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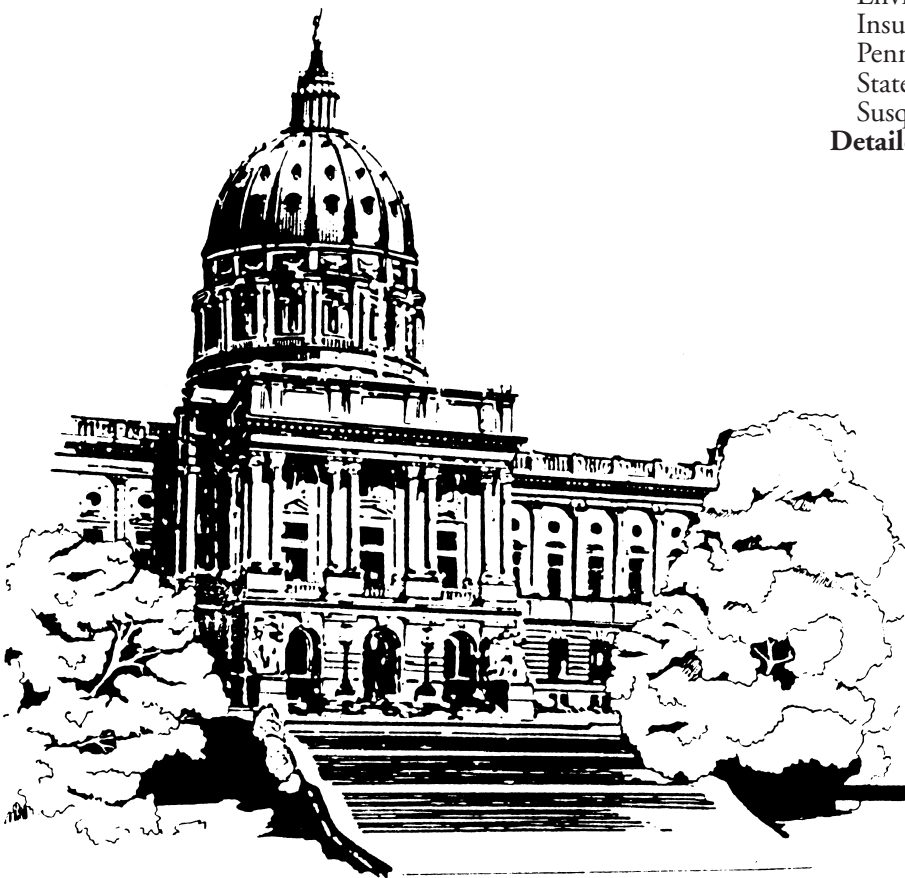
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# PENNSYLVANIA BULLETIN

Volume 47  
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Number 45  
Pages 6919—6998

**Agencies in this issue**

The Governor  
The Courts  
Department of Banking and Securities  
Department of Environmental Protection  
Department of Health  
Department of Transportation  
Environmental Hearing Board  
Insurance Department  
Pennsylvania Public Utility Commission  
State Board of Nursing  
Susquehanna River Basin Commission  
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**Latest Pennsylvania Code Reporter  
(Master Transmittal Sheet):**

**No. 516, November 2017**

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

## *Pennsylvania Bulletin*

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

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

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

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

### **Adoption, Amendment or Repeal of Regulations**

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

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

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

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

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

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

### ***Pennsylvania Code***

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

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

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

### **How to Find Documents**

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

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

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

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

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

### Fiscal Notes

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

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

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## List of Pa. Code Chapters Affected

The following numerical guide is a list of the chapters of each title of the *Pennsylvania Code* affected by documents published in the *Pennsylvania Bulletin* during 2017.

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# THE GOVERNOR

## Title 4—ADMINISTRATION

### PART I. GOVERNOR'S OFFICE

[ 4 PA. CODE CH. 6 ]

[ EXECUTIVE ORDER NO. 2017-02 ]

### Pennsylvania Commission for Women

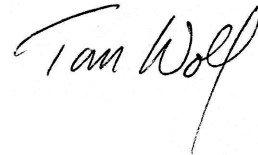
October 6, 2017

*Whereas*, women in Pennsylvania make unique, diverse and valuable contributions to the culture, society and economy of Pennsylvania, which have a beneficial impact on the commonwealth; and

*Whereas*, the commonwealth is committed to increasing access for women to civic, economic and educational opportunities and providing equality and opportunity for all Pennsylvanians; and

*Whereas*, it will benefit the commonwealth to define and address the unique contributions, needs and concerns of women and girls to improve the lives of all Pennsylvanians.

*Now, Therefore*, I, Tom Wolf, Governor of the Commonwealth of Pennsylvania, by virtue of the authority vested in me by the Constitution of the Commonwealth of Pennsylvania and other laws, do hereby reestablish the Pennsylvania Commission for Women as the commonwealth's advocate agency for women as herein set forth.



Governor

**Fiscal Note:** GOV-17-02. No fiscal impact. Increases in travel reimbursement costs due to the creation of the Commission will be absorbed within the Office of the Governor's current operating budget. (8) recommends adoption.

#### Annex A

#### TITLE 4. ADMINISTRATION

#### PART I. GOVERNOR'S OFFICE

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§§ 6.601—6.609. (Reserved).

#### Subchapter BBB. PENNSYLVANIA COMMISSION FOR WOMEN

§ 6.631. **Functions.**

The Pennsylvania Commission for Women shall:

- (1) Work with the Administration on policies, procedures, legislation and regulations that affect women.
- (2) Support economic and civic opportunities for women.
- (3) Support mentoring programs for girls and young women.
- (4) Serve as a resource for women and community groups by identifying and supporting strategies and programs that will expand and enhance the civic, social, educational, cultural and economic status of women, and providing constituent guidance as necessary.
- (5) Identify, and help build, programs and opportunities for the benefit and advancement of women.

**§ 6.632. Composition.**

(a) The Pennsylvania Commission for Women (Commission) shall consist of no more than 30 volunteer members appointed by the Governor who represent a diverse population within this Commonwealth. The Governor will invite a member of each of the four legislative caucuses in the General Assembly to serve on the Commission.

(b) Appointees shall have an interest in improving the status of women in this Commonwealth, commit to volunteer their time to and further the mission and work of the Commission, and support the Governor's legislative efforts as it positively impacts the women and girls of this Commonwealth.

(c) The Governor will designate one member of the Commission to serve as chairperson. The Governor may designate one or more Commission members to serve in leadership positions as needed. Commission leadership shall serve at the pleasure of the Governor.

(d) The Governor will appoint a member of his staff to serve as Executive Director of the Commission, who shall serve at the pleasure of the Governor.

**§ 6.633. Terms of membership.**

(a) Members will be appointed for terms of 2 years and serve until their respective successors are appointed. A member may be reappointed for one or more additional terms. Members shall serve at the pleasure of the Governor and adhere to a policy setting forth Commissioner responsibilities and expectations as may be promulgated by the Executive Director and the Pennsylvania Commission for Women (Commission chairperson).

(b) If a vacancy occurs on the Commission, the Governor will appoint a successor. The successor shall fulfill the remainder of the term. The successor may thereafter be reappointed for one or more additional terms.

(c) A member who is absent from two consecutive meetings of the Commission, without sufficient excuse, shall forfeit membership on the Commission.

**§ 6.634. Compensation.**

Members of the Pennsylvania Commission for Women will not receive compensation for their service except that members may, upon request, be reimbursed for travel in accordance with Commonwealth policy. See Chapter 40 (relating to travel and subsistence).

**§ 6.635. Relationship with other agencies.**

Agencies under the Governor's jurisdiction shall cooperate with and provide assistance and support as needed by the Pennsylvania Commission for Women (Commission) to carry out its functions effectively. Independent agencies, State-affiliated entities and State-related institutions are also strongly encouraged to work with the Commission to support its mission.

**§ 6.636. Procedures.**

(a) The Pennsylvania Commission for Women (Commission) is authorized to establish subcommittees, rules and procedures for the effective implementation of its functions, consistent with this subchapter. Subcommittees may include advisory nonmembers if approved by the Commission's chairperson and Executive Director.

(b) A majority of the Commissioners serving at any time constitutes a quorum.

**§ 6.637. Effective date.**

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

**§ 6.638. Rescission.**

Executive Order 2015-09 is rescinded.

[Pa.B. Doc. No. 17-1839. Filed for public inspection November 9, 2017, 9:00 a.m.]

## [ EXECUTIVE ORDER NO. 2017-03 ]

**Review of State Professional and Occupational Licensure Board Requirements and Processes**

October 24, 2017

*Whereas*, according to the White House report on occupational licensing, 20.2 percent of Pennsylvania workers have an occupational license. The share of workers licensed at the State level has grown rapidly since the 1950s with more than one-quarter of U.S. workers now requiring a license to work in their respective jobs; and

*Whereas*, the Bureau of Professional and Occupational Affairs (BPOA) within the Pennsylvania Department of State provides administrative and legal support to 29 professional and occupational licensing Boards and Commissions; and

*Whereas*, the Commissioner of BPOA is responsible for carrying out the duties set forth in the Administrative Code, including providing administrative support and services to the occupational licensing Boards and Commissions; and

*Whereas*, regulatory Boards and Commissions and occupational licensure serve to protect the public from harm and benefit workers; and

*Whereas*, onerous licensing requirements, excessive fees, and strict criminal history and other policies can create unnecessary barriers for Pennsylvanians who want to enter the job market.

*Now, Therefore*, I, Tom Wolf, Governor of the Commonwealth of Pennsylvania, by virtue of the authority vested in me by the Constitution of the Commonwealth of Pennsylvania and other laws, do hereby order and direct the Commissioner of Professional and Occupational Affairs within the Department of State as follows:

1. The Commissioner shall work with each Board and Commission stated in this Executive Order to undertake a critical and comprehensive review of the processes, fees, training, and continuing education requirements for occupational and professional licensure. The Commissioner shall prepare a report for each type of professional and occupational license issued by each Board or Commission. At a minimum for each type of professional license, this report shall include training requirements; licensing, registration, and renewal fees; continuing education requirements; and any other requirements described within this Executive Order. The report shall also include information regarding the number of other states which require a license for each professional or occupational license, the national and regional averages for training requirements, fees, and continuing education requirements.

2. The Commissioner may establish an advisory group to assist with the research, data collection, and formatting of the reports, and any other function the Commissioner deems necessary. The advisory group shall be composed of members chosen by the Commissioner from the professional Boards and Commissions, BPOA staff, and any other persons the Commissioner deems necessary. The Commissioner shall have 30 days from the effective date of this Executive Order to establish the advisory group.

3. For the purposes of this Executive Order, "regional" shall mean the Northeast quadrant of the United States, including Ohio, West Virginia, Maryland, Delaware, New Jersey, New York, Massachusetts, Rhode Island, Connecticut, New Hampshire, Vermont, and Maine.

4. For each of the requirements and fees identified in paragraph (1), if the requirement or fee in Pennsylvania is above the national or regional average for that license, the report shall include justification for the requirement with respect to protecting the public health and safety of the

residents of the Commonwealth of Pennsylvania. For each of the requirements and fees identified in paragraph (1), the report shall indicate whether the requirement or fee is mandated by statute, regulation, or policy.

5. For each occupational or professional license, the report shall identify which other states also provide the same or an equivalent license.

6. The report shall also include any automatic criminal history bans on licensure, specifying which crimes or convictions trigger an automatic ban and if a ban lasts for a specific period. If the criminal history ban is not applied in a majority of other regional states with the same or an equivalent license, the report shall provide justification with respect to protecting the public health and safety of the residents of the Commonwealth of Pennsylvania. The report shall indicate whether the criminal history ban is mandated by statute, regulation, or policy.

7. The report shall include any Interstate Compacts or Reciprocity Agreements that exist and identify to which states they are applicable. For the purposes of this Executive Order, an Interstate Compact or Reciprocity Agreement is any agreement that allows a license or credential issued by another state to satisfy Board or Commission licensure requirements in Pennsylvania.

8. The report shall include the following information for each Board and Commission:

a. The number of disciplinary actions imposed on licensees each year for the last five years, including fines, penalties, license suspensions, and other disciplinary actions, and the ten most frequent violations resulting in a fine;

b. Any disciplinary actions taken against persons practicing without a license or practicing with an expired or suspended license, and;

c. The average timeframe for approval for each type of license.

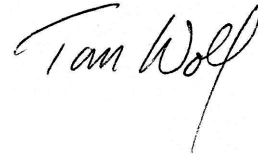
9. The report shall contain demographic information, including but not limited to, race, ethnicity, gender, and regional statistics of its licensee population and professional community.

10. The Commissioner shall submit the report including the information required in this Executive Order to the Governor, the Secretary of Policy and Planning, and the Secretary of the Commonwealth no later than 180 days from the establishment of the advisory group in paragraph (2) or 210 days from the effective date of this Executive Order, whichever is sooner.

11. For the purposes of this Executive Order, the term "Board" includes without limitation, the State Board of Accountancy, the State Architects Licensure Board, the State Board of Auctioneer Examiners, the State Board of Barber Examiners, the State Board of Certified Real Estate Appraisers, the State Board of Chiropractic, the State Board of Cosmetology, the State Board of Crane Operators, the State Board of Dentistry, the State Board for Professional Engineers, Land Surveyors, and Geologists, the State Board of Funeral Directors, the State Board of Landscape Architects, the State Board of Massage Therapy, the State Board of Medicine, the State Board of Nursing, the State Board of Nursing Home Administrators, the State Board of Occupational Therapy, the State Board of Optometry, the State Board of Osteopathic Medicine, the State Board of Pharmacy, the State Board of Physical Therapy, the State Board of Podiatry, the State Board of Psychology, the State Board of Social Workers, Marriage and Family Therapists, and Professional Counselors, the State Board of Speech-Language Pathology and Audiology, the State Board of Vehicle Manufacturers, Dealers, and Salespersons, the Navigation Commission, and the Real Estate Commission.

12. *Effective Date.* This Executive Order shall take effect immediately.

13. *Expiration Date.* This Executive Order shall expire after the final report is delivered to the Governor, the Secretary of Policy and Planning, and the Secretary of the Commonwealth.

A handwritten signature in black ink that reads "Tom Wolf". The signature is written in a cursive, flowing style.

Governor

**Fiscal Note:** GOV-17-03. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 17-1840. Filed for public inspection November 9, 2017, 9:00 a.m.]

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# THE COURTS

## Title 252—ALLEGHENY COUNTY RULES

### ALLEGHENY COUNTY

#### Judicial Administration Rule of the Court of Common Pleas; No. AD-000-219 of 2017—PJ

##### Order of Court

*And Now, to-wit, this 25th day of October, 2017, It Is Hereby Ordered, Adjudged and Decreed that the following Rule of Judicial Administration of the Court of Common Pleas of Allegheny County, Pennsylvania, adopted by the Board of Judges, shall be effective on January 6, 2018 following publication in the Pennsylvania Bulletin:*

RULE OF JUDICIAL ADMINISTRATION 6001—  
Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts

RULE OF JUDICIAL ADMINISTRATION 6001.7—  
Confidential Information

RULE OF JUDICIAL ADMINISTRATION 6001.10—  
Limits on Remote Access to Case Records

*By the Court*

JEFFREY A. MANNING,  
*President Judge*

##### LOCAL RULE OF JUDICIAL ADMINISTRATION

**Rule 6001. Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts.**

**Rule 6001.7. Confidential Information.**

Case Records and Pleadings containing confidential information shall be filed in the Allegheny County Court of Common Pleas as follows:

All documents filed with the Court which contain Confidential Information as defined in Section 7.0 of the Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts shall be filed in duplicate with an unredacted original and a copy with all Confidential Information redacted.

The unredacted original must be filed with a Fifth Judicial District Unredacted Original Cover Sheet, available at the Department of Court Records, or if e-filing, by marking the document as an unredacted original document.

Redacted Copies need not be used in matters in which the documents filed by the parties are otherwise completely confidential by law or rule and unavailable for public access including, but not limited to:

- Act 53 Proceedings
- Adoptions
- Dependency Proceedings
- Juvenile Delinquency Proceedings that are completely confidential pursuant to applicable rules and statute

- Pennsylvania Judicial Bypass Proceedings
- Support Proceedings
- Incapacity proceedings filed pursuant to 20 Pa.C.S. §§ 5501—5555
- Proceedings under 20 Pa.C.S. § 711(9)
- Confidential proceedings under the Mental Health Procedures Act, 50 P.S. § 7101 et. sec.
- Matters under seal in the Civil Division that are unavailable for public access
- Documents filed under seal in the Civil Division that are unavailable for public access

##### **Rule 6001.10. Limits on Remote Access to Case Records.**

In accordance with the Public Access Policy of the Unified Judicial System of the Pennsylvania: Case Records of the Appellate and Trial Courts, online access to the docket and case records shall be restricted as follows:

a. The public's online access to records shall be limited as set forth in section 10.0 of the Public Access Policy of the Unified Judicial System of the Pennsylvania: Case Records of the Appellate and Trial Courts.

b. Attorneys listed as counsel of record who have entered their appearance on a Civil Division, Family Division or Orphans' Court case and who have a verified login to the Department of Court Records online access portal shall have the same access to that case online as they would if they had appeared in person at the Court Facility where the records are kept, except for access to:

1. Sealed Records or Documents
2. Qualified Domestic Relations Orders;
3. Transcripts;
4. Adoption Proceedings
5. Proceedings under the Mental Health Procedures Act, 50 P.S. § 7101 et. sec.
6. Proceedings under 20 Pa.C.S. § 711(9)
7. Inheritance Tax Returns
8. Inventories and Accounts in Orphans' Court Matters
9. Addresses of Victims of Abuse;
10. Confidential Documents as defined in Section 8.0 of the Public Access Policy of the Unified Judicial System of the Pennsylvania: Case Records of the Appellate and Trial Courts except the documents listed in subsections 8.0(A)(5), (6) and (7);

11. Any Other Proceedings or Documents Specified by the President Judge or an Administrative Judge of a Division

c. Attorneys acting in a pro bono capacity on a Family Division case may enter a limited appearance. Attorneys who have entered a limited appearance and who have a verified login to the Department of Court Records online access portal shall have the same access to that case online as an Attorney of Record in subparagraph (b) above.

d. Parties to a Family Division, Civil Division, or Orphans' Court case who have filed a Praecipe of Appearance

ance for Online Access on a case and who have a verified login to the Department of Court Records online access portal shall have the same access to that case online as an Attorney of Record in subparagraph (b) above.

e. A Guardian Ad Litem in a Family Division, Civil Division, or Orphans' Court Case who has been appointed by court order filed with the Department of Court Records and who has filed a Praeceptum of Appearance for Online Access on a case with the Department of Court Records and who has a verified login to the Department of Court Records online access portal shall have the same access to that case in person and online and as an Attorney of Record in subparagraph (b) above. The Guardian Ad Litem shall file a Withdrawal of Appearance upon completion of their involvement in the case which will terminate their access to the case.

[Pa.B. Doc. No. 17-1841. Filed for public inspection November 9, 2017, 9:00 a.m.]

## Title 255—LOCAL COURT RULES

### CRAWFORD COUNTY

#### Adoption of a Local Rule of Judicial Administration Governing Case Documents Public Access Policy; C.R. Misc.-MD-346-2017; A.D. Misc.-2017-659

##### Order

*And Now*, October 10, 2017, the following local rule of judicial administration for the Court of Common Pleas of Crawford County, 30th Judicial District of the Commonwealth of Pennsylvania is adopted to be effective January 6, 2018 after publication in the *Pennsylvania Bulletin*.

The Crawford County District Court Administrator is *Ordered* and *Directed* to do the following:

1. File one (1) certified copy of this order and the local rule with the Administrative Office of Pennsylvania Courts via e-mail to adminrules@pacourts.us.
2. File two (2) paper copies of this order and the rule and one (1) electronic copy in a Microsoft Word format only to bulletin@palrb.us with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.
3. Publish a copy of this rule on the Crawford County Court website and thereafter compile this rule within the complete set of local rules no later than thirty (30) days after publication in the *Pennsylvania Bulletin* on the Crawford County Court website at www.crawfordcounty.pa.net.
4. File one (1) copy of the local rule in the Office of the Prothonotary of Crawford County, and the Office of the Clerk of Courts of Crawford County and in the Crawford County Law Library for public inspection and copying.

*By the Court*

ANTHONY J. VARDARO,  
*President Judge*

#### Rule 1907. Case Documents Public Access Policy.

Pursuant to the Public Access Policy of the Unified Judicial System of Pennsylvania Case Records of Appellate and Trial Courts at *Pennsylvania Code*, Title 204, Chapter 213, effective January 6, 2018, any party filing a document with confidential information in any filing offices of this county shall with that document include a Confidential Information Form in the form designed for that purpose by the Administrative Office of Pennsylvania Courts.

[Pa.B. Doc. No. 17-1842. Filed for public inspection November 9, 2017, 9:00 a.m.]

### INDIANA COUNTY

#### Local Rule of Judicial Administration Governing Public Access Policy; 380 MD 2017

##### Order of Court

*And Now*, this 23rd day of October 2017, it is hereby Ordered and Directed that the Court adopts the following Local Rule of Judicial Administration Governing the Public Access Policy in the 40th Judicial District. The Rule is effective January 6, 2018.

The Indiana County District Court Administrator is Ordered to do the following:

1. File one (1) copy with the Administrative Office of Pennsylvania Courts via email to adminrules@pacourts.us.
2. File two (2) paper copies and one (1) electronic copy in Microsoft Word format to bulletin@palrb.us with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.
3. Publish this Rule and the Public Access Policy of the Unified Judicial System of Pennsylvania on the Indiana County website at www.countyofindiana.org and incorporate them into the set of local rules.
4. File one (1) copy in each filing office for public inspection and copying.

*By the Court*

WILLIAM J. MARTIN,  
*President Judge*

### LOCAL RULE OF JUDICIAL ADMINISTRATION

#### Rule 100.

In accordance with Section 7.0 Confidential Information of the Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts, certain information described in Section 7.0(A) shall not be included in any document filed with the court or custodian. Parties or attorneys shall file a Confidential Information Form contemporaneously with such document. The Confidential Information Form is available on www.countyofindiana.org, www.pacourts.us, or in the filing office.

[Pa.B. Doc. No. 17-1843. Filed for public inspection November 9, 2017, 9:00 a.m.]



## LUZERNE COUNTY

**Order Adopting Local Rule of Civil Procedure 1920.51; No. 12036 of 2017; Administration Fee for Appointment of Master in Divorce****Order**

And Now, this 27th day of September, 2017, it is hereby Ordered and Decreed as follows:

1. The Court of Common Pleas of Luzerne County, constitutionally the Eleventh Judicial District of the Commonwealth of Pennsylvania promulgates and adopts Luzerne County Local Rule of Civil Procedure (L.R.Civ.P.) 1920.51 which follows hereto and incorporated herein by reference.

2. It is further Ordered and Decreed that the Court Administrator shall file via U.S. Mail one (1) certified copy of this Rule with the Administrative Office of Pennsylvania Courts, two (2) certified copies and an electronic document via e-mail saved in Microsoft Word format to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*, one (1) certified copy to the Civil Procedural Rules Committee, one (1) certified copy to the Judicial Council of Pennsylvania Statewide Rules Committee, and one (1) copy to the *Luzerne Legal Register* for publication in the next issue.

3. It is further Ordered that the effective date of this order shall be thirty (30) days after the date of publication in the *Pennsylvania Bulletin*.

4. It is further Ordered that these local rules shall be kept continuously available for public inspection and copying in the Office of Judicial Services and Records of Luzerne County.

*By the Court*

RICHARD M. HUGHES, III,  
*President Judge*

**L.R.CIV.P. 1920.51. Administrative Fee for Appointment of Master in Divorce.**

1. Simultaneously with the filing of a Motion for Appointment of a Master in Divorce, an administrative fee of Two Hundred (\$200.00) Dollars shall be paid to the Office of Judicial Services and Records (Prothonotary) by the moving party. Within twenty (20) days of service of the Motion for Appointment of a Master in Divorce, the responding party shall pay an administrative fee of Two Hundred (\$200.00) Dollars to the Office of Judicial Services and Records (Prothonotary).

2. The Master in Divorce may allocate the administrative fees charged herein as part of the recommendations of the Master's Report between the parties as may be fair and equitable by giving credit/deduction to the fees as part of the equitable distribution of marital property.

3. In the event a party fails to pay the required fee, that party shall be subject to the contempt powers of the Court and the payment of any additional expenses and costs, including attorney fees of the opposing party necessary for the enforcement of this requirement within the discretion of the Court.

4. In the event one party pays both administrative fees, he or she shall be awarded a Two Hundred (\$200.00) Dollar credit as part of the final equitable distribution of marital property.

5. In the event that a party is indigent, and unable to pay the administrative fee, he or she may petition the Court for in forma pauperis (IFP) status to waive the fee

pursuant to Pa.R.C.P. 240. If the party is represented by an attorney, that attorney shall file a certification that he or she is providing free legal services to that party as part of the IFP petition. If one party is indigent, the Court may allocate both fees to the non-indigent party. If both parties are indigent, neither party shall be responsible for the fee.

6. No other administrative fees shall be charged due to the appointment of a Master in Divorce.

7. Luzerne County Local Rule of Civil Procedure 1920.51 shall be effective thirty (30) days after the date of publication in the *Pennsylvania Bulletin*.

[Pa.B. Doc. No. 17-1844. Filed for public inspection November 9, 2017, 9:00 a.m.]

## MONTGOMERY COUNTY

**Rescission of Local Rule of Civil Procedure \*230.2—Termination of Inactive Cases; No. 17-00007****Order**

And Now, this 16th day of October, 2017, the Court hereby Rescinds Montgomery County Local Rule of Civil Procedure \*230.2 Termination of Inactive Cases. This Rule change shall become effective immediately.

The Court Administrator is directed to publish this Order once in the *Montgomery County Law Reporter* and in *The Legal Intelligencer*. In conformity with Pa.R.J.A. 103, one (1) certified copy of this Order shall be filed with the Administrative Office of Pennsylvania Courts. Two (2) certified copies shall be distributed to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*. One (1) copy shall be filed with the Law Library of Montgomery County, and one (1) copy with each Judge of this Court. This Order shall also be published on the Court's website and incorporated into the complete set of the Court's Local Rules.

*By the Court*

THOMAS M. DELRICCI,  
*President Judge*

**Rule \*230.2. Termination of Inactive Cases.**

(Rescinded.)

[Pa.B. Doc. No. 17-1845. Filed for public inspection November 9, 2017, 9:00 a.m.]

**DISCIPLINARY BOARD OF THE SUPREME COURT****Notice of Administrative Suspension**

Notice is hereby given that the following attorneys have been Administratively Suspended by Order of the Supreme Court of Pennsylvania dated September 26, 2017, pursuant to Pennsylvania Rules of Disciplinary Enforcement 219 which requires that all attorneys admitted to practice in any court of this Commonwealth must pay an annual assessment of \$225.00. The Order became effective October 26, 2017.

Notice with respect to attorneys having Pennsylvania registration addresses, which have been administratively suspended by said Order, was published in the appropriate county legal journal.

JESSICA GABRIEL ABRANTES  
SCOTCH PLAINS, NJ

JOHN BAPTIST ACIERNO, III  
NEW YORK, NY

JOHN F. ARTMAN  
BINGHAMTON, NY

CHRISTINE AXSMITH  
CHARLOTTE, NC

ADAM PAUL BAAS  
SAN FRANCISCO, CA

JAMES DOUGLAS BARGER  
PENSACOLA, FL

CHRISTOPHER THOMAS BASILO  
WEST PALM BEACH, FL

CRAIG L. BAZARSKY  
NEW YORK CITY, NY

HARRIETT I. BELL  
HOUSTON, TX

BRADLEY K. BETTRIDGE  
HUNTINGTON, NY

EMILY ANN BIEBER  
SAN JOSE, CA

ANNE CARRINGTON BLANKENSHIP  
CHARLESTON, WV

ALEX R. BLUM  
JERSEY CITY, NJ

BENJAMIN ADAM BOGAN  
TUCSON, AZ

WILLIAM DAVID BREIT  
VIRGINIA BEACH, VA

H. BRUCE BRONSON, JR.  
RYE BROOK, NY

DAVID JACKSON BROWN  
ROCKVILLE, MD

DYLAN DEAN BROWN  
LINWOOD, NJ

RYAN TYLER BROWN  
LINWOOD, NJ

BURT LEE BURNETT  
ABILENE, TX

ANNE STEEL BURRIS  
WESTFIELD, NJ

MARY D. S. BURTON  
LOS ANGELES, CA

ERIN REGINA CARROLL  
TRENTON, NJ

CAROL ANN CASTELBUONO  
HASKELL, NJ

BRENDAN H. CHANDONNET  
WASHINGTON, DC

JANET CAROLYN CHECKLEY  
SINGAPORE

JEFFREY WILLIAM CHIVERS  
NEW YORK, NY

EDWARD J. CLINTON, JR.  
BURKE, VA

SANFORD HARRY COHEN  
REDONDO BEACH, CA

ELIZABETH WARD CONNELL  
PALO ALTO, CA

TAYLOR MARIE COON  
HARTFORD, CT

IRENE MARIE COSTELLO  
NEW YORK, NY

KENNETH JAMES COUGHLAN  
BALTIMORE, MD

ALAN R. CRAIN, JR.  
HOUSTON, TX

CHAD BARNETT DAVIS  
VINELAND, NJ

MARTA MARIA DE ANGULO  
HARLINGEN, TX

LEE ANN DEAN  
WASHINGTON, DC

KRISTI A. D'EMIDIO  
ASHBURN, VA

WILLIAM H. DONAHUE, JR.  
WESTMONT, NJ

DIMITRI DUBE  
FRISCO, TX

DARREN JAY EPSTEIN  
NEW CITY, NY

CARMEN MARIE FINEGAN  
ORTLEY BEACH, NJ

CARL FIGUEROA  
WESTFIELD, NJ

LUDWIG PETER GAINES  
ALEXANDRIA, VA

MARIBEL GARCIA  
ARECIBO, PR

GRACE L. GAVIGAN  
NORTH HAVEN, CT

ROBERT WINSOR GIFFORD  
RIDGEWOOD, NJ

JOHN E. GOLD, III  
CHERRY HILL, NJ

SUSANNE HOFF GOODSON  
WILMINGTON, DE

MATTHEW W. GOTTESFELD  
EASTAMPTON, NJ

MARK ALAN GULBRANSON, JR.  
ATLANTIC CITY, NJ

R. CAMPBELL HAY  
WILMINGTON, DE

ALLISON HAYES  
CLEVELAND, OH

GRANT JOSEPH HENDERSON  
MOUNT LAUREL, NJ

KELLY MORGAN HICKS  
WILMINGTON, DE

MELISSA YVETTE HOFFMAN  
MOUNT LAUREL, NJ

PAUL FRANCIS JENKINS, III  
CHERRY HILL, NJ

HAYWOOD ALAN JONES  
ELLCOTT CITY, MD

JEFF NEUMAN KASTEN  
COLLINGSWOOD, NJ

DANIEL KATONA  
PHILADELPHIA, NJ

TIMOTHY S. KAVANAUGH  
WILMINGTON, DE

WILLIAM DENZEL KEE, III  
SUGAR LAND, TX

KATIE BLESSING KEPNER  
MARLTON, NJ

ERIC SEUNGJAY KIM  
SEOUL, KOREA

ANNE KATHERINE KNAPP  
THOROFARE, NJ

DANNY LALLIS  
WESTFIELD, NJ

DREW CALDER LONG  
BASKING RIDGE, NJ

ROMOLA O. LUCAS  
NEW YORK, NY

MICHAEL DICKINSON LURIE  
BOSTON, MA

SAMUEL RUVEN MAIZEL  
LOS ANGELES, CA

THOMAS R. MATVEY  
WARWICK, BERMUDA

WILLIAM H. MCCARTY, JR.  
MANASAS, VA

ELIZABETH A. MCGOVERN  
LONDON

PATRICK M. MCGRORY  
WILMINGTON, DE

IRENE ANNE MCKENNA  
MOORESTOWN, NJ

LIBRA GENE' MCNEESE  
SPRINGFIELD, IL

ANNE P. MIGATZ  
BRIGANTINE, NJ

MICHAEL JOHN MLOTKOWSKI  
MCLEAN, VA

STEPHEN E. MOORE  
LITTLE RIVER, SC

DWIGHT O. MOXIE  
IRVINE, CA

THOMAS J. NEYLON  
WILMINGTON, DE

WALTER JOHN O'BRIEN  
LEWES, DE

PETER ANTHONY PARIZZI  
PENNSVILLE, NJ

JEFFREY T. PISTOL  
TRENTON, NJ

EILEEN POWERS  
PENNINGTON, NJ

SCOTT C. PYFER  
WESTFIELD, NJ

DANIEL MERRILL REPLOGLE, III  
OAKLYN, NJ

SAMANTHA VICTORIA RICCI  
COVINGTON, VA

DESIREE ANN RICHARD  
ANAHEIM, CA

TRAVIS J. RICHARDS  
MOUNT HOLLY, NJ

JOHN EDWARD RICHARDSON, JR.  
ST. PETERS, MO

CHARLES C. RIFICI  
MAGNOLIA, NJ

ALLISON MASON ROHRER  
HADDONFIELD, NJ

JENNY ELAYNE RONIS  
WATERBURY, VT

BRITTANY ANN RUSSELL  
NEW YORK, NY

DAWN R. SANFILIPPO  
WOODCLIFF LAKE, NJ

THOMAS EDWARD SCANLON  
PORTLAND, OR

BARRETT RYAN SCHULTZ  
BOWIE, MD

STEVEN JAMES SHELDON  
PARSSIPANY, NJ

RICHARD C. SHOLLENBERGER, JR.  
CHICAGO, IL

HARRISON ALLEN SLATON  
MAPLEWOOD, NJ

JEFFREY ANDREW SLAVIN  
NEW YORK, NY

JOSHUA EDWARD SLAVIN  
MOUNT PLEASANT, SC

MARK H. M. SOSNOWSKY  
ARLINGTON, VA

DOMINIC ANDREW SPEZIALI  
MARLTON, NJ

JARED STEINBERG  
CLEVELAND, OH

ANDREW W. STEPHENSON  
WASHINGTON, DC

WALTER S. STEVENS  
ESCONDIDO, CA

FREDERICK D. STRICKLAND, JR.  
ATLANTA, GA

JOANNE KAY SUNDHEIM  
WILMINGTON, DE

BARBARA IVARINE SURI  
NEW YORK, NY

EDWARD ABE TARLOV  
WILMINGTON, DE

HEATHER MARIE TRAN  
HADDON TOWNSHIP, NJ

BETH A. UNGERMAN  
WILMINGTON, DE

SYDNEY ELIZABETH VICTOR  
TIMBERLAKE, OH

SUSAN ALISON WEBER  
WESTERN SPRINGS, IL

ALISHA LATEL WILLIAMS  
BROOKLYN, NY

GINA R. WOLFERT  
SCARSDALE, NY

SCOTT ROBERT ZUCKER  
ANNANDALE, VA

SUZANNE E. PRICE,  
*Attorney Registrar*  
*The Disciplinary Board of the*  
*Supreme Court of Pennsylvania*

[Pa.B. Doc. No. 17-1846. Filed for public inspection November 9, 2017, 9:00 a.m.]

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# RULES AND REGULATIONS

## Title 28—HEALTH AND SAFETY

DEPARTMENT OF HEALTH

[ 28 PA. CODE CH. 1191 ]

### Medical Marijuana; Patients and Caregivers; Temporary Regulations

The Department of Health (Department) is publishing temporary regulations in Chapter 1191 (relating to patients and caregivers) to read as set forth in Annex A. The temporary regulations are published under the Medical Marijuana Act (act) (35 P.S. §§ 10231.101—10231.2110). Section 1107 of the act (35 P.S. § 10231.1107) specifically provides that, to facilitate the prompt implementation of the act, the Department may promulgate temporary regulations that are not subject to sections 201—205 of the act of July 31, 1968 (P.L. 769, No. 240) (45 P.S. §§ 1201—1205), known as the Commonwealth Documents Law, the Regulatory Review Act (71 P.S. §§ 745.1—745.14) and sections 204(b) and 301(10) of the Commonwealth Attorneys Act (71 P.S. §§ 732-204(b) and 732-301(10)).

To implement the Medical Marijuana Program, the Department will be periodically publishing temporary regulations regarding various sections of the act. The temporary regulations for patients and caregivers will expire on November 12, 2019.

Chapter 1191 pertains to patients and caregivers who wish to participate in the Medical Marijuana Program, including requirements for identification cards, application fees, background checks for caregivers, and the patient and caregiver registry. The next set of temporary regulations that the Department anticipates publishing relate to academic clinical research centers.

Interested persons are invited to submit written comments, suggestions or objections regarding the temporary regulations to John J. Collins, Office of Medical Marijuana, Department of Health, Room 628, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120, (717) 787-4366, RA-DHMedMarijuana@pa.gov. Persons with a disability who wish to submit comments, suggestions or objections regarding the temporary regulations may do so by using the previous contact information. Speech and/or hearing impaired persons may use V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT). Persons who require an alternative format of this document may contact John J. Collins so that necessary arrangements may be made.

RACHEL L. LEVINE, MD,  
*Acting Secretary*

*(Editor's Note: Title 28 of the Pennsylvania Code is amended by adding temporary regulations in §§ 1191.21—1191.33 to read as set forth in Annex A.)*

**Fiscal Note:** 10-205. No fiscal impact; (8) recommends adoption.

Annex A

### TITLE 28. HEALTH AND SAFETY

#### PART IX. MEDICAL MARIJUANA

#### CHAPTER 1191. PATIENTS AND CAREGIVERS

Sec.	
1191.21.	Definitions.
1191.22.	Patient and caregiver registry.
1191.23.	Patients and caregivers generally.
1191.24.	Medical marijuana cardholder responsibilities.
1191.25.	Application for, and issuance of, identification cards.
1191.26.	Application fees.
1191.27.	Criminal background checks.
1191.28.	Identification cards.
1191.29.	Renewing an identification card.
1191.30.	Revocation or suspension of identification card; removal or suspension from the patient and caregiver registry.
1191.31.	Obtaining medical marijuana from a dispensary.
1191.32.	Medical marijuana patient authorization letters.
1191.33.	Appeals.

#### § 1191.21. Definitions.

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

*Adult patient*—A patient who is 18 years of age or older.

*Applicant*—

(i) A patient or a caregiver who submits an identification card application to the Department.

(ii) The term includes a legal guardian or a parent who submits an application on behalf of a patient.

(iii) The term does not include an individual under 21 years of age unless the Department has determined under section 507(a) of the act (35 P.S. § 10231.507(a)) that the individual should be permitted to serve as a caregiver.

*Caregiver*—One of the following:

(i) An individual designated by a patient to obtain on behalf of a patient, and provide to a patient, a medical marijuana product.

(ii) For a minor patient, an individual who meets the requirements of section 506(2) of the act (35 P.S. § 10231.506(2)).

*Legal guardian*—

(i) An individual appointed as a guardian of a patient under the laws of the Commonwealth.

(ii) The term does not include an individual who has been appointed a guardian only of a patient's property.

*Medical marijuana cardholder*—An adult patient or caregiver who possess a valid identification card.

*Medical marijuana patient authorization letter*—A document issued by the Department under § 1191.32 (relating to medical marijuana patient authorization letters).

*Minor patient*—A patient who is under 18 years of age.

*Parent*—The biological, natural or adoptive mother or father of a patient.

*Patient and caregiver registry*—A list of patients and caregivers established and maintained by the Department.

*Patient certification*—The document issued by a practitioner under § 1181.27 (relating to issuing patient certifications) certifying that a patient has one or more serious medical conditions.

*Pennsylvania Justice Network*—An integrated justice portal that provides a common online environment for authorized users to access public safety and criminal justice information.

**§ 1191.22. Patient and caregiver registry.**

(a) The Department will maintain a patient and caregiver registry.

(b) Patient and caregiver information maintained by the Department is confidential and not subject to public disclosure, including disclosure under the Right-to-Know Law (65 P.S. §§ 67.101—67.3104), including all of the following:

- (1) Information provided in an identification card application.
- (2) Information in a patient certification issued by a practitioner.
- (3) Criminal history record check information provided as part of an identification card application submitted by a caregiver under § 1191.27 (relating to criminal background checks).
- (4) Information encoded in the 2D barcode of an identification card.
- (5) Information relating to a patient's serious medical condition.
- (c) A caregiver who is listed in the patient and caregiver registry may waive in writing the caregiver's right to confidentiality and consent to the caregiver's name and contact information being provided to a patient who has obtained a patient certification from a practitioner.

**§ 1191.23. Patients and caregivers generally.**

(a) The qualifications that a patient or caregiver shall meet to be included in the patient and caregiver registry and to obtain an identification card or a medical marijuana patient authorization letter are continuing qualifications.

(b) Except with respect to a minor patient as provided in § 1191.32 (relating to medical marijuana patient authorization letters), the Department may issue an identification card to an applicant who meets the qualifications in the act and this part.

(c) The Department may issue an identification card to an individual who is under 21 years of age to serve as a caregiver when a sufficient showing, as determined by the Department, is made to the Department that the individual should be permitted to serve as a caregiver.

(d) A minor patient shall have a caregiver who is one of the following:

- (1) A parent or legal guardian.
- (2) An individual designated by a parent or legal guardian.
- (3) An appropriate individual approved by the Department upon a sufficient showing that a parent or legal guardian is not appropriate or available.

**§ 1191.24. Medical marijuana cardholder responsibilities.**

(a) A medical marijuana cardholder shall immediately contact the Department upon the occurrence of any of the following:

- (1) A change of the medical marijuana cardholder's name or address.
- (2) The withdraw of a patient certification by a practitioner under § 1181.29 (relating to revocation of a patient certification).
- (3) A decision by a patient or the patient's legal guardian to discontinue the services of a caregiver.
- (4) A decision by a caregiver to no longer serve as a caregiver for a patient.
- (5) A decision by a patient, the patient's legal guardian or a parent on behalf of a patient to discontinue obtaining medical treatment from the practitioner who issued the patient certification to the patient.

(b) A medical marijuana cardholder shall return the identification card to the Department within 10 business days following receipt of written notice from the Department of the occurrence of any of the following:

- (1) The removal of the medical marijuana cardholder from the patient and caregiver registry under § 1191.30 (relating to revocation or suspension of identification card; removal or suspension from the patient and caregiver registry).
- (2) The Department has received notification from the practitioner who issued the patient certification to the patient of the occurrence of any of the circumstances described in § 1181.29(b).

**§ 1191.25. Application for, and issuance of, identification cards.**

(a) An applicant shall submit an identification card application on a form prescribed by the Department. The application will be made available on the Department's publicly-accessible web site and in hard copy upon request.

(b) An identification card application submitted by or on behalf of a patient must include, at a minimum, all of the following:

- (1) The name, address, telephone number, e-mail address, if available, and date of birth of the patient.
- (2) The patient's Pennsylvania driver's license number, a Department of Transportation State-issued identification card, if applicable, or other documentation acceptable to the Department evidencing the patient's identification and residency in this Commonwealth.
- (3) The name, address and telephone number of the practitioner who issued the patient certification.
- (4) The name, birth date, address, telephone number and e-mail address, if applicable, of up to two individuals designated by the applicant to serve as caregivers, if applicable.
- (5) The patient certification issued by the patient's practitioner, which will be provided by the practitioner to the Department under § 1181.27(c)(2) (relating to issuing patient certifications).
- (6) The appropriate fee or proof of financial hardship as provided for in § 1191.26 (relating to application fees).
- (7) The signature of the applicant and the date signed.

(8) A statement that a false statement made in the application is punishable under the applicable provisions of 18 Pa.C.S. Chapter 49 (relating to falsification and intimidation).

(9) Any other information deemed necessary by the Department.

(c) For an application submitted under this section that designates an individual as a caregiver who is not authorized under the act or this part to serve as a caregiver, all of the following apply:

(1) The Department may deny that portion of the application and approve the balance of the application. In that case, an identification card may be issued to the patient but the designated caregiver will not be authorized to serve in that capacity.

(2) If the application is submitted on behalf of a minor patient but does not include the designation of another individual as a caregiver who is authorized under the act or this part to serve as a caregiver, the Department will deny the entire application unless and until the applicant designates an individual who is authorized to serve.

(3) An individual designated as a caregiver is not authorized to serve as a caregiver unless and until the individual submits an application under subsection (d) and is issued an identification card by the Department.

(d) An identification card application submitted by a caregiver must include, at a minimum, all of the following:

(1) The name, address, telephone number, e-mail address, if available, and date of birth of the caregiver.

(2) The caregiver's Pennsylvania driver's license number, a Department of Transportation State-issued identification card, if applicable, or other documentation acceptable to the Department evidencing the caregiver's identification.

(3) The name, address and telephone number of the practitioner who issued the patient certification.

(4) The patient certification issued by the patient's practitioner, which will be provided by the practitioner to the Department under § 1181.27(c)(2).

(5) A copy of the criminal history record information required under § 1191.27 (relating to criminal background checks).

(6) The name, address, telephone number and e-mail address, if available, of up to five patients for which the caregiver wishes to be approved by the Department as a caregiver.

(7) The appropriate fee or proof of financial hardship as provided for in § 1191.26.

(8) The signature of the applicant and the date signed.

(9) A statement that a false statement made in the application is punishable under the applicable provisions of 18 Pa.C.S. Chapter 49.

(10) Any other information deemed necessary by the Department.

(e) The Department will review the criminal history record information obtained by a caregiver under § 1191.27 and the Prescription Drug Monitoring Program database before approving the issuance of an identification card to the caregiver. The Department will deny the issuance of an identification card to a caregiver if the caregiver has been convicted of a criminal offense relating to the sale or possession of drugs, narcotics or controlled

substances that occurred within the 5 years immediately preceding the submission of the application. The Department may deny the issuance of an identification card to a caregiver if the caregiver has a history of drug abuse or of diverting controlled substances or illegal drugs.

(f) The Department will promptly notify an applicant in writing if an identification card application is incomplete or factually inaccurate, and provide the applicant with an explanation as to what documents or information are necessary for the Department to consider the identification card application to be complete and accurate.

(g) An applicant shall have 60 days from receipt of a notification under subsection (f) to submit to the Department the documents or information requested. If an applicant fails to submit the requested documents or information within 60 days, the Department may deny the identification card application.

(h) The Department will notify an applicant in writing of the reasons for the denial of an identification card application.

(i) An applicant whose identification card application is denied may submit a new identification card application. The Department may decline to consider a new application that does not correct the deficiencies in the initial application leading to a prior denial.

#### § 1191.26. Application fees.

(a) An applicant shall submit a fee of \$50 with an identification card application or identification card renewal application.

(b) Notwithstanding subsection (a), an applicant shall submit a fee of \$25 under the following circumstances:

(1) The Department issues a replacement identification card as a result of a lost, stolen, destroyed, defaced or illegible identification card.

(2) The patient's practitioner has been removed from the practitioner registry under § 1181.26 (relating to removal of a practitioner from the practitioner registry) and the patient applies for a new identification card.

(c) The Department may establish higher fees for issuance of a second and subsequent replacement identification cards. Each January, the Department will post on its publicly-accessible web site the fees for issuance of a second and subsequent replacement identification cards, and will publish notice of those fees in the *Pennsylvania Bulletin*.

(d) Subject to § 1191.32 (relating to medical marijuana patient authorization letters), the Department may waive or reduce the fee for an identification card application or identification card renewal application for an applicant who demonstrates financial hardship. Each January, the Department will post on its publicly-accessible web site the qualifications for financial hardship that an applicant requesting a waiver or reduction of the application fee shall submit with an identification card application or identification card renewal application. The Department will publish notice of the qualifications for financial hardship in the *Pennsylvania Bulletin*.

#### § 1191.27. Criminal background checks.

(a) An individual applying for an identification card to serve as a caregiver shall submit fingerprints to the Pennsylvania State Police or its authorized agent for the purpose of obtaining a criminal history record check. The Pennsylvania State Police or its authorized agent will submit the fingerprints to the Federal Bureau of Investi-

gation for the purpose of verifying the identity of the caregiver and obtaining a current record of any criminal arrests and convictions.

(b) The Department may only review the criminal history record information received under subsection (a) to determine the caregiver's character, fitness and suitability to serve as a caregiver under the act and this part.

**§ 1191.28. Identification cards.**

(a) The Department will issue an identification card to a patient or caregiver as soon as reasonably practicable after approving an identification card application.

(b) An identification card will contain all of the following information:

- (1) The full name of the medical marijuana cardholder.
- (2) The address of the medical marijuana cardholder.
- (3) A designation of the medical marijuana cardholder as a patient or a caregiver.
- (4) The date of issuance and the date of expiration of the identification card.
- (5) A unique identification number for the medical marijuana cardholder.

(6) A photograph of the medical marijuana cardholder unless the patient or caregiver provides the Department with a statement in accordance with subsection (c).

(7) Any requirement or limitation on the patient certification concerning the recommended form of medical marijuana or limitation on the duration of use, if applicable.

(8) Any other information deemed necessary by the Department.

(c) Notwithstanding subsection (b)(6), the Department may not require a photograph on an identification card if a statement is provided to the Department in an identification card application that a photograph cannot be provided due to religious beliefs.

(d) An identification card issued to a patient will expire on the earlier to occur of the following:

- (1) The date occurring 1 year from the date of issuance.
- (2) The date, if any, contained in the patient certification issued to the patient beyond which the practitioner does not believe the use of medical marijuana by the patient would be therapeutic or palliative.
- (3) The date the patient dies.

(e) An identification card issued to a caregiver will expire on the earlier to occur of the following:

- (1) The date that occurs 1 year from the date of issuance.
- (2) Any of the events listed under subsection (d)(2) or (3).
- (3) The date the caregiver dies.

(f) A medical marijuana cardholder shall apply to the Department for a replacement identification card within 10 business days of discovering the loss or defacement of the identification card.

**§ 1191.29. Renewing an identification card.**

(a) A medical marijuana cardholder shall submit an identification card renewal application to the Department no later than 30 days prior to the expiration date on the card. The form of the renewal application will be prescribed by the Department and will be made available on the Department's publicly-accessible web site and in hard

copy upon request. A medical marijuana cardholder shall include with the identification card renewal application a new or updated patient certification issued by the patient's practitioner, which will be provided by the practitioner to the Department under § 1181.27(c)(2) (relating to issuing patient certifications).

(b) If the Department denies an identification card renewal application or if the Department does not receive a complete identification card renewal application by the expiration date on the identification card, the identification card will no longer be valid beyond the expiration date and the Department may remove a medical marijuana cardholder from the patient and caregiver registry.

**§ 1191.30. Revocation or suspension of identification card; removal or suspension from the patient and caregiver registry.**

(a) The Department may revoke or suspend a medical marijuana cardholder's identification card and remove the patient or caregiver from the patient and caregiver registry upon the occurrence of any of the following:

- (1) The Department receives written notice from a practitioner under § 1181.29(a) (relating to revocation of a patient certification).
- (2) A caregiver notifies the Department in writing that the caregiver is no longer acting as a caregiver.

(3) Information obtained from the Pennsylvania Justice Network indicates that a caregiver has been convicted of a criminal offense relating to the sale or possession of drugs, narcotics or controlled substances after being issued an identification card.

(4) The patient or caregiver has intentionally, knowingly or recklessly violated the act or regulations as determined by the Department. The suspension or revocation will be in addition to any criminal or other penalty that may apply.

(5) Except for good cause shown, a medical marijuana cardholder does not visit a dispensary within 60 days from the issuance date on an identification card.

(6) A patient notifies the Department in writing that the patient has removed or changed a current caregiver. If the caregiver is not serving as a caregiver for any other patient, the Department will issue a notification to the caregiver that the caregiver's identification card is invalid and shall be promptly returned to the Department.

(b) The Department will promptly notify a medical marijuana cardholder in writing of any action taken by the Department regarding the medical marijuana cardholder as a result of information received under subsection (a).

(c) If a patient's practitioner has been removed from the practitioner registry under § 1181.26 (relating to removal of a practitioner from the practitioner registry) or if a patient's practitioner withdraws the patient's patient certification under § 1181.29(c), a medical marijuana cardholder shall submit a new application for an identification card within 90 days of receiving written notice from the Department or prior to the expiration date on the identification card, whichever is sooner.

**§ 1191.31. Obtaining medical marijuana from a dispensary.**

(a) A medical marijuana cardholder may only obtain medical marijuana product from a dispensary.

(b) A medical marijuana cardholder may only obtain medical marijuana product from a dispensary based upon



the recommendation in a patient certification that has not been revoked under § 1181.29 (relating to revocation of a patient certification) and that may be accessed by a dispensary through the electronic tracking system.

(c) A medical marijuana cardholder may not obtain or possess any of the following:

(1) A different form or greater quantity of medical marijuana product, if any, from that indicated on the patient certification.

(2) Subject to paragraph (1) and subsection (d), a greater quantity of medical marijuana product than a 30-day supply.

(3) Medical marijuana product that has otherwise been dispensed by a dispensary in violation of § 1161.24 (relating to limitations on dispensing).

(d) Notwithstanding subsection (c)(2), during the last 7 days of any 30-day period, a patient may obtain and possess a 30-day supply for the subsequent 30-day period.

**§ 1191.32. Medical marijuana patient authorization letters.**

(a) The Department will issue a medical marijuana patient authorization letter to a minor patient instead of issuing an identification card to the minor. Upon reaching majority, a minor patient who has been issued a medical marijuana patient authorization letter will be entitled to

receive an identification card upon application under § 1191.25 (relating to application for, and issuance of, identification cards).

(b) The Department may issue a medical marijuana patient authorization letter to an adult patient.

(c) A patient who has been issued a medical marijuana patient authorization letter by the Department under this section shall have all of the rights and obligations of a medical marijuana cardholder under this chapter, except that an identification card shall be required for entry into a dispensary.

(d) A medical marijuana patient authorization letter is subject to the same terms and conditions, including expiration, revocation and suspension requirements, as an identification card under this chapter.

(e) A patient who has been issued a medical marijuana patient authorization letter by the Department under this section will not be required to pay an identification card application fee or an identification card renewal application fee.

**§ 1191.33. Appeals.**

Chapter 5 of 2 Pa.C.S. (relating to practice and procedure) applies to all actions of the Department under this chapter constituting an adjudication as defined in 2 Pa.C.S. § 101 (relating to definitions).

[Pa.B. Doc. No. 17-1847. Filed for public inspection November 9, 2017, 9:00 a.m.]

# NOTICES

## DEPARTMENT OF BANKING AND SECURITIES

### Actions on Applications

The Department of Banking and Securities (Department), under the authority contained in the act of November 30, 1965 (P.L. 847, No. 356), known as the Banking Code of 1965; the act of May 15, 1933 (P.L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P.L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending October 31, 2017.

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

### BANKING INSTITUTIONS

#### Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
10-26-2017	First Citizens Community Bank Mansfield Tioga County  Application for approval to purchase assets and assume liabilities of one branch of S&T Bank, Indiana, located at: 141 West Beaver Avenue State College Centre County	Approved
9-15-2017	Bucks County Bank Doylestown Bucks County  Merger of Bucks County Bank, Doylestown, PA, with and into First Bank, Hamilton, Mercer County, NJ.	Effective

#### Branch Applications

##### De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
10-25-2017	Jonestown Bank & Trust Co. Jonestown Lebanon County	670 Furnace Hills Pike Lititz Lancaster County	Approved

#### Articles of Amendment

<i>Date</i>	<i>Name and Location of Institution</i>	<i>Action</i>
10-31-2017	Hyperion Bank Philadelphia Philadelphia County  Amendment to Article VI of the institution's Articles of Incorporation provides for a decrease in the par value per share of common stock.	Effective

### CREDIT UNIONS

#### Community Charter Conversions

<i>Date</i>	<i>Name and Location of Institution</i>	<i>Action</i>
10-25-2017	Community Regional Credit Union Kingston Luzerne County  The credit union proposes to amend Article 8 of its Articles of Incorporation to provide the following field of membership: "The field of membership of this credit union will include all people who live, work, worship or attend school in, and businesses and other legal entities in Luzerne and Lackawanna Counties, where both offices are currently located, in the Commonwealth of Pennsylvania."	Approved

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

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
10-27-2017	1st Ed Credit Union Chambersburg Franklin County	526 North Antrim Way Greencastle Franklin County	Filed

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

ROBIN L. WIESSMANN,  
*Secretary*

[Pa.B. Doc. No. 17-1848. Filed for public inspection November 9, 2017, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Applications, Actions and Special Notices

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#### APPLICATIONS

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

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

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

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

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

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

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

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

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

### I. NPDES Renewal Applications

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N?
PA0032000— SEW	DCNR Bureau of State Parks— Gifford Pinchot STP 2200 Rosstown Road Lewisberry, PA 17739-9787	Warrington Township/ York County	Conewago Creek/7F	Y
PA0088579— SEW	Felton Borough 88 Main Street Felton, PA 17322	Felton Borough/ York County	N Branch Muddy Creek/7I	Y
PA0087734— IW	Columbia Water Company— Dugan Water Treatment Plant 220 Locust Street, PO Box 350 Columbia, PA 17512	Hellam Township/ York County	Dugan Run/7I	Y
PAS703502	Mifflin County Airport Authority 547 Airport Road PO Box 461 Reedsville, PA 17084	Brown Township/ Mifflin County	Tea Creek/12A	Y

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N?
PA0034568 (Sewage)	Harbor Terrace MHP 203 Independence Lane New Castle, PA 16101-2883	Lawrence County Union Township	Unnamed Tributary to Shenango River (20-A)	Yes
PA0034916 (Industrial)	Ilsco Extrusions 93 Werner Road Greenville, PA 16125-9434	Mercer County Sugar Grove Township	Little Shenango River and Unnamed Tributary to Little Shenango River (20-A)	Yes
PA0044041 (Industrial Waste)	Corry Fish Culture Station 1735 Shiloh Road State College, PA 16801-8400	Erie County Wayne Township	Unnamed Tributary of South Branch French Creek and Unnamed Tributary to Spencer Creek (16-A)	Yes
PA0272639 (Sewage)	Gayle Marco & Lawrence Scanlon & Madeline Scanlon SRSTP 110 Shadow Lane Coraopolis, PA 15108-1140	Erie County Springfield Township	Unnamed Tributary to Raccoon Creek (15-A)	Yes
PA0223000 (Sewage)	Kalyumet Campground 8630 Miola Road Lucinda, PA 16235	Clarion County Highland Township	Callihan Run (17-B)	Yes

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

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

**PA0085669**, Sewage, SIC Code 4952, **Centerport Borough Municipal Authority Berks County**, PO Box 248, Centerport, PA 19516-0248. Facility Name: Centerport STP. This existing facility is located in Centerport Borough, **Berks County**.

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

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

The proposed effluent limits for Outfall 001 are based on a design flow of 0.06 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Concentrations (mg/L)			Instant. Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.64
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	12.5	XXX	XXX	25.0	XXX	50
Biochemical Oxygen Demand (BOD <sub>5</sub> )						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	15	XXX	XXX	30.0	XXX	60
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ammonia-Nitrogen						
Nov 1 - Apr 30	10	XXX	XXX	20.0	XXX	40
May 1 - Oct 31	7.8	XXX	XXX	15.5	XXX	31
Total Dissolved Solids	Report	XXX	XXX	Report	XXX	XXX
	Avg Qrtly			Avg Qrtly		
Total Nitrogen	Report	XXX	XXX	Report	XXX	XXX
	Avg Qrtly			Avg Qrtly		
Total Phosphorus	Report	XXX	XXX	Report	XXX	XXX
	Avg Qrtly			Avg Qrtly		

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.

**PA0084638**, Industrial, SIC Code 4941, 4952, **Boyertown Borough**, 100 S Washington Street, Boyertown, PA 19512-1599. Facility Name: Boyertown Borough Water System. This existing facility is located in Earl Township, **Berks 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), Unnamed Tributary to Ironstone Creek, is located in State Water Plan watershed 3-D and is classified for Trout Stocking, aquatic life, water supply and recreation. The stream has an existing use of Cold Water Fish. The discharge is not expected to affect public water supplies.

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

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Daily Maximum		Average Monthly	Daily Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.3	XXX	0.9
Total Suspended Solids	10	20	XXX	30.0	60.0	75
Aluminum, Total	0.4	0.7	XXX	1.3	2.1	3.3
Iron, Total	0.7	1.3	XXX	2.0	4.0	5
Manganese, Total	0.3	0.7	XXX	1.0	2.0	2.5

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

- Provisions to take when cleaning the sedimentation basin.

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.

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

**PA0223034**, Industrial, SIC Code 3316, **NLMK PA LLC**, 15 Roemer Boulevard, Farrell, PA 16121-2201. Facility Name: NLMK PA. This existing facility is located in the City of Farrell, **Mercer County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated industrial waste, non-contact cooling water and stormwater.

The receiving stream, the Shenango River, is located in State Water Plan watershed 20-A and is classified for warm water fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 004 are based on a design flow of 15.52 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Temperature (°F)	XXX	XXX	XXX	Report	XXX	XXX
Oil and Grease	XXX	XXX	XXX	Daily Avg 15	XXX	30
Iron, Total	435	XXX	XXX	XXX	4 Daily Max	XXX

The proposed effluent limits for Suboutfall 104 are based on a design flow of N/A MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
Internal Monitoring Point Total Suspended Solids	Report	Report	XXX	XXX	XXX	XXX
Internal Monitoring Point Oil and Grease	193	451	XXX	Report	Report	761
Internal Monitoring Point Iron, Total	XXX	XXX	XXX	15	XXX	30
Internal Monitoring Point Lead, Total	XXX	XXX	XXX	1.5	3	3.75
Internal Monitoring Point Zinc, Total	1.0	2.9	XXX	Report	Report	7.4
Internal Monitoring Point	1.3	3.9	XXX	Report	Report	10

The proposed effluent limits for Suboutfall 504 are based on a design flow of N/A MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
Internal Monitoring Point Total Suspended Solids	Report	Report	XXX	XXX	XXX	XXX
Internal Monitoring Point Oil and Grease	1,761	4,700	XXX	Report	Report	1,207
Internal Monitoring Point Iron, Total	XXX	1,178	XXX	Report	Report	302
Internal Monitoring Point	XXX	XXX	XXX	Report	XXX	XXX

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

- Stormwater Best Management Practices
- Chemical Additives
- Temperature (limit of a 2° rise in stream temperature in any one hour)
- Solids Handling
- Cooling Water Intake Structure requirements

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6340.

The EPA Waiver is not in effect.

**PA0028428**, Sewage, SIC Code 4952, **Brockway Area Sewer Authority**, 501 Main Street, Brockway, PA 15824. Facility Name: Brockway Area WWTP. This existing facility is located in Brockway Borough, **Jefferson County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge treated domestic sewage, industrial wastewater and oil and gas brine wastewater (except from shale gas extraction activities).

The receiving stream, Little Toby Creek, is located in State Water Plan watershed 17-A and is classified for cold water fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 1.5 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</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
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	250	375	XXX	20.0	30.0	40
Biochemical Oxygen Demand (BOD <sub>5</sub> )						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	375	562	XXX	30	45	60
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Dissolved Solids	17,574	29,143 Daily Max	XXX	4,274	XXX	7,960
Osmotic Pressure (mOs/kg)	XXX	XXX	XXX	Report	XXX	XXX
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ultraviolet light intensity ( $\mu\text{w}/\text{cm}^2$ )	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	243	XXX	XXX	19.5	XXX	39
May 1 - Oct 31	81	XXX	XXX	6.5	XXX	13
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
Barium, Total	XXX	XXX	XXX	Report	XXX	XXX
Strontium, Total	XXX	XXX	XXX	Report	XXX	XXX
Uranium, Total ( $\mu\text{g}/\text{L}$ )	XXX	XXX	XXX	Avg Qrtly Report	XXX	XXX
Chloride	XXX	XXX	XXX	Avg Qrtly Report	XXX	XXX
Bromide	XXX	XXX	XXX	Avg Qrtly Report	XXX	XXX
Gross Alpha Radioactivity (pCi/L)	XXX	XXX	XXX	Avg Qrtly Report	XXX	XXX
Radium-226 and Radium-228, Total (pCi/L)	XXX	XXX	XXX	Avg Qrtly Report	XXX	XXX
Toxicity, Chronic - Ceriodaphnia Survival (TUc)	XXX	XXX	XXX	5.0 Daily Max	XXX	XXX
Reproduction (TUc)	XXX	XXX	XXX	5.0 Daily Max	XXX	XXX
Selenium, Total (Interim)*	Report	XXX	XXX	Report	XXX	XXX
(Final)**	0.31	XXX	XXX	0.025	XXX	0.062

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

- Toxics Reduction Evaluation for Selenium
- Whole Effluent Toxicity testing with a TU limit
- Solids Handling/Reporting
- Hauled-In Waste restrictions
- Limit on the quantity of wastewater associated with natural gas drilling
- Receipt of Drilling Waste Volume restriction

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6340.

The EPA Waiver is not in effect.

**PA0265411**, Sewage, SIC Code 4952, 8800, **Robert Adams**, 12940 Cherry Hill Road, Albion, PA 16401. Facility Name: Robert Adams SRSTP. This proposed facility is located in Conneaut Township, **Erie County**.

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

The receiving stream is an unnamed tributary to Conneaut Creek, located in State Water Plan watershed 15-A and classified for Cold Water and Migratory Fish, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0006 MGD.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Annual Average	Maximum	
Flow (MGD)	Report Annl Avg	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Daily Min	XXX	9.0 Daily Max	XXX
Biochemical Oxygen Demand (BOD <sub>5</sub> )	XXX	XXX	XXX	10.0	XXX	20.0
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20.0
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	1,000

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6340.

The EPA Waiver is in effect.

**PA0265438**, Sewage, SIC Code 8800, 4952, **Tracey Brown**, 4796 State Route 8, Titusville, PA 16354. Facility Name: Tracey Brown SRSTP. This proposed facility is located in Cherrytrees Township, **Venango County**.

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

The receiving stream is an unnamed tributary to Oil Creek, located in State Water Plan watershed 16-E and classified for Cold Water Fish, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.00048 MGD.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Annual Average	Maximum	
Flow (MGD)	Report Annl Avg	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Daily Min	XXX	9.0 Daily Max	XXX
Biochemical Oxygen Demand (BOD <sub>5</sub> )	XXX	XXX	XXX	10.0	XXX	20.0
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20.0
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	XXX

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6340.

The EPA Waiver is in effect.

**PA0027367**, Sewage, SIC Code 4952, **Greenville Borough Sanitary Authority Mercer County**, PO Box 604, Greenville, PA 16125-0604. Facility Name: Greenville Sanitary Authority STP. This existing facility is located in Greenville Borough, **Mercer 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, the Shenango River, is located in State Water Plan watershed 20-A and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 4.0 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX Daily Max	6.0 Inst Min	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	4.0 Inst Min	XXX	XXX	XXX



Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )						
Nov 1 - Apr 30	834	1,334	XXX	25.0	40.0	50
May 1 - Oct 31	667	1,000	XXX	20.0	30.0	40
Biochemical Oxygen Demand (BOD <sub>5</sub> )						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids	1,000	1,500	XXX	30.0	45.0	60
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Total Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	700	XXX	XXX	21.0	XXX	42
May 1 - Oct 31	233	XXX	XXX	7.0	XXX	14
Total Phosphorus	33	XXX	XXX	1.0	XXX	2
Cadmium, Total	0.076	XXX	XXX	0.0023	XXX	0.0057
Copper, Total	0.76	XXX	XXX	0.023	XXX	0.057
Chloride	Report	XXX	XXX	Report	XXX	XXX
Nickel, Total	Report	XXX	XXX	Report	XXX	XXX
	Avg Qrtly			Avg Qrtly		
Toxicity, Chronic - Ceriodaphnia Reproduction (TUc)	XXX	XXX	XXX	8.3 Avg Qrtly	XXX	XXX
Toxicity, Chronic - Pimephales Survival (TUc)	XXX	XXX	XXX	8.3 Avg Qrtly	XXX	XXX
Growth (TUc)	XXX	XXX	XXX	8.3 Avg Qrtly	XXX	XXX

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

- Solids Management
- Whole Effluent Toxicity (WET)

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6340.

The EPA Waiver is not in effect.

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

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

**WQM Permit No. 1701401 A-2**, Sewage, **Aqua Pennsylvania Wastewater Inc.**, 762 W Lancaster Avenue, Bryn Mawr, PA 19010-3402.

This existing facility is located in Sandy Township, **Clearfield County**.

Description of Proposed Action/Activity: Treasure Lake system improvements—East WWTF: chlorine gas to hypochlorite conversion.

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

**WQM Permit No. 1617405**, Sewage, **Martin Sanders**, 1036 Chestnut Ridge Road, Emlenton, PA 16373.

This proposed facility is located in Richland Township, **Clarion County**.

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

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


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

*Clinton County Conservation District: 45 Cooperation Lane, Mill Hall, PA 17751, (570) 726-3798.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD180011	Nicholas Meats 508 East Valley Rd Loganton, PA 17747	Clinton	Greene Twp	Fishing Creek (HQ-CWF)

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD250003	Riedman Acquisition, LLC 45 East Avenue Rochester, NY 14604	Erie	Millcreek Township	Cascade Creek WWF, MF, Walnut Creek CWF, MF

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


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PAG-12      CAFOs

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**CAFO Notices of Intent Received**


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

**NPDES Permit No. PAG123867**, CAFO, **Brezine A David**, 7201 Sunset Road, Newburg, PA 17240.

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

Description of size and scope of proposed operation/activity: Poultry (Turkeys): 494.4 AEU's.

The receiving stream, Unnamed Tributary to Paxton Run, is in watershed 7-B and classified for: Migratory Fishes and Warm 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.

**NPDES Permit No. PAG123777**, CAFO, **Country View Family Farms LLC**, 1301 Fulling Mill Road, Suite 3000, Middletown, PA 17057-5990.

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

Description of size and scope of existing operation/activity: Swine (Sows with Litter, Sows, Gilts, Boars): 2,978.60 AEU's.

The receiving stream, Unnamed Tributary to West Branch Conococheague Creek, is in watershed 13-C and classified for: Cold Water Fishes and Migratory 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.

**NPDES Permit No. PA0088927**, CAFO, **Keating John W Jr**, 1620 Beans Cove Road, Clearville, PA 15535-8037.

This existing facility is located in Southampton Township, **Bedford County**.

Description of size and scope of existing operation/activity: Swine (Grow—Finish). Beef (Cows, Bulls, Finishing Cattle, Calves): 557.42 AEU's.

The receiving stream, Unnamed Tributary to West Branch Octoraro Creek, is in watershed 7-K and classified for: High Quality—Cold Water and Migratory Fish.

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.

**NPDES Permit No. PAG123866**, CAFO, **Warner Aaron J**, 7195 Old Plank Road, Broad Top, PA 16621.

This proposed facility is located in Todd Township, **Huntingdon County**.

Description of size and scope of proposed operation/activity: Swine (Grow—Finish): 672.66 AEUs.

The receiving stream, Unnamed Tributary to Sugar Creek, is in watershed 11-D and classified for: Migratory Fishes and Trout Stocking. 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.

**Application No. PA0266540**, Concentrated Animal Feeding Operation (CAFO), **Burkholder Clair (Clair Burkholder Poultry Farm CAFO)**, 1050 Oregon Hollow Road, Drumore, PA 17518.

Burkholder Clair has submitted an application for an Individual NPDES permit for a new CAFO known as Clair Burkholder Poultry Farm CAFO, located in East Drumore Township, **Lancaster County**.

The CAFO is situated near McFarlands Run in Watershed 7-K, which is classified for High Quality—Cold Water and Migratory Fish. The CAFO will be designed to maintain an animal population of approximately 792.8 animal equivalent units (AEUs) consisting of 1,100 swine, 25,000 layers, and 560 beef steer. Manure is stored in three separate existing underbarn liquid storages and the solid manure and mortalities will be stored in a stacking facility located at the east end of the proposed poultry barn. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 100-year, 24-hour storm event.

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

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

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

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#### MS4 Notices of Intent Received

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Municipality/County</i>	<i>Waiver Application Submitted (Y/N)</i>	<i>Pollutant Reduction Plan Submitted (Y/N)</i>
PAG133675	Mt Wolf Borough 345 Chestnut Street Mt. Wolf, PA 17347	Mt Wolf Borough York County	N	Y
PAG133511	Amity Township 2004 Weavertown Road Douglassville, PA 19518	Amity Township Berks County	N	N
PAG133664	Bellwood Borough 516 Main Street Bellwood, PA 16617	Bellwood Borough Blair County	N	Y
PAI133531	Greene Township 1145 Garver Lane Scotland, PA 17254	Green Township Franklin County	N	Y
PAG133527	Caernarvon Township 2139 Main Street Narvon, PA 17555	Caernarvon Township Lancaster County	Y	N
PAG133745	Heidelberg Township P.O. Box 188 Schaefferstown, PA 17088	Heidelberg Township Lebanon County	Y	N
PAG133604	Newry Borough 713 Shamrock Lane Newry, PA 16665	Newry Borough Blair County	Y	N
PAG133704	Chambersburg Borough Franklin County 100 S 2nd Street Chambersburg, PA 17201-2515	Chambersburg Borough Franklin County	N	Y

## PUBLIC WATER SUPPLY (PWS) PERMITS

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

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

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

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

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

### SAFE DRINKING WATER

#### Applications Received Under the Pennsylvania Safe Drinking Water Act.

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

**Permit No. 0217546**, Public Water Supply.

Applicant	<b>Coraopolis Water &amp; Sewer Authority</b> 1012 Fifth Avenue Coraopolis, PA 15108
[Township or Borough]	Coraopolis Borough
Responsible Official	Raymond McCutcheon, Manager Coraopolis Water & Sewer Authority 1012 Fifth Avenue Coraopolis, PA 15108
Type of Facility	Water system
Consulting Engineer	Lennon, Smith, Souleret Engineering, Inc. 846 Fourth Avenue Coraopolis, PA 15108
Application Received Date	October 24, 2017
Description of Action	Repairs to the existing clearwell and relocation of chemical injection points.

**Permit No. 0217547**, Public Water Supply.

Applicant	<b>Pennsylvania American Water Company</b> 800 West Hersheypark Drive Hershey, PA 17033
[Township or Borough]	Carroll and Fallowfield Township
Responsible Official	David Kaufman, Vice President-Engineering Pennsylvania American Water Company 800 West Hersheypark Drive Hershey, PA 17033
Type of Facility	Water system
Consulting Engineer	Gwin, Dobson & Foreman, Inc. 3121 Fairway Drive Altoona, PA 16602
Application Received Date	October 23, 2017
Description of Action	Construction of the Eldora water storage tank with mixing system, pressure reducing station and associated waterline.

### 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. 0217545MA**, Minor Amendment.

Applicant	<b>West View Water Authority</b> 210 Perry Highway Pittsburgh, PA 15229
[Township or Borough]	Neville Township
Responsible Official	Robert J. Christian, Executive Director West View Water Authority 210 Perry Highway Pittsburgh, PA 15229
Type of Facility	Water system
Consulting Engineer	Bankson Engineers, Inc. 267 Blue Run Road Suite 200 Cheswick, PA 15024
Application Received Date	October 23, 2017
Description of Action	Installation of a variable frequency drive on the North Shore High Service Pump # 3.

## 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:

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

**Frazer Lanes Property**, 554 Lancaster Avenue, East Whiteland Township, **Chester County**. A. Lee Fankhauser, Bureaus Veritas North America, 110 Fieldcrest Avenue, 4th Floor, Edison, NJ 08837 on behalf of Shaun Gallagher, GMH Capital Partners L.P., 10 Campus Boulevard, Newtown Square, PA 19073 submitted a Notice of Intent to Remediate. Soil and groundwater was impacted with the release of naphthalene, and benzene. The intended future use of the property is commercial/residential use. The Notice of Intent to Remediate was published in the *Daily Local News* on September 20, 2017.

**Sleicher Residence**, 400 East Montgomery Avenue, North Wales Borough, **Montgomery County**. Richard D. Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073 on behalf of Ernest Davis, State Farm Insurance, P.O. Box 106169, Atlanta, GA 3048-6169 submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of no. 2 fuel. The site is presently residential and the intended future use of the site is residential. The Notice of Intent to Remediate was published in the *Ambler Gazette* on August 6, 2017.

**Waterloo Garden Property**, 200 North Whitford Road, West Whiteland Township, **Chester County**. Terrence A. O'Reilly, TriState Environmental Management, Inc., 368 Dunksferry Road, Bensalem, PA 19020 on behalf of Peter D'Angeli, BT Exton, L.P., 200 Witmer Road, Suite 200, Horsham, PA 19044 submitted a Notice of Intent to Remediate. Shallow soil was found to be impacted by arsenic. The site is being redeveloped for residential use. The Notice of Intent to Remediate was published in the *Daily Local News* on September 26, 2017.

**Grocery Store Site**, 420 MacDade Boulevard, Ridley Township, **Delaware County**. Jeffery T. Bauer, White-stone Associates, Inc, 1600 Manor Drive, Suite 220, Chalfont, PA 18914 on behalf of David Kane, Lidl US, LLC, 2005 Market Street, Suite 1010, Philadelphia, PA 19103 submitted a Notice of Intent to Remediate. Soil at the site was impacted with the release of leaded gasoline short list, lead, arsenic and benzo(a)pyrene. The site is proposed for commercial use. The Notice of Intent to Remediate was published in the *Daily Times* on September 11, 2017.

**Arbill Industrial, Inc.**, 2207 Glenwood Avenue, City of Philadelphia, **Philadelphia County**. Phil Gray, Compliance Management International, 1350 Welsh Road, Suite 200, North Wales, PA 19454 on behalf of Barry Buckman, Arbill Industrial, Inc., 10450 Drummond Road, Philadelphia, PA 19154 submitted a Notice of Intent to Remediate. Soil and groundwater at the site has been impacted with the release of VOCs and bis (2-ethylhexyl). The property will be restricted to non-residential. The Notice of Intent to Remediate was published in the *Daily Times* on September 11, 2017.

**PA Turnpike/Pars Casino Fuel Oil Spill**, 2786 Galloway Road, Bensalem Township, **Bucks County**. Mark Schaeffer, Stantec Consulting Services, Inc., 1060 Andrew Drive, Suite 140, West Chester, PA 19380 on behalf of Evan Dumrese, Superior Plus Energy Services, 1870 Winton Road South, Suite 200, Rochester, NY 14618 submitted a Notice of Intent to Remediate. The site has been found to be contaminated with fuel oil which has contaminated soil and groundwater on the site. The proposed future use of the property will be non-residential use as a casino/horse track and the Pennsylvania Turnpike. The Notice of Intent to Remediate was published in the *Bucks County Courier Times* on September 15, 2017.

**Central Penn Capital Management**, 1247 Ward Avenue, West Goshen Township, **Chester County**. Paul Nachlas, Independence Environmental Consulting, LLC, 1750 Kaylor Road, Hummelstown, PA 17036 on behalf of Gregory K. Millen, Central Penn Capital Management, 1817 Olde Homestead Lane, Lancaster, PA 17601 submitted a Notice of Intent to Remediate. Soil and groundwater has been impacted with aviation fuel. The future use of the property is intended to be non-residential operations. The Notice of Intent to Remediate was published in the *Daily Local News* on September 9, 2017.

**5901 Market Street**, 5901 Market Street, City of Philadelphia, **Philadelphia County**. David Van Keuren, Earth Engineering and Incorporated, 115 West Germantown Pike, East Norriton, PA 19401 on behalf of Kurt J. Spiess, EMG Remediation Services, LLC, 5066R West Chester Pike, P.O. Box 129, Edgemont, PA 19028 submitted a Notice of Intent to Remediate. The site has been found to be contaminated with petroleum fuels which has contaminated soil on the site. The Notice of Intent to Remediate was published in the *Philadelphia Daily News* on October 5, 2017.

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

**Application for Determination of Applicability Renewal 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/or the Beneficial Use of Residual Waste Other Than Coal Ash.**

*Southeast Region: Regional Solid Waste Manager, 2 East Main Street, Norristown, PA 19401.*

**General Permit Application No. WMGR028SE003C. Highway Materials Inc./Downingtown Asphalt Plant**, 850 Quarry Road, Downingtown, PA 19335-3449. This application is for the renewal of the determination of applicability (DOA) under General Permit No. (WMGR028SE003C) for the beneficial use of hot-mix asphalt plant residues consisting of baghouse fines at the Downingtown Asphalt Plant located in Downingtown Borough, **Chester County**. The application for determination of applicability was accepted as administratively complete by the Southeast Regional Office on October 24, 2017.

Comments concerning the application should be directed to the Pennsylvania Department of Environmental Protection (DEP) Waste Management Program Manager, Southeast Regional Office, 2 East Main Street, Norristown, PA 19401-4915. Persons interested in obtaining more information about the general permit application may contact the Southeast Regional Office by telephone at 484.250.5960. TDD users may contact the DEP 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.

**General Permit Application No. WMGR028SE003D. Highway Materials Inc./Perkiomenville Asphalt Plant**, 1128 Crusher Road, Perkiomenville, PA 18074-9303. This application is for the renewal of the determination of applicability (DOA) under General Permit No. (WMGR028SE003D) for the beneficial use of hot-mix asphalt plant residues consisting of baghouse fines at the TDPS Asphalt Plant located at the Perkiomenville Asphalt Plant located at Marlborough Township, **Montgomery County**. The application for determination of applicability was accepted as administratively complete by the Southeast Regional Office on October 24, 2017.

Comments concerning the application should be directed to the Pennsylvania Department of Environmental Protection (DEP) Waste Management Program Manager, Southeast Regional Office, 2 East Main Street, Norristown, PA 19401-4915. Persons interested in obtaining more information about the general permit application

may contact the Southeast Regional Office by telephone at 484.250.5960. TDD users may contact the DEP 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.

**General Permit Application No. WMGR028SE003B. Highway Materials Inc.**, 680 North Morehall Road, Malvern, PA 19355. This application is for the renewal of the determination of applicability (DOA) under General Permit No. (WMGR028SE003B) for the beneficial use of hot-mix asphalt plant residues consisting of baghouse fines at the Malvern Asphalt Plant located at 760 Morehall Road in East Whiteland Township, **Chester County**. The application for determination of applicability was accepted as administratively complete by the Southeast Regional Office on October 24, 2017.

Comments concerning the application should be directed to the Pennsylvania Department of Environmental Protection (DEP) Waste Management Program Manager, Southeast Regional Office, 2 East Main Street, Norristown, PA 19401-4915. Persons interested in obtaining more information about the general permit application may contact the Southeast Regional Office by telephone at 484.250.5960. TDD users may contact the DEP 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.

**General Permit Application No. WMGR028SE003D. Highway Materials Inc./Perkiomenville Asphalt Plant**, 1128 Crusher Road, Perkiomenville, PA 18074-9303. This application is for the renewal of the determination of applicability (DOA) under General Permit No. (WMGR028SE003D) for the beneficial use of hot-mix asphalt plant residues consisting of baghouse fines at the Perkiomenville Asphalt Plant located at Marlborough Township, **Montgomery County**. The application for determination of applicability was accepted as administratively complete by the Southeast Regional Office on October 25, 2017.

Comments concerning the application should be directed to the Pennsylvania Department of Environmental Protection (DEP) Waste Management Program Manager, Southeast Regional Office, 2 East Main Street, Norristown, PA 19401-4915. Persons interested in obtaining more information about the general permit application may contact the Southeast Regional Office by telephone at 484.250.5960. TDD users may contact the DEP 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.

**General Permit Application No. WMGR028SE003A. Highway Materials Inc./Plymouth Meeting Asphalt Plant**, 5100 Joshua Road, Plymouth Meeting, PA 19462-1213. This application is for the renewal of the determination of applicability (DOA) under General Permit No. (WMGR028SE003A) for the beneficial use of hot-mix asphalt plant residues consisting of baghouse fines at the Plymouth Meeting Asphalt Plant located at Whitemarsh Township, **Montgomery County**. The application for determination of applicability was accepted as administratively complete by the Southeast Regional Office on October 24, 2017.

Comments concerning the application should be directed to the Pennsylvania Department of Environmental

Protection (DEP) Waste Management Program Manager, Southeast Regional Office, 2 East Main Street, Norristown, PA 19401-4915. Persons interested in obtaining more information about the general permit application may contact the Southeast Regional Office by telephone at 484.250.5960. TDD users may contact the DEP 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.

#### OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

#### Application 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.

*Southeast Region: Regional Solid Waste Manager, 2 East Main Street, Norristown, PA 19401.*

**Permit Application No. 101659. Advanced Disposal Services/Champion Transfer Station**, 2955 Felton Road, Norristown, PA 19401. This application is for the ten-year renewal to continue operation under Solid Waste Permit No. 101659 at the Champion Transfer Station, a municipal waste transfer facility located at 575 Trestle Place, East Caln Township, **Chester County**. The application was Received by the Southeast Regional Office on October 5, 2017.

Comments concerning the application should be directed to the Pennsylvania Department of Environmental Protection (DEP) Waste Management Program Manager, Southeast Regional Office, 2 East Main Street, Norristown, PA 19401-4915. Persons interested in obtaining more information about the general permit application may contact the Southeast Regional Office by telephone at 484.250.5960. TDD users may contact the DEP 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 Depart-

ment 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.*

**48-00003E: Keystone Cement Company** (Route 329 and 987, Bath, PA 18014) for replacement of one (1) jaw crusher at their KAPCO plant in East Allen Township, **Northampton 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 Keystone Cement Company (Route 329 and 987, Bath, PA 18014)

for replacement of one (1) jaw crusher at their KAPCO plant in East Allen Township, Northampton County. This Plan Approval No. 48-00003E will be incorporated into a Title V Permit through an administrative amendment at a later date.

Plan Approval No. 48-00003E is for the replacement of one (1) existing jaw crusher (Source ID 127-1) with one (1) new jaw crusher of equivalent capacity. The current emission limits for this source will not change as a result of this modification. The Plan Approval will contain additional recordkeeping, testing and operating restrictions designed to keep the facility operating within all applicable air quality requirements. The facility currently has a Title V Operating Permit No. 48-00003. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Title V Operating Permit through an administrative amendment at a later date.

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. 48-00003E and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

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

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

*Southcentral Region: Air Quality Program, 909 Elmerston 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.*

**36-05144A: Lancaster Leaf Tobacco Co. of PA, Inc.** (198 West Liberty Street, PO Box 897, Lancaster, PA 17608) for operation of their tobacco leaf processing plant at 207 Pitney Road in Lancaster City, **Lancaster County**. The facility 2016 emissions were 0.017 ton of CO, 0.02 ton of NO<sub>x</sub>, 0.002 ton of PM, 0.004 ton of SO<sub>x</sub>, and 0.001 ton 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.

**06-03114: WER Corp, DBA Alum Alloys** (4601 Penn Avenue, Sinking Spring, PA 19608) for the operation of an

aluminum foundry located in Lower Heidelberg Township, **Berks County**. Potential emissions from the facility are 2.3 tpy of CO, 13.8 tpy of NO<sub>x</sub>, 51.4 tpy of PM<sub>10</sub>, 3.7 tpy of SO<sub>x</sub> and 8.0 tpy of VOC. The State-Only Operating Permit will include visible emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

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

*Contact: Thomas Joseph, P.E., Facilities Permitting Chief—Telephone: 412-442-4336.*

**OP-11-00436: Penn Cambria School District** (201 6th Street, Cresson, PA 16630-1363), In accordance with 25 Pa. Code §§ 127.424 and 127.425, the Department of Environmental Protection (DEP) is providing notice that it intends to issue a renewal State Only Operating Permit (SOOP-11-00436) to Penn Cambria School District (PCSD) to authorize the continued operation of two boilers, one emergency generator, and other minor sources located at their Penn Cambria School District/Middle School in Gallitzin Borough, **Cambria County**.

The facility's air contamination sources consist of one (1) CNB Tri-fuel boiler, rated at 7.74 MMBtu/hr equipped with a control device; one (1) Burnham Boiler rated at 6.30 MMBtu/hr; and one (1) emergency generator rated at 100 kW. Potential emissions from the emission sources of the facility are based on burning coal and # 2 fuel oil in both boilers for 8,760 hours per year and # 2 fuel oil in the emergency generator for 500 hours per year. Potential emissions are estimated to be 23.5 tons NO<sub>x</sub>, 7.5 tons CO, 91.0 tons SO<sub>x</sub>, and 22.5 tons PM. Actual emissions from the facility are much lower considering most of the boilers do not operate at full rated capacity.

This facility is subject to the applicable requirements of 25 Pa. Code Chapters 121—145. Proposed SOOP renewal includes conditions relating to applicable emission restrictions, testing, monitoring, recordkeeping, reporting and work practice standards requirements.

PCSD State Only Operating Permit renewal application, the Department's Air Quality Review Memorandum, and the proposed Air Quality State Only Operating Permit for this project are available for review by any interested party at the Pennsylvania Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. To request a review of the State Only Operating Permit renewal application, to receive an electronic copy of the Department's Air Quality Review Memorandum, or to receive an electronic copy of the Department's proposed Air Quality State Only Operating Permit for this project, a person may contact Thomas Kaminski at thkaminski@pa.gov or 412.442.4097.

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

All comments, requests for a public hearing, and protests to a proposed action, shall be filed with the Department within 30 days of the date that notice of the proposed action was published under 25 Pa. Code § 127.424 (relating to public notice). Comments, requests for a public hearing, and protests must include the name, address and telephone number of the person filing the



protest, identification of the proposed permit issuance being opposed (State Only Operating Permit 11-00436) and a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based.

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

Comments, protests, and requests for a public hearing should be directed to Jesse S. Parihar, Air Quality Engineering Specialist, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222, jparihar@pa.gov, fax 412.442.4194.

**30-00099: FirstEnergy Generation, LLC** (76 South Main Street, Akron, OH 44308), intends to issue a facility-wide initial State Only Operating Permit for the operation of a coal combustion residue (CCR) landfill, known as the Hatfield CCB Landfill, located in Monongahela Township, **Greene County**. The facility contains air contamination sources consisting of a CCR landfill, material transfer operations, and two (2) bulldozers. Emissions are controlled by road watering and sweeper trucks, and a truck wheel wash station. Facility emissions are 13.6 tons of NO<sub>x</sub>, 11.8 tons of PM<sub>10</sub>, 4.1 tons of PM<sub>2.5</sub>, 3.0 tons of CO, and 1.1 ton of VOCs, on an annual basis. The facility is subject to the applicable requirements of 25 Pa. Code Chapters 121—145 and 40 CFR Part 257. The permit includes operational, monitoring, reporting, and recordkeeping requirements for the facility.

FirstEnergy Generation, LLC's State Only Operating Permit renewal application, the Department's Air Quality Review Memorandum, and the proposed Air Quality State Only Operating Permit for this project are available for review by any interested party at the Pennsylvania Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. To request a review of the State Only Operating Permit renewal application, to receive an electronic copy of the Department's Air Quality Review Memorandum, or to receive an electronic copy of the Department's proposed Air Quality State Only Operating Permit for this project, a person may contact Thomas Kaminski at thkaminski@pa.gov or 412.442.4000.

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

All comments, requests for a public hearing, and protests to a proposed action, shall be filed with the Department within 30 days of the date that notice of the proposed action was published under 25 Pa. Code § 127.424 (relating to public notice). Comments, requests for a public hearing, and protests must include the name, address and telephone number of the person filing the

protest, identification of the proposed permit issuance being opposed (State Only Operating Permit 30-00099) and a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based.

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

Comments, protests and requests for a public hearing should be directed to Martin L. Hochhauser, P.E., Air Quality Engineering Specialist, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222, mhochhause@pa.gov, fax 412-442-4194.

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

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

**42-00198: Elkhorn Gas Processing** (6307 Route 6, Kane, PA 16735-4235). The Department intends to renew a State Only Natural Minor Operating Permit for the natural gas processing station located in Wetmore Township, **McKean County**. The facility's primary emission sources include: a hot oil heater, three (3) existing lean-burn natural gas-fired compressor engines, one (1) new lean burn natural gas-fired engine (600 bhp), a glycol natural gas dehydrator, five (5) 30,000-gallon storage tanks, and facility fugitives. The potential emissions of the primary pollutants from the facility are as follows: PM<sub>10</sub> and PM<sub>2.5</sub>: 4.2 TPY, NO<sub>x</sub>: 50.35 TPY, SO<sub>x</sub>: 0.06 TPY, CO: 33.72 TPY, and VOC: 26.89 TPY; thus, the facility is a natural minor. The three existing compressor engines are subject to 40 CFR Part 63, Subpart ZZZZ, NESHAP for stationary RICE, the new 600 HP engine is subject to 40 CFR 60, Subpart JJJJ, NSPS for stationary spark ignition ICE, and the facility is subject to 40 CFR Part 60, Subpart KKK, NSPS for equipment leaks of VOC. The permit will contain emission restrictions, recordkeeping, work practices, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

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

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

**OP17-000018: Methodist Hospital** (2301 South Broad Street, Philadelphia, PA 19148) for the operation of a hospital in the City of Philadelphia, **Philadelphia County**. The facility's air emissions sources include two (2) 16.76 MMBtu/hr natural gas and No. 2 Oil fired boilers each equipped with low NO<sub>x</sub> burners and two (2) diesel fired 1,114 hp emergency generators.

The operating permit will be issued under 25 Pa. Code, Philadelphia Code Title 3 and Air Management Regulation XIII. Permit copies and other supporting information are available for public inspection at AMS, 321 University

Avenue, Philadelphia, PA 19104. For further information, contact Edward Wiener at (215) 685-9426.

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

**COAL AND NONCOAL MINING ACTIVITY APPLICATIONS**

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

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

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

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

A request for an informal conference or a public hearing, as applicable, on a mining permit application, as provided by 25 Pa. Code § 77.123 or § 86.34, must

contain the name, address and telephone number of the requestor; the application number; a brief summary of the issues to be raised by the requestor at the conference; and a statement whether the requestor desires to have the conference conducted in the locality of the proposed mining activities.

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

*Coal Applications Received*

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

**Permit No. 56170104 and NPDES No. PA0279579. Wilson Creek Energy, LLC**, P.O. Box 260, Friedens, PA 15541, commencement, operator and restoration of a bituminous surface mine in Somerset & Stonycreek Townships, **Somerset County** affecting 569.9 acres. Receiving streams: unnamed tributary to Kimberly Run to Casselman River, Schrock Run to Stonycreek River to Conemaugh River, classified for the following uses: cold water fishes and warm water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: October 17, 2017.

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

**Permit No. 54860108R6. Reading Anthracite Company**, (P.O. Box 1200, Pottsville, PA 17901), renewal of an existing anthracite surface mine operation in New Castle and Norwegian Townships and St. Clair Borough, **Schuylkill County** affecting 1,469.0 acres, receiving stream: East Branch Norwegian Creek, classified for the following use: cold water fishes. Application received: October 10, 2017.

**Permit No. 54071301R2. Kimmel's Mining, Inc.**, (P.O. Box 1, Wiconisco, PA 17097), renewal of an existing anthracite underground mine operation in Porter, Williams and Wiconisco Townships, **Schuylkill and Dauphin Counties** affecting 26.4 acres, receiving stream: Wiconisco Creek, classified for the following uses: warm water and migratory fishes. Application received: October 13, 2017.

**Permit No. 54071301C. Kimmel's Mining, Inc.**, (P.O. Box 1, Wiconisco, PA 17097), correction to update the post-mining land use from forestland to unmanage natural habitat of an existing anthracite underground mine operation in Porter, Williams and Wiconisco Townships, **Schuylkill and Dauphin Counties** affecting 26.4 acres, receiving stream: Wiconisco Creek, classified for the following uses: warm water and migratory fishes. Application received: October 13, 2017.

*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.

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

**3075SM14 and NPDES Permit No. PA0280500. James F. Hornyak d/b/a West Ridge Gravel Co.** (3251 Fairplain Road, P.O. Box 181, Girard, PA 16417) Revision to an existing large noncoal permit to add an NPDES permit in Girard Township, **Erie County**. Receiving streams: Godfrey Run, classified for the following uses: HQ—CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: October 20, 2017.

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

**Permit No. 7274SM1A1C9 and NPDES Permit No. PA0595161. Lehigh Asphalt Paving & Construction Co.**, (P.O. Box 549, Tamaqua, PA 18252), renewal of an NPDES Permit for discharge of treated mine drainage from a quarry operation in West Penn Township, **Schuylkill County** affecting 640.0 acres (include SMP Nos. 7273SM8, 54970301 & 54910301), receiving stream: unnamed tributary to Lizard Creek, classified for the following uses: trout stocking and migratory fishes. Application received: October 12, 2017.

**Permit No. 64112502C and NPDES Permit No. PA0225061. Johnson & Rhodes Bluestone Co.**, (P.O. Box 130, East Branch, NY 13756), renewal of an NPDES Permit for discharge of treated mine drainage from a quarry operation in Manchester Township, **Wayne County** affecting 15.3 acres, receiving stream: Weston Brook, classified for the following uses: HQ—cold water and migratory fishes. Application received: October 18, 2017.

**Permit No. 58130801. Juan Loja**, (1525 Fair Hill Road, New Milford, PA 18834), Stage I & II bond release of a quarry operation in Gibson Township, **Susquehanna County** affecting 2.0 acres on property owned by Richard L. Robinson. Application received: October 11, 2017.

#### MINING ACTIVITY NPDES DRAFT PERMITS

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

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

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

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

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

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

\*The parameter is applicable at all times.

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

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

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

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

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

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

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

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

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

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

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

#### *Coal NPDES Draft Permits*

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

**NPDES No. PA0214159 (Mining Permit No. 32733709), Robindale Energy Services, Inc.**, (224 Grange Hall Road, P.O. Box 228, Armagh, PA 15920). A renewal and revision to the NPDES and mining activity permit for the Dilltown Facility in Brush Valley Township, **Indiana County**. Surface Acres Affected 491.2. Receiving stream: Unnamed Tributaries 44463 to Blacklick Creek, classified for the following use: CWF. Receiving stream: Blacklick Creek, classified for the following use: TSF. Receiving stream: Conemaugh River, classified for the following use: WWF. Kiskiminetas-Conemaugh TMDL. The renewal application was considered administratively complete on November 23, 2011. Renewal application received February 28, 2011. The revision application was considered administratively complete on December 10, 2015. Revision application received October 6, 2015.

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

Effective period: Permit issuance date to 36 months after permit issuance.

*Outfall 001* discharges to: Unnamed tributary to Unnamed Tributary 44463 to Blacklick Creek

The proposed effluent limits for *Outfall 001* (Lat: 40° 29' 35" Long: 79° 01' 58') are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	1.5	6.0	7.0
Total Suspended Solids	(mg/l)	-	35	70	90
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	Report	Report	-
Sulfate	(mg/l)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report
Bromide	(mg/l)	-	-	-	Report
Alkalinity, total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Acidity, total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Alkalinity, net	(mg/l)	0.0	-	-	-
pH	(S.U.)	6.0	-	-	9.0
Osmotic Pressure	(mg/l)	-	Report	Report	-
Selenium	(mg/l)	-	Report	Report	-

Effective period: 37 months after permit issuance to permit expiration date.

*Outfall 001* discharges to: Unnamed tributary to Unnamed Tributary 44463 to Blacklick Creek

The proposed effluent limits for *Outfall 001* (Lat: 40° 29' 35" Long: 79° 01' 58") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	1.5	6.0	7.0
Total Suspended Solids	(mg/l)	-	35	70	90
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	-
Sulfate	(mg/l)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report
Bromide	(mg/l)	-	-	-	Report
Alkalinity, total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Acidity, total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Alkalinity, net	(mg/l)	0.0	-	-	-
pH	(S.U.)	6.0	-	-	9.0
Osmotic Pressure	(mg/l)	-	50	100	-
Selenium	(mg/l)	-	Report	Report	-

Effective period: Permit issuance date to 36 months after permit issuance.

*Outfall 002* discharges to: Unnamed tributary to Unnamed Tributary 44463 to Blacklick Creek

The proposed effluent limits for *Outfall 002* (Lat: 40° 30' 12" Long: 79° 02' 14") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	1.5	6.0	7.0
Total Suspended Solids	(mg/l)	-	35	70	90
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	Report	Report	-
Sulfate	(mg/l)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report
Bromide	(mg/l)	-	-	-	Report
Alkalinity, total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Acidity, total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Alkalinity, net	(mg/l)	0.0	-	-	-
pH	(S.U.)	6.0	-	-	9.0
Osmotic Pressure	(mg/l)	-	Report	Report	-
Selenium	(mg/l)	-	Report	Report	-

Effective period: 37 months after permit issuance to permit expiration date.

*Outfall 002* discharges to: Unnamed tributary to Unnamed Tributary 44463 to Blacklick Creek

The proposed effluent limits for *Outfall 002* (Lat: 40° 30' 12"1 Long: 79° 02' 14") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	1.5	6.0	7.0
Total Suspended Solids	(mg/l)	-	35	70	90
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	-
Sulfate	(mg/l)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report
Bromide	(mg/l)	-	-	-	Report
Alkalinity, total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Acidity, total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Alkalinity, net	(mg/l)	0.0	-	-	-
pH	(S.U.)	6.0	-	-	9.0
Osmotic Pressure	(mg/l)	-	50	100	-
Selenium	(mg/l)	-	Report	Report	-

*Outfall 003* discharges to: Unnamed Tributary 44463 to Blacklick Creek

The proposed effluent limits for *Outfall 003* (Lat: 40° 29' 34.28" Long: 79° 1' 4.79") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	1.5	6.0	7.0
Total Suspended Solids	(mg/l)	-	35	70	90
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	-
Sulfate	(mg/l)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report
Bromide	(mg/l)	-	-	-	Report
Alkalinity, total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Acidity, total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Alkalinity, net	(mg/l)	0.0	-	-	-
pH	(S.U.)	6.0	-	-	9.0
Osmotic Pressure	(mg/l)	-	50	100	-

*Outfall 004* discharges to: Unnamed Tributary 44463 to Blacklick Creek

The proposed effluent limits for *Outfall 004* (Lat: 40° 29' 37.33" Long: 79° 1' 2.3") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	1.5	6.0	7.0
Total Suspended Solids	(mg/l)	-	35	70	90
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	-
Sulfate	(mg/l)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report
Bromide	(mg/l)	-	-	-	Report
Alkalinity, total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Acidity, total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Alkalinity, net	(mg/l)	0.0	-	-	-
pH	(S.U.)	6.0	-	-	9.0
Osmotic Pressure	(mg/l)	-	50	100	-

*Outfall 005* discharges to: Unnamed Tributary 44463 to Blacklick Creek

The proposed effluent limits for *Outfall 005* (Lat: 40° 29' 37.34" Long: 79° 1' 2.24") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	1.5	6.0	7.0
Total Suspended Solids	(mg/l)	-	35	70	90
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	-
Sulfate	(mg/l)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report
Bromide	(mg/l)	-	-	-	Report
Alkalinity, total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Acidity, total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Alkalinity, net	(mg/l)	0.0	-	-	-
pH	(S.U.)	6.0	-	-	9.0
Osmotic Pressure	(mg/l)	-	50	100	-

*Outfall 006* discharges to: Unnamed Tributary 44463 to Blacklick Creek

The proposed effluent limits for *Outfall 006* (Lat: 40° 29' 20.5" Long: 79° 1' 14.5") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	1.5	6.0	7.0
Total Suspended Solids	(mg/l)	-	35	70	90
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	-

## NOTICES

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Sulfate	(mg/l)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report
Bromide	(mg/l)	-	-	-	Report
Alkalinity, total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Acidity, total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Alkalinity, net	(mg/l)	0.0	-	-	
pH	(S.U.)	6.0	-	-	9.0
Osmotic Pressure	(mg/l)	-	50	100	-

*Outfall 007* discharges to: Unnamed Tributary to Unnamed Tributary 44463 to Blacklick Creek

The proposed effluent limits for *Outfall 007* (Lat: 40° 30' 7.1" Long: 79° 2' 3.55") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	1.5	6.0	7.0
Total Suspended Solids	(mg/l)	-	35	70	90
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	-
Sulfate	(mg/l)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report
Bromide	(mg/l)	-	-	-	Report
Alkalinity, total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Acidity, total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Alkalinity, net	(mg/l)	0.0	-	-	
pH	(S.U.)	6.0	-	-	9.0
Osmotic Pressure	(mg/l)	-	50	100	-

*Outfall 008* discharges to: Unnamed Tributary to Unnamed Tributary 44463 to Blacklick Creek

The proposed effluent limits for *Outfall 008* (Lat: 40° 30' 7.1" Long: 79° 2' 3.55") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	1.5	6.0	7.0
Total Suspended Solids	(mg/l)	-	35	70	90
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	-
Sulfate	(mg/l)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report
Bromide	(mg/l)	-	-	-	Report
Alkalinity, total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Acidity, total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Alkalinity, net	(mg/l)	0.0	-	-	
pH	(S.U.)	6.0	-	-	9.0
Osmotic Pressure	(mg/l)	-	50	100	-

EPA Waiver not in effect.

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

**NPDES No. PA0124770 (Mining Permit No. 32803053), A&T Coal Company, Inc.**, 730 Route 22 Highway, Blairsville, PA 15717, renewal of an NPDES permit for passive treatment of a postmining discharge in Banks Township, **Indiana County**, affecting 160.0 acres. Receiving stream: Unnamed tributary to South Branch Bear Run, classified for the following use: cold water fishes. This receiving stream is included in the Bear Run TMDL. Application received: September 25, 2017.

The outfall listed below discharges to an unnamed tributary to South Branch Bear Run.

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
001 (S2)—Passive Treatment Pond Discharge	N

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

<i>Outfalls: (All Weather Conditions) Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Aluminum (mg/l)	2.0	4.0	5.0
Total Suspended Solids (mg/l)	35.0	70.0	90.0

pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.

Alkalinity must exceed acidity at all times.

**NPDES No. PA0249963 (Mining Permit No. 56060104), Fieg Brothers**, 3070 Stoystown Road, Stoystown, PA 15563-8184, renewal of an NPDES permit for surface mining activity in Shade Township, **Somerset County**, affecting 107.2 acres. Receiving stream: Hinson Run, classified for the following use: cold water fishes. This receiving stream is included in the Kiski-Conemaugh TMDL. Application received: October 10, 2017.

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: Hinson Run

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

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

<i>Outfalls: Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	1.5	3.0	3.5
Manganese (mg/l)	1.0	2.0	2.5
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.

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

**NPDES No. PA0257770 (GFCC No. 17-09-04), Finney Enterprises, Inc.**, P.O. Box 121, Brisbin, PA 16620 renewal of an NPDES permit for abandoned mine reclamation in Woodward Township, **Clearfield County**, affecting 22.0 acres. Receiving stream(s): Goss Run to Beaver Run to Moshannon Creek, all classified for the following use(s): CWF. [Moshannon Creek Watershed TMDL: Clearfield and Centre Counties] Application received: July 20, 2017.

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 treatment system outfall(s) listed below discharges to Goss Run:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
001 (TB1)	N

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH <sup>1</sup> (S.U.)	6.0			9.0
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		1.4	2.8	3.5
Aluminum (mg/l)		0.75	1.5	1.86
Alkalinity greater than acidity <sup>1</sup>				
Total Suspended Solids (mg/l)		30.0	60.0	90.0
Osmotic Pressure (milliosmoles/kg)				N/A

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

The sedimentation basin outfall(s) listed below discharge to Goss Run:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
002 (SBA)	N
003 (SBB)	N



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

**NPDES No. PA0202355 (Mining permit No. 26980104), Gary Gioia Coal Company**, 319 Karen Drive, Elizabeth, PA 15037, renewal NPDES permit for a bituminous surface mine in Wharton Township, **Fayette County**, affecting 156.5 acres. Receiving stream: unnamed tributary to Big Sandy Creek and unnamed tributaries to McIntire Run, classified for the following use: HQ—CWF. Application received: July 13, 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 will be using a non-discharge alternative (all treatment facilities):

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
004	N	MDT

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

<i>Outfalls: 004</i>	<i>Instant. Maximum</i>
<i>Parameter</i>	
Iron (mg/l)	7.0
Manganese (mg/l)	5.0
Aluminum (mg/l)	5.0
Total Suspended Solids (mg/l)	90
Sulfates (mg/L)	Monitor & 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 outfalls listed below will be using a combination of non-discharge alternatives and non-degrading discharges (sediment ponds):

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
006	N	Sediment Pond

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

<i>Outfalls: 006</i>	<i>Instant. Maximum</i>
<i>Parameter</i>	
Iron (mg/l)	7.0
Manganese (mg/l)	5.0
Aluminum (mg/l)	5.0
Total Suspended Solids (mg/l)	0.5
Sulfates (mg/L)	Monitor & Report
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. PA0251249 (Mining permit no. 63080102) Neiswonger Construction, Inc.**, 17592 Route 322, Strattanville, PA 16258, renewal NPDES permit for a bituminous surface mine in Somerset Township, **Washington County**, affecting 187.8 acres. Receiving stream: unnamed tributaries to Center Branch Pigeon Creek and Center Branch Pigeon Creek, classified for the following use: WWF. Application received: June 26, 2014.

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

The stormwater outfalls listed below discharge to unnamed tributaries to Center Branch Pigeon Creek:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
003	N	Sediment Pond
006	N	Sediment Pond

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

<i>Outfalls:</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
<i>Parameter</i>			
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Aluminum (mg/l)	2.0	4.0	5.0
Total Suspended Solids (mg/l)	35	70	90
Sulfates (mg/L)		Monitor & Report	
Specific Conductivity (micromhos)		Monitor & 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 outfalls listed below discharge to unnamed tributaries to Center Branch Pigeon Creek:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
003	N	Sediment Pond
006	N	Sediment Pond

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

<i>Outfalls: Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	N/A	N/A	7.0
Total Suspended Solids (ml/l)	N/A	N/S	0.5
Sulfates (mg/L)		Monitor & Report	
Specific Conductivity (micromhos)		Monitor & Report	
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			
Alkalinity must exceed acidity at all times.			

*Noncoal NPDES Draft Permits*

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

**NPDES No. PA0249190 (Mining Permit No. 31020301), U.S. Silica Company**, 12942 Oriskany Road, Mapleton Depot, PA 17052, renewal of an NPDES permit for a sandstone quarry in Brady Township, **Huntingdon County**, affecting 92.3 acres. Receiving stream: Mill Creek, classified for the following use: Trout Stocked Fishes. Application received: October 6, 2017.

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 outfalls listed below discharge to: Mill Creek

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

**NPDES No. PA0592722 (Mining Permit No. 7573SM1), Hempt Brothers, Inc.**, P.O. Box 278, Camp Hill, PA 17001-0278, renewal of an NPDES permit for a noncoal surface mine in Dickinson Township, **Cumberland County**, affecting 250 acres. Receiving stream: Mountain Creek, classified for the following uses: cold water fishes, trout stocked fishes. Application received: September 1, 2017.

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 outfalls listed below discharge to: Mountain Creek

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

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

<i>Outfalls: 001, 002 and 003 (Dry Weather) Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Total Suspended Solids (mg/l)	35.0	70.0	90.0
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			

<i>Outfalls: 001, 002 &amp; 003 (≤10-yr/24-hr Precip. Event) Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	N/A	N/A	7.0
Total Settleable Solids (ml/l)	N/A	N/A	0.5
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			

<i>Outfalls: 005 (All Discharges) Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)		Monitor and Report	
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.			

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

**NPDES No. PA0259756 (Permit No. 4878NC3). Frank Tucci** (25000 PA Route 99, Cambridge Springs, PA 16403) New NPDES permit for a large industrial minerals surface mine in Rockdale Township, **Crawford County**, affecting 15.8 acres. Receiving streams: Kelly Run, classified for the following uses: HQ—CWF. TMDL: None. Application received: September 25, 2017.

There is no discharge from this site.

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

**NPDES No. PA0591777 (Mining permit no. 65900402), Hanson Aggregates BMC, Inc.**, 2200 Springfield Pike, Connellsville, PA 15456. Renewal NPDES permit for a large non-coal surface and underground mine in Derry and Fairfield Townships, **Westmoreland County**, affecting 1,497.9 acres. Receiving stream(s): Unnamed Tributaries to Tannery Run, Tannery Run, Unnamed Tributaries to Harbridge Run, and Unnamed Tributary to Conemaugh River classified for the following use(s): CWF. Application received: March 2, 2016

The stormwater outfall(s) listed below discharge to Unnamed Tributaries to Tannery Run, Tannery Run, Unnamed Tributaries to Harbridge Run, Unnamed Tributary to Conemaugh River:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
001	N	SW
002	N	SW
003	N	SW
004	N	SW
005	N	SW
007	N	SW
014	N	SW
016	N	SW

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

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/L)	3.0	6.0	7.0
Manganese (mg/L)	2.0	4.0	5.0
Aluminum (mg/L)	2.0	4.0	5.0
Total Suspended Solids (mg/L)	35	70	90
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. PA0250651 (Mining permit no. 03052001), M&M Lime Co., Inc.**, 215 Nichola Road, Worthington, PA 16262, renewal NPDES permit for surface activities for a deep noncoal mine in West Franklin Township, **Armstrong County**, affecting 77.4 acres. Receiving stream: UNT A to Buffalo Creek classified for the following use: HQ—TSF. Application received: July 3, 2014.

The outfalls listed below discharge to UNT A to Buffalo Creek:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
001	N	Stormwater Outfall
002	N	Treatment Facility Outfall

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

<i>Outfalls: Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Total Iron (mg/l)	3.0	6.0	7.0
Total Manganese (mg/l)	2.0	4.0	5.0
Total Aluminum (mg/l)	2.0	4.0	5.0
Total Suspended Solids (mg/l)	35	70	90
Osmotic Pressure (mOsm/kg)	N/A	N/A	N/A
Sulfates (mg/L)		Monitor & Report	
Total Cadmium (mg/L)		Monitor & Report	
Total Copper (mg/L)		Monitor & Report	
Total Lead (mg/L)		Monitor & Report	
Total Mercury (mg/L)		Monitor & Report	
Total Phenolics (mg/L)		Monitor & Report	
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			
Alkalinity must exceed acidity 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.

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### 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.

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#### WATER OBSTRUCTIONS AND ENCROACHMENTS

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

**E19-320. PPL Electric Utilities Corporation**, 1639 Church Road, Allentown, PA 18104. PPL Mountain Road, in Beaver Township, **Columbia County**, ACOE Baltimore District (Nuremberg, PA Quadrangle; Latitude: 40° 58' 19.33"; Latitude 76° 13' 45.27").

PPL Electric Utilities Corporation (PPL) installed 2,275 feet of underground distribution (12 kV) conduit under Emergency Permit EP 1917501 to include the following work. The utility line installation began at the existing PPL distribution pole 96/92 and extended to existing distribution pole 38/98 along Mountain Road. The conduit

installation is required to restore electricity to customers in the area after an overhead line collapsed to the east of Mountain Road.

Installation of the new underground conduit will occur from distribution pole 96/92, south along Mountain Road to a new distribution pole to be installed to the west of existing pole 38/98. A total of 7 bore pits, 2 junction boxes and 1 new distribution stub pole will be required as part of the project. A total of 1,918 square feet (0.04 acre) of wetland impacts, 660 square feet of floodway impacts and 64 square feet of stream impacts will occur during of project construction. Two perennial streams will be directionally bored during installation of the conduit.

Removal of the failed existing overhead distribution line will be completed by a combination of all-terrain vehicles (ATV) and access by foot. The electric line and poles will be removed from approximately distribution pole # 11/98 to 92/24 (approximately 1,900 feet).

The project is located in the Beaver Run watershed. Beaver Run is designated as a Cold Water Fisheries; Migratory Fishes (CWF; MF) according to Chapter 93. The creek has a defined floodway on FEMA's Flood Insurance Rate maps (FEMA FIRM map No. 42037C038E; 8/19/2008) and is listed as Zone A.

*Southwest Region: Waterways & Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222, Dana Drake, Waterways and Wetlands Program Manager, 412-442-4000.*

**E65-992, Pennsylvania Department of Transportation Engineering District 12-0**, 825 North Gallatin Avenue Extension, Uniontown, PA 15401, East Huntingdon Township, **Westmoreland County**, ACOE Pittsburgh District.

The applicant proposes to:

Remove the existing 21' wide SR 3073 bridge over Buffalo Run (WWF) with a minimum underclearance of 3.1' and a drainage area of 0.24 square mile; construct and maintain a 61' long 12' wide box culvert with a minimum underclearance of 4' in the same location. Place and maintain fill in 165' of Buffalo Run and construct and maintain 165' of relocated replacement channel. In addition, place and maintain fill in 0.01 acre of PEM wetland and temporarily impact 240' of Buffalo Run and 0.02 acre of PEM wetland for the purpose of constructing these encroachments. The project is located 0.5 mile south of the intersection of SR 3073 Buttermore Road and SR 31 Mount Pleasant Road (USGS Mount Pleasant, PA Quadrangle, Latitude: 40° 10' 5.7"; Longitude: -79° 36' 56.9"; Sub-basin 19D), in East Huntingdon Township, Westmoreland County.

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

**E10-513FP Center Township**, 150 Henricks Road, Butler, PA 16001, NFIP Buyout—707 Oneida Valley Road, in Center Township, **Butler County**, ACOE Pittsburgh District (Mount Chestnut, PA Quadrangle N: 40.920042°; W: -79.879299°).

To remove existing structures on property within the 100-year flood plain of Connoquenessing Creek at 707 Oneida Valley Road, Butler, PA. Subject property is a FEMA NFIP buyout.

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**ACTIONS**


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**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.

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**I. NPDES Renewal Permit Actions**


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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0266345	Keystone Protein Company 154 W Main Street Fredericksburg, PA 17026-9510	Bethel Township, Lebanon County	UNT Beach Run and Little Swatara Creek in Watershed(s) 7-D	N
PA0247979	Gary & Judith Cryder 101 Fleisher Road Marysville, PA 17053-9531	Rye Township, Perry County	UNT to Fishing Creek in Watershed(s) 7-A	Y
PA0086185	Washington Township Sewer Authority 185 Manors Road Elizabethville, PA 17023-8733	Washington Township, Dauphin County	Wiconisco Creek in Watershed(s) 6-C	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0044652 (Sewage)	Mt Pisgah State Park 28 Entrance Road Troy, PA 16947-8506	Bradford County West Burlington Township	Mill Creek (4-C)	Yes
PA0228478 (Sewage)	East Chillisquaque Potts Grove STP Sewer System 5585 State Route 405 Milton, PA 17847-0433	Northumberland County East Chillisquaque Township	Chillisquaque Creek (10-D)	Yes

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

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

**NPDES Permit No. PA0024406**, Sewage, SIC Code 4952, **Mount Carmel Municipal Authority**, 137 W 4th Street, Suite 4, Mount Carmel, PA 17851-2083.

This existing facility is located in Mount Carmel Township, **Northumberland County**.

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

**NPDES Permit No. PA0027049**, Sewage, SIC Code 4952, **Williamsport Sanitary Authority**, 253 W 4th Street, Williamsport, PA 17701-6113.

This existing facility is located in Williamsport City, **Lycoming County**.

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

**NPDES Permit No. PA0027171 A-1**, Sewage, SIC Code 4952, **Municipal Authority of the Town of Bloomsburg**, 301 E 2nd Street, Bloomsburg, PA 17815-1963.

This existing facility is located in Town of Bloomsburg, **Columbia County**.

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

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

*Elk County Conservation District, 850 Washington Street, St. Mary's, PA 15857.*

*McKean County Conservation District, 17137 Route 6, Smethport, PA 16749.*

<i>ESCGP -2 No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
ESG0004717001	Dominion Energy Transmission Inc. 925 White Oaks Boulevard Bridgeport, WV 26330	Elk & McKean	Ridgway Township, Jones Township, Sergeant Township (McKean Co.)	Johnson Run CWF; Little Mill Creek HQ-CWF; UNT Little Mill Creek HQ-CWF; UNT Silver Creek HQ-CWF

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

**NPDES Permit No. PA0093378**, Sewage, SIC Code 3264, 4952, **Assoc Ceramics & Tech Inc.**, 400 N Pike Road, Sarver, PA 16055-1109.

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

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

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

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

**WQM Permit No. 3817202**, Industrial Waste, **Keystone Protein Co.**, 154 W Main Street, Fredericksburg, PA 17026-9510.

This proposed facility is located in Bethel Township, **Lebanon County**.

Description of Proposed Action/Activity:

- One 0.6 MG aerated flow equalization basin.
- One Dissolved Air Flotation Cell with sludge storage tank and grit chamber for pretreatment.
- 4-stage BNR reactors consisting of 1.86 MG flow equalization/anoxic basin (reactor 1), 1.2 MG nitrification basin (reactor 2), 0.6 MG anoxic reactor 3, 0.125 MG aerobic reactor 4 with mixing and aeration equipment, and chemical feed systems.

- Construction one final clarifier, UV disinfection system and rapid travelling bed sand filter and cascade for post aeration.
- Retrofit existing CMAS tank to aerobic digester and the existing clarifier will be converted to gravity thickener.
- Construction of equipment building and chemical building, influent and effluent pump stations, site drain pump station, waste activated sludge pump station, nitrate recycle pump station and chemical storage and feed systems.

**WQM Permit No. 3617202**, CAFO, **Walnut Run Farms**, 292 Elm Road, Lititz, PA 17543-9450.

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

Description of Proposed Action/Activity:

- A 118' × 200' × 10' underhouse manure storage structure under a new freestall barn addition with a capacity of 1,750,000 gallons. This proposed manure storage facility will have usable capacity of 1,663,163 at a 6-inch freeboard.
- A 144' × 121-5' × 10' underhouse manure storage structure under a new dry cow/pre-fresh heifer barn with a capacity of 1,295,000 gallons. This proposed manure storage facility will have usable capacity of 971,160 gallons at a 24-inch freeboard, considering 0.50' reserved for the 25-year/24-hour storm from the contributing roof area.
- Leak detection system/sub-surface drain.
- Manure collection/conveyance systems.
- Other appurtenances.

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

**WQM Permit No. 1017402**, Sewage, **Mercer Township Butler County**, PO Box 380, Harrisville, PA 16038.

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

Description of Proposed Action/Activity: New Sewage treatment facility to serve the Village of Forestville.

**WQM Permit No. 1017403**, Sewage, **Mercer Township Butler County**, PO Box 380, Harrisville, PA 16038.

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

Description of Proposed Action/Activity: New Sewer extension to serve an area along State Route 58 to the Northwest of Harrisville, PA.

**WQM Permit No. 1017404**, Sewage, **Mercer Township Butler County**, Mercer Township, Butler County, PO Box 380, Harrisville, PA 16038.

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

Description of Proposed Action/Activity: New Sewer extension to serve an area along State Route 58 to the East of Harrisville, PA.

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

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

Permit #	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAD2310007 Issued	SP Carlisle Associates, LLC 4 Barlo Circle Dillsburg, PA 17019	Cumberland	South Middleton Township	Letort Spring Run (HQ-CWF, MF)
PAD060002	UGI Energy Services, LLC 1 Meridian Boulevard Suite C201 Wyomissing, PA 19610	Berks	Ontelaunee Township	(Designated Use CWF, MF) Existing Use HQ-CWF, MF)
PAD060004	Diakon Lutheran Social Ministries 798 Hausma Road Suite 300 Allentown, PA 18104	Berks	Longswamp Township	UNT Toad Creek (HQ-CWF, MF) Toad Creek (HQ-CWF, MF)

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

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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, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, Nathan Crawford, Section Chief, 717.705.4802.*

*Facility Location:  
Municipality &  
County*

<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Oxford Township Adams County Issued	PAC010034 The Brethren Home Community 2990 Carlisle Pike New Oxford, PA 17350	UNT Pine Run (WWF, MF) UNT South Branch Conewago Creek (WWF, MF)	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325-3404 717.334.0636
Freedom Township Blair County Issued	PAC070019 East Freedom Propertiers, LLC 120 Court Street Bedford, PA 15522	UNT Frankstown Branch (WWF, MF)	Blair County Conservation District 1407 Blair Street Holidaysburg, PA 16648 814.696.0877
Lower Allen Township Cumberland County Issued	PAC210045 New England Motor Freight, Inc. 141 East 26th Street Erie, PA 16504	Cedar Run (CWF, MF)	Cumberland County Conservation District 310 Allen Road Suite 301 Carlisle, PA 17013-9101 717.240.7812
Swatara Township Dauphin County Issued	PAC220057 Feeser's Inc. 5561 Grayson Road Harrisburg, PA 17111	Spring Creek (West) (CWF, MF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100
Lower Paxton Township Dauphin County Issued	PAC220003 Lower Paxton Township Authority 425 Prince Street Suite 139 Harrisburg, PA 17109	Paxton Creek (WWR, MF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100



<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Brady Township Huntingdon County Issued	PAC310003	Roger Kauffman 9343 Front Mountain Road Allensville, PA 17002	Saddler Creek (TSF)	Huntingdon County Conservation District 10605 Raystown Road Suite A Huntingdon, PA 16652-9603 814.627.1627
Fayette Township Juniata County Issued	PAC340012	Raymond Troyer 1824 Rockland Road Mifflintown, PA 17059	UNT Lost Creek (CWF)	Juniata County Conservation District 146 Stoney Creek Drive Suite 4 Mifflintown, PA 17059-8709 717.436.8953
Fairview Township York County Issued	PAC670055	Defense Distribution Center Susquehanna PA (DDSP) Larry Dolinger "S" Ave & 3rd Street New Cumberland, PA 17070-5010	Susquehanna River (WWF)	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Springettsbury Township York County Issued	PAC670061	KV Springettsbury Partners, LLC Mike Jeffers 6259 Reynolds Mill Road Seven Valleys, PA 17360	UNT to Mill Creek (WWF, MF)	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430

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

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Berwick Boro, Columbia Cnty	PAC190009	Berwick Area School District 500 Line Street Berwick, PA 18603	Susquehanna River	Columbia County Conservation District 702 Sawmill Rd Ste 204 Bloomsburg, PA 17815 (570) 784-1310 X 102

*Southwest Region: Waterways & Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222, Dana Drake,  
Waterways and Wetlands Program Manager, 412-442-4000.*

<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>
Cecil Township	PAC630012	PTV XXVIII, LLC 1563 Woodward Drive Extension Greensburg, PA 15601	Millers Run (WWF)	Washington County Conservation District 2800 North Main Street Suite 105 Washington, PA 15301 (724) 705-7098
Cecil Township	PAC630033	Pennsylvania Turnpike Commission 700 South Eisenhower Boulevard Harrisburg, PA 17057	Chartiers Creek (WWF); McPherson Creek (WWF)	Washington County Conservation District 2800 North Main Street Suite 105 Washington, PA 15301 (724) 705-7098
Bentleyville Borough	PAC630048	Golden Triangle Construction 8555 Old Steubenville Pike Imperial, PA 15126	Pigeon Creek (WWF)	Washington County Conservation District 2800 North Main Street Suite 105 Washington, PA 15301 (724) 705-7098

<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>
California Borough	PAC630052	PR North America, LLLP P.O. Box 698 California, PA 15419	UNT to Pike Run (TSF)	Washington County Conservation District 2800 North Main Street Suite 105 Washington, PA 15301 (724) 705-7098
Peters Township	PAC630059	Pooch Pitt, LLC 210 Valley Brook Road McMurray, PA 15317	Brush Run (WWF)	Washington County Conservation District 2800 North Main Street Suite 105 Washington, PA 15301 (724) 705-7098

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

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Penn Township, Butler County	PAC100067	Butler County Airport Authority 473 Airport Road Suite 2 Butler, PA 16002	UNT to Glade Run WWF	Butler County Conservation District 122 McCune Drive Butler, PA 16001 724-284-5270
Jackson Township, Butler County	PAC100072	Jackson Township Chris Rearick 140 Magill Road Zelienople, PA 16063	Tributary to Connoquenessing Creek WWF	Butler County Conservation District 122 McCune Drive Butler, PA 16001 724-284-5270

*General Permit Type—PAG-10*

<i>Facility Location Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Smith Township Washington County	PAG106206	Rover Pipeline, LLC 1300 Main Street Houston, TX 77002	Raccoon Creek 20-D WWF	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000

## STATE CONSERVATION COMMISSION

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

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

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

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

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

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

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>AEU's</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Approved or Disapproved</i>
Pleasant View Farms, Inc. 261 Pleasant View Farms Lane Martinsburg, PA 16662	Blair	3,131.4	3,125.55	Dairy	Clover Creek-HQ, Piney Creek-HQ, Yellow Creek-HQ, Plum Creek-HQ	Approved

**PUBLIC WATER SUPPLY PERMITS**

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

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania 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.**

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

**Application No. 3390033**, Public Water Supply.

Applicant	<b>Macungie Borough Authority</b> 21 Locust Street Macungie, PA 18062
[Township or Borough]	Macungie Borough, <b>Lehigh County</b>
Responsible Official	Mr. Chris Boehm Macungie Borough Authority 21 Locust Street Macungie, PA 18062

Type of Facility	PWS
Consulting Engineer	Harry E. Garman, P.L.S., P.E., Barry Isett & Associates 85 South Route 100 Allentown, PA 18106
Permit Issued Date	10/20/2017

**Application No. 3480055**, Public Water Supply.

Applicant	<b>PA American Water</b> 800 W. Hershey Park Drive Hershey, PA. 17033
[Township or Borough]	Palmer Township <b>Northampton County</b>
Responsible Official	Mr. David Kaufman Vice President-Engineering
Type of Facility	Public Water Supply
Consulting Engineer	Mr. Daniel Rickard, PE PA American Water Company 4 Wellington Blvd. Wyomissing, PA 19610
Permit Issued	10/13/2017

**Application No. 3390024**, Public Water Supply.

Applicant	<b>City of Allentown</b> PO Box 3348 Allentown, PA 18106-3348
[Township or Borough]	City of Allentown <b>Lehigh County</b>
Responsible Official	Mr. Craig W. Messinger Lehigh County Authority 641 South 10th Street Allentown, PA 18103
Type of Facility	Public Water Supply
Consulting Engineer	Donnell Ducan, P.E. Utility Service Company 1230 Peachtree Street Atlanta, GA 30309
Issue Date	10/13/2017

**Application No. 4017505**, Public Water Supply.

Applicant	<b>PA American Water</b> 800 W. Hershey Park Drive Hershey, PA 17033
[Township or Borough]	Plains Township <b>Luzerne County</b>
Responsible Official	Mr. David Kaufman Vice President-Engineering

Type of Facility Public Water Supply  
 Consulting Engineer Mr. Richard Dudek, PE  
 PA American Water Company  
 2699 Stafford Avenue  
 Scranton, PA 18505

Permit Issued 10/20/2017

**Permit No. 2450084, Transfer of Operation Permit,**  
 Public Water Supply.

Applicant **Lynwood Acres, LLC**  
 72 Farrier Lane  
 Newtown Square, PA 19073  
 Attn: Mr. Nathan W. Jameson

Municipality Middle Smithfield Township

County **Monroe County**

Type of Facility PWS

Consulting Engineer N/A

Permit to Operate  
 Issued 10/03/2017

**Permit No. 4517512MA, Minor Amendment,** Public  
 Water Supply.

Applicant **Borough of East Stroudsburg**  
 24 Analomink Street  
 East Stroudsburg, PA 18301

Municipality Smithfield Township

County **Monroe**

Type of Facility PWS

Consulting Engineer Wayne E. Gross, P.E.  
 RKR Hess, A Division of UTRS,  
 Inc.  
 112 North Courtland Street  
 East Stroudsburg, PA 18301

Permit to Construct  
 Issued October 30, 2017

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

**Permit No. 2117512 MA, Minor Amendment,** Public  
 Water Supply.

Applicant **State Correctional Institution  
 at Camp Hill**

Municipality Lower Allen Township

County **Cumberland**

Responsible Official Laurel Harry, Superintendent  
 2500 Lisburn Road  
 Camp Hill, PA 17001

Type of Facility A full-scale pilot study will be  
 performed to determine if  
 replacing the primary coagulant  
 DelPAC 200, a polyaluminum  
 chloride, with FP1025, a ferric  
 chloride/polymer blend, will  
 enhance coagulation and provide  
 better performance during high  
 turbidity events.

Consulting Engineer Carol A. Piontkowski, P.E.  
 Department of Corrections,  
 Bureau of Operations  
 1920 Technology Parkway  
 Camp Hill, PA 17001

Permit to Construct  
 Issued 10/25/2017

**Comprehensive Operation Permit No. 7670005** issued to: **Walmar MHC LLC (PWS ID No. 7670005)**, Franklin Township, **York County** on 10/23/2017 for the operation of facilities at Walmar Manor MHP approved under Construction Permit No. 6716508.

**Comprehensive Operation Permit No. 7380428** issued to: **Hornings Market of Myerstown (PWS ID No. 7380428)**, Myerstown Borough, **Lebanon County** on 10/17/2017 for the operation of facilities approved under Construction Permit No. 3817505 MA.

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

**Permit No. 4113507—Operation—**Public Water Sup-  
 ply.

Applicant **Williamsport Municipal Water  
 Authority**

Township/Borough South Williamsport Borough

County **Lycoming County**

Responsible Official Mr. Charles Hauser, P.E.  
 Williamsport Municipal Water  
 Authority  
 253 West Fourth Street  
 Williamsport, PA 17701

Type of Facility Public Water Supply

Consulting Engineer N/A

Permit Issued October 25, 2017

Description of Action Authorizes operation of the  
 Mountain Pressure Zone,  
 including 500,000-gallon finished  
 water storage tank, a booster  
 pump station, a rechlorination  
 facility, and distribution piping.

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

**Permit No. 0888502-T2, MA-T2, MA-GWR-T1,  
 0889504-T2, and MA-GWR-T1—Operation—**Public Wa-  
 ter Supply.

Applicant **Shover Investment Group II,  
 LLC**

Township/Borough Wysox and Sheshequin Township

County **Bradford County**

Responsible Official Mr. Brad Shover, Owner  
 Shove Investment Group II, LLC  
 225 Pine Hill Road  
 Landisburg, PA 17040

Type of Facility Public Water Supply

Consulting Engineer N/A  
 Permit Issued October 26, 2017  
 Description of Action Authorizes Shover Investment Group II, LLC as the new permittee to operate the public water supply facilities at Jackson Mobile Home Park and at Woodside Terrace Mobile Home Park.

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

**Permit No. 0217525MA, Minor Amendment.** Public Water Supply.

Applicant **Springdale Borough**  
 325 School Street  
 Springdale, PA 15144  
 [Borough or Township] Springdale Borough  
 County **Allegheny**  
 Type of Facility James Street waterline project  
 Consulting Engineer Bankson Engineers, Inc.  
 267 Blue Run Road  
 Suite 200  
 Cheswick, PA 15024  
 Permit to Construct Issued October 26, 2017

**Permit No. 0217526MA, Minor Amendment.** Public Water Supply.

Applicant **Springdale Borough**  
 325 School Street  
 Springdale, PA 15144  
 [Borough or Township] Springdale Borough  
 County **Allegheny**  
 Type of Facility Colfax Street waterline project  
 Consulting Engineer Bankson Engineers, Inc.  
 267 Blue Run Road  
 Suite 200  
 Cheswick, PA 15024  
 Permit to Construct Issued October 26, 2017

**Permit No. 0217527MA, Minor Amendment.** Public Water Supply.

Applicant **Springdale Borough**  
 325 School Street  
 Springdale, PA 15144  
 [Borough or Township] Springdale Borough  
 County **Allegheny**  
 Type of Facility Rosslyn Avenue/North Avenue waterline project  
 Consulting Engineer Bankson Engineers, Inc.  
 267 Blue Run Road  
 Suite 200  
 Cheswick, PA 15024  
 Permit to Construct Issued October 26, 2017

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

**Permit No. 1017505,** Public Water Supply.

Applicant **PA American Water Co.**  
 Township or Borough Summit Township  
 County **Butler**  
 Type of Facility Public Water Supply  
 Consulting Engineer Tiffany Reed, P.E.  
 PA American Water Co.  
 800 West Hershey Park Drive  
 Hershey, PA 17033  
 Permit to Construct Issued October 26, 2017

#### 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.**

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

**WA 22-1037A,** Water Allocations. **Steelton Borough Authority (PWS ID No. 7220036), Dauphin County.** The right to purchase up to 648,000 gallons per day (gpd), based on a 30-day average, from SUEZ Water Pennsylvania, Inc. (SUEZ), through an interconnection in Swatara Township, Dauphin County. Permittee Contact: Douglas E. Brown, Borough Manager, Steelton Borough Authority, 123 N. Front St, Steelton, PA 17113. Consulting Engineer: Edward A. Ellinger, P.E., Herbert Rowland Grubic Inc, 369 East Park Drive, Harrisburg, PA 17111. Permit Issued: 10/23/2017.

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

**WA65-1005,** Water Allocations. **Highridge Water Authority, 17 Maple Avenue, Blairsville, PA 15717, Westmoreland County.** The right to purchase up to 10,000 gallons of water per day, as a peak month, 30-day average, from the Blairsville Municipal Authority.

#### LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

##### UNDER ACT 2, 1995 PREAMBLE 2

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

Provisions of Sections 301—308 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P.S. §§ 6026.301—6026.308) require the Department to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in

environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected. Submission of plans and reports, other than the final report, will also be published in the *Pennsylvania Bulletin*. These include the remedial investigation report, risk assessment report and cleanup plan for a site-specific standard remediation. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

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

The Department has received the following plans and reports:

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

**Waterloo Garden Property**, 200 North Whiteford, West Whiteland Township, **Chester County**. Terence A. O'Reilly, TriState Environmental Management Services, Inc., 368 Dunksferry Road, Bensalem, PA 19020 on behalf of Peter D'Angeli, BT Exton, LP, 200 Witmer Road, Suite 200, Horsham, PA 19044 submitted a Final Report concerning remediation of site soil contaminated with arsenic. The report is intended to document remediation of the site to meet the Statewide health standard.

**Grocery Store Site**, 420 McDade Boulevard, Ridley Township, **Delaware County**. Jeffery T. Bauer, Whitestone Associates Inc., 1600 Manor Drive, Suite 220, Chalfont, PA 18914 on behalf of David Kane, Lidl US, LLC, 2005 Market Street, Suite 1010, Philadelphia, PA 19103 submitted a Final Report concerning remediation of site soil contaminated with lead, arsenic, benzo(a)pyrene, 1,3,5-TMB and 1,2,4-TMB. The report is intended to document remediation of the site to meet the Statewide health standard.

**600 Haverford Road Property**, Haverford Township, **Delaware County**. Terence A. O'Reilly, TriState Environmental Management Service, Inc., 368 Dunksferry Road, Bensalem, PA 19020 on behalf of Daniel G. Donley, 600 Haverford Road Investors, LLC, 931 Haverford Road, Bryn Mawr, PA 19010 submitted a Final Report concerning remediation of site soil and groundwater contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide health standard.

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

**Cramer Studios**, Bellefonte Borough, **Centre County**. P. Joseph Lehman, Inc., 117 Olde Farm Office Centre, Duncansville, PA 16635, on behalf of Cramer Studios, 105 North Potter Street, Bellefonte, PA 16823

has submitted a Final Report concerning the remediation of groundwater contaminated with unleaded gasoline. The report is intended to document remediation of the site to meet the Site-Specific Standard.

**Seneca Resources DCNR Tract 100 Pad T Brine Release**, Lewis Township, **Lycoming County**. ARM Group, Inc., 1129 West Governor Road, PO Box 797, Hershey, PA 17033, on behalf of Seneca Resources Corporation, 5800 Corporate Boulevard, Suite 300, Pittsburgh, PA 15237, has submitted a Final Report concerning remediation of site soils contaminated with brine. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**Right of Way, William B Street**, Hamilton Township, **Tioga County**. Golder Associates, Inc., 209 North Main Street, Horseheads, NY, 14845, on behalf of Repsol Oil & Gas USA, LLC, 337 Daniel Zenker Drive, Horseheads, NY 14845, has submitted a revised Final Report concerning remediation of site soil contaminated with diesel fuel. The report is intended to document remediation of the site to meet the Statewide Health Standard.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

### UNDER ACT 2, 1995 PREAMBLE 3

**The Department has taken action on the following plans and reports under the Land Recycling and Environmental Remediation Standards Act (35 P.S. §§ 6026.101—6026.907).**

Section 250.8 of 25 Pa. Code and administration of the Land Recycling and Environmental Remediation Standards Act (act) require the Department to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by the act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports

submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

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

The Department has received the following plans and reports:

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

**Philadelphia Energy Solutions Refinery, AO1-2**, 3144 West Passyunk Avenue, City of Philadelphia, **Philadelphia County**. Charles Barksdale Jr., Philadelphia Energy Solutions Refining and Marketing, LLC, 3144 Passyunk Avenue, Philadelphia, PA 19145 on behalf of Tiffanie Doerr, Evergreen Resources Management Operations, 2 Righter Parkway, Suite 200 Wilmington, DE 19803 submitted a Remedial Investigation Report concerning the remediation of site soil and groundwater contaminated with lead and other organics. The Report was approved by the Department on October 18, 2017.

**Sunoco Darby Creek Tank Farm**, Calcon Hook Road, Darby Township, **Delaware County**. Michael V. Malone, Stantec Consulting Services, Inc., 1060 Andrew Drive, Suite 140, West Chester, PA 19380 on behalf of Fiona Livingston, Philadelphia Refinery Operations a subsidiary of Evergreen Resources Group, LLC submitted a Risk Assessment/Final Report concerning the remediation of site soil contaminated with crude oil, arsenic, antimony, cadmium, chromium, cobalt, lead, manganese and vanadium. The Report was approved by the Department on October 11, 2017.

**Darcy Residence**, 100 Blue Ridge Drive, Bristol Township, **Bucks County**. Richard D. Trimpi, Trimpi Associates Inc., 1635 Old Plains Road, Pennsburg, PA 18703 on behalf of Valerie O'Conner, State Farm Insurance Company, PA Fire Claims, P.O. Box 106110, GA 30348-6110 submitted a Final Report concerning the remediation of site soil and groundwater contaminated with No. 2 heating oil. The Final Report demonstrated attainment of the Statewide health standard and was approved by the Department on October 11, 2017.

**Preserved Open Space Cheltenham Township/Ashbourne Meadows**, 1100 Ashbourne Road, Cheltenham Township, **Montgomery County**. Michael Potts, Ramboll Environ US Corporation, 101 Carnegie Center, Princeton, NJ 08540 on behalf of Kenneth Griffin, Matrix Ashbourne Associates, L.P., Forsgate Drive, CN 400, Cranbury, NY 08512 submitted a Final Report concerning the remediation of site soil contaminated with lead, arsenic, mercury and chlordane. The Final Report demonstrated attainment of the site-specific standard and was approved by the Department on October 4, 2017.

**Pier 60**, 1499/1505/1533 Christopher Columbus Boulevard, City of Philadelphia, **Philadelphia County**. Paul Martino, PG, Pennoni Associates, Inc., 3001 Market Street, Philadelphia, PA 19104 on behalf of Tina Roberts, Sugarmill Associates, 817 North 3rd Street, Philadelphia, PA 19123 submitted a Final Report concerning the remediation of site groundwater and soil contaminated with No. 2 fuel oil. The Final Report demonstrated

attainment of the site-specific standard and was approved by the Department on October 4, 2017.

**Satlow Residence**, 14 Maplewood Avenue, Lower Merion Township, **Montgomery County**. Patrick S. Crawford, Crawford Environmental Services, 20 Cardinal Drive, Birdsboro, PA 19508 on behalf of Naci Tellam, Ryder Transportation, 111690 NW 105 Street, Miami, FL 331780-1103 submitted a Final Report concerning the remediation of site soil and groundwater contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Statewide health standard and was approved by the Department on October 5, 2017.

**146 East Windrose Drive**, 146 East Windrose Drive, Northampton Township, **Bucks County**. Amanda Michelone, Mountain Research, LLC, 825 25th Street, Altoona, PA 16601 on behalf of Doug Coenen, 934 Parkton Drive, Waukesah, WI 53189 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 September 20, 2017.

**Rohm & Haas Company Bristol Plant FBA**, 200 Route 413, Bristol Township, **Bucks County**. David J. Kistner, AECOM, 625 West Ridge Pike, Suite E-100, Conshohocken, PA 19007 on behalf of Robert Casselberry, Rohm and Haas Company, 310 George Patterson Boulevard, Suite 100, Bristol, PA 19007 submitted a Remedial Investigation Report concerning the remediation of site soil and groundwater contaminated with VOCs and SVOCs. The Report was approved by the Department on September 28, 2017.

**The Fresh Stop**, 101 MacDade Boulevard, Ridley Township, **Delaware County**. Paul White, Brickhouse Environmental, 515 South Franklin Street, West Chester, PA 19382 on behalf of Scott Hormel, PB 101 MacDade LLC, 491 Old York Road, Suite 200, Jenkintown, PA 19046 submitted a Final Report concerning the remediation of site soil and groundwater contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Statewide health standard and was approved by the Department on September 28, 2017.

**Brewerytown Apartments LLC**, 31st and Master Street, City of Philadelphia, **Philadelphia County**. Natalie Griffith, REPSG, Inc., 6901 Kingsessing Avenue, Suite 201, Philadelphia, PA 19142 on behalf of James Manuel, REPSG, Inc., 6901 Kingsessing Avenue, Suite 201, Philadelphia, PA 19142 submitted a Remedial Investigation/Cleanup Plan concerning the remediation of site soil and groundwater contaminated with tetrachloroethylene. The Report was approved by the Department on September 29, 2017.

**Sears Auto Center # 1654**, 1067 West Baltimore Avenue, Middletown Township, **Delaware County**. David Side, Amec Foster Wheeler, Environmental & Infrastructure, Inc., 751 Arbor Way, Suite 180, Blue Bell, PA 19422 on behalf of Patricia Feeley, Sears Holding Management Corporation, 3333 Beverly Road, Hoffman Estates, Illinois 60179 submitted a Final Report concerning the remediation of site soil contaminated with used motor oil. The Final Report demonstrated attainment of the Statewide health standard and was approved by the Department on October 23, 2017.

**1331-1339 Street Juniper Street**, 1331-1339 Street Juniper Street, City of Philadelphia, **Philadelphia County**. Paul Martino, Pennoni Associates, Inc., 1900 Market Street, Philadelphia, PA 19146 on behalf of Jason

Cutaiar, Made Construction, 1701 Reed Street, Philadelphia, PA 19145 submitted a Remedial Investigation/Cleanup Plan concerning the remediation of site soil and groundwater contaminated with gasoline. The Report was approved by the Department on October 23, 2017.

**Ursinus College**, 601 East Main Street, Collegeville Borough, **Montgomery County**. Gilbert Marshall, Marshall Geoscience, Inc., 170 East First Avenue, Collegeville, PA 19426, Darryl Borrelli, Manko, Gold, Katcher & Fox, LLP, 401 City Avenue, Suite 500, Bala Cynwyd, PA 19004 on behalf Andrew Feick, Ursinus College, 6021 Main Street, Collegeville, PA 19426 submitted a Cleanup Plan concerning the remediation of site soil and groundwater contaminated with petroleum hydrocarbons. The Report was approved by the Department on September 27, 2017.

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

**RJ Corman Railroad and Lehigh Valley Dairy**, Milepost 93.2 to Milepost 96.7 and 711 North Brick Street, Allentown City and Whitehall Township, **Lehigh County**. Moonstone Environmental, LLC, 1150 Glenlivet Drive, Suite A-23, Allentown, PA 18106, on behalf of Waterfront Redevelopment Partners LP, 1665 Valley Center Parkway, Suite 110, Bethlehem, PA 18017, submitted a Site-Specific Remedial Investigation Report and Cleanup Plan concerning remediation of site soils contaminated with semi-volatile compounds and metals from historic use as a railroad. The Remedial Investigation Report and Cleanup Plan was approved by the Department on October 19, 2017.

**Former Mack Truck Assembly Plant 5A**, South 12th Street, City of Allentown, **Lehigh County**. Brinkerhoff Environmental Services Inc., 1805 Atlantic Avenue, Manasquan, NJ 08736, on behalf of Volvo Group North America, 7900 National Service Road, Greensboro, NC 27409, submitted a Site-Specific Remedial Investigation Report and Cleanup Plan concerning remediation of site soils contaminated due to historic use at the site. The predominant metal contaminants identified are lead and arsenic. The Remedial Investigation Report and Cleanup Plan was approved by the Department on October 25, 2017.

**O'Dowd SUS PAD**, 2411 State Route 3011, Auburn Township, **Susquehanna County**. Leidos, LLC, 6310 Allentown Boulevard, Harrisburg, PA 17112, on behalf of Chesapeake Appalachia LLC, 300 North 2nd Street, 5th Floor, Harrisburg, PA 17101, submitted a Final Report concerning remediation of site soil contaminated with Strontium. The report was intended to document remediation of the site to meet the nonresidential State-wide Health Standard for soil. The Final Report was approved by the Department on October 26, 2017.

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

**Carlson Manufacturing Company**, 64, 66a, 66b Arch Street, Carnegie; Rosslyn Farms Borough, **Allegheny County**. Civil & Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205 on behalf of B&G Rebar and Wire, Inc., 64 Arch Street, Carnegie, PA 15106, has submitted a Final Report concerning the remediation of site soil contaminated with arsenic and lead. Public notice was printed in the *Pittsburgh Post Gazette* on June 7, 2017. The report was approved by the Department on October 12, 2017.

## 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 Reissued*

**Hepaco, LLC**, PO Box 26308, Charlotte, NC 28221. License No. PA-AH 0837. Effective Oct 25, 2017.

#### *Renewal Applications Received*

**Hepaco, LLC**, PO Box 26308, Charlotte, NC 28221. License No. PA-AH 0837. Effective Oct 25, 2017.

## DETERMINATION OF APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMITS

### Determination of Applicability for General Permit Received Under the Solid Waste Management Act; the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and/or the Beneficial Use of Residual Waste Other Than Coal Ash.

*Southeast Region: Regional Solid Waste Manager, 2 East Main Street, Norristown, PA 19401.*

**General Permit No. WMGR081SE006. NAR Electronics Holding Group Inc**, 1500 Industry Road, Suite R, Hatfield, PA 19440. This permit application is for the determination of applicability (DOA) to process and store electronic scrap prior to reuse or recycle in accordance with the beneficial use permit No. WMGR081 at the NAR Hatfield PA Warehouse Facility located at 1500 Industry Road in Hatfield Township, **Montgomery County**. The application of determination of applicability was issued by the Southeast Regional Office on October 2, 2017.

Persons interested in reviewing the general permit may contact the Pennsylvania Department of Environmental Protection ("DEP") Waste Management Program Manager, Southeast Regional Office, 2 East Main Street, Norristown, PA 19401-4915, or by telephone at 484.250.5960. TDD users may contact the DEP through the Pennsylvania AT&T Relay Service, (800) 654.5984.

## OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

### Permit Issued Under the Solid Waste Management Act, the Municipal Waste Planning, Recycling and Waste Reduction Act and Regulations to Operate Solid Waste Processing or Disposal Area or Site.

*Southeast Region: Regional Solid Waste Manager, 2 East Main Street, Norristown, PA 19401.*

**Permit No. 301350. Eldredge Inc**, 898 Fernhill Road, West Chester, PA 19380-4202. This application is for a 10-year permit renewal to continue operation under Solid Waste Permit No. 301350 at the Eldredge Waste Oil and Processing Facility, a residual waste oil processing facility, located at 898 Fern Hill Road in West Goshen Township, **Chester County**. The permit was issued by the Southeast Regional Office on October 13, 2017.

Persons interested in reviewing the permit may contact the Pennsylvania Department of Environmental Protec-



tion (“DEP”) Waste Management Program Manager, Southeast Regional Office, 2 East Main Street, Norristown, PA 19401-4915, or by telephone at 484.250.5960. TDD users may contact the DEP 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.**

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

*Contact: Norman Frederick, P.E., Environmental Engineer Manager—Telephone: 570-826-2409.*

**GP3-48-021: Tamco Construction, Inc.** (529 E. Dark Hollow Road, Pipersville, PA 18947) on October 17, 2017, for the operation of a portable stone crushing plant at the facility located in Wilson Borough, **Northampton County**.

**GP3-58-045A: F.S. Lopke Contracting Incorporated** (3430 State Route 434, Apalachin, NY 13732) on October 18, 2017, for the installation and operation of a stone crushing plant at the facility located in Harford Township, **Susquehanna County**.

**GP9-48-021: Tamco Construction, Inc.** (529 E. Dark Hollow Road, Pipersville, PA 18947) on October 17, 2017, for the operation of diesel fired I C engine at the facility located in Wilson Borough, **Northampton County**.

**GP9-58-045A: F.S. Lopke Contracting Incorporated** (3430 State Route 434, Apalachin, NY 13732) on October 18, 2017, for the installation and operation of diesel fired I C Engines at the facility located in Harford Township, **Susquehanna 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.*

**GP3-58-03067: TMT Gravel & Contracting, Inc.** (8792 Route 549, Millerton, PA 16936) on October 24, 2017, for portable nonmetallic mineral processing equipment, under GP3, at the Antrim Commons Business Park, in Antrim Township, **Franklin County**.

**GP11-28-03067: TMT Gravel & Contracting, Inc.** (8792 Route 549, Millerton, PA 16936) October 24, 2017, for a non-road engine, under GP11, to power portable nonmetallic mineral processing equipment, at the Antrim Commons Business Park, in Antrim Township, **Franklin County**.

**GP3-36-03210: TMT Gravel & Contracting, Inc.** (8792 Route 549, Millerton, PA 16936) on October 24, 2017, for portable nonmetallic mineral processing equipment, under GP3, at the Frey Farm Landfill in Manor Township, **Lancaster County**.

**GP11-36-03210: TMT Gravel & Contracting, Inc.** (8792 Route 549, Millerton, PA 16936) October 24, 2017,

for a non-road engine, under GP11, to power portable nonmetallic mineral processing equipment, at the Frey Farm Landfill in Manor Township, **Lancaster County**.

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

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

**GP1-10-062B: Slippery Rock University** (1 Morrow Way, Slippery Rock, PA 16057) on October 20, 2017, for the authority to construct and/or operate one (1) natural gas fired combustion unit, Model PFAT-4, rated 21 MMBtu/hr (NG) (BAQ-GPS/GP1) located at their facility in Slippery Rock Township, **Butler County**.

**GP9-25-1056A: ITC Lake Erie Connector, LLC** (27175 Energy Way, Novi, MI 48377) on September 25, 2017, for the authority to construct and/or operate one (1) compression ignition diesel fuel fired engine, Mitsubishi model S16R-Y2PTAW-1, rated 2,346 bhp (BAQ-GPS/GP9) located at their facility in Conneaut Township, **Erie County**.

**GP11-37-332J: Amerikohl Aggregates, Inc.—McMillin Mine** (1384 State Route 711, Stahlstown, PA 15687) on October 23, 2017, for the authority to construct a diesel engine for the associated portable nonmetallic mineral processing plant (BAQ-GPS/GP11) located at their facility in Wayne Township, **Lawrence 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.**

*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.*

**21-05026E: Carlisle SynTec, Inc.** (1275 Ritner Highway, Carlisle, PA 17015) on October 19, 2017, for the construction of a Dubois Primer Coater Station at the facility located in the Borough of Carlisle, **Cumberland County**.

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

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

**AMS IP16-000166:** (Southeastern Pennsylvania Transportation Authority (SEPTA)—200 W. Wyoming Ave., Philadelphia, PA 19140) issued October 23, 2017 for the installation of one emergency generator at its Berridge/Courtland Maintenance Shop location. The emergency generator is fueled by diesel and is rated at 561 kilowatts (752 horsepower). There will be potential Nitrogen Oxides (NO<sub>x</sub>) emissions of 1.98 ton/year (tpy). Particulate Matter (PM) emissions from the combustion units shall not exceed 0.06 tpy. Carbon Dioxide (CO) emissions will have a potential of 1.08 tpy.

The plan approval will contain operating, monitoring, recordkeeping, and reporting requirements to ensure operation within all applicable requirements.

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

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

*Contact: Norman Frederick, P.E., Environmental Engineer Manager—Telephone: 570-826-2409.*

**39-00069: Victaulic Company, Alburdis Facility** (4901 Kesslersville Road, Easton, PA 18040-6714). On October 24, 2017, the Department issued a renewal Title V Operating Permit for the gray and ductile iron foundries facility located in Alburdis Borough, **Lehigh 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 consist of charge handling and chip feeding, furnaces, casting, inoculation, and surface coating. The sources are controlled by baghouses and bin vents. These sources have the potential to emit major quantities of regulated pollutants above Title V emission thresholds. The Title V Operating Permit includes emission restrictions, work practice standards and testing, monitoring, recordkeeping, and reporting requirements to ensure compliance with all applicable Federal and State air quality regulations.

**48-00009: Victaulic Company, Forks Facility** (4901 Kesslersville Road, Easton, PA 18040-6714). On October 24, 2017, the Department issued a renewal Title V Operating Permit for the gray and ductile iron foundries facility located in Forks Township, **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 consist of hot-box and cold-box core machines, charge handling and chip feeding, furnaces, casting, inoculation, and surface coating. The sources are controlled by dust collectors and filters. These sources have the potential to emit major quantities of regulated pollutants above Title V emission thresholds. The Title V Operating Permit includes emission restrictions, work practice standards and testing, monitoring, recordkeeping, and reporting requirements to ensure compliance with all applicable Federal and State air quality regulations.

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**Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.**

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

*Contact: Norman Frederick, P.E., Environmental Engineer Manager—Telephone: 570-826-2409.*

**58-00013: Roundtop Energy, LLC** (North Shore Place 1, 358 North Shore Drive, Suite 201, Pittsburgh, PA 15212) issued on 10/26/17, a State-Only (Natural Minor)

Operating Permit for operation of an electric power generation facility in Auburn Township, **Susquehanna County**. The sources at the facility include a gas pre-heater, five natural gas-fired engines, and lubricating oil, waste oil, urea, and coolant storage tanks. The engines are controlled by oxidation catalysts and selective catalytic reduction. The operating permit includes emission limits, work practice standards, testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within applicable air quality requirements.

*Southcentral Region: Air Quality Program, 909 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.*

**38-03055: Always Bagels, Inc.** (10 Keyland Court, Bohemia, NY 11716-2620) on October 24, 2017, for the bagel bakery located in North Lebanon Township, **Lebanon County**. The State-only permit was renewed.

**21-05039: Land O' Lakes, Inc.** (405 Park Drive, Carlisle, PA 17013-9270) on October 23, 2017, for the evaporated dairy products manufacturing facility located in South Middleton Township, **Cumberland County**. The State-only permit was renewed.

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

*Contact: Tom Joseph, P.E., Facilities Permitting Chief—Telephone: 412-442-4336.*

**65-00726: Gutchess Hardwoods, Inc.** (185 Devereux Drive, Latrobe, PA 15650) on October 25, 2017 an Air Quality State Only Operating Permit (SOOP) renewal to Gutchess Hardwoods, Inc to authorize the operation of their facility located in Unity Township, **Westmoreland County**.

**11-00285: HRI, Inc.** (270 Solomon Run Road, Johnstown, PA 15904-7101) State Only Operating Permit renewal issuance date effective October 25, 2017, for their Johnstown Hot Mix Asphalt Plant located in Richland Township, **Cambria County**.

*Philadelphia: Air Management Services, 321 University Avenue, Philadelphia, PA 19104-4543, Contact: Edward Wiener, Chief, Source Registration at 215-685-9476.*

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

**N17-002: LaSalle University West Campus** (One Penn Boulevard, Philadelphia, PA 19144) issued on October 23, 2017 for the operation of university in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include two (2) 25.1 MMBtu/hr natural gas/No. 2 oil-fired boilers, one (1) 14.6 MMBtu/hr natural gas/No. 2 oil-fired boiler, two (2) 1.99 MMBtu/hr natural gas fired boilers, one (1) 100 kW natural gas fired emergency generator, one (1) 600 kW diesel fired emergency generator, and one (1) 144 brake-horsepower diesel fired fire pump.

## 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*

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

**65970103 and NPDES Permit No. PA0201898. Derry Stone & Lime Company, Inc.** (117 Marcia Street, Latrobe, PA 15650). Renewal application for continued mining of an existing bituminous surface mine, located in Derry Township, **Westmoreland County**, affecting 139.1 acres. Receiving streams: unnamed tributaries to McGee Run and Stony Run to Conemaugh River, classified for the following use: CWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: April 5, 2017.

**26040105 and NPDES Permit No. PA0250635. Amerikohl Mining, Inc.** (1384 State Route 711, Stahlstown, PA 15687). Renewal application for reclamation only to an existing bituminous surface mine, located in Dunbar Township, **Fayette County**, affecting 382.7 acres. Receiving streams: unnamed tributaries to Laurel Run and Ferguson Run, classified for the following use: TSF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: May 15, 2016.

### *Noncoal Permits Issued*

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

**PAM417023GP104. Arthur J. Beidel**, 11468 Creek Road, Fannettsburg, PA 17221. General NPDES Permit for stormwater discharges associated with mining activities on Noncoal Permit No. 28042802 located in Metal Township, **Franklin County**. Receiving stream: West Branch Conococheague Creek classified for the following uses: Cold Water Fishes and Migratory Fishes. There are no potable water supplies located within 10 miles downstream. Notice of Intent for Coverage received: October 13, 2017. Coverage Approved: October 24, 2017.

**PAM417021-GP104. Warren M. Nolt**, 34 Clugston Road, Newville, PA 17241. General NPDES Permit for stormwater discharges associated with mining activities on Noncoal Permit No. 21070802 located in North Newton Township, **Cumberland County**. Receiving stream: Unnamed Tributary to Green Spring Creek, classified for the following uses: Cold Water Fishes and Migratory Fishes.

There are no potable water supplies located within 10 miles downstream. Notice of Intent for Coverage received: October 5, 2017. Coverage Approved: October 20, 2017.

**PAM417022-GP104. Forcey Coal, Inc.**, 475 Banion Road, Madera, PA 16661. General NPDES Permit for stormwater discharges associated with mining activities on Noncoal Permit No. 05060101 located in Broad Top Township, **Bedford County**. Receiving stream: Sixmile Run, classified for the following use: Warm Water Fishes. There are no potable water supplies located within 10 miles downstream. Notice of Intent for Coverage received: October 2, 2017. Coverage Approved: October 24, 2017.

**Permit No. 44170801. William Shafranich**, 8782 back Mountain Road, Milroy, PA 17063, commencement, operation, and restoration of a small noncoal (industrial minerals) operation in Armagh Township, **Mifflin County**, affecting 5.0 acres, receiving streams: unnamed tributary to Laurel Creek and Honey Creek. Permit received: January 26, 2017. Permit issued: October 24, 2017.

**PAM417020-GP104. Shaffer Brothers Coal Company, Inc.**, 1 Jay Street, Windber, PA 15963. General NPDES Permit for stormwater discharges associated with mining activities on Noncoal Permit No. 56070801 located in Paint Township, **Somerset County**. Receiving stream: Seese Run, classified for the following use: Cold Water Fishes. There are no potable water supplies located within 10 miles downstream. Notice of Intent for Coverage received: September 13, 2017. Coverage Approved: October 26, 2017.

**PAM417010-GP104. David H. Martin Excavating, Inc.**, 4961 Cumberland Highway, Chambersburg, PA 17202. General NPDES Permit for stormwater discharges associated with mining activities on Noncoal Permit No. 28170801 located in Hamilton Township, **Franklin County**. Receiving stream: Unnamed Tributary to Rocky Spring Branch of Back Creek, a tributary to Conococheague Creek, classified for the following use: Trout Stocked Fishes. There are no potable water supplies located within 10 miles downstream. Notice of Intent for Coverage received: July 28, 2017. Coverage Approved: October 26, 2017.

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

**PAM612005. Bradley A. Greeman** (15 Lower Grimes, Port Allegany, PA 16743) Renewal of a General NPDES Permit for stormwater discharges associated with mining activities on surface mining permit No. 42122801 in Liberty Township, **McKean County**. Receiving streams: Unnamed tributary to Lillybridge Creek. Application received: September 18, 2017. Permit Issued: October 23, 2017.

**PAM617026. Neshannock Sand & Gravel, Inc.** (3340 U.S. Route 422, New Castle, PA 16101) General NPDES Permit for stormwater discharges associated with mining activities on mine drainage permit No. 3075SM26 in Slippery Rock Township, **Butler County**. Receiving streams: Unnamed tributary to Wolf Creek. Application received: September 18, 2017. Permit Issued: October 23, 2017.

**PAM617027. Seidle Sand & Gravel, Inc.** (P.O. Box 445, Fredonia, PA 16124) General NPDES Permit for stormwater discharges associated with mining activities on mine drainage permit No. 3073SM11 in Jefferson Township, **Mercer County**. Receiving streams: Unnamed tributary to Lackawannock Creek. Application received: September 20, 2017. Permit Issued: October 23, 2017.

**22807-37140301-E-3. Amerikohl Aggregates, Inc.** (202 Sunset Drive, Butler, PA 16001) Revision to an existing large industrial minerals mine to add mine through and reconstruct approximately 1,600 feet of unnamed tributary No. 3 to Connoquenessing Creek in Wayne Township, **Lawrence County**. Receiving streams Unnamed tributary to Connoquenessing Creek and Squaw Run. In conjunction with this approval, the Department is granting a 401 Water Quality Certification certifying that the approved activities will comply with the applicable provisions of Sections 301—303, 306 and 307 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341) and will not violate applicable Federal and State water quality standards. Application received: August 25, 2016. Permit Issued: October 23, 2017.

**PAM617028. Glacial Sand & Gravel Co.** (P.O. Box 1022, Kittanning, PA 16201) General NPDES Permit for stormwater discharges associated with mining activities on mine drainage permit No. 3075SM26 in Worth Township and West Liberty Borough, **Butler County**. Receiving streams: Hogue Run and Black Run. Application received: October 2, 2017. Permit Issued: October 25, 2017.

**PAM617031. Shenango Valley Sand & Gravel, Inc.** (7240 Glenwood Avenue, Youngstown, OH 44512) General NPDES Permit for stormwater discharges associated with mining activities on mine drainage permit No. 4379301 in Greene Township, **Mercer County**. Receiving streams: Unnamed tributary to the Shenango River. Application received: October 10, 2017. Permit Issued: October 25, 2017.

**PAM617032. Georgetown Sand & Gravel, Inc.** (P.O. Box 127, Georgetown, PA 15043) General NPDES Permit for stormwater discharges associated with mining activities on mine drainage permit No. 3172SM3 in Greene Township, **Beaver County**. Receiving streams: Smiths Run. Application received: October 10, 2017. Permit Issued: October 25, 2017.

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

**03950401 and NPDES Permit No. PA0096661. Bradys Bend Corporation** (209 Cove Run Road, East Brady, PA 16028). Permit issued for commencement, operation and restoration of a large noncoal surface mine, located in Bradys Bend Township, **Armstrong County**, affecting 3,804.6 acres. Receiving streams: Cove Run. Application received: September 15, 2016. Permit issued: October 23, 2017.

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

**Permit No. 54950302C16 and NPDES Permit No. PA0223603. Pennsy Supply, Inc.**, (P.O. Box 3331, Harrisburg, PA 17105), renewal of NPDES permit for discharge of a treated mine drainage in Wayne Township, **Schuylkill County**, receiving stream: Bear Creek. Application received: December 10, 2015. Renewal issued: October 24, 2017.

**Permit No. 58172504. Scott Weida**, (4282 Whengreen Road, Nicholson, PA 18446), commencement, operation and restoration of a quarry operation in New Milford Township, **Susquehanna County** affecting 8.5 acres, receiving stream: East Branch Martins Creek. Application received: April 26, 2017. Permit issued: October 24, 2017.

**Permit No. PAM117017. Scott Weida**, (4282 Whengreen Road, Nicholson, PA 18446), General NPDES Permit for stormwater discharges associated with mining

activities on Surface Mining Permit No. 58172504 in New Milford Township, **Susquehanna County**, receiving stream: East Branch Martins Creek. Application received: April 26, 2017. Permit issued: October 24, 2017.

**Permit No. 7474SM2C8 and NPDES Permit No. PA0124303. Lehigh Hanson ECC, Inc.**, (2200 Springfield Pike, Connellsville, PA 15425), renewal of NPDES permit for discharge of treated mine drainage in Upper Nazareth and Lower Nazareth Townships and Nazareth Borough, **Northampton County**, receiving stream: unnamed tributary to Schoeneck Creek. Application received: January 14, 2016. Renewal issued: October 24, 2017.

**Permit No. 7475SM5C5 and NPDES Permit No. PA0223522. Lehigh Hanson ECC, Inc.**, (2200 Springfield Pike, Connellsville, PA 15425), renewal of NPDES permit for discharge of treated mine drainage in Upper Nazareth and Lower Nazareth Townships and Nazareth Borough, **Northampton County**, receiving stream: unnamed tributary to Schoeneck Creek. Application received: May 18, 2015. Renewal issued: October 25, 2017.

**Permit No. 7475SM4C7 and NPDES Permit No. PA0121592. Lehigh Hanson ECC, Inc.**, (2200 Springfield Pike, Connellsville, PA 15425), renewal of NPDES permit for discharge of treated mine drainage in Upper and Lower Nazareth Townships and Nazareth Borough, **Northampton County**, receiving stream: unnamed tributary to East Branch Monocacy Creek. Application received: June 27, 2014. Renewal issued: October 25, 2017.

**Permit No. PAM117041, York Building Products Co., Inc.**, (950 Smile Way, York, PA 17404), General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 67730402 in West Manchester Township, **York County**, receiving stream: unnamed tributary to Codorus Creek. Application received: September 6, 2017. Permit issued: October 26, 2017.

#### ACTIONS ON BLASTING ACTIVITY APPLICATIONS

**Actions on applications under the Explosives Acts of 1937 and 1957 and 25 Pa. Code § 211.124. Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.**

#### *Blasting Permits Issued*

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

**Permit No. 35174108. Explosive Services, Inc.**, (7 Pine Street, Bethany, PA 18431), construction blasting for Valley View Business Park in Jessup and Archbald Boroughs, **Lackawanna County** with an expiration date of October 19, 2018. Permit issued: October 24, 2017.

**Permit No. 36174142. Maine Drilling & Blasting, Inc.**, (P.O. Box 1140, Gardiner, ME 04345), construction blasting for 1890 Mt. Gretna Road in Mt. Joy Township, **Lancaster County** with an expiration date of October 11, 2018. Permit issued: October 24, 2017.

**Permit No. 36174145. Keystone Blasting Service**, (15 Hopeland Road, Lititz, PA 17543), construction blasting for Gables at Elm Tree in Rapho Township, **Lancaster County** with an expiration date of December 30, 2018. Permit issued: October 24, 2017.

**Permit No. 54174108. Hayduk Enterprises, Inc.,** (257 Riverside Drive, Factoryville, PA 18419), construction blasting for Tyson Building in Cass Township, **Schuylkill County** with an expiration date of June 30, 2018. Permit issued: October 24, 2017.

**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**

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

**E41-682. Saiom Realty, LLC**, 1220 River Ave, Williamsport, PA 17701. Saiom Realty Property—Culvert Extension in Loyalsock Township, **Lycoming County**, ACOE Baltimore District (Montoursville North, PA Quadrangles N: 41° 15' 11"; W: -76° 58' 51").

To install and maintain 35 lineal feet of 36-inch diameter HDPE pipe, building addition approximately 4,000 square feet, parking and paving enhancements.

This project proposes to have the following impacts:

Stream Impact Table:

<i>Resource ID</i>	<i>Resource Name</i>	<i>Muni.</i>	<i>Activity</i>	<i>Chapter 93</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Lat. Long.</i>
ST	UNT to Susquehanna River	Loyalsock	Culvert Extension	WWF	35	510	35	714	41° 15' 11" 76° 58' 51"
ST	UNT to Susquehanna River	Loyalsock	Pipe Outfall	WWF	0	0	5	50	41° 15' 10" 76° 58' 52"
TOTAL					35	510	40	764	

Floodway Impact Table:

<i>Resource ID</i>	<i>Resource Name</i>	<i>Muni.</i>	<i>Activity</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Lat. Long.</i>
ST	UNT to Susquehanna River	Loyalsock	Building Addition	0	0	80	2,810	41° 15' 11" 76° 58' 51"
ST	UNT to Susquehanna River	Loyalsock	Parking Enhancements	0	0	80	3,790	41° 15' 11" 76° 58' 52"
TOTAL				0	0	160	6,600	

There are no wetland being impacted by the project. The proposed culvert will not permanently impact wetlands, cultural or archaeological resources, National/State/local parks, forests recreational areas, landmarks wildlife refuge, or historical sites. UNT to Susquehanna River is classified with a designated use of Warm Water Fishery (WWF). It is not listed as an approved trout or wild trout stream.

**E18-505. Castanea Township**, 347 Nittany Road, Lock Haven, PA 17745. West Brown Street Storm Sewer Improvements—in Castanea Township, **Clinton County**, ACOE Baltimore District (Mill Hall, PA Quadrangles N: 41° 07' 18.7"; W: -77° 26' 11.9").

Castanea Township has applied for a small projects JPA to construct, operate and maintain the installation of new drainage structure to replace existing structure. The existing drainage structures include two (2) stream enclosures (UNTs to Bald Eagle Creek) that will be relocated and incorporated into the new stream enclosures drainage system. The stream impacts would include 842 LF of permanent stream relocation.

This project proposes to have the following impacts:

Stream

<i>Resource ID</i>	<i>Resource Name</i>	<i>Muni.</i>	<i>Activity</i>	<i>Chapter 93</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Lat. Long.</i>
S_052_MJB	UNT Bald Eagle Crk.	Castanea	Temp. work over enclosed	CWF	15	37			41.12220 77.43557
S_052_MJB	UNT Bald Eagle Crk.	Castanea	Drop Inlet	CWF			3	8	41.12223 77.43559
S_052_MJB	UNT Bald Eagle Crk.	Castanea	Relocation of Enclosed Stream	CWF			605	1,365	41.12214 77.43641
S_001_SKS	UNT Bald Eagle Crk.	Castanea	Temp. work over enclosed	CWF	17	21			41.12180 77.43647
S_001_SKS	UNT Bald Eagle Crk.	Castanea	Headwall	CWF			2	2	41.12181 77.43651
S_001_SKS	UNT Bald Eagle Crk.	Castanea	Culvert Replacement	CWF			32	50	41.12185 77.43655
S_001_SKS	UNT Bald Eagle Crk.	Castanea	Relocation of Enclosed Stream	CWF			200	301	41.12191 77.43699
TOTAL					32	58	842	1,726	

Floodway

<i>Resource ID</i>	<i>Resource Name</i>	<i>Muni.</i>	<i>Activity</i>	<i>Chapter 93</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Lat. Long.</i>
S_053_MJB	UNT Bald Eagle Crk.	Castanea	Pipe & Outfall Structure	CWF		1,448		158	41.12162 77.43713
TOTAL						1,448		158	

There are no wetland being impacted by the project. The proposed culvert will not permanently impact wetlands, cultural or archaeological resources, National/State/local parks, forests recreational areas, landmarks wildlife refuge, or historical sites. UNT to Bald Eagle Creek is classified with a designated use of Cold Water Fishery (CWF). It is not listed as an approved trout or wild trout stream.

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

**E25-786, Amerco Real Estate Company**, 2727 North Central Avenue, 5-N, Phoenix, AZ 85004. U-Haul Moving and Storage Facility, in Summit Township, **Erie County**, ACOE Pittsburgh District (Erie South, PA Quadrangle N: 42.048566°; W: 80.087788°).

Permanently impact 0.988 acre of wetland and temporarily impact 0.019 acre of wetland and 25 linear feet of a

tributary to Walnut Creek for the construction of a U-Haul Moving and Storage facility including a 47,978 ft<sup>2</sup> building and associated parking, roadways, utilities, and stormwater management facilities along Downs Drive (Erie South, PA Quadrangle N: 42.048566; W: 80.087788) in Summit Township, Erie County. Project will provide mitigation for the above impacts by constructing 1.481 acre of wetland.

**EROSION AND SEDIMENT CONTROL**

The following Erosion and Sediment Control permits have been issued.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street,

PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

*Northwest Region: Oil and Gas Program Manager, 230 Chestnut St., Meadville, PA 16335.*

ESCGP-2 # ESG14-019-0040A—Pejer Compressor Site & Harvey to Pajer Meter Pipeline Major Modification  
Applicant Mountain Gathering, LLC  
Contact Dewey Chalos  
Address 810 Houston Street  
City Fort Worth State TX Zip Code 76102  
County Butler Township(s) Buffalo  
Receiving Stream(s) and Classification(s) UNT to McDowell Run TSF/MDowell Run Watershed

*Eastern Region: Oil & Gas Management Program Manager, 208 West Third Street, Williamsport, PA 17701.*

ESCGP-2 # ESG29-117-17-0035  
Applicant Name Travis Peak Resources LLC  
Contact Person Jack Cochran  
Address 9020 N Capital of Texas Hwy, Suite 170  
City, State, Zip Austin, TX 78759  
County Tioga  
Township(s) Clymer  
Receiving Stream(s) and Classification(s) Potter Brook (HQ-CWF); Crance Brook (CWF)

ESCGP-2 # ESX29-015-17-0032  
Applicant Name Repsol Oil & Gas USA LLC  
Contact Person Lance Ridall  
Address 337 Daniel Zenker Dr  
City, State, Zip Horseheads, NY 14845  
County Bradford  
Township(s) Windham  
Receiving Stream(s) and Classification(s) UNT to Wysox Ck (CWF, MF)  
Secondary—Wysox Ck

ESCGP-2 # ESG29-105-17-0016  
Applicant Name JKLM Energy LLC  
Contact Person Scott Blauvelt  
Address 2200 Georgetowne Dr, Suite 500  
City, State, Zip Sewickley, PA 15143  
County Potter  
Township(s) Hector  
Receiving Stream(s) and Classification(s) Dry Run (HQ-CWF); Laurel Run (HQ-CWF); UNT to Genesee Forks (HQ-CWF); UNT to Dry Run (HQ-CWF); Genesee Forks (HQ-CWF)  
Secondary—Genesee Forks (HQ-CWF); Phoenix Run (HQ-CWF); Dry Run (HQ-CWF); Pine Ck (EV)

ESCGP-2 # ESX12-115-0173  
Applicant Name SWN Production Co LLC  
Contact Person Justin Moore  
Address 917 SR 92 N  
City, State, Zip Tunkhannock, PA 18657  
County Susquehanna  
Township(s) Choconut  
Receiving Stream(s) and Classification(s) Choconut Ck (WWF, MF) and UNTs thereto

ESCGP-2 # ESG29-117-17-0040  
Applicant Name SWN Production Co LLC  
Contact Person Nicki Atkinson  
Address 917 SR 92 N  
City, State, Zip Tunkhannock, PA 18657  
County Tioga  
Township(s) Liberty  
Receiving Stream(s) and Classification(s) Zimmerman Ck (HQ-CWF)

ESCGP-2 # ESG29-117-17-0039  
Applicant Name Seneca Resources Corp  
Contact Person Doug Kepler  
Address 5800 Corporate Drive, Suite 300  
City, State, Zip Pittsburgh, PA 15237  
County Tioga  
Township(s) Delmar  
Receiving Stream(s) and Classification(s) Spoor Hollow (EV); E Branch Canada Run (HQ-CWF); Carpenter Hollow (HQ-CWF)

ESCGP-2 # ESG29-117-17-0041  
Applicant Name Seneca Resources Corp  
Contact Person Doug Kepler  
Address 5800 Corporate Drive, Suite 300  
City, State, Zip Pittsburgh, PA 15237  
County Tioga  
Township(s) Chatham & Shippen  
Receiving Stream(s) and Classification(s) Walker Hollow (HQ-CWF); Right Straight Run (HQ-CWF)

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## SPECIAL NOTICES

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### **Air Quality; Proposed Revision to the State Implementation Plan for Volatile Organic Compounds, Notice of Public Hearing, and Notice of Intent to Issue Revised Air Quality Operating Permit 54-00009**

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

*Contact: Norman Frederick, P.E., Environmental Engineer Manager—Telephone: 570-826-2409.*

Approval of a Reasonably Available Control Technology (RACT II) plan for **Omnova Solutions Inc.** located in West Brunswick Township, **Schuylkill County**.

In accordance with 25 Pa. Code §§ 129.96—129.100, the Department of Environmental Protection has made a preliminary determination to approve a RACT II plan and an amendment to the State Implementation Plan (SIP) for the vinyl, paper, and fabric coating operations owned and operated by Omnova Solutions Inc. in West Brunswick Township, Schuylkill County.

The proposed SIP revision does not adopt any new regulations. It incorporates the provisions and requirements contained in the amended RACT II approval for the facility, which are intended to satisfy the requirements for the 1997 National Ambient Air Quality Standard (NAAQS) and the 2008 NAAQS for ozone.

The proposed amendments to the RACT II determination, if finally approved, will be incorporated into a revised operating permit (54-00009) for the facility. The relevant RACT II requirements will be submitted to the U.S. Environmental Protection Agency (EPA) as a revision to Pennsylvania's State Implementation Plan and will remain in effect until replaced pursuant to 40 CFR 51 and approval by the EPA. Requirements that are not part of the RACT II determination will be excluded from the SIP submittal.

The following is a summary of the proposed amendments to the RACT II determination for this operation that will be submitted to the EPA as a SIP revision:

<i>Source</i>	<i>RACT II Requirement</i>
105A—# 1 Calender Line Support Equipment	Volatile Organic Compounds. The permittee will maintain records as required by TVOP 54-00009 for Source ID 105A—Group 01
106—# 2 Calender	Volatile Organic Compounds. The permittee will maintain records as required by TVOP 54-00009 for Source ID 105A—Group 01
107—# 3 Calender	Volatile Organic Compounds. The permittee will maintain records as required by TVOP 54-00009 for Source ID 105A—Group 01
108—# 4 Calender/ Mill Line	Volatile Organic Compounds. The permittee will maintain records as required by TVOP 54-00009 for Source ID 105A—Group 01
109—# 3 Embosser	Volatile Organic Compounds. The permittee will maintain records as required by TVOP 54-00009 for Source ID 105A—Group 01
110—# 5 Embosser	Volatile Organic Compounds. The permittee will maintain records as required by TVOP 54-00009 for Source ID 105A—Group 01
111—# 6 Embosser	Volatile Organic Compounds. The permittee will maintain records as required by TVOP 54-00009 for Source ID 105A—Group 01
112—Ink Mix Room	Volatile Organic Compounds. The permittee will operate in accordance with the manufacturer's specifications and with good operating practices

<i>Source</i>	<i>RACT II Requirement</i>
119—Emergency Generators 1, 2, 3, 4, 5, 6, 7	Volatile Organic Compounds. The permittee will Maintain records in accordance with § 129.100(d)
120—Water Pump 8 & 9	Volatile Organic Compounds. The permittee will Maintain records in accordance with § 129.100(d)
123—1.5 MW Cogeneration System	Volatile Organic Compounds. The permittee will operate in accordance with the manufacturer's specifications and with good operating practices § 129.97(d) and Maintain records as required in 40 CFR 63 Subpart ZZZZ & 40 CFR 60 Subpart JJJJ

Persons wishing to file a written protest or provide comments or request a public hearing, which they believe should be considered prior to the issuance of a permit, may submit the information to Mr. Mark Wejkszner, Air Quality Program Manager, Northeast Regional Office, 2 Public Square, Wilkes-Barre, PA 18701-1915. A 30-day comment period from this date of publication in the *PA Bulletin* will exist for the submission of comments, protests and hearing request. Each submission must contain the name, address and telephone number of the person submitting the comments, identification of the proposed RACT II Operating Permit including the permit number and a concise statement regarding the relevancy of the information or objections to issuance of the proposed RACT II Plan. 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 Raymond Kempa, Chief, New Source Review Section, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915.

All pertinent application documents are available for public review between 8 a.m. and 4 p.m. at the Northeast Regional Office, 2 Public Square, Wilkes-Barre, PA 18701-1915. Appointments for scheduling a review may be made by calling 570-826-2419.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodations to do so should contact Colleen Connolly at 570-826-2035 or the Pennsylvania AT&T Relay Service at 1-800-654-5984 (TDD) to discuss how the Department may accommodate your needs.

[Pa.B. Doc. No. 17-1849. Filed for public inspection November 9, 2017, 9:00 a.m.]



### Bid Opportunity

**OSM 13(3206)101.1, Abandoned Mine Reclamation Project, Tresckow South, Banks Township, Carbon County.** The principal items of work and approximate quantities include: clearing and grubbing, 177.6 acres; grading, 1,937,857 cubic yards; drainage excavation, 8,066 cubic yards; and granular sodium bentonite clay lining 605 tons.

This bid issues on November 17, 2017, and bids will be opened on December 14, 2017, at 2 p.m. Bid documents, including drawings in PDF format and Auto-Cad Map 3D format, may be downloaded for free beginning on the

issue date from the Department of Environmental Protection by going to [www.BidExpress.com](http://www.BidExpress.com). This project is financed by the Federal government under the Surface Mining Control and Reclamation Act of 1977 (act) (30 U.S.C.A. §§ 1201—1328) and is subject to the act and to the Federal grant for this project. Contact the Construction Contracts Section at (717) 787-7820 for more information on this bid.

PATRICK McDONNELL,  
*Secretary*

[Pa.B. Doc. No. 17-1850. Filed for public inspection November 9, 2017, 9:00 a.m.]

### Nutrient Credit Trading Program

The Department of Environmental Protection (Department) has approved the following request for certification of pollutant reduction activities to generate nitrogen (N) credits under 25 Pa. Code § 96.8 (relating to use of offsets and tradable credits from pollution reduction activities in the Chesapeake Bay Watershed). Pollutant reduction activities include the following agriculture best management practices: continuous no-till planting methods (CNT) and planting cover crops (CC). This certification request approval authorizes the generation of N credits for use by facilities with National Pollutant Discharge Elimination System permits in the compliance year in which the credits are generated. This approval is valid until September 30, 2019, provided the pollution reduction activities are implemented, maintained and verified in accordance with the plan contained in the approved certification request.

<i>Applicant/Consultant</i>	<i>Generator/Source</i>	<i>Pollutant Reduction Activity</i>	<i>N Credits</i>	<i>Phosphorus Credits</i>	<i>Public Comment Notice Date</i>	<i>Certification Date</i>
Red Barn Trading Co.	Rohrer Dairy Farm, LLC	CNT, CC	6,755	0	7/22/17	11/11/17

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

For individuals who wish to challenge an action, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board. Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

For further information about this action or the Nutrient Credit Trading Program, contact the Division of Operations, Bureau of Clean Water, Department of Environmental Protection, P.O. Box 8774, Harrisburg, PA 17105-8774, (717) 787-6744, RA-EPPANutrientTrad@pa.gov or visit the Department's web site at [www.dep.pa.gov/nutrient\\_trading](http://www.dep.pa.gov/nutrient_trading).

PATRICK McDONNELL,  
*Secretary*

[Pa.B. Doc. No. 17-1851. Filed for public inspection November 9, 2017, 9:00 a.m.]

### Small Water Systems Technical Assistance Center Board Meeting Cancellation

The November 16, 2017, meeting of the Small Water Systems Technical Assistance Center Board (Board) has been canceled. The next Board meeting is scheduled for Thursday, December 7, 2017, at 9 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning the December 7, 2017, meeting should be directed to Dawn Hissner, Bureau of Safe Drinking Water, at [dhissner@pa.gov](mailto:dhissner@pa.gov) or (717) 772-2189. The agenda and meeting materials will be available

through the Public Participation tab on the Department of Environmental Protection's (Department) web site at <https://www.dep.pa.gov>.

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Dawn Hissner at (717) 772-2189 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users), or (800) 654-5988 (voice users) to discuss how the Department may accommodate their needs.

PATRICK McDONNELL,  
*Secretary*

[Pa.B. Doc. No. 17-1852. Filed for public inspection November 9, 2017, 9:00 a.m.]

# DEPARTMENT OF HEALTH

## Ambulatory Surgical Facilities; Requests for Exceptions

The following ambulatory surgical facilities (ASF) have filed requests for exception 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).

<i>Facility Name</i>	<i>Regulation</i>
AFP Surgery Center	28 Pa. Code § 553.31(a) (relating to administrative responsibilities)
Colonoscopy Center Sellersville	28 Pa. Code § 555.31(a) (relating to principle)
PGC Endoscopy Center for Excellence	28 Pa. Code § 555.31(a)
Philadelphia Surgery Center, Inc.	28 Pa. Code § 565.1 (relating to principle)
Philadelphia Surgi Center, PC	28 Pa. Code § 51.3 (relating to notification)
Phoenixville Hospital Ambulatory Surgery Center— Blue Ball	28 Pa. Code § 553.1 (relating to principle) 28 Pa. Code § 553.2 (relating to ownership) 28 Pa. Code § 553.3 (relating to governing body responsibilities) 28 Pa. Code § 553.31(a) 28 Pa. Code § 553.4 (relating to other functions) 28 Pa. Code § 555.1 (relating to principle) 28 Pa. Code § 555.2 (relating to medical staff membership) 28 Pa. Code § 555.3 (relating to requirements for membership and privileges) 28 Pa. Code § 555.4 (relating to clinical activities and duties of physician assistants and certified registered nurse practitioners) 28 Pa. Code § 557.1 (relating to policy) 28 Pa. Code § 557.2 (relating to plan) 28 Pa. Code § 557.3 (relating to Quality Assurance and Improvement Program) 28 Pa. Code § 557.4 (relating to Quality Assurance and Improvement Committee)
Phoenixville Hospital Ambulatory Surgical Center— Limerick	28 Pa. Code § 561.2 (relating to pharmaceutical service) 28 Pa. Code § 563.1 (relating to principle) 28 Pa. Code § 563.2 (relating to organization and staffing) 28 Pa. Code § 567.2 (relating to committee responsibilities) 28 Pa. Code § 551.21(d)(2) and (3) (relating to criteria for ambulatory surgery) 28 Pa. Code § 553.1 28 Pa. Code § 553.2 28 Pa. Code § 553.3 28 Pa. Code § 553.31(a) 28 Pa. Code § 553.4 28 Pa. Code § 555.1 28 Pa. Code § 555.2 28 Pa. Code § 555.3 28 Pa. Code § 555.4 28 Pa. Code § 557.1 28 Pa. Code § 557.2 28 Pa. Code § 557.3 28 Pa. Code § 557.4 28 Pa. Code § 561.2 28 Pa. Code § 563.1 28 Pa. Code § 563.2 28 Pa. Code § 567.2

<i>Facility Name</i>	<i>Regulation</i>
Phoenixville Hospital Ambulatory Surgical Center— Main Line	28 Pa. Code § 553.1
	28 Pa. Code § 553.2
	28 Pa. Code § 553.3
	28 Pa. Code § 553.31(a)
	28 Pa. Code § 553.4
	28 Pa. Code § 555.1
	28 Pa. Code § 555.2
	28 Pa. Code § 555.3
	28 Pa. Code § 555.4
	28 Pa. Code § 557.1
	28 Pa. Code § 557.2
	28 Pa. Code § 557.3
	28 Pa. Code § 557.4
	28 Pa. Code § 561.2
	28 Pa. Code § 563.1
	28 Pa. Code § 563.2
28 Pa. Code § 567.2	
South Hills Surgery Center, LLC	28 Pa. Code § 553.31
	28 Pa. Code § 553.4(b)
	28 Pa. Code § 559.2 (relating to director of nursing)
Southwestern Pennsylvania Eye Surgery Center	28 Pa. Code § 553.31
St. Luke's Anderson Ambulatory Surgical Center	28 Pa. Code § 553.1
TMA Vascular Access Center	28 Pa. Code § 551.21(d)(3)
	28 Pa. Code § 551.3 (relating to definitions), specifically subparagraph (ii) of the definition of "classification levels," regarding Class B facilities PS III patients
Village SurgiCenter, LP	28 Pa. Code § 551.21
Wyomissing Surgical Services, Inc.	28 Pa. Code § 553.31

The following ASF is requesting exceptions under 28 Pa. Code § 571.1 (relating to minimum standards). 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 list includes the citation to the section under the *Guidelines* to which 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>
TMA Vascular Access Center	3.1-3.6.5.3(1)	Hand-washing station(s)	2014
	3.7-1.3.3.4	Location and layout	2014
	3.7-3.4.2.2(2)(a)	Clearances (patient care stations)	2014
	3.7-3.4.3.1(2)(b)(ii)	Clearances (Phase I post-anesthesia recovery rooms)	2014
	3.7-3.6.13.1(1)	Decontamination/clean areas (general)	2014
	3.7-3.6.13.1(2)	Location (general)	2014
	3.7-3.6.13.1(3)	Sterile processing rooms (general)	2014
	3.7-3.7.3	Staff shower	2014
	3.7-7.2.2.1(3)	Corridor width (PACU)	2014

All previously listed requests 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 previously listed address. 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, or for speech and/or hearing-impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

RACHEL L. LEVINE, MD,  
*Acting Secretary*

**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).

<i>Facility Name</i>	<i>Regulation</i>
HealthSouth Rehabilitation Hospital of Altoona	28 Pa. Code § 107.61 (relating to written orders)
Geisinger Wyoming Valley Medical Center	28 Pa. Code § 146.1(a) (relating to principle)
Geisinger—Community Medical Center	28 Pa. Code § 146.1(a)
Geisinger—Lewistown Hospital	28 Pa. Code § 146.1(a)
Sharon Regional Health System	28 Pa. Code § 137.11 (relating to facilities and equipment)

All previously listed requests 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 previously listed address. 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, or for speech and/or hearing-impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

RACHEL L. LEVINE, MD,  
*Acting Secretary*

[Pa.B. Doc. No. 17-1854. Filed for public inspection November 9, 2017, 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 § 205.10(a) (relating to doors):

(Pending New Facility)  
Tulip Special Care, LLC  
3300 Henry Avenue, 7th Floor  
Philadelphia, PA 19129  
FAC ID # 24780201

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.20(a) (relating to resident bedrooms):

St. Paul Homes  
339 East Jamestown Road  
Greenville, PA 16125  
FAC ID # 971602

These requests are on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the previously listed address.

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 previously listed address or phone number, or for speech and/or hearing-impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

RACHEL L. LEVINE, MD,  
*Acting Secretary*

[Pa.B. Doc. No. 17-1855. Filed for public inspection November 9, 2017, 9:00 a.m.]

**DEPARTMENT OF  
TRANSPORTATION****Public-Private Partnerships Board Meeting**

The Public-Private Partnerships Board will hold a meeting on November 28, 2017, from 1 p.m. to 3 p.m. in PUC Hearing Room No. 1, Keystone Building, Harrisburg, PA. For more information, contact Kathryn Tartaglia, (717) 214-7222, katartagli@pa.gov.

LESLIE S. RICHARDS,  
*Secretary*

[Pa.B. Doc. No. 17-1856. Filed for public inspection November 9, 2017, 9:00 a.m.]

## ENVIRONMENTAL HEARING BOARD

### Milton Regional Sewer Authority v. Department of Environmental Protection; EHB Doc. No. 2017- 099-M

Milton Regional Sewer Authority has appealed the issuance by the Department of Environmental Protection of an NPDES permit to Milton Regional Sewer Authority for a facility in West Chillisquaque Township, Northumberland 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. 17-1857. Filed for public inspection November 9, 2017, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Review Procedure Hearings under the Unfair In- surance Practices Act

The following insureds have requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (act) (40 P.S. § 1171.8) in connection with the company's termination of the insureds' homeowners policy. The hearing will be held in accordance with the requirements of the act; 2 Pa.C.S. §§ 501—508, 561—588 and 701—704 (relating to Administrative Agency Law); 1 Pa. Code Part II (relating to Administrative Rules of Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearing will be held as follows. Failure by the appellants to appear at the scheduled hearing may result in dismissal with prejudice.

The hearing will be held in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102.

Appeal of David and Carol Ann Brown; File No. 17-130-215150; United Services Automobile Association; Doc. No. P17-10-014; December 7, 2017, 9:30 a.m.

Following the hearing and receipt of the stenographic transcript, the Acting Insurance Commissioner (Acting

Commissioner) will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Acting Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Acting Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing, should contact Human Resources at (717) 783-4308.

JESSICA K. ALTMAN,  
*Acting Insurance Commissioner*

[Pa.B. Doc. No. 17-1858. Filed for public inspection November 9, 2017, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Electric Generation Supplier License Cancellations of Companies with an Expired Financial Security or Insufficient Financial Security Amount

Public Meeting held  
October 26, 2017

*Commissioners Present:* Gladys M. Brown, Chairperson;  
Andrew G. Place, Vice Chairperson; David W. Sweet;  
John F. Coleman, Jr.

*Electric Generation Supplier License Cancellations of  
Companies with an Expired Financial Security or  
Insufficient Financial Security Amount; M-2017-2584781*

#### Tentative Order

*By the Commission:*

The Commission's regulations at 52 Pa. Code § 54.40(a) state that an Electric Generation Supplier (EGS) license will not be issued or remain in force until the licensee furnishes a bond or other security approved by the Commission. In addition, 52 Pa. Code § 54.40(d) states that the maintenance of an EGS license is contingent on the licensee providing proof to the Commission that a bond or other approved security in the amount directed by the Commission has been obtained.

Each EGS must file an original bond, letter of credit, continuation certificate, amendment, or other approved financial instrument with Rosemary Chiavetta, Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120 prior to the EGS's current security expiration date. Each financial instrument must be an original document that displays a "wet" signature or digital signature, preferable in blue ink, and displays a "raised seal" or original notary stamp. The name of the principal on the original financial instrument must match exactly with the name that appears on the EGS's license issued by the Commission.

Failure to file before the financial security's expiration date may cause Commission staff to initiate a formal proceeding that may lead to the following: cancellation of each company's electric supplier license, removal of each

company's information from the Commission's website and notification to all electric distribution companies, in which each company is licensed to do business, of the cancellation of the license.

As of October 17, 2017, each EGS listed in the Supplier Table below has not provided proof to the Commission that it has a bond or other approved security in the amount directed by the Commission, to replace its expired bond.

*Supplier Table—List of Electric Generation Suppliers*

<i>Docket Number</i>	<i>Company Name</i>	<i>Expired Financial Security Date</i>	<i>Commission Approved Amount</i>
A-2014-2445416*	AGERA ENERGY, LLC	September 15, 2017	No
A-2009-2142612	CHOICE ENERGY SERVICES RETAIL LP	September 22, 2017	Yes
A-2010-2193408	MANHATTAN ENERGY, LLC	October 9, 2017	Yes
A-2008-2077880	TAYLOR CONSULTING AND CONTRACTING, LLC	October 6, 2017	Yes

\*Taking title to electricity

As part of its EGS license validation procedures, the Commission's Bureau of Technical Utility Services sent a 90-day Security Renewal Notice Letter to each entity in the Supplier Table above stating that original documentation of a bond, or other approved security, must be filed within 30 days prior to each entity's security expiration date. None of the companies listed in the Supplier Table provided the required documentation.

Based on the above facts, we tentatively conclude that the EGSs listed in the Supplier Table are not in compliance with 52 Pa. Code § 54.40(a) and (d) and therefore it is appropriate to initiate the cancellation process for each EGS license of each company listed in the Supplier Table, without the necessity of a formal complaint, as being in the public interest; *Therefore,*

*It Is Ordered That:*

1. Cancellation of the Electric Generation Supplier Licenses of each company listed in the Supplier Table is hereby tentatively approved as being in the public interest.

2. The Secretary serve a copy of this Tentative Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Bureau of Investigation & Enforcement, Department of Revenue—Bureau of Corporation Taxes, all electric distribution companies, all the Electric Generation Suppliers in the Supplier Table and also cause a copy of this Tentative Order to be published in the *Pennsylvania Bulletin* with a 30-day comment period.

3. Absent the filing of adverse public comment or the filing of an approved security within 30 days after publication in the *Pennsylvania Bulletin*, the Bureau of Technical Utility Services shall prepare a Final Order for entry by the Secretary.

4. Upon entry of the Final Order described in Ordering Paragraph No. 3 above, each company listed in the Supplier Table will be stricken from all active utility lists maintained by the Commission's Bureau of Technical Utility Services and the Assessment Section of the Bureau of Administration, removed from the Commission's website, and notifications be sent to all electric distribution companies in which the Electric Generation Suppliers are licensed to do business.

5. Upon entry of the Final Order described in Ordering Paragraph No. 3, each electric distribution company in

which the Electric Generation Suppliers are licensed to do business, shall return the customers of the Electric Generation Suppliers to default service.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 17-1859. Filed for public inspection November 9, 2017, 9:00 a.m.]

### Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by November 27, 2017. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

**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 by transfer of rights as described under the application.**

**A-2017-2630846. Kristen A. Reese** (3523 March Drive, Camp Hill, Cumberland County, PA 17011) household goods in use, from points in the Counties of Dauphin and Cumberland, to points in Pennsylvania, and vice versa, which is to be a transfer of all rights authorized under the certificate issued at A-8911235 to Ellen M. Wyckoff, t/a Easy Moves, subject to the same limitations and conditions. *Attorney:* Charles E. Thomas, III, 212 Locust Street, Suite 302, Harrisburg, PA 17101.

**Applications of the following for the approval of the right and privilege to *discontinue/abandon* operating as *common carriers* by motor vehicle and for cancellation of the certificate of public convenience as described under each application.**

**A-2017-2629794. Scranton Transportation, LLC, t/a Yellow Cab of Lackawanna** (1552 Dickson Avenue, Scranton, Lackawanna County, PA 18509) for the discontinuance of service and cancellation of the certificate as a common carrier, by motor vehicle, persons upon call or demand service to and/or from points within Lackawanna County.

**A-2017-2630817. Laurie Laughner, t/a Laurie Laughner Travel Consultant** (94 Old Country Club Road, Ridgway, Elk County, PA 15853) discontinuance of service and cancellation of her certificate, as a broker, to arrange for the transportation of persons between points in Pennsylvania.

ROSEMARY CHIAVETTA,  
Secretary

[Pa.B. Doc. No. 17-1860. Filed for public inspection November 9, 2017, 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 November 27, 2017, 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. Halal Traveling, LLC; Docket No. C-2017-2624912**

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 Halal Traveling, LLC, (respondent) is under suspension effective September 06, 2017 for failure to maintain evidence of insurance on file with this Commission.
2. That respondent maintains a principal place of business at P.O. Box 20101, Philadelphia, PA 19145.
3. That respondent was issued a Certificate of Public Convenience by this Commission on January 14, 2016, at A-6418075.
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-6418075 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: 9/19/2017

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](http://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. 17-1861. Filed for public inspection November 9, 2017, 9:00 a.m.]

## STATE BOARD OF NURSING

### Automatic Suspension of the License to Practice of Carly Ann Mienzenger, LPN; Doc. No. 2121-51- 2015

On August 11, 2017, Carly Ann Mienzenger, LPN, license No. PN284128, last known of Phoenixville, Chester County, was issued a final order of automatic suspension based on her misdemeanor conviction under The Controlled Substance, Drug, Device and Cosmetic Act (35 P.S. §§ 780-101—780-144).

Individuals may obtain a copy of the automatic suspension by writing to Judith Pachter Schulder, Board Counsel, State Board of Nursing, P.O. Box 69523, Harrisburg, PA 17106-9523.

LINDA L. KMETZ, PhD, RN,  
*Chairperson*

[Pa.B. Doc. No. 17-1862. Filed for public inspection November 9, 2017, 9:00 a.m.]

## SUSQUEHANNA RIVER BASIN COMMISSION

### Projects Approved for Consumptive Uses of Water

The Susquehanna River Basin Commission (Commission) approved by rule the following lists of projects from September 1, 2017, through September 30, 2017.

For further information contact Jason E. Oyler, General Counsel, (717) 238-0423, Ext. 1312, joyler@srbc.net. Regular mail inquiries may be sent to the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788.

#### *Supplementary Information*

This notice lists the projects, described as follows, receiving approval for the consumptive use of water under the Commission's approval by rule process in 18 CFR 806.22(e) and (f) (relating to standards for consumptive uses of water) for the time period previously specified:

#### *Approvals by Rule Issued Under 18 CFR 806.22(e)*

1. Rutter Bros. Dairy, Inc., d/b/a Rutter's Dairy, Inc., ABR-201709007, Manchester Township, York County, PA; Consumptive Use of Up to 0.0400 mgd; Approval Date: September 29, 2017.

#### *Approvals by Rule Issued Under 18 CFR 806.22(f)*

1. Inflection Energy (PA), LLC, Pad ID: Fox B Well Site, ABR-201709001, Shrewsbury Township, Lycoming County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: September 7, 2017.

2. Chesapeake Appalachia, LLC, Pad ID: Shumhurst2, ABR-201709002, Tuscarora Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: September 14, 2017.

3. Cabot Oil & Gas Corporation, Pad ID: Precision Capital LP P1, ABR-201709003, Lathrop Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: September 18, 2017.



4. Cabot Oil & Gas Corporation, Pad ID: PennayG P1, ABR-201709004, Brooklyn Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: September 18, 2017.

5. Chesapeake Appalachia, LLC, Pad ID: Rosiemar, ABR-201301016.R1, Auburn Township, Susquehanna County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: September 18, 2017.

6. EOG Resources, Inc., Pad ID: WARD B Pad, ABR-201210009.R1, Springfield Township, Bradford County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: September 25, 2017.

7. EOG Resources, Inc., Pad ID: KLINE A Pad, ABR-201210010.R1, Springfield Township, Bradford County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: September 25, 2017.

8. EOG Resources, Inc., Pad ID: GRIPPIN A Pad, ABR-201210015.R1, Springfield Township, Bradford County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: September 25, 2017.

9. EOG Resources, Inc., Pad ID: KINGSLEY E Pad, ABR-201210016.R1, Springfield Township, Bradford County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: September 25, 2017.

10. Pennsylvania General Energy Company, LLC, Pad ID: COP Tract 322 Pad A, ABR-201301004.R1, McHenry and Cummings Townships, Lycoming County, PA; Consumptive Use of Up to 3.5000 mgd; Approval Date: September 25, 2017.

11. Pennsylvania General Energy Company, LLC, Pad ID: COP Tract 322 Pad B, ABR-201301005.R1, McHenry and Cummings Townships, Lycoming County, PA; Consumptive Use of Up to 3.5000 mgd; Approval Date: September 25, 2017.

12. ARD Operating, LLC, Pad ID: Mountain Meadow Lodge Pad B, ABR-201709005, McIntyre Township, Lycoming County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: September 28, 2017.

13. ARD Operating, LLC, Pad ID: Mountain Meadow Lodge Pad A, ABR-201709006, McIntyre Township, Lycoming County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: September 28, 2017.

14. EOG Resources, Inc., Pad ID: KLINE B Pad, ABR-201210011.R1, Springfield Township, Bradford County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: September 29, 2017.

*Authority:* Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806—808

*Dated:* October 30, 2017

ANDREW D. DEHOFF,  
*Executive Director*

[Pa.B. Doc. No. 17-1863. Filed for public inspection November 9, 2017, 9:00 a.m.]

### Projects Rescinded for Consumptive Uses of Water

The Susquehanna River Basin Commission (Commission) has rescinded the following project from September 1, 2017, through September 30, 2017.

For further information contact Jason E. Oyler, General Counsel, (717) 238-0423, Ext. 1312, fax (717) 238-2436, joyler@srbc.net. Regular mail inquiries may be sent to the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788.

#### *Supplementary Information*

This notice lists the project, described as follows, being rescinded for the consumptive use of water under the Commission's approval by rule process in 18 CFR 806.22(e) and (f) (relating to standards for consumptive uses of water) for the time period previously specified:

#### *Rescinded ABR Issued*

1. Repsol Oil & Gas USA, LLC, Pad ID: RENNEKAMP (05 104) R, ABR-201108044.R1, Pike Township, Bradford County, PA; Rescind Date: September 20, 2017.

*Authority:* Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806—808

*Dated:* October 30, 2017

ANDREW D. DEHOFF,  
*Executive Director*

[Pa.B. Doc. No. 17-1864. Filed for public inspection November 9, 2017, 9:00 a.m.]