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PENNSYLVANIA BULLETIN

Volume 44
Saturday, November 22, 2014 • Harrisburg, PA
Number 47
Pages 7341—7428

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The Courts

Board of Coal Mine Safety

Delaware River Basin Commission

Department of Banking and Securities

Department of Conservation and Natural
Resources

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Department of Public Welfare

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Insurance Department

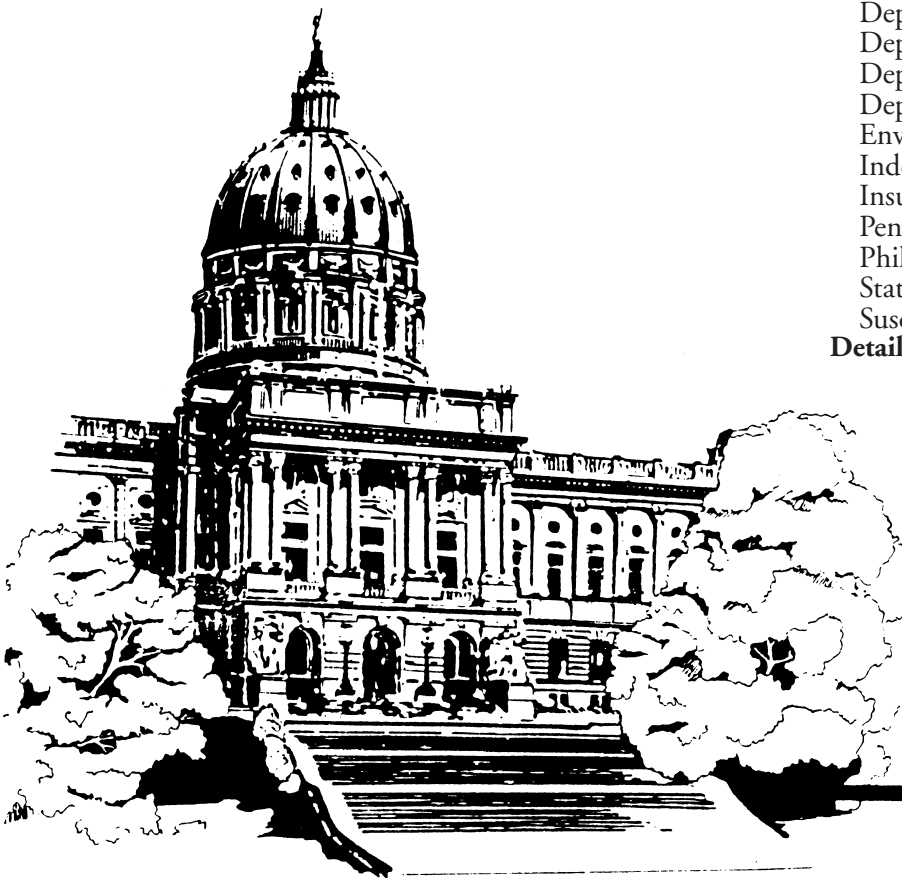
Pennsylvania Public Utility Commission

Philadelphia Regional Port Authority

State Board of Nursing

Susquehanna River Basin Commission

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

No. 480, November 2014

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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.

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

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

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

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

Printing Format

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

Fiscal Notes

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

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

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List of Pa. Code Chapters Affected

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

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THE GENERAL ASSEMBLY

COMMISSION ON SENTENCING

Meetings Scheduled

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

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

MARK H. BERGSTROM,
Executive Director

[Pa.B. Doc. No. 14-2423. Filed for public inspection November 21, 2014, 9:00 a.m.]

THE COURTS

Title 249—PHILADELPHIA RULES

Americans with Disabilities Act (Title II) Policy, Americans with Disabilities Act (Title II) Grievance Procedure and Implementing Forms; No. 02 of 2014

Order

And now, this 5th day of November, 2014, upon review, discussion and consideration of the following policies providing for reasonable accommodations for the public under Title II of the Americans with Disabilities Act, *It Is Hereby Ordered and Decreed* that the Administrative Governing Board of the First Judicial District of Pennsylvania adopts and promulgates the attached “Americans with Disabilities Act (Title II) Policy” and “Americans with Disabilities Act (Title II) Grievance Procedure” and implementing forms.

The original Order, Americans with Disability Act Policy, Grievance Procedure and Forms shall be filed with the Office of Judicial Records in a Docket maintained for orders issued by the Administrative Governing Board of the First Judicial District of Pennsylvania. The Order, Americans with Disability Act Policy, Grievance Procedure and Forms shall be submitted to the *Pennsylvania Bulletin* for publication and shall become effective thirty (30) days after publication in the *Pennsylvania Bulletin*. Copies shall also be submitted to the Administrative Office of Pennsylvania Courts, American Lawyer Media, *The Legal Intelligencer*, Jenkins Memorial Law Library, and the Law Library for the First Judicial District of Pennsylvania, and shall be posted on the web site of the First Judicial District of Pennsylvania: <http://www.courts.phila.gov/>.

By the Court

HONORABLE JOHN W. HERRON,
Administrative Judge, Trial Division

First Judicial District of Pennsylvania Americans with Disabilities Act (Title II) Policy

The First Judicial District of Pennsylvania (District) complies with Title II of the Americans with Disabilities Act (ADA) which provides that “no qualified individual

with a disability shall, by reason of such disability, be excluded from participation in or be denied the benefits of the services, programs, or activities of a public entity, or be subjected to discrimination by any such entity.” 42 U.S.C.A. § 12132. Pursuant to that requirement, if you are an individual with a disability who needs an accommodation in order to participate in any judicial proceeding or any other service, program, or activity of the District, you are entitled, at no cost to you, to the provision of certain assistance. The ADA does not require the First Judicial District of Pennsylvania to take any action that would fundamentally alter the nature of its programs or services, or impose an undue financial or administrative burden.

If you require an accommodation under the ADA, it is recommended that you make your request as soon as possible or at least three (3) business days before your scheduled participation in any court proceeding or District program or activity. All requests for accommodation, regardless of timeliness, will be given due consideration and if necessary, may require an interactive process between the requestor and the First Judicial District of Pennsylvania to determine the best course of action.

To request a reasonable accommodation, please complete the Request for Reasonable Accommodation Form and return it to the ADA Coordinator(s) for your Court, Division or Department. A copy of the list is attached to this Policy. A current copy of the list will be available on the District’s Intranet at: <http://fjdintranet.courts.phila.gov/Pages/Home.aspx> and on the FJD Website at <http://www.courts.phila.gov>. Please call 215-683-6950 if you cannot determine the name of your ADA Coordinator.

If you need assistance completing this form, contact the ADA Coordinator for your Court, Division or Department.

Complaints alleging violations of Title II under the ADA may be filed pursuant to the First Judicial District of Pennsylvania’s Grievance Procedure with the below:

Lead ADA Coordinator
First Judicial District of Pennsylvania
Office of Human Resources
668 City Hall
Philadelphia, PA 19107
(215) 683-6950
HumanResources@courts.phila.gov

A response will be sent to you after careful review of the facts.



FIRST JUDICIAL DISTRICT OF PENNSYLVANIA

AMERICANS WITH DISABILITIES ACT (TITLE II)
REQUEST FOR REASONABLE ACCOMMODATION FORM
 (INCLUDES REQUEST FOR INTERPRETER FOR HEARING/SPEECH IMPAIRED)

Client Information – Section A

Name: _____ Phone: _____
 Address: _____ Email: _____
 _____ Mobile: _____

Please check the box that most closely describes your status in this matter:
 Litigant Plaintiff Defendant Parent Child Witness Attorney Victim Juror
 Other (please explain) _____

Requestor Information (if different from above)

Name: _____ Bus. Phone/ Mobile: _____
 Address: _____ Fax: _____
 Relationship to Client: _____ Email: _____
 _____ TTY: _____

Accommodation

Nature of the disability for which an accommodation is requested: _____

 Accommodation requested: _____

Location of Proceeding	Proceeding Information (if known)
<input type="checkbox"/> Municipal Court <input type="checkbox"/> Criminal <input type="checkbox"/> Civil <input type="checkbox"/> Traffic <input type="checkbox"/> Court Of Common Pleas <input type="checkbox"/> Trial Division-Criminal <input type="checkbox"/> Trial Division- Civil <input type="checkbox"/> Orphans' Court Division <input type="checkbox"/> Family Division <input type="checkbox"/> Adult <input type="checkbox"/> Juvenile Specify Address: _____	Case #: _____ Case Name: _____ Judge: _____ Proceeding Date: _____ Proceeding Time: _____ Proceeding Type: _____

AFTER COMPLETING THE FORM, PLEASE SEND TO THE ADA COORDINATOR FOR YOUR COURT, DIVISION OR DEPARTMENT. AN UPDATED LIST IS AVAILABLE ON THE FJD INTRANET AT [WHERE?] AND ON THE FJD WEBSITE AT [WHERE??]

I hereby certify that an Americans with Disabilities Act accommodation is required in the above-captioned action on the date stated.
 Signature: _____ Date: _____

FOR OFFICIAL USE ONLY

Service Provider Information - Section B

A SERVICE REQUEST HAS BEEN MADE FOR THE CLIENT NAMED ABOVE.

Service Provider
 Company: _____ Fax: _____
 Individual Interpreter
 Name: _____ Email: _____
 Bus. Phone/ Date to Provider: _____
 Mobile: _____

Court Official Verification – Section C

VERIFYING OFFICIAL SHALL MAINTAIN A COPY IN THE COURT’S CASE FILE AND PROVIDE THE ORIGINAL TO THE SERVICE PROVIDER FOR SUBMISSION WITH BILLING.

I hereby verify that the services were performed by the provider in the above-captioned action on the date and time stated.

Start Date & Time: _____ End Date & Time: _____
 Court Official: _____ Signature: _____
 (Please print name)
 Title: _____ Date: _____

**First Judicial District of Pennsylvania
Americans with Disabilities Act (Title II)
Grievance Procedure**

This grievance procedure is established for the prompt resolution of complaints alleging any violation of Title II of the Americans with Disabilities Act (ADA) in the provision of services, programs, or activities by the First Judicial District of Pennsylvania (FJD). If you require a reasonable accommodation to complete the Grievance Form, or need this form in an alternate format, please contact the FJD's ADA Coordinator for your Court, Division or Department. A current copy of the list is available on the District's Intranet at: <http://fjdintranet.courts.phila.gov/Pages/Home.aspx> and on the FJD Website at <http://www.courts.phila.gov>.

To file a complaint under the Grievance Procedure please take the following steps:

1. Complete the Americans With Disabilities Act (Title II) Grievance Form and return to:

Lead ADA Coordinator
Office of Human Resources
668 City Hall, Philadelphia, PA 19107
(215) 683-6950
HumanResources@courts.phila.gov

Alternative means of filing complaints will be made available for persons with disabilities upon request. The complaint should be submitted as soon as possible but no later than sixty (60) calendar days after the alleged violation.

2. Within fifteen (15) calendar days of receipt of the complaint, the above named person will investigate the

complaint, including, meeting with the individual seeking an accommodation, either in person or via telephone, to discuss the complaint and the possible resolutions. Within fifteen (15) calendar days of the meeting, the above named person will respond in writing, and where appropriate, in a format accessible to the complainant, such as large print, Braille, or audio. The response will explain the position of the First Judicial District of Pennsylvania and offer options for substantive resolution of the complaint.

3. If the response to the complaint does not satisfactorily resolve the issue, the complainant may appeal the decision within fifteen (15) calendar days after receipt of the response to Amy Mader, Executive Director, Office of Human Resources. Within fifteen (15) calendar days after receipt of the appeal, Ms. Mader will meet with the complainant to discuss the complaint and possible resolutions. Within fifteen (15) calendar days after the meeting, Miss Mader will respond in writing, and, where appropriate, in a format accessible to the complainant, with a final resolution of the complaint.

This grievance procedure is informal. An individual's participation in this informal process is completely voluntary. Use of this grievance procedure is not a prerequisite to and does not preclude a complainant from pursuing other remedies available under law.

The UJS Policy on Non-Discrimination and Equal Employment Opportunity also encompasses disability-related issues and provides complaint procedures for UJS court users. Any employment-related disability discrimination complaints will be governed by the UJS Policy on Nondiscrimination and Equal Employment Opportunity.



FIRST JUDICIAL DISTRICT OF PENNSYLVANIA

AMERICANS WITH DISABILITIES ACT (TITLE II)
GRIEVANCE FORM

Grievant Information

Grievant Name: _____	Home Phone (include area code): _____
Address: _____	Business Phone (include area code): _____
	Mobile Phone (include area code): _____

Alternative Contact Person (other than Grievant)

Name: _____	Home Phone (include area code): _____
Address: _____	Business Phone (include area code): _____
	Relationship To Client: _____

Court Service, Program or Facility Allegedly in Violation

Date and Location of Alleged Violation (dd/mm/yyyy) _____

Description of Alleged Violation and Requested Remedy

Has this case been filed with the Department of Justice or other government agency or court?

Yes No

If You Answered “Yes” to the Previous Question, Complete the Following

Agency or Court: _____	Contact Person: _____
Address: _____	Phone (include area code): _____
	Date Filed: _____

Other Comments

Signature: _____ Date: _____

[Pa.B. Doc. No. 14-2424. Filed for public inspection November 21, 2014, 9:00 a.m.]

Title 25—LOCAL COURT RULES

CUMBERLAND COUNTY

Local Rule 205.4; Civil Term No. 96-1335 Civil

Order

And Now, this 30th day of October, 2014, and effective December 1, 2014, or thirty (30) days after publication in the *Pennsylvania Bulletin*, the Cumberland County Local Rules of Court are amended as follows:

Rule 205.4. Electronic Filing and Service of Legal Papers Filed in the Civil Trial Division.

(a)(1) The Cumberland County Court of Common Pleas does hereby permit electronic filing of all legal papers with the Prothonotary through its Electronic Filing System, as well as the electronic service of such papers, under terms more specifically provided in Pennsylvania Rule of Civil Procedure 205.4 and Cumberland County Rule of Procedure 205.4.

The Prothonotary's Office will provide the necessary technical assistance to those parties who lack the capability to file legal papers electronically.

(2) As used in this rule, the following words shall have the following meanings: "electronic filing" shall be the electronic transmission of legal papers by means other than facsimile transmission; "filing party" shall be an attorney, party or other person who files a legal paper by means of electronic filing; and "legal paper" shall be a pleading or other paper filed with the Prothonotary in any civil action, including attachments and exhibits, even if the legal papers are not adversarial in nature or do not require a response from the non-filing party or parties.

(b) Legal papers shall be presented for filing in a portable document format ("PDF"). As authorized by Pa.R.C.P. 205.4(b)(1), in the event a legal paper is presented for filing in a hard-copy format or an electronic format other than a PDF, the Prothonotary shall convert said legal paper into a PDF and shall maintain it in that format. The Prothonotary shall return the hard-copy legal paper to the filing party for retention as required by Pa.R.C.P. 205.4(b)(4).

(c)(1) The Prothonotary shall provide access to its Electronic Filing System at all times, except during periods of required maintenance.

(2) All legal papers shall be filed electronically through the Electronic Filing System, which will be accessible through the Cumberland County website, www.ccpa.net/prothonotary. To obtain access to the Electronic Filing System, counsel or any unrepresented party must first register with the Prothonotary's Office for a User Name and Password.

(3) The time and date of filing a legal paper and any receipt of the legal paper filed electronically shall be that registered by the Electronic Filing System. The Prothonotary shall provide, through the Electronic Filing System's website, an acknowledgement that the legal paper has been received, including the date and time of receipt, in a form which can be printed for retention by the filing party.

(d) A filing party shall pay the cost of the electronic filing of a legal paper by approved credit or debit card, or by advance deposit of sufficient funds with the Prothono-

tary. The following cards have been approved for payment of the electronic filing: American Express, Discover, MasterCard and Visa.

(e)(1) A filing party shall be responsible for any delay, disruption, interruption of the electronic signals and legibility of the document electronically filed, except when caused by the failure of the Electronic Filing System's website.

(2) No pleading or other legal paper that complies with the Pennsylvania Rules of Civil Procedure shall be refused for filing by the Prothonotary or the Electronic Filing System based upon a requirement of a local rule or local administrative procedure or practice pertaining to the electronic filing of legal papers.

(3) If a pleading or other legal paper is not accepted upon presentation for filing or is refused for filing by the Electronic Filing System, the Prothonotary by email, or the Electronic Filing System, as may be appropriate, shall immediately notify the party presenting the legal paper for filing of the date of presentation, the fact that the document was not accepted or refused for filing by the system, and the reason therefor.

(4)(i) The Court upon motion shall resolve any dispute arising under paragraphs (1) and (2) of this subdivision.

(ii) If a party makes a good faith effort to electronically file a legal paper but it is not received, accepted or filed by the Electronic Filing System, the Court may order that the paper be accepted and filed nunc pro tunc upon a showing that reasonable efforts were made to timely present and file the paper.

(f) As authorized by Pa.R.C.P. 205.4(f), the following administrative procedures are adopted:

(1) The electronic filing of legal papers using an authorized User Name and Password shall constitute the filing party's signature on electronic documents as provided by Pa.R.C.P. 1023.1 and, if the filing party is an attorney, shall constitute a certification of authorization to file it as provided in Pa.R.C.P. 205.1.

(2) Verification of pleadings, as required by Pa.R.C.P. 206.3 and 1024, as well as any other documents executed by the client or third parties, such as Affidavits or Certificates of Service, shall be scanned and attached to the electronic filing in a PDF at the time the legal paper is submitted for electronic filing.

(3) Personal Identifiers in civil matters, such as Social Security numbers, dates of birth, financial account numbers and names of minor children, shall be modified or partially redacted in all documents electronically filed in the office. When necessary, the Prothonotary shall obtain a hard copy of the unredacted information and maintain such information in a closed folder for inspection by the Court; such unredacted information shall not be made available on the Electronic Case Filing System.

(4) The Prothonotary is authorized to refuse for filing a legal paper submitted without the requisite filing fee; such legal paper shall only be deemed to have been filed on the date that said filing fee payment was received by the Prothonotary.

(5) Neither the Court nor the Prothonotary shall be required to maintain a hard copy of any legal paper, notice or Order filed or maintained electronically under this Rule.

(g)(1) Copies of all legal papers other than original process filed in an action or served upon any party to an action may be served:

- (i) as provided by Rule 440; or
 - (ii) by electronic transmission, other than facsimile transmission, to all parties who have previously submitted electronic filing in the same case, pursuant to Cumberland County Civil Rule 205.4 and Pa.R.C.P. 205.4(g).
- (2) Service by electronic transmission is complete when a legal paper is sent:
- (i) to the recipient’s electronic mail address, or
 - (ii) to an electronic filing system website and an e-mail message is sent to the recipient by the electronic filing system that the legal paper has been filed and is available for review on the system’s website.

Note: Upon the electronic filing of a legal paper other than original process, the electronic filing system may automatically send notice of the filing to all parties who have agreed to service by electronic transmission or whose e-mail address is included on an appearance or prior legal paper filed in connection with the action. If the electronic filing system sends notice of such filing, the party filing the legal paper only need serve those parties who are not served by the electronic filing system.

An electronic mail address set forth on letterhead is not a sufficient basis under this rule to permit electronic service of legal papers.

(3) Copies of all Notice, Orders or Judgments from the Court in any action shall be served by electronic transmission through the Electronic Filing System to all parties who have previously submitted electronic filings in the same case. In the event that a party or parties have not yet submitted electronic filing in a particular case, then the Prothonotary shall provide notice by facsimile, other electronic means or by forwarding a hard copy to said party or parties.

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

By the Court

KEVIN A. HESS,
President Judge

[Pa.B. Doc. No. 14-2425. Filed for public inspection November 21, 2014, 9:00 a.m.]

DAUPHIN COUNTY

Promulgation of Local Rules; No. 1793 S 1989

Order

And Now, this 5th day of November 2014, Dauphin County Local Rules of Civil Procedure 1012, 1915.3, 1915.4-2, 1915.15(c), 1920 and 1920.1 are amended as follows and Dauphin County Local Rules of Civil Procedure 1910.11, 1910.11.1, 1915.17, 1915.3.1, 1915.3.2, 1915.4-4, 1930, 1930.8 and 1931 are promulgated as follows:

Rule 1012. Self-Represented Party Entry of Appearance—Nonfamily Law Civil Actions.

1. [All] Each self-represented [parties] party in all civil actions other than family law matters shall [enter] file a written [which provides an address where service of pleadings and other legal papers may be made. This address does not have to be a home address. The written appearance shall also provide a telephone number where the party may be contacted. A facsimile number may also be provided in accordance with Pa.R.C.P. No. 440(d).] Self Represented Party Entry of Appearance in accordance with Pa.R.C.P. 1012. (For family law matters, see Local Rule 1930.8). A [appearance] Self Represented Party Entry of Appearance form [shall be made] is available in the Prothonotary’s Office and [on the Court’s website at www.dauphincounty.org] at www.dauphincounty.org/government/Court-Departments/Self-Help-Center.

2. Each self-represented [parties] party shall be under a continuing obligation to file [praecipe] an amended Self-Represented Party Entry of Appearance with the Prothonotary’s Office updating the self-represented party’s contact information immediately upon any change [in the address, telephone number or other contact information for that party].

3. [All] Each self-represented party shall provide a copy of [entry of appearance form and any updates to his/her contact information] his or her Self Represented Party Entry of Appearance and any updates to all other parties and attorneys of record immediately upon [the] filing [of such matters].

4. The assertion of self-representation shall not delay any stage of the [proceedings] proceeding, absent good cause shown.

5. The Self-Represented Party Entry of Appearance under this rule shall be substantially in the following form:

PLAINTIFF
vs.
NO. _____

DEFENDANT
SELF-REPRESENTED PARTY ENTRY OF APPEARANCE

1. I am the Plaintiff Defendant in the above-captioned case and have chosen to represent myself.

2. My address for the purpose of this case and for serving me with all future pleadings and other legal notices is: _____. I understand that this address will be the only address to which notices and pleadings in this case will be sent, and that I am responsible to regularly check my mail at this address to ensure that I know of important deadlines or scheduled proceedings.

3. My telephone number where I can be reached during normal business hours (8:00 a.m.—4:30 p.m. Monday—Friday) is _____. My Email is _____.

4. I UNDERSTAND I MUST FILE A NEW FORM EVERY TIME MY ADDRESS OR TELEPHONE NUMBER CHANGES.

5. I certify that I have provided a copy of this form to all other attorneys or other self-represented parties at the following addresses as listed below: (Use reverse side if you need more space)

Name _____ Address _____
Name _____ Address _____
Name _____ Address _____
Name _____ Address _____

6. I fully understand that by deciding to represent myself, the Court will hold me to the same standards of knowledge regarding the statutory law, evidence law, Local and State Rules of Procedure and applicable case law as a Pennsylvania licensed attorney, and that I must be fully prepared to meet those responsibilities.

I verify that the statements made in this Entry of Appearance as a Self-Represented Party are true and correct. I understand that if I make false statements herein, that I am subject to the criminal penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities which could result in a fine and/or prison term.

Date _____ Signature (Your Signature) _____

(Editor's Note: Rules 1910.11 and 1910.11.1 are new and printed in regular type to enhance readability.)

Rule 1910.11. Domestic Relations Cases—Demand for Hearing De Novo Before the Court.

1. A Demand for Hearing De Novo before the Court, in accordance with Pa.R.C.P. 1910.11, shall be filed in the Domestic Relations Office accompanied by a filing fee of \$15.00.

2. A Demand for Hearing shall be substantially in the form set forth below and shall be accompanied by the following:

a. Prior Court Involvement Statement in accordance with Local Rule 1931. This form is available at www.dauphincounty.org/government/Court-Departments/Self-Help-Center.

b. Seminar Attendance Order, in the form set forth below in accordance with Local Rule 1930. This form is available at www.dauphincounty.org/government/Court-Departments/Self-Help-Center.

c. Self-Represented Party Entry of Appearance in accordance with Local Rule 1930.8 if the party filing the Demand for Hearing De Novo is not represented by counsel. This form is available at www.dauphincounty.org/government/Court-Departments/Self-Help-Center.

3. The Domestic Relations Office shall obtain from the Court Administrator's Office the dates to insert in the Seminar Attendance Order and prepare an Order For Court Hearing.

4. The Domestic Relations Office will mail the Seminar Attendance and Hearing Orders to all parties.

5. All Demands for Hearing De Novo shall be substantially in the following form. This form is available at www.dauphincounty.org/government/Court-Departments/Self-Help-Center.

Plaintiff : IN THE COURT OF COMMON PLEAS
: DAUPHIN COUNTY, PENNSYLVANIA
:
Defendant : PACSES CASE NUMBER
:
: DOCKET NO.

DEMAND FOR HEARING DE NOVO BEFORE THE COURT

1. I _____ am appealing the Order
Print Name
issued following my Domestic Relations Conference in the above-captioned case and demand a Hearing De Novo before the Court regarding the following:

Date of order: _____
Monthly Amount of Support Order \$ ____ . ____

2. The reason(s) for my Demand for Hearing De Novo is/are as follows:

3. I have attached:

(a) Filing Fee of \$15.00.

(b) Prior Court Involvement Statement (form available at www.dauphincounty.org/government/Court-Departments/Self-Help-Center).

(c) Seminar Attendance Order (form available at www.dauphincounty.org/government/Court-Departments/Self-Help-Center).

(d) Self-Represented Party Entry of Appearance (form available at www.dauphincounty.org/government/Court-Departments/Self-Help-Center).

4. I have provided a copy of this form to all other attorneys or other self-represented parties at the following addresses as listed below: (Use reverse side if you need more space)

Name _____ Address _____
Name _____ Address _____

Signature of person requesting the Hearing or their attorney: _____

Print Name: _____ Date: _____

Rule 1910.11.1.

The Seminar Attendance Order shall be substantially in the following form:

: IN THE COURT OF COMMON PLEAS
: DAUPHIN COUNTY, PENNSYLVANIA
Plaintiff :
: PACSES CASE NUMBER:
:
Defendant : DOCKET NO.

SEMINAR ATTENDANCE ORDER

All parties are ORDERED to attend a four hour educational parenting seminar (Seminar) and file the Certificate of Attendance you will receive at the Seminar at the Domestic Relations Office prior to your hearing before the Court.

The Plaintiff shall attend on _____ at _____ o'clock and the Defendant shall attend on _____ at _____ o'clock. Any requests for re-scheduling must be directed to the Provider and will be granted only upon cause shown. (See attached Provider brochure for additional information).

You **MUST** attend and complete the Seminar prior to your Hearing before the Court.

Failure to attend and complete the Seminar may be considered as Contempt of Court punishable by fine and other appropriate sanctions including up to six (6) months incarceration.

BY THE COURT:

DATE: _____

Rule 1915.3. Custody Actions.

(a) *Commencement of Custody Actions*

1. A custody action shall be commenced by the filing of an original and one copy of either a Custody Complaint or a Divorce Complaint **or Counterclaim** that contains a custody count with the Prothonotary **in accordance with Pa.R.C.P. 1915.3.**

2. In addition to the filing fees assessed for the filing of complaints, an additional administrative fee in the amount of \$150.00 shall be paid to the Prothonotary simultaneously with the filing of the Custody **action.** [Complaint or the Divorce complaint which contains a custody count.]

(b) A Custody Action shall include the following attachments:

1. A Seminar Attendance and Custody Conference Scheduling Order in accordance with Local Rule 1915.15(c).

2. Prior Court Involvement Statement in accordance with Local Rule 1931. This form is available at www.dauphincounty.org/government/Court-Departments/Self-Help-Center.

3. A Criminal or Abuse History Verification in accordance with Pa.R.C.P. 1915.3-2. This form is available at www.dauphincounty.org/government/Court-Departments/Self-Help-Center.

4. A Proposed Parenting Plan in accordance with 23 Pa.C.S.A. § 5331. This form is available at www.dauphincounty.org/government/Court-Departments/Self-Help-Center.

5. Self-Represented Party Entry of Appearance, if not represented by legal counsel, in accordance with Local Rule 1930.8. This form is available at www.dauphincounty.org/government/Court-Departments/Self-Help-Center.

(c) The Prothonotary shall **promptly** forward the original Custody [Complaint or Divorce Complaint which contains a custody count] action with the attachments listed above to the Court Administrator's Office for assignment to a Custody Conference Officer and scheduling of the Seminar.

(d) [the] The Court Administrator's Office will contact a Custody Conference Officer [shall set] to establish the date, time and [place] location of the [and file a scheduling order with the Prothonotary] Custody Conference which will generally be scheduled after the dates for the parties' attendance at the mandatory four hour educational parenting seminar (Seminar) in accordance with Local Rule 1930.

(e) The Court Administrator's Office will insert the assigned dates, times and location on the Seminar Attendance and Custody Conference Scheduling Order.

(f) The Court Administrator's Office shall file the Order with the Prothonotary and promptly notify the Plaintiff(s) or their legal counsel, if represented, that the Custody action, attachments, Seminar Attendance and Custody Conference Scheduling Order are ready to pick up for service on the other parties in accordance with the applicable rules of civil procedure.

(g) Plaintiff(s) or their legal counsel, if represented, shall promptly file a [certificate of service] Certificate of Service with the Prothonotary verifying that they have served the Complaint, attachments and Order on all parties before the date of the scheduled Seminars and Custody Conference.

(h) If the parties do not reach an agreement at the Custody Conference (see Local Rule 1915.4-2), the case will be assigned to a Family Court Judge.

(i) As a general rule, if a Judge has handled a contested family law case for that family, the matter will be assigned to that Judge.

Rule 1915.3.1. Petitions for Modification of a Custody Order.

[(b) Subsequent actions (petitions for modification or contempt)]

(a) An original and one copy of [the petition for modification of a custody order or a petition for contempt of a custody order] a Petition for Modification of a Custody Order shall be filed with the Prothonotary together with the administrative fee of \$150.00.

[2. An administrative fee of \$150.00 shall be paid to the Prothonotary simultaneously with the filing of either the petition for modification of a custody order or a petition for contempt of a custody order.]

(b) A Petition for Modification of a Custody Order shall include the following attachments:

1. A Seminar Attendance and Custody Conference Scheduling Order in accordance with Local Rule 1915.15(c).

2. Prior Court Involvement Statement in accordance with Local Rule 1931. This form is available at www.dauphincounty.org/government/Court-Departments/Self-Help-Center.

3. A Criminal or Abuse History Verification in accordance with Pa.R.C.P. 1915.3-2. This form is available at www.dauphincounty.org/government/Court-Departments/Self-Help-Center.

4. Self-Represented Party Entry of Appearance, if not represented by legal counsel, in accordance with Local Rule 1930.8. This form is available at www.dauphincounty.org/government/Court-Departments/Self-Help-Center.

5. A Proposed Parenting Plan in accordance with 23 Pa.C.S.A. § 5331. This form is available at www.dauphincounty.org/government/Court-Departments/Self-Help-Center.

6. A copy of the most recent Custody Order, Agreement or Parenting Plan.

(c) The Prothonotary shall **promptly** forward the original [petition for modification] Petition for Modification of a Custody Order [or petition for

contempt of a custody order] with the attachments listed above to the Court Administrator's Office for assignment to a Custody Conference Officer [the] and scheduling of the Seminar.

(d) The Court Administrator's Office shall contact a Custody Conference Officer [shall set] to establish the date, time and [place] location of the [and file a scheduling order with the Prothonotary] Custody Conference which will generally be scheduled after the dates for the parties' attendance at the mandatory four hour educational parenting seminar (Seminar) in accordance with Local Rule 1930. Attendance at the Seminar is not required if the parties have attended the Seminar within the last twelve (12) months unless ordered by the Court.

(e) The Court Administrator's Office will insert the dates, times and location on the Seminar Attendance and Custody Conference Scheduling Order.

(f) The Court Administrator's Office shall file the Order with the Prothonotary and promptly notify the Petitioner(s) or their legal counsel, if represented, that the Petition for Modification, attachments and Seminar Attendance and Custody Conference Scheduling Order are ready for service on the other parties in accordance with the applicable rules of civil procedure.

(g) The Petitioner or their legal counsel, if represented, shall promptly thereafter file a Certificate of Service verifying that they have served the Petition, attachments and Order on all parties with the Prothonotary before the date of the scheduled Seminars and Custody Conference.

(h) If the parties do not reach an agreement at the Custody Conference (see Local Rule 1915.4-2), the case will be assigned to a Family Court Judge.

(i) As a general rule, if a Family Judge has handled a contested family law case for that family, the matter will be assigned to that Judge.

[6. A copy of the most recent custody order shall be attached to the petition for modification or contempt.

(c) All parties in a contested custody case are strongly encouraged to attend the Seminar for Families in Conflict before attendance at the custody conference before a conference officer. To this end, when a custody complaint, petition for modification or petition for contempt are filed with the Prothonotary, all parties shall be provided with a copy of this rule and a pamphlet which provides information on the Seminar for Families in Conflict. If the filing party is represented, the attorney shall provide this information to his/her client and to all opposing parties. If the filing party is not represented, the conference officer shall provide this information to all parties.]

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

Rule 1915.3.2. Petition for Contempt of Custody Orders, Custody Agreement or Parenting Plan.

(a) An original and one copy of a Petition for Contempt shall be filed with the Prothonotary together with the administrative fee of \$150.00.

(b) A Petition for Contempt shall include the following:

1. Seminar Attendance and Custody Conference Scheduling Order in accordance with Local Rule 1915.15(c).

2. Prior Court Involvement Statement in accordance with Local Rule 1931. This is available at www.dauphincounty.org/government/Court-Departments/Self-Help-Center.

3. A Criminal or Abuse History Verification in accordance with Pa.R.C.P. 1915.3-2. This is available at www.dauphincounty.org/government/Court-Departments/Self-Help-Center.

4. Self-Represented Party Entry of Appearance if not represented by legal counsel in accordance with Local Rule 1930.8. This is available at www.dauphincounty.org/government/Court-Departments/Self-Help-Center.

5. Copy of the most recent Custody Order, Custody Agreement or Parenting Plan.

(c) The Prothonotary shall promptly forward the original Petition for Contempt with the attachments listed above to the Court Administrator's Office for assignment to a Custody Conference Officer.

(d) The Court Administrator's Office shall contact a Custody Conference Officer to establish the date, time and location of the Custody Conference.

(e) The Court Administrator's Office will insert the assigned dates, times and location on the Seminar Attendance and Custody Conference Scheduling Order.

(f) The Court Administrator's Office shall file the Order with the Prothonotary and promptly notify the Petitioner or their legal counsel, if represented, that the docketed Petition for Contempt, attachments and Seminar Attendance and Custody Conference Scheduling Order are ready for service on all other parties promptly in accordance with the applicable rules of civil procedure.

(g) The Petitioner or their counsel, if represented, shall thereafter promptly file a Certificate of Service verifying that they have served the Petition, attachments and Order on all parties with the Prothonotary before the date of the scheduled Custody Conference.

(h) If the parties do not reach an agreement at the Custody Conference (see Local Rule 1915.4-2), the case will be assigned to a Family Court Judge.

(i) As a general rule, if a Judge has handled a contested family law case for that family, the matter will be assigned to that Judge.

Rule 1915.4-2. Custody Conference Officers.

(a) Custody Conference Officers shall be appointed by the Court to meet with the parties and their legal counsel in a custody action [to work out custody arrangement;] to conciliate the matter, attempt to resolve issues and reach an agreed Parenting Plan/Custody Order and/or if this cannot be accomplished, to define and narrow the issues to be heard by a Judge.

[2. Recommend the appointment of counsel for the child(ren) in appropriate situations;

3. Recommend the utilization of home studies and/or expert witnesses in appropriate situations;

3. Prepare agreed interim or final Parenting Plan/Custody Orders [or final orders] for review by the Court.]

(b) The compensation of Custody Conference Officers shall be set by order of court by the President Judge.

(c) **Custody Conference Officers—Not Witnesses**

1. To facilitate the conference process and encourage frank, open and meaningful exchanges between the parties and their respective counsel, statements made by the parties, or their witnesses, shall not be admissible as evidence in a Custody [hearing] Trial before the Court.

2. The Custody Conference Officer shall not be a witness for or against any party in a Custody [hearing] Trial before the Court or in any other proceeding whatsoever absent Court Order.

(d) **Agreement of Parties at Conciliation Conference.**

(1) If the parties are able to reach an agreement during the Custody Conference, the Custody Conference Officer shall prepare a proposed [order] Parenting Plan and Custody Order memorializing the agreement. [The proposed order shall be submitted to the judge assigned to handle custody matters for review. The proposed order shall not contain any reference to child support. If approved the order shall be filed with the Prothonotary and copies shall be distributed to all parties.]

(2) At the conclusion of the Conference, even if the parties have reached an agreement, if any of the parties have not attended the Seminar within the past twelve (12) months, the Custody Conference Officer shall serve them with another Order setting forth the new dates for their attendance and direct that they file their Certificates of Completion of the Seminar with the Prothonotary following which the Court will sign their Parenting Plan/Custody Order.

(3) The Custody Conference Officer may also recommend that paramours or other adults who have a strong role in the parenting of the child(ren) should attend the Seminar.

(4) The Proposed Parenting Plan and Order shall be submitted to a Family Court Judge. If a Family Court Judge has previously handled any of the parties' prior contested family law matters, it will be submitted to that Judge.

(5) If approved and signed by the Court, the Parenting Plan/Custody Order shall be filed by the Court Administrator's Office with the Prothonotary and copies shall be mailed to all parties by the Court Administrator's Office.

(e) **No Agreement**

1. If the parties are unable to reach an agreement during the Custody Conference, the Custody Conference Officer shall prepare a Conference Summary Report [The Conference Summary Report shall contain] for the Court which shall include the following:

(a) [facts] All relevant information gathered by the Custody Conference Officer during the conference. [and outline the]

(b) A summary of the contested issues [for resolution] to be decided by the Court.

(c) Whether or not the parties have filed the required attachments pursuant to Local Rule 1915.3(b) and if not, the dates within which the

parties have to comply and attach a recommended order providing the due date for the following:

(1) Seminar Attendance Certificates;

(2) Prior Court Involvement Statement;

(3) Criminal History and Abuse Verification;

(4) Proposed Parenting Plan;

(5) Self-Represented Party Entry of Appearance if not represented by legal counsel.

(d) List any criminal or abuse history on the parties' Criminal History and Abuse Verification warranting the Court to immediately order an Evaluation pursuant to 23 Pa.C.S.A. § 5329 or § 5330.

(e) Summarize any mental health or drug or alcohol problems raised at the Conference and recommend whether the Court should order an evaluation pursuant to Pa.R.C.P. 1915.8.

(f) Any recommendation that the court order the parties to re-attend the Seminar, even if they have attended the Seminar within twelve (12) months of the Conference.

(g) Any recommendation that paramours or other adults who reside in the household or have a strong role in the parenting of the child(ren) should attend the Seminar

(h) Any agreed Interim Parenting Plan/Custody Order.

(i) A list of the names and relationships of all persons who reside in each parties' household.

(j) Any reports from appropriate agencies/experts.

(k) Whether independent counsel should be appointed for the child(ren).

(l) The present status of the custody of the child(ren).

(m) Any existing Parenting Plan/Custody Order.

(2) [(b)] The Court Administrator's Office shall file [The] the Conference Summary Report [shall be filed] with the Prothonotary and copies shall be [distributed] mailed to all parties by the Court Administrator's Office.

[(c)] (3) The Court Administrator's Office [The Prothonotary] shall promptly forward the Conference Summary Report [to the Court Administrator's Office the case will be] and file to the assigned [to a] judge.

4. If the parties do not reach an agreement at the Custody Conference, the case will be assigned to a Family Court Judge.

5. As a general rule, if a Judge has handled a contested family law case for that family, the matter will be assigned to that Judge.

(f) [At the conclusion of the conference, the Custody Conference Officer will serve the parties with the date and time they are scheduled to attend the Seminar.] The Custody Conference Officer may determine that paramours or other adults who reside in the household or have a strong role in the parenting of the child(ren) should attend the Seminar.

[3. All parties must attend the Seminar prior to the hearing before a judge. Any request for an extension of time within which to attend the Seminar shall be made to the assigned judge in a motion filed with the Prothonotary. The fee for the Seminar shall be determined by the provider and must be paid prior to the Seminar. Payment shall be made by certified check, money order or cash. No personal checks will be accepted. No hearing or trial shall be delayed because of the failure of a party to attend the Seminar.]

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

Rule 1915.4-4. Pre-Trial Conferences and Trial.

(a) No later than five (5) days prior to the Pre-Trial Conference with a Judge, all parties must file a Pre-Trial Statement and serve copies on all other parties or their legal counsel. The Pre-Trial Statement must include the following:

- (1) Brief summary of the case including the names and dates of birth of the child(ren) at issue and the current custody arrangement;
- (2) Statement of issues expected to be raised at Trial;
- (3) Admissions from pleadings to be made part of the record;
- (4) Stipulations of parties;
- (5) Statements of objections or unusual evidentiary problems expected to arise at trial;
- (6) Statement of settlement prospects;
- (7) Estimated time needed for Trial;
- (8) Name and address of each expert intended to be called at trial as a witness or a request that an expert custody evaluator or other expert witness be appointed by the Court;
- (9) Name and address of each witness intended to be present at Trial and the relationship of the witness to the parties and child(ren);
- (10) List of proposed exhibits intended to be offered at Trial;
- (11) Proposed Parenting Plan if this differs from the Proposed Parenting Plan already filed;
- (12) Updated Criminal or Abuse History Verification of other parties or persons living in the residence;
- (13) Information about Criminal and Abuse History of other parties or persons living in the residence;
- (14) Certificate of Completion of the Seminar if not previously filed;
- (15) Any other relevant matter.

(b) No later than five (5) days prior to a Custody Trial before a Judge, the parties shall file an updated Pre-Trial Statement and serve copies on all other parties or their legal counsel which shall include the items listed above and any additional items as directed by the Judge.

Rule 1915.15(c). Seminar Attendance and Custody Conference Scheduling Order—Custody Complaint, Custody Count in Divorce Complaint or Petition for Modification or Petition for Contempt.

In addition to the information required by Pa.R.C.P. 1915.15(a) or 1915.15(b), each Custody Complaint, Petition for Modification, Petition for Contempt, or custody

count in a Divorce action relating to child custody shall include a [cover sheet] Seminar Attendance and Custody Conference Scheduling Order in substantially the following [format] form:

Plaintiff : IN THE COURT OF COMMON PLEAS
 : DAUPHIN COUNTY, PENNSYLVANIA
 :
 : CIVIL ACTION
 : CUSTODY
 :
 Defendant : NO.

SEMINAR ATTENDANCE AND CUSTODY
 CONFERENCE SCHEDULING ORDER [OF COURT]

AND NOW, upon consideration of the attached Complaint, Petition for Modification or Petition for Contempt of a Custody Order, it is hereby [directed] ordered that the parties and their respective counsel appear before the Custody Conference Officer, on the _____ day of _____, 20____, Dauphin County Courthouse, 3rd Floor, 101 Market Street, Harrisburg, Pennsylvania for a Custody Conference. At such Conference, an effort will be made to **conciliate and** resolve the issues in dispute; or if this cannot be accomplished, to define and narrow the issues to be heard by the Court[, and to enter into a Temporary Order] .

Children should not attend the conference unless requested by the Custody Conference Officer.

All parties are ORDERED to attend a four hour educational parenting seminar (Seminar) and file with the Prothonotary and bring with you to the Custody Conference your Seminar Certificate of Attendance you will receive at the Seminar. The Plaintiff is scheduled to attend on _____ at _____ o'clock and the Defendant is scheduled to attend on _____ at _____ o'clock. Any requests for rescheduling must be directed to the Seminar Provider and will be granted only upon cause shown. (See attached Seminar Provider brochure for additional information).

FAILURE TO ATTEND THE SEMINAR MAY BE CONSIDERED AS CONTEMPT OF COURT PUNISHABLE BY FINE, OTHER APPROPRIATE SANCTIONS INCLUDING UP TO SIX (6) MONTHS INCARCERATION.

IF YOU FAIL TO APPEAR AT THE CUSTODY CONFERENCE AS PROVIDED BY THIS ORDER, AN ORDER FOR CUSTODY MAY BE ENTERED AGAINST YOU OR THE COURT MAY ISSUE A WARRANT FOR YOUR ARREST.

You must complete and file with the [court a verification regarding any criminal record or abuse history] Prothonotary a Criminal or Abuse History Verification regarding you and anyone living in your household [the conference scheduled above] and your Proposed Parenting Plan on or before _____. [This Verification must be filed in the Prothonotary's Office at the Dauphin County Courthouse, 101 Market Street, Harrisburg, PA.] The Criminal or Abuse History Verification and Proposed Parenting Plan are attached. These forms are also available at www.dauphincounty.org/government/Court-Departments/Self-Help-Center.

You must mail a copy of your Criminal or Abuse History Verification and your Proposed Parenting Plan to all other parties by _____ .

No party may make a change in the residence of any child which significantly impairs the ability of the other party to exercise custodial rights without first complying with all of the applicable provisions of 23 Pa.C.S. § 5337 and Pa.R.C.P. No. 1915.17 regarding relocation.

[The Court strongly recommends that all parties immediately attend the Seminar for Families in Conflict presented by InterWorks which provides helpful information on communication concerning the child(ren) despite disagreements of the parties on those and other topics. Call InterWorks to schedule attendance at (717) 236-6630. If resolution is not reached at the custody conference, the Court will order the parties to attend the Seminar.]

IF ANY PARTY TO THIS CUSTODY ACTION IS INCARCERATED AT ANY STAGE OF THE PROCEEDINGS, THE CUSTODY CONFERENCE OFFICER OR ASSIGNED JUDGE WILL MAKE REASONABLE EFFORTS TO ARRANGE FOR THE INCARCERATED PARTY TO PARTICIPATE BY TELEPHONE OR VIDEO CONFERENCE. IF YOU, AS AN INCARCERATED PARTY, DO NOT THINK SUCH ARRANGEMENTS HAVE BEEN MADE, PLEASE CONTACT THE COURT ADMINISTRATOR'S OFFICE AT (717) 780-6630 OR BY MAIL AT 3RD FLOOR, DAUPHIN COUNTY COURTHOUSE, 101 MARKET STREET, HARRISBURG, PA[.] 17101.

FOR THE COURT:

Date _____ By _____
Custody Conference Officer

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.

IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE. IF NEEDED, YOU SHOULD CALL TODAY TO MAKE AN APPOINTMENT PRIOR TO YOUR CUSTODY CONFERENCE.

DAUPHIN COUNTY LAWYER REFERRAL SERVICE
213 North Front Street
Harrisburg, PA 17101
(717) 232-7536

AMERICANS WITH DISABILITIES ACT OF 1990

The Court of Common Pleas of Dauphin County is required by law to comply with the Americans with Disabilities Act of 1990. For information about accessible facilities and reasonable accommodations available to disabled individuals having business before the court, please contact the Court Administrator's Office at (717) 780-[6624] 6630. All arrangements must be made at least 72 hours prior to any hearing or [business before the court] conference. [You must attend the scheduled conference.]

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

Rule 1915.17. Relocation—Change of Address Which Will Significantly Impair the Ability of a Non-Relocating Party to Exercise Custodial Rights.

(1) A party proposing to relocate must send a Notice of Relocation and Counter-Affidavit to every other person who has custodial rights to the child(ren) pursuant to Pa.R.C.P. 1915.17. The Notice of Relocation and Counter-Affidavit are found in Pa.R.C.P. 1930.4 and also are available at www.dauphincounty.org/government/Court-Departments/Self-Help-Center.

(2) If a party, because of the proposed relocation, files a Complaint for Custody or a Petition for Modification, the local rules regarding those actions must be followed. See Local Rule 1915.3 and 1915.3.1.

Rule 1920. [Actions of] Divorce or Annulment Complaints.

Rule 1920.1. Form of Complaint.

(1) In addition to the information required by Pa.R.C.P. 1920.12, each Divorce or Annulment Complaint shall contain one of the following averments:

A. Plaintiff avers that there are no children of the parties under the age of 18.

B. Plaintiff avers that there are children of the parties under the age of 18 and their names and ages are as follows:

(2) A Divorce or Annulment Complaint or Counterclaim which includes a count for custody shall contain the attachments set forth in Local Rule 1915.3 and follow all other Custody action procedures.

(3) A Divorce or Annulment Complaint which does not include a count for custody, where the parties are parents of children under the age of eighteen (18), shall include the following Seminar Scheduling Order.

: IN THE COURT OF COMMON PLEAS
: DAUPHIN COUNTY, PENNSYLVANIA
Plaintiff :
: CIVIL ACTION
:
Defendant : NO.

SEMINAR SCHEDULING ORDER

All parties are ORDERED to attend a four hour educational parenting seminar (Seminar) and file with the Prothonotary the Certificate of Attendance you will receive at the Seminar. The Plaintiff is scheduled to attend on _____ at _____ o'clock and the Defendant is scheduled to attend on _____ at _____ o'clock. Any requests for re-scheduling must be directed to the Provider and will be granted only upon cause shown. (See attached Provider brochure for additional information).

FAILURE TO APPEAR AT THE SEMINAR AS SCHEDULED OR FAILURE TO REGISTER AND COMPLETE THE PROGRAM WILL BE BROUGHT TO THE ATTENTION OF THE COURT AND MAY RESULT IN A FINDING OF CONTEMPT OF COURT PUNISHABLE BY FINE AND OTHER APPROPRIATE SANCTIONS INCLUDING UP TO SIX (6) MONTHS INCARCERATION.

If you fail to attend this seminar, no divorce decree will be granted where there are children under the age of 18 until both parties attend the Seminar.

BY THE COURT:

Date: _____

(Editor's Note: Rules 1930, 1930.8 and 1931 are new and printed in regular type to enhance readability.)

Rule 1930.

A. Mandatory Four Hour Educational Parenting Seminar

1. In all Custody, Divorce or Annulment actions in which the parties have children under the age of 18 and where a Demand for Hearing De Novo Before the Court involving child support has been filed, except for the exclusions listed below, the parties shall complete a four hour parenting educational seminar (Seminar) if a party has not attended the Seminar in the prior twelve (12) months and in such other cases as the Court may order.

2. In Divorce or Annulment actions in which the parties have children under the age of 18, the Plaintiff shall attend the Seminar within forty five (45) days of filing and the Defendant shall attend the Seminar within forty five (45) days from service of the complaint.

3. In custody actions, other than Petitions for Special Relief (Emergency Custody Petitions) and Contempt, all parties must attend the Seminar before the date of their Custody Conference.

4. In a Petition for Contempt or a Petition for Special Relief (Emergency Custody) or other similar Custody actions, the parties shall attend the Seminar as ordered by the Court.

5. In Demands for Hearing De Novo Before the Court involving child support, the parties shall attend the Seminar prior to the hearing before the Court except in Children and Youth Appeals, emancipation cases and cases where the obligor has no assets.

6. The fee for the Seminar must be submitted to the Provider on the date of attendance in accordance with the instructions contained in the pamphlet provided to all parties with their Seminar Attendance Order.

7. If the parties have not attended the Seminar prior to their Custody Conference, the Custody Conference Officer shall provide the party with another date or time to attend the Seminar and such Order will be filed with the Prothonotary's Office.

8. If the Custody Conference Officer recommends that it would be in the child(ren)'s best interests for a party's paramour or other adult who resides in the household or has a strong role in the parenting of the child(ren) to attend the Seminar, the Court may enter an Order requiring their attendance at the Seminar.

9. No Parenting Plan/Custody Order will be entered or Divorce or Annulment Decree granted in cases where the parties have children under the age of eighteen (18) until all parties have completed the Seminar, unless this requirement is waived by the Court for good cause shown.

10. Failure to attend the Seminar may be considered as Contempt of Court punishable by fine and other appropriate sanctions including up to six (6) months incarceration.

Rule 1930.8. Self-Represented Party Entry of Appearance—Family Law Matters.

1. All self-represented parties in family law matters shall file a written Self Represented Party Entry of

Appearance in accordance with Pa.R.C.P. 1930.8 at all of their pending case dockets (custody, divorce, support, protection from abuse and paternity) where they are not represented by counsel. This form is available in the Prothonotary's Office, Domestic Relations Office and at www.dauphincounty.org/government/Court-Departments/Self-Help-Center.

2. All self-represented parties shall be under a continuing obligation to file an amended Self Represented Party Entry of Appearance updating the self-represented party's contact information immediately upon any change in their address, telephone number or other contact information.

3. All self-represented parties shall provide a copy of their Self Represented Party Entry of Appearance and any updates to all other parties and attorneys of record immediately upon filing.

4. The Self-Represented Party Entry of Appearance under this rule shall be substantially in the following form:

_____ IN THE COURT OF COMMON PLEAS
 PLAINTIFF DAUPHIN COUNTY, PENNSYLVANIA
 vs.
 NO. _____

 DEFENDANT

SELF-REPRESENTED PARTY ENTRY OF APPEARANCE

1. I am the Plaintiff Defendant in the above-captioned (MARK ONE) custody, divorce, support, protection from abuse, paternity case.

2. This (MARK ONE) is is not a new case and I am representing myself in this case and have decided not to hire an attorney to represent me.

OR (check only one box)

This is NOT a new case and _____
 (Name of Attorney)

previously represented me in this case. I have decided not to be represented by that attorney and direct the Prothonotary to remove that attorney as my counsel of record in this case.

I have provided a copy of this form to that attorney listed above at the following address:

OR (check only one box)

I am entering my appearance as a self-represented party (sign) _____

My attorney acknowledges his/her withdrawal as my attorney in this case.

(Attorney signature) _____, Esq.

3. My address for the purpose of receiving all future pleadings and other legal notices is: _____. I understand that this address will be the only address to which notices and pleadings in this case will be sent, and that I am responsible to regularly check my mail at this address to ensure that I do not miss important deadlines or proceedings.

This is my home address.
 This is not my home address.

4. My telephone number where I can be reached during normal business hours (8:00 a.m.—4:30 p.m. Monday—Friday) is _____. My email address is _____

My telephone number and email address are confidential pursuant to a Protection From Abuse Order.

5. I UNDERSTAND I MUST FILE A NEW FORM EVERY TIME MY ADDRESS OR TELEPHONE NUMBER CHANGES.

6. I have provided a copy of this form to all other attorneys or other self-represented parties at the following addresses as listed below: (Use reverse side if you need more space)

Name _____ Address _____

Name _____ Address _____

7. I fully understand that by deciding to represent myself, the Court will hold me to the same standards of knowledge regarding the statutory law, evidence law, Local and State Rules of Procedure and applicable case law as a Pennsylvania licensed attorney, and that I must be fully prepared to meet those responsibilities.

I verify that the statements made in this Entry of Appearance as a Self-Represented Party are true and correct. I understand that if I make false statements herein, that I am subject to the criminal penalties of 18

Pa.C.S. § 4904 relating to unsworn falsification to authorities which could result in a fine and/or prison term.

Date Signature (Your Signature)

Rule 1931. Mandatory Prior Court Involvement Statement for All Family Law Matters.

1. For the purposes of this section, Family Law Matters include all Divorce, Custody, Protection from Abuse, Support and Paternity actions and all related motions, petitions or other pleadings.

2. All Family Law Matters that require the assignment of a judge must attach a completed Prior Court Involvement Statement to the front of their pleading. The Prior Court Involvement Statement shall be in the following form and is available at www.dauphincounty.org/government/Court-Departments/Self-Help-Center:

Plaintiff : IN THE COURT OF COMMON PLEAS
 : DAUPHIN COUNTY,
 : PENNSYLVANIA
 :
 v. : NO. _____
 :

Defendant : CIVIL ACTION—LAW

PRIOR COURT INVOLVEMENT STATEMENT

The following lists all cases involving one or more of the same parties and indicates if a prior matter involved a Conference or a Contested Hearing before a Judge or if an agreed order was entered.

<i>Check all that Apply</i>	<i>Action</i>	<i>Docket Number</i>	<i>Judge</i>	<i>Contested Hearing or Pretrial Conference</i>	<i>Agreement Reached and No Hearing Before a Judge Required</i>
<input type="checkbox"/>	Custody				
<input type="checkbox"/>	Divorce				
<input type="checkbox"/>	Support or APL				
<input type="checkbox"/>	Paternity				
<input type="checkbox"/>	PFA				
<input type="checkbox"/>	This is the first Family Law Matter Filed in Dauphin County involving the above-captioned parties and children.				

Date

Signature (Your Signature)

Name (Print your Name)

This amendment shall be effective January 1, 2015 after publication in the *Pennsylvania Bulletin*.

By the Court

TODD A. HOOVER,
President Judge

[Pa.B. Doc. No. 14-2426. Filed for public inspection November 21, 2014, 9:00 a.m.]

LEHIGH COUNTY
Local Rules of Court; No. 2014-J-71

Order of Court

And Now, this 3rd day of November 2014, effective 30 days after publication in the *Pennsylvania Bulletin*, it is hereby *Ordered* that the following Lehigh County Family Court Rules are *Rescinded*:

Rule 1910.11(a)-1 Attorney Appearance

Rule 1910.11(a)-2 Continuances

Rule 1910.12 Hearing Procedure

It is further *Ordered* that, effective 30 days after publication in the *Pennsylvania Bulletin*, the following Lehigh County Family Court Rules are *Adopted*:

Rule 1910.6. Notification. Entry of Appearance.

An attorney who attends a support conference or hearing on behalf of a party shall first file a Praecipe for Entry of Appearance with the Domestic Relations Section. The Entry of Appearance shall continue for all aspects of the support action.

Rule 1910.12. Hearing. Exceptions. Continuance.

Support actions shall proceed in accordance with the alternative hearing procedure set forth in Pa.R.C.P. 1910.12.

* * * * *

(d)(1) If the moving party fails to appear for the hearing, the hearing officer, upon agreement of the appearing party, shall:

- a) make the Interim Order a Final Order or
- b) dismiss the pleading.

(2) If the non-moving party fails to appear for the hearing, the hearing officer shall proceed with the hearing.

(3) Evidence to be received by the hearing officer pursuant to Pa.R.C.P. 1910.12(d) shall include financial information gathered through the regularly conducted business of the Domestic Relations Section, including, but not limited to income tax returns, wage, employment, and asset information.

(e) Information on the procedure for filing exceptions and the costs associated therewith shall be sent with the proposed order and report of hearing officer to counsel of record and to each party.

(f) Upon the filing of exceptions, an order shall issue:

- (1) scheduling the matter for argument within 45 days and
- (2) directing the party filing exceptions to obtain a hearing transcript.

* * * * *

(h) Failure to comply with the provisions of this rule or the provisions of the order set forth in section (f) above may subject a party to:

- (1) dismissal of the exceptions,
- (2) a finding of contempt after notice and hearing, and imposition of appropriate sanctions.

* * * * *

(l) *Applications for Continuance*

Applications for continuance shall be made by the attorney of record or a self represented litigant on the Domestic Relations Section Application for Continuance form.

(1) An application for continuance for any matter scheduled before a conference officer shall be presented to the director of the domestic relations section for decision. Any party dissatisfied with the decision of the director may seek further relief from the family/miscellaneous motions judge.

(2) An application for continuance for a hearing before a hearing officer shall be presented to the hearing officer for decision. Any party dissatisfied with the decision of the hearing officer may seek further relief from the family/miscellaneous motions judge.

(3) An application for continuance for a matter scheduled to be heard by a judge shall be presented to the assigned judge, or if the matter is not assigned to a judge, to the family/miscellaneous motions judge.

By the Court

CAROL K. McGINLEY,
President Judge

[Pa.B. Doc. No. 14-2427. Filed for public inspection November 21, 2014, 9:00 a.m.]

RULES AND REGULATIONS

Title 25—ENVIRONMENTAL PROTECTION

ENVIRONMENTAL HEARING BOARD

[25 PA. CODE CH. 1021]

Practice and Procedure

The Environmental Hearing Board (Board) amends §§ 1021.94 and 1021.94a (relating to dispositive motions other than summary judgment motions; and summary judgment motions) to read as set forth in Annex A. The final-form rulemaking amends the rules of practice and procedure before the Board by implementing improvements in practice and procedure.

The Board approved the regulations at its meeting on December 17, 2013.

Effective Date

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

Contact Person

For further information, contact Maryanne Wesdock, Senior Counsel, Environmental Hearing Board, Suite 310 Piatt Place, 301 Fifth Avenue, Pittsburgh, PA 15222, (412) 565-5245, mwesdock@pa.gov. If information concerning this final-form rulemaking is required in an alternative form, contact Vincent Gustitus, Secretary to the Board, (717) 787-1638, vgustitus@pa.gov. TDD users may telephone the Board through the AT&T Pennsylvania Relay Center at (800) 654-5984.

Statutory Authority

This final-form rulemaking is promulgated under the authority of section 5 of the Environmental Hearing Board Act (act) (35 P.S. § 7515), which empowers the Board to adopt regulations pertaining to practice and procedure before the Board.

Amendments to § 1021.94

The amendments to §§ 1021.94 and 1021.94a were approved as part of final-form rulemaking 106-10. However, the amendments were not included in final-form rulemaking 106-10 as published at 44 Pa.B. 5328 (August 9, 2014). The final-form rulemaking submitted to the Independent Regulatory Review Commission (IRRC) and the House Environmental Resources and Energy Committee and the Senate Environmental Resources and Energy Committee (House and Senate Committees) did not reflect the revised text of § 1021.94(c). Final-omitted rulemaking 106-11 adopts the revised version of § 1021.94(c).

Comments and Responses

The Board received comments to the proposed rulemaking published at 43 Pa.B. 2591 (May 11, 2013) from the Department of Environmental Protection (Department), Citizens for Pennsylvania's Future (PennFuture) and IRRC. The comments and the Board's responses were discussed at a public meeting and conference call of the Board's Rules Committee on July 25, 2013. In response to comments received during the official public comment period, a draft final rulemaking was prepared that incorporated many of the comments. Sections 1021.94 and 1021.94a were revised to address the comments submitted by IRRC, the Department and PennFuture.

The Board proposed changes to §§ 1021.94 and 1021.94a to address the following problem: when a party files a dispositive motion (such as a motion to dismiss under § 1021.94 or a motion for summary judgment under § 1021.94a), the other parties to the case have 30 days to file a response. In most cases, any response will be a response in opposition to the motion. However, in the case of a third-party appeal, one party may wish to file a response in support of the motion. For example, in the case of Party A v. Party B and Party C, if Party C files a motion to dismiss against Party A, Party B may wish to file a response in support of the motion. Party A, presumably, would file a response in opposition to the motion. A problem arises when the response in support of the dispositive motion is filed at or near the end of the 30-day response period, but raises new facts or legal theories not raised in the original motion. In that case, the party opposing the motion has little or no time to respond to the new facts or legal theories.

Two alternative solutions to this problem were proposed.

Option 1 would prohibit parties from filing a response in support of a dispositive motion that contained new facts or legal theories. If a party wished to file a response in support of a dispositive motion containing new facts or legal theories, he would need to obtain leave of the Board.

Option 2 would permit the filing of a response in support of a dispositive motion containing new facts or legal theories, and would give the opposing party additional time in which to respond.

Both approaches were mentioned in the preamble to the proposed rulemaking. Only one approach, Option 1, appeared in proposed Annex A. The preamble of the proposed rulemaking stated that the Board was seeking comments on both approaches and considered each one to have equal merit.

The Board received extensive comments on the proposed rulemaking from PennFuture and the Department, as well as comments from IRRC seeking clarification.

PennFuture supported Option 1, that is, limiting responses supporting a motion for summary judgment or other dispositive motion to the legal and factual bases raised in the motion. However, PennFuture also commented that this approach did not by itself eliminate the need for the party opposing the motion to be given additional time to address both the dispositive motion and the response in support of the dispositive motion. To ensure that the party opposing a motion for summary judgment or other dispositive motion has sufficient time to address the arguments and authorities presented by the moving party and supporting parties, PennFuture recommended that the deadline for filing a response in opposition to a dispositive motion should be 30 days after service of the later of: 1) the motion; or 2) the last timely-filed notification of joining the motion that is accompanied by a supporting memorandum of law or brief.

The Department filed comments that raised concerns about Option 1, and recommended an approach closer to that in Option 2. The Department felt that parties should not be prohibited from filing a response in support of a dispositive motion that contains new facts or legal theories. The Department set forth a number of reasons in support of its position. First, the Department stated that

parties often have appropriate reasons for not wanting to join in one another's dispositive motions. The Department pointed out that even when parties are aligned, they may have different interests with respect to the filing of a particular dispositive motion. For example, in third-party appeals, the Department's interest may be in defending the integrity of the Department process that resulted in the action, whereas the recipient of the action is simply focused on prevailing in the current litigation.

Second, the Department felt that prohibiting parties from filing responses in support of dispositive motions except as permitted by order of the Board would frustrate the "just, speedy, and inexpensive" determination of Board proceedings. For example, the Department felt that in some instances, the Board may be able to dispose of issues or entire cases based on what is included in the supporting response, saving the parties and Board the expense and time that would be necessary to resolve them after a hearing on the merits.

Third, the Department felt that Option 1 could have a chilling effect on both the Department and other parties filing supporting responses and that Option 2 allowed for a more complete record before the Board.

The Department noted that the minutes of the Rules Committee meeting when this issue was discussed identified only one problem with the current Board rules with respect to supporting responses: the rules did not address whether parties opposing the motions have a right to respond to the supporting responses. The Department felt that the most reasonable way to address this problem would be to amend the rules to provide that the party opposed to the dispositive motion has a right to respond, rather than to amend the rules to prohibit the filing of supporting responses except as permitted by order of the Board.

Finally, the Department felt that Option 1 was unclear because: it did not address when an opposing party must respond to a supporting motion; it did not provide that an opposing party may have additional time to respond to a dispositive motion when a supporting response is filed; it did not address whether a party that files a supporting response may file a reply brief; it did not address whether a supporting response should take the form of a motion or memorandum; it did not address which "response" controls for purposes of calculating the reply time by the moving party; it did not address whether a party opposing a dispositive motion is to file one response to both the motion and the supporting response or file separate responses; and it did not contain a deadline for filing a motion requesting the Board to allow the filing of a supporting response with new facts or legal theories.

In its comments, the Department recommended an alternative amendment to the rules that would allow parties to file responses in support of a dispositive motion containing new facts or legal theories, but also provided an additional time period for the opposing party to respond to the new facts and legal theories raised in the supporting response, as well as additional time to respond to the original motion.

IRRC did not take a position on Option 1 or 2 but raised the following questions about Option 1: what form, if any must a notification that a party is joining a dispositive motion take; how did the Board determine that 15 days is a reasonable amount of time in which to file a notification; under what circumstances would the Board permit, by way of an order, a party to raise additional issues in support of the dispositive motion; and

how does a party wishing to raise additional issues request permission in the notification and must a separate pleading or motion be filed.

After an extensive review and consideration of the comments, the Rules Committee recommended and the Board agreed with the alternative approach suggested by the Department in its comments. Under this approach, a party is able to file a response in support of a dispositive motion within 15 days of service of the original motion or within 15 days of the deadline for filing dispositive motions, whichever comes first. The opposing party would then have 30 days to respond to the supporting response and between 30 and 45 days to respond to the original motion, depending on how long after the original motion the response in support was filed. This approach takes into consideration PennFuture's comment that the opposing party should be given additional time to address both the response in support and the original motion.

Sections 1021.94 and 1021.94a have been revised accordingly.

Sunset Date

A sunset date has not been established for these regulations. The effectiveness of the regulations will be evaluated on an ongoing basis by the Board and the Rules Committee.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), on April 26, 2013, the Board submitted a copy of the notice of proposed rulemaking, published at 43 Pa.B. 2591, to IRRC and the House and Senate Environmental Resources and Energy Committees for review and comment.

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

Under section 5.1(j.2) of the Regulatory Review Act (71 P. S. § 745.5a(j.2)), on June 18, 2014, the final-form rulemaking was deemed approved by the House and Senate Committees. Under section 5.1(e) of the Regulatory Review Act, IRRC met on June 19, 2014, and approved the final-form rulemaking.

Findings

The Board finds that:

(1) Public notice of intention to adopt regulations has been given under sections 201 and 202 of the act of July 31, 1968 (P. L. 769, No. 240) (45 P. S. §§ 1201 and 1202) and the regulations thereunder, 1 Pa. Code §§ 7.1 and 7.2.

(2) This final-form rulemaking is necessary and appropriate for administration of the act.

Order

(a) The regulations of the Board, 25 Pa. Code Chapter 1021, are amended by amending §§ 1021.94 and 1021.94a to read as set forth in Annex A.

(*Editor's Note:* Final-omitted rulemaking 106-11 amends § 1021.94(c). See 44 Pa.B. 7368 (November 22, 2014).)

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

(c) The Chairperson of the Board shall submit this order and Annex A to the House Environmental Resources and Energy Committee, the Senate Environmental Resources and Energy Committee and IRRC as required by law.

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

(e) This order shall take effect upon publication in the *Pennsylvania Bulletin*.

THOMAS W. RENWAND,
Chairperson and Chief Judge

(Editor's Note: For the text of the order of the Independent Regulatory Review Commission relating to this document, see 44 Pa.B. 4263 (July 5, 2014).)

Fiscal Note: Fiscal Note 106-10. No fiscal impact; (8) recommends adoption.

(Editor's Note: This final-form rulemaking corrects the fiscal note published at 44 Pa.B. 5326, 5330.)

Annex A

**TITLE 25. ENVIRONMENTAL PROTECTION
PART IX. ENVIRONMENTAL HEARING BOARD
CHAPTER 1021. PRACTICE AND PROCEDURE
MOTIONS**

§ 1021.94. Dispositive motions other than summary judgment motions.

(a) Dispositive motions, responses and replies shall be in writing, signed by a party or its attorney and served on the opposing party in accordance with § 1021.34 (relating to service by a party). Dispositive motions shall be accompanied by a supporting memorandum of law or brief. The Board may deny a dispositive motion if a party fails to file a supporting memorandum of law or brief.

(b) Parties, other than the moving party, that wish to support a pending dispositive motion may file a memorandum of law within 15 days of service of the motion or within 15 days of the deadline for filing dispositive motions, whichever comes first. The scope of facts that the Board will consider in support of the motion is limited to the scope in the original motion unless a separate dispositive motion accompanies the supporting party's memorandum of law.

(c) A response to a dispositive motion shall be filed within 30 days of service of the motion or, if a supporting party files a memorandum of law alone, within 30 days of service of that memorandum of law. The response to a dispositive motion must be accompanied by a supporting memorandum of law or brief.

(d) A moving party, or a supporting party that files a memorandum of law alone, may file a reply to a response to a dispositive motion within 15 days of the date of service of the response. The reply may be accompanied by a supporting memorandum of law or brief. Reply briefs or memoranda of law shall be as concise as possible and may not exceed 25 pages. Longer briefs or memoranda of law may be permitted at the discretion of the Board.

(e) An affidavit or other document relied upon in support of a dispositive motion or response, that is not already a part of the record, shall be filed at the same time as the motion or response or it will not be considered by the Board in ruling thereon.

(f) When a dispositive motion is made and supported as provided in this rule, an adverse party may not rest upon

mere allegations or denials of the adverse party's pleading or its notice of appeal, but the adverse party's response must set forth specific issues of fact or law showing there is a genuine issue for hearing. If the adverse party fails to adequately respond, the dispositive motion may be granted against the adverse party.

(g) Subsection (a) supersedes 1 Pa. Code § 35.177 (relating to scope and contents of motions). Subsection (b) supersedes 1 Pa. Code § 35.179 (relating to objections to motions).

§ 1021.94a. Summary judgment motions.

(a) *Rules governing summary judgment motions.* Except as otherwise provided by these rules, motions for summary judgment shall be governed by Pa.R.C.P. Rules 1035.1—1035.5.

(b) *Summary judgment motion record.*

(1) A summary judgment motion record must contain the following separate items:

(i) A motion prepared in accordance with subsection (c).

(ii) A statement of undisputed material facts in accordance with subsection (d).

(iii) A supporting brief prepared in accordance with subsection (e).

(iv) The evidentiary materials relied upon by the movant.

(v) A proposed order.

(2) Motions and responses must be in writing, signed by a party or its attorney, and served on the opposing party in accordance with § 1021.34 (relating to service by a party).

(c) *Motion.* A motion for summary judgment must contain only a concise statement of the relief requested and the reasons for granting that relief. The motion should not include any recitation of the facts and should not exceed two pages in length.

(d) *Statement of undisputed material facts.* A statement of undisputed material facts must consist of numbered paragraphs and contain only those material facts to which the movant contends there is no genuine issue together with a citation to the portion of the motion record establishing the fact or demonstrating that it is uncontroverted. The citation must identify the document and specify the paragraphs and pages or lines thereof or the specific portions of exhibits relied on. The statement of undisputed material facts, absent the portions of exhibits and affidavits relied upon, may not exceed five pages in length unless leave of the Board is granted.

(e) *Brief in support of the motion for summary judgment.* The motion for summary judgment shall be accompanied by a brief containing an introduction, summary of the case and the legal argument supporting the motion.

(f) *Other parties supporting a motion for summary judgment.* Parties, other than the moving party, that wish to support a pending motion for summary judgment may file a memorandum of law within 15 days of service of the motion or within 15 days of the deadline for dispositive motions, whichever comes first. The scope of facts that the Board will consider in support of the motion is limited to the scope in the original motion unless a separate motion for summary judgment accompanies the supporting party's memorandum of law.

(g) *Opposition to motion for summary judgment.* Within 30 days of service of the motion or, if a supporting party files a memorandum of law alone, within 30 days of

service of the memorandum of law, a party opposing the motion shall file the following:

(1) A response to the motion for summary judgment which includes a concise statement, not to exceed two pages in length, as to why the motion should not be granted.

(2) A response to the statement of undisputed material facts either admitting or denying or disputing each of the facts in the movant's statement. Any response must include citation to the portion of the record contravening a material fact. The citation must identify the document and specify the pages and paragraphs or lines thereof or the specific portions of exhibits relied on demonstrating existence of a genuine issue as to the fact disputed. An opposing party may also include in the responding statement additional facts the party contends are material and as to which there exists a genuine issue. Each fact shall be stated in separately numbered paragraphs and contain citations to the motion record. The response to the statement of undisputed material facts may not exceed five pages in length unless leave of the Board is granted.

(3) A brief containing the legal argument in opposition to the motion.

(h) *Length of brief in support of and in opposition to summary judgment.* Unless leave of the Board is granted, the brief in support of or in opposition to the motion may not exceed 30 pages.

(i) *Evidentiary materials.* Affidavits, deposition transcripts or other documents relied upon in support of a motion for summary judgment or response must accompany the motion or response and be separately bound and labeled as exhibits. Affidavits must conform to Pa.R.C.P. 76 and 1035.4 (relating to definitions; and affidavits).

(j) *Proposed order.* The motion must be accompanied by a proposed order.

(k) *Reply brief.* Within 15 days of service of the response, the movant, or a supporting party that files a memorandum of law alone, may file a reply brief. The reply brief may not exceed 15 pages unless leave of the Board is granted. Additional briefing may be permitted at the discretion of the Board.

(l) *Summary judgment.* When a motion for summary judgment is made and supported as provided in this rule, an adverse party may not rest upon the mere allegations or denials of the adverse party's pleading or its notice of appeal, but the adverse party's response, by affidavits or as otherwise provided by this rule, must set forth specific facts showing there is a genuine issue for hearing. If the adverse party does not so respond, summary judgment may be entered against the adverse party. Summary judgment may be entered against a party who fails to respond to a summary judgment motion.

(m) *Judgment rendered.* The judgment sought shall be rendered forthwith if the motion record shows that there is no genuine issue as to any material fact and that the moving party is entitled to judgment as a matter of law.

Comment

The statement of material facts should be limited to those facts which are material to disposition of the summary judgment motion and should not include lengthy recitations of undisputed background facts or legal context.

[Pa.B. Doc. No. 14-2428. Filed for public inspection November 21, 2014, 9:00 a.m.]

ENVIRONMENTAL HEARING BOARD [25 PA. CODE CH. 1021] Practice and Procedure; Motions

The Environmental Hearing Board (Board), by this final-omitted rulemaking, amends § 1021.94(c) (relating to dispositive motions other than summary judgment motions) to read as set forth in Annex A. The amendments modify the rules of practice and procedure before the Board by implementing improvements in practice and procedure.

The Board approved the regulation at its meeting on December 17, 2013.

Effective Date

The final-omitted rulemaking will go into effect upon publication in the *Pennsylvania Bulletin*.

Contact Person

For further information, contact Maryanne Wesdock, Senior Counsel, Environmental Hearing Board, Suite 310 Piatt Place, 301 Fifth Avenue, Pittsburgh, PA 15222, (412) 565-5245, mwesdock@pa.gov. If information concerning this final-omitted rulemaking is required in an alternative form, contact Vincent Gustitus, Secretary to the Board, (717) 787-1638, vgustitus@pa.gov. TDD users may telephone the Board through the AT&T Pennsylvania Relay Center at (800) 654-5984.

Statutory Authority

This final-omitted rulemaking is promulgated under the authority of section 5 of the Environmental Hearing Board Act (act) (35 P.S. § 7515), which empowers the Board to adopt regulations pertaining to practice and procedure before the Board.

Submission as Final-Omitted Rulemaking

These amendments to § 1021.94(c) were submitted as a final-omitted rulemaking under section 204(3) of the act of July 31, 1968 (P.L. 769, No. 240) (45 P.S. § 1204(3)), known as the Commonwealth Documents Law (CDL). An earlier version of the amendments was published as proposed rulemaking at 43 Pa.B. 2591 (May 11, 2013). Comments on the proposed rulemaking were submitted by the Independent Regulatory Review Commission (IRRC), the Department of Environmental Protection (Department) and Citizens for Pennsylvania's Future (PennFuture).

The comments and the Board's responses were discussed at a public meeting and conference call of the Board's Rules Committee on July 25, 2013. In response to comments received during the official public comment period on the proposed rulemaking, a draft final rulemaking was prepared that incorporated many of the comments. Section 1021.94(c) was revised to address the comments submitted by IRRC, the Department and PennFuture. However, the revised version of § 1021.94(c) was inadvertently omitted from the text of the final-form rulemaking submitted to IRRC, the House Environmental Resources and Energy Committee and the Senate Environmental Resources and Energy Committee (House and Senate Committees). Therefore, the revisions to § 1021.94(c) were not approved by IRRC and the House and Senate Committees and did not appear in the final-form rulemaking published at 44 Pa.B. 5328 (August 9, 2014). This final-omitted rulemaking corrects that error.

The amendments to § 1021.94(c) allow parties to file responses in support of a dispositive motion containing

new facts or legal theories and provide an additional time period for the opposing party to respond to the new facts and legal theories raised in the supporting response.

Sunset Date

A sunset date has not been established for this regulation. The effectiveness of the regulation will be evaluated on an ongoing basis by the Board and the Rules Committee.

Regulatory Review

Under section 5.1(c) of the Regulatory Review Act (71 P. S. § 745.5a(c)), on October 3, 2014, the Board submitted a copy of the final-omitted rulemaking and a copy of a Regulatory Analysis Form to IRRC and to the Chairpersons of the House and Senate Committees. On the same date, the regulations were submitted to the Office of Attorney General for review and approval under the Commonwealth Attorneys Act (71 P. S. §§ 732-101—732-506).

Under section 5.1(j.2) of the Regulatory Review Act, on November 5, 2014, the final-omitted rulemaking was deemed approved by the House and Senate Committees. Under section 5.1(e) of the Regulatory Review Act, IRRC met on November 6, 2014, and approved the final-omitted rulemaking.

Findings

The Board finds that:

(1) Public notice of the Board’s intention to amend its regulations under the procedures in sections 201 and 202 of the CDL (45 P. S. §§ 1201 and 1202) has been omitted under the authority of section 204 of the CDL because public comment is unnecessary.

(2) The amendment of the Board’s regulation in the manner provided in this order is necessary and appropriate for the administration of the act.

Order

(a) The regulations of the Board, 25 Pa. Code Chapter 1021, are amended by amending § 1021.94(c) to read as set forth in Annex A, with ellipses referring to the text of the regulations.

(Editor’s Note: Final-form rulemaking 106-10 also amends § 1021.94. See 44 Pa.B. 7365 (November 22, 2014).)

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

(c) The Chairperson of the Board shall submit this order and Annex A to the House Environmental Resources and Energy Committee, the Senate Environmental Resources and Energy Committee and IRRC as required by law.

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

(e) This order shall take effect upon publication in the *Pennsylvania Bulletin*.

THOMAS W. RENWAND,
Chairperson and Chief Judge

(Editor’s Note: For the text of the order of the Independent Regulatory Review Commission relating to this document, see 44 Pa.B. 7424 (November 22, 2014).)

Fiscal Note: 106-11. No fiscal impact; (8) recommends adoption.

Annex A

**TITLE 25. ENVIRONMENTAL PROTECTION
PART IX. ENVIRONMENTAL HEARING BOARD
CHAPTER 1021. PRACTICE AND PROCEDURE
MOTIONS**

§ 1021.94. Dispositive motions other than summary judgment motions.

* * * * *

(c) A response to a dispositive motion shall be filed within 30 days of service of the motion or, if a supporting party files a memorandum of law alone, within 30 days of service of that memorandum of law. The response to a dispositive motion must be accompanied by a supporting memorandum of law or brief.

* * * * *

[Pa.B. Doc. No. 14-2429. Filed for public inspection November 21, 2014, 9:00 a.m.]

NOTICES

BOARD OF COAL MINE SAFETY

Meeting Cancellation

The December 9, 2014, meeting of the Board of Coal Mine Safety has been cancelled. A new meeting date will be announced in a future issue of the *Pennsylvania Bulletin*.

Questions concerning the cancellation of the December 9, 2014, meeting should be directed to Allison D. Gaida, (724) 439-7289, agaida@pa.gov.

DANA K. AUNKST,
Acting Chairperson

[Pa.B. Doc. No. 14-2430. Filed for public inspection November 21, 2014, 9:00 a.m.]

DELAWARE RIVER BASIN COMMISSION

Public Hearing and Business Meeting

The Delaware River Basin Commission (Commission) will hold a public hearing on Tuesday, December 9, 2014. A business meeting will be held the following day on Wednesday, December 10, 2014. The hearing and business meeting are open to the public and will take place at the Washington Crossing Historic Park Visitor Center, 1112 River Road, Washington Crossing, PA.

Public hearing. The public hearing on December 9, 2014, will begin at 1:30 p.m. Hearing items will include draft dockets for the withdrawals, discharges and other water-related projects listed as follows and for a resolution adopting the Commission's Water Resources Program FY 2015-17.

The hearing also will include an opportunity for docket holders that recently received notices of violation from the Commission in connection with monitoring requirements or effluent limitations contained in their dockets to show cause why a penalty should not be assessed for the alleged violations in accordance with the provisions of Article 7 of the Rules of Practice and Procedure and Section 14.17 of the Delaware River Basin Compact. Written comments on matters scheduled for hearing on December 9, 2014, will be accepted through the close of the hearing that day. After the hearing on all scheduled matters has been completed, the meeting will include an opportunity for public dialogue.

Draft dockets and resolutions scheduled for hearing are posted on the Commission's web site at www.drbc.net 10 days prior to the hearing date. Additional public records relating to the hearing items may be examined at the Commission's offices. Contact Project Review Section assistant Victoria Lawson at (609) 883-9500, Ext. 216, with any questions concerning these items.

The public is advised to check the Commission's web site periodically prior to the hearing date, as items scheduled for hearing may be postponed if additional time is deemed necessary to complete the Commission's review,

and items may be added up to 10 days prior to the hearing date. In reviewing docket descriptions, the public is also asked to be aware that project details commonly change in the course of the Commission's review, which is ongoing.

The public is advised that during the public hearing on December 9, 2014, the staff will continue the practice employed during the hearing on September 9, 2014, of offering a shorter presentation than in the past for the subset of draft dockets (hearing items 1—44) that consist of renewals where a project has undergone no substantive changes. Interested parties will have the same opportunity to comment on or ask questions concerning these dockets as they have historically had, and if any member of the public requests additional information about a project during the hearing, staff will be prepared to offer more detail. A detailed description of each project is included in the draft docket, which can be accessed on the Commission's web site listed in this hearing notice.

1. *Pottstown Borough Water Authority, D-1964-036 CP-2.* An application to renew the approval of an existing surface water withdrawal (SWWD) of up to 243.2 million gallons per month (mgm) to supply the applicant's public water supply system from a surface water intake located on the Schuylkill River. The requested allocation is not an increase from the previous allocation. The surface water intake is located within the Commission's designated Ground Water Protected Area (GWPA) in the Schuylkill River Watershed in Pottstown Township, Montgomery County, PA.

2. *South Coatesville Borough, D-1974-039 CP-5.* An application to renew the approval of the existing 0.5 million gallons per day (mgd) South Coatesville wastewater treatment plant (WWTP) and its discharge. The WWTP will continue to discharge to West Branch Brandywine Creek, which is a tributary of Brandywine Creek, a tributary of the Christina River, at River Mile (RM) 70.7—1.5—20.0—14.3 (Delaware River—Christina River—Brandywine Creek—West Branch Brandywine Creek), in the Borough of South Coatesville, Chester County, PA.

3. *Philadelphia Gas Works, D-1976-055 CP-3.* An application to renew the approval of an existing discharge by means of Outfall No. 004 at the PGW Richmond Plant of up to 6.67 mgd, based on a long-term average flow of noncontact cooling water from process compressors and heat exchangers and the fire suppression system. Outfall No. 004 will continue to discharge to Water Quality Zone 3 of the Delaware River at RM 106.5, in the City of Philadelphia, PA.

4. *Blair Academy, D-1976-089-2.* An application to renew the approval of the applicant's existing 0.05 mgd WWTP and its discharge. There are no modifications to the WWTP proposed. The WWTP will continue to discharge treated effluent to Blair Creek, which is a tributary of the Paulins Kill River, at RM 207—10.4—0.5 (Delaware River—Paulins Kill—Blair Creek), within the drainage area of the section of the nontidal main stem known as the Lower Delaware, which the Commission has classified as Special Protection Waters, in Blairstown Township, Warren County, NJ.

5. *Merrill Creek Owners Group, D-1977-110 CP-18*. An application to revise the applicant's existing docket approving the Merrill Creek Reservoir and release operations by updating the list of designated units supported by reservoir releases during drought declaration. The Merrill Creek Reservoir is located at RM 177.4—7.69—3.9 (Delaware River—Pohatcong Creek—Merrill Creek), within the drainage area of the section of the nontidal main stem known as the Lower Delaware, which the Commission has classified as Special Protection Waters, in Harmony Township, Warren County, NJ.

6. *Newtown Artesian Water Company, D-1978-029 CP-4*. An application to renew the approval of an existing groundwater withdrawal (GWD) of up to 46.3 mgm to supply the applicant's public water supply system from existing Wells Nos. 4R, 5, 6, 14 and 18 completed in the Stockton Formation. The requested allocation is not an increase from the previous allocation. The wells are located within the Commission's designated GWPA in the Newtown Creek and Lower Section Neshaminy Creek watersheds in Newtown Borough, Newtown and Middletown Townships, Bucks County, PA.

7. *Pennington Borough, D-1984-033 CP-4*. An application to renew the approval of an existing GWD and export of up to 6.48 million gallons per 30 days (mg/30 days) to supply the applicant's public water supply from existing Well No. 7 completed in the Passaic Formation. The applicant's distribution system includes four other groundwater sources which are located outside the Delaware River Basin. The requested allocation is not an increase from the previous allocation. The project well is located in the Jacobs Creek Watershed in the Borough of Pennington, Mercer County, NJ.

8. *American Nickeloid Company, D-1985-030-2*. An application to renew the approval of the applicant's existing 0.045 mgd industrial wastewater treatment plant (IWTP) and its discharge. Treated effluent will continue to be discharged to the Lehigh River at RM 183.66—45.11 (Delaware River—Lehigh River) by means of Outfall No. 001, within the drainage area of the section of the nontidal main stem known as the Lower Delaware, which the Commission has classified as Special Protection Waters, in Walnutport Borough, Northampton County, PA.

9. *Brodhead Creek Regional Authority, D-1986-011 CP-4*. An application to renew the approval of the applicant's existing 4.5 mgd Stroudsburg WWTP and its discharge. No modifications to the WWTP are proposed. The WWTP will continue to discharge treated effluent to McMichael Creek, a tributary of Brodhead Creek, at RM 213.0—4.0—0.2 (Delaware River—Brodhead Creek—McMichael Creek) in the Borough of Stroudsburg, Monroe County, PA within the drainage area of the section of the nontidal main stem known as the Middle Delaware, which the Commission has classified as Special Protection Waters.

10. *West Grove Borough Authority, D-1987-024 CP-3*. An application to renew the approval of the applicant's existing 0.25 mgd WWTP and its discharge. No modifications to the WWTP are proposed. The WWTP will continue to discharge treated effluent to Middle Branch White Clay Creek, which is a tributary of White Clay Creek, a tributary of Christina River, at RM 70.2—10.0—15.9—9.5 (Delaware River—Christina River—White Clay Creek—Middle Branch White Clay Creek) in London Grove Township, Chester County, PA.

11. *Antietam Valley Municipal Authority, D-1987-045 CP-5*. An application to renew the approval of the 2.45

mgd Antietam Valley Municipal Authority WWTP and its discharge. The WWTP will continue to discharge treated wastewater effluent to an unnamed tributary of the Antietam Creek at RM 92.47—66.1—4.4 (Delaware River—Schuylkill River—Antietam Creek), in St. Lawrence Borough, Berks County, PA.

12. *Fleetwood Borough Authority, D-1987-054 CP-5*. An application to renew the approval of the applicant's existing 0.882 mgd WWTP and its discharge. Treated effluent will continue to be discharged to Willow Creek at RM 92.47—86.7—0.6—6.4 (Delaware River—Schuylkill River—Maiden Creek—Willow Creek) by means of Outfall No. 001, in Richmond Township, Berks County, PA.

13. *Eagle Lake Community Association, Inc., D-1987-055-3*. An application to renew the approval of the applicant's existing 0.5 mgd WWTP and its discharge. No modifications to the WWTP are proposed. The WWTP will continue to discharge treated effluent to an unnamed tributary of Tamarack Creek, which is a tributary of the Lehigh River, at RM 183.66—106.58—2.89—0.32 (Delaware River—Lehigh River—Tamarack Creek—UNT Tamarack Creek) in Covington Township, Lackawanna County, PA, within the drainage area of the section of the nontidal main stem known as the Lower Delaware, which the Commission has classified as Special Protection Waters.

14. *Mountain Mulch, D-1988-066-4*. An application to renew the approval of an existing GWD of up to 10.354 mgm to irrigate the applicant's nursery from existing Wells Nos. 1 and 33 completed in the Brunswick Formation. The requested allocation is not an increase from the previous allocation. The wells are located within the Commission's designated GWPA in the Schlegel Run Watershed in Douglass Township, Montgomery County, PA.

15. *Pennsylvania American Water Company, D-1988-089 CP-2*. An application to renew the approval of the applicant's existing 0.75 mgd Saw Creek WWTP and its discharge. The applicant also requested approval to construct a belt filter press that is designed to handle liquid sludge from this WWTP and two other WWTPs owned by the applicant located within the Basin. Treated effluent will continue to be discharged to Saw Creek at RM 226.9—3.6—0.9 (Delaware River—Bush Kill—Saw Creek) by means of Outfall No. 001, in Lehman Township, Pike County, PA, within the drainage area of the section of the nontidal main stem known as the Middle Delaware, which the Commission has classified as Special Protection Waters.

16. *Pottstown Borough Water Authority, D-1989-055 CP-3*. An application to renew the approval of the applicant's 15.6 mgd WWTP and its discharge. The WWTP will continue to discharge treated effluent to the Schuylkill River at RM 92.47—51.3 (Delaware River—Schuylkill River) by means of Outfall No. 001, in the Borough of Pottstown, Montgomery County, PA.

17. *Blue Bell Country Club, D-1993-059-2*. An application to renew the approval of an existing GWD and SWWD of up to 6.3 mgm to irrigate the applicant's golf course from existing Wells Nos. 2, 3 and 5 and existing Ponds Nos. 1 and 2. Wells Nos. 2 and 3 are completed in the Stockton Formation and Well No. 5 is completed in the Locketong Formation. The requested allocation is not an increase from the previous allocation. The wells are completed in the Commission's designated GWPA in the Stony Creek Watershed in Whitpain Township, Montgomery County, PA.

18. *Nesquehoning Borough Authority, D-1994-047 CP-2.* An application to renew the approval to withdraw up to 22.3 mgm of groundwater from existing wells Nos. 1—5 for use in the applicant's existing water supply distribution system and to approve an allocation of up to 1.2 mgd of surface water, based on a 30-day average, when available from the applicant's existing Fourth Hollow Reservoir on Broad Run for industrial use at the Panther Creek Energy Facility. The groundwater allocation approved by this docket is not an increase from the allocation approved in the Commission Docket No. D-94-47 CP. The surface water withdrawal project was approved by the Commission by means of Docket No. D-69-2 on February 26, 1969; however the water supply is no longer used by Nesquehoning Borough Authority for public water supply purposes, and a surface water allocation was not specified in the docket approval. The project wells are completed in the Mauch Chunk Formation. The wells and surface water source are located in the Nesquehoning Creek Watershed in Nesquehoning Borough, Carbon County, PA, within the drainage area of the section of the nontidal main stem known as the Lower Delaware, which is classified as Special Protection Waters.

19. *Lehigh County Authority, D-1999-011 CP-2.* An application to renew the approval of the applicant's existing 0.06 mgd Heidelberg Heights WWTP and its discharge. No modifications of the WWTP are proposed. The WWTP will continue to discharge treated effluent to an unnamed tributary of Mill Creek, which is a tributary of Jordan Creek, a tributary of the Lehigh River, at RM 183.7—16.0—18.8—3.3—0.2 (Delaware River—Lehigh River—Jordan Creek—Mill Creek—UNT Mill Creek), within the drainage area of the section of the nontidal main stem known as the Lower Delaware, which the Commission has classified as Special Protection Waters, in Heidelberg Township, Lehigh County, PA.

20. *Warrington Township, D-1999-012 CP-3.* An application to renew the approval of the applicant's existing 0.75 mgd Tradesville WWTP and its discharge. Treated effluent will continue to be discharged to Mill Creek at RM 115.63—36.4—1.5 (Delaware River—Neshaminy Creek—Mill Creek) by means of Outfall No. 001, in Warrington Township, Bucks County, PA.

21. *The Pines at West Penn, LLC, D-1999-025 CP-2.* An application to renew the approval of the applicant's existing 0.06 mgd WWTP and its discharge. Treated effluent will continue to be discharged to Lizard Creek at RM 183.66—38.24—15.2 (Delaware River—Lehigh River—Lizard Creek) by means of Outfall No. 001, within the drainage area of the Lower Delaware, which is classified as Special Protection Waters, in West Penn Township, Schuylkill County, PA.

22. *West Deptford Township, D-1999-056 CP-2.* An application to renew the approval of a SWWD project to continue to supply up to 17.0 mgm of surface water from the Delaware River and a storage pond for the irrigation of an existing golf course and in the future, additional areas at the River Winds of West Deptford. The requested allocation is not an increase from the previously approved allocation. The project is located in West Deptford Township, Gloucester County, NJ within New Jersey Water Supply Critical Area 2.

23. *Avondale Borough, D-2000-066 CP-2.* An application to renew the approval of the applicant's existing 0.5 mgd WWTP and its discharge. No modifications to the WWTP are proposed. The WWTP will continue to discharge treated effluent to the East Branch White Clay

Creek, which is a tributary of White Clay Creek, a tributary of the Christina River, at RM 70.73—10.3—15.91—7.6—0.6 (Delaware River—Christina River—White Clay Creek—East Branch White Clay Creek—UNT East Branch White Clay Creek), in Avondale Borough, Chester County, PA.

24. *Northampton Bucks County Municipal Authority, D-2001-013 CP-3.* An application to renew the approval of an existing GWD of up to 68.2 mgm to supply the applicant's public water supply system from existing Wells Nos. 1—13, 16 and 17 completed in the Stockton Formation. The requested allocation is not an increase from the previous allocation. The wells are located within the Commission's designated GWPA in the Neshaminy Creek and Ironwork Creek watersheds in Northampton Township, Bucks County, PA.

25. *Upper Makefield Township, D-2002-017 CP-2.* An application to renew the approval of the applicant's existing 0.173 mgd Heritage Hills WWTP and its discharge by means of Outfalls Nos. 001 and 002. Treated effluent will continue to be discharged to 16 groundwater recharge basins by means of Outfall No. 002 or to Water Quality Zone 1E of the Delaware River at RM 141.9 by means of Outfall No. 001, within the drainage area of the section of the nontidal Delaware River known as the Lower Delaware, which the Commission has classified as Special Protection Waters, in Upper Makefield Township, Bucks County, PA.

26. *French Woods Performing Arts Camp, Inc., D-2003-001 CP-2.* An application to renew the approval of the applicant's existing 0.048 mgd WWTP and its discharge. Treated effluent will continue to be discharged to Sand Pond at RM 318.9—1.9—1.5 (Delaware River—Bouchoux Brook—Sand Pond) by means of Outfall No. 001, within the drainage area of the section of the nontidal main stem known as the Upper Delaware, which the Commission has classified as Special Protection Waters, in the Town of Hancock, Delaware County, NY.

27. *Portland Borough, D-2003-009 CP-4.* An application to renew the approval of the applicant's existing 0.105 mgd WWTP and its discharge. No modifications to the WWTP are proposed. The WWTP will continue to discharge treated effluent to Delaware River Water Quality Zone 1D at RM 206.9 in the Borough of Portland, Northampton County, PA, within the section of the nontidal main stem known as the Lower Delaware, which the Commission has classified as Special Protection Waters.

28. *Bear Creek Management Company, D-2004-035-2.* An application to renew the approval of an existing GWD and SWWD of up to 37.82 mgm from existing Wells Nos. 1—6, all completed in Precambrian Gneiss, and four ponds and one detention basin. The total groundwater withdrawal will not exceed 11.367 mgm. The requested allocation is not an increase from the previous allocation. The wells and ponds are located in the Swabia Creek Watershed in Longswamp Township, Berks County, PA, within the drainage area of the section of the nontidal main stem known as the Lower Delaware which the Commission has classified as Special Protection Waters.

29. *Camp Ramah in the Poconos, D-2005-030-3.* An application to renew the approval of the applicant's existing 0.03 mgd WWTP and its discharge. No modifications to the WWTP are proposed. The WWTP will continue to discharge treated effluent to an unnamed tributary of Equinunk Creek, which is a tributary of Equinunk Creek, at RM 322—8.5—0.5 (Delaware River—Equinunk

Creek—UNT Equinunk Creek), within the drainage area of the section of the main stem known as the Upper Delaware, which the Commission has classified as Special Protection Waters, in Buckingham Township, Wayne County, PA.

30. *Pleasant Valley School District, D-2008-005 CP-2.* An application to renew the approval of the applicant's existing 0.03 mgd WWTP and its land discharge by means of spray irrigation. No modifications to the WWTP are proposed. The WWTP will continue to discharge treated effluent by means of spray irrigation to 12 existing spray fields located in the Weir Creek Watershed, a tributary of Pohopco Creek, which is a tributary of the Lehigh River, in Chestnuthill Township, Monroe County, PA. The project is located within the section of the nontidal main stem known as the Lower Delaware, which the Commission has classified as Special Protection Waters.

31. *Rock Tenn Company, D-1980-025-2.* An application to renew the approval of a SWWD and GWD project to supply up to 15.438 mgm of surface water to the applicant's paper processing facility by means of the Mill Intake and up to 0.186 mgm of groundwater from the existing Warehouse Well and the Boiler House Well and to limit the total withdrawal from all sources to 15.624 mgm. The water is used for industrial processes, noncontact cooling and potable use at the applicant's paper processing facility. The requested allocations are an increase from the previously approved surface water and groundwater allocations of 14.353 mgm and 0.004 mgm, respectively. The wells are completed in the Ridgeley Formation through Coeymans Formation, undivided. The project is located in the Brodhead Creek Watershed in Smithfield Township, Monroe County, PA, within the drainage area of the section of the nontidal main stem known as the Middle Delaware, which the Commission has classified as Special Protection Waters.

32. *Giorgio Foods, Inc., D-1988-043-4.* An application to approve the upgrade of the applicant's existing 0.5 mgd IWTP. The upgrades consist of headworks improvements, adding two anaerobic tanks for biological phosphorous removal, retrofitting the existing aeration lagoon with a Biolac treatment system, adding a secondary clarifier, and appurtenant equipment improvements. The IWTP capacity will remain at 0.50 mgd and the IWTP will continue to discharge treated effluent to Willow Creek, a tributary of Maiden Creek, which is a tributary of the Schuylkill River, at RM 92.47—86.7—0.6—2.4—0.6 (Delaware River—Schuylkill River—Maiden Creek—Willow Creek), in Maiden Creek Township, Berks County, PA.

33. *Maiden Creek Township Authority, D-2000-028 CP-3.* An application to approve the upgrade of the applicant's existing WWTP, which consists of modifying the existing chemical feed system for aluminum sulfite addition in order to increase phosphorous removal. The remaining WWTP facilities will not be modified, and the WWTP will remain at an average annual design flow of 0.8 mgd and a hydraulic design capacity of 1.0 mgd. The WWTP will continue to discharge treated effluent to Willow Creek, which is tributary of Maiden Creek, a tributary of the Schuylkill River, at RM 92.47—86.1—0.6—1.0 (Delaware River—Schuylkill River—Maiden Creek—Willow Creek) in Ontelaunee Township, Berks County, PA.

34. *Milford Township Water Authority, D-2003-037 CP-2.* An application to approve new Well No. 6 for inclusion in the applicant's public water supply system and to approve an increase in the total system GWD allocation from 16.04 mgm to 23.18 mgm. Wells Nos. 1, 2

and 4—6 are completed in the Brunswick Formation. The wells are completed in the Commission's designated GWPA in the Unami Creek Watershed in Milford Township, Bucks County, PA.

35. *Pocono Lakefront, LLC, D-1974-091 CP-2.* An application to renew the approval of the applicant's existing 0.07 mgd Deer Haven WWTP and its discharge. The application also requests approval to construct and operate the new 0.07 mgd Pocono Lakefront WWTP that will replace the existing Deer Haven facility and utilize its existing outfall. Treated effluent will continue to be discharged to Wallenpaupack Creek on Lake Wallenpaupack, at RM 277.7—15.6—8.7 (Delaware River—Lackawaxen River—Wallenpaupack Creek) by means of Outfall No. 001, within the drainage area of the section of the main stem known as the Upper Delaware, which is classified as Special Protection Waters, in Palmyra Township, Pike County, PA.

36. *Arcelor Mittal Plate, D-2008-036-1.* An application to approve an existing SWWD of up to 124.2 mgm from the West Branch Brandywine Creek, Sucker Run and the West Side Spring for industrial cooling and processes at the applicant's electric arc furnace steel slab and plate mill. The withdrawals are existing, but allocations were not previously specified by the Commission. The surface water withdrawals are located in the Upper West Branch Brandywine Creek Watershed and the Sucker Run Watershed in the Borough of South Coatesville and Valley Township, Chester County, PA.

37. *Buck Hill Falls Co., D-2009-002 CP-1.* An application to approve one existing groundwater well (Well No. 2) and two existing surface water intakes (one spring and one stream withdrawal) to continue to provide the applicant's public water supply system with up to 15.5 mgm. The project is located in the Long Run and Walcksville Members of the Catskill Formation in the Brodhead Creek Watershed. The three withdrawals are located in Barrett Township, Monroe County, PA, within the drainage area of the section of the nontidal main stem known as the Middle Delaware, which the Commission has classified as Special Protection Waters.

38. *Port Jervis City, D-2013-019 CP-1.* An application to approve an existing surface water supply project to withdraw up to 51.5 mgm of surface water from an existing intake on Reservoir No. 1 for public water supply. This reservoir is supplemented when necessary with water from two additional interconnected reservoirs (Reservoirs Nos. 2 and 3). The applicant also owns and maintains a surface water intake on the Neversink River and additional water storage in Boehmler Pond for emergency backup purposes. The reservoirs and surface water withdrawal are located in the Shingle Kill—Delaware River and Lower Neversink River Watersheds in the Town of Deer Park, Orange County, NY, within the drainage area of the section of the nontidal main stem known as the Middle Delaware, which the Commission has classified as Special Protection Waters.

39. *Pottstown Borough Water Authority, D-2013-022 CP-1.* An application to approve the applicant's existing 8.0 mgd water filtration plant (WFP) and its 0.23 mgd discharge from Outfalls Nos. 001 and 002. Treated effluent will continue to be discharged to the Schuylkill River at or near RM 92.47—55.7 (Delaware River—Schuylkill River) by means of Outfalls Nos. 001 and 002, in the Borough of Pottstown, Montgomery County, PA.

40. *Minersville Borough Municipal Authority, D-2014-001 CP-1.* An application to approve an existing SWWD of up to 23.932 mgm to supply the applicant's public water supply distribution system from existing surface water Intake No. 3 on the Dyer Run Reservoir. The surface water intake is located in the West Branch Schuylkill River Watershed in Cass Township, Schuylkill County, PA.

41. *Maple Lane Estates, D-2014-004 CP-1.* An application to approve the applicant's existing 0.035 mgd WWTP and its discharge. Treated effluent will continue to be discharged to Pond Creek at RM 183.66—66.81—1.87—5.2 (Delaware River—Lehigh River—Sandy Run—Pond Creek) by means of Outfall No. 001, within the drainage area of the section of the nontidal main stem known as the Lower Delaware, which the Commission has classified as Special Protection Waters, in in Foster Township, Luzerne County, PA.

42. *Aqua America, Inc., D-2014-005 CP-1.* An application to approve the applicant's existing 0.15 mgd Woodloch Springs WWTP and its discharge. Treated effluent will continue to be discharged seasonally to Teedyuskung Creek at RM 277.70—9.93—0.35 (Delaware River—Lackawaxen River—Teedyuskung Creek) by means of Outfall No. 001 in Lackawaxen Township, Pike County, PA, within the drainage area of the section of the nontidal main stem known as the Upper Delaware, which the Commission has classified as Special Protection Waters.

43. *Aqua Pennsylvania, Inc., D-2014-007 CP-1.* An application to approve an existing GWD of up to 6.0 mgm from existing Wells Cawley, Fern St. and Red Shale completed in the Catskill Formation. The project wells are located in the Wallenpaupack Creek Watershed in Hawley Borough, Paupack and Palmyra Townships, Wayne County, PA, within the drainage area of the section of the nontidal main stem known as the Upper Delaware, which the Commission has classified as Special Protection Waters.

44. *Village of Liberty, D-2014-010 CP-1.* An application to approve the applicant's existing 1.5 mgd Lily Pond WFP and its discharge. Treated effluent will continue to be discharged to an unknown tributary (UNT) of Little Beaver Kill at RM 330.70—15.94—16.17—8.27—6.0—1.89 (Delaware River—East Branch Delaware River—Beaver Kill—Willowemoc Creek—Little Beaver Kill—UNT) by means of Outfall No. 001, within the drainage area of the section of the nontidal main stem known as the Upper Delaware, which the Commission has classified as Special Protection Waters, in the Town of Liberty, Sullivan County, NY.

Public meeting. The public meeting on December 10, 2014, will begin at 1 p.m. and will include: adoption of the minutes of the Commission's September 10, 2014, business meeting; announcements of upcoming meetings and events; a report on hydrologic conditions; reports by

the Executive Director and the Commission's General Counsel; and consideration of any items for which a hearing has been completed or is not required. The meeting will include a resolution honoring Robert F. Molzahn, President of the Water Resources Association of the Delaware River Basin, on his retirement.

There will be no opportunity for additional public comment at the December 10, 2014, business meeting on items for which a hearing was completed on December 9, 2014, or a previous date. Commission consideration of items for which the public hearing is closed may result in either approval of the item (by docket or resolution) as proposed, approval with changes, denial or deferral. When the Commissioners defer an action, they may announce an additional period for written comment on the item, with or without an additional hearing date or they may take additional time to consider the input they have already received without requesting further public input. Deferred items will be considered for action at a public meeting of the Commission on a future date.

Advance sign-up for oral comment. Individuals who wish to comment for the record on a hearing item or to address the Commissioners informally during the public dialogue portion of the meeting on December 9, 2014, are asked to sign up in advance by contacting Paula Schmitt of the Commission staff, (609) 883-9500 Ext. 224, paula.schmitt@drbc.state.nj.us.

Addresses for written comment. Written comment on items scheduled for hearing may be delivered by hand at the public hearing or submitted in advance of the hearing date to Commission Secretary, P. O. Box 7360, 25 State Police Drive, West Trenton, NJ 08628, fax (609) 883-9522, paula.schmitt@drbc.state.nj.us. If submitted by e-mail in advance of the hearing date, written comments on a docket should also be sent to William J. Muszynski, PE, Branch Manager, Water Resources Management, william.muszynski@drbc.state.nj.us.

Accommodations for special needs. Individuals in need of an accommodation as provided for in the Americans with Disabilities Act who wish to attend the informational meeting or hearing should contact the Commission Secretary directly at (609) 883-9500, Ext. 203 or through the Telecommunications Relay Services (TRS) at 711, to discuss how the Commission can accommodate their needs.

Updates. Items scheduled for hearing are occasionally postponed to allow more time for the Commission to consider them. Other meeting items also are subject to change. Check the Commission's web site, closer to the meeting date for changes that may be made after the deadline for filing this notice.

PAMELA M. BUSH,
Secretary

[Pa.B. Doc. No. 14-2431. Filed for public inspection November 21, 2014, 9:00 a.m.]

DEPARTMENT OF BANKING AND SECURITIES

Actions on Applications

The Department of Banking and Securities (Department), under the authority contained in the Act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the Act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending November 11, 2014.

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

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

BANKING INSTITUTIONS

Holding Company Acquisitions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
10-24-2014	National Penn Bancshares, Inc. Allentown Lehigh County Application for approval to acquire 100% of TF Financial, Inc., Newtown, and thereby indirectly acquire 100% of 3rd Fed Bank, Newtown.	Effective

Branch Applications

De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
11-5-2014	Prudential Savings Bank Philadelphia Philadelphia County	329 North Main Street Chalfont Bucks County	Approved

Branch Discontinuance

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
10-16-2014	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	7543 Haverford Avenue Philadelphia Philadelphia County	Closed
10-24-2014	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	209 Lancaster Avenue Devon Chester County	Closed
10-31-2014	Union Community Bank Mount Joy Lancaster County	108 North Reading Road Ephrata Lancaster County	Closed

Branch Consolidations

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
10-31-2014	Clearfield Bank & Trust Company Clearfield Clearfield County	<i>Into:</i> 7571 Huntingdon Plaza Huntingdon Huntingdon County <i>From:</i> 729 Main Street Saxton Bedford County	Effective
10-31-2014	Clearfield Bank & Trust Company Clearfield Clearfield County	<i>Into:</i> 16 West Shirley Street Mount Union Huntingdon County <i>From:</i> 8384 Ashman Street Saxton Bedford County	Effective

CREDIT UNIONS

Community Charter Conversions

<i>Date</i>	<i>Name and Location of Institution</i>	<i>Action</i>
11-3-2014	Boeing Helicopters Credit Union Ridley Park Delaware County The credit union proposes to amend Article 8 of its Articles of Incorporation to provide the following field of membership: "Persons who live, work, worship, or attend school and businesses or other legal entities located within the county of Delaware in Pennsylvania, employees of the Credit Union and member of the immediate family or household of any of the foregoing; and organizations of such persons."	Filed

**Branch Applications
De Novo Branches**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
11-5-2014	TruMark Financial Credit Union Trevose Bucks County	301 Horsham Road Horsham Montgomery County	Approved

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

GLENN E. MOYER,
Secretary

[Pa.B. Doc. No. 14-2432. Filed for public inspection November 21, 2014, 9:00 a.m.]

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Execution of Oil and Gas Lease for Publicly-Owned Streambeds

Effective August 13, 2014, an Oil and Gas Lease for Publicly-Owned Streambeds, Contract No. M-2102026-08, was executed by and between the Commonwealth, acting through the Department of Conservation and Natural Resources (Department) (lessor) and CNX Gas Company, LLC (lessee), with its principal place of business located at 1000 Consol Energy Drive, Canonsburg, PA 15317.

The lease is for Streambed Tract 2026, encompassing approximately 8.63 acres of submerged lands located in Gaskill and Henderson Townships, Jefferson County. The lease was recorded at the Jefferson County Courthouse on October 20, 2014, book no. 692, page 0755. The lease allows for the development of oil and natural gas below and between the ordinary low water marks of the East Branch Mahoning Creek solely by means of directional, including horizontal, drilling on a nondevelopment basis that will not disturb the river or its bed. Contract No. M-2102026-08 may be viewed online at <http://contracts.patreasury.gov/View.aspx?ContractID=284518>.

Questions regarding this lease should be directed to the Department's Bureau of Forestry, Minerals Division, (717) 787-2703.

ELLEN FERRETTI,
Secretary

[Pa.B. Doc. No. 14-2433. Filed for public inspection November 21, 2014, 9:00 a.m.]

Execution of Oil and Gas Lease for Publicly-Owned Streambeds

Effective August 13, 2014, an Oil and Gas Lease for Publicly-Owned Streambeds, Contract No. M-2102027-04, was executed by and between the Commonwealth, acting through the Department of Conservation and Natural Resources (Department) (lessor) and CNX Gas Company, LLC (lessee), with its principal place of business located at 1000 Consol Energy Drive, Canonsburg, PA 15317.

The lease is for Streambed Tract 2027, encompassing approximately 43.98 acres of submerged lands located in Kiskiminetas Township, Armstrong County and Bell Township, Westmoreland County. The lease was recorded

at the Armstrong County Courthouse on October 23, 2014, instrument No. 201411693, and at the Westmoreland County Courthouse on September 25, 2014, instrument No. 201409250031136. The lease allows for the development of oil and natural gas below and between the ordinary low water marks of the Kiskiminetas River solely by means of directional, including horizontal, drilling on a nondevelopment basis that will not disturb the river or its bed. Contract No. M-2102027-04 may be viewed online at <http://contracts.patreasury.gov/View.aspx?ContractID=284521>.

Questions regarding this lease should be directed to the Department's Bureau of Forestry, Minerals Division, (717) 787-2703.

ELLEN FERRETTI,
Secretary

[Pa.B. Doc. No. 14-2434. Filed for public inspection November 21, 2014, 9:00 a.m.]

Request for Bids

The Department of Conservation and Natural Resources is soliciting bids for the following projects. Bid documents can be obtained from the Administrative Services Section, Bureau of Facility Design and Construction at (717) 787-5055:

FDC-226-7036.1—Rehabilitate Bridge Deck, Pymatuning State Park. Work included under this contract consists of maintenance and protection of traffic, concrete overlay of 154' long x 28' wide bridge deck (480 square yards), 164' of deck joint replacement and 10 square feet of type 2 bridge deck repair.

Responsive bidders must hold a current small business certification from the Department of General Services (DGS).

FDC-317-101023.1—Replace Pool Liner, Little Buffalo State Park. Work included under this contract consists of removal and disposal of the existing complete swimming pool liner system, cleaning and preparation of all concrete pool surfaces to be relined, repair of deteriorated portions of the existing concrete pool structure, installation of a new complete PVC swimming pool liner system, removal and replacement of specified expansion joint caulking, primer, bond breakers and back up materials in the swimming pool shell, pool deck, walkways and sprayground surface.

Responsive bidders must hold a current small business certification from DGS.

FDC-206-100108.1R—Road Rehabilitation, Phase 2, Kooser State Park. Work included under this contract

consists of maintenance and protection of traffic, 300-ton aggregate shoulder, 6,600 square yards of modified full depth road reclamation, 1,600-ton subbase material, 260-ton 25 mm base course, 140-ton 9.5 mm wearing course, 19,200 square yards of bituminous prime coat and 19,200 square yards of bituminous surface treatment.

Responsive bidders must hold a current small business certification from DGS.

Bid documents will be available on or after November 24, 2014. The bid opening will be held on December 23, 2014.

ELLEN FERRETTI,
Secretary

[Pa.B. Doc. No. 14-2435. Filed for public inspection November 21, 2014, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

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

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

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

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

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

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

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

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

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

I. NPDES Renewal Applications

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?
PA0037893 (Sewage)	East Brady STP 300 Verner Street East Brady, PA 16028	Clarion County East Brady Borough	Allegheny River (17-C)	Y

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

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

PA0026042, Sewage, SIC Code 4952, **Bethlehem**, 10 East Church Street, Bethlehem, PA 18018. Facility Name: Bethlehem City WWTP. This existing facility is located in Bethlehem City, **Northampton 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), Lehigh River and Saucon Creek, is located in State Water Plan watershed 2-C and is classified for Warm Water Fishes, Migratory Fishes, Cold Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 20 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Total Annual	Minimum	Average Monthly	Weekly Average	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen (Interim)	XXX	XXX	Report	XXX	XXX	XXX
(Final)	XXX	XXX	4.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.50	XXX	1.20
CBOD ₅	4,170	6,672	XXX	25.0	40.0	50.0
BOD ₅		Wkly Avg				
Influent	XXX	XXX	XXX	Report	XXX	XXX
Total Suspended Solids Influent	XXX	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	5,004	7,506	XXX	30.0	45.0	60.0
Total Dissolved Solids	Report	Wkly Avg XXX	XXX	1,000	XXX	2000
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2,000	XXX	10,000
Total Nitrogen	Report Total Mo	Report	XXX	Geo Mean Report	XXX	XXX
Ammonia-Nitrogen						
May 1 - Oct 31	834	XXX	XXX	5.0	XXX	10.0
Nov 1 - Apr 30	2,502	XXX	XXX	15.0	XXX	30.0
Nitrate as N	Report Total Mo	Report	XXX	Report	XXX	XXX
Nitrite as N	Report Total Mo	Report	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen	Report Total Mo	Report	XXX	Report	XXX	XXX
Total Phosphorus	Report	Report	XXX	Report	XXX	XXX
Total Copper (Interim)	Report	XXX	XXX	Report	Report Daily Max	XXX
(Final)	Report	XXX	XXX	0.009	Report Daily Max	0.018
Sulfate	Report	XXX	XXX	Report	XXX	XXX
Chloride	Report	XXX	XXX	Report	XXX	XXX
Bromide	Report	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for CSO Outfall 003, 004 and 012 are based on a design flow of 0.000000 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Instant. Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	Report	XXX	XXX	Report
CBOD ₅	XXX	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	XXX
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Treatment Plant Emergency Outfall 006 are based on a design flow of 0 MGD (emergency usage only).

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
Duration of Discharge (minutes)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	Total Mo XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen (Interim)	XXX	XXX	Report	XXX	XXX	XXX
Dissolved Oxygen (Final)	XXX	XXX	4.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.50	XXX	1.20
CBOD ₅	XXX	XXX	XXX	25.0	40.0	50.0
Total Suspended Solids	XXX	XXX	XXX	30.0	45.0	60.0
Total Dissolved Solids	XXX	XXX	XXX	1,000	XXX	2,000
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2,000	XXX	10,000
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
May 1 - Oct 31	XXX	XXX	XXX	5.0	XXX	10.0
Nov 1 - Apr 30	XXX	XXX	XXX	15.0	XXX	30.0
Nitrate as N	XXX	XXX	XXX	Report	XXX	XXX
Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
Total Copper						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	Report	XXX	XXX	0.009	Daily Max Report Daily Max	0.018

The proposed effluent limits for Stormwater Outfalls 007, 008, 009, 010, and 011 are based on a design flow of 0.000000 MGD.

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

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

- Stormwater prohibition; Residuals management; Necessary property rights; Chlorine minimization; Changes to discharge/stream; Prohibition against other discharges; Schedule of compliance (dissolved oxygen); Maximizing treatment at existing POTW; Combined Sewer Overflows; POTW Pretreatment Program Implementation; Toxic Reduction Evaluation (TRE); Whole Effluent Toxicity (WET); and Requirements Applicable to Stormwater Outfalls

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

The EPA Waiver is not in effect.

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

PA0080713, Sewage, SIC Code 4952, **Pennsy Supply Inc.**, 1 Clear Spring Road, Annville, PA 17003. Facility Name: Pennsy Supply Millard Quarry & Carmeuse Lime Manufacturing. This existing facility is located in North Londonderry Township, **Lebanon County**.

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

The receiving stream(s), Killinger Creek, is located in State Water Plan watershed 7-D and is classified for Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.009 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly		
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Report	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.26	XXX	0.88
CBOD ₅						
May 1 - Oct 31	XXX	XXX	XXX	15	XXX	30
Nov 1 - Apr 30	XXX	XXX	XXX	25	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2,000	XXX	10,000
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
May 1 - Oct 31	XXX	XXX	XXX	3.0	XXX	6.0
Nov 1 - Apr 30	XXX	XXX	XXX	9	XXX	18
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	2.0	XXX	XXX

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

The EPA Waiver is in effect.

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

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

WQM Permit No. 4614406, Sewage, **Berks Montgomery Municipal Authority**, 136 Municipal Drive, Gilbertsville, PA 19525-0370.

This proposed facility is located in Douglass Township, **Montgomery County**.

Description of Action/Activity: Construction and operation of a new wastewater treatment plant.

WQM Permit No. 4614407, Sewage, **Cheltenham Township**, 8230 York Road, Elkins, PA 19027.

This proposed facility is located in Cheltenham Township, **Montgomery County**.

Description of Action/Activity: Construction and operation of a sanitary sewer interceptor.

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

WQM Permit No. 4014403, Sewage, **PA DCNR**, P. O. Box 8551, Harrisburg, PA 17105.

This proposed facility is located in Fairmount Township, **Luzerne County**.

Description of Proposed Action/Activity: The project is for the replacement of existing pump station #1 with a duplex-submersible packaged pump station.

WQM Permit No. 4514403, Sewage, **PA American Water Co.**, 800 West Hershey Park Drive, Hershey, PA 17033.

This proposed facility is located in Coolbaugh Township, **Monroe County**.

Description of Proposed Action/Activity: The project is for the replacement of existing pump station H with an above grade duplex wet well-mounted pump station.

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

WQM Permit No. 2814403, Sewerage, **Greene Township Municipal Authority**, 4182 Sunset Pike, Chambersburg, PA 17202.

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

Description of Proposed Action/Activity: Seeking permit approval for the replacement of aging and/or undersized pipelines to allow for proper conveyance with minimal I & I, Fayetteville Interceptor Upgrade.

WQM Permit No. 0500407, Amendment #2, Sewerage, **South Woodbury Township**, 125 North Road, New Enterprise, PA 16664.

This proposed facility is located in South Woodbury Township, **Bedford County**.

Description of Proposed Action/Activity: Seeking permit approval for the conversion of existing porous macadam sludge drying beds into reed beds to optimize sludge treatment and disposal, Reed Bed Installation Project.

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

WQM Permit No. 4314403, Sewerage, **Donna & William Despain**, 106 Wasser Road, Greenville, PA 16125.

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

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

WQM Permit No. 3799402, Sewerage, **Taylor Township Lawrence County**, P. O. Box 489, West Pittsburg, PA 16160-0489.

This existing facility is located in Taylor Township, **Lawrence County**.

Description of Proposed Action/Activity: STP upgrades including new headworks building, flow diversion box, two aeration additional tanks, two additional settling tanks, one additional chlorine contact tank, blower/pump building, aerobic digester, return and waste sludge pumps, and sludge dewatering building.

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

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024514013	Shawnee Development, Inc. 6277 Sea Harbor Drive Orlando, FL 32821-8043	Monroe	Smithfield Township	Shawnee Creek (HQ-CWF, MF)

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI040014001	PPL Electric Utilities 2 N Ninth St Allentown PA 18101	Clinton Lycoming	Castanea, Pine Creek, Porter and Wayne Twps Jersey Shore Boro	W B Susquehanna River (Lycoming) WWF W B Susquehanna River (Clinton) CWF & WWF Nichols Run HQ-CWF Pine Creek (Lycoming) HQ, TSF Pine Creek (Clinton) HQ-TSF McElhattan Creek CWF Bald Eagle Creek WWF Harveys Run CWF
PAI041814010	Pine Creek Structures Inc c/o Amos Stoltzfus 74 Air Strip Dr Mill Hall PA 17751	Clinton	Lamar Township	UNT to Fishing Creek HQ-CWF

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

PAG-12 CAFOs

CAFO Notices of Intent Received

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

PAG123794, CAFO, Joe Jurgielewicz & Son, Ltd., PO Box 27, Shartlesville, PA 19554.

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

Description of Size and Scope of Proposed Operation/Activity: Permit application to permit to operate a Duck Farm involving 168.28 AEUs.

The receiving stream, UNT Schuylkill River, is in watershed 3-B, and classified for: WWF.

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

STATE CONSERVATION COMMISSION

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

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

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

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

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

APPLICATIONS

NUTRIENT MANAGEMENT PLAN—PUBLIC NOTICE SPREADSHEET

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Renewal/New</i>
Gerald Musser Providence Egg Producers Farm 118 Killinger Road Annville, PA 17003	Lebanon	56	406.19	Poultry	NA	Renewal
Site Address: Same						
Zack Akers 339 Akers Road Clearville, PA 15535	Bedford	115	146	Ducks Beef	NA	New
We King Farms 6028 Guitner Road Greencastle, PA 17225	Franklin	143.41	667.56	Beef Turkey	NA	New

PUBLIC WATER SUPPLY (PWS) PERMITS

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

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

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

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

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

SAFE DRINKING WATER

Applications Received Under the Pennsylvania Safe Drinking Water Act

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

Application No. 6414506 Major Amendment, Public Water Supply.

Applicant	Aqua PA Inc. 1775 North Main Street, Honesdale, PA 18431
[Township or Borough]	Honesdale Borough, Wayne County
Responsible Official	Steve Clark, Honesdale Division Manager, Aqua PA Inc., 1775 North Main Street, Honesdale, PA 18431 (570) 647-0358
Type of Facility	PWS
Consulting Engineer	Entech Engineering Douglas E. Berg, PE 4 South Fourth Street P O Box 32, Reading PA 19603-0032
Application Received Date	10/20/2014
Description of Action	Replace the existing Crestmont Booster Pump Station

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

Permit No. 1014507, Public Water Supply

Applicant	Thompson's Country Market
Township or Borough	West Sunbury Borough
County	Butler
Responsible Official	Francis D. Thompson
Type of Facility	Public Water Supply
Consulting Engineer	William P. Deemer, P.E. William P. Deemer & Associates 205-B South Duffy Road Butler, PA 16001
Application Received Date	November 3, 2014
Description of Action	4-log treatment of viruses.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 1

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

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

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

this comment period, the municipality may request that the person identified as the remediator of the site develop and implement a public involvement plan. Requests to be involved and comments should be directed to the remediator of the site.

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

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

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

Alcoa Mill Products, 1480 Manheim Pike, Lancaster, PA 17604, Manheim Township, **Lancaster County**. Reliance Environmental, Inc., 235 North Duke Street, Lancaster, PA 17602, on behalf of Alcoa Mill Products, PO Box 3167, Lancaster, PA 17604-3167, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with Linpar Cold Rolling Oil. The site will be remediated to the Site Specific Standard. Future use of the site remains an aluminum foundry and mill. The Notice of Intent to Remediate was published in the *LNP (Intelligencer Journal/Lancaster New Era)* on October 29, 2014.

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

XTO—Minta Forsha #1 Well Site, Spruce Road, Green Township, **Indiana County**. Groundwater & Environmental Services, Inc., 301 Commerce Park Drive, Cranberry Township, PA 16066 on behalf of XTO Energy, Inc., 395 Airport Road, Indiana PA 15701 has submitted a Notice of Intent to Remediate to meet a combination of the residential Statewide Health and Site Specific Standards concerning site soils contaminated with aluminum, antimony, arsenic, barium, beryllium boron, cadmium chromium, cobalt, copper, iron, lead, manganese, mercury, nickel, selenium, silver, thallium, vanadium, zinc and chloride from a release of brine. The NIR indicated future use of the property is to remain a natural gas production well. Notice of the NIR was published in the *Indiana Gazette* on October 23, 2014.

RESIDUAL WASTE GENERAL PERMITS

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

Southwest Region: Regional Solid Waste Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, telephone 412-442-4000.

Registration Under General Permit Application No. WMGR123SW017. PennEnergy Resources, LLC.—Pad W16, 1000 Commerce Drive, Park Place One, Suite 100, Pittsburgh, PA 15275 submitted to the Re-

gional Office a registration for coverage under Residual Waste General Permit No. WMGR123 for coverage under a residual waste general permit for the Tank Pad W16, located in West Franklin Township, **Armstrong County**. The application was deemed administratively complete on November 5, 2014.

Persons interested in reviewing the general permit or obtaining more information about the general permit application may contact the DEP Southwest Regional Office Regional Files at 412.442.4000. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

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

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

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

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

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

Permits issued to the owners or operators of sources subject to 25 Pa. Code Chapter 127, Subchapter D or E, or located within a Title V facility or subject to 25 Pa. Code § 129.51(a) or permits issued for sources with limitations on their potential to emit used to avoid otherwise applicable Federal requirements may be sub-

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

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

PLAN APPROVALS

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

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

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

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 to **Omnova Solutions Inc** (95 Hicory Drive Auburn, PA 17922) to construct a new coating station and drying oven at their facility in West Brunswick Township, **Schuylkill County**. The facility currently operates under Title V Operating Permit No. 54-00009. Plan approval 54-00009A will subsequently be incorporated into the Title V Operating Permit through an administrative amendment in accordance with 25 Pa. Code § 127.450.

Plan Approval No. 54-00009A is for installation of a new coating station and associated drying oven on an existing high performance coater. VOC emissions from this source will be controlled by the existing Regenerative Thermal Oxidizer (RTO). The current permit limit of 28 tons/year VOC is not being changed as a result of this new source. The facility shall utilize the RTO for VOC destruction along with a total enclosure for 100% VOC capture. The source shall also comply with 40 CFR Part 63 Subpart JJJJ, and 40 CFR Part 60 Subpart FFF, and 25 Pa. Code § 129.67(b)(3) for VOC destruction efficiency. These limits will meet BAT requirements for this source. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

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

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

the comments, identification of the proposed permit No.: 54-00009A and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

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

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

54-00009A: Omnova Solutions Inc (95 Hicory Drive Auburn, PA 17922) to construct a new coating station and drying oven at their facility in West Brunswick Township, **Schuylkill 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 to Omnova Solutions Inc (95 Hicory Drive Auburn, PA 17922) to construct a new coating station and drying oven at their facility in West Brunswick Township, Schuylkill County. The facility currently operates under Title V Operating Permit No. 54-00009. Plan approval 54-00009A will subsequently be incorporated into the Title V Operating Permit through an administrative amendment in accordance with 25 Pa. Code § 127.450.

Plan Approval No. 54-00009A is for installation of a new coating station and associated drying oven on an existing high performance coater. VOC emissions from this source will be controlled by the existing Regenerative Thermal Oxidizer (RTO). The current permit limit of 28 tons/year VOC is not being changed as a result of this new source. The facility shall utilize the RTO for VOC destruction along with a total enclosure for 100% VOC capture. The source shall also comply with 40 CFR Part 63 Subpart JJJJ, and 40 CFR Part 60 Subpart FFF, and 25 Pa. Code § 129.67(b)(3) for VOC destruction efficiency. These limits will meet BAT requirements for this source. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

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

Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the

information to the address shown in the preceding paragraph. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit No.: 54-00009A and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

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

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

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

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

23-00055: Cheyney University (1837 University Circle, Cheyney, PA 19319) for the operation of three (3) miscellaneous natural gas-fired boilers, two (2) 55-kW Detroit Diesel generators, five (5) miscellaneous natural gas-fired air-conditioning chiller and other exempted or miscellaneous sources in Thornbury Township, **Delaware County**. This action is a renewal of the State Only Operating Permit. The initial permit was issued on 8-12-2004 and was renewed on 7-30-2009. The permit is for a non-Title V, Synthetic Minor facility. The permit will include monitoring, recordkeeping, reporting, and work practice standards designed to keep the facility operating within all applicable air quality requirements.

15-00078: Janssen Biotech, Inc. (200 Great Valley PKWY, Malvern, PA 19355) submitted a renewal for a Non-Title V Facility, State-Only, Synthetic Minor Permit in East Whiteland Township, **Chester County**. Janssen Biotech Inc is a manufacturing facility. The sources of emissions include: boilers and generators. The facility voluntary took emission limits for NO_x (24.9 tpy), SO_x (17.0 tpy) and PM (3.97 tpy). Monitoring, record keeping and reporting requirements have been added to the permit to address applicable limitations.

15-00146: Wallquest, Inc. (465 Devon Park Drive, Wayne, PA 19087) for the operation of four (4) rotogravure printing presses, one (1) custom string press, four (4) rotary proof presses, and a flat screen printing area in Tredyffrin Township, **Chester County**. The permit is for a non-Title V, Synthetic Minor facility. The permit will include monitoring, recordkeeping, reporting, and work practice standards designed to keep the facility operating within all applicable air quality requirements.

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

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4762, Lisa Dorman, New Source Review Permitting Chief—Telephone: 717-705-4863 or William Weaver, Regional Air Quality Manager, Telephone: 717-705-4702

67-05106: Donsco, Inc. (PO Box 2001, Wrightsville, PA 17368) to issue a State Only Operating Permit for the gray and ductile iron foundry operations at the Wrightsville foundry in Wrightsville Borough, **York County**. Actual foundry emissions in 2013 included 18.2 tons of volatile organic compounds (VOC) and 39.3 tons of particulate matter. The Operating Permit includes emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

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

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

49-00065: Polar Tech Industries of Pennsylvania, Inc. (1017 West Valley Avenue, Elysburg, PA 17824-7259) to issue a state only operating permit for their facility located in Ralpho Township, **Northumberland County**. The facility is currently operating under Plan Approval 49-00065A. The facility's sources include a 9.8 million Btu per hour, natural gas-fired boiler, thirteen natural gas-fired space heaters, each rated less than 2.5 million Btu per hour, an expandable polystyrene foam processing operation and a mold cleaning operation.

The facility has potential emissions of 10.42 tons per year of nitrogen oxides, 6.17 tons per year of carbon monoxide, 0.07 ton per year of sulfur oxides, 0.82 ton per year of particulate matter, 15.80 tons per year of volatile organic compounds and 13,049 tons per year of carbon dioxide equivalent emissions (greenhouse gases). No emission or equipment changes are being proposed by this action.

The emission limits, throughput limitations and work practice standards along with testing, monitoring, record keeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 25 Pa. Code Chapters 121—145.

All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570.327.0550.

53-00014: Emporium Specialties Co., Inc. (PO Box 65, Austin, PA 16720) for their powder metal plant located in Austin Borough, **Potter County**. The facility is currently operating under State Only Operating Permit 53-00014. The facility's main sources include two (2) vapor degreasers and three (3) electric sintering furnaces.

The facility has taken synthetic minor restrictions to limit its volatile organic compounds, single hazardous air pollutant and total combined hazardous air pollutants emissions below the major emission thresholds. With synthetic minor restriction, the facility has potential emissions of less than 10 tons per year of volatile organic compounds, and less than 25 tons per year of total hazardous air pollutants (HAPs). No emission or equipment changes are being proposed by this action.

This facility is subject to the requirements of 40 CFR Part 63, Subpart T—National Emission Standards for Halogenated Solvent Cleaning, Sections 63.460 through

63.471. The permittee shall comply with all applicable requirements of 40 CFR Section 63.460 through 63.471.

The emission limits, throughput limitations and work practice standards along with testing, monitoring, record keeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 25 Pa. Code Chapters 121—145 as well as 40 CFR Part 63.

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

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

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

65-01027: Leedsworld, Inc. (400 Hunt Valley Road, New Kensington, PA 15068) for commercial printing at their Logo Printing Facility in Upper Burrell Township, **Westmoreland County**. This is an initial Synthetic Minor Operating Permit application submittal.

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

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

10-00304: JSP International / East Butler (150 Eastbrook Lane, Butler, PA 16002) for the re-issuance of a Natural Minor Operating Permit to operate a polystyrene foam product manufacturing facility in Summit Township, **Butler County**. The facility's primary emission sources are the four (4) boilers used to provide heat for the process. The potential emissions from this facility are as follows: (All values are in tons/year.) PM—1.97, PM₁₀—1.47, PM_{2.5}—0.49, SO_x—0.16, NO_x—25.86, CO—21.73.

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. 11070202, NPDES No. PA0262439 and General Permit GP-12 -11070202, Ebensburg Power Company, 2840 New Germany Road., P. O. Box 845, Ebensburg, PA 15931, revision of an existing bituminous coal refuse site, to obtain coverage for coal refuse reprocessing under air quality general permit GP-12 in Jackson Township and Nanty Glo Borough, **Cambria County**, affecting 57.8 acres. Receiving streams: unnamed tributary to Pergrin Run and Southern Branch of Blacklick Creek classified for the following use: cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: October 16, 2014.

Permit No. 05090101 and NPDES No. PA0262781. Sherpa Mining Contractors, Inc., transfer of an existing bituminous surface mine from Robindale Energy Services, Inc. located in Broad Top Township, **Bedford County**, affecting 164.0 acres. Receiving streams: Longs Run and Shady Run classified for the following use: warm water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: October 22, 2014.

Permit No. 05090101 and NPDES No. PA0262781. Sherpa Mining Contractors, Inc., permit renewal for the continued operation and restoration of a bituminous surface mine in Broad Top Township, **Bedford County**, affecting 164.0 acres. Receiving streams: Longs Run and Shady Run classified for the following use: warm water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: October 22, 2014.

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

63130103 and NPDES Permit No. PA0252433. Neiswonger Construction, Inc. (17592 Route 322, Strattanville, PA 16258). Application resubmitted from

withdrawal on September 23, 2014 for commencement, operation and restoration of bituminous surface mine, located in Deemston Borough, **Washington County**, affecting 302.4 acres. Receiving streams: unnamed tributaries to Fishpot Run and Fishpot Run, classified for the following use: WWF. The potable water supply with intake within 10 miles downstream from the point of discharge: PA American Water/Brownsville Borough area. Application received: October 22, 2014.

02140101 and NPDES Permit No. PA0278076. Amerikohl Mining, Inc. (1384 State Route 711, Stahlstown, PA 15687). Application for commencement, operation and restoration of bituminous surface mine, located in Elizabeth Township, **Allegheny County**, affecting 53.4 acres. Receiving streams: unnamed tributaries to Wylie Run, classified for the following use: WWF. The potable water supply intake with within 10 miles downstream from the point of discharge: PA American Water Co. /Back's Run. Application received: October 24, 2014.

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

Permit No. 49080102R. Luke Shingara Coal, (297 East Ridge Road, Sunbury, PA 17801), renewal of an existing anthracite surface mine operation in Zerbe Township, **Northumberland County** affecting 19.0 acres, receiving stream: Zerbe Run. Application received: October 6, 2014.

Permit No. 40850201R6. Hazleton Shaft Corp., (PO Box 435, Hazleton, PA 18201), renewal of an existing anthracite coal refuse reprocessing and prep plant operation in Hazle Township, **Luzerne County** affecting 180.7 acres, receiving streams: unnamed tributary to Catawissa Creek and Catawissa Creek, classified for the following uses: cold water and migratory fishes. Application received: October 17, 2014.

Noncoal Applications Received

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

Permit No. 40052802. Edgar R. Spencer, (350 Salem Boulevard, Berwick, PA 18603), Stage I & II bond release of a quarry operation in Salem Township, **Luzerne**

County affecting 5.0 acres on property owned by Edgar R. Spencer. Application received: October 14, 2014.

Permit No. 7174SM1C7 and NPDES Permit No. PA0009407. Hempt Bros., Inc., (PO Box 278, Camp Hill, PA 17001), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Swatara Township and Steelton Borough, **Dauphin County** affecting 213.3 acres, receiving stream: Susquehanna River, classified for the following use: warm water and migratory fishes. Application received: October 17, 2014

Permit No. 8173SM1C18. Hanson Aggregates PA, LLC, (7660 Imperial Way, Allentown, PA 18195), correction to an existing quarry operation to convert 16.6 acres from support to mining area in East Caln and West Whiteland Townships, **Montgomery County** affecting 303.62 acres, receiving stream: unnamed tributary to Valley Creek, classified for the following uses: cold water and migratory fishes. Application received: October 17, 2014.

MINING ACTIVITY NPDES DRAFT PERMITS

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

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

Effluent Limits for Coal Mining Activities

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

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

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

Alkalinity greater than acidity*

*The parameter is applicable at all times.

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

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

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

Effluent Limits for Noncoal Mining Activities

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

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

* The parameter is applicable at all times.

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

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

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

The procedures for determining the final effluent limits, using a mass-balance equation or model, are found in Technical Guidance Document 362-0600-001, NPDES Program Implementation-Memorandum of Understanding (MOU) Concerning Water Quality Management, NPDES Program Implementation, and Related Matters. Other specific factors to be considered include public comments and Total Maximum Daily Load(s). Additional discharge limitations may apply in the event that unexpected discharges occur.

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

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

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

Coal NPDES Draft Permits

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

NPDES No. PA0235822 (Mining Permit No. 03091301), Rosebud Mining Company, (301 Market Street, Kittanning, PA 16201). A revision to the NPDES and mining activity permit for the TJS No. 7 Deep Mine in Manor Township, **Armstrong County** to add NPDES Outfall 003. Surface Acres Affected 21.1. Receiving stream: Garretts Run, classified for the following use: WWF. The application was considered administratively complete on April 9, 2014. Application received December 5, 2013.

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

* The following limits apply to dry weather discharges from the stormwater facility. Outfall 001* discharges to: Garretts Run

The proposed effluent limits for *Outfall 001** (Lat: 40° 46' 30.1" Long: 79° 29' 13.3") are:

Parameter	Minimum	30-Day Average	Daily Maximum	Instant. Maximum
Flow (mgd)		-	-	REPORT
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		2.0	4.0	5.0
Aluminum (mg/l)		-	-	REPORT
Total Suspended Solids (mg/l)		35	70	90
Sulfates (mg/l)		-	-	REPORT
Total Dissolved Solids (mg/l)		-	-	REPORT

* The following limits apply to discharges from stormwater facilities resulting from precipitation events less than or equal to the 10-year/24-hour precipitation event.

Outfall 001* discharges to: Garretts Run

The proposed effluent limits for Outfall 001* (Lat: 40° 46' 30.1" Long: 79° 29' 13.3") are:

Parameter	Minimum	30-Day Average	Daily Maximum	Instant. Maximum
Flow (mgd)		-	-	REPORT
Iron (mg/l)		-	-	7.0
Settleable Solids (mg/l)		-	-	0.5

Outfall 002 discharges to: Garretts Run

The proposed effluent limits for Outfall 002 (Lat: 40° 46' 26.0" Long: 79° 29' 22.6") are:

Parameter	Minimum	30-Day Average	Daily Maximum	Instant. Maximum
Flow (mgd)		-	1.4	-
Iron (mg/l)		1.5	3.0	3.8
Manganese (mg/l)		1.0	2.0	2.5
Aluminum (mg/l)		0.75	0.75	0.75
Total Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (mos/kg)		51	102	128
Sulfates (mg/l)		-	-	REPORT
Total Dissolved Solids (mg/l)		-	-	REPORT
Chlorides (mg/l)		-	-	REPORT

* The following limits apply to dry weather discharges from the stormwater facility.

Outfall 003* discharges to: Garretts Run

The proposed effluent limits for Outfall 003* (Lat: 40° 46' 30.7" Long: 79° 29' 12.0") are:

Parameter	Minimum	30-Day Average	Daily Maximum	Instant. Maximum
Flow (mgd)		-	-	REPORT
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		2.0	4.0	5.0
Aluminum (mg/l)		-	-	REPORT
Total Suspended Solids (mg/l)		35	70	90
Sulfates (mg/l)		-	-	REPORT
Total Dissolved Solids (mg/l)		-	-	REPORT

* The following limits apply to discharges from stormwater facilities resulting from precipitation events less than or equal to the 10-year/24-hour precipitation event.

Outfall 003* discharges to: Garretts Run

The proposed effluent limits for Outfall 003* (Lat: 40° 46' 30.7" Long: 79° 29' 12.0") are:

Parameter	Minimum	30-Day Average	Daily Maximum	Instant. Maximum
Flow (mgd)		-	-	REPORT
Iron (mg/l)		-	-	7.0
Settleable Solids (ml/l)		-	-	0.5

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

NPDES No. PA0279331 (Permit No. 11130104), Rampside Collieries, Inc., 527 Slate Hill Road Berlin, PA 15530, new NPDES permit for discharges resulting from surface mining of coal in Richland Township, **Cambria County**, affecting 18.0 acres. Receiving stream: Solomon Run classified for the following use: warm water fishery. This receiving stream is included in the Kiski-Conemaugh TMDL. Application received: September 18, 2014.

The outfalls listed below discharge to Solomon Run:

Outfall Nos.	New Outfall (Y/N)
001 (TF-1)	Y
002 (SP-1)	Y

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

Outfalls: 001 & 002 (All Weather Conditions) Parameter	30-Day Average	Daily Maximum	Instant. Maximum
Iron (mg/l)	1.5	3.0	3.7
Manganese (mg/l)	1.0	2.0	2.5
Aluminum (mg/l)	0.75	0.75	0.75
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			

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

NPDES No. PA0278068 (Mining permit no. 63130102), Amerikohl Mining, Inc., 1384 State Route 711, Stahlstown, PA 15687, new NPDES permit for a bituminous surface mine in Nottingham Township, **Washington County**, affecting 65.9 acres. Receiving stream(s): unnamed tributaries to Mingo Creek and Sugar Creek, classified for the following use(s): HQ-TSF. Application received: June 16, 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 outfalls listed below will be using a non-discharge alternative (all treatment facilities) and a combination of non-discharge alternative and non-degrading discharges (all sediment ponds):

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
005	Y	Stormwater
006	Y	Stormwater
007	Y	Stormwater
008	Y	Stormwater
009	Y	Mine Drainage Treatment
010	Y	Mine Drainage Treatment

The proposed effluent limits for outfalls 005, 006, and 009 are as follows:

<i>Outfalls: 005, 006, 009</i>	<i>30-day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>avg.</i>	<i>max</i>	<i>Maximum</i>
Iron (mg/l)	N/A	N/A	7.0
Manganese (mg/l)	N/A	N/A	5.0
Aluminum (mg/l)	N/A	N/A	5.0
Total Suspended Solids (mg/l)	N/A	N/A	90
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

The proposed effluent limits for outfalls 007, 008, and 010 are as follows:

<i>Outfalls: 007, 008, 010</i>	<i>30-day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>avg.</i>	<i>max</i>	<i>Maximum</i>
Iron (mg/l)	N/A	N/A	4.25
Manganese (mg/l)	N/A	N/A	5.0
Aluminum (mg/l)	N/A	N/A	3.5
Total Suspended Solids (mg/l)	N/A	N/A	90
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 Sugar Run.

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

<i>Outfalls: 001, 002</i>	<i>30-day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>avg.</i>	<i>max</i>	<i>Maximum</i>
Iron (mg/l)	N/A	N/A	7.0
Manganese (mg/l)	N/A	N/A	5.0
Aluminum (mg/l)	N/A	N/A	5.0
Total Suspended Solids (mg/l)	N/A	N/A	90
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

The stormwater outfalls listed below discharge to unnamed tributary to Mingo Creek.

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

<i>Outfalls: 003, 004</i>	<i>30-day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>avg.</i>	<i>max</i>	<i>Maximum</i>
Iron (mg/l)	N/A	N/A	7.0
Manganese (mg/l)	N/A	N/A	5.0
Aluminum (mg/l)	N/A	N/A	5.0
Total Suspended Solids (mg/l)	N/A	N/A	90
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.

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

WATER OBSTRUCTIONS AND ENCROACHMENTS

Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, Telephone 570-826-2511.

E58-307. Buckeye Partners, L.P., Five TEK Park, 9999 Hamilton Boulevard, Breinigsville, PA 18031, in Silver Lake Township, **Susquehanna County**, U.S. Army Corps of Engineers, Baltimore District.

To stabilize and maintain a reach of Silver Creek (EV) for the purpose of protecting an existing exposed 14-inch and 16-inch diameter petroleum pipeline. Approximately 200 linear feet of stream restoration would occur with work consisting of slope stabilization and the placement of native stone on the bed of the watercourse at a maximum depth of 1.5-feet for the purpose of channel stability. Approximately 30 linear feet of cable concrete mats will also be placed under the native stone bed in order to protect the petroleum pipelines. The project is located at the intersection of State Route 167 and Silver Creek Road (Laurel Lake, PA Quadrangle, Latitude: 41°54'34"; Longitude: -75°55'5.4").

E52-243. Tennessee Gas Pipeline Company, LLC, 101 Louisiana Street, Suite 1460A, Houston, TX 77002, in

Lackawaxen Township, **Pike County**, U.S. Army Corps of Engineers, Philadelphia District.

To construct and maintain an electrical monitoring wire known as "cathodic protection" through approximately 761 feet of wetlands for an existing petroleum pipeline. The cathodic protection consists of an electrical wire contained in a 2-inch PVC conduit. An electrical power source for the "cathodic protection" which is called a "rectifier" will be attached to an existing utility pole that is located within the floodway of West Falls Creek (HQ-CWF, MF). The project is located approximately 0.15 mile south of the intersection of West Shore Drive and Welcome Lake Road (Narrowsburg, PA Quadrangle, Latitude: 41°30'37.22"; Longitude: -75°6'10.98").

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

E05-378. Broad Top Township, PO Box 57, Defiance PA 16633 in Broad Top Township, **Bedford County**, U.S. Army Corps of Engineers, Baltimore District

The applicant proposed to construct, operate, and maintain an Abandoned Mine Discharge (AMD) treatment system impacting 0.06 ac of Palustrine Emergent (PEM) and 0.04 acre of floodway/floodplain of Sandy Run (WWF, MF), and to install a 12-foot wide by 34-foot long temporary steel and wood bridge crossing over and across Sandy Run (WWF, MF) to provide construction access all for the purpose of constructing a passive AMD treatment system to improve water quality of Sandy Run. The applicant is proposing to contribute to the Pennsylvania Wetland Replacement Fund to mitigate for wetland impacts. Latitude: 40° 7' 28", Longitude -78° 13' 31".

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

F41-004. County of Lycoming, 348 W. Third Street, Williamsport, PA17701. Floodplain encroachment demolition (3) in Old Lycoming Township, **Lycoming County**, US ACOE Baltimore District. Lycoming County is seeking authorization to demolish the existing floodplain encroachments (flood damaged structures) and to re-grade the floodplain at the following locations.

859 Powys Road, Cogan Station, PA 17728-Cogan Station Quadrangle, Lat.: 41° 20' 47.2" N, Long.: -77° 05' 25.7" W

398 McIntyre Way, Cogan Station, PA 17728-Cogan Station Quadrangle, Lat.: 41° 21' 02.2" N, Long.: -77° 05' 01.1" W

1349 Cottage Ave., Cogan Station, PA 17728-Cogan Station Quadrangle, Lat.: 41° 17' 42.5" N, Long.: -77° 03' 13.9" W

F41-005. County of Lycoming, 348 W. Third Street, Williamsport, PA17701. Floodplain encroachment demolition (9) in Old Lycoming Township, **Lycoming County**, US ACOE Baltimore District. Lycoming County is seeking authorization to demolish the existing floodplain encroachments (flood damaged structures) and to re-grade the floodplain at the following locations.

1180 E. Cottage Ave., Cogan Station, PA 17728-Cogan Station Quadrangle, Lat.: 41° 17' 22.6" N, Long.: 77° 03' 11.1" W

1142 E. Cottage Ave., Cogan Station, PA 17728-Cogan Station Quadrangle, Lat.: 41° 17' 20.4" N, Long.: -77° 03' 13.5" W

1150 E. Cottage Ave., Cogan Station, PA 17728-Cogan Station Quadrangle, Lat.: 41° 17' 21" N, Long.: -77° 03' 12.6" W

300 E. Cottage Ave., Cogan Station, PA 17728-Cogan Station Quadrangle, Lat.: 41° 16' 00.5" N, Long.: -77° 02' 41.6" W

1925 W. Cottage Ave., Cogan Station, PA 17728-Cogan Station Quadrangle, Lat.: 41° 17' 14.4" N, Long.: -77° 03' 24.3" W

1804 Sweeley Ave., Cogan Station, PA 17728-Cogan Station Quadrangle, Lat.: 41° 15' 44.1" N, Long.: -77° 02' 28.9" W

1834 Fry Ave., Cogan Station, PA 17728-Cogan Station Quadrangle, Lat.: 41° 15' 49.8" N, Long.: -77° 02' 34.3" W

1860 Merrill Ave., Cogan Station, PA 17728-Cogan Station Quadrangle, Lat.: 41° 15' 53.3" N, Long.: -77° 02' 36.3" W

825 Halls Lane, Cogan Station, PA 17728-Cogan Station Quadrangle, Lat.: 41° 15' 41.6" N, Long.: -77° 02' 33.2" W

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

E25-771, Girard Township, 10140 West Ridge Road, Girard PA 16417. Culbertson Road Culvert Replacement,

in Girard Township, **Erie County,** ACOE Pittsburgh District (Fairview, PA Quadrangle N: 42°, 01', 54.8"; W: 80°, 19', 57").

Applicant proposes to replace an existing 7 foot diameter culvert on a UNT Lake Erie with a new 10 foot diameter culvert. Due to the excessive difference in elevation between the upstream and downstream ends of the culvert, reconstruction of the stream channel is proposed to restore stream connectivity through the structure. Project will result in impacts to 300 LF of stream.

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

E24-08-006, NFG Midstream Clermont, LLC, 6363 Main Street, Williamsville, NY 14221-5855. Clermont Phase 2 North West (McKean), in Jones Township, **Elk County,** Army Corps of Engineers Pittsburgh District (Glen Hazel, Wildwood Fire Tower, PA Quadrangle N: 41° 36' 02"; W: -78° 32' 34").

The applicant proposes to construct and maintain approximately 7.8 miles of two (2) 16 inch and 8 inch, natural gas pipeline located in Jones Township, Elk County and Sergeant Township, McKean County. The proposed pipeline will connect Seneca Resources Corporation's D08-Z Well Pad to E08-I and E08-J Well Pads. The water obstructions and encroachments in the McKean County portion of the project are described below:

To construct and maintain:

<i>Impact No.</i>	<i>Description of Impact</i>	<i>Latitude / Longitude</i>
1	Two (2) 16" diameter natural gas pipelines with associated right-of-way and a temporary road crossing to cross a UNT to Straight Creek (EV) having 78 linear feet of temporary stream impact.	41° 36' 11" -78° 28' 0"
2	Two (2) 16" diameter natural gas pipelines with associated right-of-way and a temporary road crossing to cross Straight Creek (EV) having 69 linear feet of temporary stream impact.	41° 36' 12" -78° 28' 0"
3	Two (2) 16" diameter natural gas pipelines with associated right-of-way and a temporary road crossing to cross a UNT to Straight Creek (EV) having 65 linear feet of temporary stream impact.	41° 36' 12" -78° 28' 0"
4	Two (2) 16" diameter natural gas pipelines with associated right-of-way and a temporary road crossing to cross North Fork Straight Creek (EV) having 73 linear feet of temporary stream impact.	41° 36' 53" -78° 28' 50"
5	Two (2) 16" diameter natural gas pipelines with associated right-of-way and a temporary road crossing to cross a palustrine emergent (PEM) wetland having 3,428 square feet of temporary wetland impact.	41° 36' 27" -78° 28' 27"
6	Two (2) 16" diameter natural gas pipelines with associated right-of-way and a temporary road crossing to cross a palustrine emergent (PEM) EV wetland having 9,154 square feet of temporary wetland impact.	41° 36' 30" -78° 28' 36"
7	Two (2) 16" diameter natural gas pipelines with associated right-of-way and a temporary road crossing to cross a palustrine emergent (PEM) EV wetland having 1,916 square feet of temporary wetland impact.	41° 36' 32" -78° 28' 43"
8	Two (2) 16" diameter natural gas pipelines with associated right-of-way and a temporary road crossing to cross a palustrine emergent (PEM) EV wetland having 8,822 square feet of temporary wetland impact.	41° 36' 35" -78° 28' 45"

<i>Impact No.</i>	<i>Description of Impact</i>	<i>Latitude / Longitude</i>
9	Two (2) 16" diameter natural gas pipelines with associated right-of-way and a temporary road crossing to cross a palustrine emergent (PEM) wetland having 5,381 square feet of temporary wetland impact.	41° 36' 51" -78° 28' 49"
10	Two (2) 16" diameter natural gas pipelines with associated right-of-way and a temporary road crossing to cross a palustrine emergent (PEM) EV wetland having 3,155 square feet of temporary wetland impact.	41° 36' 53" -78° 28' 50"
11	Two (2) 16" diameter natural gas pipelines with associated right-of-way and a temporary road crossing to cross a palustrine emergent (PEM) wetland having 548 square feet of temporary wetland impact.	41° 37' 01" -78° 28' 52"
12	Two (2) 16" diameter natural gas pipelines with associated right-of-way and a temporary road crossing to cross a palustrine emergent (PEM) wetland having 2,628 square feet of temporary wetland impact.	41° 37' 03" -78° 28' 53"
13	Two (2) 16" diameter natural gas pipelines with associated right-of-way and a temporary road crossing to cross a palustrine emergent (PEM) wetland having 7,819 square feet of temporary wetland impact.	41° 37' 05" -78° 28' 53"

In McKean County, the project will result in a total of 285 linear feet of temporary stream impacts and .98 acre of temporary wetland impacts from utility line and road crossings.

E24-08-006, NFG Midstream Clermont, LLC, 6363 Main Street, Williamsville, NY 14221-5855. Clermont Phase 2 North West (Elk), in Jones Township, **Elk County**, Army Corps of Engineers Pittsburgh District (Glen Hazel, Wildwood Fire Tower, PA Quadrangle N: 41° 36' 02"; W: -78° 32' 34").

The applicant proposes to construct and maintain approximately 7.8 miles of two (2) 16 inch and 8 inch, natural gas pipeline located in Jones Township, Elk County and Sergeant Township, McKean County. The proposed pipeline will connect Seneca Resources Corporation's D08-Z Well Pad to E08-I and E08-J Well Pads. The water obstructions and encroachments in the Elk County portion of the project are described below:

To construct and maintain:

<i>Impact No.</i>	<i>Description of Impact</i>	<i>Latitude / Longitude</i>
1	Two (2) 16" diameter natural gas pipelines with associated right-of-way and a temporary road crossing to cross Wellendorf Branch (EV) having 139 linear feet of temporary stream impact.	41° 37' 20" -78° 29' 21"
2	Two (2) 16" diameter natural gas pipelines with associated right-of-way and a temporary road crossing to cross a palustrine emergent (PEM) wetland having 15,048 square feet of temporary wetland impact.	41° 37' 16" -78° 29' 03"
3	Two (2) 16" diameter natural gas pipelines with associated right-of-way and a temporary road crossing to cross a palustrine emergent (PEM) EV wetland having 7,119 square feet of temporary wetland impact.	41° 37' 20" -78° 29' 20"
4	Two (2) 16" diameter natural gas pipelines with associated right-of-way and a temporary road crossing to cross a palustrine emergent (PEM) wetland having 7,212 square feet of temporary wetland impact.	41° 37' 07" -78° 30' 18"

In Elk County, the project will result in a total of 139 linear feet of temporary stream impacts and .68 acre of temporary wetland impacts from utility line and road crossings.

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

E0829-103: Appalachia Midstream, LLC, 400 IST Center Suite 404, Horseheads, NY 14845, Wilmot Township, **Bradford County**, ACOE Baltimore District.

To construct, operate and maintain:

1. a 16 inch diameter natural gas line and a temporary timber mat bridge impacting 6,716 square feet of a

Palustrine Scrub-Shrub and Palustrine Emergent Wetland and impacting 7,026 square feet of a Palustrine Forested Wetland (Overton, PA Quadrangle, Latitude: 41°34'42", Longitude: -76°35'16");

2. a 16 inch diameter natural gas line and a temporary timber mat bridge impacting 159 linear feet of an unnamed tributary to Mill Creek (EV, MF) (Overton, PA Quadrangle, Latitude: 41°34'53", Longitude: -76°35'42");

3. a 16 inch diameter natural gas line and a temporary timber mat bridge impacting 105 linear feet of an unnamed tributary to Lick Creek (EV, MF) (Overton, PA Quadrangle, Latitude: 41°36'05", Longitude: -76°34'49");

4. a 16 inch diameter natural gas line and a temporary timber mat bridge impacting 103 linear feet of an unnamed tributary to Lick Creek (EV, MF) (Overton, PA Quadrangle, Latitude: 41°36'07", Longitude: -76°34'48");

5. a 16 inch diameter natural gas line and a temporary timber mat bridge impacting 101 linear feet of an unnamed tributary to Lick Creek (EV, MF) (Overton, PA Quadrangle, Latitude: 41°36'08", Longitude: -76°34'47");

6. a 16 inch diameter natural gas line and a temporary timber mat bridge impacting 150 linear feet to Lick Creek (EV, MF) (Overton, PA Quadrangle, Latitude: 41°36'08", Longitude: -76°34'38");

7. a 16 inch diameter natural gas line and a temporary timber mat bridge impacting 283 square feet of a Palustrine Emergent Wetland (Overton, PA Quadrangle, Latitude: 41°34'42", Longitude: -76°35'16");

The project will result in 618 linear feet or 5,529 square feet of temporary stream impacts and 6,999 square feet (0.16 acre) of temporary PEM and PPS and 7,026 square feet (0.16 acre) of permanent PFO wetland impacts all for the purpose of installing a natural gas pipeline with associated access roadways for Marcellus shale development in Overton Township, Bradford County.

E5829-090: Jackson Township, Bluestone Pipeline Company of Pennsylvania, LLC; 1429 Oliver Road, New Milford, Pennsylvania 18834; Jackson and Thompson Townships, **Susquehanna County;** ACOE Baltimore District.

To construct, operate, and maintain:

1) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 63 lineal feet of unnamed tributary to South Branch Canawacta Creek (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 53' 57", W -75° 33' 53");

2) a temporary timber bridge crossing impacting 35 lineal feet of unnamed tributary to South Branch Canawacta Creek (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 53' 56", W -75° 33' 51");

3) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 55 lineal feet of unnamed tributary to South Branch Canawacta Creek (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 53' 56", W -75° 33' 51");

4) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 50 lineal feet of unnamed tributary to South Branch Canawacta Creek (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 53' 52", W -75° 33' 42");

5) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 59 lineal feet of South Branch Canawacta Creek (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 53' 47", W -75° 33' 36");

6) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 54 lineal feet of a tributary to South Branch Canawacta Creek (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 53' 41", W -75° 33' 32");

7) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 50 lineal feet of a tributary to South Branch Canawacta Creek (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 53' 28", W -75° 33' 39");

8) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 69 lineal feet of South Branch Canawacta Creek (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 53' 17", W -75° 34' 01");

9) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 62 lineal feet of a tributary to South Branch Canawacta Creek (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 53' 10", W -75° 34' 15");

10) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 46 lineal feet of a tributary to South Branch Canawacta Creek (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 53' 09", W -75° 34' 15");

11) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 51 lineal feet of South Branch Canawacta Creek (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 53' 07", W -75° 34' 15");

12) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 175 lineal feet of Tunkhannock Creek (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 52' 35", W -75° 35' 20");

13) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 56 lineal feet of an unnamed tributary to Drinker Creek (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 52' 41", W -75° 35' 48");

14) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 55 lineal feet of an unnamed tributary to Drinker Creek (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 52' 28", W -75° 36' 18");

15) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 46 lineal feet of an unnamed tributary to Drinker Creek (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 52' 29", W -75° 36' 27");

16) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 61 lineal feet of an unnamed tributary to Salt Lick Creek (HQ-CWF, MF) (Susquehanna, PA Quadrangle, N 41° 53' 07", W -75° 38' 39");

17) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 1,984 square feet (0.05 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 53' 57", W -75° 33' 53");

18) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 1,133 square feet (0.03 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 53' 52", W -75° 33' 42");

19) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 26,982 square feet (0.62 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 53' 47", W -75° 33' 35");

20) a temporary timber mat crossing impacting 672 square feet (0.02 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 53' 28", W -75° 33' 39");

21) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 4,850 square feet (0.11 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 53' 17", W -75° 34' 00");

22) a temporary timber mat crossing impacting 310 square feet (0.01 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 53' 18", W -75° 34' 06");

23) a temporary timber mat crossing impacting 551 square feet (0.01 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 53' 15", W -75° 34' 13");

24) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 16,049 square feet (0.37 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 33", W -75° 34' 16");

25) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 7,149 square feet (0.16 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 34", W -75° 35' 04");

26) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 8,084 square feet (0.19 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 32", W -75° 35' 08");

27) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 4,100 square feet (0.09 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 33", W -75° 35' 15");

28) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 2,158 square feet (0.05 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 34", W -75° 35' 19");

29) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 12,296 square feet (0.28 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 35", W -75° 35' 23");

30) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 1,440 square feet (0.03 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 35", W -75° 35' 23");

31) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 8,197 square feet (0.19 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 35", W -75° 35' 24");

32) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 5,544 square feet (0.13 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 43", W -75° 35' 38");

33) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 1,747 square feet (0.04 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 41", W -75° 35' 47");

34) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 1,080 square feet (0.03 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 28", W -75° 36' 18");

35) a temporary timber mat crossing impacting 699 square feet (0.02 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 27", W -75° 36' 20");

36) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 1,206 square feet (0.03 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 29", W -75° 36' 27");

37) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 15,635 square feet (0.36 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 40", W -75° 36' 58");

38) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 2,115 square feet

(0.05 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 42", W -75° 37' 06");

39) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 1,030 square feet (0.02 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 50", W -75° 37' 28");

40) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 987 square feet (0.02 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 49", W -75° 37' 34");

41) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 2,486 square feet (0.06 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 55", W -75° 37' 43");

42) a temporary timber mat crossing impacting 215 square feet (0.01 acre) of a PEM wetland (Susquehanna, PA Quadrangle, N 41° 52' 59", W -75° 37' 50").

The "Bluestone Loop Pipeline: Phase 2" construction consists of approximately 33,264 feet (6.3 miles) of 24" steel natural gas gathering line located in Jackson and Thompson Township, Susquehanna County. The majority of the project is located within the previously approved right of way for the Bluestone North 16" natural gas pipeline. The project will result in 812 lineal feet of temporary stream impacts and 127,259 square feet (2.92 acres) of temporary PEM wetland impacts all for the purpose of development and conveyance of Marcellus Shale natural gas.

E5829-091: Forest Lake and Middletown Townships, Williams Field Services Company, LLC; Park Place Corporate Center 2, 2000 Commerce Drive, Pittsburgh, PA 15275; Forest Lake and Middletown Townships, **Susquehanna County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) an 8-inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 2,633 square feet (0.06 acre) of a PSS wetland and 5,442 square feet (0.12 acre) of a PFO wetland (Lawton, PA Quadrangle; Latitude: 41° 50' 33", Longitude: -76° 03' 07"),

2) an 8-inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 423 square feet (0.01 acre) of a PEM wetland (Lawton, PA Quadrangle; Latitude: 41° 50' 33", Longitude: -76° 03' 06"),

3) a temporary timber bridge crossing impacting 32 lineal feet of an unnamed tributary to Middle Branch Wyalusing Creek (CWF-MF) (Lawton, PA Quadrangle; Latitude: 41° 50' 33", Longitude: -76° 02' 42"),

4) a temporary timber mat crossing impacting 145 square feet (0.01 acre) of a PEM wetland (Lawton, PA Quadrangle; Latitude: 41° 50' 33", Longitude: -76° 02' 42"),

5) a temporary timber bridge crossing impacting 5 lineal feet of an unnamed tributary to Middle Branch Wyalusing Creek (CWF-MF) (Lawton, PA Quadrangle; Latitude: 41° 50' 28", Longitude: -76° 02' 40"),

6) an 8-inch diameter steel natural gas pipeline and temporary timber bridge crossing impacting 58 lineal feet of an unnamed tributary to Middle Branch Wyalusing Creek (CWF-MF) (Lawton, PA Quadrangle; Latitude: 41° 50' 28", Longitude: -76° 02' 40"),

7) an 8-inch diameter steel natural gas pipeline and temporary timber bridge crossing impacting 70 lineal feet of an unnamed tributary to Middle Branch Wyalusing Creek (CWF-MF) (Lawton, PA Quadrangle; Latitude: 41° 50' 37", Longitude: -76° 02' 11"),

8) an 8-inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 567 square feet (0.01 acre) of a PEM wetland (Lawton, PA Quadrangle; Latitude: 41° 50' 37", Longitude: -76° 02' 11").

The project consists of constructing approximately 1.54 miles of 8" steel natural gas gathering line within a 75' permanent right of way, located in Forest Lake and Middletown Townships, Susquehanna County, connecting the Powers Well Pad and the Lane Road FRP site. The project will result in 165 lineal feet of temporary stream impacts, 1,135 square feet (0.03 acre) of temporary wetland impacts, and 8,075 square feet (0.19 acre) of perma-

nent wetland conversion all for the purpose of conveying Marcellus Shale natural gas to market.

Wilkes-Barre: Environmental Program Manager, 2 Public Square, 5th Floor, Wilkes-Barre, PA 18701

EA6411-001. Pennsylvania Department of Environmental Protection, Bureau of Abandoned Mine Reclamation, Wilkes-Barre Office, 2 Public Square, 5th Floor, Wilkes-Barre, PA 18701. Abandoned Mine Land Reclamation Project, in Forest City Township, **Wayne County**, Baltimore ACOE District.

The applicant proposes to backfill an abandoned surface mine, which includes a total of 14 acres dangerous pile and embankment. The project will also fill in 10 acres of wetland and 4,000 ft. of erosion created channel along the Lackawanna River. (Forest City Quadrangle 41° 39' 2.87", -75° 27' 44.35")

ACTIONS

THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

FINAL ACTIONS TAKEN FOR NPDES PERMITS AND WQM PERMITS

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

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

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

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

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

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

I. NPDES Renewal Permit Actions

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0063959 (Sewage)	Feldman Single Residence Sewage Treatment Plant (SRSTP) 187 Spur Road Pocono Lake, PA 18347	Monroe County Tobyhanna Township	Deep Run (2-A)	Y
PAS202208 (Stormwater)	Kraft Foods-Lehigh Valley Plant 7352 Industrial Boulevard Allentown, PA 18106-9344	Lehigh County Upper Macungie Township	Iron Run (2-C)	Y

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?
PA0083771 (IW)	Turkey Hill Dairy, Inc. 2601 River Road Conestoga, PA 17516-9630	Lancaster County Manor Township	Manns Run / 7-J	Y
PA0261289 (SRSTP Sew)	Garren Wilkins 10538 Hyndman Road Manns Choice, PA 15537	Bedford County Harrison Township	Buffalo Run / 11-C	Y
PA0261157 (SRSTP Sew)	Velma E. Kerstetter 6710 Route 235 McAlisterville, PA 17049	Juniata County Delaware Township	Delaware Creek / 12-B	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 No.)	EPA Waived Y/N?
PA0240061 (Sewage)	Country Acres Personal Care Home 2017 Meadville Road Titusville, PA 16354	Venango County Cherrytree Township	Unnamed Tributary to Prather Creek (16-D)	Y
PA0104019 (Sewage)	Advanced Disposal Services Solid Waste of PA, Inc. 6330 Route 219 Brockway, PA 15824	Jefferson County Washington Township	Unnamed Tributary to the Wolf Run (17-C)	Y
PA0100838 (Sewage)	Barkeyville Borough WTP Barkeyville Municipal Authority 1610 Barkeyville Road, Grove City, PA 16127-7904	Venango County Barkeyville Borough	Unnamed Tributary to the North Branch Slippery Rock Creek (20-C)	Y

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

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

PA0028223, Sewage, SIC Code 4952, **Corry City Municipal Authority Erie County**, 36 West Main Street, Corry, PA 16407. Facility Name: Corry WWTP.

This existing facility is located in Corry City, **Erie County**.

Description of Existing Activity: Renewal of an NPDES permit for an existing discharge of treated Municipal sanitary wastewater.

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. 3614406, Sewerage, **East Earl Sewer Authority Lancaster County**, PO Box 339, Blue Ball, PA 17506.

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

Description of Proposed Action/Activity: Permit approval for the construction/operation of sewage facilities consisting of gravity sewer and pump station to serve a 13 lot industrial park.

WQM Permit No. 0614201, CAFO, **Mark Hix**, Skyline Acres, Inc., 477 Skyline Drive, Bernville, PA 19506.

This proposed facility is located in Upper Bern Township, **Berks County**.

Description of Proposed Action/Activity: The construction of a 94-foot diameter, 12-foot deep circular concrete in-ground storage structure with 10-inch thick concrete, steel reinforced walls and a 5-inch thick concrete steel reinforced floor at

4,000 psi. The floor will be built with a 12" deep sump for pumping out the tank. A push off ramp will be included for the manure coming from the dry cow barn's cattle walkway by way of a 12' x 60' concrete scrape alley. All manure will be scraped from the dry cow barn. Due to existing grades and the close proximity of the proposed manure storage tank to the existing dry cow barn, a kicker wall will be provided for 175° of the tank circumference. The kicker will be 4' high for 90° of the tank circumference, and the remaining 85° of the kicker will be 2' high. The manure storage will have an exterior chimney to allow for the tank to be filled from the bottom so the crust floating on top of the manure level in the tank is not broken which will reduce odors from the tank. The manure will gravity flow from the manure collection gutter to the exterior chimney of the manure storage tank, via a 24" SDR 35 manure transfer pipe. The capacity was designed to hold 519,131 gallons at a 24-inch freeboard, a 25-year, 24-hour storm of 29,394 gallons (at 5.78 inches of rainfall), a 12-month rainfall of 206,201 gallons (43.36 inches/year of rainfall plus runoff). The annual production is 550,000 gallons of manure. With an effective capacity of 283,517 gallons the storage has a 6 month capacity.

WQM Permit No. 3691410 Amendment 12-1, Industrial Waste, **Turkey Hill Dairy, Inc.**, 2601 River Road, Conestoga, PA 17516-9630.

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

Description of Proposed Action/Activity: Permit amendment allowing a hydraulic re-rate of the existing wastewater treatment plant; no new construction or treatment units are proposed. Prior approval has already been granted for a system comprised of screening, equalization, anaerobic treatment, degasification tower, Dissolved Air Flotation (DAF) and clarification, surge tank and pump station, Sequence Batch Reactors (SBR's), chemical addition and precipitation including Phosphorus precipitation, cloth media disk filters, ultraviolet (UV) disinfection, with an effluent pump station discharging to a receiving stream.

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

WQM Permit No. 1114405, Sewage, **City of Johnstown**, 401 Main Street, Johnstown, PA 15901.

This proposed facility is located in the City of Johnstown, **Cambria County**.

Description of Proposed Action/Activity: Proposed construction of new sanitary sewers to replace existing defective sewers in the Moxham-Phase I Area of the City of Johnstown.

The Pennsylvania Infrastructure Investment Authority (PENNVEST) which administers Pennsylvania's State Revolving Fund has been identified as a possible funding source. The Department's review of the Water Quality Management (Part II) Permit has not identified any significant environmental impacts resulting from this proposal.

WQM Permit No. 1114404, SIC Code 4952, **Portage Area Sewer Authority**, 606 Cambria Street, Portage, PA 15946-1516.

This proposed facility is located in Portage Township and Portage Borough, **Cambria County**.

Description of Proposed Action/Activity: Installation of a new sanitary sewer collection system to serve Village of Martindale Portage Township and the replacement of Ward 3 sanitary sewers in Portage Borough.

The Pennsylvania Infrastructure Investment Authority (PENNVEST) which administers Pennsylvania's State Revolving Fund has been identified as a possible funding source. The Department's review of the Water Quality Management (Part II) Permit has not identified any significant environmental impacts resulting from this proposal.

WQM Permit No. 0210203 A-1, Industrial Waste, **US Steel Corp**, 400 State Street, Clairton, PA 15025-1855.

This existing facility is located in Clairton City, **Allegheny County**.

Description of Proposed Action/Activity: This WQM permit is for replacement of the equalization tank, filter bag system and carbon adsorption system at the Peters Creek Lagoon Wastewater Treatment Plant.

WQM Permit No. 3014200, **Holbrook Compressor Station**, Industrial Waste, **Texas Eastern Trans, LP**, 5400 Westheimer Ct, Houston, TX 77056-5310.

This proposed facility is located in Richhill Township, **Greene County**.

Description of Proposed Action/Activity: Groundwater remediation.

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

WQM Permit No. WQG02201401, Sewage, **Conneaut Lake Joint Municipal Authority**, P. O. Box 277, 9888 Route 285 West, Conneaut Lake, PA 16316.

This proposed facility is located in Conneaut Lake Borough, **Crawford County**.

Description of Proposed Action/Activity: Installation and redirection of a new 4-inch diameter sanitary sewer force main from the pressure sewer on Route 285 to pump station S-5 on Aldina Drive.

WQM Permit No. WQG02331401, Sewage, **Brookville Municipal Authority**, 30 Darrah Street, Brookville, PA 15825.

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

Description of Proposed Action/Activity: Sanitary sewer line extension (force main and pump station) south of I-80 to a point north of I-80 along SR28.

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024014002	Presidential Land Company, LTD 435 W. Centre Street Mahanoy City, PA 17984	Luzerne County	Fairview Township	Big Wapwallopen Creek (HQ-CWF, MF)
PAI024814009	Ungerer & Company 4 Bridgewater Lane Lincoln Park, NJ 07035-1439	Northampton	Hanover Township	Unnamed Tributary to Monocacy Creek (HQ-CWF, MF)
PAI026409004R	Middle Creek Quarry, Inc. 2893A Owego Turnpike Hawley, PA 18428	Wayne County	Palmyra Township	Middle Creek (HQ-CWF, MF)
PAI026414003	Zaremba Program Development, LLC 14600 Detroit Avenue Lakewood, OH 44107	Wayne County	Waymart Borough	Van Auken Creek (HQ-CWF, TSF)

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

<i>Permit #</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI033614004 Issued	John Smucker 209 Laurel Road East Earl, PA 17519	Lancaster	Brecknock Township	UNT Black Creek (HQ-WWF, MF)

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

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

List of NPDES and/or Other General Permit Types

PAG-1	General Permit for Discharges From Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges From Small Flow Treatment Facilities
PAG-5	General Permit for Discharges From Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges From Combined Sewer Systems (CSO)
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Non-Exceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest, or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharge Resulting from Hydrostatic Testing of Tanks and Pipelines
PAG-11	(To Be Announced)
PAG-12	Concentrated Animal Feeding Operations (CAFOs)
PAG-13	Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)
PAG-14	(To Be Announced)
PAG-15	General Permit for Discharges From the Application of Pesticides

NOTICES

7401

General Permit Type—PAG-02

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Plumstead Township Bucks County	PAG0200 0914059	Fieldstone Farm of Sladek Road A PA Trust 865 Easton Road, Suite 250 Warrington, PA 18976	Hickory Creek TSF—MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Falls Township Bucks County	PAG0200 0914058	AutoZone Development Corporation 123 South Front Street, 3rd Floor Memphis, TN 38103	Delaware River WWF—MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

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

*Facility Location:
Municipality & County*

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Millcreek Township Lebanon County	PAG02003814031 Issued	Cleason Nolt 5 Richland Road Richland, PA 17087	UNT to Tulpehocken Creek/TSF	Lebanon County Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 717.272.3908, ext 4
Bethel Township Lebanon County	PAG02003814029 Issued	Randy Martin 516 Greble Road Jonestown, PA 17038	UNT to Little Swatara Creek/TSF	Lebanon County Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 717.272.3908, ext 4
South Lebanon Township Lebanon County	PAG02003814023 Issued	William Smeltzer 120 Troutman Drive Myerstown, PA 17067	Quittapahilla Creek and Snitz Creek to Quittapahilla Creek/TFS	Lebanon County Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 717.272.3908, ext 4
Bethel Township Berks County	PAG02000614050 Issued	Adam Martin 390 Midway Road Bethel, PA 19507	UNT to Little Swatara Creek/WWF	Berks County Conservation District 1238 County Welfare Road, Suite 200 Leesport, PA 19533-0520 610.372.4657
Ruscombmanor Township Berks County	PAG02000614047 Issued	Lin Development 105 Lakeview Drive Harleysville, PA 19348	Maiden Creek/WWF	Berks County Conservation District 1238 County Welfare Road, Suite 200 Leesport, PA 19533-0520 610.372.4657
Tulpehocken Township Berks County	PAG02000614049 Issued	Curvin Reiff 133 Cherry Hill Road Womelsdorf, PA 19561	UNT to Little Swatara Creek/CWF	Berks County Conservation District 1238 County Welfare Road, Suite 200 Leesport, PA 19533-0520 610.372.4657

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
City of Reading Berks County	PAG02000614057 Issued	City of Reading WWTP 815 Washington Street Reading, PA 19601	UNT to Schuylkill River/WWF	Berks County Conservation District 1238 County Welfare Road, Suite 200 Leesport, PA 19533-0520 610.372.4657
Lower Paxton Township	PAG02002212029R Issued	Lower Paxton Township Authority 425 Prince Street Harrisburg, PA 17109	Paxton Creek/WWF, MF and Beaver Creek/WWF, MF	Dauphin County Conservation District 1451 Peter's Mountain Road Dauphin, PA 17018-9504 717.921.8100
Swatara Township	PAG02002205046R Issued	Living Water Church 206 Oakleigh Avenue Harrisburg, PA 17111	Spring Creek/CWF-MF	Dauphin County Conservation District 1451 Peter's Mountain Road Dauphin, PA 17018-9504 717.921.8100

Northcentral Region: Waterways & Wetlands Program Manager; 208 West Third Street, Williamsport, PA 17701, 570.327.3636

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Centre County Benner Township Spring Township	PAG02001404020R(1)	Terry Rogers 450 Rishel Hill Rd Bellefonte, PA 16823 Richard Fiore 5506 6th Ave R Altoona, PA 16602	UNT to Logan Branch CWF	Centre County Conservation District 414 Holmes Ave Ste 4 Bellefonte, PA 16823 (814) 355-6817
Northumberland County West Chillisquaque & Point Townships	PAG02004914009	PPL Electric Utilities 1639 Church Rd Allentown, PA 18104	Susquehanna River WWF, MF Chillisquaque Creek WWF, MF	Northumberland County Conservation District 441 Plum Creek Rd Sunbury, PA 17801 (570) 286-7114 ext. 4
Snyder County Middlecreek Township	PAG02005514006	Carl E Zechman 99 Zechman Dr Selinsgrove, PA 17870	UNT to Tuscarora Creek CWF	Snyder County Conservation District 403 W Market St Middleburg, PA 17842 (570) 837-3000 X110
Snyder County Center Township	PAG02005514010	Nick Hackenberg 1597 Starlight Dr Middleburg, PA 17842	UNT of Dry Run CWF	Snyder County Conservation District 403 W Market St Middleburg, PA 17842 (570) 837-3000 X110

Northwest Regional Office—Waterways and Wetlands, 230 Chestnut Street, Meadville, PA 16335

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
City of Sharon Mercer County	PAG02004314005	Speedway, LLC 500 Speedway Drive Enon, OH 45323	Pine Run WWF	Mercer County Conservation District 724-662-2242

NOTICES

7403

General Permit Type—PAG-03

<i>Facility Location Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Allentown City Lehigh County	PAG032208	Allentown Terminal Corp (Allentown Petroleum Storage Facility) PO Box 2621 Harrisburg, PA 17105-2621	Lehigh River—2-C, TSF	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
Lancaster County Lancaster City	PAR603589	Brian Grimm Full Circle Recycling Inc. 965 Lancaster Pike Quarryville, PA 17566-9746	Conestoga River / WWF	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Berks County Caernarvon Township	PAG033510	Titanium Metals Corp. dba TIMET 900 Hemlock Road Morgantown, PA 19543-9762	UNT to Conestoga River / WWF	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Chartiers Township Washington County	PAR236117	Rubber Rolls, Inc. 50 Rockwood Drive PO Box 398 Meadow Lands, PA 15347	Chartiers Creek	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive, Pittsburgh, PA 15222-4745 412.442.4000
Farrell City Mercer County	PAG038310	A. Stucki Company d/b/a Independent Draft Gear PO Box 28 Farrell, PA 16121	Shenango River 20-A	DEP NWRO Clean Water Program 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942
Sharon City Mercer County	PAG038311	A. Stucki Company d/b/a American Industries American Way Sharon, PA 16146	Shenango River 20-A	DEP NWRO Clean Water Program 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

General Permit Type—PAG-10

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Statewide	PAG109621	Mathew L Gordon Sunoco Pipeline, LP 535 Fritztown Rd. Sinking Spring, PA 16908	Statewide	Division of Planning and Permits Bureau of Point and Non-Point Source Management 400 Market Street, RCSOB Harrisburg, PA 17101-8774 717.787.8184
Lathrop Township Susquehanna County	PAG102321	Williams Field Services Company, LLC 2000 Commerce Drive Pittsburgh, PA 15275	Horton Creek, Unnamed Tributary to Horton Creek and Unnamed Tributary to Martins Creek—04F	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511

General Permit Type—PAG-12

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Dauphin County East Hanover Township	PAG123793	GLP Capital, LP 777 Hollywood Blvd. Grantville, PA 17028	UNT of Raccoon Creek / WWF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707

General Permit Type—PAG-13

<i>Facility Location & Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Palmerton Borough Carbon County	PAG132284	Palmerton Borough Carbon County 443 Delaware Avenue Palmerton, PA 18071	Aquashicola Creek and Lehigh River—TSF, MF	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511

STATE CONSERVATION COMMISSION

NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR NPDES PERMITS FOR CAFOs

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

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

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

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

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

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>AEU's</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Approved or Disapproved</i>
Snider Swine Operation Tyler Snider 22357 Mountain Foot Road Neelyton, PA 17239	Huntingdon	82.5 acres owned for manure application	466.23 AEU's 5.65 AEU's/ac	Swine Beef	NA	Approved

PUBLIC WATER SUPPLY PERMITS

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

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under sec-

tion 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropri-

ate 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

Permit No. PWS ID 2640057, Operations Permit Public Water Supply.

Applicant	Himalayan International Institute of Yoga Science & Philosophy of the USA
[Borough or Township]	Dyberry Township
County	Wayne
Type of Facility	PWS
Consulting Engineer	Ted Moser, PE Keystone Consulting & Associates 34 Brown Street, Honesdale, PA 18431
Permit to Operate Issued	10/28/2014

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

Permit No. 0210504, Public Water Supply.

Applicant	Plum Borough Municipal Authority 4555 New Texas Road Pittsburgh, PA 15235
[Borough or Township]	Plum Borough
County	Allegheny
Type of Facility	Water system
Consulting Engineer	R.F. Mitall & Associates, Inc. 117 Sagamore Hill Road Pittsburgh, PA 15239
Permit to Construct Issued	November 4, 2014

Permit No. 0413508, Public Water Supply.

Applicant	Borough of Shippingport PO Box 76 Shippingport, PA 15077
[Borough or Township]	Shippingport Borough
County	Beaver

Type of Facility	Water system
Consulting Engineer	Lennon, Smith, Souleret Engineering, Inc. 846 Fourth Avenue Coraopolis, PA 15108
Permit to Construct Issued	October 27, 2014

Operations Permit issued to: **Municipal Authority of the Borough of Oakmont**, PO Box 73, 721 Allegheny Avenue, Oakmont, PA 15139, (PWSID #5020036) Borough of Oakmont, **Allegheny County** on October 27, 2014 for the operation of facilities approved under Construction Permit # 0211514MA.

Operations Permit issued to: **Municipal Authority of the Borough of Oakmont**, PO Box 73, 721 Allegheny Avenue, Oakmont, PA 15139, (PWSID #5020036) Borough of Oakmont, **Allegheny County** on October 27, 2014 for the operation of facilities approved under Construction Permit # 0212501MA.

Operations Permit issued to: **Southwestern Pennsylvania Water Authority**, 1442 Jefferson Road, PO Box 187, Jefferson, PA 15344, (PWSID #5300017) Richhill Township, **Greene County** on October 27, 2014 for the operation of facilities approved under Construction Permit # 3013504.

Operations Permit issued to: **Southwestern Pennsylvania Water Authority**, 1442 Jefferson Road, PO Box 187, Jefferson, PA 15344, (PWSID #5300017) Richhill Township, **Greene County** on October 27, 2014 for the operation of facilities approved under Construction Permit # 3013505.

Operations Permit issued to: **Southwestern Pennsylvania Water Authority**, 1442 Jefferson Road, PO Box 187, Jefferson, PA 15344, (PWSID #5300017) Richhill Township, **Greene County** on October 27, 2014 for the operation of facilities approved under Construction Permit # 3013506.

Operations Permit issued to: **Indiana County Municipal Services Authority**, 602 Kolter Drive, Indiana, PA 15701, (PWSID #5320109) Armstrong and Young Townships, **Indiana County** on October 27, 2014 for the operation of facilities approved under Construction Permit # 3213507MA.

Operations Permit issued to: **Municipal Authority of Westmoreland County**, 124 Park & Pool Road, New Stanton, PA 15672, (PWSID #5260036) Unity Township, **Westmoreland County** on October 27, 2014 for the operation of facilities approved under Construction Permit # 2613506.

Operations Permit issued to: **Municipal Authority of Westmoreland County**, 124 Park & Pool Road, New Stanton, PA 15672, (PWSID #5260036) Unity Township, **Westmoreland County** on October 27, 2014 for the operation of facilities approved under Construction Permit # 2613510.

WATER ALLOCATIONS

Actions taken on applications received under the act of June 24, 1939 (P. L. 842, No. 365) (35 P. S. §§ 631—641) relating to the acquisition of rights to divert waters of the Commonwealth.

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

WA 19-144C, Water Allocations. United Water Pennsylvania—Bloomsburg, 90 Irondale Road, Bloomsburg, PA 17815, Town of Bloomsburg, **Columbia County.** On November 11, 2014, a Water Allocation Permit was issued granting United Water Pennsylvania—Bloomsburg the right to withdraw up to a maximum of 4,350,000 gallons per day (gpd) and 3,300,000 gpd on a 30-day rolling average basis from Fishing Creek, with no passby requirement, until the period(s) specified in the permit; and upon implementation of the applicable action items specified in the allocation permit and for the remainder of this permit, the right to withdraw up to a maximum of 4,680,000 gpd from Fishing Creek. The allocation granted takes into account reasonable projections of future use that can be supported by past data and documentation.

SEWAGE FACILITIES ACT PLAN APPROVAL

Plan Approvals Granted Under the Pennsylvania Sewage Facilities Act (35 P. S. § 750.5)

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Douglass Township	1068 Douglass Drive, Boyertown, PA 19512	Berks

Plan Description: Approval of a revision to the official plan of Douglass Township, Berks County. The project is known as The Estate of Malfalde Talacci. The plan provides for the replacement of a malfunctioning septic system with a small flow treatment facility to serve an existing home. The proposed discharge is 400 gallons per day into an unnamed tributary of the Schuylkill River. The proposed development is located at 99 Rattlesnake Hill Road, Boyertown, PA. The Department's review of the plan revision has not identified any significant impacts resulting from this proposal. The DEP Code Number for this planning module is A3-06930-113-3s and the APS Id is 852676. Any permits must be obtained in the name of the property owner.

SEWAGE FACILITIES ACT PLAN DISAPPROVAL

Plan Approvals Granted Under the Pennsylvania Sewage Facilities Act (35 P. S. § 750.5)

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Earl Township	19 Schoolhouse Rd, Boyertown, PA 19512	Berks

Plan Description: The Request for Planning Exemption for Mary T. Bartholomew, DEP Code No. A3-06931-105-2E, APS Id 856864, consisting of one new single family residential lot using an individual on-lot sewage disposal system, is disapproved. The submission does not qualify as an exemption from the requirement to revise the Official Plan because the project area is underlain by carbonate geology and is within 1/4 mile of a water supply with an elevated nitrate-nitrogen concentration as per Chapter 71, Section 71.51(b)(1)(ii).

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Robeson Township	8 Boonetown Rd, Birdsboro, PA 19508	Berks

Plan Description: The Request for Planning Exemption for the Raymond Deeds Estate, DEP Code No. A3-06954-248-2E, APS Id 856941, consisting of two new single family residential lots using individual on-lot sewage disposal systems, is disapproved. The submission does not qualify as an exemption from the requirement to revise the Official Plan because development is proposed within an exceptional value watershed as per Chapter 71, Section 71.51(b)(1)(iii).

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 2

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

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

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

The Department has received the following plans and reports:

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

Airline Petroleum Bulk Plant, 1143 B Evergreen Drive Property, Clinton Township, **Wyoming County**, Martin Gilgallon, Pennsylvania Tectonics, Inc., has submitted an NIR and Final Report, on behalf of his client, Mr. Joseph Gentile Jr, JOJO Oil Company Inc., 1031 Reeves Street, Dunmore, PA 18512, concerning the remediation of soil from heating oil due to a release as a result of overfilling a delivery truck. The applicant proposes to remediate the site to meet the Statewide Health Standard for soil. The intended use of the site is non-residential. A summary of the NIR (Notice of Intent to Remediate) was published in *The Scranton Times* on October 2, 2014, and a summary of the Final Report was published on October 23, 2014.

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

Eugenia Naversen Property, 5198 Oley Turnpike Road Reading, PA 19606, Exeter Township, **Berks County**. Mountain Research, 825 25th Street, Altoona, PA 16601, on behalf of Allstate Insurance Company, 1200 Atwater Drive, Suite 110, Malvern, PA 19355, and Eugenia Naversen, 5198 Oley Turnpike Road, Reading, PA 19606 submitted a Final Report concerning remediation of site soils contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to meet the Residential Statewide Health Standard.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 3

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

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

on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

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

The Department has received the following plans and reports:

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

Lehigh University Transportation Services Building, 126 Goodman Drive, City of Bethlehem, **Northampton County**, Michael Bingaman, Hafer Environmental Services Inc., has submitted a Final Report on behalf of his client, Lehigh University, concerning the remediation of soil from hydraulic oil & fluid due to a leaking underground lift system. The applicant proposes to remediate the site to meet the Statewide Health Standard for soil. The intended future use of the site is for ongoing operation and maintenance activities associated with the University's transportation, transit, and parking services. The report was approved on November 3, 2014.

Scott Llewellyn Residence, 2936 Fairgrounds Road, Butler Township, **Schuylkill County**, Richard D. Trimpi, Trimpi Associates, Inc., has submitted an NIR and Final Report, on behalf of his client, Scott Llewellyn, 2936 Fairgrounds Road, Ashland PA 17921., concerning the remediation of soil from diesel fuel due to a vehicle accident at the site. The applicant proposes to remediate the site to meet the Statewide Health Standard for soil. The intended use of the site is residential. The report was approved on October 30, 2014.

Cathy Balliet Property, 4235 Manor Drive, South Whitehall Township, **Lehigh County**, Derek Bartram, EP&S of Vermont, has submitted a Notice of Intent to Remediate on behalf of his client, Catherine Balliet, 4235 Manor Drive, Allentown, PA 18104, concerning the remediation of soil from kerosene due to a leaking aboveground storage tank. The applicant proposes to remediate the site to meet the Residential Statewide Health Standards for soil. The intended future use of the site is residential. The report was approved on October 30, 2014.

Kratzke Property, 174 Greentree Drive, Washington Township, **Northampton County**, Richard Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073, has submitted a Final Report on behalf of his client, Mr. David and Mrs. Melissa Kratzke, 174 Greentree Drive, Bangor, PA, concerning the remediation of soil found to have been impacted by an unknown amount of #2 fuel oil from a leaking fuel filter associated with two aboveground storage tanks. The applicant proposes to remediate the site to meet the Residential Statewide Health Standard for soil. The intended use of the site will be for residential purposes. The report was approved on November 5, 2014.

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

Brian Ritchey Residence, formerly Olga Kohl Residence, 27 Fairview Road, McVeytown, PA 17051, Wayne Township, **Mifflin County**. Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073, on behalf of Brian Ritchey, 15820 Kenwood Drive, Middlefield, OH 44062, and State Farm Insurance, PO Box 106110, Atlanta, GA 30348-6110, submitted a Final Report concerning the remediation of site soils and groundwater contaminated with No. 2 fuel oil. The Final Report did not demonstrate attainment of the Residential Statewide Health Standard, and was disapproved by the Department on November 7, 2014.

Peter Styer Residence, 17 Church Street, Lititz, PA 17543, Warwick Township, **Lancaster County**. Reliance Environmental, Inc., 130 East Chestnut Street, Lancaster, PA 17602, on behalf of Peter Styer and Sandra Kaye Styer, 17 Church Street, Lititz, PA 17543, submitted a Final Report concerning the remediation of site soils and groundwater contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Residential Statewide Health and Site Specific Standards, and was approved by the Department on November 6, 2014.

Southeast Regional Office: Regional Manager, Environmental Cleanup and Brownfields, 2 East Main Street, Norristown, PA 19401, Telephone 484.250.5960. Charline Bass 484-250-5787

Heebner Park, 1721 Valley Forge Road, Worcester Township, **Montgomery County**. Jeremy W. Bolyn, Environmental Maintenance, 1420 East Mermaid Lane, Glenside, PA 19038 on behalf of Eustice Kriebel, 1721 Valley Forge Road, Worcester, PA 194920 has submitted a 90 day 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 8, 2014. PF778920

Zigger Rose Nursery, 1756 and 1760 Dreshertown Road, Upper Dublin Township, **Montgomery County**. Richard McBride, The Cutler Group, 5 Apollo Road, Suite 2, Plymouth Meeting, PA 19462 on behalf of Mark Fortna, DelVal Soil & Environmental Consultants, Inc., 4050 Skyron drive, Suite A-1, Doylestown, PA 18902 has submitted a Remedial Investigation/Risk Assessment and Cleanup Plan concerning the remediation of site soil contaminated with inorganics. The Remedial Investigation/Risk Assessment and Cleanup Plan were approved by the Department on June 20, 2014. PF713282

TK Budd Company Southern Die Storage Yard, 2800 Fox Street, City of Philadelphia, **Philadelphia County**. Jessica Malone Sr., URS Corporation, 625 West Ridge Pike, Suite E-100, Conshohocken, PA 19428, Richard A. Koory, TKMG Associates, L.P., 120 East Lancaster Avenue, Suite 101, Ardmore, PA 19003 on behalf of Michael Grasso, TKMG Associates, L.P., 120 East Lancaster Avenue, Suite 101 Ardmore, PA 19003 has submitted a Final Report concerning the remediation of site soil contaminated with pah and pcb. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on October 17, 2014. PF779709

Ellzey Residence, 205 Old Morris Road, Upper Gwynedd Township, **Montgomery County**. Richard D. Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073, Clark Miller State Farm Insurance,

P. O. Box 106110, Atlanta, GA 30348-6110 on behalf of James and Kathy Ellzey, 205 Old Morris Road, Lansdale, PA 19446-5655 has submitted a Final Report concerning the remediation of site soil contaminated with no. 2 fuel oil. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on October 2, 21014. PF772482

410 West State Street, Kennett Square Borough, **Chester County**. Julie Baniewicz, Monridge Environmental, LLC, P. O. Box 509, Lafayette Hill, PA 19444 on behalf of Larry Bosely, LGB-410 West State Street, LLC, 326 West Cedar Street, Suite 3, Kennett Square, PA 19348 has submitted a Final Report concerning the remediation of site soil contaminated with leaded gasoline. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on October 28, 2014. PF778202

640 North Lewis Road Turtle Creek North Zone, 640 North Lewis Road, Limerick Township, **Montgomery County**. Jeffery A. Smith, P.O.G., Langan Engineering & Environmental Service, Inc., 30 South 17th Street, Suite 1300, Philadelphia, PA 19103 on behalf of Mona Khalik, Telfex Incorporated, 550 East Swedesford Road, Suite 400, Wayne, PA 19087 has submitted a Final Report concerning the remediation of site soil contaminated with other organics. The Final report did not demonstrate attainment of the Statewide Health Standard and was disapproved by the Department on October 10, 2014. PF779749

Johnson Residence, 1433 Alexander Way, Bensalem Township, **Bucks County**. Jeremy W. Bolyn, Environmental Maintenance, 1420 East Mermaid Lane, Glenside, PA 19038 on behalf of David Johnson, 1433 Alexander Way, Bensalem, PA 19020 has submitted a 90 day Final Report concerning the remediation of site soil contaminated with no. 2 fuel oil. The 90 day Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on September 22, 2014. PF777967

Carolan Residence, 2 June Road, Middletown Township, **Bucks County**. Jeremy W. Bolyn, Environmental Maintenance, 1420 East Mermaid Lane, Glenside, PA 19038 on behalf of Bernard Carolan, 2 June Road, Levittown, PA 19056 has submitted a Final Report concerning the remediation of site soil contaminated with no. 2 fuel oil. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on September 25, 2014. PF779735

Delgado Residence, 545 Lemon Street, Warminster Township, **Bucks County**. Richard D. Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073, Clark Miller, State Farm Insurance, P. O. Box 106110, Atlanta, GA 30448-6110 on behalf of Ramon Delgado, 545 Lemon Street, Warminster PA 18974 has submitted a Final Report concerning the remediation of site soil contaminated with no. 2 fuel oil. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on September 19, 2014. PF778928

Schaffer Property, 2799 Mechanicsville Road, Bensalem Township, **Bucks County**. Richard D. Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073, Christine Dimmig, State Farm Insurance, P. O. Box 106110, Atlanta, GA 30348-6110 on behalf of Raymond Schaffer, 2779 Mechanicsville Road, Bensalem, PA 19020 has submitted a Final Report concerning the remediation of site soil contaminated with no. 2 fuel oil.

The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on September 24, 2014. PF778911

Millevoi Brothers Torresdale, 8685 Torresdale Avenue, City of Philadelphia, **Philadelphia County**. Jim Mullan, Hocage Consultants, Inc., 987 Haddon Avenue, Collingswood, NJ 08108 on behalf of Tim Millevoi, Millevoi Brother Associates, 2075 Byberry Road, Philadelphia, PA 19116 has submitted a Final Report concerning the remediation of site soil contaminated with constituents. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on October 31, 2014. PF779943

Chester Fowler Residence, 6516 North 13th Street, City of Philadelphia, **Philadelphia County**. Richard D. Trimpi, Trimpi Associates, Inc., 1635 old Plains Road, Pennsburg PA 18974, Erin Bydalek, Harleysville Insurance, 355 Maple Avenue, Harleysville, PA 19438-2297 on behalf of Darlene Chester Fowler, 6516 North 13th Street, Philadelphia, PA 19126-3603 has submitted a Final Report concerning the remediation of site soil contaminated with no. 2 fuel oil. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on September 18, 2014. PF778934

Chalfont PA Residential Property, 56 Moyer Road, Chalfont Borough **Bucks County**. David L. Reusswig, Groundwater Sciences Corporation, 2601 Market Place Street, Suite 310, Harrisburg, PA 17110, Ron Shirley, Premier Reals Estate, 252 West Swamp Road, #2, Doylestown, PA 18901-2465 on behalf of Fannie Mae, 14221 Dallas Parkway, Suite 1000, Dallas TX, 75252 has submitted a Final Report concerning the remediation of site soil contaminated with no. 2 fuel oil. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on October 15, 2014. PF778400

Weggel Residence, 627 Rodman Avenue, Abington Township, **Montgomery County**. Jeremy W. Bolyn, Environmental Maintenance, 1420 East Mermaid lane, Glenside, PA 19038 on behalf of Richard Weggel, 627 Rodman Avenue, Jenkintown, PA 19046 has submitted a Final Report concerning the remediation of site soil contaminated with no. 2 fuel oil. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on September 16, 2014. PF775609

Szabo Residence, 1045 Mowere Road, East Pikeland Township, **Chester County**. Richard D. Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073, Amy Biehayn, State Farm Insurance, P. O. Box 106110, Atlanta, GA 30348-6110 on behalf of Michael Szabo, 1045 Mowere Road, Phoenixville, PA 19460 has 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 Statewide Health Standard and was approved by the Department on October 8, 2014. PF775324

William Weinberg Family Trust-375 Commerce Drive, 375 Commerce Drive, Upper Dublin Township, **Montgomery County**. Michael A. Christie, Penn Environmental & Remediation, 275 Bergey Road, Hatfield, PA 19440 on behalf of Marc Weinberg. Weinberg Family Trust, Terra Pacifica Properties, P. O. Box 3157, Westlake, CA 91359 has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with chlorinated solvents. The Final report did not dem-

onstrate attainment of the Statewide Health and Site Specific Standard and was disapproved by the Department on October 30, 2014. PF726037

Hatboro Industrial Park, 244 East Count Line Road, Hatboro Borough, **Montgomery County**. Jeremy Bolyn, Environmental Maintenance Company, Inc., 1420 East Mermaid Lane, Glenside, PA 19038 on behalf of Daniel Zeo, 244 East County Line Road, Hatboro, PA 19040 has submitted a Final Report concerning the remediation of site soil contaminated with petroleum. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on August 27, 2014. PF775279

Brandywine Mills, 1731, 1737, 1751 Wilmington Pike, Chadds Ford Township and Township of Concord, Walter H. Hungarter, III, P.E., RT Environmental Services, Inc., 215 West Church Road, King of Prussia, PA 19406 on behalf of Peter Miller, Chadds Ford Investors, L.P., 875 Berkshire Boulevard, Suite 102, Wyomissing, PA 19610 has submitted a Remedial Investigation/Risk Assessment and Cleanup Plan concerning the remediation of site soil and groundwater contaminated with chlorinated solvents. The Remedial Investigation/Risk Assessment and Cleanup Plan were approved by the Department on (September 23, 2014. PF773948

10th & Vine Street, 10th & Vine Street, City of Philadelphia, **Philadelphia County**. Bill Schmidt, Pennoni Associates, Inc., 3001 Market Street, Philadelphia, PA 19104-0591 on behalf of Andy Toy, Eastern Tower Community Center-Philadelphia Chinatown Development Corporation, 301 North 9th Street, Philadelphia, PA 191097 has submitted a Remedial Investigation and Risk Assessment Report concerning the remediation of site soil and groundwater contaminated with pah's, and other organics. The Remedial Investigation and Risk Assessment Report were disapproved by the Department on October 30, 2014. PF760557

Schulmerich Carillons, Inc., 1 Carillon Hill Road, Borough of Sellersville, **Bucks County**. Walter H. Hungarter III, RT Environmental Services, Inc., 215 West Church Road, King of Prussia, PA 19406 on behalf of Christopher R. Canavan, Prospect Acquisitions, LP, 404 Sunnyside Pike, Suite 200, North Wales, PA 19454 has submitted a Cleanup Plan and Remedial Investigation Report concerning the remediation of site soil contaminated with lead, copper. The Cleanup Plan and Remedial Investigation Report were approved by the Department on October 24, 2014. PF648757

Armstrong Engineering Associates, Inc., 1845 West Strasburg Road, West Bradford Township, **Chester County**. Thomas Petrecz, Penn E&R, Inc., 2755 Bergey Road Hatfield, AP 19440, Walter Kuchlak, Armstrong Engineering Associates, Inc., 1101 West Strasburg Road, West Chester, PA 19382 on behalf of A. Joseph Armstrong, III 450 Lucky Hill Road, West Chester, PA 19382 has submitted a Cleanup Plan and Remedial Investigation Report concerning the remediation of site soil and groundwater contaminated with voc's, primarily chlorinated hydrocarbons. The Cleanup Plan and Remedial Investigation Report were approved by the Department on September 30, 2014. PF772076

JC Penny Granite Run Mall, 1067 West Baltimore, Middletown Township, **Delaware County**. Richard S. Werner, P.G., Environmental Consulting, Inc., 2002 Renaissance Boulevard, Suite 110, King of Prussia, PA 19406 on behalf of Gregory F. Gamble, Jr. BT Granite Run, LP, 200 Witmer Road, Suite 200, Horsham, PA

19044 has submitted a Final Report concerning the remediation of site soil contaminated with no. 2 fuel oil. The Final report demonstrated attainment of the State-wide Health Standard and was approved by the Department on September 5, 2014. PF617937

**OPERATE WASTE PROCESSING OR DISPOSAL
AREA OR SITE**

Permit Issued Under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) and Regulations to Operate Solid Waste Processing or Disposal Area or Site.

Northwest Region: Regional Solid Waste Manager, 230 Chestnut Street, Meadville, PA 16335-3481

Permit No. 301366. Bear Lake Properties, LLC., Site Address: State Route 4004 and State Line Road, Columbus Township, **Warren County**, mailing Address: 3000 Village Run Road, Unit103, Suite #223, Wexford, PA 15090. This is a new residual waste transfer station permit for the storage and transfer of Oil and Gas wastewaters prior to disposal at approved UIC wells. The application was received October 24, 2013. The permit was issued by the Northwest Regional Office on October 30, 2014.

**OPERATE WASTE PROCESSING OR DISPOSAL
AREA OR SITE**

Permit(s) 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.

Regional Solid Waste Manager, 400 Waterfront Drive, Southwest Region: Pittsburgh, PA 15222-4745. Telephone 412-442-4000.

Permit ID No. 300720: NRG Power Midwest, L.P., P. O. Box 65, Cheswick, PA 15024. Major permit modification revising the Waste Analysis and Acceptance Plan to add excavated soil and soil-like materials for disposal at the Cheswick Ash Disposal Site, a residual waste landfill, located on LeFever Hill Road in Indiana Township, **Allegheny County**. Permit issued in the Regional Office on November 7, 2014.

AIR QUALITY

General Plan Approval and Operating Permit Usage Authorized under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127 to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.

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

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

GP1-35-005: Gentex Corp. (324 Main Street, PO Box 315, Carbondale, PA 18407) on October 15, 2014 for the operation of a 14.3 MMBTU boiler at the site located in Fell Twp., **Lackawanna County**.

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

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

GP1-04-00306: BASF Corp. (370 Frankfort Road, Monaca PA 15061) Issued on November 7, 2014, to allow the installation of two (2) natural gas-fired package steam boilers (each rated at 31.83 MMBtu/hr) at the Monaca Plant located in Potter Township, **Beaver County**.

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

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

GP2-10-0211: INDSPEC Chemical Corporation (133 Main Street, Petrolia, PA 16050) for the authorization of the 101,500 gallon tank (Tank T-2309) (BAQ-GPA/GP2) located in Petrolia Borough, **Butler County**.

GP5-25-1045A: Emkey Gas Processing Plant—Countyline Compressor Station (Pageville Rd, Edinboro PA 16412) on October 31, 2014 for the proposed construction of three (3) 360 bhp natural gas IC engines (CL 1, CL 2, and CL 3) with oxidation catalyst manufactured by Cameron model z6321 9754, two tanks and fugitive emissions (BAQ-GPA/GP5) located in Elk Creek Township, **Erie County**.

GP5-42-202B: Enervest Operating—BWA Stripping Plant (1950 N. Washington St, Bradford, PA 16701) on November 3, 2014 for the construction and/or operation of two (2) IC natural gas engines (model Mine-X DC48-4), a dehydrator/reboiler unit, a 15,000 gallon bullet tank and fugitives (BAQ-GPA/GP5) located in Foster Township, **McKean County**.

Plan Approvals Issued under the Air Pollution Control Act and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.

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

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

46-0290: Souderton Heat & Power, LLC (249 Allentown Road, Souderton, PA 18964) On November 4, 2014, for installation of a 9.235 MW cogeneration unit at a new facility located in Franconia Township, **Montgomery County**. The potential to emit all criteria pollutants, including Volatile Organic Compound (VOC), Nitrogen Oxide (NO_x), Carbon Monoxide (CO), Particulate Matter (PM), and Hazardous Air Pollutant (HAP) emissions is less than major source thresholds; the facility is classified as a Synthetic Minor Facility. The requirements of 40 CFR Part 60 Subpart JJJJ (NESHAP) and 40 CFR Part 63 Subpart ZZZZ (MACT) apply to the new unit. The plan approval will include monitoring, testing, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

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

40-00059A: Reilly Finishing Technologies (130 Alden Road, Nanticoke, PA 18634) issued on October 29, 2014 for the installation and operation of two (20) anodizing tanks and associated control device to control emissions from the anodizing operations at the facility located in Nanticoke City, **Luzerne County**.

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

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4762, Lisa Dorman, New Source Review Permitting Chief—Telephone: 717-705-4863 or William Weaver, Regional Air Quality Manager, Telephone: 717-705-4702

06-05002L: Lehigh Cement Company, LLC (Evansville Cement Plant and Quarry), (537 Evansville Road, Fleetwood, Pennsylvania 19522-8541) on November 3, 2014, to install a mercury emission control systems at their facility in Maiden Creek Township, **Berks County**. Plan Approval No. 06-05002L is for the installation of two (2) new mercury emission control systems on Kiln Nos. 1 & 2 (Source Ids 121 & 122). The mercury emission control systems include dust shuttling and activated carbon injection (ACI) and are part of the facility's compliance strategy with regard to the February 12, 2013 amended 40 CFR Part 63, Subpart LLL—National Emission Standards for Hazardous Air Pollutants from the Portland Cement Manufacturing Industry mercury emission limit.

Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.13, 127.13a and 127.32.

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

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

46-0031E: GlaxoSmithKline, LLC (1250 South Collegeville Road, Collegeville, PA 19426) On October 29, 2014, for the operation of oxidation catalyst units in Upper Providence Township, **Montgomery County**.

46-0035H: GlaxoSmithKline, LLC (1250 South Collegeville Road, Collegeville, PA 19426) On October 29, 2014, for the operation of oxidation catalyst units in Upper Merion Township, **Montgomery County**.

09-0142B: ML 35, LLC (35 Runway Drive, Levittown, PA 19057) On October 29, 2014, for the operation of five (5) 2MW electric generators in Bristol Township, **Bucks County**.

46-0007: Holy Redeemer Hospital & Medical Center (1648 Hunting Pike, Meadowbrook, PA 19046) On November 3, 2014, for the operation of a cogeneration generator system in Abington Township, **Montgomery County**.

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

Contact: Barbara Hatch, Facilities Permitting Chief—Telephone: 412-442-5226

65-00865C: DNP IMS America Corporation (1001 Technology Drive, Mount Pleasant, PA 15666) on November 6, 2014, to change name of the responsible official to William Yost and grant a 180-day Plan Approval extension for the New Four Station Coating Line at their Mt. Pleasant coating line facility located in East Huntingdon Township, **Westmoreland County**.

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

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

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4762, Lisa Dorman, New Source Review Permitting Chief—Telephone: 717-705-4863 or William Weaver, Regional Air Quality Manager, Telephone: 717-705-4702

06-05095: Unicast Co., (241 N. Washington Street, Boyertown, PA 19512-1114) on November 3, 2014, for their gray iron foundry in Boyertown Borough, **Berks County**. The State-only permit was renewed.

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

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-616636

16-00152: Pennkraft Building Systems, (PO Box 640 Knox, PA 16232) on November 3, 2014, issued the renewal of the State Only Operating Permit for the modular home manufacturing facility located in the Borough of Knox, **Clarion County**. The primary sources at the facility include 2 paint booths; wood cutting operations; 16-80,000 Btu/hr natural gas fueled heaters for building heat; and a 150,000 Btu/hr natural gas fueled forced air furnace for building heat. The facility is a Natural Minor. Potential emissions are 24 tpy VOC, 6.4 tpy for all HAPs combined, and less than 1 tpy for CO, PM, SO_x, & NO_x. The renewal permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

62-00171: Meridien Hardwoods of PA, Inc. (2595 Old Pittsfield Road, PO Box 227, Pittsfield, PA 16340), on November 4, 2014 issued a renewal State Only Operating Permit for wood manufacturing operations at the facility located in Pittsfield Township, **Warren County**. The facility is a Natural Minor. The primary sources at the facility include a natural gas/waste oil boiler and a backup natural gas boiler for providing steam for the wood drying kilns. The facility also has various woodcutting and trimming operations. The facility oil boiler was converted to natural gas and will not be subject to 40 CFR 63 Subpart JJJJJ. The actual emissions from the facility are less than: PM₁₀—1.2 TPY; PM_{2.5}—1.1 TPY; SO_x—0.02 TPY; NO_x—4.5 TPY; VOC—0.85 TPY; and CO—3.8 TPY. The permit contains the requirements of the previous plan approval 62-171A.

Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.

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

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-616636

25-00923: Erie Power, LLC (C/O GP Renewables & Trading LLC, 131 Varick Street, Suite 1006, New York, NY 10013). On November 5, 2014 issued an administrative amendment to the Title V Operating Permit to change the mailing address for the responsible official for the North East Cogeneration Plant located in North East Township, **Erie County**.

33-00159: Brookville Equipment (PO Box 130, Brookville, PA 15825) on November 7, 2014 issued an administrative amendment to the State Only Operating Permit for the facility located at 175 Evans Street in Pine Creek Township, **Jefferson County**. The amendment incorporates the applicable requirements of plan approval 33-159B.

33-00172: Original Fuels Incorporated Hamilton 2 Mine (PO Box 343, Punxsutawney, PA 15767-0343) on November 6, 2014 issued an administrative amendment to the State Only Operating Permit for the facility located in Perry Township, **Jefferson County**. The amendment incorporates the applicable requirements of plan approval 33-172A.

37-00243: INMETCO (1 INMETCO Drive, Ellwood City, PA 16117-6231). On November 5, 2014 issued an administrative amendment to the Title V Operating Permit to incorporate the change of ownership from Incorporation to a Limited Liability Corporation and change the permit contact for the facility located in Ellwood City Borough, **Lawrence County**.

43-00339: Supreme Manufacturing Incorporated (327 Billy Boyd Road, Stoneboro, PA 16153-1701) on November 6, 2014 issued an administrative amendment to the State Only Operating Permit for the facility located in New Vernon Township, **Mercer County**. The amendment incorporates the change of ownership.

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

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

Permit No. 56930110 and NPDES No. PA0212610. Rosebud Mining Co., P. O. Box 157, Meyersdale, PA 15552, permit renewal for reclamation only of a bituminous surface mine in Black Township, **Somerset County**, affecting 129.0 acres. Receiving streams: unnamed tributaries to/and Rhoades Creek; unnamed tributary to Cassleman River and unnamed tributary to Isers Run (topographic drainage only) classified for the following use: warm water fisheries and Exceptional Value for unnamed tributary to Isers Run. There are no potable water supply intakes within 10 miles downstream. Application received: March 5, 2014. Permit issued: November 3, 2014.

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

61040102 and NPDES Permit No. PA0242560. Bedrock Mines, LP (111 Freeport Road, Aspinwall, PA 15215) Renewal of an existing bituminous surface mine and its associated NPDES permit in Irwin Township, **Venango County**, affecting 58.0 acres. Receiving

streams: Unnamed tributaries to Scrubgrass Creek. Application received: July 10, 2014. Permit Issued: November 3, 2014.

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

65090101 and NPDES Permit No. PA0251593. Amerikohl Mining, Inc. (1384 State Route 711, Stahlstown, PA 15687). Permit renewal issued for reclamation only to an existing bituminous surface mine, located in Rostraver Township, **Westmoreland County**, affecting 166.4 acres. Receiving streams: unnamed tributaries to Monongahela River and Monongahela River. Application received: August 7, 2014. Permit issued: November 5, 2014.

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

Permit No. 54080102C. Keystone Anthracite Co., Inc., (259 North 2nd Street, Girardville, PA 17935), boundary correction of an existing anthracite surface mine, coal refuse reprocessing and disposal operation in West Mahanoy Township, **Schuylkill County** affecting 784.0 acres, receiving streams: Mahanoy Creek and Shenandoah Creek. Application received: October 31, 2013. Correction issued: November 7, 2014.

Noncoal Permits Issued

New Stanton District Mining Office: 131 Broadview Road, New Stanton, PA 15672, 724-925-5500 Industrial Minerals:

65110601. New Stanton Stone, LLC (252 Seanor Church Road, New Stanton, PA 15672). Permit transfer from C H & D Enterprises issued for continued operation and restoration of a large noncoal surface mine, located in South Huntingdon Township, **Westmoreland County**, affecting 21.1 acres. Receiving stream: Sewickley Creek. Transfer application received: February 21, 2014. Permit issued: November 7, 2014.

65110601-GP-104. New Stanton Stone, LLC (252 Seanor Church Road, New Stanton, PA 15672). General NPDES permit for stormwater discharge associated with mining activities on an existing noncoal. Permit No. 65110601-GP104 located in South Huntingdon Township, **Westmoreland County** affecting 21.1 acres. Receiving streams: Sewickley Creek. Application received: August 7, 2014. GP-104 permit issued: November 7, 2014.

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

Permit No. 58140801 and NPDES Permit No. PA0225410. EC Stone, LLC, (411 5th Street, Blakely, PA 18447), commencement, operation and restoration of a quarry operation and NPDES permit for discharge of treated mine drainage in New Milford Township, **Susquehanna County** affecting 5.0 acres, receiving stream: unnamed tributary to Meylert Creek. Application received: January 6, 2014. Permit issued: November 5, 2014.

Permit No. 58132504. Meshoppen Stone, Inc., (PO Box 127, Meshoppen, PA 18630), commencement, operation and restoration of a GP105 General Permit for Bluestone in Auburn Township, **Susquehanna County** affecting 7.0 acres, receiving stream: unnamed tributary to Tuscarora Creek. Application received: April 5, 2013. Permit issued: November 7, 2014.

Permit No. 58132504GP104. Meshoppen Stone, Inc., (PO Box 127, Meshoppen, PA 18630), General NPDES Stormwater Permit for stormwater discharges

associated with mining activities on Surface Mining Permit No. 58132504 in Auburn Township, **Susquehanna County**, receiving stream: unnamed tributary to Tuscarora Creek. Application received: April 5, 2013. Permit issued: November 7, 2014.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

Actions on applications under the Explosives Acts of 1937 and 1957 and 25 Pa. Code § 211.124. Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.

Blasting Permits Issued

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

63144005. KESCO, Inc. (215 S. Main Str., Suite 2, Zelienople, PA 16063). Blasting activity permit for the construction of the Waterdam Farms Phase IV housing development, located in North Strabane Township, **Washington County** with an exploration date of March 31, 2015. Blasting permit issued: November 3, 2014.

26144001. Demtech, LLC (470 Dutchtown Rd., Butler, PA 16002). Blasting activity permit for the demolition of the SR 381 Mill Run Bridge, located in Springfield Township, **Fayette County** with an exploration date of December 31, 2014. Blasting permit issued: November 3, 2014.

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

Permit No. 23144106. Rock Work, Inc., (1257 DeKalb Pike, Blue Bell, PA 19422), construction blasting for Liseter Development in Newtown Township, **Delaware County** with an expiration date of November 1, 2015. Permit issued: November 7, 2014.

Permit No. 36144160. Maine Drilling & Blasting, Inc., (P. O. Box 1140, Gardiner, ME 04345), construction blasting for Willow Run in Pequea Township, **Lancaster County** with an expiration date of November 3, 2015. Permit issued: November 7, 2014.

Permit No. 46144113. Rock Work, Inc., (1257 DeKalb Pike, Blue Bell, PA 19422), construction blasting for Shannondell Meadows in Lower Providence Township, **Montgomery County** with an expiration date of November 1, 2015. Permit issued: November 7, 2014.

Permit No. 46144114. Rock Work, Inc., (1257 DeKalb Pike, Blue Bell, PA 19422), construction blasting for Reserve at Salford in Lower Salford Township, **Montgomery County** with an expiration date of November 4, 2015. Permit issued: November 7, 2014.

Permit No. 67144117. Maine Drilling & Blasting, Inc., (P. O. Box 1140, Gardiner, ME 04345), construction blasting for 83 Trade Center in East Manchester Township, **York County** with an expiration date of November 3, 2015. Permit issued: November 7, 2014.

MINING ACTIVITY NPDES DRAFT PERMITS

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

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

Effluent Limits for Coal Mining Activities

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

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

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

* The parameter is applicable at all times.

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

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

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

Effluent Limits for Noncoal Mining Activities

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

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

* The parameter is applicable at all times.

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

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

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

The procedures for determining the final effluent limits, using a mass-balance equation or model, are found in Technical Guidance Document 362-0600-001, NPDES Program Implementation-Memorandum of Understanding (MOU) Concerning Water Quality Management, NPDES Program Implementation, and Related Matters. Other specific factors to be considered include public comments and Total Maximum Daily Load(s). Additional discharge limitations may apply in the event that unexpected discharges occur.

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

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

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

Coal NPDES Draft Permits

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

NPDES No. PA0235822 (Mining Permit No. 03091301), Rosebud Mining Company, (301 Market Street, Kittanning, PA 16201). A revision to the NPDES and mining activity permit for the TJS No. 7 Deep Mine in Manor Township, **Armstrong County** to add NPDES Outfall 003. Surface Acres Affected 21.1. Receiving stream: Garretts Run, classified for the following use: WWF. The application was considered administratively complete on April 9, 2014. Application received December 5, 2013.

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

* The following limits apply to dry weather discharges from the stormwater facility.

*Outfall 001** discharges to: Garretts Run

The proposed effluent limits for Outfall 001* (Lat: 40° 46' 30.1" Long: 79° 29' 13.3") 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)		3.0	6.0	7.0
Manganese (mg/l)		2.0	4.0	5.0
Aluminum (mg/l)		-	-	REPORT
Total Suspended Solids (mg/l)		35	70	90
Sulfates (mg/l)		-	-	REPORT
Total Dissolved Solids (mg/l)		-	-	REPORT

* The following limits apply to discharges from stormwater facilities resulting from precipitation events less than or equal to the 10-year/24-hour precipitation event.

Outfall 001* discharges to: Garretts Run

The proposed effluent limits for Outfall 001* (Lat: 40° 46' 30.1" Long: 79° 29' 13.3") are:

Parameter	Minimum	30-Day Average	Daily Maximum	Instant. Maximum
Flow (mgd)		-	-	REPORT
Iron (mg/l)		-	-	7.0
Settleable Solids (mg/l)		-	-	0.5

Outfall 002 discharges to: Garretts Run

The proposed effluent limits for Outfall 002 (Lat: 40° 46' 26.0" Long: 79° 29' 22.6") are:

Parameter	Minimum	30-Day Average	Daily Maximum	Instant. Maximum
Flow (mgd)		-	1.4	-
Iron (mg/l)		1.5	3.0	3.8
Manganese (mg/l)		1.0	2.0	2.5
Aluminum (mg/l)		0.75	0.75	0.75
Total Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (mos/kg)		51	102	128
Sulfates (mg/l)		-	-	REPORT
Total Dissolved Solids (mg/l)		-	-	REPORT
Chlorides (mg/l)		-	-	REPORT

* The following limits apply to dry weather discharges from the stormwater facility.

Outfall 003* discharges to: Garretts Run

The proposed effluent limits for Outfall 003* (Lat: 40° 46' 30.7" Long: 79° 29' 12.0") are:

Parameter	Minimum	30-Day Average	Daily Maximum	Instant. Maximum
Flow (mgd)		-	-	REPORT
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		2.0	4.0	5.0
Aluminum (mg/l)		-	-	REPORT
Total Suspended Solids (mg/l)		35	70	90
Sulfates (mg/l)		-	-	REPORT
Total Dissolved Solids (mg/l)		-	-	REPORT

* The following limits apply to discharges from stormwater facilities resulting from precipitation events less than or equal to the 10-year/24-hour precipitation event.

Outfall 003* discharges to: Garretts Run

The proposed effluent limits for Outfall 003* (Lat: 40° 46' 30.7" Long: 79° 29' 12.0") are:

Parameter	Minimum	30-Day Average	Daily Maximum	Instant. Maximum
Flow (mgd)		-	-	REPORT
Iron (mg/l)		-	-	7.0
Settleable Solids (ml/l)		-	-	0.5

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

NPDES No. PA0279331 (Permit No. 11130104), Rampside Collieries, Inc., 527 Slate Hill Road Berlin, PA 15530, new NPDES permit for discharges resulting from surface mining of coal in Richland Township, **Cambria County**, affecting 18.0 acres. Receiving stream: Solomon Run classified for the following use: warm water fishery. This receiving stream is included in the Kiski-Conemaugh TMDL. Application received: September 18, 2014.

The outfalls listed below discharge to Solomon Run:

Outfall Nos.	New Outfall (Y/N)
001 (TF-1)	Y
002 (SP-1)	Y

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

Outfalls: 001 & 002 (All Weather Conditions) Parameter	30-Day Average	Daily Maximum	Instant. Maximum
Iron (mg/l)	1.5	3.0	3.7
Manganese (mg/l)	1.0	2.0	2.5
Aluminum (mg/l)	0.75	0.75	0.75
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			

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

NPDES No. PA0278068 (Mining permit no. 63130102), Amerikohl Mining, Inc., 1384 State Route 711, Stahlstown, PA 15687, new NPDES permit for a bituminous surface mine in Nottingham Township, **Washington County**, affecting 65.9 acres. Receiving stream(s): unnamed tributaries to Mingo Creek and Sugar Creek, classified for the following use(s): HQ-TSF. Application received: June 16, 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 outfalls listed below will be using a non-discharge alternative (all treatment facilities) and a combination of non-discharge alternative and non-degrading discharges (all sediment ponds):

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
005	Y	Stormwater
006	Y	Stormwater
007	Y	Stormwater
008	Y	Stormwater
009	Y	Mine Drainage Treatment
010	Y	Mine Drainage Treatment

The proposed effluent limits for outfalls 005, 006, and 009 are as follows:

<i>Outfalls: 005, 006, 009</i>	<i>30-day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>avg.</i>	<i>max</i>	<i>Maximum</i>
Iron (mg/l)	N/A	N/A	7.0
Manganese (mg/l)	N/A	N/A	5.0
Aluminum (mg/l)	N/A	N/A	5.0
Total Suspended Solids (mg/l)	N/A	N/A	90
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

The proposed effluent limits for outfalls 007, 008, and 010 are as follows:

<i>Outfalls: 007, 008, 010</i>	<i>30-day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>avg.</i>	<i>max</i>	<i>Maximum</i>
Iron (mg/l)	N/A	N/A	4.25
Manganese (mg/l)	N/A	N/A	5.0
Aluminum (mg/l)	N/A	N/A	3.5
Total Suspended Solids (mg/l)	N/A	N/A	90
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 Sugar Run.

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

<i>Outfalls: 001, 002</i>	<i>30-day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>avg.</i>	<i>max</i>	<i>Maximum</i>
Iron (mg/l)	N/A	N/A	7.0
Manganese (mg/l)	N/A	N/A	5.0
Aluminum (mg/l)	N/A	N/A	5.0
Total Suspended Solids (mg/l)	N/A	N/A	90
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

The stormwater outfalls listed below discharge to unnamed tributary to Mingo Creek.

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

<i>Outfalls: 003, 004</i>	<i>30-day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>avg.</i>	<i>max</i>	<i>Maximum</i>
Iron (mg/l)	N/A	N/A	7.0
Manganese (mg/l)	N/A	N/A	5.0
Aluminum (mg/l)	N/A	N/A	5.0
Total Suspended Solids (mg/l)	N/A	N/A	90
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 Department has taken the following actions on previously received permit applications, requests for Environmental Assessment approval and requests for Water Quality Certification under section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341).

Except as otherwise noted, the Department has granted 401 Water Quality Certification certifying that the construction and operation described will comply with sections 301–303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311–1313, 1316 and 1317) and that the construction will not violate applicable Federal and State water quality standards.

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

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

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

Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1–693.27), section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and The Clean Streams Law and Notice of Final Action for Certification under section 401 of the FWPCA.

Permits, Environmental Assessments and 401 Water Quality Certifications Issued:

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E51-246 Pennsylvania Department of Transport, District 6, 7000 Geerdes Boulevard, King of Prussia, PA 19401, Philadelphia City, **Philadelphia County**. ACOE Philadelphia District.

Revised

To perform the following water obstruction and encroachment activities within/along the Schuylkill River (CWF-MF) associated with the Schuylkill River Park Trial Phase IIIB project:

1) To construct and maintain approximately 2000 feet long extension of the Schuylkill River Park Trail in the form of a suspended bridge over the stream approximately 50 feet from the river banks, running parallel with the river from Walnut street cul-de-sac to approximately 210 feet southwest of the South Street Bridge. This work includes the associated ramps.

2) To temporarily install and maintain a concrete mixing plant within the floodway associated with the vehicular access and load restrictions in the project area.

3) To construct and maintain Streambank stabilization and trail extension on land of approximately 1,400-foot long, 12'-wide shared use trail. Two permeable paver areas adjacent to existing concrete bulkheads are proposed for river overlook areas, with a third, smaller permeable paver area located near the base of the South Street Bridge., all attached to the new trail extension.

4) To construct and maintain a 60-foot long retaining wall along a 100 linear feet segment of wash-out areas near the South Street Bridge. The retaining wall will be landside of the Annual High Tide line. This construction will result in 0.01 acre of permanent impacts that will be mitigated through the use of rock rip-rap to create a stabilized shore and live stake plantings. (Restoration Area 1)

5) To construct and maintain approximately 130 linear feet of rip-rap stream bank stabilization and live stake plantings along Restoration Area 2. There will be 0.03 acre of permanent impacts that will be mitigated through the use of rock rip-rap to create a stabilized shore and live stake plantings.

6) To construct and maintain along Restoration Area 3 wash-out area approximately 120 linear feet Streambank restoration. This component of the project will permanently impact approximately 0.03 acre of floodway that will be mitigated through the use of rock rip-rap to create a stabilized shore and live stake plantings.

7) The temporarily impact the stream where erosion and sedimentation controls will be installed and where the banks will be re-graded to facilitate the Streambank stabilization. The permanent impact will occur where the rock rip-rap is being placed to armor the re-graded shoreline. Live staked planting will be installed along the embankments down to the Annual High Tide line. Since these are tidal areas, river sediments will fill the voids in the rip-rap areas over time.

The project site is located along the Schuylkill River commencing at the Walnut street Cul-de-sac running southwesterly parallel to the stream and ends at approximately 210 feet southwest of the South Street Bridge in the City and County of Philadelphia. A landside component of the project which constitutes the amendment includes an additional 1,400-foot long pedestrian and bicycle trail segment along the east bank of the Schuylkill River from South Street to the vicinity of Christian Street. The overall site area within the project property is approximately 3.36 acres. (Frankford, PA USGS Quadrangle N: 13.37 inches; W: 8.17 inches).

The issuance of this permit also constitutes approval of a Water Quality Certification under Section 401 of the Federal Water Pollution Control Act [33 U.S.C.A. 1341(a)].

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

E67-908: Pennsylvania Department of Environmental Protection, Engineering District 800, 2140 Herr Street, Harrisburg, PA 17103-1699 in Spring Gar-

den, Springettsbury, and Springfield Townships, **York County**, U.S. Army Corps of Engineers Baltimore District

To remove the existing structures and to construct and maintain:

	<i>Structure</i>	<i>Waterway</i>	<i>Chapter 93 Designation</i>	<i>Proposed Structure</i>	<i>Latitude</i>	<i>Longitude</i>
1	Culvert 1 I-83 culvert extension	UNT Mill Creek	WWF	10 ft x 6 ft x 160 ft concrete box culvert	39°57'43.48"	76°41'08.61"
2	Culvert 2 I-83 pipe extension	UNT Mill Creek	WWF	5 ft x 4 ft x 225 ft concrete box culvert	39°57'08.34"	76°41'01.19"
3	Culvert 3 I-83 culvert extension	UNT Mill Creek	WWF	6 ft x 6 ft x 318 ft concrete box culvert	39°56'59.81"	76°40'55.90"
4	Bridge 1 I-83 over Mill Creek	Mill Creek	CWF, MF, wild trout	115.4 feet long, 48.6 feet wide	39°57'15.31"	76°41'04.82"
5	Bridge 2 Ramp K	Mill Creek	CWF, MF, wild trout	34.4 feet long, 45.2 feet wide	39°57'15.31"	76°41'03.75"
6	Bridge 3 Ramp N	Mill Creek	CWF, MF, wild trout	47.6 feet long, 71.0 feet wide	39°57'21.36"	76°41'09.17"
7	Bridge 4 Ramp N	Mill Creek	CWF, MF, wild trout	61.4 feet long, 49.2 feet wide	39°57'28.35"	76°41'10.97"
8	Bridge 5 Mount Rose Ave	Mill Creek	CWF, MF, wild trout	112.4 feet long, 57.6 feet wide	39°57'29.52"	76°71'10.97"
9	York Water access road	Mill Creek	CWF, MF, wild trout	46.1 feet long, 57.6 feet wide	39°57'30.33"	76°41'12.29"

The project impacts 2.31 acres of palustrine emergent and palustrine scrub shrub wetland (1.76 acres permanent and 0.55 acres temporary) and 1420.1 feet of watercourse impacts (679.1 feet permanent and 741.0 feet temporary), including various outfall structures in and along Mill Creek (CWF, MF, wild trout) and Unnamed Tributary (UNT) to Mill Creek (WWF), all for the purpose of improving transportation safety and roadway standards along I-83 Exit 18 Interchange. The project is located along Mount Rose Avenue (SR 0124) in Springettsbury, Spring Garden and York Townships, York County, (York, PA Quadrangle Latitude: 39° 57' 29.58", Longitude: 76° 41' 5.08"). In addition, the permittee proposes to improve 1,788.0 feet of Mill Creek and 62.0 feet of UNT to Mill Creek (York, PA Quadrangle Latitude: 39° 57' 29.58", Longitude: 76° 41' 5.08") and create 2.14 acres of wetlands, near and along a UNT East Branch Codorus Creek and restore 1190.0 feet of UNT East Branch Codorus Creek at the Richard M. Nixon County Park located in Springfield Township, York County (York, PA Quadrangle Latitude: 39° 52' 50.76", Longitude: 76° 43' 36.86").

EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control permits have been issued.

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

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

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

Northwest Region: Oil and Gas Program Manager, 230 Chestnut St., Meadville, PA 16335

ESCGP-2 #ESX13-019-0060B—Shipley Well Pad-Major Modification
 Applicant R.E. Gas Development, LLC
 Contact Michael Endler
 Address 600 Cranberry Woods Drive
 City Cranberry Township State PA Zip Code 16066
 County Butler Township(s) Connoquenessing(s)
 Receiving Stream(s) and Classification(s) UNT's to Connoquenessing Creek, Slippery Rock Creek Watershed
 ESCGP-2 #ESX14-019-0060—Burr Brennan to Plesniak Pipeline Project
 Applicant Markwest Liberty Bluestone, LLC

Contact Rick Lowry
Address 4600 J. Barry Court Suite 500
City Canonsburg State PA Zip Code 15317
County Butler Township(s) Connoquenessing and
Lancaster(s)
Receiving Stream(s) and Classification(s) UNT's to Crab
Run/Crab Run, UNT's to Yellow Creek-CWF

ESCGP-2 #ESX14-047-0015—G11 G
Applicant Seneca Resources Corporation
Contact Michael Clinger
Address 51 Zents Boulevard
City Brookville State PA Zip Code 15858
County Elk Township(s) City of St. Marys
Receiving Stream(s) and Classification(s) Rocky Run
(CWF/CWF); UNT to Seventy One (CWF/CWF); UNT to
Silver Run (CWF/CWF); UNT to Powers Run (CWF/
CWF); Water Tank Run (CWF/CWF).

ESCGP-2 #ESX14-085-0030—Shenango 141 (Sunray
Company) Well Pad
Applicant Hilcorp Energy Company
Contact Stephanie McMurray
Address 1200 Louisiana Street, Suite 1400
City Houston State TX Zip Code 77002
County Mercer Township(s) Shenango(s)
Receiving Stream(s) and Classification(s) UNT to West
Branch Little Neshannock Creek, West Branch Little
Neshannock Creek TSF

ESCGP-2 #ESX14-019-0019A—Powell Well Pad Major
Modification
Applicant R.E. Gas Development, LLC
Contact Michael Endler
Address 600 Cranberry Woods Drive
City Cranberry Township State PA Zip Code 16066
County Butler Township(s) Penn(s)
Receiving Stream(s) and Classification(s) UNT to Glade
Run, Glade Run, Slippery Rock Creek Watershed WWF

ESCGP-2 # ESX14-073-0009A—Siegel to Phillips Tap Site
Pipeline
Applicant Hilcorp Energy Company
Contact Ms. Stephanie McMurray
Address 1201 Louisiana Street, Suite 1400
City Houston State TX Zip Code 77002
County Lawrence Township(s) Mahoning(s)
Receiving Stream(s) and Classification(s) Unnamed Tribu-
tary & Marshall Run to Mahoning River & Unnamed
Tributary to the Coffee Run

ESCGP-2 # ESX11-019-0068B—Bricker Well Pad
Applicant Rex Energy Operating Corp
Contact Mr. Michael Endler
Address 600 Cranberry Woods Drive
City Cranberry Township State PA Zip Code 16066
County Butler Township(s) Connoquenessing(s)
Receiving Stream(s) and Classification(s) UNTs to Little
Connoquenessing Creek, UNT to Semiconon Run

ESCGP-2 # ESX14-085-0028—Delaware-Ferguson Well
Pad
Applicant Hilcorp Energy Company
Contact Ms. Stephanie McMurray
Address 1201 Louisiana Street, Suite 1400
City Houston State TX Zip Code 77002
County Mercer Township(s) Delaware
Receiving Stream(s) and Classification(s) UNT Mill Run
(TSF)

ESCGP-2 #ESX13-019-0007A—Burgh to Wack Pipeline
Project Major Modification
Applicant Markwest Liberty Bluestone, LLC
Contact Rick Lowry

Address 4600 J. Barry Court Suite 500
City Canonsburg State PA Zip Code 15317
County Butler Township(s) Lancaster(s)
Receiving Stream(s) and Classification(s) Scholars Run &
UNT's to Scholars Run WWF, Little Yellow Creek CWF,
Ohio River

ESCGP-2 #ESX12-019-0147A—Quinn to Nisource Tie In
Pipeline Major Modification
Applicant EQT Gathering, LLC
Contact Brian Clauto
Address 455 Racetrack Road
City Washington State PA Zip Code 15301
County Butler Township(s) Clinton(s)
Receiving Stream(s) and Classification(s) Rocky Run CWF
Thorn Creek

*Eastern Region: Oil & Gas Management Program Man-
ager, 208 West Third Street, Williamsport, PA 17701*

ESCGP-2 # ESX29-015-14-0082
Applicant Name Chesapeake Appalachia, LLC
Contact Person Eric Haskins
Address 14 Chesapeake Lane
City, State, Zip Sayre, PA 18840
County Bradford County
Township(s) Wilmot Township
Receiving Stream(s) and Classification(s) Run Creek
(CWF), Susquehanna River (WWF);
Secondary: Susquehanna River

ESCGP-2 # ESX10-131-0007 (01)
Applicant Name Warren E&P, Inc.
Contact Person Heather Burkhart
Address 39 Washington Park Road
City, State, Zip Tunkhannock, PA 18657
County Wyoming County
Township(s) Washington Township
Receiving Stream(s) and Classification(s) Meshoppen
Creek (CWF);
Secondary: Susquehanna River

ESCGP-2 # ESX10-015-0086 (01)
Applicant Name Talisman Energy USA, Inc.
Contact Person Joseph Katruska
Address 50 Pennwood Place
City, State, Zip Warrendale, PA 15086
County Bradford County
Township(s) Columbia Township
Receiving Stream(s) and Classification(s) Sugar Creek
(TSF/MF)

ESCGP-2 # ESX10-015-0163 (01)
Applicant Name Talisman Energy USA, Inc.
Contact Person Joseph Katruska
Address 50 Pennwood Place
City, State, Zip Warrendale, PA 15086
County Bradford County
Township(s) Orwell Township
Receiving Stream(s) and Classification(s) South Creek
(CWF)

ESCGP-2 # ESX29-131-14-0019
Applicant Name Appalachia Midstream Services, LLC
Contact Person Randy DeLaune
Address 100 Ist Center
City, State, Zip Horseheads, NY 14845
County Wyoming and Susquehanna Counties
Township(s) Meshoppen and Auburn Townships
Receiving Stream(s) and Classification(s) Trib 29358 to
Meshoppen Creek (CWF); Riley Creek (CWF);
Secondary: Susquehanna River

ESCGP-2 # ESG29-113-14-0024
 Applicant Name Appalachia Midstream Services, LLC
 Contact Person Randy DeLaune
 Address 100 1ST Center
 City, State, Zip Horseheads, NY 14845
 County Sullivan
 Township(s) Fox
 Receiving Stream(s) and Classification(s) Fall Run,
 Watershed Fall Run (EV)
 Secondary—Hoagland Branch (EV)

ESCGP-2 # ESX29-115-14-0104
 Applicant Name Talisman Energy USA, Inc
 Contact Person Ben Younkin
 Address 337 Daniel Zenker Dr
 City, State, Zip Horseheads, NY 14845
 County Susquehanna
 Township(s) Choconut
 Receiving Stream(s) and Classification(s) UNT to
 Choconut Creek (WWF, MF)

ESCGP-2 # ESX11-081-0114(01)
 Applicant Name Anadarko E&P Onshore, LLC
 Contact Person Rane Wilson
 Address 33 W Third St, Suite 200
 City, State, Zip Williamsport, PA 17701
 County Lycoming
 Township(s) Lycoming
 Receiving Stream(s) and Classification(s) UNT to Hogland
 Run (HQ-CWF, MF); UNT Beautys Run (WWF, MF)
 Secondary—Lycoming Creek (EV)

ESCGP-2 # ESX12-113-0005(01)
 Applicant Name EXCO Resources (PA), LLC
 Contact Person Brian Rushe
 Address City, State, Zip
 County Lycoming
 Township(s) Shrewsbury
 Receiving Stream(s) and Classification(s) Muncy Creek &
 Spring Run/Muncy-Chillisquaque Creek (HQ, EV, TSF)
 Secondary—Susquehanna River

ESCGP-2 # ESG13-115-0094 (02)
 Applicant Name Williams Field Services Company, LLC
 Contact Person Julie Nicholas
 Address 310 State Route 29 North
 City, State, Zip Tunkhannock, PA 18657
 County Susquehanna County
 Township(s) Lenox Township
 Receiving Stream(s) and Classification(s) Millard Creek
 (CWF/MF) and UNTs thereto

ESCGP-2 # ESX29-131-14-0018
 Applicant Name UGI Energy Services, Inc.
 Contact Person Dante D'Alessandro
 Address 1 Meridian Blvd., Ste 2C01
 City, State, Zip Wyomissing, PA 19610
 County Wyoming and Susquehanna Counties
 Township(s) Washington, Meshoppen and Auburn Town-
 ships
 Receiving Stream(s) and Classification(s) UNT to Little
 Meshoppen Creek, Little Meshoppen Creek, UNT to
 Riley Creek, Riley Creek, Dority Creek, Nick Creek,
 Baker Creek (All CWF/MF);
 Secondary: Susquehanna River

ESCGP-2 # ESX10-015-0289 (01)
 Applicant Name Talisman Energy USA, Inc.
 Contact Person Joseph Katruska
 Address 50 Pennwood Drive
 City, State, Zip Warrendale, PA 15086
 County Bradford County
 Township(s) Warren Township

Receiving Stream(s) and Classification(s) UNT to Chaffee
 Run (CWF/MF), UNT to Corbin Creek (CWF/MF), UNT
 to Wappasening Creek (CWF/MF)

ESCGP-2 # ESX11-015-0026 (01)
 Applicant Name Talisman Energy USA, Inc.
 Contact Person Joseph Katruska
 Address 50 Pennwood Place
 City, State, Zip Warrendale, PA 15086
 County Bradford County
 Township(s) Windham Township
 Receiving Stream(s) and Classification(s) Parks Creek
 (CWF/MF)

ESCGP-2 # ESX10-015-0351 (01)
 Applicant Name Talisman Energy USA, Inc.
 Contact Person Joseph Katruska
 Address 50 Pennwood Place
 City, State, Zip Warrendale, PA 15086
 County Bradford County
 Township(s) Windham Township
 Receiving Stream(s) and Classification(s) Wappasening
 Creek (CWF)

ESCGP-2 # ESX10-015-0167 (01)
 Applicant Name Talisman Energy USA, Inc.
 Contact Person Joseph Katruska
 Address 50 Pennwood Place
 City, State, Zip Warrendale, PA 15086
 County Bradford and Susquehanna Counties
 Township(s) Orwell and Middletown Townships
 Receiving Stream(s) and Classification(s) UNT to Gaylord
 Creek (CWF/MF), Ross Creek (WWF/MF)

*Southwest Region: Oil & Gas Program Mgr. 400 Water-
 front Dr. Pittsburgh PA*

ESCGP-2 No: ESX10-059-0088
 Applicant Name: Chevron Appalachia, LLC
 Contact Person Branden Weimer
 Address: 800 Mountain View Drive
 City: Smithfield State: PA Zip Code: 15478
 County: Greene Township: Franklin
 Receiving Stream (s) and Classifications: UNTs to Browns
 Creek, Mud Lick Run/Ten Mile Creek Watershed; HQ

ESCGP-2 No.: ESX14-059-0051
 Applicant Name: Vantage Energy Appalachia II, LLC
 Contact Person: John J Moran Jr
 Address: 116 Inverness Drive East Suite 107
 City: Englewood State: CO Zip Code: 80112
 County: Greene Township(s): Washington
 Receiving Stream(s) and Classifications: Ruff Creek/South
 Fork Tenmile Creek; Boyd Run/South Fork Tenmile
 Creek; Other WWF

ESCGP-2 No.: ESG14-059-0026
 Applicant Name: Rice Poseidon Midstream, LLC
 Contact Person: Kyle Shirey
 Address: 171 Hillpointe Drive Suite 301
 City: Canonsburg State: PA Zip Code: 15317
 County: Greene Township(s): Jackson and Center
 Receiving Stream(s) and Classifications: UNT to Webster
 Run, UNT to House Run, UNT to Claylick Run/Tenmile
 Creek Watershed; HQ; Other Warm Water Fishery
 (WWF)

ESCGP-2 No.: ESG14-125-0055
 Applicant Name: MarkWest Liberty Midstream &
 Resources, LLC
 Contact Person: Richard Lowry
 Address: 4600 J Barry Court Suite 500
 City: Canonsburg State: PA Zip Code: 15317
 County: Washington Township(s): Independence

Receiving Stream(s) and Classifications: UNTs to Brush Run, HQ-WWF/Wheeling-Buffalo Creek; HQ

ESCGP-2 No.: ESX14-059-0050
 Applicant Name: Energy Corporation of America
 Contact Person: Travis Wendel
 Address: 101 Heritage Run Road Suite 1
 City: Indiana State: PA Zip Code: 15701
 COUNTY Greene Township(s): Greene, Jefferson and Cumberland

Receiving Stream(s) and Classifications: Muddy Creek; UNT to Muddy Creek; UNT to Frosty Run; Other WWF Muddy Creek and Tributaries; TSF Frosty Run and Tributaries

ESCGP-2 No.: ESX14-059-0059
 Applicant Name: PA Land Resources, LLC DBA P L Resources, LLC
 Contact Person: Nick Mongelluzzo
 Address: PO Box 247
 City: Waynesburg State: PA Zip Code: 15370
 County: Greene Township(s): Franklin
 Receiving Stream(s) and Classifications: South Fork Tenmile Creek/Tenmile Creek; Smith Creek/Tenmile Creek; UNT to Smith Creek/Tenmile Creek; Other WWF

ESCGP-2 No.: ESX11-125-0014 Major Revision
 Applicant Name: MarkWest Liberty Midstream & Resources, LLC
 Contact Person: Rick Lowry
 Address: 4600 J Barry Court Suite 500
 City: Canonsburg State: PA Zip Code 15317
 County: Washington Township(s): Independence
 Receiving Stream(s) and Classifications: UNTs to Sugar Camp Run, Sugar Camp Run, UNTs to Indian Camp Run, Indian Camp Run, UNTs to Brashears Run, Brashears Run; HQ

ESCGP-2 No.: ESX10-059-0007 Major Revision
 Applicant Name: Vista Gathering, LLC
 Contact Person: Mike Hopkins
 Address: 480 Johnson Road Suite 100
 City: Washington State: PA Zip Code: 15301
 County: Greene Township(s): Franklin
 Receiving Stream(s) and Classifications: UNTs to South Fork Tenmile Creek (WWF); Other WWF

ESCGP-2 No.: ESX13-125-0036 Major Revision
 Applicant Name: Kyle Shirey
 Contact Person: Rice Poseidon Midstream, LLC
 Address: 171 Hillpointe Drive Suite 301
 City: Canonsburg State: PA Zip Code: 15317
 County: Washington Township(s): West Pike Run and Somerset

Receiving Stream(s) and Classifications: UNT to #24054 Pigeon Creek; Other Warm Water Fishes (WWF)

ESCGP-2 NO.: ESX13-003-0017
 Applicant Name: ACAA Well Pad 4
 CONTACT PERSON: Jonathan Madill
 ADDRESS: 280 Indian Springs Road
 City: Indiana State: PA Zip Code: 15701
 County: Allegheny Township(s): Findlay
 Receiving Stream(s) and Classifications: Tributary 36711 and 36709 to Montour Run; UNTs to Tributary 36711 to Montour Run; UNTs to McClarens Run and Montour Run; Other TSF; Siltation-Impaired

SPECIAL NOTICES

Invitation for Bids to Perform Operation and Maintenance at Mine Drainage Treatment Facilities under Act 181 of 1984

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

The Department of Environmental Protection, Moshannon District Mining Operations is soliciting bids for the Operation and Maintenance of Mine Drainage Treatment Facilities in Centre, Clearfield, Clinton, and Sullivan Counties. The work will include operation and maintenance of both active and passive treatment facilities. A mandatory pre-bid meeting will be conducted on December 10, 2014, at 9:00 a.m. at the Pine Glen treatment facility entrance road, SR-0879 (Pine Glen Road), Burnside Township, Centre County, Latitude: 41° 04' 27" Longitude: 78° 01' 09".

Bids must be received by Mario Carrello, Watershed Manager, Department of Environmental Protection, Moshannon District Mining Office, 186 Enterprise Drive, Philipsburg, PA 16866, no later than 1:00 p.m. Local Time, January 7, 2015, to be considered. Bids will be opened 1:15 p.m., January 7, 2015. Winning bidder must obtain a surface coal mine operator license in order to qualify for the award as per Pa. Code Title 25 Section 86.189. Bid documents and information are available by contacting Mario Carrello 814.342.8127 or email mcarrello@pa.gov.

[Pa.B. Doc. No. 14-2436. Filed for public inspection November 21, 2014, 9:00 a.m.]

DEPARTMENT OF GENERAL SERVICES

Lease Office Space to the Commonwealth Tioga County

Proposers are invited to submit proposals to the Department of General Services with 9,243 usable square feet of office space for the State Police in Tioga County. Downtown locations will be considered. For more information on SFP No. 94662, which is due on January 7, 2015, visit www.dgs.state.pa.us or contact Pete Kafkalas, Bureau of Real Estate, (717) 525-5231, pkafkalas@pa.gov.

SHERI PHILLIPS,
Secretary

[Pa.B. Doc. No. 14-2437. Filed for public inspection November 21, 2014, 9:00 a.m.]

Real Estate for Sale Columbia County

The Department of General Services (Department) will accept bids for the purchase of 0.82 acre ± of land and building formerly known as the Berwick Armory located at 201 Pine Street, Borough of Berwick, Columbia County. Bids are due Thursday, January 29, 2015. Interested parties wishing to receive a copy of Solicitation No. 94670

should view the Department's web site at www.dgs.state.pa.us or call Lisa Kettering, (717) 787-1321.

SHERI PHILLIPS,
Secretary

[Pa.B. Doc. No. 14-2438. Filed for public inspection November 21, 2014, 9:00 a.m.]

**Real Estate for Sale
Elk County**

The Department of General Services (Department) will accept bids for the purchase of 0.23 acre ± of land and building formerly known as the Ridgway Armory located at 72 North Broad Street, Borough of Ridgway, Elk County. Interested parties wishing to receive a copy of Solicitation No. 94671 should view the Department's web site at www.dgs.state.pa.us or call Lisa Kettering, (717) 787-1321.

SHERI PHILLIPS,
Secretary

[Pa.B. Doc. No. 14-2439. Filed for public inspection November 21, 2014, 9:00 a.m.]

**Real Estate for Sale
Elk County**

The Department of General Services (Department) will accept bids for the purchase of 15 acres ± of land and storage buildings formerly known as the Ridgway National Guard Weekend Training Site located at 5509 Grant Road, Ridgway Township, Elk County. Interested parties wishing to receive a copy of Solicitation No. 94665 should view the Department's web site at www.dgs.state.pa.us or call Lisa Kettering, (717) 787-1321.

SHERI PHILLIPS,
Secretary

[Pa.B. Doc. No. 14-2440. Filed for public inspection November 21, 2014, 9:00 a.m.]

DEPARTMENT OF HEALTH

Application of Monongahela Valley Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Monongahela Valley Hospital has requested an exception to the requirements of 28 Pa. Code § 138.15 (relating to high-risk cardiac catheterizations).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-2441. Filed for public inspection November 21, 2014, 9:00 a.m.]

Long-Term Care Nursing Facilities; Request for Exception

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 211.9(g) (relating to pharmacy services):

Dresher Hill Health and Rehabilitation Center
1390 Camp Hill Road
Fort Washington, PA 19034
FAC ID # 271202

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 201.18(e) (relating to management):

Schuylkill Medical Center—South Jackson Street Transitional Care Unit
420 South Jackson Street
Pottsville, PA 17901
FAC ID # 42100201

Skilled Nursing Unit, Armstrong County Memorial Hospital
One Nolte Drive
Kittanning, PA 16201
FAC ID # 270902

These 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 Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the address or phone number listed previously, or for speech and/or hearing impaired persons V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-2442. Filed for public inspection November 21, 2014, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

Quality Strategy

The Department of Public Welfare (Department) is modifying and updating the current HealthChoices Medicaid managed care strategy as required by Federal regulations in 42 CFR Part 438, Subparts D and E (relating to quality assessment and performance improvement; and external quality review) to incorporate the Healthy Pennsylvania Section 1115 demonstration waiver. This Quality Strategy will take effect January 1, 2015. The Department is seeking public comment by publication of this notice in the *Pennsylvania Bulletin*.

The Quality Strategy is required by Federal regulations and the Centers for Medicare and Medicaid Services. The Quality Strategy sets forth the Commonwealth's strategy for assessing and improving the quality and efficient health care by the managed care organizations (MCO) and Pre-Paid Inpatient Health Plans (PIHP) with an agreement with the Department. It is not intended to comprehensively describe all the activities that the Department undertakes to assure the quality of care rendered to Medicaid beneficiaries.

Background

Medicaid currently operates a Statewide, fully capitated managed care through its HealthChoices Program that includes five behavioral health PIHPs and eight physical health MCOs operating under the authority of a 1915(b) waiver. In 2009, the Department obtained Federal approval for a PIHP under the authority of a 1915(a) waiver to create the Adult Community Autism Program (ACAP) in four counties in this Commonwealth. In August 2014, the Department obtained approval for its Healthy Pennsylvania private coverage option (PCO) under the authority of a 1115 demonstration waiver.

Discussion

Beginning January 1, 2015, the Statewide PCO managed care plans will offer both physical and behavioral health benefits that meet essential health benefit standards of the Affordable Care Act for newly eligible Medicaid beneficiaries. The Quality Strategy will describe the strategies and activities for assessing and improving the quality and appropriateness of care within the managed care programs.

The Quality Strategy will serve to assure that the Department's managed care programs are in compliance with agreement terms, have committed resources to perform monitoring and ongoing quality improvement, contribute to the improvement of health for the Medicaid population and incorporate new programmatic changes to assure Medicaid beneficiaries have timely access to high quality care.

The Department has implemented various quality improvement initiatives to increase the quality of care for the Medicaid population. The Office of Medical Assistance Programs, Bureau of Managed Care Operations key initiatives are centered around value-based purchasing, and include reducing preventable admissions and readmissions, increasing preventative dental services in children, coordinating and implementing physical health and behavioral health quality improvement projects, MCO and Provider Pay for Performance programs and wider implementation of community-based care management teams.

The Office of Mental Health and Substance Abuse Services' key quality improvement initiatives include implementation of telepsychiatry services, use of mobile mental health treatment services to serve nonmobile beneficiaries, expanding mental health and substance use screening strategies within Person-Centered Medical Homes (PCMH), and establishing PCMH options for individuals with serious mental illness and substance use disorders.

Key quality initiatives for the ACAP include increasing the number of community-based services for adults 21 years of age or older, improving coordination across multiple systems that provide support for individuals with autism and improving the service delivery system to address the diversity of individuals on the autism spectrum.

Healthy Pennsylvania will incorporate various components of value-based purchasing, including identifying opportunities for improving access and quality while realizing cost savings, evaluation of beneficiary satisfaction, focused managed care plan monitoring to prioritize improving health outcomes, emphasize teaming with the PCO managed care plans to set and reach quality improvement targets and reduce unnecessary administrative burden.

The Quality Strategy, in its entirety, can be viewed at <http://www.healthypa.com>.

Public Comment

Interested persons are invited to submit comments regarding this notice to the Department at RA-PWQualityStrategy@pa.gov. Comments received within 30 days will be reviewed and considered for any subsequent revision to the Quality Strategy.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

BEVERLY D. MACKERETH,
Secretary

Fiscal Note: 14-NOT-918. No fiscal impact; (8) recommendations adoption.

[Pa.B. Doc. No. 14-2443. Filed for public inspection November 21, 2014, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Application for Lease of Right-Of-Way

Under 67 Pa. Code § 495.4(d) (relating to application procedure), an application to lease highway right-of-way has been submitted to the Department of Transportation by Pinnacle Health, 205 South Front Street, Harrisburg, PA 17105-8700, seeking to lease highway right-of-way located at 157 Paxton Street, Harrisburg, PA 17104, 40,277 ± square feet/hectares, adjacent to SR 3009-0021 for purposes of parking.

Interested persons are invited to submit, within 30 days from the publication of this notice in the *Pennsylvania Bulletin*, written comments, suggestions or objections, or both, regarding the approval of this application to

Michael Keiser, PE, Engineering District 8-0, 2140 Herr Street, Harrisburg, PA 17103-1699.

Questions regarding this application or the proposed use may be directed to Paulette Broody Alexander, Chief Negotiator, 2140 Herr Street, Harrisburg, PA 17103-1699, (717) 787-1419.

BARRY J. SCHOCH, PE,
Secretary

[Pa.B. Doc. No. 14-2444. Filed for public inspection November 21, 2014, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Action Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10 a.m., Thursday, November 6, 2014, and announced the following:

Action Taken—Regulations Approved:

Department of Labor and Industry #12-99: Special Rules of Administrative Practice and Procedure Before the Workers' Compensation Appeal Board and Workers' Compensation Judges (amends 34 Pa. Code (Chapters 111 and 131))

Pennsylvania Public Utility Commission #57-294: Review of Long Term Infrastructure Improvement Plan (amends 52 Pa. Code by adding Sections 121.1—121.8)

Pennsylvania Public Utility Commission #57-303: Electronic Access to Pre-Served Testimony (amends 52 Pa. Code Chapter 5)

Environmental Hearing Board #106-11: Environmental Hearing Board Rules of Practice and Procedure (amends 25 Pa. Code § 1021.94(c))

Approval Order

Public Meeting Held
November 6, 2014

Commissioners Voting: John F. Mizner, Esq., Chairperson; George D. Bedwick, Vice Chairperson; W. Russell Faber; Lawrence J. Tabas, Esq.

*Department of Labor and Industry—
Special Rules of Administrative Practice and Procedure
Before the Workers' Compensation
Appeal Board and Workers' Compensation Judges;
Regulation No. 12-99 (#3047)*

On February 10, 2014, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Labor and Industry (Department). This rulemaking amends 34 Pa. Code (Chapters 111 and 131). The proposed regulation was published in the February 22, 2014 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on September 30, 2014.

This regulation clarifies and updates requirements related to practice and procedure and litigation to better coordinate procedures involving the Workers' Compensation Appeal Board, workers' compensation judges and the Office of Adjudication.

We have determined this regulation is consistent with the statutory authority of the Department (77 P.S. §§ 710, 991(a) and (c) and 2708) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Approval Order

Public Meeting Held
November 6, 2014

Commissioners Voting: John F. Mizner, Esq., Chairperson; George D. Bedwick, Vice Chairperson; W. Russell Faber; Lawrence J. Tabas, Esq.

*Pennsylvania Public Utility Commission—
Review of Long Term Infrastructure Improvement Plan;
Regulation No. 57-294 (#3032)*

On October 3, 2013, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Public Utility Commission (PUC). This rulemaking amends 52 Pa. Code by adding Sections 121.1—121.8. The proposed regulation was published in the October 19, 2013 *Pennsylvania Bulletin* with a 45-day public comment period. The final-form regulation was submitted to the Commission on October 1, 2014.

This final-form rulemaking implements Act 11 of 2012 by setting forth the elements of Long-Term Infrastructure Improvement Plans (LTIIP), establishing rules for the filing Annual Asset Optimization plans and establishing enforcement provisions related to the implementation of an LTIIP.

We have determined this regulation is consistent with the statutory authority of the PUC (66 Pa.C.S.A. §§ 501, 1352, 1353(b)(3) and 1501) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Approval Order

Public Meeting
Held November 6, 2014

Commissioners Voting: John F. Mizner, Esq., Chairperson; George D. Bedwick, Vice Chairperson; W. Russell Faber; Lawrence J. Tabas, Esq.

*Pennsylvania Public Utility Commission—
Electronic Access to Pre-Served Testimony;
Regulation No. 57-303 (#3059)*

On May 1, 2014, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Public Utility Commission (PUC). This rulemaking amends 52 Pa. Code Chapter 5. The proposed regulation was published in the May 17, 2014 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on October 1, 2014.

This rulemaking amends the PUC's procedural regulations to require parties, within thirty days after the final hearing in an adjudicatory proceeding, to either file electronically with or provide to the PUC a compact disc containing all the pre-served testimony furnished to the court reporter during the proceeding.

We have determined this regulation is consistent with the statutory authority of the PUC (66 Pa.C.S. §§ 332, 333 and 501) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Approval Order

Public Meeting
Held November 6, 2014

Commissioners Voting: John F. Mizner, Esq., Chairperson;
George D. Bedwick, Vice Chairperson; W. Russell Faber;
Lawrence J. Tabas, Esq.

*Environmental Hearing Board—
Environmental Hearing Board Rules of
Practice and Procedure;
Regulation No. 106-11 (#3073)*

On October 3, 2014, the Independent Regulatory Review Commission (Commission) received this regulation

from the Environmental Hearing Board (Board). This rulemaking amends 25 Pa. Code § 1021.94(c). Notice of proposed rulemaking was omitted for this regulation; it will become effective upon publication in the *Pennsylvania Bulletin*.

This final-omitted regulation clarifies practice and procedure regulations relating to the filing of a response to a dispositive motion.

We have determined this regulation is consistent with the statutory authority of the Board (35 P. S. § 7515(c)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

JOHN F. MIZNER, Esq.,
Chairperson

[Pa.B. Doc. No. 14-2445. Filed for public inspection November 21, 2014, 9:00 a.m.]

Notice of Filing of Final Rulemakings

The Independent Regulatory Review Commission (Commission) received the following regulation. It is scheduled to be considered on the date noted. The Commission’s public meetings are held at 333 Market Street, 14th Floor, Harrisburg, PA at 10 a.m. To obtain a copy of the regulation, interested parties should first contact the promulgating agency. If a copy cannot be obtained from the promulgating agency, the Commission will provide a copy or a copy can be obtained from www.irrc.state.pa.us.

<i>Final Reg. No.</i>	<i>Agency/Title</i>	<i>Resubmitted</i>	<i>Public Meeting</i>
#16A-649	State Board of Auctioneer Examiners Schedule of Fees	11/10/14	12/11/14

JOHN F. MIZNER, Esq.,
Chairperson

[Pa.B. Doc. No. 14-2446. Filed for public inspection November 21, 2014, 9:00 a.m.]

INSURANCE DEPARTMENT

Ability Insurance Company; Rate Increase Filing for Several LTC Forms

Ability Insurance Company is requesting approval to increase the premium on 22 policyholders with the following individual LTC policy form numbers: 3358, LT691, LT692, LT694, LT695 and LT201. The company is requesting a 35% increase on policies with a lifetime benefit period but no increase on policies with nonlifetime benefit periods. The business was originally written by Medico Insurance Company and Mutual Protective Insurance Company.

Unless formal administrative action is taken prior to February 5, 2015, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department’s (Department) web site at www.insurance.pa.gov. Under the tab “How to Find . . .” click on the link “PA Bulletin.”

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department’s Harrisburg office.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary,

Insurance Department, Insurance Product Regulation, Room 1311, Strawberry Square, Harrisburg, PA 17120, jlaverty@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 14-2447. Filed for public inspection November 21, 2014, 9:00 a.m.]

**PENNSYLVANIA PUBLIC
UTILITY COMMISSION**

Petition of PECO Energy Company

P-2014-2451772. PECO Energy Company. Petition of PECO Energy Company for approval of three proposals designed to increase access to natural gas service. Recognizing the new abundance of shale natural gas, PECO Energy Company is seeking to address, through a variety of different strategies, the financial burdens associated with PECO Energy Company’s existing natural gas main extension process that may deter some prospective customers from converting a portion of their energy needs to

natural gas. These proposals are designed to increase PECO Energy Company customers' access to natural gas service.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, 400 North Street, Second Floor, Commonwealth Keystone Building, Harrisburg, PA 17120, with a copy served on Administrative Law Judge Angela T. Jones and PECO Energy Company, on or before December 8, 2014. The documents filed in support of the petition are available for inspection and copying at the Secretary's Bureau of the Pennsylvania Public Utility Commission (Commission) between 8 a.m. and 4:30 p.m., Monday through Friday, and can also be reviewed at the Commission's web site at www.puc.pa.gov or at the petitioner's business address.

Petitioner: PECO Energy Company

Through and By Counsel: Thomas P. Gadsden, Anthony C. DeCusatis, Catherine G. Vasudevan, Morgan, Lewis & Bockius, LLP, 1701 Market Street, Philadelphia, PA 19103-2921

Romulo L. Diaz, Jr., and Jack R. Garfinkle, Exelon Business Services Company, 2301 Market Street, P. O. Box 8699, Philadelphia, PA 19101-8699

Initial Call-In Prehearing Conference

A prehearing conference by telephone on the previously-captioned case will be held as follows:

Date: Thursday, December 18, 2014
Time: 10 a.m.
Presiding: Administrative Law Judge Angela T. Jones
 Suite 4063
 801 Market Street
 Philadelphia, PA 19107
 (215) 560-2105
 Fax: (215) 560-3133

At the previously listed date and time, PECO Energy Company must call into the prehearing conference. PECO Energy Company will not be called by the Administrative Law Judge.

To participate in the conference, individuals must:

- Dial the following toll-free number
- Enter the following PIN number when instructed to do so
- Speak the individual's name when prompted

The telephone system will connect callers to the conference.

Toll-free bridge number: (855) 750-1027
 PIN number: 846648

Individuals representing themselves are not required to be represented by an attorney. All others (corporation, partnership, association, trust or governmental agency or subdivision) must be represented by an attorney. Representing attorneys should file a notice of appearance before the scheduled hearing date.

Persons with a disability who wish to attend the hearing should contact the Commission to make arrangements for their special needs. Call the scheduling office at the Commission at least 5 business days prior to the hearing to submit a request.

For individuals who require an interpreter to participate in the hearings, the Commission will make every

reasonable effort to have an interpreter present. Call the scheduling office at the Commission at least 10 business days prior to the hearing to submit a request.

- Scheduling Office: (717) 787-1399
 - Pennsylvania AT&T Relay Service number for persons who are deaf or hearing-impaired: (800) 654-5988
- ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 14-2448. Filed for public inspection November 21, 2014, 9:00 a.m.]

Telecommunications

A-2014-2452331. Windstream Pennsylvania, LLC, Windstream D & E, Inc., Windstream Buffalo Valley, Inc., Windstream Conestoga, Inc. and AT&T Corporation f/k/a AT&T Communications of Pennsylvania, LLC. Joint Petition of Windstream Pennsylvania, LLC, Windstream D & E, Inc., Windstream Buffalo Valley, Inc., Windstream Conestoga, Inc. and AT&T Corporation f/k/a AT&T Communications of Pennsylvania, LLC for approval of Amendment No. 2 to interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Windstream Pennsylvania, LLC, Windstream D & E, Inc., Windstream Buffalo Valley, Inc., Windstream Conestoga, Inc. and AT&T Corporation f/k/a AT&T Communications of Pennsylvania, by their counsel, filed on November 6, 2014, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of Amendment No. 2 to interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of the petition are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, at the Commission's web site at www.puc.pa.gov and at the applicant's business address. Copies of the Windstream Pennsylvania, LLC, Windstream D & E, Inc., Windstream Buffalo Valley, Inc., Windstream Conestoga, Inc. and AT&T Corporation f/k/a AT&T Communications of Pennsylvania, LLC joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 14-2449. Filed for public inspection November 21, 2014, 9:00 a.m.]

Telecommunications

A-2014-2451977. Windstream Pennsylvania, LLC, Windstream D & E, Inc., Windstream Buffalo Valley, Inc., Windstream Conestoga, Inc. and Teleport Communications America, LLC f/k/a TCG Pittsburg. Joint petition of Windstream Pennsylvania, LLC, Windstream D & E, Inc., Windstream Buffalo Valley, Inc.,

Windstream Conestoga, Inc. and Teleport Communications America, LLC f/k/a TCG Pittsburg for approval of Amendment No. 1 to the interconnection agreement under section 252 (e) of the Telecommunications Act of 1996.

Windstream Pennsylvania, LLC, Windstream D & E, Inc., Windstream Buffalo Valley, Inc., Windstream Conestoga, Inc. and Teleport Communications America, LLC f/k/a TCG Pittsburg, by their counsel, filed on November 6, 2014, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of Amendment No. 1 to interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of the petition are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, at the Commission's web site at www.puc.pa.gov and at the applicant's business address. Copies of the joint petition of Windstream Pennsylvania, LLC, Windstream D & E, Inc., Windstream Buffalo Valley, Inc., Windstream Conestoga, Inc. and Teleport Communications America, LLC f/k/a TCG Pittsburg joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 14-2450. Filed for public inspection November 21, 2014, 9:00 a.m.]

Wastewater and Water Services

A-2014-2451683 and A-2014-2451684. Pennsylvania-American Water Company and Pennsylvania-American Water Company—Wastewater Division. Application of Pennsylvania-American Water Company and Pennsylvania-American Water Company—Wastewater Division for approval to offer, render, furnish or supply water and wastewater services to the public in an additional portion of East Fallowfield Township, Chester County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before December 8, 2014. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Commission's web site at www.puc.pa.gov and at the applicant's business address.

Applicant: Pennsylvania American Water Company

Through and By Counsel: Susan Simms Marsh, Esquire, Seth A. Mendelsohn, Esquire, 800 West Hershey Park Drive, Hershey, PA 17033

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 14-2451. Filed for public inspection November 21, 2014, 9:00 a.m.]

PHILADELPHIA REGIONAL PORT AUTHORITY

Request for Bids

The Philadelphia Regional Port Authority will accept sealed bids for Project No. 14-132.1, Pier 124 Removal of Timber Piles and Railroad Ties, until 2 p.m. on Monday, December 22, 2014. Information (including mandatory prebid information) can be obtained from www.philaport.com under Procurement or call (215) 426-2600.

JAMES T. McDERMOTT, Jr.,
Executive Director

[Pa.B. Doc. No. 14-2452. Filed for public inspection November 21, 2014, 9:00 a.m.]

STATE BOARD OF NURSING

Bureau of Professional and Occupational Affairs v. Kathryn Nora Mauro, LPN; File No. 12-51-05620; Doc. No. 0032-51-13

On September 23, 2014, Kathryn Nora Mauro, LPN, license no. PN274666, last known of Philadelphia, Philadelphia County, had her license to practice practical nursing indefinitely suspended for at least 2 years and then until her criminal probation ends, including the payment of restitution, costs and fees, under Doc. Nos. CP-51-CR-1775-2012 and CP-09-CR-2558-2012, she pays a \$500 civil penalty and completes 8 hours of ethics continuing education, for denying that she committed any misdemeanors on her application for licensure.

Individuals may obtain a copy of the adjudication by writing to Judith Pachter Schulder, Board Counsel, State Board of Nursing, P. O. Box 2649, Harrisburg, PA 17105-2649.

This order represents the final State Board of Nursing (Board) decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of their petition for review. The Board contact for receiving service of appeals is the previously-named Board counsel.

ANN M. COUGHLIN, MBA, MSN, RN,
Chairperson

[Pa.B. Doc. No. 14-2453. Filed for public inspection November 21, 2014, 9:00 a.m.]

SUSQUEHANNA RIVER BASIN COMMISSION

Commission Meeting; Correction

The Susquehanna River Basin Commission (Commission) published a document at 79 FR 66763 (November 10, 2014) concerning its regular business meeting on

December 5, 2014, in Annapolis, MD. The meeting will now be held at Miller Senate Office Building, President's Conference Room, 11 Bladen Street, Annapolis, MD 21401. The recommended parking and transportation option is to park at the Navy-Marine Corps Memorial Stadium and take the Annapolis Transit Trolley Shuttle from there. For all available parking options, see http://www.downtownannapolis.org/_pages/transport/tr_parking.htm. An agenda item has been added to be addressed at the business meeting and is contained in the Supplementary Information section of this notice.

For further information contact Jason E. Oyler, Regulatory Counsel, (717) 238-0423, Ext. 1312, fax (717) 238-2436.

Supplementary Information

The business meeting will include actions or presentations on the following items: (1) informational presentation of interest to the Lower Susquehanna Subbasin area; (2) resolution concerning Fiscal Year 2016 Federal funding of the Susquehanna Flood Forecast and Warning System and National Streamflow Information Program; (3) rulemaking action to clarify the water uses involved in hydrocarbon development that are subject to the consumptive use regulations, as implemented by the Approval By Rule program; (4) resolution concerning delegation of authority; (5) ratification/approval of contracts/grants; (6) regulatory compliance matters for Lion Brewery, LHP Management, and Southwestern Energy Company; (7) transfer of approval (Doc. No. 20081222) from Sunbury Generation, LP to Hummel Station, LLC; (8) Future Power PA, LLC request for waiver of 18 CFR 806.3 and 806.4 (relating to definitions; and projects requiring review and approval); and (9) Regulatory Program projects.

The rulemaking item listed for Commission action was the subject of a public hearing conducted by the Commission on November 6, 2014, and identified in the notice for the hearing, which was published at 79 FR 57850 (September 26, 2014). Projects listed for Commission action are those that were the subject of a public hearing conducted by the Commission on November 6, 2014, and identified in the notice for the hearing, which was published at 79 FR 61683 (October 14, 2014).

Opportunity to Appear and Comment

Interested parties are invited to attend the business meeting and encouraged to review the Commission's Public Meeting Rules of Conduct, which are posted on the Commission's web site at www.srbc.net. As identified in the public hearing notices previously referenced, written comments on the rulemaking item and Regulatory Program projects that were the subject of public hearings, and are listed for action at the business meeting, are subject to a comment deadline of November 17, 2014. Written comments pertaining to any other matters listed for action at the business meeting may be mailed to the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788, or submitted electronically through <http://www.srbc.net/pubinfo/publicparticipation.htm>. Comments mailed or electronically submitted must be received by the Commission on or before November 26, 2014, to be considered.

Authority: Pub. L. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806—808.

Dated: November 10, 2014.

ANDREW D. DEHOFF,
Executive Director

[Pa.B. Doc. No. 14-2454. Filed for public inspection November 21, 2014, 9:00 a.m.]