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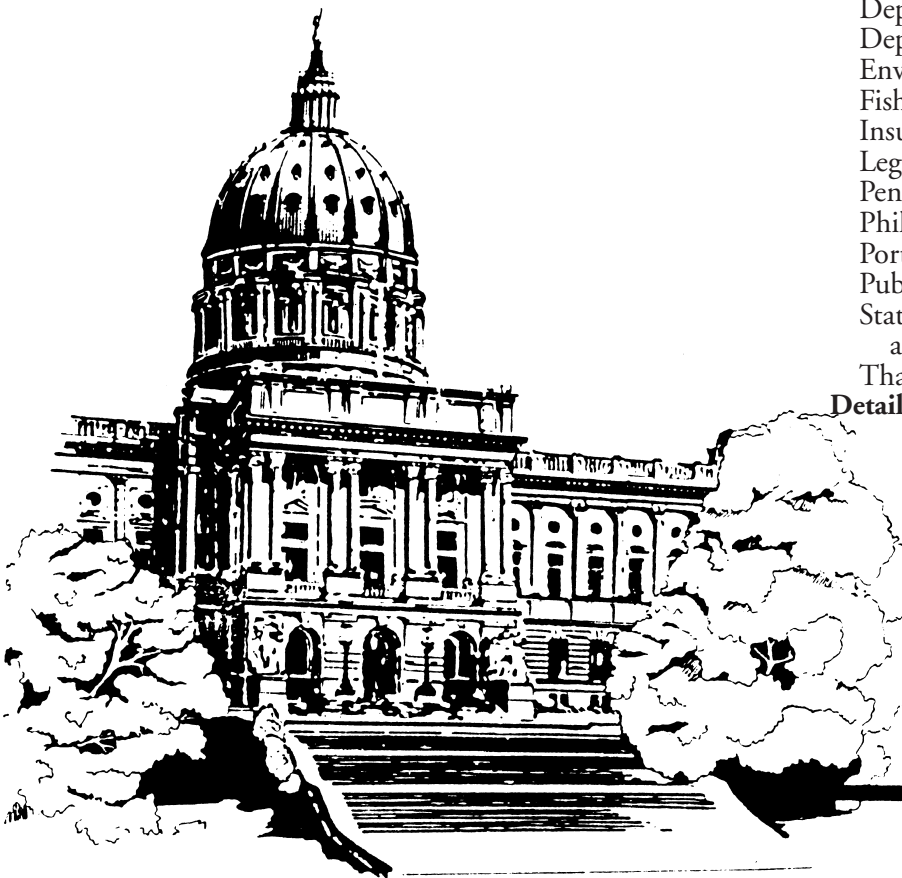
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PENNSYLVANIA BULLETIN

Volume 43 Number 7
Saturday, February 16, 2013 • Harrisburg, PA
Pages 951—1070

Agencies in this issue

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The Courts
Delaware River Basin Commission
Department of Agriculture
Department of Banking and Securities
Department of Environmental Protection
Department of General Services
Department of Health
Department of Revenue
Environmental Quality Board
Fish and Boat Commission
Insurance Department
Legislative Reference Bureau
Pennsylvania Public Utility Commission
Philadelphia Parking Authority
Port of Pittsburgh Commission
Public School Employees' Retirement Board
State Board of Vehicle Manufacturers, Dealers
and Salespersons
Thaddeus Stevens College of Technology
Detailed list of contents appears inside.



**Latest Pennsylvania Code Reporters
(Master Transmittal Sheets):**

No. 459, February 2013

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READER'S GUIDE TO THE PENNSYLVANIA BULLETIN AND PENNSYLVANIA CODE

Pennsylvania Bulletin

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

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

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

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

Adoption, Amendment or Repeal of Regulations

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

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

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

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

Citation to the *Pennsylvania Bulletin*

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

Pennsylvania Code

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

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

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

How to Find Documents

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

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

A chronological table of the history of *Pennsylvania Code* sections may be found at www.legis.state.pa.us.

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.

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Printing Format

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

Fiscal Notes

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

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

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List of Pa. Code Chapters Affected

The following numerical guide is a list of the chapters of each title of the *Pennsylvania Code* affected by documents published in the *Pennsylvania Bulletin* during 2013.

4 Pa. Code (Administration)		623a	834
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9	220, 875	629a	834
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7 Pa. Code (Agriculture)		633a	834
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249 Pa. Code (Philadelphia Rules)

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255 Pa. Code (Local Court Rules)

Unclassified 9, 11, 212, 214, 299, 658, 964

THE GENERAL ASSEMBLY

HOUSE OF REPRESENTATIVES

Committee Designation under the Regulatory Review Act

Pursuant to the provisions of Act No. 181 of 1982, as amended, the Regulatory Review Act, the Speaker of the House is required to prescribe the jurisdiction of each standing committee of the House over the various State agencies for the purpose of reviewing proposed regulations.

I have, therefore, submitted the designated House committee to which you should submit any regulations which you may propose during the 2013-2014 Legislative Sessions.

*Any department, departmental administrative board or commission, independent board, commission, or authority not contained in this list is assigned to the same designated standing committee as is their parent agency.

SAMUEL H. SMITH,
The Speaker

Committee Referrals

Aging and Older Adult Services Committee

Department of Aging (Except Office of Long Term Living)

Agriculture and Rural Affairs Committee

Department of Agriculture

Milk Marketing Board

Bureau of Farm Show

Agriculture Land Preservation Board

State Conservation Commission

Appropriations Committee

Budget

Auditor General

State Treasurer

Pennsylvania Infrastructure Investment Authority

Children and Youth Committee

Department of Public Welfare—(Only those regulations promulgated by the Office of Children, Youth and Families and the Office of Child Development and Learning, and any other regulations issued by the Department of Public Welfare relating to child care.)

Commerce Committee

Department of Community and Economic Development

Pennsylvania Housing Financing Agency

Pennsylvania Industrial Development Authority

Department of Banking and Securities

Consumer Affairs Committee

Public Utility Commission

Education Committee

Department of Education

Public School Employes' Retirement System

Higher Education Facilities Authority

PHEAA

State Board of Education

State Board of Private Academic Schools

State Board of Private Licensed Schools

Professional Standards and Practices Commission

State Public School Building Authority

Board of Governors of State System of Higher Education

Environmental Resources and Energy Committee

Department of Environmental Protection

Department of Conservation and Natural Resources

Environmental Quality Board

State Board for Certification of Water and Wastewater Systems Operators

Environmental Hearing Board

Finance Committee

Department of Revenue—(Except for regulations pertaining to small games of chance.)

Board of Claims

State Tax Equalization Board

Board of Finance and Revenue

Commonwealth Financing Authority

Gaming Oversight Committee

Gaming Control Board—(Except for regulations promulgated by the Board relating to the sale and service of liquor and malt or brewed beverages by slot machine licensees.)

Harness Racing Commission

Horse Racing Commission

Department of Revenue—(Only those regulations pertaining to small games of chance.)

Health Committee

Department of Health—(Only those regulations promulgated by the Office of Health Planning and Assessment and the Office of Quality Assurance with the exception of community programs.)

Department of Welfare—(Only those regulations promulgated by the Office of Income Maintenance and the Office of Medical Assistance.)

Human Services Committee

Department of Drug and Alcohol Programs

Department of Health—(Only those regulations promulgated by the Office of Health Promotion and Disease Prevention and the Bureau of Community Program Licensure and Certification.)

Department of Public Welfare—(Only those regulations promulgated by the Office of Mental Health and Substance Abuse Services, Office of Developmental Programs, and the Office of Long Term Living.)

Insurance Committee

Department of Insurance

State Workmen's Insurance Board

Underground Storage Tank Indemnification Fund

Judiciary Committee

State Police

Pennsylvania Commission on Crime and Delinquency

Department of Corrections

Office of General Counsel

Attorney General

Board of Pardons

Board of Probation and Parole

State Ethics Commission

Pennsylvania Commission on Sentencing

Municipal Police Officers Education and Training Commission

Labor and Industry Committee

Civil Service Commission

Department of Labor and Industry

Unemployment Compensation Appeals Board of Review
 Labor Relations Board
 Workmen's Compensation Appeal Board
 Office for the Deaf and Hearing Impaired
 Industrial Board

Liquor Control Committee

Liquor Control Board
 Gaming Control Board—(Only those regulations relating to the sale and service of liquor and malt or brewed beverages by slot machine licensees.)

Local Government Committee

Pennsylvania Municipal Retirement System

Professional Licensure Committee

Navigation Commission for the Delaware River
 Accountancy Board
 Architect Licensure Board
 Auctioneer Examiners Board
 Barber Examiners Board
 Certified Real Estate Appraisers Board
 Cosmetology Board
 Funeral Directors Board
 Landscape Architects Board
 Professional Engineers Board
 Real Estate Commission
 Vehicle Board
 Chiropractic Examiners Board
 Dentistry Board
 Medicine Board
 Nursing Home Administrators Board
 Occupational Therapy Education and Licensure Board
 Optometrical Examiners Board
 Osteopathic Medicine Board
 Pharmacy Board
 Physical Therapy Board
 Podiatry Board
 Psychology Board

State Board of Social Workers, Marriage and Family Therapists and Professional Counselors
 Speech-Language and Hearing Examiners Board
 Veterinary Medical Examiners Board
 Nurse Board
 Crane Operators Board
 Massage Therapists Board
 Bureau of Professional and Occupational Affairs

State Government Committee

Department of General Services
 Department of State
 Human Relations Commission
 State Employees' Retirement System
 Governor's Office
 Public Employee Retirement Commission
 State Athletic Commission
 Independent Regulatory Review Commission
 Joint Committee on Documents

Tourism and Recreational Development Committee

Historical and Museum Commission

Transportation Committee

Department of Transportation
 Turnpike Commission
 State Transportation Commission

Urban Affairs

Philadelphia Parking Authority

Veterans Affairs and Emergency Preparedness Committee

Department of Military and Veterans Affairs
 Pennsylvania Emergency Management Agency
 Department of Health—(Only those regulations promulgated by the Bureau of Emergency Medical Services.)

[Pa.B. Doc. No. 13-261. Filed for public inspection February 15, 2013, 9:00 a.m.]

SENATE OF PENNSYLVANIA

Committee Designation under the Regulatory Review Act

Under the provisions of Act 181 of 1982, as amended and reenacted, known as the Regulatory Review Act, as President Pro Tempore of the Senate, I hereby designate the following standing committees for the purpose of regulatory review as authorized in the Act.

The designated standing committee for any departmental board, commission, committee, and other agency not listed herein shall be the standing committee listed for that department. The Committee on Rules and Executive Nominations shall be the designated standing committee for the purpose of regulatory review for any other agency not specifically listed.

JOSEPH B. SCARNATI, III,
President Pro Tempore

Agency

Governor and Office of the Governor
 Attorney General and Office of the Attorney General
 Auditor General and Office of Auditor General
 State Treasurer and Treasury Department
 Adjutant General and Department of Military and Veterans' Affairs
 Secretary and Department of Aging
 Secretary and Department of Agriculture
 Secretary and Department of Banking
 Secretary and Department of Community and Economic Development

Committee

State Government
 Judiciary
 Finance
 Finance
 Veterans' Affairs and Emergency Preparedness
 Aging and Youth
 Agriculture and Rural Affairs
 Banking and Insurance
 Community, Economic and Recreational Development

Agency

Secretary of the Commonwealth and Department of State
 Secretary and Department of Conservation and Natural Resources
 Secretary and Department of Corrections
 Secretary and Department of Drug and Alcohol Programs
 Secretary and Department of Education
 Secretary and Department of Environmental Protection
 Secretary and Department of General Services
 Secretary and Department of Health
 Commissioner and Department of Insurance
 Secretary and Department of Labor and Industry
 Secretary and Department of Public Welfare
 Secretary and Department of Revenue
 Commissioner and Pennsylvania State Police
 Secretary and Department of Transportation
 Secretary and Office of Administration
 General Counsel and Office of General Counsel
 Secretary and Office of Budget
 Commissioner and Bureau of Professional and Occupational Affairs
 Executive Board
 Armory Board
 Ben Franklin Technology Development Authority
 Board of Claims
 Board of Coal Mine Safety
 Board of Finance and Revenue
 Board of Governors of State System of Higher Education
 Board of Pardons
 Board of Probation and Parole
 Civil Service Commission
 Commonwealth Financing Authority
 Constables' Education and Training Board
 Pennsylvania Commission on Sentencing
 State Coroners' Education Board
 Council on the Arts
 Deputy Sheriffs' Education and Training Board
 Environmental Hearing Board
 Environmental Quality Board
 State Harness Racing Commission
 Higher Educational Assistance Agency
 Higher Education Facilities Authority
 Historical and Museum Commission
 State Horse Racing Commission
 Human Relations Commission
 Independent Regulatory Review Commission
 Industrial Board
 Joint Committee on Documents
 Labor Relations Board

Committee

State Government
 Environmental Resources and Energy
 Judiciary
 Public Health and Welfare
 Education
 Environmental Resources and Energy
 State Government
 Public Health and Welfare
 Banking and Insurance
 Labor and Industry
 Public Health and Welfare
 Finance
 Law and Justice
 Transportation
 State Government
 State Government
 Appropriations
 Consumer Protection and Professional Licensure
 State Government
 Veterans' Affairs and Emergency Preparedness
 Community, Economic and Recreational Development
 State Government
 Environmental Resources and Energy
 Finance
 Education
 Judiciary
 Judiciary
 State Government
 Community, Economic and Recreational Development
 Judiciary
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 Environmental Resources and Energy
 Community, Economic and Recreational Development
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 Education
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 Community, Economic and Recreational Development
 Labor and Industry
 Rules and Executive Nominations
 Labor and Industry
 Rules and Executive Nominations
 Labor and Industry

Agency

Liquor Control Board
 Lobbying Disclosure Law Regulation Promulgation
 Committee
 Milk Marketing Board
 Pennsylvania Municipal Retirement System
 Municipal Police Officers Education and Training
 Commission
 Office of Open Records
 Pennsylvania Commission on Crime and Delinquency
 Pennsylvania Economic Development Financing Authority
 Pennsylvania Emergency Management Agency
 Pennsylvania Energy Development Authority
 Pennsylvania Gaming Control Board
 Pennsylvania Housing Finance Agency
 Pennsylvania Industrial Development Authority
 Pennsylvania Infrastructure Investment Authority
 Pennsylvania Minority Business Development Authority
 Philadelphia Parking Authority
 Public Employee Retirement Commission
 Public School Employees' Retirement Board
 Professional Standards and Practices Commission
 Public Utility Commission
 Securities Commission
 State Agricultural Land Preservation Board
 State Athletic Commission
 State Board of Education
 State Employees' Retirement Board
 State Board for Certification of Sewage Enforcement
 Officers
 State Board for Certification of Water and Wastewater
 Systems Operators
 State Board of Private Academic Schools
 State Board of Private Licensed Schools
 State Conservation Commission
 State Ethics Commission
 State Health Care Policy Board
 State Public School Building Authority
 State Tax Equalization Board
 State Transportation Commission
 Turnpike Commission
 Underground Storage Tank Indemnification Board
 Unemployment Compensation Board of Review
 State Veterans' Commission
 Workers' Compensation Appeal Board
 State Workers' Insurance Board
 State Board of Accountancy
 State Architects Licensure Board
 State Board of Auctioneer Examiners
 State Board of Barber Examiners

Committee

Law and Justice
 State Government
 Agriculture and Rural Affairs
 Local Government
 Law and Justice
 State Government
 Judiciary
 Community, Economic and Recreational Development
 Veterans' Affairs and Emergency Preparedness
 Environmental Resources and Energy
 Community, Economic and Recreational Development
 Urban Affairs and Housing
 Community, Economic and Recreational Development
 Environmental Resources and Energy
 Community, Economic and Recreational Development
 Consumer Protection and Professional Licensure
 Finance
 Finance
 Education
 Consumer Protection and Professional Licensure
 Banking and Insurance
 Agriculture and Rural Affairs
 State Government
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 Environmental Resources and Energy
 Environmental Resources and Energy
 Education
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 Agriculture and Rural Affairs
 Rules and Executive Nominations
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 Labor and Industry
 Veterans' Affairs and Emergency Preparedness
 Labor and Industry
 Labor and Industry
 Consumer Protection and Professional Licensure
 Consumer Protection and Professional Licensure
 Consumer Protection and Professional Licensure
 Consumer Protection and Professional Licensure

Agency

Committee

State Board of Chiropractic	Consumer Protection and Professional Licensure
State Board of Cosmetology	Consumer Protection and Professional Licensure
State Board of Crane Operators	Consumer Protection and Professional Licensure
State Board of Dentistry	Consumer Protection and Professional Licensure
State Board of Funeral Directors	Consumer Protection and Professional Licensure
State Board of Landscape Architects	Consumer Protection and Professional Licensure
State Board of Massage Therapy	Consumer Protection and Professional Licensure
State Board of Medicine	Consumer Protection and Professional Licensure
State Board of Certified Real Estate Appraisers	Consumer Protection and Professional Licensure
State Board of Vehicle Manufacturers, Dealers and Salespersons	Consumer Protection and Professional Licensure
Navigation Commission for the Delaware River and its Navigable Tributaries	Consumer Protection and Professional Licensure
State Board of Nursing	Consumer Protection and Professional Licensure
State Board of Examiners of Nursing Home Administrators	Consumer Protection and Professional Licensure
State Board of Occupational Therapy Education and Licensure	Consumer Protection and Professional Licensure
State Board of Optometry	Consumer Protection and Professional Licensure
State Board of Osteopathic Medicine	Consumer Protection and Professional Licensure
State Board of Pharmacy	Consumer Protection and Professional Licensure
State Board of Physical Therapy	Consumer Protection and Professional Licensure
State Board of Podiatry	Consumer Protection and Professional Licensure
State Board of Psychology	Consumer Protection and Professional Licensure
State Registration Board for Professional Engineers, Land Surveyors and Geologists	Consumer Protection and Professional Licensure
State Real Estate Commission	Consumer Protection and Professional Licensure
State Board of Examiners in Speech-Language and Hearing	Consumer Protection and Professional Licensure
State Board of Veterinary Medicine	Consumer Protection and Professional Licensure
State Board of Social Workers, Marriage and Family Therapists and Professional Counselors	Consumer Protection and Professional Licensure

[Pa.B. Doc. No. 13-262. Filed for public inspection February 15, 2013, 9:00 a.m.]



THE COURTS

Title 210—APPELLATE PROCEDURE

PART I. RULES OF APPELLATE PROCEDURE

[210 PA. CODE CH. 25]

Order Amending Rule 2572 of the Rules of Appellate Procedure; No. 222 Appellate Procedural Rules Doc.

Order

Per Curiam

And Now, this 29th day of January, 2013, upon the recommendation of the Appellate Court Procedural Rules Committee; the proposal having been submitted without publication pursuant to Pa.R.J.A. No. 103(a)(3) in the interests of efficient administration:

It Is Ordered pursuant to Article V, Section 10 of the Constitution of Pennsylvania that Pennsylvania Rule of Appellate Procedure 2572 is amended in the following form.

This *Order* shall be processed in accordance with Pa.R.J.A. No. 103(b), and shall be effective on March 1, 2013.

Annex A

TITLE 210. APPELLATE PROCEDURE

PART I. RULES OF APPELLATE PROCEDURE

ARTICLE II. APPELLATE PROCEDURE

CHAPTER 25. POST-SUBMISSION PROCEEDINGS

REMAND OF RECORD

Rule 2572. Time for Remand of Record.

* * * * *

(c) *Stay of remand pending United States Supreme Court Review.*—A stay of the remand of the record pending review in the Supreme Court of the United States may be granted upon application to the appellate court possessed of the record in the case. The stay shall not exceed [30] 90 days unless the period is extended for cause shown. If during the period of the stay there is filed with the prothonotary of the appellate court possessed of the record a notice from the Clerk of the Supreme Court of the United States that the party who has obtained the stay has filed a jurisdictional statement or a petition for a writ of certiorari in that court, the stay shall continue until final disposition by the Supreme Court of the United States. Upon the filing of a copy of an order of the Supreme Court of the United States dismissing the appeal or denying the petition for a writ of certiorari the record shall be remanded immediately.

(d) *Security.*—Appropriate security in an adequate amount may be required as a condition to the grant or continuance of a stay of remand of the record.

(e) *Docket entry of remand.*—The prothonotary of the appellate court shall note on the docket the date on which the record is remanded and give written notice to all parties of the date of remand.

Official Note: Subdivision (a) is based upon former Commonwealth Court Rule 115A. Former Superior Court

Rule 58 permitted the record to be returned to the lower court before the order became final upon expiration of the time to petition for allowance of appeal.

Subdivision (b) extends the ten day period of former Supreme Court Rule 67 to 14 days to conform to the 14 day period for applying for reargument under Rule 2542(a)(1) (time for application for reargument).

Subdivision (c) is patterned after Fed. Rules App. Proc. [41(b)] 41 and fills a void in the prior practice. The time periods may be modified by order under Rule 105 (waiver and modification of rules).

[Pa.B. Doc. No. 13-263. Filed for public inspection February 15, 2013, 9:00 a.m.]

Title 255—LOCAL COURT RULES

DELAWARE COUNTY

Amendment to Local Rule 1920.90; Divorce Files Impounded; Doc. No. 125040

Order

And Now, to wit, this 29th day of January, 2013, it is hereby *Ordered* that Delaware County Local Rule 1920.90 is *Amended*, to provide as follows:

Rule 1920.90. Divorce Files Impounded.

In all divorce actions filed after December 31, 1939, the file shall be open to inspection by the parties or their attorneys of record without order of court. Inspection by others shall be only upon order of court for good cause shown.

In all divorce actions filed before January 1, 1940, the file shall be open to the general public for inspection.

By the Court

CHAD F. KENNY,
President Judge

[Pa.B. Doc. No. 13-264. Filed for public inspection February 15, 2013, 9:00 a.m.]

SUPREME COURT

Magisterial District Judge Mark A. Bruno; No. 399 Judicial Administration Doc.

Order

Per Curiam

And Now, this 1st day of February 2013, it is hereby ordered that Magisterial District Judge Mark A. Bruno for Magisterial District 15-1-01, of the Fifteenth Judicial District, Chester County, Pennsylvania, is hereby relieved of any and all judicial and administrative responsibilities as a judge of the Magisterial District Court.

It is further ordered that Judge Mark A. Bruno is suspended without pay pending further Order of this Court.

This Order is without prejudice to the rights of Judge Mark A. Bruno to seek relief in this Court for the purpose of vacating or modifying this Order. *In Re: Avellino*, 609 A.2d 1138 (Pa. 1997); and see *In Re: McFalls*, 795 A.2d 367 (Pa. 2002).

[Pa.B. Doc. No. 13-265. Filed for public inspection February 15, 2013, 9:00 a.m.]

Philadelphia Traffic Court Judge Michael J. Sullivan; No. 398 Judicial Administration Doc.

Order

Per Curiam

And Now, this 1st day of February 2013, it is hereby ordered that Philadelphia Traffic Court Judge Michael J. Sullivan is hereby relieved of any and all judicial and administrative responsibilities as a judge of the Philadelphia Traffic Court.

It is further ordered that Judge Michael J. Sullivan is suspended without pay pending further Order of this Court.

This Order is without prejudice to the rights of Judge Michael J. Sullivan to seek relief in this Court for the purpose of vacating or modifying this Order. *In Re: Avellino*, 609 A.2d 1138 (Pa. 1997); and see *In Re: McFalls*, 795 A.2d 367 (Pa. 2002).

[Pa.B. Doc. No. 13-266. Filed for public inspection February 15, 2013, 9:00 a.m.]

Philadelphia Traffic Court Judge Michael Lowry; No. 397 Judicial Administration Doc.

Order

Per Curiam

And Now, this 1st day of February 2013, it is hereby ordered that Philadelphia Traffic Court Judge Michael Lowry is hereby relieved of any and all judicial and administrative responsibilities as a judge of the Philadelphia Traffic Court.

It is further ordered that Judge Michael Lowry is suspended without pay pending further Order of this Court.

This Order is without prejudice to the rights of Judge Michael Lowry to seek relief in this Court for the purpose of vacating or modifying this Order. *In Re: Avellino*, 609 A.2d 1138 (Pa. 1997); and see *In Re: McFalls*, 795 A.2d 367 (Pa. 2002).

[Pa.B. Doc. No. 13-267. Filed for public inspection February 15, 2013, 9:00 a.m.]

Reestablishment of the Magisterial Districts within the 18th Judicial District; No. 304 Magisterial Rules Doc.

Order

Per Curiam

And Now, this 31st day of January 2013, upon consideration of the Petition to Reestablish the Magisterial

Districts of the 18th Judicial District (Clarion County) of the Commonwealth of Pennsylvania, it is hereby *Ordered and Decreed* that the Petition, which provides for the realignment of Magisterial Districts 18-3-01, 18-3-02, 18-3-03, and 18-3-04, within Clarion County, to be effective April 1, 2013, is granted.

Said Magisterial Districts shall be as follows:

Magisterial District 18-3-01	Strattanville Borough
Magisterial District Judge	Clarion Borough
Duane L. Quinn	Clarion Township
Magisterial District 18-3-02	Farmington Township
Magisterial District Judge	West Highland Township
Timothy P. Schill	Knox Township
	Millcreek Township
	Monroe Township
	Paint Township
	Washington Township
Magisterial District 18-3-03	Emlenton Borough
Magisterial District Judge	Foxburg Borough
Amy Long Turk	Knox Borough
	Shippensburg Borough
	St. Petersburg Borough
	Ashland Township
	Beaver Township
	Elk Township
	Richland Township
	Salem Township
Magisterial District 18-3-04	Callensburg Borough
Magisterial District Judge	East Brady Borough
Jeffrey C. Miller	Hawthorn Borough
	New Bethlehem Borough
	Rimersburg Borough
	Sligo Borough
	Brady Township
	Licking Township
	Limestone Township
	Madison Township
	Perry Township
	Piney Township
	Porter Township
	Porter Township
	Redbank Township
	Toby Township

[Pa.B. Doc. No. 13-268. Filed for public inspection February 15, 2013, 9:00 a.m.]

Reestablishment of the Magisterial Districts within the 51st Judicial District; No. 305 Magisterial Rules Doc.

Order

Per Curiam

And Now, this 31st day of January 2013, upon consideration of the Petition to Reestablish the Magisterial Districts of the 51st Judicial District (Adams County) of the Commonwealth of Pennsylvania, it is hereby *Ordered and Decreed* that the Petition, which provides for the realignment of Magisterial Districts 51-3-01 and 51-3-03, within Adams County, to be effective April 1, 2013, is granted; and that the Petition, which also provides for the reestablishment of Magisterial Districts 51-3-02 and 51-3-04, within Adams County, to be effective immediately, is granted.

Said Magisterial Districts shall be as follows:

Magisterial District 51-3-01	Gettysburg Borough
Magisterial District Judge	Straban Township
Thomas R. Carr	
Magisterial District 51-3-02	Bonneauville Borough
Magisterial District Judge	Littlestown Borough
Daniel S. Bowman	Mc Sherrystown Borough
	Conewago Township
	Germany Township
	Mt. Joy Township
	Mt. Pleasant Township
	Union Township
Magisterial District 51-3-03	Abbottstown Borough
Magisterial District Judge	East Berlin Borough
Tony J. Little	New Oxford Borough
	York Springs Borough
	Berwick Township
	Hamilton Township
	Huntington Township
	Latimore Township
	Oxford Township
	Reading Township
	Tyrone Township
Magisterial District 51-3-04	Arendtsville Borough
Magisterial District Judge	Bendersville Borough
Mark D. Beauchat	Biglerville Borough
	Carroll Valley Borough
	Fairfield Borough
	Butler Township
	Cumberland Township
	Franklin Township
	Freedom Township
	Hamiltonban Township
	Highland Township
	Liberty Township
	Menallen Township

[Pa.B. Doc. No. 13-269. Filed for public inspection February 15, 2013, 9:00 a.m.]

RULES AND REGULATIONS

Title 25—ENVIRONMENTAL PROTECTION

ENVIRONMENTAL QUALITY BOARD

[25 PA. CODE CH. 105]

Dam Safety and Waterway Management

The Environmental Quality Board (Board) amends Chapter 105 (relating to dam safety and waterway management) to read as set forth in Annex A. The final-form rulemaking updates existing fees and includes additional fees for activities performed by the Department of Environmental Protection (Department).

This order was adopted by the Board at its meeting of October 16, 2012.

A. Effective Date

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

B. Contact Persons

For further information, contact Jeffrey Means, Director, Bureau of Waterways Engineering and Wetlands, P. O. Box 8460, Rachel Carson State Office Building, Harrisburg, PA 17105-8460, (717) 787-3411; or Curtis Sullivan and Jason Oyler, Bureau of Regulatory Counsel, P. O. Box 8464, Rachel Carson State Office Building, Harrisburg, PA 17105-8464, (717) 787-7060.

This final-form rulemaking is available on the Department's web site at www.depweb.state.pa.us.

C. Statutory Authority

The final-form rulemaking is being made under the authority of sections 5, 7, 10, 11 and 17 of the Dam Safety and Encroachments Act (Dam Safety Act) (32 P. S. §§ 693.5, 693.7, 693.10, 693.11 and 693.17), which grant the Board the authority to adopt regulations and standards for the design, construction, operation, monitoring, maintenance, modification, repair and removal of dams and reservoirs, water obstructions and encroachments as are necessary and proper to carry out the purposes of the Dam Safety Act. Section 5 of the Dam Safety Act specifically provides that regulations must include rules establishing reasonable fees for the processing of applications and periodic inspections, for the purpose of reimbursing the Commonwealth for the costs of administration of the Dam Safety Act.

The final-form rulemaking is also being made under sections 5, 6, 8 and 402 of The Clean Streams Law (35 P. S. §§ 691.5, 691.6, 691.8 and 691.402); sections 514, 1901-A, 1908-A, 1917-A and 1920-A of The Administrative Code of 1929 (71 P. S. §§ 194, 510-1, 510-8, 510-17 and 510-20); and sections 302 and 402 of the Flood Plain Management Act (32 P. S. §§ 679.302 and 679.402).

D. Background and Purpose

The purpose of this final-form rulemaking is to amend the Department's dam safety and waterway management regulations to update existing fees and include additional fees for activities performed by the Department as the current fees for most activities have not been increased since 1991 and do not provide sufficient revenue to support existing program functions. These amendments were developed to offset a portion of the operating costs of

the Water Obstruction and Encroachment (WO&E) Program and the Dam Safety Program. The new fees included in this final-form rulemaking are associated with: 1) review of permit applications, General Permit registration or other requests for approval; 2) inspections; and 3) review of permit related submissions, such as Emergency Action Plans (EAP), inspection reports, transfers and amendments.

Dam Safety Program

The Department oversees the construction and operation of dams through the Dam Safety Program. The Dam Safety Program historically has been and continues to be a model for similar state programs across the country. The Dam Safety Program oversees the regulation and safety of approximately 3,200 dams and reservoirs throughout this Commonwealth to protect the health, safety and welfare of its citizens and property downstream of dams. The goal is to assure proper planning, design, construction, maintenance, operation, monitoring and supervision of dams and reservoirs. The Dam Safety Program also oversees removal of dams that are no longer needed by their owners. The Commonwealth's Dam Safety Program is leading the Nation in its review and approval of EAPs from owners of high hazard dams through a very successful enforcement initiative begun in 2004. The most recent report available from the Association of State Dam Safety Officials lists the National average for percentage of high hazard dams with an approved EAP at 61%. The Commonwealth is currently at 87% and with those EAPs in the review process it is expected to increase to 98%.

The revenue generated by the Department will ensure that adequate and consistent monitoring, compliance and inspection of dams will occur and reviews will be accomplished in a timely manner. The revenue from this fee package will help to restore one of two critical geotechnical engineering positions to the Department along with other key positions in the Dam Safety Program to better protect and serve the public. The geotechnical engineering position will be responsible for the review of the geotechnical aspects of new dam projects, perform inspections of unsafe, high hazard dams and investigate deficiencies and recommend corrective action to unsafe high hazard dams. The loss of this position has increased the workload on the remaining geotechnical engineer and has significantly delayed dam permit application processing and project review times.

WO&E Program

The Chapter 105 Waterways and Wetland Program is implemented jointly by the Department's regional offices that are responsible for reviewing and issuing permits and the Department's Central Office providing oversight, clarifying policy and guidance for program implementation, revising regulations as necessary and undertaking research to further wetland and waterway sciences for program improvement. Permit types include General Permits, emergency permits and individual Water Obstruction and Encroachment Permits. The Department conducts application reviews, which include the review of plans and specifications for the construction of new facilities, the modification or maintenance, or both, of existing facilities and other activities which would change, expand or diminish the course, current or cross section of a watercourse, floodway or waterbody, including wetlands. Assistance is provided by county conservation

districts, through delegation agreements, to acknowledge General Permits and all Chapter 105 authorizations are coordinated with State and Federal agencies including the Federal Army Corp of Engineers State Programmatic General Permit issued to the Commonwealth.

The revenue generated for the WO&E Program from these fees will be used to continue to administer the WO&E Program. The fee increases will allow the Department to continue to provide timely and thorough review of permit applications ensuring the protection of surface waters and wetlands. In addition, a significant amount of time has been spent by WO&E Program staff and applicants working through several application submissions to determine the minimum amount of impacts to aquatic resources. The increased review fees and additional Disturbance Review Fees will have the ancillary benefit of

encouraging applicants to avoid and minimize impacts to the maximum extent possible on their initial applications.

Submerged Lands License Agreements

The Department, on behalf of the Commonwealth, processes grant leases, licenses, easements and rights-of-ways in submerged lands in the form of Submerged Lands License Agreements (SLLA) to entities wishing to occupy submerged lands of the Commonwealth. Those entities shall obtain an SLLA and pay the appropriate charge. These charges have not been increased since 1991.

Dam Safety Program

Dam Safety regulations vary greatly across the United States as indicated in the following table:

<i>State</i>	<i>Application / Review Fees</i>	<i>Annual Fees</i>
Pennsylvania	\$6,000-\$26,500—Permits (New, Modification, Operation and Maintenance) \$650-\$14,700—Letter of Amendment/Authorization \$1,700-\$4,700—Major Dam Design Revision \$900-\$1,400—Environmental Assessment \$300-\$550—Transfer of Permit	\$0—Category 4 \$800—Category 3 \$1,500—Category 1 or 2
New Hampshire ¹	\$2,000—Nonhigh Hazard \$3,000—Low Hazard \$4,000—Significant Hazard \$4,000—High Hazard	\$400—Low Hazard \$750—Significant Hazard \$1,500—High Hazard
New York	None	None
New Jersey	None	None
Delaware	\$500	N/A
Maryland	\$750—Does not apply to Federal, state or local government	None
West Virginia	\$300—Construction or modification \$200—Breaching or Abandonment \$100—Removal	\$25—Class 4 Dam \$50—Class 3 Dam \$75—Class 2 Dam \$100—Class 1 Dam
Ohio	Based on estimated construction costs—4% up to \$100,000, 3% for next \$400,000, 2% for next \$500,000 and 0.5% for costs in excess of \$1 million	Based on class and height, length and storage of dam
Michigan ²	\$500—Construction, reconstruction, or enlargement—dam height 6'-<10' \$1,000—Construction, reconstruction, or enlargement—dam height 10'-<20' \$3,000—Construction, reconstruction, or enlargement—dam height ≥20' \$100—Minor project	None
Texas ²	None	None

¹ Dam safety program is 60% funded by fees.

² States with similar number of dams as this Commonwealth.

WO&E Program

WO&E regulations and fees vary widely across the United States making it very difficult to compare. The Commonwealth's amendments to the regulations are comparable to other states given the wide variety of what actions are regulated and require fees. Additional WO&E fees for Maryland, Ohio, New Jersey and Virginia are available for reference.

<i>State</i>	<i>Administration Filing Fee</i>	<i>General Permit</i>
Pennsylvania	\$1,750 + \$400/0.1 ac of temporary disturbance \$1,750 + \$800/0.1 ac of permanent disturbance	\$50-\$750 based upon General Permit* *Some General Permits have additional disturbance fee
Maryland	\$750 + ≤ \$7,500/ac of disturbance	\$750 for <5,000 sf
Ohio	\$200	None found

<i>State</i>	<i>Administration Filing Fee</i>	<i>General Permit</i>
New Jersey	\$2,400	\$600 + \$240/additional General Permit
Virginia	\$2,400	≤ \$2,400 based upon acreage

SLLA

SLLA charges vary across the United States. The Commonwealth’s amendments to the regulations are comparable to Ohio. Ohio, Florida and Maine’s SLLA regulations are available for reference.

<i>State</i>	<i>Annual Charge (acreage based)</i>
Pennsylvania	\$0.04 / sf (this is an average of fees)
Ohio	\$0.03 / sf for small facilities \$0.04 / sf for large facilities
Florida	\$0.1413 / sf
Maine	% of gross income of lessee

In summary, the Board incorporates these amendments into the dam safety and waterway management regulations to update existing and develop new sections.

The amendments in the final-form rulemaking were presented to the Water Resources Advisory Committee (WRAC) for review and discussion at the May 16, 2012, meeting. The amendments were approved by WRAC with the condition that State, county and municipal agencies and authorities’ are no longer exempt from the fees.

The amendments were also submitted to the Agricultural Advisory Board for review and discussion at the June 20, 2012, meeting.

E. Summary of Changes to the Proposed Rulemaking

The amendments to the final-form rulemaking update existing fees and include additional fees for activities performed by the Department. There are not companion Federal regulations.

Section 105.13(a) (relating to regulated activities—information and fees) was amended in the final-form rulemaking to restore existing language that was proposed to be deleted in the proposed rulemaking.

Section 105.13(b) was amended in the final-form rulemaking to include that fees collected by delegations to local agencies will be deposited into the Clean Water Fund.

Section 105.13(c)(2)(iii)(B) was amended in the final-form rulemaking to clarify that entities that pay royalties to the Commonwealth under 58 Pa. Code § 51.92 (relating to royalty rates) will be excluded from the requirement to pay Disturbance Review Fees.

Section 105.13(c)(viii)—(vi) was amended in the final-form rulemaking to clarify the applicability of small projects to the fees in the proposed rulemaking, to identify additional General Permit registration requirements, to explain how Disturbance Review Fees are calculated, to clarify the applicability of Environmental Assessment for Waived Activities Fee and to clarify what a Minor or Major Amendment associated with an existing Water Obstruction and Encroachment Permit, permit authorization or water quality certificate is before its expiration.

Section 105.13(d) was amended in the final-form rulemaking to clarify the applicability of the fees in the proposed rulemaking to all WO&Es.

Section 105.13(e)(4) was amended in the final-form rulemaking to account for the submission of an incomplete or insufficient application.

Section 105.13(e)(5) was added to advise that fees would not be refunded if an application has been withdrawn.

Section 105.13(l) was amended to clarify that the Department’s report to the Board will contain recommendations to adjust fees, when disparities exist between program income generated by the fees and the cost to administer the programs.

F. Summary of Comments and Responses on the Proposed Rulemaking

The proposed rulemaking was adopted by the Board on December 21, 2010, and published at 42 Pa.B. 553 (January 28, 2012). During the comment period, 30 commentators provided comments to the Board on the proposed rulemaking, including the Independent Regulatory Review Commission (IRRC).

Commentators who represented dredging operations provided calculations to the Board demonstrating that application of the fees to their operations could result in permit fees of \$1.4 million for a single permit and the disturbance fee could cost over \$48 million for their operations. Fees of this magnitude, according to the commentators, would be unaffordable. The Department and the Fish and Boat Commission recently developed increased royalty fees applicable to the sand and gravel dredging industry and codified at 58 Pa. Code § 51.92. To address these comments, the Board added § 105.13(d)(2)(iii)(B) in this final-form rulemaking to clarify that permit applicants subject to payment of royalties to the Commonwealth under 58 Pa. Code § 51.92 will not be required to pay the Disturbance Review Fees for the area of disturbance subject to the royalty payment.

In response to questions raised by commentators concerning whether applicants will be required to obtain an approved Erosion and Sediment Control Plan and pay the associated fees in addition to the proposed permit fees, the Board added § 105.13(d)(2)(ii)(B) in this final-form rulemaking to specify that conservation districts have the authority to charge additional review fees.

Commentators expressed that careful review should occur before fees associated with the use and occupation of the Commonwealth’s submerged lands are raised. Some commentators felt that that the change in the minimum annual charge for SLLAs from \$250 to \$750 appears to be excessive. The Board did not make changes to the proposed SLLA fees in this final-form rulemaking. Charges for the use and occupation of submerged lands of

the Commonwealth—Licenses and Annual Charges were carefully reviewed by the Department prior to raising fees. SLLA charges vary across the United States and the Commonwealth's amendments are comparable to Ohio.

Some commentators expressed that the fee proposal should be adjusted so that permit application fees are applicable to Federal, State, county, municipal agencies and authorities. They noted the issue is of fundamental fairness and would enable the real program costs to be spread over the entire group of permit applicants, not just the private sector. While the Board acknowledges the comment, it respectfully disagrees and has not amended this final-form rulemaking to address the comment. A work load analysis was conducted by the Department for all activities performed by staff members. The average time spent for each aspect of the review was determined and multiplied by the wage of the specific individual performing the review thus giving a total for the review. Times and wages for each individual were added together giving a total for the review of a specific project. This allowed the Department to establish a fee for each activity reviewed by staff.

Furthermore, the Dam Safety Act was passed in 1978 and allowed "reasonable fees for the processing of applications and periodic inspections, for the purpose of reimbursing the Commonwealth for the costs of administration of this act." Federal agencies were not included in the definition of "person" under section 3 of the Dam Safety Act (32 P. S. § 693.3) and were therefore exempt. When Chapter 105 was promulgated 1 year later, State and local governments were excluded. The Department chose to maintain the existing exemptions in the regulations; recognizing complete cost recovery is not possible with the included exemptions. The Department has not inflated the fees to the private sector in an attempt to offset the cost of the Federal, State, county, municipal agencies and authorities. The private sector is not bearing program costs associated with the exemptions as this final-form rulemaking does not seek a full cost recovery of all the program administration costs.

The State Conservation Commission (SCC) collectively submitted comments from 25 county conservation districts. The SCC comments raised concerns with what it describes as excessive fees, issues regarding implementation of the fees, services provided by county conservation districts, whether county conservation districts will receive part of the fees and delegation agreements. While the Board recognizes the interest in the answers to these questions and made several clarifications in the final-form rulemaking to address them, it is held that the details of program implementation should not be determined by regulation but rather through Department policy and delegation agreements.

Several commentators representing various county conservation districts expressed concern that the proposed rulemaking did not address if or how the fees will be distributed between the Department and delegated conservation districts. They further noted that delegated conservation districts should receive most if not all of the fees collected as a result of the final-form rulemaking. In response to these comments, the Board revised § 105.13(d)(2) to provide clarity. The regulations are the responsibility of the Department and certain portions of the WO&E Program are delegated to conservation districts that chose to take on those responsibilities. In counties where the conservation district is delegated responsibilities under Chapter 105, those conservation districts will retain the fees for acknowledging General

Permit registrations, as will be outlined in the delegation agreement with the Department.

Commentators requested that the Department avoid duplication of inspection efforts by Dam Safety Program personnel by recognizing the value of inspections performed by licensed professionals. They further requested relief (that is, reduced annual fees) from the Department for entities that engage professionals in performing inspections at a specified frequency and to specified standards. In response to these comments, the Board has not made changes to the final-form rulemaking. The Department's standard practice is to annually inspect Hazard Potential Category 1 and Category 2 high hazard dams, biennially inspect Category 3 nonhigh hazard dams and inspect Category 4 dams once every 5 years. Two of the purposes listed in the Dam Safety Act are to: (1) provide for the regulation of dams and reservoirs, water obstructions and encroachments in this Commonwealth to protect the health, safety and welfare of the people and property; and (2) assure proper planning, design, construction, maintenance, monitoring and supervision of dams and reservoirs, including preventative measures as necessary to provide an adequate margin of safety.

The Department cannot assure proper design, construction, maintenance and monitoring of dams and ultimately protect the health, safety and welfare of the people if it were not inspecting dams. The Department relies heavily on the inspections conducted by regional office staff to identify deficiencies. The inspections performed by the Department's regional offices for high hazard dams are timely and are mostly completed by the same inspector who is very familiar with the dam and would notice subtle changes in the condition of the dam. Dam safety engineers review the annual inspection reports in conjunction with the dam file to determine if a high hazard dam has an acceptable rating or if it should be added to the Unsafe Dam list.

Section 105.53 (relating to inspections by permittees or owners and inspection reports) requires owners of Hazard Potential Category 1 and 2 high hazard dams to submit annual reports certified by a registered professional engineer regarding the condition of dams to the Department. The dual inspection schedule has been in place since the promulgation of Chapter 105 in 1979. With high hazard dams in this Commonwealth continuing to age, it would be imprudent to reduce the inspection and monitoring of these dams which have a loss of life probability with their failure.

G. *Benefits, Costs and Compliance*

Benefits

This final-form rulemaking amends the Department's dam safety and waterway management regulations to update existing fees and include additional fees for activities performed by the Department as the current fees for most activities have not been increased since 1991 and do not provide sufficient revenue to support existing program functions. These amendments were developed to offset a portion of the operating costs of the WO&E Program and the Dam Safety Program thereby reducing each program's dependency on the General Fund.

The revenue generated by the Department for the Dam Safety Program (an estimated \$1,139,850) will ensure that adequate and consistent monitoring, compliance and inspection of dams will occur and reviews will be accomplished in a timely manner. This will ensure that dams are maintained as designed and will help protect the

public safety of the communities located downstream and assist the public who depend on dams for water supply, flood control or recreation.

The revenue generated for the WO&E Program from these fees (an estimated \$2,952,612 annually) will be used to continue to administer the WO&E Program. Traditionally a significant amount of time has been spent by Department staff and applicants working through several application submissions to determine the minimum amount of impacts to aquatic resources. The increased review fees and additional Disturbance Review Fees will encourage applicants to avoid and minimize impacts to the maximum extent possible on their initial application. In doing so, the applicant can reduce Disturbance Review Fees and the possibility of additional review fees if a resubmission is required. While the review time for each application will not change, the applicant can expect a significant time savings overall due to a decrease in applications being submitted several times.

Compliance Costs

The final-form rulemaking applies to existing or potential dam owners and individuals or entities seeking authorization to perform activities regulated under Chapter 105.

Final-Form Rulemaking

The additional costs in the final-form rulemaking consist of increased permitting fees, increased SLLA charges and the addition of annual dam registration, major and minor amendment or authorization, design revision, Environmental Assessment review and transfer of permit fees. Additional costs could also be incurred for noncompliance with the new regulations resulting in fines or attorney fees, or both. The values noted in the following charts are based on an average of 3 years of activities performed by the Department (Dam Safety and WO&E Programs) and the new fee applied to each activity. The annual approximate cost for SLLAs is based on the current amount collected and updated to reflect new fees.

Commonwealth

Dam Safety Program

<i>Expenditure</i>	<i>Annual Approximate Cost</i>	<i>Source</i>	<i>Existing Annual Approximate Cost</i>
Administrative	\$0	Dam Permits	\$0
Monitoring	\$0	Annual Registration	n/a
Administrative	\$0	Major Amend/Auth.	n/a
Administrative	\$0	Minor Amend/Auth.	n/a
Administrative	\$0	Design Revision	n/a
Administrative	\$0	Env. Assessment	n/a
Administrative	\$0	Transfer of Permit	n/a
Dam Safety Total	\$0		\$0

The cost to the Commonwealth with the new Dam Safety regulations will be \$0.

WO&E Program

<i>Expenditure</i>	<i>Annual Approximate Cost</i>	<i>Source</i>	<i>Existing Annual Approximate Cost</i>
Administrative	\$0	WO&E Permit Application	\$0
Administrative	\$0	Disturbance Fees	n/a
Administrative	\$0	Env. Assessment	n/a
Administrative	\$0	Gen Permit Avg.	n/a
Administrative	\$0	Major Amendment	n/a
Administrative	Unknown*	Minor Amendment	n/a
Administrative	\$0	Transfer with SLLA	n/a
Administrative	Unknown*	Transfer without SLLA	n/a
WO&E Permit Total	\$0		\$0

* Currently there is not a record of Minor Amendments or Transfers without SLLA.

There is a benefit to the Commonwealth with the new WO&E regulations since the increased fees add revenue to the Commonwealth. There is no cost to the Commonwealth as fees are not currently associated with Commonwealth projects requiring authorizations under the WO&E Program and no fees are in the final-form rulemaking. The benefits should offset a portion of the WO&E Program’s permitting operating cost; fees are not currently associated with Commonwealth projects requiring authorizations under the WO&E Program and fees are not in the final-form rulemaking.

RULES AND REGULATIONS

SLLA

<i>Expenditure</i>	<i>Annual Approximate Cost</i>	<i>Source</i>	<i>Existing Annual Approximate Cost</i>
Monitoring	\$0	SLLA	\$0
SLLA Total	\$0		\$0

There is a benefit to the Commonwealth with the new regulations for SLLA since the increased charges add revenue to the Commonwealth. There is no cost to the Commonwealth as charges are not currently associated with Commonwealth projects requiring authorizations under this program and charges are not in the final-form rulemaking.

*Municipal**Dam Safety Program*

<i>Expenditures</i>	<i>Annual Approximate Cost</i>	<i>Source</i>	<i>Existing Annual Approximate Cost</i>
Administrative	\$0	Dam Permits	\$0
Monitoring	\$0	Annual Registration	n/a
Administrative	\$0	Major Amend/Auth.	n/a
Administrative	\$0	Minor Amend/Auth.	n/a
Administrative	\$0	Design Revision	n/a
Administrative	\$0	Env. Assessment	n/a
Administrative	\$0	Transfer of Permit	n/a
Dam Safety Total	\$0		\$0

There is not a cost to the local municipalities with the new dam safety regulations since fees are not currently associated with municipal projects requiring authorizations under the Dam Safety Program and fees are not in the final-form rulemaking.

WO&E Program

<i>Expenditure</i>	<i>Annual Approximate Cost</i>	<i>Source</i>	<i>Existing Annual Approximate Cost</i>
Administrative	\$0	WO&E Permit	\$0
Administrative	\$0	Disturbance Fees	n/a
Administrative	\$0	Env. Assessment	n/a
Administrative	\$0	Gen Permit Avg.	n/a
Administrative	\$0	Major Amendment	n/a
Administrative	Unknown*	Minor Amendment	n/a
Administrative	\$0	Transfer with SLLA	n/a
Administrative	Unknown*	Transfer without SLLA	n/a
WO&E Permit Total	\$0		\$0

* Currently there is no record of Minor Amendments or Transfers without SLLA.

There is no cost to the local municipalities with the new WO&E regulations since fees are not currently associated with municipal projects requiring authorizations under the WO&E Program and fees are not in the final-form rulemaking.

SLLA

<i>Expenditure</i>	<i>Annual Approximate Cost</i>	<i>Source</i>	<i>Existing Annual Approximate Cost</i>
Monitoring	\$0	SLLA	\$0
SLLA Total	\$0		\$0

There is not a cost to the local municipalities with the final-form rulemaking for SLLA since charges are not currently associated with municipal projects requiring authorizations under this program and charges are not in the final-form rulemaking.

*Private**Dam Safety Program*

<i>Business</i>	<i>Expenditures</i>	<i>Annual Approximate Cost</i>	<i>Source</i>
Company 1	Monitoring	\$51,000	Annual Registration
Company 2	Monitoring	\$18,000	Annual Registration

<i>Business</i>	<i>Expenditures</i>	<i>Annual Approximate Cost</i>	<i>Source</i>
Company 3	Monitoring	\$15,800	Annual Registration
Company 4	Monitoring	\$10,500	Annual Registration
Company 5	Monitoring	\$9,000	Annual Registration
Total		\$104,300	

The cost to the five largest affected corporations based on annual approximate cost with the new Dam Safety regulations is previously indicated. The only annual increase that can be accounted for is the annual registration fee. It cannot be determined whether these businesses will need to perform necessary projects to upgrade their facilities at this time.

WO&E Program

The cost to the five largest affected corporations with the new WO&E regulations cannot be addressed since WO&E permits are not reoccurring authorizations and identifying affected corporations is not possible.

SLLA

<i>Business</i>	<i>Expenditures</i>	<i>Annual Approximate Cost</i>	<i>Source</i>
Company 1	Monitoring	\$22,873	SLLA
Company 2	Monitoring	\$18,727	SLLA
Company 3	Monitoring	\$18,727	SLLA
Company 4	Monitoring	\$16,727	SLLA
Company 5	Monitoring	\$15,600	SLLA
Total		\$92,654	

The cost to the five largest affected corporations based on average annual cost with the new regulations is previously indicated. The only annual increase that can be accounted for is the increased annual SLLA charge.

Dam Safety Program

<i>Expenditures</i>	<i>Annual Approximate Cost</i>	<i>Source</i>	<i>Existing Annual Approximate Cost</i>
Administrative	\$212,500	Dam Permit	\$28,000
Monitoring	\$795,000	Annual Registration	n/a
Administrative	\$45,400	Major Amend/Auth.	n/a
Administrative	\$22,300	Minor Amend/Auth.	n/a
Administrative	\$27,500	Design Revision	n/a
Administrative	\$32,400	Env. Assessment	n/a
Administrative	\$4,750	Transfer of Permit	n/a
Dam Safety Total	\$1,139,850		\$28,000

The cost to private entities affected with the new dam safety regulations is the annual registration fee. It cannot be determined whether these individuals will need to perform necessary projects to upgrade their facilities at this time. The cost to individuals owning a hazard potential 1 or 2 dam will be assessed an annual fee of \$1,500, a hazard potential 3 dam will be \$800 and a hazard potential 4 dam will be \$0.

WO&E Program

<i>Expenditure</i>	<i>Annual Approximate Cost</i>	<i>Source</i>	<i>Existing Annual Approximate Cost</i>
Administrative	\$497,613	WO&E Permit Application	\$47,850
Administrative	\$1,925,748	Disturbance Fees	n/a
Administrative	Unknown*	Env. Assessment	n/a
Administrative	\$529,251	Gen Permit Avg.	n/a
Administrative	Unknown*	Major Amendment	n/a
Administrative	Unknown**	Minor Amendment	n/a
Administrative	Unknown**	Transfer with SLLA	n/a
Administrative	Unknown**	Transfer without SLLA	n/a
WO&E Permit Total	\$2,952,612		\$47,850

* Currently Environmental Assessments and Major Amendments are included with WO&E permit applications.

** Currently there is no record of Minor Amendments or Transfers.

The cost to private entities affected with the new WO&E regulations is the cost of the new and increased fees. The cost to individuals will be highly variable. Cumulatively, activities requiring a review fee will increase from \$47,850 to an estimated \$2,952,612 because there are new and increased fees.

SLLA

<i>Expenditure</i>	<i>Annual Approximate Cost</i>	<i>Source</i>	<i>Existing Annual Approximate Cost</i>
Monitoring	\$1,564,000	SLLA	\$391,000
SLLA Total	\$1,564,000		\$391,000

The cost to individuals affected with the new regulations for SLLAs is the cost of the increased annual charge. SLLA charges will increase from \$0.010/sf to \$0.040/sf to reflect an increase in value as these charges have not been updated since 1991.

Compliance Assistance Plan

Financial assistance is not necessary. Dam owners will be notified by letter advising of the revisions and how to comply. SLLA licensees will also be notified by letter advising them of the new fee and how to comply. The regulated community will be notified of all dam safety, WO&E and SLLA fee changes by public notice in the *Pennsylvania Bulletin*.

Paperwork Requirements

The additional paperwork required for the dam owner would be the submission of the annual registration fee for dams and the new review and transfer of permit fees for dams. The final-form rulemaking will create additional compliance/legal, accounting, reporting, recordkeeping and paperwork for the Department above what is already required in the existing regulations. This will occur for the collection of the new fees for dams including review fees, transfer of permit fees and annual registration fees from dam owners.

The final-form rulemaking will require the Department to develop and distribute new SLLA invoices to current SLLA licensees. The existing SLLA licensees will be given a 1-year notice of the new SLLA charge. Additional paperwork will not be required for the SLLA licensees, WO&E applicants or permittees or the Department.

H. Sunset Review

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

I. Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), on January 18, 2012, the Department submitted a copy of the notice of proposed rulemaking, published at 42 Pa.B. 553, to IRRC and the Chairpersons of the House and Senate Environmental Resources and Energy Committees for review and comment.

Under section 5(c) of the Regulatory Review Act, 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 Department 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 November 30, 2012, 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 December 13, 2012, and approved the final-form rulemaking.

J. Findings

The Board finds that:

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

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

(3) These regulations do not enlarge the purpose of the proposed rulemaking published at 42 Pa.B. 553.

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

K. Order

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

(a) The regulations of the Department, 25 Pa. Code Chapter 105, are amended by adding § 105.131a and by amending §§ 105.13, 105.35, 105.444 and 105.448 to read as set forth in Annex A.

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

(c) The Chairperson of the Board shall submit this order and Annex A to IRRC and the Senate and House Environmental Resources and Energy Committees as required under the Regulatory Review Act.

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

(e) This order shall take effect immediately.

MICHAEL L. KRANCER,
Chairperson

(*Editor's Note:* For a notice relating to this final-form rulemaking, see 43 Pa.B. 1049 (February 16, 2013).)

(*Editor's Note:* For the text of the order of the Independent Regulatory Review Commission relating to this document, see 42 Pa.B. 7877 (December 29, 2012).)

Fiscal Note: Fiscal Note 7-466 remains valid for the final adoption of the subject regulations.

Annex A

TITLE 25. ENVIRONMENTAL PROTECTION

PART I. DEPARTMENT OF ENVIRONMENTAL PROTECTION

Subpart C. PROTECTION OF NATURAL RESOURCES

ARTICLE II. WATER RESOURCES

CHAPTER 105. DAM SAFETY AND WATER MANAGEMENT

Subchapter A. GENERAL PROVISIONS

PERMIT APPLICATIONS

§ 105.13. Regulated activities—information and fees.

(a) Application for permits under this chapter shall be submitted to the Department, in writing, upon forms provided by the Department. Applicants are encouraged to request a meeting with the Department prior to submission of their applications. An application for a permit, registration for a general permit, request for permit amendment, major or minor letter of amendment or authorization, major dam design revision, environmental assessments, permit transfer or annual dam registration under this chapter shall be accompanied by a check for the applicable fees except for submissions by Federal, State, county or municipal agencies or a municipal authority.

(b) Fees collected by the Dam Safety Program and Water Obstruction and Encroachment Program, including delegations to local agencies, will be deposited into a restricted revenue account known as the Clean Water Fund and utilized to offset the operating costs to implement respective programs.

(c) The fees are as follows:

(1) *Dams based on size and hazard potential category as defined in § 105.91 (relating to classification of dams and reservoirs).*

(i) *Dam permit application fees for new dam construction.*

Size Category	Hazard Potential Category			
	1	2	3	4
A	\$26,500	\$26,500	\$25,500	\$23,500
B	\$19,000	\$19,000	\$18,500	\$17,000
C	\$10,500	\$10,500	\$10,000	\$8,000

(A) Initial fees are based upon the size and hazard potential category of the final operating stage of the dam.

(B) Staged construction requires an additional 90% of the appropriate fee for each additional stage beyond the initial stage of work proposed under this permit application, including any closure stage.

(ii) *Dam permit application fees for modification of existing dams.*

Size Category	Hazard Potential Category			
	1	2	3	4
A	\$18,500	\$18,500	\$18,500	\$18,000
B	\$12,000	\$12,000	\$12,000	\$11,500
C	\$7,500	\$7,500	\$7,500	\$7,500

(A) Initial fees are based upon the size and hazard potential category of the final operating stage of the dam.

(B) Staged construction requires an additional 85% of the appropriate fee for each additional stage beyond the initial stage of work proposed under this permit application, including any closure stage.

(iii) *Dam permit application fees for operation and maintenance of existing dams.*

Size Category	Hazard Potential Category			
	1	2	3	4
A	\$12,500	\$12,500	\$12,000	\$10,000
B	\$10,000	\$10,000	\$9,500	\$8,500
C	\$7,000	\$7,000	\$6,500	\$6,000

(iv) *Letter of amendment or authorization review fees.*

Size Category	Major Project	Minor Project
A	\$14,700	\$1,300
B	\$8,700	\$1,000
C	\$4,400	\$650

(A) The estimated total construction cost of the project shall be provided to the Department with the submission of the letter of amendment or authorization request.

(B) A major project is a dam rehabilitation project qualifying for a Letter of Amendment for Dams or a Letter of Authorization for Dams as defined in § 105.1 (relating to definitions) whose total construction costs equal or exceed \$250,000. If, after completion of the project, the total construction costs do not exceed \$250,000, the Department will refund the difference between major and minor project review fees upon approval of the completion certification as required under § 105.108 (relating to completion, certification and project costs).

(C) A minor project is a dam rehabilitation project qualifying for a Letter of Amendment for Dams or a Letter of Authorization for Dams as defined in § 105.1 whose total construction costs are less than \$250,000. If, after completion of the project, the total construction costs equal or exceed \$250,000, the difference in review fees between major and minor projects must be submitted to the Department with the completion certification as required under § 105.108.

(v) *Major dam design revision review fees based on major dam design revision as defined in § 105.1.*

Size Category	Fee
A	\$4,700
B	\$3,200
C	\$1,700

(vi) *Environmental assessment review fees for nonjurisdictional dams, letters of amendment or letters of authorization.*

Size Category	Fee
A	\$1,400
B	\$1,000
C	\$900

(vii) *Transfer of dam permit as required under § 105.25 (relating to transfer of permits).*

Type of Dam Permit Transfer	Fee
No Proof of Financial Responsibility Required	\$550
Proof of Financial Responsibility Required	\$300

(viii) *Annual dam registration fees as required under § 105.131a (relating to annual dam registration).*

Size Category	Hazard Potential Category			
	1	2	3	4
A	\$1,500	\$1,500	\$800	\$0
B	\$1,500	\$1,500	\$800	\$0
C	\$1,500	\$1,500	\$800	\$0

(A) Annual registration fees are due by July 1 of each year.

(B) If the annual registration fee is not received by July 1, dams regulated by the Department are subject to a temporary suspension of the dam permit, if applicable, and the owner or operator may be required to drain the reservoir at a rate not to exceed 1 foot per day.

(C) If the annual registration fee is not received by July 1, dams regulated by the Department qualifying for waiver of permit provisions in § 105.12 (relating to waiver of permit requirements) may be subject to a temporary draining of the reservoir at a rate not to exceed 1 foot per day.

(D) If annual registration fees are not remitted as specified, interest will accrue on the entire amount from the original date payment was due at a rate of 12% per annum until payment is remitted.

(2) *Water obstructions and encroachments.*

Fee Title/Type		Fee
<i>Water Obstruction and Encroachment Permit Application Fees</i>		
Joint application	Administrative filing fee (* plus applicable disturbance review fees)	\$1,750
<i>General Permit</i>		<i>Registration Fees</i>
GP-1	Fish habitat enhancement structures	\$50
GP-2	Small docks and boat launching ramps	\$175
GP-3	Bank rehabilitation, bank protection and gravel bar removal	\$250
GP-4	Intake and outfall structures	\$200
GP-5	Utility line stream crossings	\$250
GP-6	Agricultural crossings and ramps	\$50
GP-7	Minor road crossings	\$350
GP-8	Temporary road crossings	\$175
GP-9	Agricultural activities	\$50
GP-10	Abandoned mine reclamation	\$500
GP-11*	Maintenance, testing, repair, rehabilitation or replacement of water obstructions and encroachments	\$750
GP-15*	Private residential construction in wetlands	\$750
* Disturbance review fees added to application, registration or other fees where applicable		
Permanent disturbance	Waterways, floodways/floodplains and wetlands per tenth acre, minimum 0.1 acre	\$800
Temporary disturbance	Waterways, floodways/floodplains and wetlands per tenth acre, minimum 0.1 acre	\$400
<i>Other Fees not Added to Initial Application or Registration Fees</i>		
	Environmental assessment for waived activities (§ 105.12(a)(11) and (16) per § 105.15(d))	\$500
	Major amendment to Water Obstruction and Encroachment Permit*	\$500
	Minor amendment to Water Obstruction and Encroachment Permit	\$250

<i>Fee Title / Type</i>		<i>Fee</i>
	Transfer of permit with Submerged Lands License Agreement (SLLA)	\$200
	Transfer of permit without SLLA	\$100

(i) Small projects require a joint application for a Water Obstruction and Encroachment Permit and follow the same fee requirements.

(ii) Additional General Permit registration requirements are as follows:

(A) General Permit registration for GP-11 and GP-15 also requires disturbance review fees when applicable.

(B) Conservation districts may charge additional review fees in accordance with section 9(13) of the Conservation District Law (3 P. S. § 857(13)).

(C) Registration fees for coverage under a General Permit issued under Subchapter L (relating to general permits) not otherwise specified in this section will be established in the General Permit. The applicability of the disturbance review fees will also be established in the General Permit.

(iii) Disturbance review fees are calculated by individually adding all of the permanent and temporary impacts to waterways, floodways, floodplains and bodies of water including wetlands to the next highest tenth acre and multiplying the permanent and temporary impacts by the respective fees and then these amounts are added to the other applicable fees.

(A) The disturbance review fees are added to the joint application administrative filing fee, applicable General Permit registration fees and major amendments to Water Obstruction and Encroachment Permits.

(B) If a permit applicant is subject to payment of royalties to the Commonwealth under 58 Pa. Code § 51.92 (relating to royalty rates), the disturbance review fees are not required for the area of disturbance subject to the royalty payment.

(iv) Environmental Assessment for waived activities fee applies to use of the waivers at § 105.12(a)(11) and (16). Environmental Assessment for these waivers is required under § 105.15(d) (relating to environmental assessment).

(v) A minor amendment of an existing Water Obstruction and Encroachment Permit, permit authorization or water quality certificate before its expiration is an amendment that does not require an extensive review and evaluation and includes the following:

(A) Changes that do not substantially alter permit conditions, increase the amount of surface water impacts, increase the size of the operation or reduce the capacity of the facility to protect human health, safety or the environment.

(B) Requests for time extensions.

(C) Aquatic resource mitigation credit transfers from an approved mitigation bank.

(vi) A major amendment of an existing Water Obstruction and Encroachment Permit, permit authorization or water quality certificate before its expiration is an amendment that is not a minor amendment.

(d) A single application may be submitted or a single permit may be issued for multiple structures and activities which are part of a single project or facility or part of related projects and facilities, located in a single county, constructed, operated or maintained by the same persons.

When a single application covers multiple structures or activities other than a single structure and related maintenance dredging, the application fee shall be the sum of fees in subsection (c) for the applicable structures and activities. Water obstructions and encroachments located within a single county shall be treated as a single structure or activity but the application fee shall be the sum of fees for each water obstruction and encroachment.

(e) An application for or a registration of a permit must be accompanied by information, maps, plans, specifications, design analyses, test reports and other data specifically required under this chapter and additional information as required under the Department to determine compliance with this chapter.

(1) For all permit applications, except small projects, this information includes, but is not limited to, the following:

(i) A site plan. A site plan must include:

(A) A complete demarcation of the floodplains and regulated waters of this Commonwealth on the site. The wetlands shall be identified and delineated in accordance with the Department's Wetland Delineation Policy in § 105.451 (relating to identification and delineation of wetlands—statement of policy).

(B) Existing roads, utility lines, lots, other manmade structures and natural features such as contour lines and drainage patterns.

(C) Proposed structures or activities included in the project, which shall be identified by labeling.

(D) A scale of one inch equals 200 feet or larger.

(E) A north arrow.

(F) The name of the persons who prepared the plan, and the date and name of the applicants.

(G) A cross sectional view of the regulated waters to be impacted before and after the structure or activity is constructed.

(ii) A location map. The location map must be of a scale factor of 1:24000 (standard U.S.G.S. Topographic Map). The location map must show all natural features including the names and boundaries of regulated waters of this Commonwealth, natural areas, wildlife sanctuaries, natural landmarks, political boundaries, locations of public water supplies and other geographical or physical features including cultural, archeological and historical landmarks within 1 mile of the site. U.S.G.S. maps may be reviewed at County Conservation District Offices or obtained by writing to United States Geological Survey Map Distribution, Box 25286 Federal Center, Denver, CO 80225.

(iii) Project description. A narrative of the project shall be provided which includes, but is not limited to:

(A) A description of the proposed structure or activity.

(B) The project purpose.

(C) The effect the project will have on public health, safety or the environment.

(D) A statement on water dependency. A project is water dependent when the project requires access or proximity to or siting within water to fulfill the basic purposes of the project.

(iv) Color photographs. Color photographs of the proposed site shall be submitted. The photos must accurately depict the project area and provide a relative scale of the project to the surrounding area and a map showing the location and orientation of each photograph.

(v) Stormwater management analysis. If a watershed stormwater management plan has been prepared or adopted under the Storm Water Management Act (32 P. S. §§ 680.1—680.17), an analysis of the project's impact on the Stormwater Management Plan and a letter from the county or municipality commenting on the analysis shall be included.

(vi) Floodplain management analysis. If the proposed dam, water obstruction or encroachment is located within a floodway delineated on a FEMA map, include an analysis of the project's impact on the floodway delineation and water surface profiles and a letter from the municipality commenting on the analysis.

(vii) Risk assessment. If the stormwater or the floodplain management analysis conducted in subparagraphs (v) and (vi) indicates increases in peak rates of runoff or flood elevations, include a description of property and land uses which may be affected and an analysis of the degree of increased risk to life, property and the environment.

(viii) Alternatives analysis. A detailed analysis of alternatives to the proposed action, including alternative locations, routings or designs to avoid or minimize adverse environmental impacts.

(ix) Mitigation plan. Actions to be taken in accordance with the definition of mitigation in this chapter.

(x) Impacts analysis. A detailed analysis of the potential impacts, to the extent applicable, of the proposed project on water quality, stream flow, fish and wildlife, aquatic habitat, Federal and State forests, parks, recreation, instream and downstream water uses, prime farmlands, areas or structures of historic significance, streams which are identified candidates for or are included within the Federal or State wild and scenic river systems and other relevant significant environmental factors. If a project will affect wetlands the project description shall also include:

(A) A narrative of the delineation process supported by the appropriate data sheets and copies of appropriate soil maps and descriptions from soil conservation service soil surveys. Soil conservation service soil surveys may be obtained from the county conservation district offices.

(B) An analysis of whether the wetland is exceptional value as classified in § 105.17 (relating to wetlands).

(C) A statement on water dependency. A project is water dependent when the project requires access or proximity to or siting within water to fulfill the basic purposes of the project.

(2) An application for a project which will affect less than 1 acre of wetland where the wetland is not exceptional value wetland shall also include a description of functions and values of the existing wetlands to be impacted by the project, as defined in § 105.1.

(3) An application for a project which may have an effect on an exceptional value wetland or on 1 or more acres of wetland must also include an assessment of the

wetland functions and values using a methodology accepted by the Department and a survey, conducted by a licensed professional land surveyor, of the wetland boundary as delineated and of the property lines of the parcel where the project is located.

(4) When the Department or delegated local agency determines that an application or registration is incomplete or contains insufficient information to determine compliance with this chapter, it will notify the applicant in writing. The applicant shall have 60 days to provide the information necessary to complete the application or registration. Thereafter, the Department or delegated local agency will consider the application to be withdrawn by the applicant. Requests for a specific extension may be sought by the applicant in writing. The applicant will be notified in writing when an application or registration is considered withdrawn. When an application or registration is considered withdrawn, the Department or local agency will close the application file and will not take action to review the file.

(5) If the application has been withdrawn in accordance with paragraph (4), the fees associated with filing the application will not be refunded.

(f) A permit application for small projects located in streams or floodplains must be accompanied by the following information. This permit application may not be used for projects located in wetlands. If upon review the Department determines that more information is required to determine whether a small project will have an insignificant impact on safety and protection of life, health, property or the environment, the Department may require the applicant to submit additional information and processing fees required under this chapter.

(1) A site plan. A site plan must include:

(i) The floodplains and regulated waters of this Commonwealth on the site, including wetlands, existing roads, utility lines, lots, other manmade structures, natural features such as slopes and drainage patterns, proposed structures or activities included in the project.

(ii) The names of the persons who prepared the plan.

(iii) The date and the name of applicants.

(iv) A north arrow.

(2) A cross sectional view. A cross sectional view of the affected regulated waters of this Commonwealth before and after the structure or activity is constructed.

(3) A location map. A map showing the geographic location of the project. U.S.G.S. topographic maps, FEMA maps or municipal maps are acceptable. FEMA and municipal maps may be obtained from local government offices. U.S.G.S. maps may be reviewed at county conservation district offices or obtained by writing to United States Geological Survey Map Distribution, Box 25286 Federal Center, Denver, CO 80225.

(4) Project description. A narrative of the project shall be provided which includes, but is not limited to:

(i) A description of the proposed structure or activity.

(ii) The project purpose.

(iii) The effect the project will have on public health, safety or the environment.

(iv) The project's need to be in or in close proximity to water.

(5) Color photographs. Color photographs of the proposed site must be submitted. The photos must accurately

depict the project area and provide a relative scale of the project to the surrounding area and a map showing the location and orientation of each photograph.

(g) Except for small projects, an application for a permit under this chapter shall be accompanied by proof of an application for an Earth Disturbance Permit or an erosion and sedimentation control plan for activities in the stream and earthmoving activities. The plan must conform to requirements in Chapter 102 (relating to erosion and sediment control) and must include a copy of a letter from the conservation district in the county where the project is located indicating that the district has reviewed the erosion and sediment control plan of the applicant and considered it to be satisfactory, if applicable. Earthmoving activities, including small projects, shall be conducted pursuant to an earth disturbance plan.

(h) An application shall be submitted by the person who owns or has primary responsibility for the proposed dam or reservoir, water obstruction or encroachment. If an application is submitted by a person with primary responsibility for the structure or activity, the owner of a dam or reservoir, water obstruction or encroachment will not thereby be relieved of legal duties or responsibilities for the structure or activity as imposed by the act or this chapter.

(i) An application shall be signed by the owners of the dam or reservoir, water obstruction or encroachment, or the persons exercising primary responsibility for the dam or reservoir, water obstruction or encroachment. In the case of a partnership, one or more members of the partnership authorized to sign on behalf of the entire partnership shall sign the application. In the case of a corporation, it shall be signed by the president, vice president or other responsible official empowered to sign for the corporation. In the case of a political subdivision, it shall be signed by the chief officers of the political subdivision or other responsible official empowered to sign for the political subdivision, with the seal affixed and attested by the clerk.

(j) Plans, specifications and reports accompanying applications for any category of dams, or for bridges and other water obstructions or encroachments which would pose a threat to human life or substantial potential risk to property shall be affixed with the seal of a registered professional engineer and a certification, signed by the registered professional engineer, which shall read as follows:

“I (name) do hereby certify pursuant to the penalties of 18 Pa.C.S.A. Sec. 4904 to the best of my knowledge, information and belief, that the information contained in the accompanying plans, specifications and reports has been prepared in accordance with accepted engineering practice, is true and correct, and is in conformance with Chapter 105 of the rules and regulations of the Department of Environmental Protection.”

(k) The Department may waive the specific information requirements of this section in writing, in the record of decision, if upon review of the permit application, the Department finds that specific information is not necessary to review the application.

(l) The Department will review the adequacy of the fees in this section at least once every 3 years and provide a written report to the EQB. The report will identify any disparity between the amount of program income generated by the fees and the costs to administer these programs, and it will contain recommendations to

adjust fees to eliminate the disparity, including recommendations for regulatory amendments.

SUBMERGED LANDS OF THE COMMONWEALTH—LICENSES AND ANNUAL CHARGES

§ 105.35. Charges for use and occupation of submerged lands of this Commonwealth.

(a) Except as provided in subsections (b) and (c), the following charges apply to the granting of an easement, right-of-way, license or lease to occupy submerged lands of this Commonwealth issued under section 15 of the act (32 P. S. § 693.15) and § 105.32 (relating to projects—proper purpose):

(1) For commercial utility and other dams, water obstructions and encroachments except as listed in subsection (c), annual license charges:

(i) For areas occupied by facilities, \$150 per tenth of an acre.

(ii) For barge fleeting and mooring areas, \$30 per tenth of an acre.

(iii) Minimum annual charge, \$750.

(2) For private recreation docks, owned and used solely by the owners of adjacent riparian property, unless the project is otherwise authorized by a general permit issued under section 7 of the act (32 P. S. § 693.7), an annual charge of \$250.

(b) Licenses for public service lines crossing or occupying submerged lands of this Commonwealth, issued under section 15 of the act or section 514 of The Administrative Code of 1929 (71 P. S. § 194) are subject to the following schedule of annual charges:

<i>Length of Crossings (in feet)</i>	<i>Charges (in dollars)</i>
Less than 500	750
500 to 999	1,500
1000 to 1499	3,000
1500 to 1999	4,500
2000 to 2499	6,000
2500 to 2999	7,500
3000 to 3499	9,000
3500 to 3999	10,500
4000 to 4499	12,000
4500 to 4999	13,500
5000 and over	15,000

(c) Charges may not be imposed under section 15 of the act or section 514 of The Administrative Code of 1929 for the following categories of activities and structures:

(1) An activity or structure constructed, owned or operated by a department, commission or agency of the Commonwealth or the Federal government.

(2) A project or activity constructed, or operated primarily for the benefit of a State building or a State institution.

(3) A flood control project constructed, owned or operated by an agency of the Commonwealth, the Federal government or a municipality.

(4) A project or activity constructed, owned or operated by a political subdivision of this Commonwealth which

provides potable water supply, sewage disposal or other similar services necessary for public health and welfare, or in connection with a service for which no fees or charges other than general taxes are imposed.

(5) A facility to provide access to the general public to water for recreational boating, fishing, hunting, swimming or other recreation where the access is provided without charge or on a nonprofit basis.

(6) A structure or facility constructed and operated exclusively to improve fish habitat, under a cooperative agreement with the Fish and Boat Commission.

(7) A private recreational dock constructed under a general permit.

(d) The annual charges imposed in subsections (a) and (b) may be revised by the EQB after approval by the Governor and reasonable notice to the holder of a license issued under this section.

(e) This section does not apply to a crossing contiguous to or in a State park or State forest lands. Easements for the crossings shall be administered in accordance with section 514 of The Administrative Code of 1929 and the park and forest land management practices of the Department of Conservation and Natural Resources.

(f) The removal of sand, gravel and other valuable minerals from submerged lands of this Commonwealth are subject to the royalty and agreement provisions established under section 1908-A of The Administrative Code of 1929 (71 P. S. § 510-8).

Subchapter B. DAMS AND RESERVOIRS

OPERATION, MAINTENANCE AND EMERGENCIES

§ 105.131a. Annual dam registration.

This chapter establishes annual dam registration fees according to § 105.13(c)(1)(viii) (relating to regulated activities—information and fees) for the Department's administration of the act.

Subchapter L. GENERAL PERMITS

§ 105.444. Contents of general permits.

Each general permit issued by the Department will include, but not be limited to, the following contents:

(1) A concise description of the category of dam, water obstruction or encroachment covered by the general permit, including exceptions to that category.

(2) A specification of the watersheds, streams or geographic areas where the general permit is effective.

(3) A set of standardized specifications or plans for the particular category of dam, water obstruction or encroachment or a reference to specific criteria and requirements adopted by another Federal or State agency which adequately regulates the particular category of dam, water obstruction or encroachment.

(4) A set of conditions governing the construction, operation, maintenance, inspection and monitoring of the projects covered by the general permit as are necessary to assure compliance with the act and this chapter and with other laws administered by the Department, the Fish and Boat Commission and a river basin commission created by interstate compact.

(5) A specification of registration requirements if any, established under § 105.447 (relating to registration requirements) and registration or general permit fees established under § 105.13 (relating to regulated activities—information and fees).

§ 105.448. Determination of applicability of a general permit.

(a) A person who desires to utilize a general permit issued under this subchapter, but is uncertain as to the potential application of the general permit to a particular proposed dam, water obstruction or encroachment, should consult with the Department. The Department may issue a determination as to whether the general permit applies to the proposed dam, water obstruction or encroachment.

(b) A request for a determination of the applicability of a general permit may not be considered a permit application for purposes of this chapter.

(c) A project requiring registration under § 105.447 (relating to registration requirements) may be charged an application fee as set forth in § 105.13 (relating to regulated activities—information and fees).

[Pa.B. Doc. No. 13-270. Filed for public inspection February 15, 2013, 9:00 a.m.]

NOTICES

DELAWARE RIVER BASIN COMMISSION

Meeting and Public Hearing

The Delaware River Basin Commission (Commission) will hold a public hearing on Tuesday, March 5, 2013. A business meeting will be held the following day on Wednesday, March 6, 2013. Both the hearing and business meeting are open to the public and will be held at the Commission's office building located at 25 State Police Drive, West Trenton, NJ.

Public Hearing. The public hearing on March 5, 2013, will run from 1 p.m. until approximately 4 p.m. Hearing items will include draft dockets and resolutions relating to the projects listed as follows. The public is advised to check the Commission's web site periodically prior to the hearing date, however, as projects may be dropped if additional time is deemed necessary to complete the Commission's review. Written comments on the projects will be accepted through the close of the March 5th hearing.

Draft dockets and resolutions scheduled for hearing will be posted on the Commission's web site at www.drbc.net 10 days prior to the meeting 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.

1. *Philadelphia Energy Solutions Refining and Marketing (R&M), LLC, D-1969-163-2.* An application to renew the approval of an existing discharge from the 8 million gallon per day (mgd) Point Breeze industrial wastewater treatment plant (IWTP). The IWTP will continue to discharge treated effluent to the tidal section of the Schuylkill River, which is located in Water Quality Zone 4, at River Mile 92.47—3.31 (Delaware River—Schuylkill River) in the City of Philadelphia, Philadelphia County, PA.

2. *New Jersey American Water Company, D-1981-017 CP-4.* An application to renew the approval of an existing groundwater withdrawal (GWD) of up to 53.568 million gallons per month (mgm) to supplement the applicant's Raritan System from existing Jefferson Park Well Nos. 1 and 2 completed in the Raritan Formation. Water withdrawn from the wells and wastewater is exported to the Atlantic Basin. The wells are located in the Assunpink Creek Watershed in West Windsor Township, Mercer County, NJ.

3. *East Vincent Township, D-1993-032 CP-3.* An application to renew the approval of an existing discharge from the 2.0 mgd Veterans Center wastewater treatment plant (WWTP). The WWTP will continue to discharge an average of 0.5 mgd of treated domestic wastewater to the Schuylkill River, by means of Outfall No. 001, at River Mile 92.47—43.5 (Delaware River—Schuylkill River) in East Vincent Township, Chester County, PA.

4. *Lyons Borough Municipal Authority, D-1994-080 CP-3.* An application to renew the approval of an existing discharge from the 0.3 mgd Lyons Borough Municipal Authority WWTP. The WWTP will continue to discharge treated wastewater effluent to the Sacony Creek, a tributary to the Maiden Creek, which is a tributary to the

Schuylkill River, at River Mile 92.47—86.7—11.3—12.2 (Delaware River—Schuylkill River—Maiden Creek—Sacony Creek), in the Borough of Lyons, Berks County, PA.

5. *Aronimink Golf Club, D-2001-062-2.* An application to renew the approval of an existing GWD of up to 11.16 mgm to irrigate the applicant's golf course from existing Wells Nos. 1—3 and A completed in Felsic Gneiss rock of the Upland portion of the Piedmont Province. The requested allocation is not an increase from the previous allocation. The project is located in the Darby Creek Watershed in Newtown Square, Delaware County, PA.

6. *East Brandywine Township Municipal Authority, D-2007-002 CP-2.* An application to renew the approval of an existing discharge from the 0.3 mgd Applecross WWTP. The flow of the WWTP has been limited to an average of 0.138 mgd in the Department of Environmental Protection (Department) WQM Permit. Treated effluent from the WWTP is discharged to a golf course spray irrigation system, two on-site drip irrigation fields and a stream discharge. The stream discharges to Beaver Creek at River Mile 70.73—1.77—20.22—8.7—6.1 (Delaware River—Christina River—Brandywine Creek—East Branch Brandywine Creek—Beaver Creek) by means of Outfall No. 001, in East Brandywine Township, Chester County, PA.

7. *Jackson Township Authority, D-2007-004 CP-2.* An application to renew the approval of an existing discharge from the 0.5 mgd Jackson Township WWTP. The WWTP will continue to discharge treated effluent to an Unnamed Tributary (UNT) of Owl Creek above the Blue Marsh Reservoir at River Mile 92.47—76.8—27.4—3.3—0.1 (Delaware River—Schuylkill River—Tulpehocken Creek—Owl Creek—UNT) by means of Outfall No. 001, in Jackson Township, Lebanon County, PA.

8. *Exide Technologies, D-1976-097-3.* An application to approve a modification to the existing Exide battery manufacturing facility 1.1 mgd stormwater treatment plant (SWTP). The modification consists of adding an 828,900-gallon above ground storage tank to the existing SWTP to increase the overall storage capacity to enable the facility to capture, store and treat the stormwater runoff volume generated at the Exide site during the design 10-year frequency rainfall event. The SWTP will continue to discharge treated stormwater by means of an existing stormwater conveyance system to the Schuylkill River at River Mile 92.47—78.29 (Delaware River—Schuylkill River), in Muhlenberg Township, Berks County, PA. No other modifications to the existing SWTP are proposed. The application also includes a renewal of: (1) Exide's existing onsite IWTP, which is designed to treat 0.7 mgd, but permitted to discharge up to 0.25 mgd and which will not be modified; and (2) a Total Dissolved Solids determination of 6,000 mg/l (monthly average) and 7,500 mg/l (daily maximum) for the existing IWTP. The application included a request for an emergency certificate allowing the project to proceed, which was issued on January 8, 2013.

9. *Town of Fallsburg, D-1985-074 CP-2.* An application for approval to expand the hydraulic design of the Loch Sheldrake WWTP from 0.7 mgd to 4.32 mgd. Due to changes in the region, the expansion plans never came to fruition and therefore the docket approves the renewal of the existing WWTP and its related discharge. The WWTP will continue to discharge to Sheldrake Stream at River

Mile 253.64—27.3—9.83 (Delaware River—Neversink River—Sheldrake Stream) and is located within the drainage area of the section of the nontidal Delaware River known as the Middle Delaware, which is classified as Special Protection Waters, in the Town of Fallsburg, Sullivan County, NY.

10. *Brodhead Creek Regional Authority, D-1986-011 CP-3*. An application to approve the expansion of the service area of the existing Brodhead Creek Regional Authority (BCRA) WWTP to include the existing Pocono Manor Village and Inn in Pocono Township (currently served by the existing Pocono Manor WWTP) and an additional proposed residential and commercial development located adjacent to the Pocono Manor Village and Inn in Tobyhanna Township. The Pocono Manor WWTP, which currently discharges to the Swiftwater Creek, a tributary of the Paradise Creek, which is a tributary of the Brodhead Creek, will be decommissioned after the connection of its service area to the BCRA WWTP. The expanded service area will connect to the existing Pocono Township sewer conveyance system, which conveys wastewater to the BCRA WWTP, by means of existing and proposed infrastructure. No modifications to the existing treatment facilities at the 4.5 mgd BCRA WWTP are proposed. The BCRA WWTP will continue to discharge to the McMichael Creek, a tributary of the Brodhead Creek, at River Mile 213.0—4.0—0.2 (Delaware River—Brodhead Creek—McMichael Creek) and is located within the drainage area of the section of the nontidal Delaware River known as the Middle Delaware, which is classified as Special Protection Waters, in the Borough of Stroudsburg, Monroe County, PA. The expanded service area is located in Tobyhanna and Pocono Townships in Monroe County, PA.

11. *Horsham Water & Sewer Authority, D-1988-017 CP-2*. An application to renew the approval of an existing discharge and to approve the expansion of the 1.3 mgd Park Creek WWTP to 2.79 mgd. Effluent limits from the Department and the Commission will be based upon an average annual flow of 2.25 mgd. The WWTP will continue to discharge treated effluent to Park Creek at River Mile 115.63—24.1—9.0—1.1 (Delaware River—Neshaminy Creek—Little Neshaminy Creek—Park Creek), in Horsham Township, Montgomery County, PA.

12. *Downingtown Municipal Water Authority (DMWA), D-1989-063 CP-2*. An application for approval of a GWD from new Well No. DPW-1 to supply up to 44.64 mgm of water to the applicant's public water supply system and to retain the existing total system allocation of 77.5 mgm. The system will continue to be supplied by one surface water intake located in the East Branch Brandywine Creek in Downingtown Borough, Chester County, PA. The new well is to be used only as an emergency/backup supply when DMWA's existing surface water withdrawal (SWWD) is disrupted. The new well is completed in the Ledger Formation within the drainage area of the East Branch Brandywine Creek in Downingtown Borough, Chester County, PA.

13. *Town of Fallsburg, D-1994-059 CP-2*. An application for approval to expand the hydraulic design of the existing South Fallsburg (WHO) WWTP from 3.26 mgd to 10.7 mgd. Due to changes in the region, the expansion plans never came to fruition and therefore the docket approves the renewal of the existing WWTP and its related discharge. The WHO WWTP will continue to discharge to the Neversink River at River Mile 253.64—32.4 (Delaware River—Neversink River) and is located within the drainage area of the section of the nontidal

Delaware River known as the Middle Delaware, which is classified as Special Protection Waters, in the Town of Fallsburg, Sullivan County, NY.

14. *Sunoco Inc. Refining and Marketing, LLC, D-1995-041-2*. An application to renew the approval of the withdrawal of up to 4.171 mgm of groundwater from 78 on-site remediation wells at the Philadelphia Refinery. The wells are located in the Cape May Formation in the City of Philadelphia, Philadelphia County, PA.

15. *Nestlé Waters North America, Inc., D-1997-046-4*. An application to continue the withdrawal of 9.3 mgm of spring water from Spring Nos. 1 and 3 at Arrowhead Springs Farm for the purpose of water bottling and to divert a maximum of 2.232 mgm of Spring No. 3 overflow to supply the applicant's trout hatchery house. The applicant has requested a reduction in the current passby flow requirement from 1.45 mgd to 1.28 mgd to allow spring withdrawals only when stream flows are above 1.28 mgd. DS Waters of America, Inc. will be removed as a co-docket holder, but its West Earl Township bottling plant is proposed to remain in the Area Served section of the docket. The withdrawal project is located in the Mill Creek Watershed in Millcreek Township, Lebanon County, PA.

16. *Buckingham Township, D-2003-013 CP-6*. An application to approve a GWD from new Well No. CS-4 and to renew the approval of an existing GWD of up to 43.4 mgm to supply the applicant's public water supply system from existing Wells Nos. F-1—F-9, CS-1—CS-3, CS-5, BV-1, BV-2, FS-1, FS-2, FG-1, FG-2, L-1 and L-2 in the Stockton, Brunswick and Lockatong Formations. The requested allocation is not an increase from the previous allocation. The wells are located within the Commission's designated Ground Water Protected Area in the Neshaminy, Pine Creek and Robin Run Watersheds in Buckingham Township, Bucks County, PA.

17. *Coolbaugh Township, D-2006-023 CP-3*. An application to renew and modify the approval of an existing discharge from the Coolbaugh Township WWTP. The WWTP is designed for a hydraulic capacity of 0.1 mgd, however the Department has limited its permitted discharge rate to 0.052 mgd. This docket modifies the previous Commission approval to similarly provide for a discharge rate of 0.052 mgd. The WWTP will continue to discharge treated wastewater effluent to the Tobyhanna Creek at River Mile 183.66—83.5—22.3 (Delaware River—Lehigh River—Tobyhanna Creek), within the drainage area of the section of the nontidal Delaware River known as the Lower Delaware, which is classified as Special Protection Waters, in Coolbaugh Township, Monroe County, PA.

18. *Lehigh Carbon Community College, D-2009-025 CP-27*. An application to renew the approval of an existing discharge from the 36,225 gallons per day Lehigh Carbon Community College WWTP. The applicant has also requested approval to install two new final clarifiers and aerobic digesters without modifying the hydraulic capacity of the facility. The WWTP will continue to discharge treated effluent to an unnamed tributary of Jordan Creek at River Mile 183.66—16.25—13.79—1.26 (Delaware River—Lehigh River—Jordan Creek—UNT) by means of Outfall No. 001 and is located within the drainage area of the section of the nontidal Delaware River known as the Lower Delaware, which is classified as Special Protection Waters, in North Whitehall Township, Lehigh County, PA.

19. *Artesian Water Company, Inc., D-2004-001 CP-1*. An application for approval of an existing GWD of up to

17.28 million gallons per 30 days to supply the applicant's public water supply system from existing Well Nos. W-1 and W-2 completed in the Cheswold Aquifer. The project wells are located in the Smyrna River Watershed in the Town of Smyrna, Kent County, DE. The project will be incorporated into the Comprehensive Plan. Future activities for the project will be regulated by DNREC in accordance with Section IVC.4 of the Commission's Administrative Agreement with that agency dated July 28, 2010.

20. *Union Lake Hotel, Inc., D-2012-018-1*. An application to approve an existing discharge from the 0.06 mgd Camp Equinunk WWTP. The WWTP will continue to discharge treated effluent to an unnamed tributary of Little Equinunk Creek at River Mile 312.7—3.64—2.37 (Delaware River—Little Equinunk Creek—UNT) by means of Outfall No. 001, located within the drainage area of the section of the nontidal Delaware River known as the Upper Delaware, which has been classified as Special Protection Waters, in Manchester Township, Wayne County, PA.

21. *RALHAL Corporation and Concord Estates Condominiums, LLC, D-2012-019 CP-1*. An application to approve the construction and operation of a new 0.131 mgd WWTP. The applicant has requested that treated effluent from the proposed WWTP be discharged to Sheldrake Stream at River Mile 253.61—27.3—2.66 (Delaware River—Neversink River—Sheldrake Stream) by means of Outfall No. 001, within the drainage area of the section of the nontidal Delaware River known as the Middle Delaware, which has been classified as Special Protection Waters, in the Town of Thompson, Sullivan County, NY.

22. *Cambridge-Lee Industries, LLC, D-2012-025-1*. An application for approval of an existing SWWD to supply up to 33.70 mgm of industrial cooling water to the applicant's copper tubing manufacturing facility from one intake located on the Schuylkill River in Ontelaunee Township, Berks County, PA.

23. *Philadelphia Energy Solutions Refining and Marketing (R&M), LLC, D-2012-026-1*. An application for approval of an SWWD of up to 683.115 mgm from the Point Breeze and Girard Point intakes. The water will be used for industrial cooling and process water at two facilities. Both project intakes are located on the tidal Schuylkill River, within Water Quality Zone 4, in the City of Philadelphia, PA.

24. *Philadelphia Regional Port Authority (Resolution)*. An application for inclusion in the Comprehensive Plan of a new marine terminal, referred to as the Southport Marine Terminal. The project will have a capacity at full build-out for an annual container throughput of 1.34 million 20-foot equivalent units and will include: (1) the disturbance of 116 acres for construction of a two-berth pier; (2) dredging of a 35-acre area within the Delaware River to a depth of 40 feet below mean low water, extending approximately 400 feet from the edge of the existing Federal navigation channel to the shore, generating an estimated 1,008,000 cubic yards of dredged material; (3) encroachment upon the 100-year floodplain of the Delaware River by the addition of 3-4 feet of fill in some land areas of the floodplain; 4) filling of an area of approximately 16.76 acres of open water tidal wetlands and upland wetlands within the tidal freshwater zone of the Delaware River; and (5) compensation for the loss of wetlands and other shallow water habitats through mitigation projects within or adjacent to the freshwater tidal reaches of the Delaware River at the confluence of Neshaminy Creek. The proposed Southport Marine Termi-

nal project will be located in the City of Philadelphia, PA, and will extend along Delaware River Water Quality Zone 4 at approximately River Mile 95.5, from the east end of the former Philadelphia Naval Shipyard to an existing sheet pile bulkhead just south of Pier 124.

Note that project details commonly change in the course of the Commission's review, which is ongoing.

Public Meeting. The business meeting on March 6, 2013, will begin at 12:15 p.m. and will include the following items: adoption of the Minutes of the Commission's December 5, 2012, business meeting; announcements of upcoming meetings and events; a report on hydrologic conditions; reports by the Executive Director and the Commission's General Counsel; consideration of items for which a hearing has been completed; and a public dialogue session. The Commissioners also may consider action on matters not subject to a public hearing.

There will be no opportunity for additional public comments at the March 6 business meeting on items for which a hearing was completed on March 5 or a previous date. Commission consideration on March 6 of items for which the public hearing is closed may result in either approval of the 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. Any 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 are asked to sign up in advance by contacting Paula Schmitt of the Commission staff, at paula.schmitt@drbc.state.nj.us or (609) 883-9500, Ext. 224.

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 to Commission Secretary, DRBC at (609) 883-9522 or paula.schmitt@drbc.state.nj.us. Written comment on dockets should also be furnished directly to the Project Review Section at the previously listed address or fax number or by e-mail to 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, conference session or hearings 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. Note that 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 www.drbc.net closer to the meeting date for changes that may be made after the deadline for filing this notice.

PAMELA M. BUSH, Esq.,
Secretary

[Pa.B. Doc. No. 13-271. Filed for public inspection February 15, 2013, 9:00 a.m.]

DEPARTMENT OF AGRICULTURE

Direct Farm Sales Grant Program; 2013 Project Year Application Period for Grants

An application period for grants under the Direct Farm Sales Grant Program Phase II (Program) administered by the Department of Agriculture (Department), Bureau of Food Distribution (Bureau) has begun. For Phase II of the 2013 Project Year, the application period is February 11, 2013, to March 29, 2013. Information about the Program and application forms can be accessed at the Department's web site at www.agriculture.state.pa.us under the Bureau or by contacting Sandy Hopple, (800) 468-2433.

The Program provides funds to Commonwealth-based businesses that manage or operate farm stands or farmers' markets, nonprofit organizations, farmers and local governments. Projects must pertain to the increased consumption of specialty crops at farmers markets or farm stands. The maximum grant amount per farm stand or farmers' market location shall be \$7,500 and applicants shall be expected to provide 25% of the approved grant amount in matching funds or in-kind goods or

services. The anticipated date for the award of grants and notice thereof is expected to be on or before June 1, 2013. The application, work plan and budget will reflect June 1, 2013, as the project start date and the project completion date will be December 31, 2013.

Applications for the Program will be accepted by the Department beginning Monday, February 11, 2013, and continue through Friday, March 29, 2013. Hand-delivered applications must be received by 4 p.m. in the Bureau on Friday, March 29, 2013, the closing date. Applications which are mailed must be postmarked no later than Friday, March 29, 2013, and received no later than April 10, 2013. Applications postmarked after March 29, 2013, will not be accepted.

Completed applications should be addressed to or delivered to the Department of Agriculture, Bureau of Food Distribution, Direct Farm Sales Grant Program, 2301 North Cameron Street, Room 401, Harrisburg, PA 17110-9408.

GEORGE D. GREIG,
Secretary

[Pa.B. Doc. No. 13-272. Filed for public inspection February 15, 2013, 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 December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking and Securities Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending January 29, 2013.

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

Articles of Amendment

<i>Date</i>	<i>Name and Location of Institution</i>	<i>Action</i>
1-29-2013	Delaware Management Trust Company Philadelphia Philadelphia County	Approved and Effective
	Amendment to Article II of the institution's Articles of Incorporation provides for the institution to change their principal place of business from 1818 Market Street, 16th Floor, Philadelphia, PA 19103 to 2005 Market Street, 39th Floor, Philadelphia, PA 19103.	

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS

No activity.

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. 13-273. Filed for public inspection February 15, 2013, 9:00 a.m.]

Maximum Lawful Rate of Interest for Residential Mortgages for the Month of March 2013

The Department of Banking and Securities (Department), under the authority contained in section 301 of the act of January 30, 1974 (P. L. 13, No. 6) (41 P. S. § 301), determines that the maximum lawful rate of interest for residential mortgages for the month of March, 2013, is 4 3/4%.

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

which the individual occupies or has occupied as his principal residence.

Each month the Department is required by State law to compute and announce the ceiling rate on residential mortgages in this Commonwealth. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board and/or the United States Treasury. The latest yield rate on long-term government securities is 2.30 to which was added 2.50 percentage points for a total of 4.80 that by law is rounded off to the nearest quarter at 4 3/4%.

GLENN E. MOYER,
Secretary

[Pa.B. Doc. No. 13-274. Filed for public inspection February 15, 2013, 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

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PAS322201 (Storm Water)	Crayola LLC Church Ln Plant 1100 Church Lane PO Box 431 Easton, PA 18044	Northampton County Forks Township	Bushkill Creek (1-F)	Y
PAS802209 (Storm Water)	Swallow Associates, L.P. Werner Transportation 5422 Oakview Drive Allentown, PA 18104	Lehigh County Upper Macungie Township	Unnamed Tributary to Cedar Creek (2-C)	Y
PAS802208 (Storm Water)	Swallow Associates, L.P. Nestle / DistTech Transportation Facility 5448 Oakview Drive Allentown, PA 18104	Lehigh County Upper Macungie Township	Unnamed Tributary to Cedar Creek (2-C)	Y
PA0041009 (Industrial Waste)	Chelsea Sandwich, LLC Global Companies Macungie Terminal Shippers Lane Macungie, PA 18062	Lehigh County Lower Macungie Township	Unnamed Tributary to Little Lehigh Creek (2-C)	Y
PA0064190 (Sewage)	Bennocos Beef & Brew Inc. SR 590 & T-342 Hamlin, PA 18427	Wayne County Salem Township	Unnamed Tributary to West Branch Wallenpaupack Creek (1-C)	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0034886 (IW)	St Products, LLC dba Small Tube Products 200 Oliphant Drive, PO Box 1017 Duncansville, PA 16635	Blair County / Allegheny Township	Beaverdam Branch /11-A	Y
PA0260771 (CAFO)	Brymesser Farm 1540 Leidigh Dr. Boiling Springs, PA 17007	Monroe Township Cumberland County	Yellow Breeches Creek / 7E	Y
PA0246727 (Sew)	Dudley Carbon Coalmont Joint Municipal Authority PO Box 276 Dudley, PA 16634	Huntingdon County Carbon Township	Shoup Run / 11-D	Y
PA0087866 (IW)	Texas Eastern Transmission, LP 5400 Westheimer Ct Houston, TX 77056	Huntingdon County Todd Township	UNT to Great Trough Creek / 11-D	Y
PA0246638 (CAFO)	Franklin View Farms 1700 Prospect Rd. Washington Boro, PA 17582	Manor Township Lancaster County	Chickies Creek / 7G	Y
PA0087742 (Sew)	Eagle's Peak Campground 905 16th Street Vero Beach, FL 32960	Lebanon County / Mill Creek Township	UNT Furnace Creek / 3-C	Y
PA0088340 (Sew)	TJ's Restaurant, Inc. 800 Shady Lane Enola, PA 17025	Perry County / Buffalo Township	Bucks Run / 6-C	Y

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0247073 (Sew)	Hopewell Township (Sunnyside STP) 2759 Raystown Road Hopewell, PA 16650	Bedford County / Hopewell Township	Raystown Branch Juniata River / 11-D	Y
PA0247081 (Sew)	Hopewell Township (Tatesville STP) 2759 Raystown Road Hopewell, PA 16650	Bedford County / Hopewell Township	Raystown Branch Juniata River / 11-D	Y
PA0084514 (Sew)	Shade Gap Area Joint Municipal Authority PO Box 185 Shade Gap, PA 17255	Huntingdon County / Shade Gap Borough & Dublin Township	Shade Creek / 12-C	Y
PA0085570 (IW)	Millersburg Area Authority— Water System 101 West Street Millersburg, PA 17061	Dauphin County / Upper Paxton Township	Wiconisco Creek / 6-C	Y
PA0043028 (Sew)	Evergreen Enterprises— Hemlock Acres Court 1546 Newport Road Manheim, PA 17545	Lancaster County / Rapho Township	Chickies Creek / 7-G	Y
PA0034363 (Sew)	Stuart Hess / Pine View Acres 116B Blantz Road Lititz, PA 17543	Lancaster County / Penn Township	Chickies Creek / 7-G	Y

Southwest Region: Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0218502 Industrial Waste	L. Bank Concrete Batch Plt SR 88 Charleroi, PA 15022	Washington Co Charleroi Boro	Monongahela River	Y
PA0092487 Sewage	Ninos Restaurant 546 Three Mill Hill Road Mt. Pleasant, PA 15666	Fayette Co Bullskin Twp	UNT to Jacobs Creek	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed#)</i>	<i>EPA Waived Y/N?</i>
PA0222321 (Sewage)	Venango County Humane Society 2724 Deep Hollow Road, Franklin, PA 16323	Venango County Cranberry Township	Unnamed Tributary to Lower Two Mile Run (16-G)	Y
PA0032531 (Sewage)	Moraine State Park PA DCNR 225 Pleasant Valley Road, Portersville, PA 16051-9650	Butler County Muddycreek Township	Muddy Creek (20-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.

PA0065145, Sewage, SIC Code 4952, **Dunn Lake, LLC**, 415 McFarlan Road, Suite 200, Kennett Square, PA 19348. Facility Name: The Preserve at Dunn Lake. This existing facility is located in Ararat Township, **Susquehanna County**.

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

The receiving stream, Unnamed Tributary to East Branch Lackawanna River, is located in State Water Plan watershed 05A and is classified for High Quality Waters—Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.019 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>Daily Average</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0
Dissolved Oxygen	XXX	XXX	6.0	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	Non-detectable	XXX
Temperature (°F)				Avg Mo	
Jan 1-31	XXX	XXX	XXX	38.2	XXX
Feb 1-29	XXX	XXX	XXX	39.5	XXX
Mar 1-31	XXX	XXX	XXX	47.0	XXX
Apr 1-15	XXX	XXX	XXX	56.3	XXX
Apr 16-30	XXX	XXX	XXX	62.3	XXX
May 1-15	XXX	XXX	XXX	61.1	XXX
May 16-31	XXX	XXX	XXX	65.1	XXX
Jun 1-15	XXX	XXX	XXX	67.0	XXX
Jun 16-30	XXX	XXX	XXX	71.0	XXX
Jul 1-31	XXX	XXX	XXX	73.7	XXX
Aug 1-31	XXX	XXX	XXX	72.4	XXX
Sep 1-15	XXX	XXX	XXX	68.1	XXX
Sep 16-30	XXX	XXX	XXX	62.1	XXX
Oct 1-15	XXX	XXX	XXX	57.2	XXX
Oct 16-31	XXX	XXX	XXX	53.2	XXX
Nov 1-15	XXX	XXX	XXX	48.6	XXX
Nov 16-30	XXX	XXX	XXX	42.6	XXX
Dec 1-31	XXX	XXX	XXX	38.4	XXX
CBOD ₅	XXX	XXX	XXX	5.0	10.0
				Avg Mo	
Total Suspended Solids	XXX	XXX	XXX	3.0	6.0
				Avg Mo	
Fecal Coliform (CFU/100 ml)					
May 1 - Sep 30	XXX	XXX	XXX	200	1000
				Geo Mean	
Oct 1 - Apr 30	XXX	XXX	XXX	2000	10000
				Geo Mean	
Ammonia-Nitrogen				3.0	
	XXX	XXX	XXX	Avg Mo	9.0

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

<i>Parameters</i>	<i>Mass (lbs)</i>		<i>Minimum</i>	<i>Concentration (mg/l)</i>	
	<i>Monthly</i>	<i>Annual</i>		<i>Monthly Average</i>	<i>Maximum</i>
Ammonia—N	Report	Report		Report	
Kjeldahl—N	Report			Report	
Nitrate-Nitrite as N	Report			Report	
Total Nitrogen	Report	Report		5.0	10.0
Total Phosphorus	Report	Report		0.1	0.2
Net Total Nitrogen	Report	0			
Net Total Phosphorus	Report	0			

* This permit contains conditions which authorize the permittee to apply nutrient reduction credits to meet the Net Total Nitrogen and the Net Total Phosphorus effluent mass limits, under the Department's Trading of Nutrients and Sediment Reduction Credits Policy and Guidelines (Document #392-0900-001, December 30, 2006). The condition includes the requirement to report the application of these credits in Supplemental Discharge Monitoring Reports (DMRs) submitted to the Department.

* The compliance date for Net Total Nitrogen and Net Total Phosphorus began on October 1, 2012. Since these reporting requirements are annual loads, the reporting on compliance with the annual limitations will be required to be reported on the Supplemental DMR—Annual Nutrient Summary by November 28, 2013. This facility is required to monitor and report for Net Total Nitrogen and Net Total Phosphorus from the effective date of the permit until September 30, 2013.

** Total Annual Ammonia Load will be required to be reported on the Supplemental DMR—Annual Nutrient Summary by November 28, 2013.

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

- Chesapeake Bay Nutrient Requirements

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

The EPA Waiver is in effect.

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

PA0244171, Industrial Waste, SIC Code 4952, **Lower Merion Township**, 75 East Lancaster Avenue, Ardmore, PA 19003-2376. Facility Name: Glanraffan Creek Passive Remediation Project. This existing facility is located in Lower Merion Township, **Montgomery County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for a passive treatment system designed to treat a groundwater seep from a former township landfill. The facility is located along Centennial Road and Glanraffan Creek. This permit addresses Lower Merion Township's requirement to implement the Glanraffan Creek TMDL issued by the U.S. Environmental Protection agency on December 3, 2003.

The receiving stream(s), Glanraffan Creek, is located in State Water Plan watershed 3-F and is classified for warm water fish, migratory fish, aquatic life, water supply and recreation. The nearest downstream public water supply intake is located on the Schuylkill River.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.12 MGD.

Parameters	Mass (lb/day)		Instant. Minimum	Concentration (mg/l)		Instant. Maximum
	Average Monthly	XXX		Average Monthly	XXX	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	35	XXX	90
Acidity, Total (as CaCO ₃)	XXX	XXX	XXX	Report	XXX	Report
Alkalinity, Total (as CaCO ₃) *	XXX	XXX	XXX	Report	XXX	Report
Total Iron	XXX	XXX	XXX	1.5	XXX	3.7
Total Manganese	XXX	XXX	XXX	2.0	XXX	5.0

* Alkalinity must be greater than acidity at all times.

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

- Obtain Property Rights
- Sludge Disposal
- Change of Ownership
- Submit Additional Data
- No Discharge DMR Reporting
- Remedial Measures if Public Nuisance
- Compliance Schedule

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

The EPA Waiver is in effect.

PA0050598, Sewage, SIC Code 4952, **Bethel Baptist Church**, 754 East Rockhill Road, Sellersville, PA 18960. Facility Name: Bethel Baptist Church STP. This existing facility is located in East Rockhill Township, **Bucks County**.

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

The receiving stream(s), Unnamed Tributary to Tohickon Creek, is located in State Water Plan watershed 2-D and is classified for Trout Stocking and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0075 MGD.

Parameters	Mass (lb/day)		Instant. Minimum	Concentration (mg/l)		Instant. Maximum
	Average Monthly	XXX		Average Monthly	XXX	
Flow (GPD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	6.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.2
CBOD ₅						
May 1 - Oct 31	XXX	XXX	XXX	10	XXX	20
Nov 1 - Apr 30	XXX	XXX	XXX	20	XXX	40
Total Suspended Solids	XXX	XXX	XXX	10	XXX	20
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		

Parameters	Mass (lb/day)		Instant. Minimum	Concentration (mg/l)		Instant. Maximum
	Average Monthly			Average Monthly		
Total Nitrogen	XXX	XXX	XXX	10	XXX	20
Ammonia-Nitrogen	XXX	XXX	XXX	1.5	XXX	3.0
Total Phosphorus	0.031	XXX	XXX	0.5	XXX	1.0

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

- Designation of Responsible Operator
- Abandon STP when public sewers available
- Remedial Measures
- No Stormwater
- Necessary Property Rights
- Dry Stream Discharge
- TRC Minimization

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

The EPA Waiver is in effect.

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

PA0247952, (CAFO), **Stoners Hijos Hill Inc.** (Stoners Hijos Hill CAFO), 7678 Oellig Road, Mercersburg, Pa 17236.

Stoners Hijos Hill Inc. has submitted an application for an Individual NPDES permit for an existing CAFO known as Stoners Hijos Hill Cafo, located in Peters Township, **Franklin County**.

The CAFO is situated near Unnamed Stream and Unnamed Tributary to West Branch Conococheague Creek in Watershed 13-C, which is classified for Trout Stocking and Migratory Fishes. The CAFO is designed to maintain an animal population of approximately 1202.65 animal equivalent units (AEUs) consisting of 705 cows and 570 heifers/calves. Manure is collected and stored in a slurrystore and a concrete circular tank and as bedpack. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 25-year, 24-hour storm event.

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

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

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

PA0086461, Sewage, SIC Code 7033, **Pinch Pond Campground Inc.**, 3075 Pinch Road, Manheim, PA 17545-9551. Facility Name: Pinch Pond Campground. This existing facility is located in Rapho Township, **Lancaster 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), Chickies Creek, is located in State Water Plan watershed 7-G and is classified for Warm Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.01725 MGD.

Parameters	Mass (lb/day)		Minimum	Concentration (mg/l)		Instant. Maximum
	Annual Average	Daily Maximum		Average Monthly		
Flow (MGD)	Report Avg Mo	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.6
CBOD ₅	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 Geo Mean	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Annual Average	Daily Maximum	Minimum	Average Monthly	Annl Avg	
Nitrate-Nitrite as N	Report	XXX	XXX	Report Annl Avg	XXX	XXX
Total Nitrogen	Report	XXX	XXX	Report Annl Avg	XXX	XXX
Total Nitrogen	XXX	Report Total Annual	XXX	XXX	XXX	XXX
Ammonia-Nitrogen						
May 1 - Oct 31	XXX	XXX	XXX	20	XXX	40
Total Kjeldahl Nitrogen	Report	XXX	XXX	Report Annl Avg	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 not in effect.

Southwest Regional Office: Regional Manager, Clean Water, 400 Waterfront Drive, Pittsburgh, PA 15222-4745; 412-442-4000

PA0026751, Sewage, SIC Code 4952, **Indiana Borough**, 80 N 8th Street, Indiana, PA 15701. Facility Name: Indiana Borough WWTP. This existing facility is located in Indiana Borough, **Indiana 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), Two Lick Creek, is located in State Water Plan watershed 18-D and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 8.2 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Weekly Average	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	XXX	XXX	6.0	XXX	XXX	XXX
CBOD ₅	1,710	2,600	XXX	25	38	50
BOD ₅						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids	2,052	3,079	XXX	30	45	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
UV Transmittance (mjoules/cm ²)	XXX	XXX	XXX	Report	Report	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
May 1 - Oct 31	274	410	XXX	4.0	6.0	8.0
Nov 1 - Apr 30	753	1,129	XXX	11.0	16.5	22.0
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX

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

- The permittee is authorized to discharge uncontaminated stormwater from the treatment plant site through outfalls 101 and 102 during rain events.

The EPA Waiver is not in effect.

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

PAS708328, Storm Water, SIC Code 2951, **Suit-Kote Corporation**, 1911 Lorings Crossing, Cortland, NY 13045. Facility Name: Suit Kote. This proposed facility is located in West Mead Township, **Crawford County**.

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

The receiving stream(s), French Creek, is located in State Water Plan watershed 16-D and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.000000 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Flow (MGD)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	15	23	30
Oil and Grease	XXX	XXX	XXX	10	15	30

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

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maxi- mum
Flow (MGD)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	15	23	30
Oil and Grease	XXX	XXX	XXX	10	15	30

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

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Flow (MGD)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	15	23	30
Oil and Grease	XXX	XXX	XXX	10	15	30

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

- Requirement to Use eDMR System
- 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 814-332-6340.

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.

WQM Permit No. 2313401, Sewage, **Delaware County Regional Water Quality Control Authority**, P. O. Box 999, Chester, PA 19016-0999.

This proposed facility is located in the City of Chester, **Delaware County**.

Description of Action/Activity: Construction and operation of a new pump station and 14,850 ft. of force main from SWDCMA plant to DELCORA WRTP.

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

WQM Permit No. 6406401 T-1, Sewage, **Central Wayne Regional Authority**, 574 Bucks Cove Road, Honesdale, PA 18341.

This existing facility is located in Honesdale Borough, **Wayne County**.

Description of Proposed Action/Activity: Existing permit for Sewer Separation and CSO Relief Project is being transferred from Honesdale Borough to Central Wayne Regional Authority (new owner/operator), along with 7 other existing WQM Permits including: WQM Permit Nos. 6499401 (Cliff Station pump station); 6473412 (Fair Avenue Sewer Extension); 6489403 (WWTP Modification); 6477403 (Bunnels Pond Area); 6490407 (Kernwood Residential Subdivision); 6436401 (WWTP); 165S15 (Stourbridge School and Western Section of Borough).

Additional WQM Permits are being simultaneously transferred from Texas Township (Wayne County) to the Central Wayne Regional Authority (6 permits) including WQM Permit Nos. 6400401 (LPSS—Indian Orchard); 6494407 (Route 6 Plaza Extension); 6478403 (Seely Area Residential Sewers); 6486404 (Bridge Street Area Residential Sewers); 6476401 (8-inch Sanitary Sewer), and 6495402 (Honesdale Elementary School/Lakeside School).

Additional WQM Permit is being simultaneously transferred from the Cherry Ridge Sewer Authority (Cherry Ridge Township, Wayne County) to the Central Wayne Regional Authority (1 permit): WQM No. 6493403 (Lake Cadjaw Area).

WQM Permit No. 3513401, Sewage, **Waverly Township Municipal Authority (Lackawanna County)**, Lake Henry Drive, Waverly, PA 18471-0008.

This proposed facility is located in Waverly Township, **Lackawanna County**.

Description of Proposed Action/Activity: Upgrade of WWTP via installation of Amphidrome™ biologically active filters for reduction of Ammonia-N in effluent.

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

WQM Permit No. 3605403, Amendment 13-1, Sewerage, **Millersville Borough**, 100 Municipal Drive, Millersville, PA 17551.

This proposed facility is located in Millersville Borough, **Lancaster County**.

Description of Proposed Action/Activity: Seeking permit approval for the replacement of existing force main from Creek Drive Pump Station.

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

WQM Permit No. 3213200, Industrial Waste, **GenOn NE Mgmt Co.**, 121 Champion Way, Ste 300, Canonsburg, PA 15317

This proposed facility is located in West Wheatfield Twp., **Indiana Co.**

Description of Proposed Action/Activity: Application for the construction and operation of a treatment facility.

WQM Permit No. 6513400, Sewerage, **Vandergrift Boro**, 109 Grant Ave., Vandergrift, PA 15690

This proposed facility is located in Vandergrift Boro, **Westmoreland Co.**

Description of Proposed Action/Activity: Application for the construction and operation of a sewer system.

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 sewage facilities plan revision has not identified any significant environmental impacts resulting from this proposal.

WQM Permit No. 6513401, Sewerage, **Hempfield Twp Supervisors**, 1132 Woodward Dr., Greensburg, PA 15601

This proposed facility is located in Hempfield Twp, **Westmoreland Co.**

Description of Proposed Action/Activity: Application for the construction and operation of a sewage treatment facility.

WQM Permit No. WQG026140, Sewerage, **McCandless Township Sanitary Authority**, 418 Arcadia Drive, Pittsburgh, PA 15237

This proposed facility is located in McCandless Township, **Allegheny County**

Description of Proposed Action/Activity: Application for the construction and operation of a sewer system.

WQM Permit No. WQG026141, Sewerage, **Springdale Twp.**, PO Box 177, Harwick, PA 15049

This proposed facility is located in Springdale Twp., **Allegheny Co**

Description of Proposed Action/Activity: Application for the construction and operation of a sewer extension.

WQM Permit No. 2600403-A2, Sewerage, **Dunbar Twp Muni Auth.**, PO Box 815, Connellsville, PA 15425

This existing facility is located in Dunbar Twp., **Fayette Co.**

Description of Proposed Action/Activity: Application for permit amendment.

WQM Permit No. 1113400, Sewerage, **Johnstown City**, 401 Main St., Johnstown, PA 15901

This proposed facility is located in the City of Johnstown, **Cambria Co.**

Description of Proposed Action/Activity: Application for the construction and operation of a pump station.

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

WQM Permit No. WQG01331301, Sewerage, **Tyler McKenrick**, 1995 North Enterline Road, Punxsutawney, PA 15767.

This proposed facility is located in Oliver Township, **Jefferson County**.

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

WQM Permit No. 2073408, Sewerage, **Amendment, U.S. Bronze Foundry and Machine, Inc.**, 18649 Brake Shoe Road, Meadville, PA 16335.

This existing facility is located in Woodcock Township, **Crawford County**.

Description of Proposed Action/Activity: Amendment for addition of a new sodium aluminate/aluminum sulfate feed.

IV. NPDES Applications for Stormwater Discharges from MS4

V. Applications for NPDES Waiver Stormwater Discharges from MS4

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI010913001	Brian P. Bolvin Old Bordentown Road & Steel Road South Morrisville, PA 19067	Bucks	Falls Township	Delaware River WWF- MF
PAI01151031-R	Anthony V. Ziccardi 555 E. Lancaster Avenue Radnor, PA 19087	Chester	East Whiteland Township	Little Valley Creek EV
PAI01151026-R	Edward Walsh 1578 McDaniel Drive West Chester, PA 19380	Chester	Penn Township	Big Elk Creek HQ-TSF, MF

*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, 570-629-3060.*

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024512015	Resorts USA, Inc. P. O. Box 447 Bushkill, PA 18324 and E Hotels, L.P. 116 Turtle Walk Lane Bartonsville, PA 18321	Monroe	Middle Smithfield Twp.	Sand Hill Creek, HQ-CWF, MF
PAI024507001R	DEPG Stroud Associates, II L.P. 521 Plymouth Rd. Suite 118 Plymouth Meeting, PA 19462	Monroe	Stroud Twp.	Pocono Creek, HQ-CWF, MF

Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717.705.4802

<i>Permit #</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI030612003	Russ Walbert 544 Noble St. Kutztown, PA 19530	Berks	Richmond Township	Maiden Creek (HQ/CWF)
PAI030613004	The County of Berks 633 Court Street Reading, PA 19601	Berks	Longswamp Township	UNT to Little Lehigh Creek (HQ-CWF)

*Northwest Region: Watershed Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481**Erie County Conservation District, 1927 Wager Road, Erie PA 16509*

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI062508001R	Eastman Development 2601 West 26th Street Erie PA 16506	Erie	Fairview Township	Trout Run CWF; MF

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***PAG123593, CAFO, Providence Egg Producers**, 118 Killinger Road Annville, PA 17003.This proposed facility is located in South Annville Township, **Lebanon County**.

Description of Size and Scope of Proposed Operation/Activity: Seeking renewal of their permit coverage for an approximately 485 AEU poultry/layer CAFO.

The receiving stream, Killinger Creek, is in watershed TSF, and classified for: 7D.

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.

PAG123737, CAFO, Darvin Weaver Farm, 170 Old Route 22 Jonestown, PA 17038.

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

Description of Size and Scope of Proposed Operation/Activity: Seeking permit approval for a CAFO operation consisting of 126,000 pullets and 30 dairy replacement heifers totaling approximately 194 AEUs.

The receiving stream, a UNT to Little Swatara Creek, is in watershed 7-D, 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.

PAG123627, CAFO, Critter Hill Farm, 224 Quaker Run Road Biglerville, PA 17307.

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

Description of Size and Scope of Proposed Operation/Activity: Seeking renewal of their permit coverage for an operation consisting of 36,000 turkey and 32 beef cow/calves.

The receiving stream, Conewago Creek, is in watershed 7F, and classified for: TSF, MF.

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>
Scott M. Ehrisman 748 Hollow Road Richfield, PA 17086	Juniata	156.4	540.97	Swine & Beef	NA	Renewal
Hillside Poultry Farm, Inc. 1849 Letterkenny Road Chambersburg, PA 17202	Franklin	535.5	1210.96	Poultry	NA	Renewal

PUBLIC WATER SUPPLY (PWS) PERMITS

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

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

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

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

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

SAFE DRINKING WATER

Applications Received Under the Pennsylvania Safe Drinking Water Act

Northeast Region: Safe Drinking Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790

Application No. 4813501, Public Water Supply.

Applicant	Hellertown Borough Authority
[Township or Borough]	Hellertown Borough Northampton County
Responsible Official	Glenn Higbie, Administrator Hellertown Borough Authority P. O. Box 81 Hellertown, PA 18055
Type of Facility	Community Water System
Consulting Engineer	Dennis Tracey, PE Buchart Horn, Inc. 2 Eves Drive, Suite 110 Marlton, NJ 08053 856-797-4339
Application Received Date	January 24, 2013

Description of Action	Application for replacement of the existing PWS disinfection facilities from chlorine gas to liquid chlorine (sodium hypochlorite).
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MINOR AMENDMENT

Applications Received Under the Pennsylvania Safe Drinking Water Act

Northeast Region: Safe Drinking Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790

Application No. 2450134MA

Applicant	Pennsylvania-American Water Co.
[Township or Borough]	Middle Smithfield Township Monroe County
Responsible Official	Paul A. Zielinski, Sr. Director Water Quality and Envir. Compliance Pennsylvania-American Water Co. 800 West Hersheypark Drive Hershey, PA 17033 717-531-3308
Type of Facility	Community Water System
Consulting Engineer	NA
Application Received Date	January 23, 2013
Description of Action	Application for transfer of the PWS 4-log operation permit for Fernwood Water system from Resorts USA, Inc. to Pennsylvania-American Water Company.

Application No. 4595503-T1

Applicant	Pennsylvania-American Water Co.
[Township or Borough]	Middle Smithfield Township Monroe County
Responsible Official	Paul A. Zielinski, Sr. Director Water Quality and Envir. Compliance Pennsylvania-American Water Co. 800 West Hersheypark Drive Hershey, PA 17033 717-531-3308
Type of Facility	Community Water System
Consulting Engineer	NA
Application Received Date	January 23, 2013
Description of Action	Application for transfer of the PWS construction permit for Fernwood Water system from Resorts USA, Inc. to Pennsylvania-American Water Company.

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:

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

Metso Paper USA, Inc., 987 Griffin Pond Rd, South Abington Township, **Lackawanna County**, Dayne Crowley, AMEC E & I, Inc., 800 North Bell Avenue, Carnegie, PA 15106, has submitted a Notice of Intent to Remediate on behalf of his client (David Kuzmick, Metso Paper USA, Inc., 987 Griffin Pond Road, Clarks Summit, PA 18411), concerning the remediation of tetrachloroethene (PCE), trichloroethene (TCE), cis-1,2-dichloroethene, vinyl chloride and 2-butanone (methyl ethyl ketone) found to be present in groundwater at the property location cited above as a result from an off-site source. The applicant proposed to remediate the site to meet the Non-Residential Statewide Health Standard and Background Standard for groundwater. The intended future use of the site is commercial. A Final Report was simultaneously submitted. A summary of the Notice of Intent to remediate and Final Report is expected to be published in a local newspaper serving the general area sometime in the near future.

Harry Corvi Property, 1343 Neola Road, Jackson Township, **Monroe County**, Richard Trimpi, Trimpi Associates, have submitted a Notice of Intent to Remediate on behalf of his client, Harry Corvi, 1343 Neola Road, Stroudsburg, PA 18360, concerning the remediation of soil and groundwater found to have been impacted by kerosene as a result from an open bleed value on an aboveground storage tank. The applicant proposes to remediate the site to meet the Residential Statewide Health Standard for soil and groundwater. The intended future use of the site is residential. A summary of the Notice of Intent to remediate was published in *The Pocono Record*, on January 5, 2013.

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

Dean May Property, Wolf Township, **Lycoming County**. Liberty Environmental, Inc., 50 North Fifth Street, 5th Floor, Reading, Pa 19601 on behalf of Reba Fry of Fry's Gas and Oil Company, 955 Rt. 405, Hughesville, Pa 17737 has submitted a Notice of Intent to Remediate soil and groundwater contaminated with #2 fuel oil. The applicant proposes to remediate the site to meet the Statewide Health Standard.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Application 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 Regulations to Operate Solid Waste Processing or Disposal Area or Site.

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

Permit Application No. 101429. Richard S Burns and Company, Inc., 4300 Rising Sun Avenue, Philadelphia PA 19140-2720. This Minor Permit Modification application is seeking the approval to reconsolidate and simplify the operational plan, in addition to, combine and reconfigure the prior phases to provide flexibility in the overall operations at the Richard S. Burns and Company Transfer Station Facility located at 4300 Rising Sun Avenue, Philadelphia PA 19140, in the City of Philadelphia, **Philadelphia County**. The application was received by the Southeast Regional Office on January 24, 2013

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS NEW SOURCES AND MODIFICATIONS

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

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

Copies of these applications, subsequently prepared draft permits, review summaries and other support materials are available for review in the regional office listed before the applications. Persons interested in reviewing the application files should contact the appropriate regional office to schedule appointments.

Persons wishing to receive a copy of a proposed Plan Approval or Operating Permit shall indicate interests to the Department regional office within 30 days of the date of this notice and shall file protests or comments on a proposed Plan Approval or Operating Permit within 30 days of the Department providing a copy of the proposed documents to persons or within 30 days of its publication in the *Pennsylvania Bulletin*, whichever comes first. Interested persons may also request that hearings be held concerning a proposed Plan Approval or Operating Permit. A comment or protest filed with the Department regional office shall include a concise statement of the objections to the issuance of the Plan Approval or Operating Permit and relevant facts which serve as the basis for the objections. If the Department schedules a hearing, a notice will be published in the *Pennsylvania Bulletin* at least 30 days prior to the date of the hearing.

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

Final Plan Approvals and Operating Permits will contain terms and conditions to ensure that the source is constructed and operating in compliance with applicable requirements in 25 Pa. Code Chapters 121—143, the Federal Clean Air Act (42 U.S.C.A. §§ 7401—7671q) and regulations adopted under the Federal Clean Air Act.

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

48-00003A: Keystone Cement Co. (P. O. Box A, Routes 329 and 987, Bath, PA 18014-0058) for modifica-

tion of limitations contained in the current Title V Permit. There is no change to the process equipment or control devices currently permitted at their facility in East Allen Township, **Northampton County**.

66-00001A: Proctor and Gamble Paper Products Co. (P. O. Box 32, State Route 87 South, Mehoopany, PA 18629) for installation of ink jet date coders on the diaper lines at their facility in Washington Township, **Wyoming County**.

52-00006A: Pyre, Inc. (405 W. Harford Street, Milford, PA 18337) for modification of conditions contained in their Operating Permit for human and pet cremators. There is no change to the process equipment or control devices currently permitted at their facility in Milford Township, **Pike County**.

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

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

Contact: Sachin Shankar, New Source Review Chief—Telephone: 484-250-5920

46-0280: Catagnus Funeral Home & Cremation Center, Ltd. (329 N. Lewis Road, Royersford, PA 19468) to permit the loading door to its existing human crematory unit, which is currently permitted under General Plan Approval and General Operating Permit (BAQ-GPA/GP-14) No. GP14-46-0274, to be opened during the cremation cycle for inspection and repositioning of the charge. The facility is located in Limerick Township, **Montgomery County**, and is a non-Title V facility.

Based on a maximum operating schedule of 3,744 hours per year, the expected emission rates of carbon monoxide (CO), nitrogen oxides (NO_x), particulate matter (PM), sulfur oxides (SO_x), and volatile organic compounds (VOCs) are each less than 1.5 tons per year.

The plan approval will include monitoring, recordkeeping, reporting, and work practice requirements designed to keep the facility operating within all applicable air quality requirements.

46-0162C: Hammond Lead Products, Inc. (10 Grosstown Road, Pottstown, PA 19464) for modification to Plan Approval No. 46-0162B issued to the existing lead-oxide manufacturing facility in West Pottsgrove Township, **Montgomery County**. The modification includes the removal of the cartridge filters on the existing Barton processes (Source IDs 108, 109, 110) and installation of new fabric filters using PTFE-coated bags. In addition, the lead emission limits have been revised based on changes to controls, an increase in estimated product loss, and the addition of an alternative operating scenario for the sources contained in this plan approval modification. The design capacities of Barton 4, 5, and 6 will not change with this modification. Facility-wide potential to emit for all criteria pollutants is below major facility thresholds for the Philadelphia Consolidated Metropolitan Statistical Area. The plant is therefore a Natural Minor Facility. The facility is subject to the standards of 40 CFR Part 63 Subpart VVVVVV (6 Vs)—Hazardous Air Pollutants from Chemical Manufacturing Area Sources (producing NAICS Code 325 materials). The plan approval will include monitoring, testing, recordkeeping and re-

porting requirements designed to keep the facility operating within all applicable air quality requirements.

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

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

66-318-007: Procter and Gamble Paper Co. (P. O. Box 32, Route 87 South, Mehoopany, PA 18629), for their facility located in Washington Township, **Wyoming County**.

In accordance with 25 Pa. Code §§ 127.44(b) and 127.424(b), the Department of Environmental Protection (DEP) intends to issue a Plan Approval to Procter and Gamble Paper Company (P. O. Box 32, Route 87 South, Mehoopany, PA 18629), for their facility located in Washington Township, Wyoming County. The facility currently has an application in for a Title V Permit #66-00001. This Plan Approval No. 66-318-007 will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Title V Operating Permit through an administrative amendment at a later date.

Plan Approval No 66-318-007 is for the installation and operation of the following:

P&G proposes to add a new process capability to the converting area, in which a polymer suspension is extruded onto the surface of the finished product. It will be stored in portable totes and pumped to the converting machines for application. The coating will be extruded in an "as-received" form (i.e. un-diluted) to the surface of the paper product, and absorbed prior to winding the paper onto cores. No drying operations or additional chemical treatments are proposed as part of this project.

P&G is proposing to add this extrusion capability to the following 14 paper converting lines: MK70, MK71, MK72, MK74, MK75, MK77, MK78, MK79, MK80, MK81, MK82, MK83, MK84, and MK85. The proposed modification to the paper converting lines will occur over a three (3) year period. P&G proposes a "phased" construction approach in order to maintain the desired production levels throughout the modification process.

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

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

Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the address shown in the preceding paragraph. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit No.: 66-318-007 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 Raymond Kempa, Chief, New Source Review Section, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711, Phone 570-826-2511 within 30 days after publication date.

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

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

AMS 12266: Lannett Company, Inc. (9000 State Rd/9001 Torresdale Ave, Philadelphia, PA 19136) for installation of five (5) air handling units in the City of Philadelphia, **Philadelphia County**. There will be a potential annual emission increase of less than 4.0 tons of Nitrogen Oxide. The plan approval will contain operating, testing, monitoring, and recordkeeping requirements to ensure operation within all applicable requirements.

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

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

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

46-00206: Merck Sharp & Dohme Corp. (1180 Church Road, Lansdale, PA 19446; Attn: Ms. Alison Rimberg) for renewal of the Natural Minor Operating Permit in Lansdale Borough, **Montgomery County**. The initial operating permit was issued on November 12, 2002. At this location, Merck Sharp & Dohme Corporation does not perform any manufacturing. This location has been deemed a commercial site. The only significant sources of emissions are two natural gas fired emergency generators. The total potential emissions of NO_x from the generators is 14.0 ton per year and the total potential emissions of CO from the generators is 1.3 tons per year. Potential emissions from all other criteria pollutants is less than 1.0 ton per year. It has been determined that the generators are exempt from 40 C.F.R. Part 63, Subpart ZZZZ. No increase in emissions from the facility is allowed under this permit renewal. No new sources are being added under this renewal. The operating permit contains requirements to keep the facility operating within all applicable air quality requirements for this facility.

09-00098: Edon Corp. (1160 Easton Road, Horsham, PA 19044) for renewal of the State Only Operating Permit for its manufacturing facility in Horsham Township, **Montgomery County**. The facility comprises 10 spray booths in which liquid polyester resin and fiberglass rope segments are either hand applied or sprayed from chopper guns into or on molds and subsequently cured to form architectural products. Three additional booths are used for finishing operations. Emissions are primarily of styrene, classified as both a volatile organic compound (VOC) and a hazardous air pollutant (HAP). The facility is a synthetic minor facility for VOC and HAP, having taken restrictions to limit emissions to 24.9 and 8.0 tons/year respectively. Emissions are controlled by booth filters with manufacturer estimated control of paint overspray ≥98.8%, use of low HAP containing resins, low pressure, low emissions spray guns and use of additives to maintain styrene in the product structure. The renewal does not authorize any increase in air emissions of regulated pollutants above previously approved levels. The renewal

contains all applicable requirements including monitoring, recordkeeping, and reporting.

15-00035: SABIC Innovative Plastics U.S., LLC (251 South Bailey Road, Thorndale, PA 19382) for a non-Title V, Natural Minor facility in Caln Township, **Chester County**. This action is for the change of status from a Title V Operating Permit to a State Only Operating Permit. This action is also a renewal of the operating permit for this facility. SABIC Innovative Plastics U.S., LLC currently operates 9 production lines for the mixing, extruding, and pelletizing of plastic resins. The main emissions from the production lines are volatile organic compounds and hazardous air pollutants. SABIC Innovative Plastics U.S., LLC has agreed to take an elective restriction on the site level of 20.5 tons volatile organic compounds per year on a 12-month rolling sum basis and an elective restriction on the combined volatile organic compound emissions from all production lines of 13.1 tons per year on a 12-month rolling sum basis. These elective restrictions keep the facility below the thresholds for status as a Title V Facility, and these elective restrictions keep the emissions below the limits for volatile organic compounds established in the RACT Operating Permit OP-15-0035. The permit contains all applicable requirements including monitoring, recordkeeping and reporting.

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

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

35-00027: Quadrant EPP—Laurel Line Facility (900 North Road, Scranton, PA 18504) for operation of an unsupported film and sheet plastic manufacturing facility in the City of Scranton, **Lackawanna County**. The primary sources at the facility include 3 presses and 3 natural gas fired boilers. This is a renewal State-Only Natural Minor operating permit. The proposed State-only Operating Permit contains other applicable requirements for emissions limitations, monitoring, recordkeeping, reporting and work practice standards used to verify facility compliance with Federal and State air pollution regulations.

45-00001: East Stroudsburg University (200 Prospect Street, East Stroudsburg, PA 18301-2956) a renewal State Only (synthetic minor) operating permit for a facility in East Stroudsburg Borough, **Monroe County**. The sources at the facility include four (4) natural gas fired boilers/#2 fuel oil fired boilers, one (1) natural gas fired boiler, twenty-six (26) natural gas fired emergency generators, four (4) #2 fuel oil fired generators and one (1) #2 fuel oil fired pump. Potential emissions as reported by the facility in the permit application for #2 fuel oil use were 86.26 tons (NO_x), 122.49 tons (SO_x), 21.57 tons (CO), 8.63 tons (PM), 10.35 tons (PM₁₀). For natural gas use potential emissions were 53.64 tons (NO_x), 0.37 ton (SO_x), 51.09 tons (CO), 4.67 tons (PM), 4.64 tons (PM₁₀). The facility shall maintain Synthetic Minor status by taking an operating hour limitation for Source 032 and 033 boilers of 3866 hours annually. Each emergency generator shall have a limitation 500 hours of operation annually. The facility shall verify compliance through recordkeeping and reporting. The proposed State Only (Synthetic Minor) Operating Permit contains applicable requirements for emissions limitations, monitoring, record keeping, reporting and work practice standards designed to ensure facility compliance with Federal and State air pollution regulations.

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

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

22-05011: PPL Martins Creek, LLC—Harrisburg CTG Site (2 North 9th Street, Allentown, PA 18101) for operation of combustion turbines facility in Harrisburg City, **Dauphin County**.

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

The actual emissions in year 2011 were 0.04 tons of CO, 5.8 tons of NO_x, 0.15 tons of PM, 1.4 tons of SO₂, and 0.005 tons of VOC. The facility's major source of emissions is attributed to the operation of four combustion turbines firing No. 2 fuel oil, which primarily emit NO_x. The Title V Operating Permit will contain fuel usage restrictions, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP Southcentral Regional Office, at 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed operating permit, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests. A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received.

Gary Helsel, Acting New Source Review Chief, may be contacted at 814-949-7935, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

06-03079: Interstate Container, LLC (100 Grace Street, Reading, PA 19611) for the paperboard manufacturing facility in Reading City, **Berks County**.

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

The subject facility has potential emissions of 8 tpy of NO_x, 22 tpy of CO, 2 tpy of PM and 1 tpy of VOCs. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 40 CFR Part 60, Subpart Dc—Standards of Performance for

Small Industrial-Commercial-Institutional Steam Generating Units and 40 CFR Part 63, Subpart ZZZZ—National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP Southcentral Regional Office, at 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed plan approval, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests.

Mr. Thomas Hanlon, Facility Permitting Chief, may be contacted at 717-705-4862, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

01-03002: Vulcan Construction Materials, LP (875 Oxford Avenue, Hanover, PA 17331) for operation of a Limestone crushing at their Hanover Stone Plant in Oxford Township, **Adams County**.

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

The estimated actual emissions of the facility are 62 tons of PM per year and 21 tons of PM-10 per year. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP Southcentral Regional Office, at 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed operating permit, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests. A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received.

Gary Helsel, Acting New Source Review Chief, may be contacted at 814-949-7935, or at PA DEP Air Quality

Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

01-05016: ISP Mineral (1455 Old Waynesboro Road, Blue Ridge Summit, PA 17214-0914) for rock crushing operation at their Charmian Quarry in Hamiltonban Township, **Adams County**. This is a renewal of their State-Only Operating Permit issued in January 2007.

In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has received an application and intends to issue an Air Quality Operating Permit for the abovementioned facility. The primary emissions from the facility are particulate matter. The facility's actual 2011 annual emissions are: PM₁₀ 61.5 tons, NO_x 28 tons, CO 24 tons, VOC 1.5 tons, and SO_x 0.17 tons. The rock crushers and material handling system are subject to 40 CFR Part 60, Subpart OOO.

The Operating Permit will include emission limits and work practice standards along with monitoring, record-keeping, and reporting requirements to ensure the facility complies with the applicable air quality regulations.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP Southcentral Regional Office, at 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed operating permit, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests.

Thomas Hanlon, Facility Permitting Chief, may be contacted at 717-705-4862, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

22-03091: Harrisburg Mall, LP (3501 Paxton Street PA 17111) for the operation of three boilers and an emergency generator at the Harrisburg Mall in Swatara Township, **Dauphin County**.

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

The operation of the combustion units and emergency generator has the potential to emit NO_x in the amount of 37.4 tpy, CO in the amount of 9.36 tpy, PM₁₀ in the amount of 2.44 tpy, VOCs in the amount of 1.77 tpy, HAPs in the amount of 1.41 tpy, and SO_x in the amount of 0.16 tpy. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with all applicable air quality regulations.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are

available for public review during normal business hours at the PA DEP Southcentral Regional Office, at 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed operating permit, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit identification of the proposed permit by the permit number listed above.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests.

Mr. Thomas Hanlon, Facility Permitting Chief, may be contacted at 717-705-4862, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

36-03133: Spangler's Flour Mill, Inc. (19 North Market Street, P. O. Box 175, Mount Joy, PA 17552) for the operation of a flour mill in Mount Joy Borough, **Lancaster County**.

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

The flour mill is not subject to any special permitting requirements. Overall potential to emit PM-10 is 25.2 tons per year. Emissions of all other criteria pollutants are considered minor.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP Southcentral Regional Office, at 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed operating permit, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests.

Thomas J. Hanlon, P.E., Facility Permitting Chief, may be contacted at (717) 705-4862, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

21-03023: Ames True Temper, Inc. (465 Railroad Avenue, Camp Hill, PA 17001) for their lawn and garden hand tool manufacturing plant in Hampden Township, **Cumberland County**.

In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has

received an application and intends to issue an Air Quality Operating Permit renewal for the abovementioned facility.

The subject facility employs a fabric filter for emission control of woodworking operations and potential particulate matter (PM) emissions are estimated at around 10 tons per year. Actual PM emissions are well below that level. Previous surface coating operations produced volatile organic compound (VOC) emissions and were discontinued in mid-2009. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Copies of the renewal application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP Southcentral Regional Office, at 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed operating permit, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests.

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

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

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

55-00004: Colonial Furniture Company (PO Box 117, Freeburg, PA 17827-0117) for their facility in the Freeburg Borough, **Snyder County**.

In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has received an application and intends to issue a renewal of an Air Quality Operating Permit for the abovementioned facility. The subject facility has the following potential emissions: 4.24 TPY of NO_x; 1.05 TPY of CO; 15.23 TPY of SO_x; 18.53 TPY of VOC; 5.27 TPY of total HAPs; 0.81 TPY of PM₁₀; and 4,720 TPY of CO_{2e}. The operating permit will include emission limits and work practice standards along with testing, monitoring, record keeping and reporting requirements to ensure the facility complies with all applicable air quality regulations.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP Northcentral Regional Office at 208 West Third Street, Suite 101, Williamsport, Pa 17701

A person may oppose the proposed operating permit, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain

the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period from the date of publication of this notice in the *Pennsylvania Bulletin* will exist for the submission of comments or protests.

Keith C. Allison, Chief, Facilities Permitting Section, may be contacted at 570-327-3640, or at PA DEP Air Quality Program, 208 West Third Street, Suite 101, Williamsport, Pa 17701, for additional information or for the submission of comments or protests.

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

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

04-00730: Lindy Paving, Inc.—Koppel Plant (1811 Shenango Road, New Galilee, PA 16141) for operation of a hot mix batch asphalt facility in Big Beaver Borough, **Beaver County**. In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has received an application and intends to issue an Air Quality Operating Permit for the above mentioned facility.

The subject facility consists of one hot mix batch asphalt plants rated at 400 tons per hour. The batch plant is limited to 1,300,000 tons production in any consecutive 12-month period. The site is equipped with (3) asphalt cement tanks and (4) hot mix asphalt storage silos. The facility has the potential to emit: 87 tpy CO; 36 tpy NO_x; 38 tpy SO_x; 49 tpy VOC; 5.5 tpy PM and 11 tpy PM₁₀. The facility is required to conduct annual burner tune up tests and stack testing for all criteria pollutants every five years. The facility must perform daily survey of the facility to ensure compliance with the operating permit limitations. The proposed authorization is subject to State and Federal Regulations. The permit includes operation requirements, monitoring requirements, and recordkeeping requirements.

Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of the Plan Approval may submit the information to Sheila Shaffer Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA, 15222. Written comments must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Operating Permit (04-00730) and concise statements regarding the relevancy of the information or objections to issuance of the Operating Permit.

All comments must be received prior to the close of business 30 days after the date of this publication.

63-00629: Hanson Aggregates BMC, Inc.—Duningsville Asphalt Plant (339 Somerset Drive Eighty Four, PA 15330) for operation of a hot mix batch asphalt facility in Somerset Township, **Washington County**. In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has received an application and intends to issue an Air Quality Operating Permit for the above mentioned facility.

The subject facility consists of one hot mix batch asphalt plants rated at 300 tons per hour. The batch plant is limited to 500,000 tons production in any consecutive 12-month period. The site is equipped with (3) asphalt cement tanks and a 20,000 gallon WDLF tank.

The facility has the potential to emit: 99 tpy CO; 30 tpy NO_x; 22 tpy SO_x; 9 tpy VOC; 11 tpy PM and 2 tpy HAPs. The facility is required to conduct annual burner tune up tests and stack testing for all criteria pollutants every five years. The facility must perform daily survey of the facility to ensure compliance with the operating permit limitations. The proposed authorization is subject to State and Federal Regulations. The permit includes operation requirements, monitoring requirements, and recordkeeping requirements.

Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of the Plan Approval may submit the information to Sheila Shaffer Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA, 15222. Written comments must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Operating Permit (63-00629) and concise statements regarding the relevancy of the information or objections to issuance of the Operating Permit.

All comments must be received prior to the close of business 30 days after the date of this publication.

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

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

24-00022: SMC Global Holdings, Inc., St. Marys Carbon Company, Carbon Division (1939 State Street, St. Marys, PA 15857) located in the City of St. Marys, **Elk County**. This notice is for the intent to re-issuance a Natural Minor Operating Permit to this carbon and graphite products manufacturing facility. The facility's primary sources of emissions are the carbon baking kilns and associated equipment. The airborne emissions from this facility remain below major source levels.

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

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

N12-033: Philadelphia Navy Public Work Department (4921 South Broad St, Building 1 Philadelphia, PA 19112) for the operation of a Navy Public Works Facility in the City of Philadelphia, **Philadelphia County**. The facilities air emission sources include One (1) 264,00 BTU/hr Boiler firing natural gas, One (1) 9,200 gallon and One (1) 9,700 gasoline storage tank both with Stage 2 vapor recovery, One Spray booth that paints metal and plastic parts. One Torit Donalson Dust Collector, One (1) Cold cleaning degreaser, and Twelve (12) Natural gas fired boilers and heaters less than 1 MMBTU/hr.

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

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

will be published in the *Pennsylvania Bulletin* and a local newspaper at least thirty days before the hearing.

COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

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

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

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

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

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

Coal Applications Received

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

30831303. Cumberland Coal Resources, LP, (PO Box 1020, 158 Portal Road, Waynesburg, PA 15370). To revise the permit for the Cumberland Mine in Wayne Township, **Greene County** to install 12 gob-ventilation boreholes. Surface Acres Proposed 7.21. No additional discharges. The application was considered administratively complete on January 29, 2013. Application received January 9, 2012.

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

Permit No. 56070105 and NPDES No. PA0262421. Amerikohl Mining, Inc., 202 Sunset Drive, Butler, PA 16001-1334, permit renewal for reclamation only of a bituminous surface mine in Black Township, **Somerset County**, affecting 155.2 acres. Receiving stream(s): unnamed tributaries to/and Casselman Run classified for the following use(s): cold water fishery, warm water fishery. There are no potable water supply intakes within 10 miles downstream. Application received January 7, 2013.

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

63070202 and NPDES Permit No. PA0251119. BOCA Coal, Inc. (92 McClelland Road, Canonsburg, PA 15317). Renewal application for reclamation only to an existing bituminous surface mine, located in Union and South Park Townships, **Washington and Allegheny Counties**, affecting 98.9 acres. Receiving streams: unnamed tributaries A & B to Piney Fork, classified for the following use: TSW. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: January 22, 2013.

30850103 and NPDES Permit No. PA0589756. Patriot Mining Co., Inc. (2708 Cranberry Square, Morgantown, WV 26508). Renewal application for continued treatment to an existing bituminous surface mine, located in Greene Township, **Greene County**, affecting 55.90 acres. Receiving streams: unnamed tributary to Whitely Creek, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: January 28, 2013.

30030101 and NPDES Permit No. PA0250376. Patriot Mining Co., Inc. (2708 Cranberry Square, Morgantown, WV 26508). Renewal application for continued mining to an existing bituminous surface mine, located in Greene Township, **Greene County**, affecting 117.40 acres. Receiving streams: unnamed tributary to Whitely Creek, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: January 28, 2013.

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

54010201R2. Westwood Generation, LLC, (490 West Main Street, Tremont, PA 17981), renewal of an existing anthracite coal refuse reprocessing and refuse disposal operation in Hegins and Porter Townships, **Schuylkill County** affecting 73.6 acres, receiving stream: Good Spring Creek, classified for the following use: cold water fishes. Application received: January 22, 2013.

13070101R. Keystone Anthracite Marketing Corp., (P. O. Box 126, Paxinos, PA 17860), renewal of an existing anthracite surface mine operation in Nesquehoning Borough, **Carbon County** affecting 252.3 acres, receiving stream: Nesquehoning Creek, classified for the following uses: cold water and migratory fishes. Application received: January 24, 2013.

Noncoal Applications Returned

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

26110102 and NPDES Permit No. PA0252085. T & B Excavating, Inc. (P. O. Box 337, McClellandtown, PA 15458). Permit denied due to failure to provide required information for a bituminous surface mine, located in German Township, **Fayette County**, affecting 58.4 acres. Receiving streams: unnamed tributaries to Dunlap Creek. Application received: June 6, 2011. Permit denied: January 30, 2013.

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

24980105 and NPDES Permit No. PA0227871. Tamburlin Brothers Coal Co., Inc. (P. O. Box 1419, Clearfield, PA 16830) Revision to an existing bituminous surface and auger mine to add 9.0 acres to the surface mining permit in Horton Township, **Elk County**. Receiving streams: Karnes Run, Johnson Run and unnamed tributary to Brandy Camp Creek. Application received: June 13, 2011. Application returned: January 29, 2013.

Noncoal Applications Received

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

43040302. New Castle Lime & Stone Company (P. O. Box 422, Edinburg, PA 16116) Renewal of an existing large industrial minerals mine in Shenango Township, **Mercer County** affecting 48.3 acres. Receiving streams: Unnamed tributaries to Shenango River and Shenango River, classified for the following uses: WWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: January 23, 2013.

37070302. Quality Aggregates, Inc. (4955 Steubenville Pike, Suite 245, Pittsburgh, PA 15205) Renewal of existing NPDES Permit No. PA0258423 in Slippery Rock Township, **Lawrence County** Receiving streams: Unnamed tributary to Slippery Rock Creek and Slippery Rock Creek, classified for the following uses: CWF. The first downstream potable water supply intake from the point of discharge is Camp Allegheny. Application received: January 29, 2013.

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

58110305T and PA0225142. Pennsy Supply, Inc., (P. O. Box 3331, Harrisburg, PA 17105), transfer of an existing quarry operation from Powers Stone, Inc. in

Middletown Township, **Susquehanna County** affecting 95.4 acres, receiving stream: unnamed tributaries to Middle Branch Wyalusing Creek, classified for the following uses: cold water fishes and migratory fishes. Application received: January 17, 2013.

52060301C2 and PA0224511. Springbrook Enterprises, Inc., (504 Well Road, Hawley, PA 18428), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Blooming Grove Township, **Pike County** affecting 29.6 acres, receiving stream: tributary to Billings Creek, classified for the following use: HQ-cold water fishes. Application received: January 22, 2013.

64970801. Walter Yanacek, (56 Edwards Road, Damascus, PA 18415), Stage I & II bond release of a quarry operation in Manchester Township, **Wayne County** affecting 1.0 acre on property owned by Walter and Deborah Yanacek. Application received: January 22, 2013.

58950809. Michael & Robert Pavelski, (P. O. Box 86, Susquehanna, PA 18847), Stage I & II bond release of a quarry operation in Great Bend Township, **Susquehanna County** affecting 5.0 acres on property owned by Ernest Benjamin. Application received: January 23, 2013.

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. PA0235946 (Mining Permit No. 32081301), Rosebud Mining Company, (301 Market Street, Kittanning, PA 16201-9642). A new NPDES and mining activity permit for the Coral-Graceton Mine in Center Township, **Indiana County**. Surface Acres Affected 39.4, Underground Acres Affected 1,202.0. Receiving Stream: Unnamed Tributary #3 to Two Lick Creek, classified for the following use: CWF. Kiskiminetas-Conemaugh River Watersheds TMDL. The application was considered administratively complete on July 1, 2008. Application received April 25, 2008.

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.

Outfall 001 discharges to: Unnamed Tributary to Two Lick Creek

The proposed effluent limits for *Outfall 001* (Lat: 40° 30' 31.7" Long: 79° 09' 31.7") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (mgd)		-	0.64	-
Iron (mg/l)		1.5	3.0	3.8
Manganese (mg/l)		1.0	2.0	2.5
Aluminum (mg/l)		0.38	0.75	0.94
Total Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (mOs/kg)		54	108	135

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Sulfates (mg/l)		-	-	REPORT
Total Dissolved Solids (mg/l)		-	-	REPORT
Chlorides (mg/l)		-	-	REPORT

Outfall 002 discharges to: Unnamed Tributary to Two Lick Creek

The proposed effluent limits for *Outfall 002* (Lat: 40° 30' 38.9" Long: 79° 09' 49.4") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (mgd)		-	0.16	-
Iron (mg/l)		1.5	3.0	3.8
Manganese (mg/l)		1.0	2.0	2.5
Aluminum (mg/l)		0.38	0.75	0.94
Total Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (mOs/kg)		114	228	285
Sulfates (mg/l)		-	-	REPORT
Total Dissolved Solids (mg/l)		-	-	REPORT
Chlorides (mg/l)		-	-	REPORT

Outfall 003 discharges to: Unnamed Tributary to Two Lick Creek

The proposed effluent limits for *Outfall 003* (Lat: 40° 30' 26.7" Long: 79° 09' 54") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (mgd)		-	1.16	-
Iron (mg/l)		1.5	3.0	3.8
Manganese (mg/l)		1.0	2.0	2.5
Aluminum (mg/l)		0.38	0.75	0.94
Total Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (mOs/kg)		42	83	104
Sulfates (mg/l)		-	-	REPORT
Total Dissolved Solids (mg/l)		-	-	REPORT
Chlorides (mg/l)		-	-	REPORT

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

NPDES No. PA0262587 (Mining permit no. 11080101), AMFIRE Mining Company, LLC, One Energy Place, Latrobe, PA 15650, a revised NPDES permit for additional mining in East Taylor and Croyle Townships, **Cambria County**, affecting 726.3 acres. Receiving stream(s): unnamed tributaries to Little Conemaugh River, classified for the following use(s): cold water fishes. This receiving stream is included in the Kiski-Conemaugh TMDL. Application received: November 29, 2012.

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

The outfall(s) listed below discharge to unnamed tributaries to the Little Conemaugh River.

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
008—Treatment Pond TP-1	N
009—Treatment Pond TP-2	N
010—Treatment Pond TP-3	N
013—Treatment Pond TP-4	Y
014—Treatment Pond TP-5	Y

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

<i>Outfalls: 008, 009, 010, 013, and 014</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
<i>Parameter</i>			
Iron (mg/l)	1.5	3.0	3.5
Manganese (mg/l)	1.0	2.0	2.5
Aluminum (mg/l)	0.75	1.5	1.9
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			

The outfall(s) listed below discharge to unnamed tributaries to the Little Conemaugh River.

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
001—Sediment Pond A	N
002—Sediment Pond B	N
003—Sediment Pond C	N

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
004—Sediment Pond D	N
005—Sediment Pond A-1	N
006—Sediment Pond B-1	N
007—Sediment Pond D-1	N
011—Sediment Pond E	Y
012—Sediment Pond E-1	Y

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

<i>Outfalls: 001, 002, 003, 004, 005, 006, 007, 011 and 012</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Iron (mg/l)	1.5	3.0	3.5
Manganese (mg/l)	1.0	2.0	2.5
Aluminum (mg/l)	0.75	1.5	1.9
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

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

NPDES No. PA0225029 on Underground Mining Permit No. 49861303. Bear Gap Coal Company, (74 Kushwa Road, Spring Glen, PA 17978), new NPDES permit for a Underground Mining Permit operation in Zerbe Township, **Northumberland County**, affecting 8.2 acres. Receiving stream: Zerbe Run classified for the following uses: cold water and migratory fishes (TMDL for metal, pH). Application received May 31, 2011.

Non-discharge BMP's will apply to this site.

Noncoal NPDES Draft Permits

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

NPDES No. PA02234227 on Surface Mining Permit No. 38020301. Greater Lebanon Refuse Authority, (1610 Russell Road, Lebanon, PA 17046), renewal of an NPDES Permit for a Borrow Area operation in North Annville and North Lebanon Townships, **Lebanon County**, affecting 58.0 acres. Receiving stream: unnamed tributary to Union Canal to Swatara Creek, classified for the following use: warm water fishes. Application received: January 14, 2013.

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

The outfall(s) listed below discharge to unnamed tributary to Union Canal to Swatara Creek.

<i>Outfall No.</i>	<i>New Outfall Y/N</i>	<i>Type</i>
006	No	E&S/Stormwater
007	No	E&S/Stormwater

NPDES No. PA0044555 on Surface Mining Permit No. 7775SM1. Eastern Industries, Inc., (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034), renewal of an NPDES Permit for a stone and limestone quarry operation in Oley Township, **Berks County**, affecting 675.0 acres. Receiving stream: unnamed tributary to Limekiln Creek, classified for the following use: warm water fishes. Application received: December 3, 2013.

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

The outfall(s) listed below discharge to unnamed tributary to Limekiln Creek.

<i>Outfall No.</i>	<i>New Outfall Y/N</i>	<i>Type</i>
01	No	Sed. Pond

NPDES No. PA0611883 on Surface Mining Permit No. 7776SM1. Martin Stone Quarries, Inc., (1355 North Reading Avenue, Bechtelsville, PA 18505), renewal of an NPDES Permit for a stone quarry operation in Colebrookdale Township, **Berks County**, affecting 349.35 acres. Receiving stream: unnamed tributary to Swamp Creek, classified for the following uses: trout stock fishes and migratory fishes (No TMDL). Application received: July 31, 2012.

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

The outfall(s) listed below discharge to unnamed tributary to Swamp Creek.

<i>Outfall No.</i>	<i>New Outfall Y/N</i>	<i>Type</i>
002	No	Sed. Pond
004	No	Pit Sump
006	No	Sed. Pond
007	No	Sed. Pond
008	Yes	Sed. Pond

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.

E13-176. PA Solar Park, LLC, 100 Summit Lake Drive, Suite 410, Valhalla, NY 10595, in Nesquehoning Borough, **Carbon County**, U.S. Army Corps of Engineers, Philadelphia District.

To authorize the following water obstruction and encroachments associated with the PA Solar Park electric transmission line:

- 1) To construct and maintain a 15-ft wide gravel utility service road across 65 feet of EV wetlands within the Nesquehoning Creek Watershed. The crossing will permanently impact 0.17 acre of EV wetlands.
- 2) To construct and maintain a 15-ft wide gravel utility service road across 50 feet of EV wetlands within the Nesquehoning Creek Watershed. The crossing will permanently impact 0.04 acre of EV wetlands.
- 3) To construct and maintain a 15-ft wide gravel utility service road across 22 feet of EV wetlands within the

Nesquehoning Creek Watershed. The crossing will permanently impact 0.04 acre of EV wetlands.

4) To remove the existing structure and construct and maintain a gravel utility road crossing of a tributary to Nesquehoning Creek consisting of a 24-inch diameter RCP with headwalls and riprap apron.

5) To remove the existing structure and construct and maintain a gravel utility road crossing of a tributary to Nesquehoning Creek consisting of a 21-inch diameter RCP with headwalls and riprap apron.

6) To construct and maintain a stormwater outfall in the floodway of Nesquehoning Creek consisting of a 21-inch diameter RCP, flared end section, and riprap apron.

The project is located on the north side of the S.R. 54, approximately 2.2 miles west of the intersection of U.S. Route 209 (Nesquehoning, PA Quadrangle, Latitude: 40°51'18"; Longitude: -75°31'32").

E45-579. RockTenn Converting Company, P. O. Box 770, Paper Mill Road, Delaware Water Gap, PA 18327, in Smithfield Township, **Monroe County**, U.S. Army Corps of Engineers, Philadelphia District.

To remove the existing wastewater treatment tanks and appurtenant structures and to construct and maintain an approximately 29-foot by 95-foot encroachment, consisting of a new wastewater treatment facility enclosed by reinforced concrete walls, in the floodway of Brodhead Creek (HW-CWF, MF) for the purpose of upgrading the Stroudsburg Mill wastewater treatment system. The project is located at the end of Paper Mill Road approximately 0.7 mile north of its intersection with SR 2028 (Stroudsburg, PA Quadrangle Latitude 40° 59' 58"; Longitude: -75° 08' 55") in Smithfield Township, Monroe County.

E13-175. PA Turnpike Commission, P. O. Box 67676, Harrisburg, PA 17106, in Franklin Township, **Carbon County**, U.S. Army Corps of Engineers, Philadelphia District.

To remove the existing four-span structure and to construct and maintain a 400-foot wide three-span prestressed concrete multi-girder bridge across Pohopoco Creek (CWF, MF), having an underclearance of approximately 25 feet. The project is located on the Pennsylvania Turnpike approximately 0.3 mile from the interchange with State Route 209 (Lehighon, PA Quadrangle Latitude: 40° 50' 21"; Longitude: -75° 40' 02") in Franklin Township, Carbon County.

Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110. Telephone: 717.705.4802.

E06-685: Michael F. Vogt, Berks Hollow Energy Associates, LLC, 5662 Leesport Avenue, Reading, Pennsylvania 19605, in Ontelaunee Township, **Berks County**, ACOE Philadelphia

To: 1) install and maintain a 30.0-inch diameter stormwater outfall pipe with riprap scour protection along Willow Creek (CWF, MF) (Latitude: 40°25'34.5", Longitude: -75°56'6.5"), 2) place and maintain 0.005 acre of fill in a palustrine emergent wetland (Latitude: 40°25'27.8", Longitude: -75°56'10.8"), and 3) place and maintain 0.01 acre of fill in a palustrine emergent wetland (Latitude: 40°25'29.1", Longitude: -75°56'09"), all in Ontelaunee Township, Berks County. The following activity is waived in accordance with Title 25 Section 105.12(a)(3): installation of electrical wire attached above

ground to single poles crossing an unnamed tributary to Laurel Run (WWF, MF) (Latitude: 40°25'4.6", Longitude: -75°55'35.4"). The purpose of the project is to construct a natural gas fired electric generating station and associated infrastructure.

F22-588: Swatara Township (Floodplain Mitigation), 599 Eisenhower Boulevard, Harrisburg, Pennsylvania 17111, in Swatara Township, **Dauphin County**, ACOE Baltimore

The applicant proposes to remove structures from the floodplain that were damaged by flooding at the locations listed. The projects propose to temporarily affect approximately 2.89 acres of floodplains. The issuance of this permit will not constitute approval of Water Quality Certification under Section 401 of the Federal Clean Water Act (33 U.S.C.A. Section 1341).

	<i>Address</i>	<i>Waterway</i>	<i>Chapter 93 Designation</i>	<i>USGS Quadrangle</i>	<i>Latitude</i>	<i>Longitude</i>
1	9159 Joyce Lane, Hummelstown, PA 17036	Beaver Creek	WWF, MF	Hershey	40° 15' 56"	-76°43'51.6"
2	9157 Joyce Lane, Hummelstown, PA 17036	Beaver Creek	WWF, MF	Hershey	40°15'56.3"	-76°44'13.5"
3	9155 Joyce Lane, Hummelstown, PA 17036	Beaver Creek	WWF, MF	Hershey	40°15'56.2"	-76°43'52.1"
4	9153 Joyce Lane, Hummelstown, PA 17036	Beaver Creek	WWF, MF	Hershey	40°15'56.1"	-76°43'52.4"
5	9060 Bridge Road, Hummelstown, PA 17036	Beaver Creek	WWF, MF	Hershey	40°15'43.58"	-76°43'41.81"
6	3755 Brisban Street, Harrisburg, PA 17111	Spring Creek	CWF, MF	Harrisburg East	40°15'34"	-76°49'30.14"
7	3753 Brisban Street, Harrisburg, PA 17111	Spring Creek	CWF, MF	Harrisburg East	40°15'34"	-76°49'30.6"
8	3749 Brisban Street, Harrisburg, PA 17111	Spring Creek	CWF, MF	Harrisburg East	40°15'33.78"	-76°49'31.07"
9	3747 Brisban Street, Harrisburg, PA 17111	Spring Creek	CWF, MF	Harrisburg East	40°15'33.78"	-76°49'31.62"
10	3742 Derry Street, Harrisburg, PA 17111	Spring Creek	CWF, MF	Harrisburg East	40°15'31.96"	-76°49'33.43"
11	3740 Derry Street, Harrisburg, PA 17111	Spring Creek	CWF, MF	Harrisburg East	40°15'32.01"	-76°49'33.67"
12	3851 Rutherford Street, Harrisburg, PA 17111	Spring Creek	CWF, MF	Harrisburg East	40°15'34.52"	-76°49'13.27"

F38-182: South Lebanon Township (Floodplain Mitigation), 1800 South 5th Avenue, Lebanon, Pennsylvania 17042, in South Lebanon Township, **Lebanon County**, ACOE Baltimore

To remove structures from the floodplain that were damaged by flooding at the locations listed. The projects propose to temporarily affect approximately 0.86 acre of floodplains. The issuance of this permit will not constitute approval of Water Quality Certification under Section 401 of the Federal Clean Water Act (33 U.S.C.A. Section 1341).

	<i>Address</i>	<i>Waterway</i>	<i>Chapter 93 Designation</i>	<i>USGS Quadrangle</i>	<i>Latitude</i>	<i>Longitude</i>
1	741 Kiner Avenue, Lebanon, PA 17042	UNT to Quittapahilla Creek	TSF, MF	Lebanon	40°19'53.1"	-76°24'10.2"
2	745 Kiner Ave, Lebanon, PA 17042	UNT to Quittapahilla Creek	TSF, MF	Lebanon	40°19'51.8"	-76°24'9.1"
3	747 Kiner Ave, Lebanon, PA 17042	UNT to Quittapahilla Creek	TSF, MF	Lebanon	40°19'51.5"	-76°24'12.2"
4	749 Kiner Ave, Lebanon, PA 17042	UNT to Quittapahilla Creek	TSF, MF	Lebanon	40°19'50.6"	-76°24'08"

F38-183: Swatara Township (Floodplain Mitigation), 68 Supervisors Drive, Jonestown, Pennsylvania 17038, in Swatara Township, **Lebanon County**, ACOE Baltimore

To remove structures from the floodplain that were damaged by flooding at the locations listed. The projects propose to temporarily affect approximately 1.01 acres of floodplains. The issuance of this permit will not constitute approval of Water Quality Certification under Section 401 of the Federal Clean Water Act (33 U.S.C.A. Section 1341).

	<i>Address</i>	<i>Waterway</i>	<i>Chapter 93 Designation</i>	<i>USGS Quadrangle</i>	<i>Latitude</i>	<i>Longitude</i>
1	2329 SR 72 North Jonestown, PA 17038	Swatara Creek	WWF, MF	Fredericksburg	40°24'5.5"	-76°29'32.1"
2	2331 SR 72 North Jonestown, PA 17038	Swatara Creek	WWF, MF	Fredericksburg	40°24'4.8"	-76°29'32.1"
3	Three Ivy Lane Jonestown, PA 17038	Swatara Creek	WWF, MF	Fredericksburg	40°24'5.3"	-76°29'28.1"
4	24 Willow Lane Jonestown, PA 17038	Swatara Creek	WWF, MF	Fredericksburg	40°23'27.1"	-76°29'44.5"
5	2358 Quarry Road Lebanon, PA 17046	Little Swatara Creek	WWF, MF	Fredericksburg	40°24'26.8"	-76°28'14.1"
6	2364 Quarry Road Lebanon, PA 17046	Little Swatara Creek	WWF, MF	Fredericksburg	40°24'26.8"	-76°28'12.0"

E31-226: Cromwell Township Board of Supervisors [Cromwell Township Sanitary Sewer Construction, along Wilson Road (T-573), Subbasin 12C], 10999 Valley Street, Shirleysburg, Pennsylvania 17260, (Orbisonia, PA Quadrangle; Latitude: 40°12'49.2"N Longitude: -77°55'36.9"W) in Cromwell Township, **Huntingdon County**, ACOE Baltimore District

To install a sanitary sewer system and cross and maintain:

1) 519.0 feet of PSS wetlands with 8.0-inch PVC pipe permanently impacting 0.006 acre and temporarily impacting 0.3574 acre (Latitude: 40°14'21", Longitude: -77°54'02"),

2) 53.0 feet of PFO wetlands with 8.0-inch PVC pipe permanently impacting 0.0183 acre (Latitude: 40°14'09", Longitude: -77°54'03"),

3) 26.0 feet of PFO wetlands with 8.0-inch PVC pipe permanently impacting 0.009 acre (Latitude: 40°14'06", Longitude: -77°54'02"),

4) 45.0 feet of PFO wetlands with 8.0-inch PVC pipe permanently impacting 0.0155 acre (Latitude: 40°13'56", Longitude: -77°54'02"),

5) 21.0 feet of PEM/PSS wetlands with 8.0-inch PVC pipe temporarily impacting 0.0145 acre (Latitude: 40°13'44", Longitude: -77°54'04"),

6) 77.0 feet of PEM wetlands with 8.0-inch PVC pipe temporarily impacting 0.053 acre (Latitude: 40°13'29", Longitude: -77°54'07"),

7) 86.0 feet of PFO wetlands with 8.0-inch PVC pipe temporarily impacting 0.0592 acre (Latitude: 40°12'43", Longitude: -77°55'33"), and to install and maintain:

8) a 10.0-foot crossing with 8.0-inch PVC pipe under an Unnamed Tributary (UNT) to Blacklog Creek (CWF, MF) (Latitude: 40°14'16", Longitude: -77°54'01.8"),

9) a 10.0-foot crossing with 8.0-inch PVC pipe under an UNT to Blacklog Creek (CWF, MF) (Latitude: 40°13'48.1", Longitude: -77°54'01.9"),

10) a 15.0-foot crossing with 8.0-inch PVC pipe under an UNT to Blacklog Creek (CWF, MF) (Latitude: 40°13'41.7", Longitude: -77°54'02.7"),

11) a 30.0-foot crossing with 8.0-inch PVC pipe under an UNT to Blacklog Creek (CWF, MF) (Latitude: 40°13'32.5", Longitude: -77°54'05.1"),

12) a 30.0-foot crossing with 8.0-inch PVC pipe under an UNT to Blacklog Creek (CWF, MF) (Latitude: 40°13'29.1", Longitude: -77°54'05"),

13) a 15.0-foot crossing with 8.0-inch PVC pipe under an UNT to Blacklog Creek (CWF, MF) (Latitude: 40°13'12.9", Longitude: -77°54'12.5"),

14) a 10.0-foot crossing with 8.0-inch PVC pipe under an UNT to Blacklog Creek (CWF, MF) (Latitude: 40°13'09", Longitude: -77°54'12.3"),

15) a 10.0-foot crossing with 8.0-inch PVC pipe under an UNT to Blacklog Creek (CWF, MF) (Latitude: 40°12'56.2", Longitude: -77°54'12.3"),

16) a 30.0-foot crossing with a 3.0-inch PVC pipe under an UNT to Aughwick Creek (TSF, MF) (Latitude: 40°13'1.3", Longitude: -77°54'38.9"),

17) a 20.0-foot crossing with a 3.0-inch PVC pipe under an UNT to Aughwick Creek (TSF, MF) (Latitude: 40°12'59.2", Longitude: -77°54'46.6"),

18) a 20.0-foot crossing with a 3.0-inch PVC pipe under an UNT to Aughwick Creek (TSF, MF) (Latitude: 40°12'58.9", Longitude: -77°54'51.2"),

19) a 20.0-foot crossing with a 3.0-inch PVC pipe under an UNT to Aughwick Creek (TSF, MF) (Latitude: 40°12'57.8", Longitude: -77°55'01"),

20) a 10.0-foot crossing with 8.0-inch PVC pipe under an UNT to Aughwick Creek (TSF, MF) (Latitude: 40°12'53.2", Longitude: -77°55'34.9"),

21) a 115.0-foot crossing with a 3.0-inch PVC pipe under Aughwick Creek (TSF, MF) (Latitude: 40°12'56.9", Longitude: -77°55'31.4"),

22) a 110.0-foot crossing with 8.0-inch PVC pipe under Aughwick Creek (TSF, MF) (Latitude: 40°12'53.2", Longitude: -77°55'34.9"),

23) two 50.0-foot crossing with 8.0-inch and 3.0-inch PVC pipe under Three Springs Creek (CWF, MF), (Latitude: 40°12'48", Longitude: -77°55'34.2"), and to construct and maintain:

24) a pump station placing fill within the floodway of Three Springs Creek (CWF, MF) on the left side with average dimensions of 7.5 feet wide, 107.0 feet long, and 3.0 feet high, with an area of 0.02 acre; and

25) placing fill within the floodplain of Three Springs Creek (CWF, MF) and Aughwick Creek (TSF, MF) on the

left side with average dimensions of 15.0 feet wide, 184.0 feet long, and 3.0 feet high with an area of 0.06 acre.

The project proposed directly affects 0.0433 acre of wetland, 0.02 acre of floodway, and 0.06 acre of floodplain, and temporarily impacts 0.4842 acre of wetland and 505.0 linear feet of stream.

E44-146: Mifflin County Conservation District (Hungry Run Stream Restoration), 20 Windmill Hill #4, Burnham, Pennsylvania 17009, in Burnham Borough, Mifflin County, ACOE Baltimore District

To construct and maintain 951.0-foot long stream restoration including 675.0 feet of streambank grading and the installation and maintenance of: 1) 200.0 feet of R-4 riprap, 2) 56.0 feet of wooden crib wall, 3) one log sill, 4) 12 habitat boulder clusters, 5) two cross rock vanes, 6) three rock vanes, and 7) five plunge pools, all for the purpose of providing streambank stabilization and improving in-stream fish habitat. The project is located near the intersection of Jaspers Drive and 1st Avenue (Burnham, PA Quadrangle, Latitude: 40°38'11.8", Longitude: -77°33'42.7") in Burnham Borough, Mifflin County. No wetlands will be impacted by this project.

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

E65-954 Westmoreland County Industrial Development Corporation, Fifth Floor, Suite 520, 40 North Pennsylvania Ave., Greensburg, PA 15601, Unity Township, Westmoreland County, Pittsburgh ACOE District.

Applicant proposes to construct and maintain three (3) road crossings, each with multiple utility line stream crossings, and two (2) stand-alone utility line stream crossings, of four (4) unnamed tributaries within the Ninemile Run watershed (WWF), for the purpose of installing the infrastructure (i.e. access roads and utility lines), for Phase II (an approximately 70 acre area), of the Westmoreland Air Park industrial development site. Culvert No. 1 will be a 14' wide x 4' high, pre-cast concrete box culvert. Culvert No. 2 will be a 48" diameter concrete pipe culvert. Culvert No. 3 will be a 84" diameter concrete pipe culvert. Both stand-alone utility line stream crossings will consist of 8" diameter ductile iron sanitary sewer pipe. The cumulative stream impact from these crossings will be approximately 411.3 feet; Latrobe, PA Quadrangle N: 1.39 inches, W: 6.68 inches; Latitude: 40° 15' 27.57", Longitude: 79° 25' 22.28". The project site is located near the intersection of Bayhill Road with State Route 981, in Unity Township, Westmoreland County.

E02-1551-A1 Pleasant Hills Authority, Fifth Floor, Suite 520, 1222 Cochran's Mill Road, Pittsburgh, PA 15025, South Park Township & Pleasant Hills Borough, Allegheny County, Pittsburgh ACOE District.

Applicant proposes to amend their existing permit to include constructing and maintaining a new headworks building, along with other associated upgrades to the wastewater treatment plant, within the floodplain of Lick Run (TSF) for the purpose of preventing sanitary sewer overflows. The project is located approximately 600 feet northwest from the intersection of Wallace Road and Cochran's Mill Road (Glassport, PA Quadrangle N: 4.85 inches; W: 13.9 inches; Latitude 40° 18' 15"; Longitude 79° 58' 30") in South Park Township, Allegheny County.

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

E37-192, Hickory Run Energy, LLC, 400 Chesterfield Center, Suite 110, Chesterfield MO 63017. Hickory

Run Energy Station, in North Beaver Twp and Mahoning Twp, Lawrence County, ACOE Pittsburgh District (Bessemer, PA Quadrangle N: 40°, 59', 39.65"; W: 80°, 25', 55.29").

To construct a natural gas-fired electric generating facility with associated parking and infrastructure. Project includes construction of the generating plant located northeast of the intersection of McClelland Rd and SR 551, a switchyard located southwest of the same intersection, a natural gas metering station and pipeline connecting the plant to an existing natural gas pipeline west of Mohawk School Rd, electric transmission lines to connect the plant to existing transmission lines located to the west of the facility, and a water discharge pipeline to carry plant effluent water to an outfall along the Mahoning River.

Project impacts include: 0.361 acre permanent wetland impact for 2 road crossings, widening of the existing access road, site grading, and placement of 1 utility pole; 0.253 acre temporary wetland impact for equipment access during road widening and pole placement; 130 LF temporary stream impact to a UNT Mahoning River for an equipment crossing; 8 horizontal directional drilled wetland crossings and 2 horizontal directional drilled stream crossings of UNTs Mahoning River for the natural gas and water discharge pipelines; 2 aerial crossings of wetlands by the electric transmission lines. Applicant proposes a \$5,000 payment to the PA Wetland Replacement Fund to compensate for the permanent wetland impacts.

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

E5729-048: PVR NEPA Gas Gathering, LLC, 100 Penn Tower, Suite 201 & 202, 25 West Third Street, Williamsport, PA 17701, Davidson and Laporte Townships, Sullivan County, ACOE Baltimore District.

To construct, operate, and maintain:

1) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 61 linear feet of an unnamed tributary to Muncy Creek (EV) (Sonestown, PA Quadrangle 41°21'14"N, 76°33'37"W);

2) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 58 linear feet of an unnamed tributary to Muncy Creek (EV) (Sonestown, PA Quadrangle 41°21'13"N, 76°33'36"W);

3) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 61 linear feet of an unnamed tributary to Muncy Creek (EV) and 1,223 square feet of an exceptional value palustrine forested (EV-PFO) wetland (Sonestown, PA Quadrangle 41°21'20"N, 76°33'33"W);

4) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 67 linear feet of an unnamed tributary to Muncy Creek (EV) (Sonestown, PA Quadrangle 41°21'27"N, 76°33'26"W);

5) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 60 linear feet of an unnamed tributary to Muncy Creek (EV) (Sonestown, PA Quadrangle 41°21'24"N, 76°33'28"W);

6) a temporary road crossing using a timber mat bridge, one 12 inch diameter steel gas line impacting 15,558 square feet of a palustrine emergent (PEM) wetland (Sonestown, PA Quadrangle 41°21'35"N, 76°33'29"W);

7) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 75 linear feet of an unnamed tributary to Muncy Creek (EV) (Sonestown, PA Quadrangle 41°21'40"N, 76°33'26"W);

8) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 60 linear feet of Big Run (EV) (Sonestown, PA Quadrangle 41°21'52"N, 76°33'13"W);

9) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 67 linear feet of an unnamed tributary to Big Run (EV) (Sonestown, PA Quadrangle 41°21'53"N, 76°33'07"W);

10) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 60 linear feet of an unnamed tributary to Big Run (EV) (Sonestown, PA Quadrangle 41°21'53"N, 76°33'06"W);

11) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 57 linear feet of an unnamed tributary to Big Run (EV) (Sonestown, PA Quadrangle 41°21'54"N, 76°33'06"W);

12) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 63 linear feet of an unnamed tributary to Big Run (EV) (Sonestown, PA Quadrangle 41°21'53"N, 76°33'00"W);

13) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 63 linear feet of an unnamed tributary to Big Run (EV) (Sonestown, PA Quadrangle 41°21'53"N, 76°33'00"W);

14) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 17 linear feet of an unnamed tributary to Big Run (EV) (Sonestown, PA Quadrangle 41°21'53"N, 76°32'58"W);

15) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 84 linear feet of an unnamed tributary to Mosey Run (EV) (Sonestown, PA Quadrangle 41°21'48"N, 76°32'57"W);

16) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 88 linear feet of an unnamed tributary to Mosey Run (EV) (Sonestown, PA Quadrangle 41°21'46"N, 76°32'58"W);

17) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 63 linear feet of Mosey Run (EV) (Sonestown, PA Quadrangle 41°21'45"N, 76°32'58"W);

18) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 66 linear feet of an unnamed tributary to Mosey Run (EV) (Sonestown, PA Quadrangle 41°21'41"N, 76°32'58"W);

19) a temporary road crossing using a timber mat bridge impacting 31 linear feet of an unnamed tributary to Mosey Run (EV) (Sonestown, PA Quadrangle 41°21'41"N, 76°32'58"W);

20) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 96 linear feet of an unnamed tributary to Mosey Run (EV) (Sonestown, PA Quadrangle 41°21'40"N, 76°32'56"W);

21) a temporary road crossing using a timber mat bridge impacting 38 square feet of a palustrine emergent (PEM) wetland (Sonestown, PA Quadrangle 41°21'32"N, 76°32'29"W);

22) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 16 linear feet of an unnamed tributary to Muncy Creek (EV) (Sonestown, PA Quadrangle 41°21'57"N, 76°31'33"W);

23) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 68 linear feet of an unnamed tributary to Muncy Creek (EV) (Sonestown, PA Quadrangle 41°21'56"N, 76°31'30"W);

24) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 66 linear feet of an unnamed tributary to Muncy Creek (EV) (Sonestown, PA Quadrangle 41°21'54"N, 76°31'26"W);

25) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 6 linear feet of an unnamed tributary to Muncy Creek (EV) (Sonestown, PA Quadrangle 41°21'54"N, 76°31'26"W);

26) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 80 linear feet of Muncy Creek (EV) (Sonestown, PA Quadrangle 41°21'44"N, 76°31'03"W);

27) a temporary road crossing using a timber mat bridge impacting 6,262 square feet of an exceptional value palustrine forested (EV-PFO) wetland (Sonestown, PA Quadrangle 41°21'52"N, 76°30'35"W);

28) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 64 linear feet of an unnamed tributary to Muncy Creek (EV) (Sonestown, PA Quadrangle 41°21'52"N, 76°30'30"W);

29) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 53 linear feet of an unnamed tributary to Muncy Creek (EV) (Sonestown, PA Quadrangle 41°21'52"N, 76°30'29"W);

30) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 93 linear feet of an unnamed tributary to Muncy Creek (EV) (Sonestown, PA Quadrangle 41°21'52"N, 76°30'27"W);

31) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 67 linear feet of an unnamed tributary to Muncy Creek (EV) (Sonestown, PA Quadrangle 41°21'53"N, 76°30'13"W);

32) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 66 linear feet of an unnamed tributary to Muncy Creek (EV) (Sonestown, PA Quadrangle 41°21'53"N, 76°30'07"W);

33) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 63 linear feet of an unnamed tributary to Muncy Creek (EV) (Elk Grove, PA Quadrangle 41°21'53"N, 76°30'06"W);

34) a temporary road crossing using a timber mat bridge impacting 371 square feet of an exceptional value palustrine forested (EV-PFO) wetland and 8 linear feet of an unnamed tributary to Muncy Creek (EV) (Elk Grove, PA Quadrangle 41°21'54"N, 76°29'45"W);

35) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 62 linear feet of an unnamed tributary to Muncy Creek (EV) (Elk Grove, PA Quadrangle 41°21'53"N, 76°29'44"W);

36) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 45 linear feet of an unnamed tributary to Muncy Creek (EV) (Elk Grove, PA Quadrangle 41°21'48"N, 76°29'42"W);

37) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 85 linear feet of an unnamed tributary to Muncy Creek (EV) (Elk Grove, PA Quadrangle 41°21'48"N, 76°29'41"W);

38) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 98

linear feet of an unnamed tributary to Muncy Creek (EV) (Elk Grove, PA Quadrangle 41°21'45"N, 76°29'41"W);

39) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 120 linear feet of an unnamed tributary to Muncy Creek (EV) (Elk Grove, PA Quadrangle 41°21'45"N, 76°29'41"W);

40) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 73 linear feet of an unnamed tributary to Muncy Creek (EV) (Elk Grove, PA Quadrangle 41°21'43"N, 76°29'41"W);

41) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 102 linear feet of an unnamed tributary to Muncy Creek (EV) (Elk Grove, PA Quadrangle 41°21'42"N, 76°29'41"W);

42) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 72 linear feet of an unnamed tributary to Muncy Creek (EV) (Elk Grove, PA Quadrangle 41°21'41"N, 76°29'41"W);

43) a temporary road crossing using a timber mat bridge impacting 523 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Elk Grove, PA Quadrangle 41°21'39"N, 76°29'40"W);

44) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 67 linear feet of an unnamed tributary to Long Brook (EV) (Elk Grove, PA Quadrangle 41°21'31"N, 76°29'25"W);

45) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 50 linear feet of an unnamed tributary to Long Brook (EV) (Elk Grove, PA Quadrangle 41°21'35"N, 76°29'21"W);

46) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 5 linear feet of an unnamed tributary to Long Brook (EV) (Elk Grove, PA Quadrangle 41°21'36"N, 76°29'20"W);

47) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 110 linear feet of an unnamed tributary to Long Brook (EV) (Elk Grove, PA Quadrangle 41°21'36"N, 76°29'19"W);

48) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 60 linear feet of an unnamed tributary to Long Brook (EV) (Elk Grove, PA Quadrangle 41°21'37"N, 76°29'17"W);

49) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 60 linear feet of an unnamed tributary to Long Brook (EV) (Elk Grove, PA Quadrangle 41°21'37"N, 76°29'16"W);

50) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 62 linear feet of an unnamed tributary to Long Brook (EV) (Elk Grove, PA Quadrangle 41°21'37"N, 76°29'06"W);

51) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 72 linear feet of an unnamed tributary to Long Brook (EV) (Elk Grove, PA Quadrangle 41°21'37"N, 76°29'06"W);

52) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 10 linear feet of an unnamed tributary to Long Brook (EV) (Elk Grove, PA Quadrangle 41°21'37"N, 76°29'05"W);

53) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 182 linear feet of an unnamed tributary to Long Brook (EV) (Elk Grove, PA Quadrangle 41°21'38"N, 76°29'04"W);

54) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 1,413 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Elk Grove, PA Quadrangle 41°21'42"N, 76°28'31"W);

55) a temporary road crossing using a timber mat bridge impacting 1,189 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Elk Grove, PA Quadrangle 41°21'43"N, 76°28'27"W);

56) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 24 linear feet of an unnamed tributary to Cherry Run (EV) (Elk Grove, PA Quadrangle 41°21'42"N, 76°28'27"W);

57) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 7 linear feet of an unnamed tributary to Cherry Run (EV) (Elk Grove, PA Quadrangle 41°21'42"N, 76°28'25"W);

58) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 79 linear feet of an unnamed tributary to Cherry Run (EV) (Elk Grove, PA Quadrangle 41°21'42"N, 76°28'25"W);

59) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 42 linear feet of an unnamed tributary to Cherry Run (EV) (Elk Grove, PA Quadrangle 41°21'42"N, 76°28'21"W);

60) a temporary road crossing using a 78 feet long, 5 feet wide timber mat bridge, one 12 inch flex steel gas line impacting 338 square feet of an UNT to Cherry Run (EV, MF) (Elk Grove, PA Quadrangle 41°21'42"N, 76°28'20"W);

61) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 70 linear feet of an unnamed tributary to Cherry Run (EV) (Elk Grove, PA Quadrangle 41°21'42"N, 76°28'18"W);

62) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 64 linear feet of an unnamed tributary to Cherry Run (EV) (Elk Grove, PA Quadrangle 41°21'42"N, 76°28'17"W);

63) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 68 linear feet of an unnamed tributary to Cherry Run (EV) (Elk Grove, PA Quadrangle 41°21'37"N, 76°27'58"W);

64) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 99 linear feet of an unnamed tributary to Painter Run (EV) (Elk Grove, PA Quadrangle 41°20'53"N, 76°27'58"W);

65) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 33 linear feet of an unnamed tributary to Painter Run (EV) (Elk Grove, PA Quadrangle 41°20'52"N, 76°27'58"W);

66) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 44 linear feet of an unnamed tributary to Painter Run (EV) (Elk Grove, PA Quadrangle 41°20'49"N, 76°27'52"W);

67) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 87 linear feet of an unnamed tributary to Painter Run (EV) (Elk Grove, PA Quadrangle 41°20'49"N, 76°27'51"W);

68) a temporary road crossing using a timber mat bridge impacting 220 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Elk Grove, PA Quadrangle 41°21'50"N, 76°27'52"W);

69) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 34

linear feet of an unnamed tributary to Painter Run (EV) (Elk Grove, PA Quadrangle 41°20'49"N, 76°27'50"W);

70) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 70 linear feet of an unnamed tributary to Painter Run (EV) (Elk Grove, PA Quadrangle 41°20'49"N, 76°27'49"W);

71) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 62 linear feet of an unnamed tributary to Painter Run (EV) (Elk Grove, PA Quadrangle 41°20'50"N, 76°27'49"W);

72) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 70 linear feet of an unnamed tributary to Painter Run (EV) (Elk Grove, PA Quadrangle 41°20'49"N, 76°27'49"W);

73) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 60 linear feet of an unnamed tributary to Painter Run (EV) (Elk Grove, PA Quadrangle 41°20'46"N, 76°27'42"W);

74) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 64 linear feet of an unnamed tributary to Painter Run (EV) (Elk Grove, PA Quadrangle 41°20'37"N, 76°27'04"W);

75) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 63 linear feet of an unnamed tributary to Painter Run (EV) (Elk Grove, PA Quadrangle 41°20'37"N, 76°26'59"W);

76) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 75 linear feet of an unnamed tributary to Painter Run (EV) (Elk Grove, PA Quadrangle 41°20'40"N, 76°26'48"W);

The project will result in 18,941 square feet (0.43 acre) of temporary wetland impacts, 7,856 square feet (0.18 acre) of permanent wetland impacts and 4,357 linear feet of temporary stream impacts from the installation of one 12 inch steel gas line and associated access roadways in Davidson and Laporte Townships, Sullivan County. The permittee will provide 7,856 square feet (0.18 acre) or compensatory mitigation at the Hershberger Mitigation Site (Washingtonville, PA Quadrangle 41°05'16"N, 76°42'43"W) in Limestone Township, Montour County.

E5729-051: PVR NEPA Gas Gathering, LLC, 100 Penn Tower, Suite 201 & 202, 25 West Third Street, Williamsport, PA 17701, Davidson and Shrewsbury Townships, **Sullivan County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 824 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Picture Rocks, PA Quadrangle 41°20'47"N, 76°37'31"W);

2) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 61 linear feet of Rock Run (EV) (Sonestown, PA Quadrangle 41°20'46"N, 76°37'27"W);

3) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 3,380 square feet of an exceptional value palustrine forested (EV-PFO) wetland (Sonestown, PA Quadrangle 41°20'44"N, 76°37'23"W);

4) a temporary road crossing using a timber mat bridge impacting 30 linear feet of an unnamed tributary to Rock Run (EV) (Sonestown, PA Quadrangle 41°20'43"N, 76°37'22"W);

5) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 52 linear feet of an unnamed tributary to Rock Run (EV) (Sonestown, PA Quadrangle 41°20'47"N, 76°36'54"W);

6) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 60 linear feet of an unnamed tributary to Rock Run (EV) (Sonestown, PA Quadrangle 41°20'47"N, 76°36'54"W);

7) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 63 linear feet of an unnamed tributary to Rock Run (EV) (Sonestown, PA Quadrangle 41°20'50"N, 76°36'49"W);

8) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 61 linear feet of an unnamed tributary to Rock Run (EV) (Sonestown, PA Quadrangle 41°20'52"N, 76°36'44"W);

9) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 72 linear feet of an unnamed tributary to Rock Run (EV) (Sonestown, PA Quadrangle 41°20'53"N, 76°36'39"W);

10) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 65 linear feet of an unnamed tributary to Rock Run (EV) (Sonestown, PA Quadrangle 41°20'54"N, 76°36'36"W);

11) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 51 linear feet of an unnamed tributary to Rock Run (EV) (Sonestown, PA Quadrangle 41°20'55"N, 76°36'33"W);

12) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 51 linear feet of an unnamed tributary to Rock Run (EV) (Sonestown, PA Quadrangle 41°20'55"N, 76°36'32"W);

13) a temporary road crossing using a timber matting and a 12 inch diameter steel gas line impacting 12,140 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Sonestown, PA Quadrangle 41°20'56"N, 76°36'31"W);

14) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 3,325 square feet of an exceptional value palustrine forested (EV-PFO) wetland (Sonestown, PA Quadrangle 41°20'57"N, 76°36'30"W);

15) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 41 linear feet of an unnamed tributary to Rock Run (EV) (Sonestown, PA Quadrangle 41°20'58"N, 76°36'29"W);

16) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 2,963 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Sonestown, PA Quadrangle 41°21'01"N, 76°36'23"W);

17) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 100 linear feet of an unnamed tributary to Trout Run (EV) (Sonestown, PA Quadrangle 41°21'09"N, 76°36'18"W);

18) a temporary road crossing using a timber mat bridge impacting 34 linear feet of an unnamed tributary to Trout Run (EV) (Sonestown, PA Quadrangle 41°21'15"N, 76°36'11"W);

19) a temporary road crossing using a timber mat bridge impacting 20 linear feet of an unnamed tributary to Trout Run (EV) (Sonestown, PA Quadrangle 41°21'15"N, 76°36'11"W);

20) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 61 linear feet of an unnamed tributary to Trout Run (EV) (Sonestown, PA Quadrangle 41°21'16"N, 76°36'11"W);

21) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 37 linear feet of an unnamed tributary to Trout Run (EV) (Sonestown, PA Quadrangle 41°21'16"N, 76°36'08"W);

22) a temporary fill impacting 25 square feet of a palustrine emergent (PEM) wetland (Sonestown, PA Quadrangle 41°21'17"N, 76°36'07"W);

23) a 12 inch diameter steel gas line impacting 18 linear feet of an unnamed tributary to Trout Run (EV) (Sonestown, PA Quadrangle 41°21'16"N, 76°36'02"W);

24) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 64 square feet of an unnamed tributary to Trout Run (EV) (Sonestown, PA Quadrangle 41°21'16"N, 76°35'55"W);

25) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 53 square feet of an unnamed tributary to Trout Run (EV) (Sonestown, PA Quadrangle 41°21'14"N, 76°35'37"W);

26) a temporary road crossing using a timber mat bridge impacting 25 linear feet of an unnamed tributary to Trout Run (EV) (Sonestown, PA Quadrangle 41°21'12"N, 76°35'33"W);

27) a temporary road crossing using a timber mat bridge impacting 25 linear feet of an unnamed tributary to Trout Run (EV) (Sonestown, PA Quadrangle 41°21'12"N, 76°35'28"W);

28) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 1,368 square feet of a palustrine forested (PSS) wetland (Sonestown, PA Quadrangle 41°21'14"N, 76°35'35"W);

29) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 64 linear feet of Trout Run (EV) (Sonestown, PA Quadrangle 41°21'11"N, 76°35'17"W);

30) a temporary road crossing using a timber mat bridge impacting 407 square feet of a palustrine emergent (PEM) wetland (Sonestown, PA Quadrangle 41°21'10"N, 76°35'08"W);

31) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 1,050 square feet of an exceptional value palustrine forested (EV-PFO) wetland (Sonestown, PA Quadrangle 41°21'09"N, 76°35'03"W);

32) a temporary road crossing using a timber mat bridge impacting 405 square feet of an exceptional value palustrine forested (EV-PFO) wetland (Sonestown, PA Quadrangle 41°21'09"N, 76°35'00"W);

33) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 62 linear feet of an unnamed tributary to Trout Run (EV) (Sonestown, PA Quadrangle 41°21'08"N, 76°34'55"W);

34) a temporary road crossing using a timber mat bridge and a 12 inch diameter steel gas line impacting 62 linear feet of an unnamed tributary to Trout Run (EV) (Sonestown, PA Quadrangle 41°21'08"N, 76°34'55"W);

35) a temporary road crossing using a timber mat bridge impacting 145 square feet of a palustrine emergent (PEM) wetland (Sonestown, PA Quadrangle 41°21'06"N, 76°34'42"W).

The project will result in 1,224 linear feet of temporary stream impacts, 9,528 square feet (0.22 acre) of permanent wetland impacts, and 16,502 square feet (0.38 acre) of temporary wetland impacts from the installation of one 12 inch diameter steel gas line and associated access roadways in Davidson and Shrewsbury Townships, Sullivan County. The permittee will provide 9,528 square feet (0.22 acre) or compensatory mitigation at the Hershberger Mitigation Site (Washingtonville, PA Quadrangle 41°05'16"N, 76°42'43"W) in Limestone Township, Montour County.

E4129-068: PVR NEPA Gas Gathering, LLC, 101 West Third Street, Williamsport, PA 17701, Cogan House Township, **Lycoming County**, ACOE Baltimore District.

To construct, operate, and maintain:

(1) one 8-inch gas line and a timber mat bridge impacting 68 linear feet of an unnamed tributary to Roaring Run (EV, MF) (Salladasburg Quadrangle 41°22'18"N 77°10'26"W);

(2) one 8-inch gas line and a timber mat bridge impacting 63 linear feet of Roaring Run (EV, MF) (Salladasburg Quadrangle 41°22'18"N 77°10'30"W);

(3) one 8-inch gas line and a timber mat bridge impacting 89 linear feet of an unnamed tributary to Roaring Run (EV, MF) (Salladasburg Quadrangle 41°22'17"N 77°10'37"W).

The project will result in 220 linear feet of stream impacts all for the purpose of installing a natural gas gathering line and temporary access roadways for Marcellus well development.

E5929-039: PVR Marcellus Gas Gathering, LLC., 101 West Third Street, Williamsport, PA 17701, Liberty Township, **Tioga County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) A temporary access road using a timber mat bridge, a 24 inch diameter natural gas gathering line, and a 12 inch diameter water line impacting 78 linear feet of an unnamed tributary to Salt Spring Run (EV) and 269 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Liberty, PA Quadrangle 41°34'49"N, 77°01'29"W);

2) A temporary access road using a timber mat bridge, a 24 inch diameter natural gas gathering line, and a 12 inch diameter water line impacting 78 linear feet of an unnamed tributary to Salt Spring Run (EV) and 64 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Liberty, PA Quadrangle 41°34'49"N, 77°01'30"W);

3) A temporary access road using a timber mat bridge, a 24 inch diameter natural gas gathering line, and a 12 inch diameter water line impacting 78 linear feet of an unnamed tributary to Salt Spring Run (EV) and 9,633 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Liberty, PA Quadrangle 41°34'49"N, 77°01'29"W);

The project will result in 232 linear feet of temporary stream impacts and 9,966 square feet (0.23 acre) of temporary wetland impacts all for the purpose of installing a gathering line for Marcellus well development in Liberty Townships, Tioga County.

Southwest Region: Oil and Gas Management Program Manager, 400 Waterfront Drive, Pittsburgh, Pa 15222-4745

E63-07-003. Range Resources—Appalachia, LLC, 3000 Town Center Blvd., Canonsburg, PA 15317. Jefferson Township, **Washington County**, ACOE Pittsburgh District. To construct an access road for a proposed gas well pad, crossing a UNT to North Fork Cross Creek, a Warm Water Fishery, in Jefferson Township, Washington County, Pittsburgh ACOE District, State Water Plan Basin 20D. This project will impact 50 linear feet of

stream. The applicant proposes to install 50 feet of 36" HDPE culvert at the stream crossing for a permanent access road for the Burkett gas well pad. They will also install (2) 60 feet of 36" HDPE culverts approximately 50 feet west of the stream to convey the 100-year storm event. The upstream watershed drainage at the access road crossing is approximately 212 acres. (Avella Quadrangle, N: 14 inches; W: 12 inches).

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 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.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0032131 (Sewage)	Locust Lake State Park STP Locust Lake Road Barnesville, PA 18214	Schuylkill County Ryan Township	Locust Creek (3-A)	Y
PA0063096 (Sewage)	Seiders Hill Inc. STP SR 901 Gordon Nagle Trail Pottsville, PA 17901	Schuylkill County North Manheim Township	West Branch Schuylkill River (3-A)	Y

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0063487 (Sewage)	Northside Heights Mobile Home Estates, Inc. 97 Sam Brooke Circle Lehighon, PA 18235-4226	Carbon County East Penn Township	Unnamed Tributary to Lizard Creek (02B)	Y
PA0032328 (Sewage)	Hickory Hills Mobile Home Community, LLC 121 Hickory Hills Drive Bath, PA 18014	Northampton County Moore Township	UNT to East Branch Monocacy Creek (02C)	Y
<i>Southwest Region: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745</i>				
<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N</i>
PA0218511 Industrial Waste	Aliquippa Muni Water Auth 160 Hopewell Ave Aliquippa, PA 15001	Beaver Co Aliquippa City	Logtown Run	Y
PA0098183 Sewage	Stone Mansion STP Stone Mansion Dr Sewickley, PA 15143	Allegheny Co Franklin Park Boro	UNT of E Branch Big Sewickley Creek	Y
PA0001775 Sewage	McFadden Mach. Co., Inc. 160 Hill Rd. Blairsville, PA 15717	Indiana Co Black Lick Twp	UNT to Muddy Run	Y
<i>Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481</i>				
<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0040380 (Sewage)	Country Roads MHP 3551 Ellwood Road Route 65 New Castle, PA 16101-6137	Lawrence County Shenango Township	Dry/intermittent tributary to Hell Run (20-C)	Y

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

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

<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>
Haverford Township Delaware County	PA0057002	Haverford Township 2325 Darby Road Havertown, PA 19083	Darby Creek—3-G	DEP Southeast Regional Office Clean Water Program 2 E Main Street, Norristown, PA 19401 484.250.5970

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

NPDES Permit No. PA0026476, Sewage, SIC Code 4952, **Coaldale-Lansford-Summit Hill Sewer Authority**, 162 W Ridge Street, Lansford, PA 18232-1310.

This existing facility is located in Coaldale Borough, **Schuylkill County**.

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

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

NPDES Permit No. PA0222933, Industrial Waste **Amendment No. 1, John Maneely Co. d/b/a JMC Steel Group**, 20 Church Street, Wheatland, PA 16161.

This existing facility is located in Wheatland Borough, **Mercer County**.

Description of Proposed Action/Activity: An amendment of an NPDES permit for an existing discharge of treated industrial waste and non-contact cooling water. The facility is expanding their production capabilities.

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

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

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

WQM Permit No. WQG02151117, Sewage, **Little Anthony's Pizza**, 2800 Lancaster Avenue, Coatesville, PA 19369.

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

Description of Action/Activity: Construction and operation of a pump station to service a pizza shop.

WQM Permit No. 0907403, Sewage, **Transfer, Mr. Alexander Kutt**, 220 Lonely Road, Sellersville, PA 18960.

This proposed facility is located in West Rockhill Township, **Bucks County**.

Description of Action/Activity: Permit transferred from Villa Building Company to Alexander Kutt with continued operation of a 500 gpd treatment plant.

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

WQM Permit No. 2212404, Sewerage, **Lower Paxton Township Authority**, 425 Prince Street, Suite 139, Harrisburg, PA 17109.

This proposed facility is located in Lower Paxton Township, **Dauphin County**.

Description of Proposed Action/Activity: Approval of the construction / modifications of an expanded interceptor to convey existing peak extreme wet weather event peak flow as well as build out peak flows. The project will eliminate a hydraulically restricted section of collection system and will eliminate basement backups and overflows upstream of the hydraulically limited section. The project consists of approximately 4,000 feet of 12, 15 and 16-inch gravity sewers and new manholes. The new sewers will replace the existing line in kind at some locations and completely new routing in other locations.

WQM Permit No. 2896404, Amendment 12-1, Sewerage, **Chambersburg Borough**, 100 South 2nd Street, Chambersburg, PA 17201-2515.

This proposed facility is located in Chambersburg Borough, **Franklin County**.

Description of Proposed Action/Activity: Permit approval for upgrades / operational including: a new influent pumping station and screening, upgraded grit removal, upgrade of the VLR to provide biological nutrient removal, a new separate aeration tank, deoxygenation tank, internal mixed liquor nitrate recycle pumps, two additional final clarifiers, coagulant pumping system for phosphorus removal, external carbon source pumping system, upgraded sludge pumping and return pumping facilities and modifications to the biosolids digestion and handling systems.

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

WQM Permit No. WQG026189, Sewerage, **North Huntingdon Twp Muni Auth.**, 11265 Center Hwy., North Huntingdon, PA 15642.

This proposed facility is located in North Huntingdon Twp., **Westmoreland Co.**

Description of Proposed Action/Activity: Permit issuance for the construction and operation of a sewer extension.

WQM Permit No. 6309403-A1, Sewerage, **Cecil Twp Muni Auth**, 3599 Millers Run Rd., Cecil Twp., PA 15321

This existing facility is located in Cecil Twp., **Washington Co.**

Description of Proposed Action/Activity: Permit amendment issuance.

WQM Permit No. 0285431-A2, Sewerage, **Muni Auth Robinson Twp.**, PO Box 15539, PGH, PA 15244

This existing facility is located in Robinson Twp., **Allegheny Co.**

Description of Proposed Action/Activity: Permit amendment issuance.

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

WQM Permit No. 4212401, Sewage, **Keating Township McKean County**, PO Box 103, East Smethport, PA 16730.

This proposed facility is located in Keating Township, **McKean County**.

Description of Proposed Action/Activity: This new permit approves the construction of a new STP and grinder pump/pressure sewer collection system to serve the Villages of Ormsby, Cyclone, Gifford, and Aiken.

WQM Permit No. WQG028335, Sewage, **Rimersburg Borough Municipal Authority**, 197 Main Street, Rimersburg, PA 16248.

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

Description of Proposed Action/Activity: Sewer Extension to serve mostly residential service area which includes Route 68 North from the Rimersburg Borough line to SR 2011, and Carwick Road area between Route 68 North and Baker School Road.

WQM Permit No. WQG01251301, Sewage, **James A. Wardrop**, 6075 Old State Road, Edinboro, PA 16412.

This proposed facility is located in Franklin Township, **Erie County**

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

WQM Permit No. WQG018638, Sewage, **Transfer No. 1, Brian E. Newton**, 11155 US Route 19, Waterford, PA 16441.

This existing facility is located in Waterford Township, **Erie County**.

Description of Proposed Action/Activity: Transfer of permit.

WQM Permit No. 4212201, Industrial Waste, **Amendment No. 1, Casella Waste Management of PA, Inc.**, 25 Green Hill Lane, Rutland, VT 05702.

This existing facility is located in Sergeant Township, **McKean County**.

Description of Proposed Action/Activity: Minor amendment to add an Aeromix Systems Tornado surface aspirating aerator with a 10 HP motor to the Production Water Storage Pond, formerly called Leachate Equalization Impoundment number 2, at the McKean County Landfill site.

WQM Permit No. 4399201, Industrial Waste, **Amendment No. 1, John Maneely Co. d/b/a JMC Steel Group**, P. O. Box 608, Wheatland, PA 16161-0608.

This existing facility is located in Wheatland Borough, **Mercer County**.

Description of Proposed Action/Activity: This upgrade/expansion will increase the current treatment of picking, hot rinse and alkaline cleaning wastewaters from the current 60 gpm capacity to 150 gpm.

IV. NPDES Stormwater Discharges from MS4 Permit Actions

V. NPDES Waiver Stormwater Discharges from MS4 Actions

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI01151221	Jennersville Medical Building P. O. Box 612 Unionville, PA 19375	Chester	Penn Township	Unnamed Tributary of Middle Branch White Clay Creek and Big Elk Creek TSF/HQ-TSF-MF

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>
PAI021312007	Blue Mountain Ski Area 1600 Blue Mt. Drive Palmerton, PA 18071	Carbon	Lower Towamensing Twp.	Aquashicola Creek, HQ-CWF, MF
PAI026412001	Zaremba Group, LLC Attn: Ms. Mary Ann Wervey 14600 Detroit Ave. Lakewood, OH 44107	Wayne	Honesdale Borough	Lackawaxen River, HQ-TSF, MF
PAI024811001	Pennsylvania Department of Transportation Engineering District 5-0 1002 Hamilton St. Allentown, PA 18101	Northampton	Wind Gap Borough, Bushkill Twp., and Plainfield Twp.	Unnamed tributary to Little Bushkill Creek, HQ-CWF, MF; Unnamed tributary to Bushkill Creek, HQ-CWF, MF

Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110. Telephone 717.705.4802.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI030611008	Rickie Greenly East Penn Manufacturing Co. Deka Road, PO Box 147 Lyon Station, PA 19536	Berks	Richmond Township	UNT to Moselem Creek (HQ-CWF, MF)
PAI030712002	Robert Franks Sheetz, Inc. 5700 Sixth Street Altoona, PA 16602	Blair	Logan Township	Brush Run (WWF, MF) and Exceptional Value Wetlands
PAI032107001R	Douglas Halbert Olde Forge Station, LLC 2151 Linglestown Road, Suite 300 Harrisburg, PA 17110	Cumberland	South Middleton Township	Letort Spring Run (EV)
PAI032112001	Keith Plasterer Carlisle Sports Emporium, Inc. 29 South Middlesex Road Carlisle, PA 17013	Cumberland	Middlesex Township	Letort Spring Run (HQ-CWF)

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

Lycoming County Conservation District: 542 County Farm Road Suite 202, Montoursville, PA 17754, (570) 433-3003

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI044112007	Will Donaldson First Pennsylvania Resource LLC 1738 E Third St Ste 175 Williamsport PA 17701	Lycoming	Anthony Twp	Wendell Run EV

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI064212002	Keating Township Attn: Clair Sweeney, Chairman 7160 Route 46, PO Box 103 Smethport PA 16730	McKean	Keating Township	Kinzua Creek CWF; Minard Run EV; Railroad Run EV; Droney Run EV; Wolf Run EV; Potato Creek TSF/WWF; UNTs Potato Creek CWF; Little Black Brook CWF; Marvin Creek CWF; Panther Run EV; Blacksmith Run HQ, CWF/ CWF

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

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

List of NPDES and/or Other General Permit Types

PAG-1	General Permit for Discharges From Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges From Small Flow Treatment Facilities
PAG-5	General Permit for Discharges From Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges From Combined Sewer Systems (CSO)
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Non-Exceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest, or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharge Resulting from Hydrostatic Testing of Tanks and Pipelines
PAG-11	(To Be Announced)
PAG-12	Concentrated Animal Feeding Operations (CAFOs)
PAG-13	Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)
PAG-14	(To Be Announced)
PAG-15	General Permit for Discharges From the Application of Pesticides

*General Permit Type—PAG-02**Facility Location:*

<i>Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Upper Makefield Township Bucks County	PAG0200 0909084-R	Washington Crossing United Methodist Church 1895 Wrightstown Road Washington Crossing, PA 18977	Unnamed Tributary to Delaware River—WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Lower Makefield Township Bucks County	PAG0200 0911066	First Baptist Church of Newtown 592 Washington Crossing Road Newtown, PA 18940-3820	Core Creek/Neshaminy Watershed—CWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Middletown Township Bucks County	PAG0200 0912046	Team Toyota 746 East Lincoln Highway Langhorne, PA 19047	Unnamed Tributary to Mill Creek—WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Bristol Township Bucks County	PAG0200 0913001	Co-Ax Valves, Inc. 10 Noeland Avenue Pennel, PA 19047-5259	Neshaminy Creek— WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Warminster Township Bucks County	PAG0200 0912071	Vertical Screen World Headquarters 1055 Andrew Drive, Suite A West Chester, PA 19380	Pennypack Creek—TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Lower Makefield & Newtown Townships Bucks County	PAG0200 0907031-R	Brookshire Estates, L.P. 3333 Street Road, Suite 101 Bensalem, PA 19020	Core Creek CWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Bensalem Township Bucks County	PAG0200 0908007-R	Holland Enterprise Developers, L.P. 130 Buck Road, Suite 201 Holland, PA 18966	Unnamed Tributary to Neshaminy Creek WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Bensalem Township Bucks County	PAG0200 0907073-1	The Archdiocese of Philadelphia Catholic Cemeteries 222 N. 17th Street Philadelphia, PA 19103-1299	Neshaminy Creek WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Bensalem Township Bucks County	PAG0200 0912084	Wellington Estates Investors, LP 370 East Maple Avenue, Suite 101 Langhorne, PA 19047	Neshaminy Creek WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Newtown Township Bucks County	PAG0200 0912056	200 North Sycamore St, L.P. 209 Penns Trail Newtown, PA 18940	Newtown Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Nockamixon Township Bucks County	PAG0200 0912070	Harrow Station LLC 265 Frogtown Road Kintnersville, PA 18930	Haycock/Delaware River—TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Plumstead Township Bucks County	PAG0200 0912045	Bailey's Square, LLC 76 Griffith Miles Circle P. O. Box 2579 Warminster, PA 18974	Unnamed Tributary of North Branch Neshaminy Creek WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
East Bradford Township Chester County	PAG0200 1511011	East Bradford Township 666 Copeland School Road West Chester, PA 19380	Plum Run WWF-MF Blackhorse Run TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

<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>
East Bradford and Pocopson Townships Chester County	PAG0200 1512032	Kirk Hoffman 890 South Matlock St, Apt. 411 West Chester, PA 19382	West Branch Brandywine Creek WWF-MF	Southeast Regional Office 2 East Main Street Norrstown, PA 19401 484-250-5900
Parskesburg Borough Chester County	PAG0200 1510020-R	Chitty Builders 511 Schoolhouse Road Kennett Square, PA 19348	Unnamed Tributary to Buck Run TSF-MF	Southeast Regional Office 2 East Main Street Norrstown, PA 19401 484-250-5900
Valley and Sadsbury Townships Chester County	PAG0200 1512039	Gary L. Hudson 1 Earhart Drive, Suite 2 Coatesville, PA 19320	Unnamed Tributary to Sucker Run WWF-MF	Southeast Regional Office 2 East Main Street Norrstown, PA 19401 484-250-5900
London Grove Township	PAG0200 1510006-R	DN Acquisition Company, Inc. 4 Brandywine Avenue Downingtown, PA 19335	Unnamed Tributary to East Branch White Clay Creek CWF	Southeast Regional Office 2 East Main Street Norrstown, PA 19401 484-250-5900
Westtown Township Chester County	PAG0200 1511003-R	West Chester Area School District 829 Paoli Pike West Chester, PA 19382-4551	Goose Creek TSF-MF	Southeast Regional Office 2 East Main Street Norrstown, PA 19401 484-250-5900
Thornbury Township Delaware County	PAG0200 2312025	Joseph L. Gricco 606 Londonderry Drive West Chester, PA 19382	Chester Creek TSF-MF	Southeast Regional Office 2 East Main Street Norrstown, PA 19401 484-250-5900
Haverford Township Delaware County	PAG0200 2307009R	Carol McDonald 1400 Fairview Avenue Havertown, PA 19083	Darby Creek CWF-MF	Southeast Regional Office 2 East Main Street Norrstown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAG020 1511227	Sam's East, Inc. 2001 Southeast 10th Street Mail Stop 5570 Bentonville, AR 72716-5570	Poquessing Creek Watershed WWF-MF	Southeast Regional Office 2 East Main Street Norrstown, PA 19401 484-250-5900
Ransom Twp., Lackawanna County	PAG02003512023	T & D Power, Inc. 927 North State St. Clarks Summit, PA 18411	Susquehanna River, WWF, MF	Lackawanna Co. Cons. Dist. 570-281-9495
South Abington Twp., Lackawanna County	PAG02003512016	Millett Real Estate 100 Old Lackawanna Trail Clarks Summit, PA 18411	Unnamed Tributary to Ackerly Creek, CWF, MF	Lackawanna Co. Cons. Dist. 570-281-9495
Bethlehem Twp., Northampton County	PAG02004812019	St. Luke's University Health Network Edward Nawrocki 1872 Riverside Circle Easton, PA 18045	Unnamed Tributary to the Lehigh River, CWF, MF; Lehigh River, WWF, MF	Northampton Co. Cons. Dist. 610-746-1971
Tunkhannock Twp., Wyoming County	PAG02006612004	Jo Jo Oil Company, LLC 1031 Reeves St. Dunmore, PA 18512	Tunkhannock Creek, TSF, MF	Wyoming Co. Cons. Dist. 570-836-2589
Bridgewater Twp., Susquehanna County	PAG02005812010	Trehab Dennis Phelps 10 Public Ave. Montrose, PA 18801	Snake Creek, CWF, MF	Susquehanna Co. Cons. Dist. 570-278-4600

Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 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>
Oxford Township Adams County	PAG02000107007R	James Halbert Classic Communities 2151 Linglestown Rd., Suite 300 Harrisburg, PA 17110	UNT South Conewago Creek/WWF	Adams Co. Conservation District 670 Old Harrisburg Rd, Suite 201 Gettysburg, PA 17325 717.334.0636
West Providence Township Bedford County	PAG02000513001	New Enterprise Stone & Lime Company, Inc. PO Box 77 New Enterprise, PA 16664	Raystown Branch Juniata River/TSF, MF; UNT Raystown Branch Juniata River/WWF, and Black Valley Creek/WWF	Bedford Co. Conservation Dist. 702 West Pitt Street Bedford, PA 15522 814.623.7900
Lower Swatara Township and Middletown Borough Dauphin County	PAG02002212041	Ian Salada Penn State University 101P Physical Plant Building University Park, PA 16802-1118	Swatara Creek/WWF and Susquehanna River/WWF	Dauphin Co Conservation District 1451 Peters Mountain Rd Dauphin, PA 17018 717.921.8100
Derry and Conewago Townships Dauphin County	PAG02002212047	Milton Hershey School PO Box 830 Hershey, PA 17033-0830	Spring Creek (East)/ WWF	Dauphin Co Conservation District 1451 Peters Mountain Rd Dauphin, PA 17018 717.921.8100
Penn Township Lancaster County	PAG02003607079R	Forino Company 555 Mountain Home Road Sinking Spring, PA 19608	Conestoga Creek/TSF	Lancaster Co Conservation Dist. 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717.299.5361, Ext. 5
Brecknock Township Lancaster County	PAG02003611007R	Luke N. Ulrich 150 Netzley Drive Denver, PA 17517	UNT #3 Muddy Creek/ WWF	Lancaster Co Conservation Dist. 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717.299.5361, Ext. 5
Adamstown Borough Lancaster County	PAG02003611018R	Terence Douglas Corporation 267B Dilworthtown Road West Chester, PA 19382	UNT Stony Run/WWF	Lancaster Co Conservation Dist. 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717.299.5361, Ext. 5
East Hempfield Township Lancaster County	PAG02003612081	Creative Ministries, Inc. 1875 Junction Road Manheim, PA 17545	Chickies Creek/WWF	Lancaster Co Conservation Dist. 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717.299.5361, Ext. 5
West Hempfield Township Lancaster County	PAG02003612090	All Size Corrugated Products 1960 Prospect Road Columbia, PA 17512	UNT Strickler Run/ WWF, MF	Lancaster Co Conservation Dist. 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717.299.5361, Ext. 5
Manor Township Lancaster County	PAG02003612099	Lancaster Home Builders 1730 Columbia Avenue Lancaster, PA 17603	UNT Little Conestoga Creek/WWF	Lancaster Co Conservation Dist. 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717.299.5361, Ext. 5

<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>
Ephrata Borough Lancaster County	PAG02003612100	Storm Dog Properties, LLC 166 Holly Road, PO Box 507 Boyers town, PA 19512	Cocalico Creek/WWF, MF	Lancaster Co Conservation Dist. 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717.299.5361, Ext. 5
Brecknock Township Lancaster County	PAG02003613002	Dennis Martin 1931 Bowmansville Road Mohnton, PA 19540	UNT Little Muddy Creek/ WWF	Lancaster Co Conservation Dist. 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717.299.5361, Ext. 5
Conestoga Township Lancaster County	PAG02003613004	Richard Abbiati 506 Waverly Road Wycliff, NJ 07481	UNTs Susquehanna and Conestoga Rivers/WWF	Lancaster Co Conservation Dist. 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717.299.5361, Ext. 5

*Northcentral Region: Waterways & Wetlands Program Manager, 208 W Third Street, Williamsport, Pa 17701
570.327.3636*

<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>
E Buffalo Twp Union County	PAG02006012011	Thomas Wengerd 235 Hickory Creek Rd Watson town PA 17777	UNT Turtle Creek WWF	Union County Conservation District Union County Government Center 155 N 15th St Lewisburg PA 17837 (570) 524-3860

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 Erie Erie County	PAG0200251203(1)	Erie County Convention Center Authority 809 French Street Erie PA 16501	Presque Isle Bay WWF	Erie County Conservation District 814-825-6403

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>
Springfield Township Montgomery County	PAR800171	First Student Inc. 50 Oreland Mill Road Oreland, PA 19075	Sandy Run 3-F	Southeast Region Clean Water Program 484.250.5970
Hatfield Township Montgomery County	PAR110034	Fluid Energy Proc & Equip Co. 4300 Old Bethlehem Pike Telford, PA 18969	West Branch Neshaminy Creek—2F	Southeast Region Clean Water Program 484.250.5970
Rostraver Township Westmoreland County	PAR506110	Tervita, LLC 10613 W Sam Houston Pkwy N Ste 300 Houston, TX 77064	UNT of Speers Run	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 412-442-4000

<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>
Shippingport Boro Beaver Co	PAR216143	New NGC, Inc. 2001 Rexford Rd. Charlotte, NC 28211	Haden Run and UNT to Haden Run	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 412-442-4000
Penn Hills Twp Allegheny Co	PAR806281	Transtar, Inc. 1200 Penn Ave Ste 300 PGH, PA 15222	UNT to Plum Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 412-442-4000
Monroeville Boro Allegheny Co	PAR806282	Transtar, Inc. 1200 Penn Ave Ste 300 PGH, PA 15222	Thompson Run	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 412-442-4000
PGH City Allegheny Co	PAR806284	Transtar, Inc. 1200 Penn Ave Ste 300 PGH, PA 15222	Monongahela River	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 412-442-4000
Duquesne City Allegheny Co	PAR806286	Transtar, Inc. 1200 Penn Ave Ste 300 PGH, PA 15222	Monongahela River	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 412-442-4000
Collier Twp Allegheny Co	PAR706105	Petromax, LTD 301 Prestley Ave. Carnegie, PA 15106	UN stream	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 412-442-4000

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

<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>
Slippery Rock Township Butler County	PAR608340	Kennedy Diversified, Inc. 3844 William Flynn Highway Slippery Rock, PA 16027-2328	An Unnamed Tributary to McDonald Run 20-C	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

*General Permit Type—PAG-4**Facility Location:
Municipality &
County*

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
PAG040067 A-1	Kutt Alexander 220 Lonely Road Sellersville, PA 18960	Unnamed Tributary to East Branch Perkiomen Creek—3-E	DEP Southeast Regional Office Clean Water Program 2 E Main Street, Norristown, PA 19401 484.250.5970

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

*Facility Location:
Municipality &
County*

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
PAG041096	James A. Wardrop 6075 Old State Road Edinboro, PA	Unnamed Tributary to Falk Run 15-A	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

General Permit Type—PAG-5

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

*Facility Location:
Municipality &
County*

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
PAG058329	Guttman Oil Company 200 Speers Road Belle Vernon, PA 15012	Unnamed Tributary to the Shenango River	DEP NWRO Clean Water Program 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942
PAG058370	Chess Service, Inc. (Chess Service Sheakleyville) 3220 Perry Highway Sheakleyville, PA 16151	Mill Run	DEP NWRO Clean Water Program 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942
PAG058380	United Refining Company of Pennsylvania (Kwik Fill S7) 814 Lexington Avenue Warren, PA 16365	An Unnamed Tributary of Pine Hollow Run	DEP NWRO Clean Water Program 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942
PAG058372	United Refining Company of Pennsylvania (Kwik Fill M149) 814 Lexington Avenue Warren, PA 16365	An Unnamed Tributary to Walnut Creek	DEP NWRO Clean Water Program 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

*General Permit Type—PAG-10**Facility Location:
Municipality &
County*

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
PAG106160	NiSource Midstream Services, LLC 5151 San Felipe Suite 2500 Houston, TX 77056	Conemaugh River	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh PA 15222-4745 (412) 442-4000

*General Permit Type—PAG-13**Northeast Region: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.**Facility Location:*

<i>Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Warrior Run Borough Luzerne County	PAG132232	Warrior Run Borough Luzerne County Corner Of Front And Hanover Street Warrior Run, PA 18706	Unnamed Tributary to Nanticoke Creek—5-B	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
Nanticoke City Luzerne County	PAG132247	Nanticoke City Luzerne County 15 East Ridge Street Nanticoke, PA 18634	Susquehanna River and Unnamed Tributary to Nanticoke Creek—5-B	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
Foster Township Luzerne County	PAG132258	Foster Township Luzerne County 1000 Wyoming Avenue Freeland, PA 18224	Unnamed Stream—5-D	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
Wilkes-Barre City Luzerne County	PAG132272	Wilkes-Barre City Luzerne County 40 East Market Street Wilkes-Barre, PA 18711	Mill Creek, Solomon Creek, Spring Run, Susquehanna River and Unnamed Tributary to Laurel Run—5-B	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
Plymouth Borough Luzerne County	PAG132220	Plymouth Borough Luzerne County 162 W Shawnee Avenue Plymouth, PA 18651	Susquehanna River and Wadham Creek—5-B	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
Dupont Borough Luzerne County	PAG132226	Dupont Borough Luzerne County 600 Chestnut Street Dupont, PA 18641	Collins Creek—CWF, Lidy Creek—CWF, Mill Creek—CWF	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
Kingston Borough Luzerne County	PAG132268	Kingston Borough Luzerne County 500 Wyoming Avenue Kingston, PA 18704	Susquehanna River— WWF, MF, Toby Creek—WWF—5-B	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
Wyoming Borough Luzerne County	PAG132245	Wyoming Borough Luzerne County 277 Wyoming Avenue Wyoming, PA 18644	Abrahams Creek and Susquehanna River—5-B	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511

*Facility Location:
Municipality &
County*

Permit No.

*Applicant Name &
Address*

*Receiving
Water / Use*

*Contact Office &
Phone No.*

Duryea Borough
Luzerne County

PAG132206

Duryea Borough
Luzerne County
315 Main Street
Duryea, PA 18642

Lackawanna River—5-A

DEP Northeast
Regional Office
Clean Water Program
2 Public Square,
Wilkes-Barre, PA
18701-1915
570.826.2511

Hazleton City
Luzerne County

PAG132259

PA State University
Penn State Hazleton
76 University Drive
Hazleton, PA 18202

Black Creek and
Unnamed Tributary
to Little Nescopeck
Creek—5-D

DEP Northeast
Regional Office
Clean Water Program
2 Public Square,
Wilkes-Barre, PA
18701-1915
570.826.2511

PUBLIC WATER SUPPLY PERMITS

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

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

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

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

SAFE DRINKING WATER

Actions taken under the Pennsylvania Safe Drinking Water Act

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

Permit No. 0912515 Public Water Supply.

Applicant **Aqua Pennsylvania, Inc.**
762 West Lancaster Avenue
Bryn Mawr, PA 19010

Borough Bristol

County **Bucks**

Type of Facility

PWS

Consulting Engineer

CET Engineering Services
3655 Route 22
Suite 105
Doylestown, PA 18902

Permit to Construct
Issued

January 25, 2013

Southcentral Region: Water Supply Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110

Permit No. 2810507, Public Water Supply.

Applicant

**Winter Greenes Joint
Venture, LLC**

Municipality

Montgomery Township

County

Franklin

Responsible Official

Jeffrey A Piper,
Chief Operating Partner
12001 Morningstar Place
Lovettsville, VA 20180

Type of Facility

A new groundwater Community
Public Water System.

Consulting Engineer

Max E Stoner, P.E.
Glance Associates, Inc.
3705 Trindle Rd
Camp Hill, PA 17011

Permit to Construct
Issued:

7/17/2012

Permit No. 3612521, Public Water Supply.

Applicant

**New Holland Borough
Authority**

Municipality

New Holland Borough

County

Lancaster

Responsible Official

J Richard Fulcher, Manager
436 East Main Street
New Holland, PA 17557

Type of Facility

Installation of air stripping
equipment for volatile organic
carbon removal (VOC).

Consulting Engineer Mark L Homan, P.E.
Becker Engineering LLC
111 Millersville Road
Lancaster, PA 17603

Permit to Construct 2/1/2013
Issued:

Permit No. 5012508 MA, Minor Amendment, Public Water Supply.

Applicant **Hillside Manor Apartments**
Municipality Oliver Township
County **Perry**
Responsible Official David M Bomberger
PO Box 36
Mexico, PA 17056

Type of Facility Installation of 102 feet of 12-inch chlorine contact piping.

Consulting Engineer Stephen R. Morse, P.E.
Skelly & Loy, Inc.
449 Eisenhower Boulevard
Harrisburg, PA 17111

Permit to Construct 1/22/2013
Issued:

Permit No. 6711503, Public Water Supply.

Applicant **Dover Township**
Municipality Dover Township
County **York**
Responsible Official Charles G Farley,
Public Works Director
2480 West Canal Road
Dover, PA 17315

Type of Facility Nitrate treatment for Well No. 10.

Consulting Engineer John F Leen IV, P.E.
C S Davidson Inc
38 North Duke Street
York, PA 17401

Permit to Construct 1/22/2013
Issued:

Operations Permit issued to: **Aqua Pennsylvania, Inc.**, 7210048, Monroe Township, **Cumberland County** on 1/22/2013 for the operation of facilities approved under Construction Permit No. 2112509 MA.

Operations Permit issued to: **Restless Oaks Village Mobile Home Park**, 7670041, Lower Windsor Township, **York County** on 1/24/2013 for the operation of facilities submitted under Application No. 6713502 MA.

Operations Permit issued to: **Shover Investment Group, LLC**, 7500029, Miller Township, **Perry County** on 1/22/2013 for the operation of facilities submitted under Application No. 5013501 MA.

Operations Permit issued to: **Orchard Hill Associates**, 7670108, Newberry Township, **York County** on 2/1/2013 for the operation of facilities submitted under Application No. 6713503 MA.

Operations Permit issued to: **Denver Borough**, 7360017, Denver Borough, **Lancaster County** on 2/1/2013 for the operation of facilities approved under Construction Permit No. 3612512 MA.

Operations Permit issued to: **United Water Pennsylvania**, 7220044, Penn Township, **Perry County** on

2/1/2013 for the operation of facilities approved under Construction Permit No. 5012510.

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

Permit No. Minor Amendment—Operation Public Water Supply.

Applicant **ABC Mobile Home Park No. 2**
[Township or Borough] Lycoming Township
County **Lycoming**
Responsible Official Mr. Jon P. Hall
89 Kristi Road
Pennsdale, PA 17756

Type of Facility Public Water Supply
Consulting Engineer N/A
Permit Issued January 31, 2013
Description of Action 4-log inactivation of viruses at Entry Point 100 (Well No. 1).

Permit No. Minor Amendment—Operation Public Water Supply.

Applicant **Fairlawn Trailer Court**
[Township or Borough] Lycoming Township
County **Lycoming**
Responsible Official Mr. Jim Livermore
1675 Log Run Road
Williamsport, PA 17701

Type of Facility Public Water Supply
Consulting Engineer N/A
Permit Issued January 31, 2013
Description of Action 4-log inactivation of viruses at Entry Point 100 (Well No. 1).

Permit No. Minor Amendment—Construction Public Water Supply.

Applicant **Montoursville Borough Water System**
[Township or Borough] Montoursville Borough
County **Lycoming**
Responsible Official Mr. Ron Smith
Montoursville Borough
617 North Loyalsock Avenue
Montoursville, PA 17754

Type of Facility Public Water Supply
Consulting Engineer David Walters, P.E.
Larson Design Group
1000 Commerce Park Drive
Williamsport, PA 17701

Permit Issued February 1, 2013
Description of Action Installation of two Bulk Water Fill Stations to provide nonpotable water to the gas industry.

Permit No. Minor Amendment—Operation Public Water Supply.

Applicant **George Dear Mobile Home Park**
[Township or Borough] Lawrence Township

County **Tioga**
 Responsible Official Mr. George Dear
 George Dear Mobile Home Park
 32 Deer Lane
 Tioga, PA 16946
 Type of Facility Public Water Supply
 Consulting Engineer N/A
 Permit Issued February 4, 2013
 Description of Action 4-log inactivation of viruses at
 Entry Point 101 (Well Nos. 1 and
 2).

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

Permit No. 2011502 Public Water Supply
 Applicant **Double D's Venango Hotel, Inc.**
 Township or Borough Venango Borough
 County **Crawford**
 Type of Facility Public Water Supply
 Consulting Engineer Arthur Kuholski
 Lake Engineering
 140 Meadville Street
 Edinboro, PA 16412
 Permit to Construct Issued January 29, 2013

Cancellation of Permit issued to **Pennsylvania American Water Company**, PWSID #6420019, Wetmore Township, **McKean County** on January 30, 2013. This action represents the revocation of Operation Permit No. 4211501 issued December 12, 2012 for the operation of the High Service Pump Station at Pennsylvania American Water Company's Kane water treatment plant. This action settles the applicant's appeal of the permit. Operation Permit No. 4211501 was revoked in its entirety and replaced with Permit No. 4213501 which contains two special conditions that more clearly define operating parameters.

Operation Permit issued to **Pennsylvania American Water Company**, PWSID #6420019, Wetmore Township, **McKean County**. Permit Number 4213501 issued January 30, 2013 for the operation of the High Service Pump Station at Pennsylvania American Water Company's Kane water treatment plant. This action settles the applicant's appeal of Operation Permit No. 4211501. Operation Permit No. 4211501 was revoked in its entirety and replaced with Permit No. 4213501 which contains two special conditions that more clearly define operating parameters.

Operation Permit issued to **Cranberry Township**, PWSID #5100094, Cranberry Township, **Butler County**. Permit Number 1099504-T1-MA1 issued February 1, 2013 for the operation of the North Tank mixing system. This permit is issued in response to the Public Water Supply Operation Permit Application and acceptable sample results submitted to the Department of Environmental Protection personnel on January 4, 2013.

Permit No. 1012504 Public Water Supply
 Applicant **Pinehurst Manor Mobile Home Park**
 Township or Borough Center Township
 County **Butler**

Type of Facility Public Water Supply
 Consulting Engineer William P. Deemer
 William P. Deemer & Associates
 Consulting Engineers
 205-B South Duffy Road
 Butler, PA 16001
 Permit to Construct Issued February 1, 2013

Operation Permit issued to **Pennsylvania American Water Company**, PWSID #6370034, Neshannock Township, **Lawrence County**. Permit Number 3708501 issued February 1, 2013 for the operation of the Neshannock booster Pump Station. This permit is issued in response to an operation inspection conducted by the Department of Environmental Protection personnel on January 29, 2013.

SEWAGE FACILITIES ACT PLAN APPROVAL

Plan Approvals Granted Under the Pennsylvania Sewage Facilities Act (35 P. S. § 750.5)

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Shenango Township	3439 Hubbard-West Middlesex Road, West Middlesex	Mercer

Plan Description: The approved Plan proposes to extend sewers to four separate areas of Shenango Township, and also proposes improvements to the existing Shenango Township Municipal Authority wastewater treatment plant. The proposed sewer extensions for Study Areas 1, 2, 3, and 4 will be constructed in a single phase. The Plan also includes provisions to allow connection of Oak Tree Land Company development and Oak Leaf Estates Mobile Home Park. It will be the responsibility of Oak Tree Land Company and Oak Leaf Estates Mobile Home Park to obtain the necessary planning approval prior to completing their connections. The project has been submitted as required under the July 7, 2011, Consent Order and Agreement between the Department, Shenango Township and the Shenango Township Municipal Authority. The Shenango Township Municipal Authority will be responsible for implementation of the Plan on behalf of Shenango Township. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the Shenango Township Municipal Authority.

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Fannett Township	PO Box 40, Dry Run, PA 17220	Franklin

Plan Description: The approved plan provides for new sewage collection, conveyance and treatment facilities to serve the areas of Spring Run and Dry Run, to be owned, operated and maintained by a newly formed municipal

authority, and a Sewage Management Program to serve the remaining areas of the township that will continue to rely on on-lot sewage disposal systems. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

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.

Tennessee Gas Pipeline Compressor Station 321, 124 Tennessee Gas Road, Clifford Township, **Susquehanna County**, Heath Brown, Environmental Standards, Inc., has submitted a Final Report (on behalf of his client, Scott Lewis, Kinder Morgan, Inc., 1211 Greenville Mercer Rd, Mercer, PA 16137), concerning the remediation of soil from gasoline due to an historical release from a fuel

storage/delivery system. The applicant proposes to remediate the site to meet the Residential Statewide Health Standards for soil. The intended future of the property is residential/industrial. A summary of the Final Report was published in *The Scranton Times*, on January 9, 2013.

Metso Paper USA, Inc., 987 Griffin Pond Rd, South Abington Township, **Lackawanna County**, Dayne Crowley, AMEC E & I, Inc., 800 North Bell Avenue, Carnegie, PA 15106, has submitted a Final Report on behalf of his client (David Kuzmick, Metso Paper USA, Inc., 987 Griffin Pond Road, Clarks Summit, PA 18411), concerning the remediation of tetrachloroethene (PCE), trichloroethene (TCE), cis-1,2-dichloroethene, vinyl chloride and 2-butanone (methyl ethyl ketone) found to be present in groundwater at the property location cited above as a result from an off-site source. The applicant proposed to remediate the site to meet the Non-Residential Statewide Health Standard and Background Standard for groundwater. The intended future use of the site is commercial. A Notice of Intent to remediate was simultaneously submitted with the Final Report. A summary of the Notice of Intent to Remediate and Final Report is expected to be published in a local newspaper serving the general area sometime in the near future.

Dingman-Delaware Primary School, 1375 Route 739, Dingman Township, **Pike County**, Curtis Herman, Austin James Associates, Inc., has submitted a Final Report on behalf of his client, Marvin Eversdyke, Office of Support Services, Delaware Valley School District, 258 Route 6 & Route 209, Milford, PA 18337, concerning the remediation of soil from fuel oil due to a tank overflow at the site. The report was submitted to document attainment of the Residential Statewide Health Standard for soil. A public notice regarding the submission or the NIR was published on November 15, 2012 in *The Pike County Dispatch* and a public notice regarding the Final Report was published in *The Pike County Dispatch* on December 13, 2012.

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

Former Ephrata Manufacturing Company, 104 West Pine Street, Ephrata, PA 17522, Ephrata Borough, **Lancaster County**. Environmental Standards, Inc., 1140 Valley Forge Road, P.O. Box 810, Valley Forge, PA 19482, on behalf of Ephrata National Bank, submitted a Final Report concerning remediation of site soils contaminated with arsenic and lead. The report is intended to document remediation of the site to meet the Site Specific Standard. The site is enrolled in the One Cleanup Program/MOA between DEP and the US EPA.

Diamond Drive (187 & 193), 187 & 193 Diamond Drive, Hamburg, PA 19526, Tilden Township, **Berks County**. Liberty Environmental, Inc., 50 North Fifth Street, 5th Floor, Reading, PA 19601 on behalf of Robert Emerich, 187 Diamond Drive, Hamburg, PA 19526, submitted a Final Report concerning remediation of site soils contaminated with fuel oil. The report is intended to document remediation of the site to meet the Residential Statewide Health Standard.

Boyertown TCE Site, 704 East Fourth Street, Boyertown, PA 19512, Boyertown Borough and Colebrookdale Township, **Berks County**, and Douglas Township, **Montgomery County**. Penn E&R, Inc., 2755 Bergey Road, Hatfield, PA 19440, on behalf of Boyertown Associates, 201 North Fourth Avenue, P.O. Box 89,

Royersford, PA 19468-0089, submitted a Remedial Investigation and Final Report concerning remediation of site groundwater contaminated with TCE. The reports are intended to document remediation of the site to meet the Site Specific Standard.

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

Cohen Auto Parts Property, Athens Township, **Bradford County**. TOGEMCO Stone, Inc., 615 South Main Street, Athens, PA 18810 on behalf of TOGEMCO Stone, Inc., has submitted a Baseline Environmental Report concerning the remediation of site soil contaminated with metals, volatile and semi-volatile organic compounds. The report is intended to document the cleanup liability for the site under the Special Industrial Area 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 man-

ager 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:

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

Johnston Property, Nether Providence Township **Delaware County**. Spencer Waybrant, Shaw Group, Inc. 200 Horizon Center Blvd Trenton, NJ 08691, Jeff Campbell, Shaw Group, Inc. 20 Horizon Center Blvd Trenton, NJ 08691, Jason Bryant, Meeham Oil, Lansdowne Avenue, Upper Darby, PA 19082 on behalf of Mark Johnston, 419 East County Club Lane, Wallingford, Nether Township, PA 19086 has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with no 2 fuel oil. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on November 29, 2012.

65th & Race Transformer Spill, City of Philadelphia **Philadelphia County**. George Horvat, PECO Energy Company, 2301 Market Street, S7-2. Philadelphia, PA 19103 has submitted a 90 day Final Report concerning the remediation of site soil contaminated with PCB. The 90 day Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on November 1, 2012.

Willowbend Townhouses, West Goshen Township **Chester County**. Staci Cottone, J&J Environmental, PO Box 370, Blue Bell, PA 19422 on behalf of Paul O'Conner, Apt Management Company, 112 North Swarthmore Avenue, Suite 2, Ridley Park, PA 19078 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 31, 2012.

Parx Casio, Bensalem Township **Bucks County**. Tom Peterson, P.E. Environmental and Engineering Solutions, Inc. 25 Washington Lane, Wyncote, PA 19095, Keith Crawford, Eagle Industrial Hygiene Associates, Inc. 359 Dresher Road, Horsham PA 19044 on behalf of David Ziegler, Parx Casino, 3001 Street Road, Horsham, PA 19020 has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with no. 2 fuel oil. The Final report did not demonstrate attainment of the Statewide Health Standard and was disapproved by the Department on December 20, 2012.

Stoveworks Facility, Hatboro Borough **Montgomery County**. James F. Mullan, Hocage Consulting, Inc. 987 Haddon Avenue, Collingswood, NJ 08108 on behalf of David Kilcoyne, Plumridge Property, LLC 237 Jacksonville Road, Hatboro, PA 19040 has submitted a Cleanup Plan and Final Report concerning the remediation of site groundwater and soil contaminated with inorganic. The Cleanup Plan and Final Report were approved by the Department on December 4, 2012.

Glenn Brook Apartment, Glenolden Borough **Delaware County**. Amanda Aloffink Cardno ATC, Germantown Pike, Suite 200, Plymouth Meeting, PA 19462 on behalf of Robin L. Stein, Home Properties, L.P., 850 Clinton Square, Rochester, NY 14604 has submitted a Final Report concerning the remediation of site soil contaminated with no. 2 fuel oil. The Final report demon-

strated attainment of the Statewide Health Standard and was approved by the Department on January 8, 2013.

4413-4421 Germantown Avenue & 4428-4430 N. Uber Street, City of Philadelphia, Philadelphia County. Ileen Gladstone, GEI Consultants Inc. 400 Union Park Drive Woburn, MA 01801, Ronald Wong, Nicetown Court II Housing Partners LP, 256 George Street, New Brunswick, NJ 08901 on behalf of David Thomas, Philadelphia Redevelopment Authority, 1234 Market Street, 16th Floor, Philadelphia, PA 19107 has submitted a Final Report concerning the remediation of site soil contaminated with pah's. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on December 31, 2012.

Wanamaker Redevelopment, City of Philadelphia, Philadelphia County. Andrew Collings, REPSG, Inc. 6901 Kingsessing Avenue, Suite 201, Philadelphia, PA 19142 on behalf of Carlo Cifarelli, Westmont North Associates, LP, 350 Sentry Parkway, Bldg. 630, Suite 300, Blue Bell, PA 19422 has submitted a 90 day Final Report concerning the remediation of site soil contaminated with no. 34 fuel oil. The 90 day Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on January 4, 2013.

Briens RV Centers & Trailers Sales, Falls Township Bucks County. Jan Peters Ilves, P.G. JPI Associates, Inc. 725 Market Street Gloucester City, NJ on behalf of Shayne Gall, Fulton Bank, NA 1 Penn Square, Lancaster, PA 17602 has submitted a Final Report concerning the remediation of site soil contaminated with heating oil fractions. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on December 17, 2012.

421 Memphis Street, City of Philadelphia, Philadelphia County. James Mulry, Mulry and Cresswell Environmental Inc. 1679 Horseshoe Pike, Germantown, PA 19343 on behalf of George Felici, Zion Land, L.P. 1061 DeKalb Pike, Suite 2020, Blue Bell, PA 19422 has submitted a Final Report concerning the remediation of site contaminated with. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on January 10, 2012.

Rohm & Haas Company, Bristol Township Bucks County. Howard Klei, URS Corporation, Iron Hill Corporate Center Sabre Building, Suite 300, 4051 Ogletown Road, Newark, NJ 19713 on behalf of Robert Casselberry Rohm and Haas Company, 3100 State Road, Croydon, PA 19021 has submitted a Final Report concerning the remediation of site soil contaminated with inorganics and other organic. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on January 16, 2013.

PECO, City of Philadelphia Philadelphia County. George Horvat, PECO Energy Company, 2301 Market Street, S7-2, Philadelphia, PA 19103 has submitted a 90 day Final Report concerning the remediation of site soil contaminated with pcb. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on January 7, 2013.

Knight Residence, Kennett Square Township Chester County. Barbara Lippman, Environmental Control System, Inc. 950 Sussex Boulevard, Broomall PA 19008 on behalf of Thomas & Jackie Knight, 809 Merrimac Lane, Kennett Square, PA 19348 has submitted a 90 day Final Report concerning the remediation of site soil contaminated with heating oil. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on January 10, 2013.

Gibat Residence, Upper Dublin Township Montgomery County. Richard Trimpi, Trimpi Associates, Inc. 1635 Old Plains Road, Pennsburg, PA 18073, Robert Steck, The Standard Fire Insurance Company, P. O. Box 13485, Wyomissing, PA 19612 on behalf of Albert Gibat, 101 Drury Lane, Schwenksville, PA 19473-2815 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 December 20, 2012.

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

Gordon Williams, US Route 11, Great Bend Township, Susquehanna County, James P. Sposito, James P. Sposito Associates, has submitted a Final Report on behalf of his client Gordon Williams, PO Box AA 23372, US Route, Hallstead, PA 18822, concerning the remediation of soil from diesel fuel due to an accident caused by a water tanker truck striking a tree after leaving the roadway. The report documented attainment of the Residential Statewide Health Standard for soil and was approved on January 28, 2013. The report was originally submitted within 90 days of the release.

Hollenback Well Pad, Forks Hill Road, Franklin Township, Susquehanna County, Dawn Washo, Resource Environmental, 36 Taylor Lane, Montrose, PA 18801 has submitted a Final Report, (on behalf of her client, Cabot Oil & Gas Corporation, 5 Penn Center West, Suite 401, Pittsburgh, PA 15276, concerning the remediation of soil found to have been impacted by brine. The report documented attainment of the Residential Statewide Health Standard for soils and was approved on January 22, 2013. The report was originally submitted within 90 days of the release.

Sheridan Residence, 3650 Walt Whitman Lane, Hanover Township, Northampton County, Jeremy Bolyn, Environmental Maintenance Co., Inc., has submitted a Final Report on behalf of his client, Mr. Larry Sheridan, 3650 Walt Whitman Lane, Bethlehem, PA 18017, concerning the remediation of soil found to have been impacted by No. 2 fuel oil as a result of an overflow of approximately 35 gallons of fuel oil that leaked a concrete basement floor. The report documented attainment of the Residential Statewide Health Standard for soil and was approved on January 17, 2013.

Drugas Property, 324 Beech Ridge Drive, Tobyhanna Township, Monroe County, Richard Trimpi, Trimpi Associates, Inc., has submitted a Final Report (on behalf of his client, Ms. Jennifer Lewis, daughter to Ruth Drugas, owner, 187 19th Avenue, Brick, NJ 08724), concerning the remediation of soil and groundwater due to a release of kerosene as a result of vandalism to an aboveground storage tank. The report was submitted to document attainment of the Residential Statewide Health Standard for soil and groundwater and was approved on January 23, 2013.

3088 Dunchurch Drive, Lehman Township, Pike County, James P. Cinelli, Liberty Environmental, Inc., has submitted a Final Report on behalf of his client, Courtney Green, GMAC ResCap, 2711 North Haskell Avenue, Suite 900, Dallas, Texas, (serving Bank of New York Foreclosure), concerning the remediation of soil from a spill of used motor oil which occurred in the crawlspace of the residence. The report documented attainment of the Residential Statewide Health Standards for soil and was approved on January 30, 2013.

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

Former Corning Frequency Control Plant 2, 100 Watts Street, Mount Holly Springs, PA 17065, Borough of Mount Holly Springs, **Cumberland County**. Weston Solutions, Inc., 1400 Weston Way, PO Box 2653, West Chester, PA 19380, on behalf of Corning Incorporated, HP-ME-03-83, Corning, NY 14831 and Vectron International, Inc., 100 Watts Street, Mount Holly Springs, PA 17065, submitted a Remedial Investigation and Risk Assessment Report concerning remediation of site soils contaminated with VOCs and chlorinated solvents. The site will be remediated to the Site-Specific standard. The Report was approved by the Department on February 1, 2013.

Helene Master Property, 75 Bernville Road, Robesonia, PA 19551, Heidelberg Township and Borough of Robesonia, **Berks County**. Liberty Environmental, Inc., 50 North Street, 5th Floor, Reading, PA 19601, on behalf of Residuary Trust u/w of Helene Master, David Rick, Trustee, 2650 Westview Drive, Wyomissing, PA 19610, submitted a Final Report concerning remediation of site soils and groundwater contaminated with leaded and unleaded gasoline from regulated and unregulated underground storage tanks. The Final Report demonstrated attainment of the Residential Statewide Health and Site Specific Standards, and was approved by the Department on January 31, 2013.

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

Pennzoil Quaker-State Bulk Plant, Tunnel Avenue & Traverse Street, Stoneycreek Township, **Cambria County**. URS Corporation, 681 Anderson Drive, Foster Plaza 6, Suite 400, Pittsburgh, PA 15220 on behalf of Pennzoil-Quaker State Company, 700 Milan Street, 30th Floor, Houston, TX 77067 submitted a Final Report concerning the remediation of site soil and groundwater contaminated with petroleum constituents from a light refined petroleum release. The Final Report demonstrated attainment of a residential statewide health standard for soil and groundwater and was approved by the Department on January 30, 2013

Former Monaca Tank Farm (FUDS), Raccoon Creek Road, Potter Township, **Beaver County**. Brent Graybill, USACE, 10 South Howard Street, Baltimore MD 21201, on behalf of the Department of Defense and Potter Township, Beaver County, 206 Mowry Road, Monaca, PA 15061 submitted a Final Report concerning the site remediation of soil contamination associated with this formerly used defense site (FUDS). The Final Report demonstrated attainment of the residential statewide health standard for soil and was approved by the Department on January 31, 2013.

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

Cohen Auto Parts Property, Athens Township, **Bradford County**. TOGEMCO Stone, Inc., 615 South Main Street, Athens, PA 18810 on behalf of TOGEMCO Stone, Inc. has submitted a Baseline Environmental Report (BER) concerning the remediation of site soil contaminated with metals, volatile and semi-volatile organic compounds. The BER outlines the cleanup liability for the site under the Special Industrial Area Standard. The BER was approved by the Department on November 27, 2012.

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

GP3-48-001: IESI PA Corporation—Bethlehem Landfill (2335 Applebutter Road, Bethlehem, PA 18015) on February 1, 2013 for the renewal of a Portable Crushing Operation with watersprays at the site located in Saucon Twp., **Northampton County**.

GP9-48-001: IESI PA Corporation—Bethlehem Landfill (2335 Applebutter Road, Bethlehem, PA 18015) on February 1, 2013 for the renewal of a Diesel Cat engine at the site located in Saucon Twp., **Northampton County**.

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

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

GP5-08-376: EOG Resources, Inc. (400 Southpointe Blvd, Plaza 1 Suite 300, Canonsburg, PA 15317) on January 31, 2013, for construction and operation of two (2) 1340 bhp Caterpillar model G3516LE natural-gas-fired compressor engines (Serial numbers 4EK05002 and WPW026682), one (1) 1380 bhp Caterpillar model G3516B ultra-lean-burn natural-gas-fired compressor engine equipped with an Emit Technologies model ELX-4200Z-1616F-31CEO-36P oxidation catalyst, and three (3) 15 MMscf/day dehyds equipped with 0.375 MMBtu/hr reboilers under the General Plan Approval and/or General Operating Permit for Natural Gas, Coal Bed Methane Or Gob Gas Production Or Recovery Facilities (BAQ-GPA/GP-5) at the Beardslee Compressor Station in Springfield Township, **Bradford County**.

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

Contact: Mark Gorog and Barb Hatch, Environmental Engineer Managers—Telephone: 412-442-4163/5226

GP5-65-10015A: Burnett Oil Company Inc. (375 Southpointe Blvd., Suite 430, Canonsburg, PA 15317) on January 29, 2013, to allow installation and operation of a 203 bhp Caterpillar four stroke rich burn natural gas-fired compressor engine controlled by a 3-way catalyst at the Stickle Compressor Station located in Fairfield Township, **Westmoreland County**, rather than the previously authorized 384 bhp Ajax two stroke lean burn natural gas-fired compressor engine. This facility also includes a 5.5 MMscfd dehydrator and 100 bbl produced water tank.

GP3-32-00426: Penn Run Quarry, 456 Weston Road, Penn Run, PA 15765 on January 29, 2013, to allow the installation and operation of one (1) portable 4043T Impact Crusher rated at 300 tph, one (1) portable 516 T Spyder Screen rated at 300 tph, three (3) Conveyors each rated at 300 tph, and one (1) Vibratory Screen Spyder 516T rated at 300 tph at their Portable Non-Metallic Mineral Crushing Plant located in Cherryhill Township, **Indiana County**, PA.

GP9-32-00426: Penn Run Quarry, 456 Weston Road, Penn Run, PA 15765 on January 29, 2013, to allow the installation and operation of one (1) Caterpillar diesel engine rated at 480 bhp and one (1) Cummins diesel engine rated at 170 bhp at their Portable Non-Metallic Mineral Crushing Plant located in Cherryhill Township, **Indiana County**, PA.

GP5-03-00979B: Snyder Brothers, Inc. (90 Glade Drive, PO Box 1022, Kittanning, PA 16201) on January 31, 2013, to authorize the increased throughput of an existing tri-ethylene glycol dehydrator (including reboiler) rated for 20 mmscf/day of natural gas at the Mushroom Mine Compressor Station in West Franklin Township, **Armstrong County**. A total of two compressor engines are authorized for operation at this site.

GP5-03-00205C: Range Resources—Appalachia, LLC (100 Throckmorton, Suite 1200, Fort Worth, TX 76102) on January 31, 2013, to renew the authorization for operation of an existing Caterpillar Compressor Engine, rated at 145 bhp and an existing storage tank of 300 gallons capacity at their Kimmel Compressor Station in Cowanshannock Township, **Armstrong County**.

GP5-32-00421: Mountain Gathering, LLC (810 Houston Street, Suite 2000, Fort Worth, TX 76102) on January 24, 2013, to construct and operate sources and controls associated with a natural gas production facility at their Campbell Compressor Station in South Mahoning Township, **Indiana County**.

GP5-30-00193A: CNX Gas Co. LLC (200 Evergreen Drive, Waynesburg, PA 15370) on January 31, 2013, to install a catalyst and to continue operation of the previously authorized 220 bhp Caterpillar G3306TA natural gas-fired compressor engine at Compressor Station No. 8 in Gilmore Township, **Greene County**.

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

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

GP5-16-151B: Equitable Gas Co. (606 Limestone Road, Summerville, PA 15864) on January 24, 2013, to operate two (2) lean burn, 4 stroke natural gas engines, one (1) exterran natural gas dehydrator, one (1) 1,000 gallon waste/contaminated TEG storage tank, one (1) 4,000 gallon produced water storage tank, and five (5) miscellaneous above ground tanks containing low or zero VOC content liquids (BAQ-GPA/GP-5) in Limestone Township, **Clarion County**.

GP5-16-153B: Snyder Brothers, Inc.—Truitt Compressor Station (Truittsburg Road, New Bethlehem, PA 16242) on January 31, 2013, to operate a 215 bhp compressor engine (Caterpillar G3406NA), a 0.2 MMBtu/hr TEG Dehydrator and four (4) process storage tanks (BAQ-GPA/GP-5) in Redbank Township, **Clarion County**.

GP2-20-288B: Suburban Heating Oil Partners, LLC (16717 State Hwy 198, Saegertown, PA 16433) on January 30, 2013, to operate a 20,000 gallon storage tank, Tank ID # 769108 (BAQ-GPA/GP-2) in Hayfield Township, **Crawford 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: Sachin Shankar, New Source Review Chief—Telephone: 484-250-5920

09-0176B: Metal Improvement Co., LLC (3434 State Road, Bensalem, Pennsylvania 19020) on January 30, 2013, to modify operating conditions and physical configurations of control devices including five scrubbers and chemical fume suppressant as well as methods of operation of existing sources currently operating under State Only Operating Permit No. 09-00176 at 450 Winks Lane, Bensalem Township, **Bucks County**. The facility is synthetic minor for VOC. This proposed project will not increase previously permitted emissions. The previously permitted chromium anodizing tanks are subject to 40 CFR Part 63, National Emission Standards for Hazardous Air Pollutants for Source Categories, Subpart N, National Emission Standards for Chromium Emissions from Hard and Decorative Chromium Electroplating and Chromium Anodizing Tanks. The Plan Approval will contain additional monitoring, recordkeeping, and operating conditions designed to keep the facility operating within the allowable emissions and all applicable air quality requirements.

15-0041B: Eastern Shore Natural Gas Company—Daleville Compressor Station (604 Street Road, Cochranville, PA 19330) on January 30, 2013, to expand their facility in Londonderry Township, **Chester County**. The proposed expansion will entail the following:

- Retiring three existing compressor units (Sources 031, 032, and 033)
- Installation of oxidation catalyst pollution control systems on two existing units (Sources 034 and 035)
- Installation of two new natural gas-fired reciprocating internal combustion engine compressor units equipped with oxidation catalyst pollution control systems
- Expanding the existing auxiliary building to accommodate a new motor control and station control center
- Installation of up to four natural gas-fired heaters

The facility is a state only, Synthetic Minor facility. The existing permit limits the emissions of nitrogen oxides (NO_x) from the facility to less than or equal to 24.9 tons per year on a 12-month rolling sum basis.

The provisions of this plan approval will subsequently be incorporated into a State Only Operating Permit through an administrative amendment in accordance with 25 Pa. Code § 127.450. The Plan Approval will contain recordkeeping requirements and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

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

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

48-399-072: Data Based Systems International, Inc. (3949 Schelden Circle, Bethlehem, PA 18017) on November 5, 2012, to construct and operate three (3) emergency generators at a maximum of 500 hours per engine at their facility in Hanover Township, **Northampton County**.

40-399-077: Intermetro Ind Corp. (1101 N Washington Street, Wilkes-Barre, PA 18705-1817) on December 26, 2012, to construct and operate the Jessup Line, Tin Room Line, Zinc Plating Line, and Arc Welding Fab Area.

Additionally the existing Boiler and Burn Off Oven, which is operating under general permits will be rolled into this plan approval at their facility in Wilkes-Barre City, **Luzerne County**.

40-317-034: Hershey Co. (6 Scotch Pine Drive, Hazle Township, PA 18202) on December 17, 2012, to construct and operate a baking oven on Line No. 5 at their facility in Hazle Township, **Luzerne County**.

58-399-029: William Field Service Co., LLC (1605 Coraopolis Heights Road, Moon Township, PA 15108) on January 7, 2013, to construct and operate three (3) (CAT G3612LE) Caterpillar natural gas fired compressor engines, one (1) Solar Taurus 60-7800S turbine, three (3) dehydration units with reboilers, catalytic converters, and Enclosed Flare at their Central Compressor Station facility in Bridgewater and Brooklyn Township, **Susquehanna County**.

54-305-024: Waste Management and Processors, Inc. (PO Box K, Frackville, PA 17931) on January 31, 2013, to modify their existing coal processing plant to add additional equipment with controls at their facility in Mahanoy Twp., **Schuylkill County**.

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

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

28-05012A: Volvo Construction Equipment, LLC—North America (312 Volvo Way, Shippensburg, PA 17257) on January 28, 2013, for construction and subsequent temporary operation of five (5) spray paint booths with dry panel filters, a shotblast booth and cartridge collector, a natural gas-fired emergency generator, and paint line natural gas-fired processes, at the road machinery manufacturing facility in Shippensburg Borough, **Franklin County**. The plan approval was extended.

21-03023C: Ames True Temper, Inc. (465 Railroad Avenue, Camp Hill, PA 17011) on February 1, 2013, to install a reinforced fiberglass plastic pultrusion line, to include two (2) pultrusion machines, two (2) cutoff saws and a fabric filter, at the hand tool manufacturing facility in Hampden Township, **Cumberland County**.

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

Contact: Mark Gorog and Barb Hatch, Environmental Engineer Managers—Telephone: 412-442-4163/5226

03-00185A: Vista Metals, Inc. (1024 E Smithfield Street, McKeesport, PA 15135-1031) on February 01, 2013, to allow the increase of throughput at Kittanning Powder Plant in East Franklin Township, **Armstrong County**.

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

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

43-319C: JMC Steel Group—Wheatland Tube Division—Church Street Plant (P. O. Box 608, Wheatland, PA 16161-0608) on January 31, 2013, to install an annealing furnace and atmosphere generator at 20 Church Street, Wheatland, PA 16161-0608 in the Wheatland Borough, **Mercer County**.

62-172B: Glenn O. Hawbaker—Brokenstraw Plant (711 East College Avenue, Bellefonte, PA 16823) on January 24, 2013, for an increase in the tons per hour

capacity of the plant from 350 tons per hour (tph) to 500 tph and the modification of requirements for sources 031, 032 and 034 in State Only Operating Permit 62-00172. The plant will be capable of producing 500 tons per hour and will consist of various crushers, screens, conveyors and stackers. This facility is located at 110 Muzzle Loaders Lane, Pittsfield, PA 16340, which is in Pittsfield Township, **Warren County**.

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: Sachin Shankar, New Source Review Chief—Telephone: 484-250-5920

23-0003S: Monroe Energy Co. (4101 Post Road, Trainer, PA 19061) on January 25, 2013, to operate a flare gas recovery system in Trainer Borough, **Delaware County**.

09-0206: Samax Enterprises, Inc. (1001 New Ford Mill Road, Morrisville, PA 19067) on January 25, 2013, for the operation of a paint remover manufacturing process in Falls Township, **Bucks County**.

46-0020F: Superior Tube Company, Inc. (3900 Germantown Pike, PA 19426) on January 25, 2013, to operate a vapor degreaser in Lower Providence Township, **Montgomery County**.

09-0196E: Abington Reldan Metals, LLC (550 Old Bortontown Road, Fairless Hills, PA 19030) on January 25, 2013, for the operation of (4) four units of thermal destructors in Falls Township, **Bucks County**.

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

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

06-05069Q: East Penn Mfg. Co., Inc. (Deka Road, PO Box 147, Lyon Station, PA 19536) on January 28, 2013, for modifications and additions to the A-4 battery assembly plant and lead oxide mills at the lead acid battery manufacturing facility located in Richmond Township, **Berks County**. The plan approval was extended.

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

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

08-00003H: CraftMaster Manufacturing, Inc. (PO Box 311, Towanda, PA 18848-0311) on December 16, 2012, to extend the authorization to exhaust the cavity steam from the Line 2 Press (Source 172P) to a regenerative thermal oxidizer (RTO C142) at their facility in Wysox Township, **Bradford County** on a temporary basis to August 3, 2013. The plan approval has been extended.

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

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

63-00963E: MarkWest Liberty Midstream and Resources, LLC (1515 Arapahoe Street Tower 2, Suite 700, Denver, CO 80202-2126) on February 1, 2013, to extend the period of temporary operation of the rail load-out

terminal controlled by a vapor collection unit and enclosed flare, and previously consolidated natural gas processing equipment, authorized under plan approval PA-63-00936E, until August 3, 2013, at the Houston Gas Plant located in Chartiers Township, **Washington County**. The plan approval has been extended.

63-00958A: MarkWest Liberty Midstream and Resources, LLC (1515 Arapahoe St., Tower 1, Suite 1600, Denver, CO 80202-2137) on February 9, 2013, to extend the plan approval with expiration of August 9, 2013, for installation and continued temporary operation of additional sources and for modifications to existing sources to accommodate an increase in maximum natural gas throughput at the MarkWest Welling Compressor Station in Buffalo Township, **Washington County**. The plan approval has been extended.

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

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

10-359D: MarkWest Liberty Bluestone LLC—Sarsen Gas Processing Plant (736 Prospect Road, Evans City, PA 16033, on January 31, 2013, for an extension for the construction of a 40 MMSCF/day capacity natural gas processing plant in Forward Township, **Butler County**. The plan approval has been extended.

25-920D: Waste Management of Pennsylvania, Inc.—Lakeview Landfill (851 Robison Road East, Erie, PA 16509) on January 31, 2013, to issue an extension for the construction of a landfill expansion and the increase in carbon monoxide emissions limits associated with existing landfill gas-fired engines at their facility in Summit Township, **Erie County**. This is a Title V facility. The plan approval has been extended.

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

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

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

46-00198: Blommer Chocolate Co. (1101 Blommer Drive, East Greenville, PA 18041) on January 28, 2013, for a renewal of the Title V Operating Permit in Upper Hanover Township, **Montgomery County**. The facility processes cocoa beans and cocoa nibs to create cocoa powder, cocoa butter, and chocolate liquor for utilization in the food industry. As a result of potential emissions of volatile organic compounds (VOCs), the facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments, and is therefore subject to the Title V permitting requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. As shown in a recent stack test, the inlet gases to the regenerative thermal oxidizer may contain low concentrations of VOCs, so the efficiency of the thermal oxidizer may not reach 98 percent as permitted. The regenerative thermal oxidizer does reduce VOC emissions to less than 20 ppm_{dv}, as methane (6 ppm_{dv}, as propane), which corresponds to a mass emission rate of 0.09 pound VOC per hour (0.39 ton VOC per year). Language was added to the Title V Operating Permit reflecting the reduction of VOC emissions below these levels. Frequency of monitoring and recording pressure drops across baghouses were changed from daily to weekly due to data provided by the

facility showing little or no changes in pressure drop across each baghouse from week to week. The changes to condition in the permit do not reflect any change in air emissions from this facility.

09-00122: Arkema, Inc.—Altuglas International (100 Route 413, Bristol, PA 19007) on January 30, 2013, for a renewal of the Title V Operating Permit in Bristol Township, **Bucks County**. The initial permit was issued on 6-7-2007 and will expire on 6/30/2012. The facility manufactures a variety of acrylic molding resins that are used as the raw material in a variety of applications (i.e., lighting applications, tail light lenses, faucet handles, etc.). As a result of potential emissions of VOCs, the facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments, and is therefore subject to the Title V permitting requirements adopted in 25 Pa Code Chapter 127, Subchapter G. The proposed Title V Operating Permit renewal does not reflect any change in air emissions from the facility. The facility is subject to Compliance Assurance Monitoring (CAM) pursuant to 40 CFR Part 64.

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

Contact: Norman Frederick, Facilities Permitting Chief—Telephone: 570-826-2507

13-00008: Kovatch Mobile Equipment (One Industrial Complex, Nesquehoning, PA 18240) on February 1, 2013, to issue a renewal of the Title V Operating Permit for a truck manufacturing facility in Nesquehoning Borough, **Carbon County**. The facility sources include: 6 boilers, 17 paint booths, 2 paint lines, 1 metal arc welding source, 1 sandblasting booth, 1 solvent cleaning source and 1 adhesives and sealant source. The actual emissions of the pollutants from the facility for 2011 are, NO_x: 2.9225 TPY (tons per year), CO: 2.9225 TPY, SO_x: 1.6149, VOC: 35.0812 TPY, PM-10: 0.6345 TPY and HAPs: 4.796 TPY. These sources have the potential to emit major quantities of regulated pollutants above Title V emission thresholds. The Title V operating permit renewal contains all applicable requirements including Federal and State regulations. In addition, monitoring, recordkeeping and reporting conditions regarding compliance with all applicable requirements are included.

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

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

67-05083: Calpine Mid Merit LLC (500 Delaware Avenue, Suite 600, Wilmington, DE 19801-7406) on January 28, 2013, for the combined cycle natural gas-fired turbine facility known as The York Energy Center in Peach Bottom Township, **York County**.

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

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

26-00535: Duke Energy Fayette II, LLC, (P. O. Box 511, Masontown, PA 15461) to authorize the operation of a natural gas fired power plant, known as the Fayette Energy Center, located in German Township, **Fayette County**.

In accordance with 25 Pa. Code § 127.431, the Department of Environmental Protection (DEP) is providing notice that on January 30, 2013 DEP has issued a Title V

Operating Permit to Duke Energy Fayette II, LLC to authorize the operation of a natural gas fired power plant, known as the Fayette Energy Center, located in German Township, Fayette County.

The facility contains air contamination sources consisting of two 1,745 MMBTU/hour combustion gas turbines (CGT), operating in combined cycle with a 589 MMBTU/hour duct burner and heat recovery steam generator following each CGT, one 30.6 Btu/hour auxiliary boiler, one 265-bhp, diesel firewater pump engine, one 489-bhp, diesel emergency generator engine, and cooling towers. The nominal electrical generation capacity of each CGT system is 310 MW. The turbines are equipped with dry, low NO_x combustors. Turbine exhaust gases are treated with selective catalytic reduction (SCR) for NO_x control, and an oxidation catalyst for VOC and CO control. This facility has the potential to emit the following type and quantity of pollutants: 313 tons per year of PM₁₀, 296 tons per year of NO_x, 581 tons per year of CO, 90 tons per year of VOC, 128 tons per year of SO₂, 9.6 tons per year of formaldehyde, 166 tons per year of ammonia, and 2,282,000 tons of CO_{2e} greenhouse gases. No equipment or emission changes are being approved by this action.

No emission or equipment changes have been approved by this action. The emission restriction, testing, monitoring, recordkeeping, reporting and work practice conditions of the TVOP have been derived from the applicable requirements of 40 CFR Parts 52, 60, 63, 64, 96, 97, 98 and Pa. Code Title 25, Article III, Chapters 121 through 145.

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

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

16-00124: Peoples Natural Gas Company LLC—Truittsburg Station (5093 Truittsburg Road, Fairmont City, PA 16224) on January 31, 2013, issued a Title V Operating Permit (renewal) for the facility in Redbank Township, **Clarion County**. PNG pumps natural gas from local production fields and / or PNG's transmission systems and distributes to the gas to pipelines or underground storage fields. The facility's major emission sources include 4 engines, dehydration systems, an emergency generator, air compressor, miscellaneous process equipment, a parts washer, and methanol storage tanks. The facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments due to the facility's potential to emit NO_x and VOCs. The facility is therefore subject to the Title V Operating Permit requirements adopted in 25 Pa. Code Chapter 127, Subchapter G.

The Spark Ignition (SI) stationary Reciprocating Internal Combustion Engines (RICE) are subject to the National Emission Standards for Hazardous Air Pollutant (NESHAP) in 40 CFR Part 63 Subpart ZZZZ (for Sources 101, 102, 103, 104, 108, and 110). The glycol dehydration units are subject to 40 CFR 63 Subpart HH. The facility is major for Nitrogen Oxide (NO_x) and therefore subject to Reasonably Available Control Technology (RACT) requirements of 25 Pa. Code §§ 129.91—129.95. The RACT requirements were established in a previous authorization.

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

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

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

09-00105: Naceville Materials—Coopersburg (483 Springfield Street, Coopersburg, PA 18036) on January 28, 2013, for renewal of a State Only, Synthetic Minor Operating Permit in Springfield Township, **Bucks County**. The facility operates a Hot Mix Asphalt Plant at this site. The proposed renewal of the Operating Permit does not authorize any increase in air emissions, of regulated pollutants, above previously approved levels. The facility maintains a synthetic minor operating status by maintaining total NO_x emissions to less than 23 tons per year. The renewed permit includes testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable local, state, and federal air quality requirements.

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

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

40-00106: Wyman-Gordon PA, LLC (710 Crestwood Drive, Mountain Top, PA 18707) on February 1, 2013, for operation of a ring splitter saw and associated air cleaning device at their facility in the Crestwood Industrial Park, Wright Township, **Luzerne County**. This is a renewal of State-Only Natural Minor operating permit. The State-only Operating Permit contains other applicable requirements for emissions limitations, monitoring, recordkeeping, reporting and work practice standards used to verify facility compliance with Federal and State air pollution regulations.

48-00002: Orograin Bakeries Manufacturing, Inc. (2400 Northampton Street, Easton, PA 18045-3823) on January 31, 2013, for a renewal State Only (synthetic minor) operating permit for a commercial bakery facility in Palmer Township, **Northampton County**.

48-00022: ConAgra, Inc. (4888 South Delaware Drive, Martins Creek, PA 18063) on October 31, 2012, for a renewal State Only (Synthetic Minor) Operating Permit for the Martins Creek flour and grain mill products facility in Lower Mount Bethel Township, **Northampton County**.

48-00023: ConAgra, Inc. (4888 South Delaware Drive, Martins Creek, PA 18063) on October 31, 2012, for a renewal State Only (Synthetic Minor) Operating Permit for the Martins Creek grain elevator equipment at their flour and grain mill facility in Lower Mount Bethel Township, **Northampton County**.

48-00024: ConAgra, Inc. (4888 South Delaware Drive, Martins Creek, PA 18063) a renewal State Only (Synthetic Minor) Operating Permit issued October 31, 2012, for the Treichlers flour and grain mill products facility located in Lehigh Township, **Northampton County**.

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

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

22-03022: Wenger's Feed Mill, Inc. (101 W. Harrisburg Avenue, Rheems, PA 17570) on January 25, 2013, for their animal feed mill in Lykens Township, **Dauphin County**. The State-only permit was renewed.

36-05147: Wenger's Feed Mill, Inc. (101 W. Harrisburg Avenue, Rheems, PA 17570) on January 25, 2013, for the animal feed mill in Mount Joy Borough, **Lancaster County**. The State-only permit was renewed.

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

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

S11-023: United States Mint (151 North Independence Mall East, Philadelphia, PA 19106) on February 4, 2013, for the production of medal and coin dies, coins of all denominations for general circulation, and a limited amount of commemorative coins in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include three (3) natural gas-fired annealing gas generators each rated less than 1.0 MMBTU/hr controlled by two (2) catalytic oxidizer, five (5) natural gas-fired rotary annealing furnaces each rated at 4.048 MMBTU/hr, two (2) natural gas-fired die shop furnaces each rated at 200,000 BTU/hr, a diesel-fired emergency generator, two (2) spray booths with filters for lacquer medal coating, and alcohol and aerosol wipe cleaners, and nine (9) cold cleaning degreasers.

S12-034: Department of Veteran's Affairs—Medical Center and Nursing Home Care Unit (University & Woodland Avenues, Philadelphia, PA 19104) on February 5, 2013, for the operation of a hospital and nursing home in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include three (3) 29.4 MMBtu/hr boilers with low NO_x burners, one (1) 17.3 MMBtu/hr boiler, two (2) 6.35 MMBtu/hr boilers, two (2) hot water heaters, eight (8) emergency generators, and an ethylene oxidizer.

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.

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

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

06-05008: SFS Intec, Inc. (PO Box 6326, Wyomissing, PA 17610-0326) on January 23, 2013, for their fastener and closure manufacturing facility in Wyomissing Borough, **Berks County**. The State-only permit was administratively amended to incorporate the requirements of Plan Approval No. 06-05008B.

De Minimis Emissions Increases Authorized under 25 Pa. Code § 127.449.

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

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

20-00043: Dunbar Asphalt Products, Inc., Conneaut Lake Plant (P. O. Box 233, West Middlesex, PA 16159), for its facility located at 11203 Ellion Road, in Conneaut Lake, PA (16316). This site is located in Sadsbury Township, **Crawford County**. The de minimis emission increase is due to the addition of two (2) material handling conveyors, a product hopper and a product shaker (4 x 12) on Source 101 (Hot Mix Asphalt Batch Plant). The Department has started a list of de minimis increases as prescribed in 25 Pa. Code 127.449(i).

Since the November 30, 2010 Synthetic Minor Permit issuance date, Dunbar Asphalt LLC has notified the Department of the following de minimis emission increases at the Conneaut Lake Plant:

<i>Date</i>	<i>Source</i>	<i>PM₁₀ (tons)</i>	<i>SO_x (tons)</i>	<i>NO_x (tons)</i>	<i>VOC (tons)</i>	<i>CO (tons)</i>
11-9-12	Addition of two (2) conveyors, a hopper and a shaker.	0.128				
Total Reported Increases		0.128				
Allowable		0.6 ton/source 3 tons/facility	1.6 tons/source 8 tons/facility	1 ton/source 5 tons/facility	1 ton/source 5 tons/facility	4 tons/source 20 tons/facility

43-00034: Woodcraft Industries, Inc. (62 Grant Road, Greenville, PA 16125-8328), for its facility located in Pymatuning Township, **Mercer County**. The de minimis emission increase is due to the addition of a steam kiln to Source 102 (Wood Kiln). The Department has started a list of de minimis increases as prescribed in 25 PA Code 127.449(i).

Since the July 29, 2008 State Only Permit (43-00343) issuance date, Woodcraft Industries, Inc. has notified the Department of the following de minimis emission increases at the Pymatuning Township, Mercer County:

<i>Date</i>	<i>Source</i>	<i>PM₁₀ (tons)</i>	<i>SO_x (tons)</i>	<i>NO_x (tons)</i>	<i>VOC (tons)</i>	<i>CO (tons)</i>
1-25-13	Installation of a steam kiln.				0.528	
Total Reported Increases					0.528	
Allowable		0.6 ton/source 3 tons/facility	1.6 tons/source 8 tons/facility	1 ton/source 5 tons/facility	1 ton/source 5 tons/facility	4 tons/source 20 tons/facility

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 Actions

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

NPDES No. PA0235512. ArcelorMittal Pristine Resources, Inc., (PO Box 36, 129 Bethlehem Road, Revloc, PA 15948). To renew the NPDES permit for the Mine 77 AMD Plant in East Taylor Township, **Cambria County**, formerly issued under Coal Mine Activity Permit No. 11031702. No additional discharges. The application was considered administratively complete on October 27, 2009. Application received October 6, 2009. Permit issued January 28, 2013.

NPDES No. PA0214396. Mon Valley Transportation Center, Inc., (c/o West Virginia Resources, Inc., 683 State Route 7N, PO Box 278, Gallipolis, OH 45631). To transfer the NPDES permit to Water Management for the Glassport Tipple in Glassport and Lincoln Boroughs, **Allegheny County**, this facility was formerly permitted under Coal Mine Activity Permit No. 02851602. No additional discharges. The application was considered administratively complete on October 15, 2012. Application received October 15, 2012. Permit issued January 29, 2013.

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

56060102 and NPDES No. PA0249912. Mountaineer Mining Corporation, 1010 Garrett Shortcut Road, Berlin, PA 15530, permit renewal for reclamation only of a bituminous surface mine in Stonycreek Township, **Somerset County**, affecting 83.7 acres. Receiving stream(s): unnamed tributaries to/and Schrock Run classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received August 5, 2011. Permit issued: January 23, 2013.

11850102 and NPDES No. PA0608483. Cooney Brothers Coal Company, P. O. Box 246, Cresson, PA 16630, permit renewal for reclamation only of a bituminous surface mine in Gallitzin and Logan Townships, **Cambria and Blair Counties**, affecting 225.0 acres. Receiving stream(s): unnamed tributaries to Little Laurel Run classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received July 31, 2012. Permit issued January 29, 2013.

Permit No. 32070108 and NPDES No. PA0262528. Amerikohl Mining, Inc., 202 Sunset Drive, Butler, PA 16601, permit renewal for reclamation only of a bituminous surface mine in Center Township, **Indiana County**, affecting 274.3 acres. Receiving stream(s): unnamed tributaries to Tearing Run classified for the following use(s): cold water fishery (CWF). There are no potable water supply intakes within 10 miles downstream. Application received October 15, 2012. Permit issued January 29, 2013.

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

26970106 and NPDES Permit No. PA0202061. T. L. Hill Coal Company (2195 Morgantown Road, Uniontown, PA 15401). Renewal permit for reclamation only issued to an existing bituminous surface mine, located in Georges Township, **Fayette County**, affecting 243.0 acres. Receiving streams: unnamed tributaries to York Run. Application received: August 24, 2012. Permit issued: February 1, 2013.

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

33010102 and NPDES Permit No. PA0241890. McKay Coal Company, Inc. (P. O. Box 343, Punxsutawney, PA 15767) Revision to add 13.0 acres to an existing bituminous surface, auger, limestone, sandstone and clay removal operation in Perry Township, **Jefferson County** affecting 69.4 acres. Receiving streams: Foundry Run. Application received: September 19, 2012. Permit Issued: January 24, 2013.

33080108. P. and N. Coal Co., Inc. (P. O. Box 332, Punxsutawney, PA 15767) Revision to add 35.8 acres to an existing bituminous surface and auger mine in Porter Township, **Jefferson County** affecting 457.8 acres. Receiving streams: Sugarcamp Run, Hamilton Run and unnamed tributaries to Hamilton Run. Application received: November 7, 2012. Permit Issued: January 29, 2013.

1192-33080108-E-2. P. and N. Coal Co., Inc. (P. O. Box 332, Punxsutawney, PA 15767) Application for a stream encroachment to conduct mining activities within 100 feet but no closer than 50 feet to Hamilton Run in Porter Township, **Jefferson County**. Receiving streams: Sugarcamp Run, Hamilton Run and unnamed tributaries to Hamilton Run. Application received: November 7, 2012. Permit Issued: January 29, 2013.

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

17970102 and NPDES No. PA0220558. EnerCorp, Inc. (1686 Allport Cutoff, Morrisdale, PA 16858). Renewal to an existing bituminous surface mine for reclamation activities only located in Graham Township, **Clearfield County** affecting 58.9 acres. Receiving streams: Alder Run and Flat Run both classified for Cold Water Fishes. There are no potable water supply intakes within 10 miles downstream. Application received: November 21, 2012. Permit issued: January 23, 2013.

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

40850201T. Hazleton Shaft Corporation, (P. O. Box 435, Hazleton, PA 18201), transfer of an existing anthracite coal refuse reprocessing and preparation plant operation in Hazle Township, **Luzerne County** affecting 180.67 acres receiving stream: Catawissa Creek Watershed. Application received: May 11, 2011. Transfer issued: January 30, 2013.

40850201GP104. Hazleton Shaft Corporation, (P. O. Box 435, Hazleton, PA 18201), NPDES General Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 40850201 in Hazle Township, **Luzerne County** receiving stream: Catawissa Creek Watershed. Application received: May 11, 2011. Permit issued: January 30, 2013.

54970204R3. Jeddo-Highland Coal Company, (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), renewal of an existing anthracite coal refuse reprocessing operation in Reilly and Frailey Townships, **Schuylkill County** affecting 265.0 acres, receiving streams: Coal Run, Middle Creek and Gebhard Run Watersheds. Application received: June 5, 2012. Renewal issued: January 31, 2013.

54970204GP104. Jeddo-Highland Coal Company, (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), NPDES General Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 54970204 in Reilly and Frailey Townships, **Schuylkill County**, receiving streams: Coal Run, Middle Creek and Gebhard Run Watersheds. Application received: November 28, 2012. Permit issued: January 31, 2013.

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 Actions

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

23134101. J Roy's, Inc., (P. O. Box 125, Bowmansville, PA 17507), construction blasting for Gibbs Subdivision in Radnor Township, **Delaware County** with an expiration date of January 17, 2014. Permit issued: January 29, 2013.

58124025. Nittany Nova Aggregates LLC, (2840 West Clymer Avenue, Suite 400, Telford, PA 18969) and **Maine Drilling & Blasting, Inc.**, (88 Gold Ledge Avenue, Auburn, NH 03032), construction blasting for the Choconut Quarry Shea Quarry Lands (GP103 No. 58121003) in Choconut Township, **Susquehanna County** with an expiration date of February 28, 2014. Permit issued: January 30, 2013.

22134101. Maine Drilling & Blasting, Inc., (P. O. Box 1140, Gardiner, ME 04345), construction blasting for High Meadow Campground SS Line in Derry Township, **Dauphin County** with an expiration date of January 29, 2014. Permit issued: January 30, 2013.

40134102. Hayduk Enterprises, Inc., (257 Riverside Drive, Factoryville, PA 18419), construction blasting for Susquehanna Roseland 500VT Line in Newton, Ransom and Exeter Townships, **Luzerne** and **Lackawanna County** with an expiration date of January 31, 2015. Permit issued: January 30, 2013.

64134101. Hayduk Enterprises, Inc., (257 Riverside Drive, Factoryville, PA 18419), construction blasting for Susquehanna Roseland 500VT Line in South Canaan, Lake and Palmyra Townships, **Wayne** and **Pike Counties** with an expiration date of January 31, 2015. Permit issued: February 1, 2013.

58134103. Maine Drilling & Blasting, Inc., (P. O. Box 1140, Gardiner, ME 04345), construction blasting for Bush Road Impoundment in Bridgewater and Forest Lake Townships, **Susquehanna County** with an expiration date of January 28, 2014. Permit issued: February 1, 2013.

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 pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and The Clean Streams Law and Notice of Final Action for Certification under section 401 of the FWPCA.

Permits, Environmental Assessments and 401 Water Quality Certifications Issued:

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E41-640. PA DCNR Bureau of Facility Design and Construction, P. O. Box 8451, Harrisburg, PA 17105-8451. Pedestrian Bridge, in Brown Township, **Lycoming County**, ACOE Baltimore District (Slate Run, PA Quadrangle Lat: 41°28'17.0"; Long: -77°30'18.7").

PA DCNR proposes to construct and maintain a pedestrian bridge having a 100-foot clear span, 5-foot width and an 8.5-foot underclearance on Black Forest Trail located over Slate Run in Tiadaghton State Forest located 0.1 mile upstream from Pine Creek and State Owned Bridge SR 4016. The proposed bridge will not increase surface runoff, upstream backwater elevations or stream velocities. This project will not permanently impact wetlands, cultural or archaeological resources, national/state/local parks, forests recreational areas, landmarks wildlife refuge or historical sites. This project proposes to have 50 linear feet of temporary stream impacts to Slate

Run, which is classified as Exceptional Value (EV) - Migratory Fishery (MF) waterway.

E59-511. Dominion Transmission, Inc., 445 West Main Street, Clarksburg, WV 26301. Sabinsville to Morrisville TL- 610 Gas Pipeline Project in Clymer Township, **Tioga County**, ACOE Baltimore District (Sabinsville, PA Quadrangle Latitude: 41° 49' 37.04"; Longitude: 77° 31' 12.33" and Potter Brook, PA Quadrangle Latitude: 41° 52' 32.59"; Longitude 77° 31' 7.46").

Dominion Transmission, Inc. is seeking authorization to construct, operate and maintain 3.56-miles of 24-inch diameter pipeline for their TL-610 Sabinsville to Morrisville Natural Gas Pipeline Project. Construction of the new natural gas pipeline within an existing 50-foot gas pipeline right-of-way will require the following four (4) streams and four (4) wetland encroachments:

<i>Activity ID</i>	<i>Activity</i>	<i>Latitude</i>	<i>Longitude</i>	<i>Resource</i>	<i>Impact</i>
S1	Pipeline	41° 50' 49.81"	77° 31' 16.83"	East Beech Woods Run	4.0-feet
S2	Pipeline	41° 51' 01.13"	77° 31' 16.77"	Tributary Beechwoods Lake	4.0-feet
S3	Pipeline	41° 51' 31.85"	77° 31' 02.15"	Tributary West Beech Woods Run	16.0-feet
S4	Pipeline	41° 52' 31.38"	77° 31' 05.18"	Tributary Mill Creek	15.0-feet.
W1	Pipeline	41° 50' 47.63"	77° 31' 16.81"	Wetland	0.55-acre
W2	Pipeline	41° 51' 03.29"	77° 31' 17.06"	Wetland	0.04-acre
W3	Pipeline	41° 51' 32.17"	77° 31' 01.92"	Wetland	0.04-acre
W4	Pipeline	41° 51' 31.44"	77° 31' 02.55"	Wetland	0.01-acre

All in-stream pipeline construction activities shall be performed in dry work conditions by dam and pumping, fluming or diverting stream flow around the work areas. Construction of the TL-610 gas pipeline outside of maintained right-of-way will result in 0.88-acre of temporary wetland impacts and no permanent wetland loss. Complete, successful restoration of all temporary wetland impacts shall be performed. The project northern terminus is located along the northern right-of-way of Clymer Township Road 364 and the western terminus is located along the southern right-of-way of Clymer Township Road 559.

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

E30-240. Shannopin Materials, LLC, 308 Dents Run Road, Morgantown, WV 26501, Monongahela Township, **Greene County**; ACOE Pittsburgh District

Applicant has been given consent to modify the existing facility originally authorized by permit 3078711T-1, to remove one steel mooring cell and to construct and maintain three quad-ties, to construct and maintain a 150-ft long steel sheet pile wall with wing walls, which encompasses the existing wall, and to perpetually perform maintenance dredging in an area 120-ft wide by 1,290-ft long within the mooring area. The site is located approximately at river mile 86.7 along left bank of the Monongahela River (WWF). The site will consist of five mooring cells, three quad-ties, an ice breaker, a sheet pile wall, and loading site located in Monongahela Township,

Greene County (Masontown, PA Quadrangle N: 3.8 inches; W: 8.3 inches; Latitude: 39° 46' 15"; Longitude: 79° 56' 03").

E30-241. Equitrans, LP, 455 Racetrack Road, Washington, PA 15301, Washington Township, **Greene County**; ACOE Pittsburgh District

Applicant has been given consent to: remove the existing foot bridge and to construct and maintain a bridge having a clear span of 28 feet and an underclearance of 2.25 feet across Bates Fork (HQ-WWF) located just downstream of Pettit Run to provide access to the Ingram Meter Station in Washington Township, Greene County (Waynesburg, PA Quadrangle N: 12.31 inches; W: 17.27 inches; Latitude: 39° 56' 34"; Longitude: 80° 14' 53"). This permit also authorizes a temporary stream crossing and wetland crossing.

E63-641. City of Monongahela, 449 West Main Street, Monongahela, PA 15063, City of Monongahela, **Washington County**; ACOE Pittsburgh District

Applicant has been given consent to: construct, operate and maintain an L-shaped boat dock with a total length of approximately 288.4 feet and a width of 8.4 feet (area of 2,422.56 square feet), which will be constructed on the Monongahela River (WWF), along with a riverside Handicap Access Path of 6' width and approximately 400 LF long (2,400 sq. ft.). In addition, to operate and maintain an existing roadway/stage/bulkhead (a.k.a. the aquarium) and boat ramp (a.k.a. the 2nd Street ramp), in the Monongahela River. The project is located at the end

of Second Street, approximately 300 feet from the intersection with SR-88 (USGS Monongahela, PA Quadrangle; N: 14.4 inches, W: 6.9 inches; Latitude: 40° 12' 20"; Longitude: 79° 56' 00") in the City of Monongahela, Washington County

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

E42-357, Keating Township McKean County, P. O. Box 103, East Smethport, PA 16730 in Keating Township, **McKean County**, ACOE Pittsburgh District

to construct and maintain 3 crossings of Blacksmith Run (HQ-CWF), 6 crossings of a UNT of Blacksmith Run (HQ-CWF), 8 crossings of a UNT of Potato Creek (CWF), 2 crossings of a UNT of Panther Run (EV), 6 wetland crossings and an outfall to Kinzua Creek (CWF) associated with Phase II of a wastewater collection and treatment facility; and servicing 351 individual homes adjacent to SR 646 & SR 59 in and around the villages of Ormsby, Cyclone, Gifford & Aiken along SR 59 west of the Borough of Smethport and adjacent to East Valley Rd. north and east of the Town of Smethport. All crossings will be directional bore (1.5"—6" dia.) with bore pits and open trench excavations located outside of wetland boundaries and all disturbed areas restored to original contours and stabilized upon completion of work. Cyclone, Derrick City & Smethport, PA Quadrangle N: 41°, 49', 06"; W: 78°, 35', 07")

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

E5829-040. Susquehanna Gathering Company 1, LLC; PO Box 839, New Milford, PA 18834; Jackson and Thompson Townships, **Susquehanna County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) a 12 inch diameter and 16 inch diameter natural gas steel gathering line and a temporary timber bridge crossing impacting 54 lineal feet of an unnamed tributary to South Branch Canawacta Creek (CWF) (Susquehanna, PA Quadrangle; N 41° 52' 47" Lat., W -75° 33' 39" Long.),

2) a 12 inch diameter and 16 inch diameter natural gas steel gathering line and a temporary timber bridge crossing impacting 54 lineal feet of an unnamed tributary to South Branch Canawacta Creek (CWF) (Susquehanna, PA Quadrangle; N 41° 52' 44" Lat., W -75° 33' 42" Long.),

3) a 12 inch diameter and 16 inch diameter natural gas steel gathering line and a temporary timber bridge crossing impacting 52 lineal feet of an unnamed tributary to South Branch Canawacta Creek (CWF) (Susquehanna, PA Quadrangle; N 41° 52' 54" Lat., W -75° 34' 13" Long.),

4) a 12 inch diameter and 16 inch diameter natural gas steel gathering line and a temporary timber mat crossing impacting 2,614 square feet (0.06 acre) of PEM wetland (Susquehanna, PA Quadrangle; N 41° 52' 54" Lat., W -75° 34' 13" Long.),

5) a 12 inch diameter and 16 inch diameter natural gas steel gathering line and a temporary timber mat crossing impacting 436 square feet (0.01 acre) of PEM wetland (Susquehanna, PA Quadrangle; N 41° 52' 44" Lat., W -75° 33' 42" Long.),

6) a 12 inch diameter and 16 inch diameter natural gas steel gathering line and a temporary timber mat crossing impacting 871 square feet (0.02 acre) of PEM wetland (Susquehanna, PA Quadrangle; N 41° 52' 47" Lat., W -75° 33' 39" Long.),

The project will result in the impact of 160 lineal feet of an unnamed tributary to South Branch Canawacta Creek and 0.09 acre of temporary wetlands impacts. The project is all for the purpose of constructing a natural gas pipeline to connect Well Pad 69 to the previously permitted Bluestone Pipeline Company gas gathering lines for conveyance to market.

E4129-059: Anadarko E&P Company LP, 33 West Third Street, Suite 200, Williamsport, PA 17701, Lewis Township, **Lycoming County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) 3 overhead electric lines impacting 153 linear feet of Lycoming Creek (EV, MF) (Bodines PA Quadrangle 41°26' 12"N, 76°59'36"W).

The project will result in a total of 153 linear feet of stream impacts all for the purpose of installing overhead electric line to aid an existing water withdrawal site for Marcellus well development.

EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control permits have been issued.

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

Eastern Region: Oil & Gas Management Program Manager, 208 West Third Street, Williamsport, PA 17701

ESCGP-1 # ESX13-113-0001

Applicant Name Chesapeake Appalachia, LLC

Contact Person Eric Haskins

Address 101 North Main Street

City, State, Zip Athens, PA 18810

County Sullivan County

Township(s) Elkland Township

Receiving Stream(s) and Classification(s) Elk Creek (HQ-EV);

Secondary: Loyalsock Creek (CWF-EV)

ESCGP-1 # ESX13-015-0005

Applicant Name Talisman Energy USA, Inc.

Contact Person Tracy Gregory

Address 337 Daniel Zenker Drive

City, State, Zip Horseheads, NY 14845

County Bradford County
 Township(s) Windham and Warren Townships
 Receiving Stream(s) and Classification(s) Cold Brook,
 Babcock Run, and Russell Run as well as UNTs to each
 (All CWF/MF);
 Secondary: Wappasening Creek

ESCGP-1 # ESX13-131-0003
 Applicant Name Williams Field Services Company, LLC
 Contact Person Kristy Flavin
 Address 1605 Coraopolis Heights Road
 City, State, Zip Moon Township, PA 15108-4310
 County Wyoming County
 Township(s) Noxen Township
 Receiving Stream(s) and Classification(s) UNTs to Bow-
 man Creek (HQ)

ESCGP-1 # ESX12-081-0121 (01)
 Applicant Name PVR NEPA Gas Gathering LLC
 Contact Person Nicholas Bryan
 Address 101 West Third Street
 City, State, Zip Williamsport, PA 17701
 County Lycoming and Sullivan Counties
 Township(s) Shrewsbury Townships
 Receiving Stream(s) and Classification(s) UNT to Lake
 Run and Lake Run (Both EV/MF)

ESCGP-1 # ESX13-081-0169
 Applicant Name Seneca Resources Corporation
 Contact Person Michael Clinger
 Address 51 Zents Blvd
 City, State, Zip Brookville, PA 15825
 County Lycoming County
 Township(s) Lewis Township
 Receiving Stream(s) and Classification(s) Hagerman Run,
 Sugarcamp Hollow, Brown Hollow and Dry Run (All
 HQ-CWF);
 Secondary: Lycoming Creek (EV,MF)

ESCGP-1 # ESX13-081-0003
 Applicant Name Anadarko Marcellus Midstream, LLC
 Contact Person Nathan S. Bennett
 Address 33 West Third Street, Suite 200
 City, State, Zip Williamsport, PA 17701
 County Lycoming County
 Township(s) Cummings Township
 Receiving Stream(s) and Classification(s) UNT Ramsey
 Run, Ramsey Run (Both HQ-CWF/MF), UNT Dam Run
 (EV/MF);
 Secondary: Ramsey Run (HQ-CWF/MF), Pine Creek
 (HQ-TSF/MF) and Dam Run (EV/MF)

ESCGP-1 # ESX13-131-0002
 Applicant Name PVR Marcellus Gas Gathering LLC
 Contact Person Kevin Roberts
 Address 101 West Third Street
 City, State, Zip Williamsport, PA 17701
 County Wyoming County
 Township(s) Washington Township
 Receiving Stream(s) and Classification(s) UNT to
 Susquehanna River (Other);
 Secondary: Susquehanna River

ESCGP-1 # ESX12-131-0035
 Applicant Name PVR Marcellus Gas Gathering LLC
 Contact Person Kevin Roberts
 Address 101 West Third Street
 City, State, Zip Williamsport, PA 17701
 County Wyoming County
 Township(s) Washington Township
 Receiving Stream(s) and Classification(s) UNT to Mud
 Pond (Other);
 Secondary: Tunkhannock Creek

ESCGP-1 # ESX12-081-0107 (01)
 Applicant Name PVR Marcellus Gas Gathering LLC
 Contact Person Kevin Roberts
 Address 101 West Third Street
 City, State, Zip Williamsport, PA 17701
 County Lycoming County
 Township(s) Fairfield and Upper Fairfield Townships
 Receiving Stream(s) and Classification(s) Mill Creek
 (East) and (2) UNT to Mill Creek (East) (HQ), UNT to
 Loyalsock Creek (EV);
 Secondary: (TSF)

ESCGP-1 # ESX12-081-0167
 Applicant Name PVR Marcellus Gas Gathering LLC
 Contact Person Kevin Roberts
 Address 101 West Third Street
 City, State, Zip Williamsport, PA 17701
 County Lycoming County
 Township(s) Cogan House Township
 Receiving Stream(s) and Classification(s) Roaring Run,
 Trib. 21101 to Larry's Creek (Both EV/MF);
 Secondary Waters to streams above (EV)

ESCGP-1 # ESX12-081-0165
 Applicant Name PVR NEPA Gas Gathering LLC
 Contact Person Nicholas Bryan
 Address 101 West Third Street
 City, State, Zip Williamsport, PA 17701
 County Lycoming and Sullivan Counties
 Township(s) Plunkets Creek and Shrewsbury Townships
 Receiving Stream(s) and Classification(s) Bear Creek and
 South Fork Bear Creek (Both EV/MF)

ESCGP-1 # ESX12-115-0222
 Applicant Name Cabot Oil & Gas Corp
 Contact Person Kenneth Marcum
 Address Five Penn Center West, Suite 401
 City, State, Zip Pittsburgh, PA 15276
 County Susquehanna County
 Township(s) Jackson Township
 Receiving Stream(s) and Classification(s) Leslie Creek
 (CWF)

ESCGP-1 # ESX12-115-0220
 Applicant Name Susquehanna Gathering Company LLC
 Contact Person John Miller
 Address PO Box 839, 1299 Oliver Road
 City, State, Zip New Milford, PA 18834-7595
 County Susquehanna County
 Township(s) Jackson Township
 Receiving Stream(s) and Classification(s) Salt Lick Creek
 and Butler Creek (HQ-CWF);
 Secondary: Susquehanna River, Tunkhannock Creek

ESCGP-1 # ESX13-081-0007
 Applicant Name EXCO Resources (PA), LLC
 Contact Person Brian Rushe
 Address 3000 Ericsson Drive, Suite 200
 City, State, Zip Warrendale, PA 15086
 County Lycoming County
 Township(s) Penn Township
 Receiving Stream(s) and Classification(s) (2) UNTs to
 Sugar Run, Sugar Run (All CWF/MF)

ESCGP-1 # ESX12-035-0014 (01)
 Applicant Name Anadarko Marcellus Midstream, LLC
 Contact Person Nathan S. Bennett
 Address 33 W. Third Street, Suite 200
 City, State, Zip Williamsport, PA 17701
 County Clinton County
 Township(s) Beech Creek & Noyes Townships
 Receiving Stream(s) and Classification(s) Middle Branch
 Big Run, Coon Run, Swam Branch, East Branch Big

Run (All EV/MF), Tarklin Branch (HQ-CWF), Hastings Branch, Rock Run (Both HQ-CWF/MF)

ESCGP-1 # ESX11-015-0237 (02)
Applicant Name Appalachia Midstream Services, LLC
Contact Person Randy DeLaune
Address 100 Ist Center
City, State, Zip Horseheads, NY 14845
County Bradford County
Township(s) Asylum Township
Receiving Stream(s) and Classification(s) Tribs to Susquehanna River (WWF/MF)

Northwest Region: Oil and Gas Program Manager, 230 Chestnut St., Meadville, PA 16335

ESCGP-1 #ESX13-019-0004—West Pad 73
Applicant PennEnergy Resources, LLC
Contact Mr. Greg Muse
Address 1000 Commerce Drive, Park Place One, Suite 100
City Pittsburgh State PA Zip Code 15275
County Butler Township(s) Clinton(s)
Receiving Stream(s) and Classification(s) Lardintown Run (TSF), UNT to Lardintown Run (TSF), Lower Allegheny Watershed

ESCGP-1 #ESX12-019-0179—Welter Well Pad
Applicant XTO Energy
Contact Melissa Breitenbach
Address 502 Keystone Drive
City Warrendale State PA Zip Code 15086
County Butler Township(s) Donegal(s)
Receiving Stream(s) and Classification(s) UNT to Bonnie Brook and Bonnie Brook

ESCGP-1 #ESX12-065-0056—Randall Project
Applicant EQT Production Company
Contact Todd Klaner
Address 455 Racetrack Road Suite 101
City Washington State PA Zip Code 15301
County Jefferson Township(s) Polk(s)
Receiving Stream(s) and Classification(s) Lucas Run HQ-CWF & North Fork Redbank Creek HQ-CWF/ Red Bank Watershed

ESCGP-1 #ESX12-121-0021—Henderson Pad AF
Applicant Seneca Resources Corporation
Contact Michael Clinger
Address 51 Zents Blvd
City Brookville State PA Zip Code 15825
County Venango Township(s) Victory(s)
Receiving Stream(s) and Classification(s) Lyons Run (CWF/CWF); UNT to Lyons Run (CWF/CWF)

OIL AND GAS MANAGEMENT

The following Well Permits have been issued with a waiver under 58 Pa.C.S. § 3215(b)(4) (relating to well location restrictions).

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 which 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 pro bono representation. Call the Secretary to the Board at (717) 787-3483.

Northwest Region District Oil and Gas Operations, Program Manager, 230 Chestnut St., Meadville, PA 16335

Well Permit #: 121-45169-00-00
Well Farm Name Tight Pinch 3267
Applicant Name: Catalyst Energy, Inc.
Contact Person: R. John Cass
Address: 424 S. 27th Street, Suite 304, Pittsburgh, PA 15203

County: Venango
Municipality Allegheny Township:
Name of Stream, Spring, Body of Water as identified on the most current 7 1/2 minute topographic quadrangle map of the United States Geologic Survey subject to the Section 3215(b)(4) waiver: Pleasantville, Unnamed Tributary to Pithole Creek.

Well Permit #: 121-45170-00-00
Well Farm Name Tight Pinch 3268
Applicant Name: Catalyst Energy, Inc.
Contact Person: R. John Cass
Address: 424 S. 27th Street, Suite 304, Pittsburgh, PA 15203

County: Venango
Municipality Allegheny Township:
Name of Stream, Spring, Body of Water as identified on the most current 7 1/2 minute topographic quadrangle map of the United States Geologic Survey subject to the Section 3215(b)(4) waiver: Pleasantville, Unnamed Tributary to Pithole Creek.

Well Permit #: 015-22491-00-00
Well Farm Name McCabe Bra 5H
Applicant Name: Chesapeake Appalachia, LLC.
Contact Person: Eric Haskins
Address: 101 North Main Street, Athens, PA 18810

County: Bradford
Municipality Towanda Township:
Name of Stream, Spring, Body of Water as identified on the most current 7 1/2 minute topographic quadrangle map of the United States Geologic Survey subject to the Section 3215(b)(4) waiver: Powell, French Run

Well Permit #: 115-21129-00-00
Well Farm Name Tyler Sus 5H
Applicant Name: Chesapeake Appalachia, LLC.
Contact Person: Eric Haskins
Address: 101 North Main Street, Athens, PA 18810

County: Susquehanna
Municipality Auburn Township:
Name of Stream, Spring, Body of Water as identified on the most current 7 1/2 minute topographic quadrangle map of the United States Geologic Survey subject to the Section 3215(b)(4) waiver: Auburn Center, Carter Creek

Well Permit #: 121-45164-00-00
Well Farm Name Tight Pinch 3262
Applicant Name: Catalyst Energy, Inc.

Contact Person: R. John Cass
 Address: 424 South 27th Street, Suite 304, Pittsburgh, PA 15203
 County: Venango
 Municipality Allegheny Township:
 Name of Stream, Spring, Body of Water as identified on the most current 7 1/2 minute topographic quadrangle map of the United States Geologic Survey subject to the Section 3215(b)(4) waiver: Pleasantville, Unnamed tributary to Pit Hole Creek.

SPECIAL NOTICES

Plan Revision Approval under the Municipal Waste Planning, Recycling and Waste Planning, Recycling and Waste Reduction Act of 1988, Act 101

Northcentral Region: Waste Management Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701.

The Department of Environmental Protection (Department) approved the Municipal Waste Management Substantial Plan Revision ("Revision") for the county of Clearfield on January 28, 2013. The Revision includes flow control of municipal waste to the privately owned Veolia Greentree Landfill located in Elk County and the Wayne Township Landfill located in Clinton County. The Revision is a public document and may be viewed at the Northcentral Regional Office, at the address noted above. Questions concerning the approval of the Revision should be directed to Larry Holley, Department of Environmental Protection, Bureau of Land Recycling and Waste Management, Division of Waste Minimization and Planning, P. O. Box 8472, Harrisburg, PA 17105-8472, (717) 787-7382, or

to Patrick Brennan, Program Manager, Department of Environmental Protection, Bureau of Land Recycling and Waste Management, at the Northcentral Regional Office at (570) 327 3431.

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Environmental Hearing Board (Board) through the Pennsylvania 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 any right of appeal beyond that permitted by applicable statutes and decision law.

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

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

Notice of Certification to Perform Radon-Related Activities in Pennsylvania

In the month of January 2013 Department of Environmental Protection of the Commonwealth of Pennsylvania, under the authority contained in the Radon Certification Act, act of July 9, 1987, P. L. 238, No. 43 (63 P. S. Sections 2001—2014) and regulations promulgated thereunder at 25 Pa. Code Chapter 240, has certified the persons listed below to perform radon-related activities in Pennsylvania. The period of certification is two years. (For a complete list of persons currently certified to perform radon-related activities in Pennsylvania and for information as to the specific testing devices that persons certified for testing or laboratory are certified to use, contact the Bureau of Radiation Protection, Radon Division, P. O. Box 8469, Harrisburg, PA 17105-8469, (1-800-23RADON).

<i>Name</i>	<i>Address</i>	<i>Type of Certification</i>
William Astorino	215 Houser Road Sunbury, PA 17801	Testing
Josey Curley	222 Schilling Circle, #275 Hunt Valley, MD 20131	Testing
Terry Howell Radalink, Inc.	5599 Peachtree Road Atlanta, GA 30341	Laboratory Analysis
Mark Jaworski	1549 Clairtonica Street Pittsburgh, PA 15205	Testing
Scott Kelly	8491 East Barkhurst Drive Pittsburgh, PA 15237	Testing
John Kerrigan RHIS, Inc.	100 Old Kennett Road Wilmington, DE 19807	Testing
David Koloskee	4021 West 12th Street Erie, PA 16505	Testing
Peter Muehlbronner	704 Roslyn Avenue Glenside, PA 19038	Testing
Peach Inspections	518 Kimberton Road, Ste. 311 Phoenixville, PA 19460	Testing

<i>Name</i>	<i>Address</i>	<i>Type of Certification</i>
Eli Port	6312 West Oakton Street Morton Grove, IL 60053	Laboratory Analysis
Roger Priest	PO Box 200 Salfordville, PA 18958	Testing
Stephanie Przebieglec	8304 Utopia Lane East Stroudsburg, PA 18302	Testing
John Shane, Ph.D.	1675 North Commerce Parkway Weston, FL 33326	Laboratory Analysis
Kevin Shaner	243 West Linfield Trappe Road Limerick, PA 19468	Mitigation
William Squitieri	PO Box 1056 Doylestown, PA 18901	Testing
Gerard Tambasco	2592 Route 6 Hawley, PA 18428	Testing
David Teter	PO Box 365 Orwigsburg, PA 17961	Testing
Thomas Toner	386 Lynetree Drive West Chester, PA 19380	Testing
Keith Weigman	PO Box 165 Orefield, PA 18069	Testing
Kathleen Williamson TRC Environmental Corp.	21 Griffin Road North Windsor, CT 06095	Laboratory Analysis
Terry Wilver Pro-Tech Home & Business	1015 Green Street Milton, PA 17847	Mitigation
William Wright, IV TRUPRO Remediation Serv.	768 State Route 307, Ste. 101 Springbrook, PA 18444	Mitigation

[Pa.B. Doc. No. 13-275. Filed for public inspection February 15, 2013, 9:00 a.m.]

Bid Opportunity

OSM 18(6672)101.1, Abandoned Mine Reclamation Project, Huling Branch (Wishbone Playground), Leidy and Noyes Townships, Clinton County. The principal items of work and approximate quantities include mobilization and demobilization; implementation of the Erosion and Sediment Control Plan; storage and redistribution of clearing and grubbing material; grading 794,186 cubic yards; coal removal 101,704 tons; subsurface drain 2,935 linear feet; rock underdrains 8,720 linear feet; coal removal 34,904 tons; coal refuse removal 17,533 tons; AASHTO No. 1 aggregate for construction of limestone beds 31,348 tons; alkaline addition (limestone screenings) 369,900 tons; and seeding 101.5 acres. There will be a nonmandatory prebid meeting on February 27, 2013, at 10 a.m., at the Cambria District Office. This bid issues on February 15, 2013, and bids will be opened on March 21, 2013, at 2 p.m. Bid documents cost \$15 per set and will not be mailed until payment has been received. This project is financed by the Federal government under the authority given it by the Surface Mining Control and Reclamation Act of 1977 (act) (30 U.S.C.A. §§ 1201—1308) and is subject to the act and to the Federal grant for this project. Contact the Construction Contracts Section at (717) 787-7820 or joelmiller@state.pa.us for more information on this bid.

MICHAEL L. KRANCER,
Secretary

[Pa.B. Doc. No. 13-276. Filed for public inspection February 15, 2013, 9:00 a.m.]

Nutrient Credit Trading Program; Notice of Certification Request

The Department of Environmental Protection (Department) provides notice of the following certification request that has been submitted under the Nutrient Credit Trading Program (Trading Program). See 25 Pa. Code § 96.8 (relating to use of offsets and tradable credits from pollution reduction activities in the Chesapeake Bay Watershed), published at 40 Pa.B. 5790 (October 9, 2010).

The information described in this notice relates to a submitted certification request received in January of 2013.

Certification Request

The following request is being reviewed by the Department.

Applicant

Jimmie Joe Carl, PE on behalf of Borough of Mansfield Wastewater Treatment Plant (Tioga County) (NPDES Permit No. PA-0021814)

Pollutant Reduction Activity Description

This certification request is for nutrient reduction credits to be generated from the pollutant reduction activity of Mansfield's installed wastewater treatment process

Written Comments

Interested persons may submit written comments on this proposed pollutant reduction activity by March 18,

2013. The Department will accept comments submitted by e-mail, but comments submitted by facsimile will not be accepted. A return name and address must be included in each e-mail transmission. Written comments should be submitted to Jay Braund, Bureau of Point and Non-Point Source Management, Department of Environmental Protection, P. O. Box 8774, Harrisburg, PA 17105-8774, (717) 772-5636, jbraund@pa.gov.

For further information about this certification request or the Trading Program contact Jay Braund, at the previously listed address or phone number, or visit the Department's web site at www.dep.state.pa.us (DEP Keywords: "Nutrient Trading").

MICHAEL L. KRANCER,
Secretary

[Pa.B. Doc. No. 13-277. Filed for public inspection February 15, 2013, 9:00 a.m.]

Proposed Modification to Chapter 105 Water Obstruction and Encroachment General Permits and 401 Water Quality Certification for Consistency with Revised Chapter 105 Regulations

The Department of Environmental Protection (Department), under the authority of section 7 of the Dam Safety and Encroachments Act (32 P. S. § 693.7) and 25 Pa. Code Chapter 105, Subchapter L (relating to general permits), proposes to modify all Chapter 105 Water Obstruction and Encroachment General Permits (GP), including:

- GP-1 Fish Habitat Enhancement Structures (3150-PM-BWEW0501)
- GP-2 Small Docks and Boat Launching Ramps (3150-PM-BWEW0502)
- GP-3 Bank Rehabilitation, Bank Protection and Gravel Bar Removal (3150-PM-BWEW0503)
- GP-4 Intake and Outfall Structures (3105-PM-BWEW0504)
- GP-5 Utility Line Stream Crossings (3150-PM-BWEW0505)
- GP-6 Agricultural Crossings and Ramps (3150-PM-BWEW0506)
- GP-7 Minor Road Crossings (3150-PM-BWEW0507)
- GP-8 Temporary Road Crossings (3150-PM-BWEW0508)
- GP-9 Agricultural Activities (3150-PM-BWEW0509)
- GP-10 Abandoned Mine Reclamation (3150-PM-BWEW0510)
- GP-11 Maintenance, Testing, Repair, Rehabilitation or Replacement of Water Obstructions and Encroachments (3150-PM-BWEW0511)
- GP-15 Private Residential Construction in Wetlands (3150-PM-BWEW0515)

The proposed modifications are minor and are meant to provide consistency with recently revised regulations and fees in Chapter 105 (relating to dam safety and water management). Currently the GPs contain language indicating that no fee is required. The minor proposed modifications are limited to the fee requirement section of each GP and replaces reference to "no fee" with a

reference to the fee section in 25 Pa. Code Chapter 105. The existing and proposed language for each permit is included as follows.

GP-1, GP-2, and GP-3:

Existing:

Part One

A. General Description and Fees—The Department of Environmental Protection hereby authorizes, by General Permit, subject to the terms and criteria set forth, the installation, operation and maintenance of . . . regulated waters of this Commonwealth. **There is no registration fee required for a project authorized under this General Permit.**

Proposed:

Part One

A. General Description and Fees—The Department of Environmental Protection hereby authorizes, by General Permit, subject to the terms and criteria set forth, the installation, operation and maintenance of . . . regulated waters of this Commonwealth. **The fee required for a project authorized under this General Permit shall be consistent with 25 PA Code § 105.13 (relating to regulated activities—information and fees).**

GP-4, GP-5, GP-6, GP-7, GP-8, GP-9, and GP-10:

Existing:

Fees—There is no fee required for a project authorized under this General Permit.

Proposed:

Fees—The fee required for a project authorized under this General Permit shall be consistent with 25 PA Code § 105.13 (relating to regulated activities—information and fees).

GP-11:

Existing:

1. *General Description and Fees*—In accordance with the following registration requirements and the standard general permit conditions, the Department of Environmental Protection hereby authorizes by General Permit . . . within the terms and conditions of this General Permit . . . There is no registration fee required for a project authorized under this General Permit.

Proposed:

1. *General Description and Fees*—In accordance with the following registration requirements and the standard general permit conditions, the Department of Environmental Protection hereby authorizes by General Permit . . . within the terms and conditions of this General Permit . . . The registration fee required for a project authorized under this General Permit shall be consistent with 25 PA Code § 105.13 (relating to regulated activities—information and fees).

GP-15:

Existing:

A. General Description—The Department of Environmental Protection hereby authorizes, by general permit . . . The monetary contribution associated with this General Permit is for participation in the Pennsylvania Wetland Replacement Project.

Proposed:

A. General Description—The Department of Environmental Protection hereby authorizes, by general per-

mit . . . The registration fee required for a project authorized under this General Permit shall be consistent with 25 PA Code § 105.13 (relating to regulated activities-information and fees). The monetary contribution associated with this General Permit is for participation in the Pennsylvania Wetland Replacement Project.

401 Water Quality Certification

The projects covered by the proposed modified GPs may also require a Federal license or permit. Section 401(a) of the Federal Clean Water Act (33 U.S.C.A. § 1341(a)) requires that any applicant for a Federal license or permit to conduct any activity which may result in any discharge into the waters of the United States provide the Federal licensing or result in any discharge into the waters of the United States provide the Federal licensing or permitting agency a certificate from the state in which the discharge will originate that the discharge will comply with applicable provisions of The Clean Water Act as well as applicable state law related to water quality protection.

The Department, by this notice, proposes to certify that the activities authorized by these GPs comply with the applicable provisions of sections 301—303, 306 and 307 of the Federal Clean Water Act (33 U.S.C.A. §§ 1311—1313, 1316 and 1317). The Department further proposes to certify that these activities comply with applicable State laws related to water quality protection and standards provided that the construction, operation and maintenance complies with the criteria and conditions of the permit.

This certification is further subject to the following conditions:

1. Prior to beginning any activity covered by the GP, the applicant must obtain all other necessary permits or approvals from the Department, including, but not limited to, those required under The Clean Streams Law (35 P. S. §§ 691.1—691.1001), the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and the regulations promulgated thereunder including 25 Pa. Code Chapters 91, 92a, 93, 95, 102 and 105.

2. Fill material cannot contain wastes as defined in the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

The Department requests written comments on the proposed modifications to these GPs by April 18, 2013. Comments received by facsimile will not be accepted. Interested persons may submit written comments, suggestions or objections to the Department of Environmental Protection, Bureau of Waterways Engineering and Wetlands, Division of Wetlands, Encroachments and Training, P. O. Box 8460, Harrisburg, PA 17105-8460, RA-EP105FeesComment@pa.gov. Questions can be addressed by calling (717) 787-3411 or e-mailing kmurin@pa.gov.

(Editor's Note: For a final-form rulemaking relating to this notice see 43 Pa.B. 967 (February 16, 2013).)

MICHAEL L. KRANCER,
Secretary

[Pa.B. Doc. No. 13-278. Filed for public inspection February 15, 2013, 9:00 a.m.]

Storage Tank Advisory Committee Meeting Cancellation

The March 5, 2013, meeting of the Storage Tank Advisory Committee (Committee) is cancelled. The next meeting is scheduled for June 11, 2013, at 10 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17105.

Questions concerning the next scheduled meeting of the Committee can be directed to Charles M. Swokel at (717) 772-5806 or cswokel@pa.gov. The agenda and meeting materials for the June 11, 2013, meeting will be available through the Public Participation Center on the Department of Environmental Protection's (Department) web site at <http://www.dep.state.pa.us> (DEP Keywords: "Public Participation, Participate").

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact the Department at (717) 772-5551 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

MICHAEL L. KRANCER,
Secretary

[Pa.B. Doc. No. 13-279. Filed for public inspection February 15, 2013, 9:00 a.m.]

DEPARTMENT OF GENERAL SERVICES

Lease Office Space to the Commonwealth Lehigh County

Proposers are invited to provide the Department of General Services with 3,000 usable square feet of office space for the Pennsylvania State Police in Lehigh County. For more information on SFP No. 94471, which is due on Friday, March 22, 2013, visit www.dgs.state.pa.us or contact David Weyandt at (717) 525-5255 or daweyandt@pa.gov.

SHERI PHILLIPS,
Secretary

[Pa.B. Doc. No. 13-280. Filed for public inspection February 15, 2013, 9:00 a.m.]

Lease Office Space to the Commonwealth Lehigh County

Proposers are invited to provide the Department of General Services with 10,835 usable square feet of office space for the Pennsylvania Office of Attorney General in Lehigh County. For more information on SFP No. 94469, which is due on Friday, March 22, 2013, visit www.dgs.state.pa.us or contact David Weyandt at (717) 525-5255 or daweyandt@pa.gov.

SHERI PHILLIPS,
Secretary

[Pa.B. Doc. No. 13-281. Filed for public inspection February 15, 2013, 9:00 a.m.]

Lease Office Space to the Commonwealth Montgomery County

Proposers are invited to provide the Department of General Services with 5,723 usable square feet of office space for the Department of Labor and Industry in Montgomery County. For more information on SFP No. 94472, which is due on Friday, March 22, 2013, visit www.dgs.state.pa.us or contact David Weyandt at (717) 525-5255 or daweyandt@pa.gov.

SHERI PHILLIPS,
Secretary

[Pa.B. Doc. No. 13-282. Filed for public inspection February 15, 2013, 9:00 a.m.]

DEPARTMENT OF HEALTH

Application of Cancer Treatment Centers of America, Eastern Regional Medical Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Cancer Treatment Centers of America, Eastern Regional Medical Center has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: 2.1-2.2.5 (relating to hand washing station).

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,
Acting Secretary

[Pa.B. Doc. No. 13-283. Filed for public inspection February 15, 2013, 9:00 a.m.]

Application of The Children's Home of Pittsburgh for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that The Children's Home of Pittsburgh has requested an exception to the requirements of 28 Pa. Code § 111.3(b) (relating to dietitian).

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 Division at the previously listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

MICHAEL WOLF,
Acting Secretary

[Pa.B. Doc. No. 13-284. Filed for public inspection February 15, 2013, 9:00 a.m.]

Application of Dubois Regional Medical Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that DuBois Regional Medical Center has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: 3.1-7.2.2.1 and 3.1-7.2.2.3 (relating to corridor width; and doors and door hardware).

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,
Acting Secretary

[Pa.B. Doc. No. 13-285. Filed for public inspection February 15, 2013, 9:00 a.m.]

Application of Highlands Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Highlands Hospital has requested an exception to the requirements of 28 Pa. Code § 107.62 (relating to oral orders).

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 Division at the previously listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

MICHAEL WOLF,
Acting Secretary

[Pa.B. Doc. No. 13-286. Filed for public inspection February 15, 2013, 9:00 a.m.]

Application of Lehigh Valley Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Lehigh Valley Hospital has requested an exception to the requirements of 28 Pa. Code § 119.11 (relating to principle).

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 and 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 Division at the previously listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

MICHAEL WOLF,
Acting Secretary

[Pa.B. Doc. No. 13-287. Filed for public inspection February 15, 2013, 9:00 a.m.]

Application of Lehigh Valley Hospital, Chew Street Facility for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Lehigh Valley Hospital, Chew Street Facility has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: 3.1-3.2.2.2(2) (relating to clearances).

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,
Acting Secretary

[Pa.B. Doc. No. 13-288. Filed for public inspection February 15, 2013, 9:00 a.m.]

Application of Lower Bucks Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Lower Bucks Hospital has requested an exception to the requirements of 28 Pa. Code § 123.25(2) (relating to regulations for control of anesthetic explosion hazards).

The 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.

The facility is requesting a waiver of the comment period, as set forth in 28 Pa. Code § 51.33(c).

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 Division at the previously listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

MICHAEL WOLF,
Acting Secretary

[Pa.B. Doc. No. 13-289. Filed for public inspection February 15, 2013, 9:00 a.m.]

Application of Magee Womens Hospital of UPMC for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Magee Womens Hospital of UPMC has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: 2.2-2.12.6.5 (relating to environmental services room).

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,
Acting Secretary

[Pa.B. Doc. No. 13-290. Filed for public inspection February 15, 2013, 9:00 a.m.]

Application of Metro Vascular Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Metro Vascular Center has requested an exception to the requirements of 28 Pa. Code § 551.21(d)(3) (relating to criteria for ambulatory surgery).

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 Division at the previously listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

MICHAEL WOLF,
Acting Secretary

[Pa.B. Doc. No. 13-291. Filed for public inspection February 15, 2013, 9:00 a.m.]

Application of Schuylkill Medical Center, East Norwegian Street for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Schuylkill Medical Center, East Norwegian Street has requested an exception to the requirements of 28 Pa. Code § 107.32 (relating to meetings and attendance).

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 Division at the previously

listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

MICHAEL WOLF,
Acting Secretary

[Pa.B. Doc. No. 13-292. Filed for public inspection February 15, 2013, 9:00 a.m.]

Application of Schuylkill Medical Center, South Jackson Street for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Schuylkill Medical Center, South Jackson Street has requested an exception to the requirements of 28 Pa. Code § 107.32 (relating to meetings and attendance).

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 Division at the previously listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

MICHAEL WOLF,
Acting Secretary

[Pa.B. Doc. No. 13-293. Filed for public inspection February 15, 2013, 9:00 a.m.]

Application of St. Christopher's Hospital for Children for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that St. Christopher's Hospital for Children has requested an exception to the requirements of 28 Pa. Code § 139.33(d) (relating to formula preparation).

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 Division at the previously listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

MICHAEL WOLF,
Acting Secretary

[Pa.B. Doc. No. 13-294. Filed for public inspection February 15, 2013, 9:00 a.m.]

Application of St. Mary Medical Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that St. Mary Medical Center has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: Table 2.1-6, 2.2-2.10.6.12 and 2.2-2.10.8.2 (relating to station outlets; environmental service room; and parent/infant room).

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,
Acting Secretary

[Pa.B. Doc. No. 13-295. Filed for public inspection February 15, 2013, 9:00 a.m.]

Application of UPMC East for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that UPMC East 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 Division at the previously listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

MICHAEL WOLF,
Acting Secretary

[Pa.B. Doc. No. 13-296. Filed for public inspection February 15, 2013, 9:00 a.m.]

Application of UPMC Presbyterian Shadyside for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that UPMC Presbyterian Shadyside has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: 2.1-2.6.10(1) and (2) (relating to flushing rim clinical service sinks and work counter).

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,
Acting Secretary

[Pa.B. Doc. No. 13-297. Filed for public inspection February 15, 2013, 9:00 a.m.]

Application of The Washington Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that The Washington Hospital has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: 2.2-2.16.2.1 (relating to bed capacity).

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,
Acting Secretary

[Pa.B. Doc. No. 13-298. Filed for public inspection February 15, 2013, 9:00 a.m.]

Organ Donation Advisory Committee Meeting

The Organ Donation Advisory Committee, established under 20 Pa.C.S. § 8622 (relating to The Governor Robert P. Casey Memorial Organ and Tissue Donation Awareness Trust Fund), will hold a public meeting on March 7, 2013, from 10 a.m. to 3 p.m. The meeting will be held at the Giant Community Center, 2nd Floor, Giant Food Store, 3301 Trindle Road, Camp Hill, PA 17011.

For additional information, or for persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so, contact Cyndi Malinen, Public Health Program Administrator, Division of Nutrition and Physical Activity, Bureau of Health Promotion and Risk Reduction, Room 1000, Health and Welfare Building, Harrisburg, PA, (717) 787-5876, or for speech and/or hearing impaired persons V/TT (717) 783-6514, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

This meeting is subject to cancellation without notice.

MICHAEL WOLF,
Acting Secretary

[Pa.B. Doc. No. 13-299. Filed for public inspection February 15, 2013, 9:00 a.m.]

Pennsylvania Cancer Control, Prevention and Research Advisory Board Meeting

The Pennsylvania Cancer Control, Prevention and Research Advisory Board, established under section 3 of the Pennsylvania Cancer Control, Prevention and Research Act (35 P.S. § 5633), will hold a meeting on Wednesday, March 20, 2013, from 9 a.m. to 2 p.m., at the Giant Super Food Store Community Center, Second Floor, 2300 Linglestown Road, Harrisburg, PA 17110.

For additional information contact Sharon H. Sowers, Section Chief, Department of Health, Comprehensive Cancer Control Section, Room 1011, Health and Welfare Building, 625 Forster Street, Harrisburg, PA at (717) 783-1457.

Persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so should contact Sharon Sowers at the number listed previously, or for speech and/or hearing impaired persons V/TT (717) 783-6514, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

This meeting is subject to cancellation without notice.

MICHAEL WOLF,
Acting Secretary

[Pa.B. Doc. No. 13-300. Filed for public inspection February 15, 2013, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Twisted Instant Lottery Game

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Twisted.

2. *Price:* The price of a Pennsylvania Twisted instant lottery game ticket is \$3.

3. *Play Symbols:* Each Pennsylvania Twisted instant lottery game ticket will contain a "YOUR NUMBERS" area and a "YOUR PATHS" area, containing four "PATHs." There are 80 play symbols, four of which will be located in each color "PATH." The "YOUR NUMBERS" area will consist of 21 play symbols. The play symbols that may be located in the "YOUR PATHS" area and the "YOUR NUMBERS" area are the numbers 1 through 80.

4. *Prize Symbols:* The prize symbols and their captions located in the "Prize" area of each color "PATH" are: \$1⁰⁰ (ONE DOL), \$3⁰⁰ (THR DOL), \$6⁰⁰ (SIX DOL), \$10⁰⁰ (TEN DOL), \$15⁰⁰ (FIFTN), \$20⁰⁰ (TWENTY), \$30⁰⁰ (THIRTY), \$40⁰⁰ (FORTY), \$50⁰⁰ (FIFTY), \$90⁰⁰ (NINTY), \$100 (ONE HUN), \$300 (THR HUN), \$1,000 (ONE THO), \$3,000 (THR THO) and \$30,000 (TRY THO).

5. *Prizes:* The prizes that can be won in this game are: \$1, \$3, \$6, \$10, \$15, \$20, \$30, \$40, \$50, \$90, \$100, \$300, \$1,000, \$3,000 and \$30,000. A player can win up to 5 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 9,600,000 tickets will be printed for the Pennsylvania Twisted instant lottery game.

7. Determination of Prize Winners:

(a) Holders of tickets upon which the "YOUR NUMBERS" play symbols match four of the "YOUR PATH" play symbols, in the same color "PATH," and a prize symbol of \$30,000 (TRY THO) appears in the "Prize" area at the end of the same color "PATH," on a single ticket, shall be entitled to a prize of \$30,000.

(b) Holders of tickets upon which the "YOUR NUMBERS" play symbols match four of the "YOUR PATH" play symbols, in the same color "PATH," and a prize symbol of \$3,000 (THR THO) appears in the "Prize" area at the end of the same color "PATH," on a single ticket, shall be entitled to a prize of \$3,000.

(c) Holders of tickets upon which the "YOUR NUMBERS" play symbols match four of the "YOUR PATH" play symbols, in the same color "PATH," and a prize symbol of \$1,000 (ONE THO) appears in the "Prize" area at the end of the same color "PATH," on a single ticket, shall be entitled to a prize of \$1,000.

(d) Holders of tickets upon which the "YOUR NUMBERS" play symbols match four of the "YOUR PATH" play symbols, in the same color "PATH," and a prize symbol of \$300 (THR HUN) appears in the "Prize" area at the end of the same color "PATH," on a single ticket, shall be entitled to a prize of \$300.

(e) Holders of tickets upon which the "YOUR NUMBERS" play symbols match four of the "YOUR PATH" play symbols, in the same color "PATH," and a prize symbol of \$100 (ONE HUN) appears in the "Prize" area at the end of the same color "PATH," on a single ticket, shall be entitled to a prize of \$100.

(f) Holders of tickets upon which the "YOUR NUMBERS" play symbols match four of the "YOUR PATH" play symbols, in the same color "PATH," and a prize symbol of \$90⁰⁰ (NINTY) appears in the "Prize" area at the end of the same color "PATH," on a single ticket, shall be entitled to a prize of \$90.

(g) Holders of tickets upon which the "YOUR NUMBERS" play symbols match four of the "YOUR PATH" play symbols, in the same color "PATH," and a prize symbol of \$50⁰⁰ (FIFTY) appears in the "Prize" area at the end of the same color "PATH," on a single ticket, shall be entitled to a prize of \$50.

(h) Holders of tickets upon which the "YOUR NUMBERS" play symbols match four of the "YOUR PATH" play symbols, in the same color "PATH," and a prize symbol of \$40⁰⁰ (FORTY) appears in the "Prize" area at the end of the same color "PATH," on a single ticket, shall be entitled to a prize of \$40.

(i) Holders of tickets upon which the "YOUR NUMBERS" play symbols match four of the "YOUR PATH" play symbols, in the same color "PATH," and a prize symbol of \$30⁰⁰ (THIRTY) appears in the "Prize" area at the end of the same color "PATH," on a single ticket, shall be entitled to a prize of \$30.

(j) Holders of tickets upon which the "YOUR NUMBERS" play symbols match four of the "YOUR PATH" play symbols, in the same color "PATH," and a prize symbol of \$20⁰⁰ (TWENTY) appears in the "Prize" area at the end of the same color "PATH," on a single ticket, shall be entitled to a prize of \$20.

(k) Holders of tickets upon which the "YOUR NUMBERS" play symbols match four of the "YOUR PATH" play symbols, in the same color "PATH," and a prize symbol of \$15.⁰⁰ (FIFTEEN) appears in the "Prize" area at the end of the same color "PATH," on a single ticket, shall be entitled to a prize of \$15.

(l) Holders of tickets upon which the "YOUR NUMBERS" play symbols match four of the "YOUR PATH" play symbols, in the same color "PATH," and a prize symbol of \$10.⁰⁰ (TEN DOLLARS) appears in the "Prize" area at the end of the same color "PATH," on a single ticket, shall be entitled to a prize of \$10.

(m) Holders of tickets upon which the "YOUR NUMBERS" play symbols match four of the "YOUR PATH" play symbols, in the same color "PATH," and a prize symbol of \$6.⁰⁰ (SIX DOLLARS) appears in the "Prize" area at the end of the same color "PATH," on a single ticket, shall be entitled to a prize of \$6.

(n) Holders of tickets upon which the "YOUR NUMBERS" play symbols match four of the "YOUR PATH" play symbols, in the same color "PATH," and a prize symbol of \$3.⁰⁰ (THREE DOLLARS) appears in the "Prize" area at the end of the same color "PATH," on a single ticket, shall be entitled to a prize of \$3.

(o) Holders of tickets upon which the "YOUR NUMBERS" play symbols match four of the "YOUR PATH" play symbols, in the same color "PATH," and a prize symbol of \$1.⁰⁰ (ONE DOLLAR) appears in the "Prize" area at the end of the same color "PATH," on a single ticket, shall be entitled to a prize of \$1.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

Scratch The Your Numbers Area, Then Scratch The Corresponding Numbers Found In The Your Paths Area, When You Match The Four Numbers Along The Same Colored Path, Win Prize Shown For That Path Color. Win With:

<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 9,600,000 Tickets:</i>
\$3	7.69	1,248,000
\$3 x 2	25	384,000
(\$1 x 3) + \$3	50	192,000
\$6	50	192,000
(\$3 x 3) + \$1	50	192,000
\$10	100	96,000
(\$6 x 2) + \$3	200	48,000
\$15	200	48,000
\$10 x 2	333.33	28,800
\$20	500	19,200
\$10 x 3	960	10,000
\$15 x 2	1,200	8,000
\$20 + \$10	1,600	6,000
\$30	1,200	8,000
\$10 x 4	2,000	4,800
\$20 x 2	1,500	6,400
(\$15 x 2) + \$10	2,400	4,000
\$30 + \$10	2,400	4,000
\$40	2,000	4,800
\$10 x 5	4,000	2,400
(\$15 x 2) + (\$10 x 2)	3,000	3,200
\$30 + \$20	4,000	2,400
\$40 + \$10	4,000	2,400
\$50	4,000	2,400
\$30 x 3	2,400	4,000
\$50 + \$40	3,429	2,800
\$90	3,429	2,800
\$20 x 5	20,000	480
\$50 x 2	20,000	480
(\$30 x 3) + \$10	20,000	480
(\$40 x 2) + \$20	20,000	480
\$100	20,000	480
\$100 x 3	24,000	400
\$300	24,000	400
\$1,000	30,000	320
\$3,000	60,000	160
\$30,000	640,000	15

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Twisted instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentive).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Twisted, prize money from winning Pennsylvania Twisted instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Twisted instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

11. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P. S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania Twisted or through normal communications methods.

DANIEL MEUSER,
Secretary

[Pa.B. Doc. No. 13-301. Filed for public inspection February 15, 2013, 9:00 a.m.]

FISH AND BOAT COMMISSION

Classification of Wild Trout Streams; Proposed Additions to List; April 2013

Under 58 Pa. Code § 57.11 (relating to listing of wild trout streams), it is the policy of the Fish and Boat Commission (Commission) to accurately identify and classify stream sections supporting naturally reproducing populations of trout as wild trout streams. The Commission’s Fisheries Management Division maintains the list of wild trout streams. The Executive Director, with the approval of the Commission, will from time to time publish the list of wild trout streams in the *Pennsylvania Bulletin*. The listing of a stream section as a wild trout stream is a biological designation that does not determine how it is managed. The Commission relies upon many factors in determining the appropriate management of streams.

At the next Commission meeting on April 15 and 16, 2013, the Commission will consider changes to its list of wild trout streams. Specifically, the Commission will consider the addition of the following streams or portions of streams to the list:

<i>County</i>	<i>Stream Name</i>	<i>Tributary To</i>	<i>Section Limits</i>
Bedford	Big Break Hollow	Wallacks Branch	Headwaters to mouth
Bedford	Ciana Run	Rhodes Run	Headwaters to mouth
Bedford	Deep Hollow Run	Pavia Run	Headwaters to mouth
Bedford	Pavia Run	Bobs Creek	Headwaters to the confluence with Deep Hollow Run
Bedford	Sugar Camp Run	Raystown Branch Juniata River	Headwaters to mouth
Blair	Diamond Run	Bobs Creek	Headwaters to mouth
Bucks	Cuttalossa Creek	Delaware River	Headwaters to mouth
Carbon	Fireline Creek	Lehigh River	Headwaters to mouth
Clearfield	Beaver Run	East Branch Mahoning Creek	Headwaters to mouth
Clearfield	Comfort Run	North Branch Witmer Run	Headwaters to mouth
Clearfield	Holes Run	North Branch Witmer Run	Headwaters to mouth
Clearfield	Hunter Run	North Branch Witmer Run	Headwaters to mouth
Clearfield	Raccoon Run	North Branch Witmer Run	Headwaters to mouth
Clearfield	Strong Run	North Branch Witmer Run	Headwaters to mouth
Elk	County Line Run	East Branch Clarion River	Headwaters to mouth
Elk	Fivemile Run	East Branch Clarion River	Headwaters to mouth
Forest	Bates Run	Allegheny River	Headwaters to mouth
Forest	Indian Camp Run	Allegheny River	Headwaters to mouth
Forest	Jones Run	Allegheny River	Headwaters to mouth
Huntingdon	McLain Run	Little Juniata River	Headwaters to mouth

<i>County</i>	<i>Stream Name</i>	<i>Tributary To</i>	<i>Section Limits</i>
Luzerne	UNT to Abrahams Creek (West Wyoming)	Abrahams Creek	Headwaters to Shoemaker Avenue
Lycoming	Dry Run	Plunketts Creek	Headwaters to mouth
McKean	Buck Run	East Branch Clarion River	Headwaters to mouth
McKean	Doe Run	County Line Run	Headwaters to mouth
McKean	Gum Boot Run	East Branch Clarion River	Headwaters to mouth
McKean	Smith Run	East Branch Clarion River	Headwaters to mouth
Schuylkill	Brushy Run	Little Schuylkill River	Headwaters to mouth
Schuylkill	Panther Creek	West Branch Schuylkill River	Headwaters to mouth
Somerset	Dalton Run	Bens Creek	Headwaters to mouth
Sullivan	Lick Creek (Cherry Mills)	Little Loyalsock Creek	Headwaters to mouth
Sullivan	Mill Creek (Millview)	Little Loyalsock Creek	Headwaters to mouth
Sullivan	Rock Run	Little Loyalsock Creek	Headwaters to mouth
Sullivan	Trout Run	Little Loyalsock Creek	Headwaters to mouth
Sullivan	Yellow Run	Little Loyalsock Creek	Headwaters to mouth
Warren	Bully Hollow	Allegheny River	Headwaters to mouth
Warren	Dennis Run	Gordon Run	Headwaters to mouth
Warren	Lenhart Run	Allegheny River	Headwaters to mouth
Warren	Little Run	Allegheny River	Headwaters to mouth
Warren	Pennsylvania Hollow	Allegheny River	Headwaters to mouth
Warren	Snow Run	Allegheny River	Headwaters to mouth
Warren	UNT to Allegheny River (RM 178.64)	Allegheny River	Headwaters to mouth
Wayne	Brace Brook	Lackawanna River	Headwaters downstream to the inflow of Brace Brook Reservoir

Persons with comments, objections or suggestions concerning the classification of the streams listed may submit them in writing to Executive Director, Fish and Boat Commission, P. O. Box 67000, Harrisburg, PA 17106-7000, within 30 days after publication of this notice in the *Pennsylvania Bulletin*. Comments submitted by facsimile will not be accepted.

Comments also may be submitted electronically by completing the form at www.fishandboat.com/regcomments. If an acknowledgment of electronic comments is not received by the sender within 2 working days, the comments should be retransmitted to ensure receipt. Electronic comments submitted in any other manner will not be accepted.

JOHN A. ARWAY,
Executive Director

[Pa.B. Doc. No. 13-302. Filed for public inspection February 15, 2013, 9:00 a.m.]

Proposed Changes to List of Class A Wild Trout Waters

The Fish and Boat Commission (Commission) is considering changes to its list of Class A Wild Trout Streams. Under 58 Pa. Code § 57.8a (relating to Class A wild trout streams), it is the Commission's policy to manage self-sustaining Class A wild trout populations as a renewable natural resource to conserve that resource and the angling it provides. Class A wild trout populations represent the best of this Commonwealth's naturally reproducing trout fisheries. The Commission manages these stream sections solely for the perpetuation of the wild trout fishery with no stocking.

Criteria developed for Class A Wild Trout fisheries are species specific. Wild Trout Abundance Class Criteria include provisions for:

(i) *Wild Brook Trout Fisheries*

(A) Total brook trout biomass of at least 30 kg/ha (26.7 lbs/acre).

(B) Total biomass of brook trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lbs/acre).

(C) Brook trout biomass must comprise at least 75% of the total trout biomass.

(ii) *Wild Brown Trout Fisheries*

- (A) Total brown trout biomass of at least 40 kg/ha (35.6 lbs/acre).
- (B) Total biomass of brown trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lbs/acre).
- (C) Brown trout biomass must comprise at least 75% of the total trout biomass.

(iii) *Mixed Wild Brook and Brown Trout Fisheries*

- (A) Combined brook and brown trout biomass of at least 40 kg/ha (35.6 lbs/acre).
- (B) Total biomass of brook trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lbs/acre).
- (C) Total biomass of brown trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lbs/acre).
- (D) Brook trout biomass must comprise less than 75% of the total trout biomass.
- (E) Brown trout biomass must comprise less than 75% of the total trout biomass.

(iv) *Wild Rainbow Trout Fisheries*

Total biomass of rainbow trout less than 15 cm (5.9 inches) in total length of at least 2.0 kg/ha (1.78 lbs/acre).

For a water to be removed from the Class A Wild Trout Streams designation, total trout biomass must be documented below the set criteria for two consecutive stream examinations.

During recent surveys, Commission staff documented the following stream sections to have Class A wild trout populations. The Commission intends to consider adding these waters to its list of Class A Wild Trout Streams at its meeting on April 15 and 16, 2013.

<i>County</i>	<i>Stream</i>	<i>Section</i>	<i>Limits</i>	<i>Brook Trout (kg/ha)</i>	<i>Brown Trout (kg/ha)</i>	<i>Rainbow Trout (kg/ha)</i>	<i>Length (miles)</i>	<i>Survey Year</i>
Carbon	Beaver Run	01	Headwaters downstream to remnant dam located 0.22 km downstream from the SR 3006 (Packerton Drive) Bridge	51.89	14.84	—	1.95	2012
Carbon	Beaver Run	02	Remnant dam located 0.22 km downstream from the SR 3006 (Packerton Drive) Bridge to mouth	8.04	143.96	—	1.38	2012
Carbon	Fireline Creek	01	Headwaters to mouth	3.84	49.22	—	4.38	2012
Carbon	Sawmill Run	01	Headwaters to mouth	0.27	107.76	—	4.35	2012
Centre	Logan Branch	01	Cullin's upper spring downstream to confluence with the unnamed tributary 135 m upstream of T-371 (Krauts Farm) Bridge	—	107.77	—	0.62	2012
Centre	Slab Cabin Run	01	Headwaters to mouth	—	132.74	0.48	11.20	2012

Persons with comments, objections or suggestions concerning the additions are invited to submit comments in writing to Executive Director, Fish and Boat Commission, P. O. Box 67000, Harrisburg, PA 17106-7000, within 30 days after publication of this notice in the *Pennsylvania Bulletin*. Comments also may be submitted electronically by completing the form at www.fishandboat.com/regcomments. If an acknowledgment of electronic comments is not received by the sender within 2 working days, the comments should be retransmitted to ensure receipt. Electronic comments submitted in any other manner will not be accepted.

JOHN A. ARWAY,
Executive Director

INSURANCE DEPARTMENT

Review Procedure Hearings under the Unfair Insurance Practices Act

The following insured has requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (act) (40 P.S. § 1171.8) in connection with the insured's company's termination of the insured's homeowners policy. The hearing will be held in accordance with the requirements of the act; 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearing will be held in the Insurance Department's regional office in Harrisburg, PA. Failure by an appellant to appear at a scheduled hearing may result in dismissal with prejudice.

The following hearing will be held in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102.

Appeal of Anthony Pasquini; file no. 13-183-133680; Erie Insurance Exchange; Doc. No. P13-01-015; March 14, 2013, 9:30 a.m.

Parties may appear with or without counsel and offer relevant testimony and/or other relevant evidence. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

Following the hearing and receipt of the stenographic transcript, the Insurance Commissioner (Commissioner) will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Donna R. Fleischauer, Human Resources Director at (717) 705-4194.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 13-304. Filed for public inspection February 15, 2013, 9:00 a.m.]

LEGISLATIVE REFERENCE BUREAU

Documents Filed But Not Published

The Legislative Reference Bureau (Bureau) accepted the following documents during the preceding calendar month for filing without publication under 1 Pa. Code § 3.13(b) (relating to contents of *Bulletin*). The Bureau will continue to publish on a monthly basis either a summary table identifying the documents accepted during the preceding calendar month under this subsection or a

statement that no documents have been received. For questions concerning or copies of documents filed, but not published, call (717) 783-1530.

Governor's Office

Management Directive No. 530.1—Agency Benefit Coordinators, Amended January 2, 2013.

Management Directive No. 530.31—Workplace Safety and Health Program, Amended January 2, 2013.

Administrative Circular 13-01—Distribution of the 2013-2014 Commonwealth Budget, Dated January 11, 2013.

Administrative Circular 13-02—2013-14 Budget Hearing Materials, Dated January 11, 2013.

MARY JANE PHELPS,
Director

Pennsylvania Code and Bulletin

[Pa.B. Doc. No. 13-305. Filed for public inspection February 15, 2013, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Act 129 Pennsylvania Demand Response Study Stakeholders' Rescheduled Meeting; Doc. No. M-2012-2289411

On January 14, 2013, the Pennsylvania Public Utility Commission (Commission) announced that it would be holding its second Demand Response Study Stakeholders' meeting on Tuesday, February 12, 2013, from 1 p.m. to 3 p.m. in Hearing Room 1, Commonwealth Keystone Building, 400 North Street, Harrisburg, PA 17120. The purpose of this meeting is to provide stakeholders with an update on the status of the study and the results obtained to date, as well as to outline tasks to be completed.

Due to scheduling conflicts, this meeting has been rescheduled for Thursday, February 21, 2013, from 1:30 p.m. to 3:30 p.m. in Hearing Room 3, Commonwealth Keystone Building, 400 North Street, Harrisburg, PA 17120. The Commission will post additional meeting materials on the Act 129 Information webpage on February 15, 2013.¹

The General Assembly charged the Commission with establishing an Energy Efficiency and Conservation (EE&C) program. Under the initial EE&C program, each electric distribution company (EDC) with at least 100,000 customers was to adopt a plan to reduce peak energy demand by 4.5% in the 100 hours of highest demand within its service territory by May 31, 2013. See 66 Pa.C.S. § 2806.1(d)(1) (relating to energy efficiency and conservation program). The Commission was also charged with the responsibility of comparing the total costs of these EE&C Plans to the total savings in energy, capacity and other Commission-determined costs to retail customers by November 30, 2013. If the Commission determines that the benefits of these plans exceed their costs, the Commission must set additional incremental requirements for reduction in peak demand for the 100 hours of greatest demand or an alternative reduction approved by the Commission. See 66 Pa.C.S. § 2806.1(d)(2).

¹ The Commission's Act 129 Information webpage can be found at http://www.puc.state.pa.us/filing_resources/issues_laws_regulations/act_129_information.aspx.

To assist the Commission in accomplishing this task, the Commission directed the Act 129 Statewide Evaluator (SWE) to conduct a Demand Response Study to fully assess the costs and benefits of the current peak demand reduction programs.² The study will also include an analysis and recommendations for future peak demand reduction performance hours and demand response protocols.³ It is anticipated that the SWE will submit its final report in April 2013.

Questions regarding this stakeholder meeting should be directed to Darren Gill at (717) 783-5244 or dgill@pa.gov.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 13-306. Filed for public inspection February 15, 2013, 9:00 a.m.]

Railroad Crossing With Hearing

A-2011-2273310. Robeson Township. Application of Robeson Township for approval of the alteration of the crossing by the installation of automatically operated flashing-light railroad crossing warning signals with short arm gates where Cedar Hill Road (T-354) crosses, at grade, (DOT No. 591 971 S) two tracks of Norfolk Southern Railway Company in Robeson Township, Berks County; and the allocation of costs incident thereto.

An initial hearing on this matter will be held on Tuesday, April 16, 2013, at 10 a.m. in Hearing Room 2, Commonwealth Keystone Building, 400 North Street, Harrisburg, PA 17120, when and where all persons may appear and be heard, if they so desire.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 13-307. Filed for public inspection February 15, 2013, 9:00 a.m.]

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by March 4, 2013. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

² See Energy Efficiency and Conservation, Secretarial Letter (March 4, 2011 Secretarial Letter) at Doc. No. M-2008-2069987.

³ This analysis will be conducted separately from the determination of EDC compliance with the summer of 2012 peak demand reduction mandates as prescribed at 66 Pa.C.S. § 2806.1(d)(1).

Pennsylvania Public Utility Commission, Bureau of Investigation and Enforcement v. Eagle Limousine & Motorcoach Inc; Doc. No. C-2013-2287507; A-00110753

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement Prosecutory Staff hereby represents as follows:

1. That Eagle Limousine & Motorcoach, Inc., Respondent, maintains a principal place of business at 10 Malin Road, Malvern, PA 19355-1734.

2. That respondent was issued a Certificate of Public Convenience by this Commission on August 12, 1993, at Docket No. A-00110753.

3. That respondent abandoned or discontinued service without having first filed an application with this Commission for abandonment or discontinuance of service. That Enforcement Officer Anthony Bianco, duly authorized officer of this Commission, attempted to contact Respondent regarding its 2012 annual inspection. The telephone number listed on a website as 610-647-1416, but when contact was attempted, the number was listed as disconnected. The website stated Respondent's address to be 20 South Valley Road, Paoli, PA, while the address on this Commission's record states the address to be 10 Malin Road, Malvern, PA. The officer traveled to both addresses with no location showing any indication of Eagle Limousine & Motorcoach, Inc., being there. The website for Respondent was shown as <http://www.eaglelimo.com/>. This website was blank.

4. That respondent, by failing to file an application with this Commission prior to abandoning or discontinuing service, violated 52 Pa. Code § 3.381(a)(1)(v) and 66 Pa.C.S. § 1102(a)(2).

Wherefore, the Bureau of Investigation and Enforcement's Prosecutory Staff hereby requests that the Commission revoke Respondent's Certificate of Public Convenience at A-00110753.

Respectfully submitted,

David Loucks, Chief
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, David Loucks, Chief of the Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information, and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 12/18/12

David Loucks, Chief
Bureau of Investigation and Enforcement

NOTICE

A. You must file an answer within twenty (20) days of the date of service of this complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this complaint and notice, 52 Pa. Code § 1.56(a). An answer is a written explanation of circumstances wished to be considered in determining the outcome. The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this complaint. Your answer must be verified and the original and three (3) copies sent to:

Rosemary Chiavetta, Secretary
 Pennsylvania Public Utility Commission
 P. O. Box 3265
 Harrisburg, PA 17105-3265

B. If you fail to answer this complaint within twenty (20) days, the Bureau of Investigation and Enforcement will request that the Commission issue a Secretarial Letter imposing a penalty, which will include the revocation of your Certificate of Public Convenience.

C. If you file an answer which either admits or fails to deny the allegations of the complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing a penalty, which may include the revocation of your Certificate of Public Convenience..

D. If you file an answer which contests the complaint, the matter will be assigned to an administrative law judge for hearing and decision.

E. If you have questions regarding this Complaint or if you would like an alternative format of this Complaint (for persons with disabilities), please contact the Compliance Office at (717) 787-1227.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 13-308. Filed for public inspection February 15, 2013, 9:00 a.m.]

Water Service

A-2013-2346371 and A-2013-2346451. Pennsylvania American Water Company and Lancon Water Company, Inc. Joint application of Pennsylvania American Water Company and Lancon Water Company, Inc. for approval of: 1) the transfer, by sale, of the water works property and rights of the Lancon Water Company in a portion of Lancaster Township, Butler County, to Pennsylvania American Water Company; 2) the right of Pennsylvania American Water Company to begin to supply water service to the public in portions of Lancaster Township, Butler County; and 3) the abandonment by Lancon Water Company of all water service to the public of its certificated service area in Lancaster Township, Butler 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 March 4, 2013. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on

the Pennsylvania Public Utility Commission's web site at www.puc.state.pa.us, and at the applicant's business address.

Applicant: Pennsylvania American Water Company, Lancon Water Company, Inc.

Through and By Counsel: Velma A. Redmond, Esquire, Susan Simms Marsh, Esquire, Seth A. Mendelsohn, Esquire, 800 West Hersheypark Drive, Hershey, PA 17033

Thomas T. Niesen, Esquire, Thomas, Long, Niesen & Kennard, P. O. Box 9500, Suite 500, 212 Locust Street, Harrisburg, PA 17108

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 13-309. Filed for public inspection February 15, 2013, 9:00 a.m.]

PHILADELPHIA PARKING AUTHORITY

Philadelphia Taxicab and Limousine Division Fiscal Year 2014 Budget and Fees

The Philadelphia Parking Authority (Authority), Taxicab and Limousine Division (TLD) has submitted the following Fiscal Year (FY) 2014 Budget and Fees for review and comment. Written comments are due by the close of business on Wednesday, February 20, 2013. Comments may be forwarded to Charles Milstein, Assistant to the Director at cmilstein@philapark.org or to James R. Ney, Director, Taxicab and Limousine Division, Philadelphia Parking Authority, 2415 South Swanson Street, Philadelphia, PA 19148, (215) 683-9417, fax (215) 683-9437 or jney@philapark.org. The budget and public comment invitation were forwarded by means of e-mail to all certificate holders and anyone with an e-mail address registered with the TLD and posted on the Authority's web site on February 7, 2013.

Additionally, a public Comment Hearing will be held at the offices of the TLD at the previously listed address on Wednesday, February 20, 2013, at 10:30 a.m.

VINCENT J. FENERTY, Jr.,
Executive Director

Philadelphia Parking Authority Taxicab & Limousine Division Fiscal Year Ending June 30, 2014 Budget Hospitality Initiative Report Fiscal Year 2014 Fee Schedule Section One Fiscal Year Ending June 30, 2014 Budget FY 2014 Budget Highlights

The proposed budget for the Philadelphia Parking Authority Taxicab and Limousine Division for the fiscal year ending June 30, 2014, is submitted directly under 53 Pa.C.S. Sect. 5707 and is presented in two parts.

The restrictions on the use of the "Medallion Fund" require that the two components of the Division—taxicab and limousine industries—maintain separate financial records therefore, the budgets are presented separately. In addition, to provide perspective, each budget presenta-

tion includes the actual revenue and expenditures for Fiscal Year 2012, the forecast amounts for Fiscal Year 2013, and the proposed budget for Fiscal Year 2014.

The highlights below show the combined budget amounts for both the taxicab and limousine components of the Division. The detailed line items for each part can be found on the following pages.

- Total revenue is projected to be \$5,934,620, the major components of which are:
 - o Vehicle Registration Fees—\$2,500,000
 - o Parking Ticket Surcharge—\$1,200,000
 - o Vehicle Inspection Fees—\$251,500
 - o Violation Fines & Penalties—\$247,000
 - o Driver Training & Certification Fees—\$450,000
 - o Medallion and Limousine Company Transfer Fees—\$1,036,000

- Total program costs are \$5,874,399, the major components of which are:

- o Personnel Costs—\$3,799,837
- o Auto Expense—\$95,140
- o Professional fees including IT, legal, accounting, consulting, etc.—\$375,000
- o Rent—\$255,617
- o PPA Support including all administrative functions such as purchasing, human resources, finance, etc.—\$756,720

- Excess of Revenues over Expenses—\$59,221—All operating profits are invested back into Taxicab and Limousine operations.

<i>Taxicab Branch</i>	<i>FY 2012 Actual</i>	<i>FY 2013 Forecast</i>	<i>FY 2014 Budget</i>
Revenue—Medallion Cabs Assessments	1,936,965	2,000,000	2,000,000
Revenue—Partial Rights Cabs Assessments	6,375	150,000	140,000
Revenue—State Inspections	232,290	250,000	250,000
Revenue—Driver Training	311,467	345,000	375,000
Revenue—Fees	54,400	65,004	26,000
Revenue—Violation Appeal	9,427	30,000	25,000
Revenue—Fines & Violations	188,041	180,000	200,000
Medallion Fund Transfer	609,970	14,829	
Administrative Surcharge	1,034,267	1,100,000	1,100,000
Medallion Transfers	485,053	675,000	1,000,000
Dispatch Fees		32,500	38,500
Interest Income	2,313	1,700	2,620
Miscellaneous Revenue	256,007	200,000	175,000
Total Gross Revenue	5,456,004	5,369,033	5,332,120
Collection Services		(1,000)	(1,000)
Net Revenue	5,456,004	5,368,033	5,331,120
Payroll Costs			
Payroll	1,775,141	1,832,704	1,888,841
Fringes	624,831	636,613	663,200
Pension	697,949	632,865	778,476
Post retirement benefits	84,997	90,506	119,022
Total Payroll Costs	3,182,918	3,192,688	3,449,539
Operating Expenses:			
Advertising	5,890	2,801	2,800
Auto Expense	71,406	74,834	79,335
Credit Card Fees	1,138	36,073	36,000
Equipment	14,525	22,871	23,000
Insurance	126,087	145,796	145,750
Printing	4,155	5,700	5,700
Depreciation	99,428	102,775	103,800
Misc. Expenses	19,096	1,200	1,200
Office Expense	45,994	75,280	75,280
Professional Fees	468,301	343,884	350,000

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<i>Taxicab Branch</i>	<i>FY 2012 Actual</i>	<i>FY 2013 Forecast</i>	<i>FY 2014 Budget</i>
Rent Expense	230,328	205,297	215,000
Real Estate Tax	63,979	13,117	13,117
Repairs & Maintenance	19,157	15,515	15,500
Telephone	3,590	6,575	6,575
Criminal Record Check	49,360	51,400	51,000
Uniforms	17,943	14,500	15,000
Utilities	51,710	54,884	50,000
Total Operating Expense	1,620,673	1,498,653	1,189,057
Total Expenses	4,803,591	4,691,341	4,638,596
Operating Profit	652,413	676,692	712,524
Other Income/Expenses			
Support	652,413	676,692	690,072
Net Gain (Loss) from Operations	0	0	2,452
<i>Limousine Operations</i>	<i>FY 2012 Actual</i>	<i>FY 2013 Forecast</i>	<i>FY 2014 Budget</i>
Revenue—Assessments	308,491	463,135	360,000
Revenue—State Inspections	150	9,730	1,500
Revenue—Driver Training	87,140	83,179	75,000
Revenue—Fees		12,019	3,000
Revenue—Violation Appeal	800	1,755	2,000
Revenue—Fines & Violations	14,115	20,943	20,000
Administrative Surcharge	119,114	107,643	100,000
Revenue—Limo Transfers	34,000	17,111	36,000
Miscellaneous Revenue	3,030	5,204	5,000
Total Gross Revenue	566,840	720,719	602,500
Net Revenue	566,840	720,719	602,500
Payroll Costs			
Payroll	197,238	202,509	211,939
Fringes	69,426	72,672	77,981
Pension	77,550	44,975	46,829
Post retirement benefits	9,444	12,758	13,549
Total Payroll Costs	353,658	332,914	350,298
Operating Expenses:			
Advertising	655	308	300
Auto Expense	7,538	15,417	15,805
Credit Card Fees	5	191	200
Criminal Record Check		830	830
Equipment	1,614	3,445	3,500
Insurance	10,589	16,510	16,500
Printing	462	2,608	2,600
Depreciation	10,034	11,802	14,200
Misc. Expenses	2,122	3,054	3,000
Office Expense	5,110	8,719	9,000
Professional Fees	30,309	24,743	25,000
Rent Expense	25,592	26,109	26,000

	<i>FY 2012 Actual</i>	<i>FY 2013 Forecast</i>	<i>FY 2014 Budget</i>
<i>Limousine Operations</i>			
Real Estate Tax	19,471	1,464	1,500
Repairs & Maintenance	2,129	1,817	2,000
Telephone	399	720	750
Uniforms	1,994	1,548	1,600
Utilities	5,746	6,046	6,000
Total Operating Expense	123,769	125,331	128,785
Total Expenses	477,427	458,245	479,083
Operating Profit	89,413	262,474	123,417
Other Income/Expenses			
Support	64,968	59,609	66,648
Net Gain (Loss) from Operations	24,445	202,865	56,769

**Taxicab & Limousine Division
FY 2014 Budgeted Staff Positions**

<i>Title</i>	<i>Budgeted Positions</i>
Director	1
Deputy Director	1
Assistant to the Director	1
Manager, Administration	1
Manager, Training	1
Deputy Manager, Vehicle Inspections	1
Supervisor, Administration	1
Supervisor, Enforcement	2
Inspectors	10
Training Coordinator	1
Wheelchair Accessible Vehicle Coordinator	1
Processing Coordinator	1
Analyst	2
Processing Specialist	5
Administrative Law Judge	1
Court Reporter	1
Executive Assistant	1
Secretary	4
Lead Auto Mechanic	1
Auto Mechanic Helper	3
Security Officer	1
Intern	1
Total	42

Nineteen positions are represented by AFSCME, District Council 47, and four positions are represented by AFSCME, District Council 33. Contracts for those represented positions have been extended since they expired in 2008. The budgeted amounts for personnel costs are based on the staffing levels above, and wage and benefit costs under the current Collective Bargaining Agreement. The conclusion of negotiations with AFSCME could impact these costs.

**Section Two
Hospitality Initiative Report
Hospitality Initiative**

Background

The Pennsylvania Public Utility Commission (“PUC”) accumulated millions of dollars through the sale of taxicab medallions in Philadelphia prior to 2005. The proceeds of those sales were deposited into the PUC’s “First Class City Taxicab Regulatory Fund” (the “PUC Fund”). Pursuant to Section 23(2) of Act 94 of 2004, the PUC Fund was to be delivered to the Authority upon completion of the overall transfer of regulatory power between the PUC and the Authority.

Section 23 made \$2M from the PUC Fund available to the Authority *prior* to the date the Authority began to regulate taxicabs in Philadelphia. The General Assembly clearly observed a pressing need for rapid improvement to the condition of taxicabs in Philadelphia and made these funds available to the Authority earlier than the balance of the PUC Fund. This early allocation of funding was intended to precipitate consideration of consumer friendly enhancements to taxicab service, prior to the date the Authority actually started to regulate taxicabs in Philadelphia.

This project is referred to as the Hospitality Initiative in Section 23, a term continued by the Authority to this date. The Authority, in consultation with stakeholders in Philadelphia, determined that the Hospitality Initiative should be an updated and uniform taxicab meter technology (the “Meter System”). The Meter System replaced the disparate and outdated meters previously used in Philadelphia and provided several modern consumer friendly conveniences. The Meter System provides GPS based navigation assistance for drivers, a panic button for driver safety, rear seat credit card payment options and advances data management and regulatory enforcement capabilities. In 2006, the Meter System was purchased and installed in every medallion taxicab with money from this initiative and has succeeded in purpose of being a significant enhancement to consumer friendly taxicab service.

Because the Authority did not use the \$2M identified in Section 23 before December 31, 2005, it was never independently transferred to the Authority and was never segregated into a separate account from the PUC’s Fund until all of the money in the PUC Fund passed to the

Authority's Taxicab Account, created pursuant to Act 94, 53 Pa.C.S. § 5708(a). Funds in the Authority's Taxicab Account may only be used in furtherance of taxicab concerns and as provided in the Act. Section 23 of the Act did not provide a spending cap on a Hospitality Initiative; it simply made a portion of the PUC Fund that was later transferred to the Authority available to the Authority early.

It is important to note that the Authority's Fiscal Year 2005 Budget and Fee Schedule were submitted in March 2005 to the General Assembly for review as provided in Act 94, 53 Pa.C.S. § 5707(a). The 2005 Budget included an update on the Authority's implementation of the Hospitality Initiative and provided that the response to the Authority's Request for Proposals placed the cost of the Meter System at between \$3M and \$4M. Therefore, the Authority's 2005 Budget requested that a total of \$3.5M be made available for the Meter System, which was anticipated to be encumbered within 9 months of the date the Authority assumed regulatory control in Philadelphia from the PUC, April 10, 2005. The 2005 Budget was deemed approved on or about April 14, 2005. The Authority's Fiscal Year 2007 Budget requested an additional \$560,000 to implement the Meter System.

The Meter System has been installed in all medallion taxicabs and in the facilities of each dispatcher for over 6 years. Given the cutting edge technological nature of the Meter System it experienced relatively few problems upon installation and has functioned properly for several years. Members of the traveling public have embraced the credit card payment options, automatic availability of receipts, and rear seat payment options. The Meter System is a powerful regulatory tool as well, permitting the Authority to track taxicab routes, which discourages rate gouging and enables the Authority to find items left behind in taxicabs by passengers. The Meter System also has an emergency distress button to assist drivers and has a function that requires each driver to swipe his or her Authority issued driver identification card to enable the system; this function deters the operation of taxicabs by uncertified persons.

Subsequent to the initiation of the Meter System in Philadelphia, several other major cities, including New York, Boston, Chicago and Las Vegas have implemented substantially similar systems.

Future of the Hospitality Initiative

The Authority anticipates that the Hospitality Initiative will end on or before June 1, 2013.

Challenges to the Authority's regulatory power in 2009 through this year delayed the Authority's plans to close out the Meter System contract. Because the Authority's new regulations were made effective through publication in the *Pennsylvania Bulletin* on December 3, 2011, we believe the regulatory stability necessary to close out this agreement now exists. 41 Pa.B. 6499. To that end, the Authority's Board has authorized an amendment to the Meter System contract that will require the Authority's contractor to install brand new systems in all medallion taxicabs by June 1, 2013 at no cost to taxicab owners.

The contractor has agreed to the terms of the amendment in consideration of the payment of the balance due on the original contract (\$850,000). The Authority will not require additional funds to implement this amendment. Additionally, a second modern meter system is in a preliminary test phase in Philadelphia. It is anticipated that the meter system of this new provider will become an approved meter system on or before June 1, 2013. From that point forward, medallion owners will be free to select their own meter system providers, at their own cost, provided the taxicab meter has been approved by the Authority.

As with any technology, many improvements to taxicab meter systems have been made since 2005. This final phase of the Hospitality Initiative will result in the overall modernization of the taxicab meter systems in all medallion taxicabs and bring new service enhancements for drivers, passengers and the Authority and additional revenue potential generated by small screen TV type advertisements.

Section Three

Fiscal Year Ending June 30, 2014 Fee Schedule THE PHILADELPHIA PARKING AUTHORITY TAXICAB AND LIMOUSINE DIVISION PROPOSED FEE SCHEDULE FOR THE FISCAL YEAR BEGINNING JULY 1, 2013

The table below lists all fees for the Taxicab & Limousine Division for the Fiscal Year 2014. The Authority may also charge for goods such as postings in taxicabs, training material and incidental services such as copying, computer access and record checks.

All fees are non refundable.

<i>Fee Description</i>	<i>Fee</i>
Annual Medallion Assessment Fee for all Taxicabs	\$1,275 / medallion payable in 2 installments if elected & approved
Annual Metered or Mileage Based Tariff Limousine Fee—1—15	\$700 for first 15 vehicles
Annual Metered or Mileage Based Tariff Limousine Fee—16—30	\$650 for second 15 vehicles
Annual Metered or Mileage Based Tariff Limousine Fee—31 or more	\$600 for all additional vehicles
Annual Assessment Fee for Partial Rights Cabs	\$1,275 / vehicle payable in 2 installments if elected & approved
Annual Fee for Limousines—All Classes 1—15	\$350 for the first 15 vehicles
Annual Fee for Limousines—All Classes 16—30	\$325 for the second 15 vehicles
Annual Fee for Limousines—All Classes 31 or more	\$300 for all additional vehicles
Non-metered Limousine Stickers Pro-rated 1/1/14 to 3/31/14 50% Discount	\$175, \$162.50, \$150

<i>Fee Description</i>	<i>Fee</i>
Non-metered Limousine Stickers Pro-rated 4/1/14 to 6/30/14 75% Discount	\$87.50, \$81.25, \$75.00
Limousine Replacement Registration Sticker	\$30
Remote Carrier Registration Fee per Vehicle per Year	\$15
Annual Assessment Fee for Dispatcher	\$2,750
Dispatcher Change in Colors and Markings Scheme	\$500
Annual Renewal Fee for Single Driver Certificate	\$80
Annual Renewal Fee for Dual Driver Certificate	\$160
Duplicate Certificate Replacement	\$25
New Driver Certification with Classroom Training Required for Taxicab Driver Certification	\$130
New Driver Certification without Classroom Training (For Limousine Drivers Only)	\$100
Dual Driver Certification	\$230
Individual Medallion or CPC Ownership Transfer Fee	\$2,000 or 3% of purchase price, whichever is greater
Annual Medallion Broker Registration Fee	\$1,200
Application for new Dispatch Certificate—Fee	\$15,000
Application for new Limousine Certificate—Fee	\$12,000
Additional Limousine Rights at time of Initial Application	\$3,000
Additional Limousine Rights after Initial Rights Granted by Board	\$6,000
Application Protest Fee	\$2,500
Petition Filing fee for Regulation Waivers and Non-Waiver Petitions	\$200
New Car & Replacement Vehicle Transfers	\$200
PA State and TLD Semi Annual Inspections Under 210,000 miles	\$75
PA State and TLD Semi Annual Inspections, 210,000 Miles and Above	\$100
Inspection Fee for Green & Accessible Vehicles Under 200,000 Miles	\$50
Inspection Fee for Green & Accessible Vehicles, 200,000 Miles & Above	\$75
Emission Waiver	\$100
Re-Inspection Fee at 3rd Inspection after 2 Failures	\$125
Re-Scheduling Fee	\$100
Offsite Limousine Inspection per Vehicle (twice standard fee)	\$150
Medallion Return after Sheriff Levy	\$200
Administrative Hearing Fee (due if found liable)	\$75
Cab Replacement Postings (each)	\$10 (each posting)
PennDOT Processing Fees (above PennDOT costs)	\$20
Bounced Check Fee	\$200
Voluntary Suspension of Individual Medallion or CPC	\$50

[Pa.B. Doc. No. 13-310. Filed for public inspection February 15, 2013, 9:00 a.m.]

PORT OF PITTSBURGH COMMISSION

Independent Auditors' Report

Board of Directors
Port of Pittsburgh Commission

We have audited the statement of net assets of Port of Pittsburgh Commission (Commission), a component unit of the Commonwealth of Pennsylvania, as of June 30, 2012, and the related statement of activities for the year

then ended (not presented herein). These financial statements are the responsibility of the Commission's management. Our responsibility is to express an opinion on these financial statements based on our audit.

We conducted our audit in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearing will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law). Under 22 Pa. Code § 201.1 (relating to applicability of general rules), procedural matters will be in conformance with 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) unless specific exemption is granted.

JEFFREY B. CLAY,
Executive Director

[Pa.B. Doc. No. 13-312. Filed for public inspection February 15, 2013, 9:00 a.m.]

STATE BOARD OF VEHICLE MANUFACTURERS, DEALERS AND SALESPERSONS

**Bureau of Professional and Occupational Affairs v.
Cars and SUV Outlet 2, LLC and Michael Frost;
Doc. No. 0431-60-2012**

On December 12, 2012, Cars and SUV Outlet 2, LLC and Michael Frost, of Philadelphia, Philadelphia County, license nos. MV065569L and VD028261 were revoked and assessed a civil penalty for \$29,000 because they engaged

in conduct in connection with the sale of vehicles which demonstrates unprofessional conduct or incompetency.

Individuals may obtain a copy of the adjudication by writing to Wesley J. Rish, Board Counsel, State Board of Vehicle Manufacturers, Dealers and Salespersons, P. O. Box 2649, Harrisburg, PA 17105-2649.

FRANK SNYDER,
Chairperson

[Pa.B. Doc. No. 13-313. Filed for public inspection February 15, 2013, 9:00 a.m.]

THADDEUS STEVENS COLLEGE OF TECHNOLOGY

Request for Bids

Thaddeus Stevens College of Technology is soliciting bids for Bid No. 13-0001 for bus transportation for approximately 18 sporting events and approximately 6 educational trips during the July 1, 2013, through June 30, 2014, school year. Bid documents can be obtained from Nancy Froeschle, Thaddeus Stevens College of Technology, 750 East King Street, Lancaster, PA 17602, (717) 299-7787, froeschle@stevenscollege.edu.

DR. WILLIAM E. GRISCOM,
President

[Pa.B. Doc. No. 13-314. Filed for public inspection February 15, 2013, 9:00 a.m.]
