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PENNSYLVANIA BULLETIN

Volume 44

Number 19

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Pages 2739—2836

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Department of Banking and Securities

Department of Community and Economic
Development

Department of Drug and Alcohol Programs

Department of Environmental Protection

Department of General Services

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Executive Board

Housing Finance Agency

Independent Regulatory Review Commission

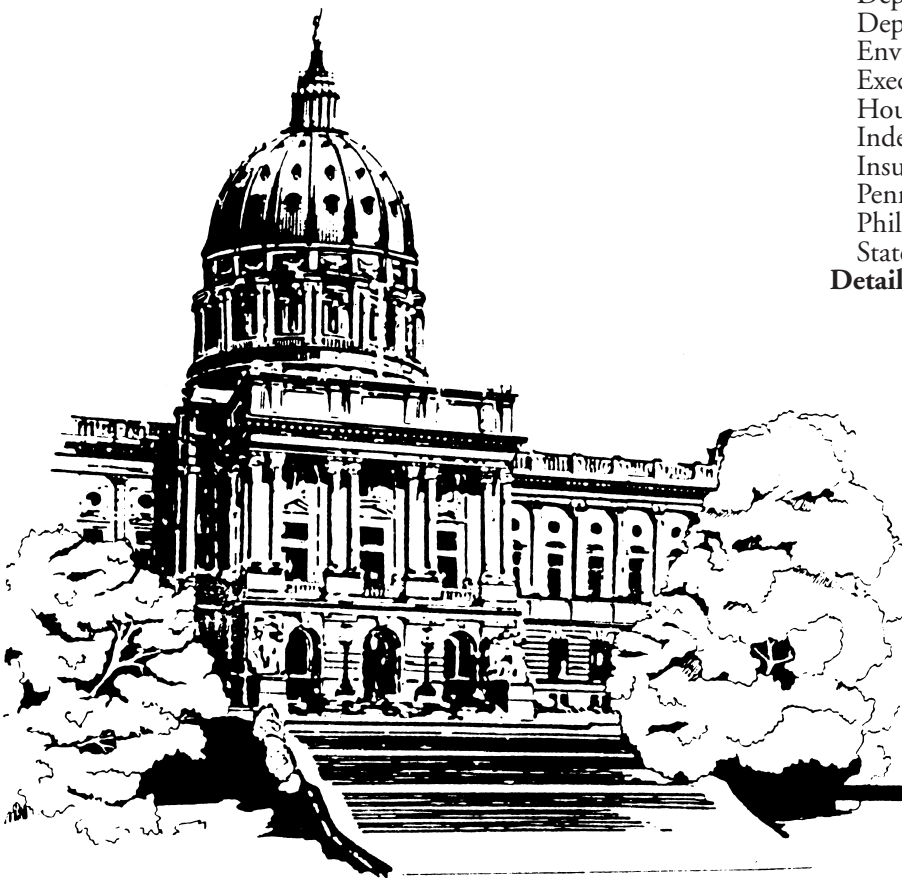
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Philadelphia Parking Authority

State Conservation Commission

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

No. 474, May 2014

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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

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THE COURTS

Title 231—RULES OF CIVIL PROCEDURE

PART I. GENERAL

[231 PA. CODE CH. 200]

Order Suspending Rule 230.2 of the Rules of Civil Procedure Regarding Termination of Inactive Cases; No. 594 Civil Procedural Rules Doc.

Order

Per Curiam

And Now, this 23rd day of April, 2014, as Rule 230.2 of the Pennsylvania Rules of Civil Procedure (governing the administrative purge of civil matters in which there has been no activity of record for two years or more) is currently under review and revision, *It Is Ordered* pursuant to Article V, Section 10 of the Constitution of Pennsylvania that Pa.R.C.P. No. 230.2 is suspended. This order does not affect the trial courts' ability to proceed pursuant to Pa.R.J.A. No. 1901.

This order shall be processed in accordance with Pa.R.J.A. No. 103(b), and shall be effective immediately.

[Pa.B. Doc. No. 14-966. Filed for public inspection May 9, 2014, 9:00 a.m.]

Title 255—LOCAL COURT RULES

CARBON COUNTY

Amendment of Local Rules of Civil Procedure 205.2(a) Filing of Legal Papers with the Prothonotary and 1035.2(a) Motion for Summary Judgment; No. 10-1100; 13-0523; 13-1830

Amended Administrative Order No. 7-2014

And Now, this 17th day of April, 2014, in order to correct an improper numbering of the Local Rule of Civil Procedure from 205.3.1 to 205.2(a), it is hereby

Ordered and Deceed that, effective May 1, 2014, Carbon County Rules of Civil Procedure CARB.R.C.P. 205.2(a) governing Filing of Legal Papers with the Prothonotary, and CARB.R.C.P. 1035.2(a) governing a Motion for Summary Judgment be and are hereby *Amended* as follows.

It Is Further Ordered and Deceed that Carbon County Rule of Civil Procedure CARB.R.C.P. 205.3.1 governing Filing of Legal Papers with the Prothonotary—Originals and Copies promulgated effective November 1, 2013 be and is hereby *Valid and Enforceable* retroactive to November 1, 2013.

1. The Carbon County District Court Administrator is *Ordered and Directed* to File one (1) certified copy of this Administrative Order and Local Rules with the Administrative Office of Pennsylvania Courts.

2. File two (2) certified copies and one (1) CD with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

3. Publish the Rules on the UJS Portal at <http://ujportal.pacourts.us/localrules/ruleselection.aspx>.

4. File one (1) certified copy with the Civil Procedural Rules Committee.

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

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

7. Keep continuously available for public inspection copies of the Administrative Order and Local Rules in the Prothonotary's Office.

By the Court

ROGER N. NANOVIC,
President Judge

Rule 205.2(a). Filing of Legal Papers with the Prothonotary.

All papers filed in the Prothonotary's Office shall conform to the following requirements:

1. The use of backers and/or toppers is prohibited.

2. Original pleadings shall be held together by paper clip or expandable spring-loaded clip.

3. Original pleadings shall not be highlighted by the use of colored markers. Highlighting of text can be done on the computer by bolding or using a different shape and size of font.

4. All documents shall be single-sided, double spaced and the font size shall be no less than 12 points.

5. Paper size shall not exceed 8 1/2" x 11" and shall be on good quality paper.

6. Attachments smaller than 8 1/2" x 11" paper shall be attached to regular size paper by using scotch tape.

7. All exhibits shall be identified and marked on the bottom center of each exhibit. No exhibit tabs shall be allowed.

8. Pages must be consecutively numbered beginning with page 2 and said number shall appear in the upper right hand corner of the pleading.

9. All copies attached to the pleadings must be clear and legible.

10. Any documents presented for filing referring to social security numbers, driver's license/vehicle identification numbers, and any financial account numbers shall list only the last four digits. Birth dates shall be limited to the year of birth only. When reference is made to a minor child (i.e., individuals less than 18 years of age), the names shall not be given, only their initials. The complete social security numbers, account numbers, dates of birth and full names of minors shall be submitted on the Court's "CONFIDENTIAL INFORMATION FORM" attached hereto. The Prothonotary's Office shall record the Confidential Information in the Court Computer Database and, upon verification of proper entry, shall shred the form containing the Confidential Information. This information shall remain confidential in that it will only be visible to internal personnel and cannot be accessed through the public access programs.

11. The parties and their attorneys are solely responsible for complying with the provisions of number 10 above. The court staff is not responsible for reviewing any document filed as a public record for compliance with

number 10 above. A party's or attorney's failure to comply with the provisions shall not affect access to case records that are otherwise accessible.

**COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CARBON**

Confidential Information Form

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Carbon County Courthouse
P.O. Box 131
Jim Thorpe, PA 18229-0131
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VS.

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| Name: _____ <input type="checkbox"/> Plaintiff <input type="checkbox"/> Defendant <input type="checkbox"/> Other: _____ | Social Security Number Financial Information/Driver's License Number/VIN |
| Name: _____ <input type="checkbox"/> Plaintiff <input type="checkbox"/> Defendant <input type="checkbox"/> Other: _____ | Social Security Number Financial Information/Driver's License Number/VIN |
| Name: _____ <input type="checkbox"/> Plaintiff <input type="checkbox"/> Defendant <input type="checkbox"/> Other: _____ | Minor Child(ren) Names/Dates of Birth |

Name: _____ Signature: _____
Attorney #: _____ Telephone: __ (____) _____
Address: _____

Rule 1035.2(a). Motion for Summary Judgment.

1 A party moving for summary judgment shall simultaneously file with the motion a proposed order and supporting brief. If a brief is not filed with the motion, the motion shall be deemed withdrawn, without prejudice, upon motion of the opposing party. A certificate of service in conformance with Pa.R.C.P. 208.2(a)(5) shall be attached to the motion. Pa.R.C.P. 440 governs service. Service shall be required on the District Court Administrator. For form of briefs, see CARB.R.C.P. 210.

2 Any party opposing the motion shall file a response within thirty (30) days of service of the motion, together with a certificate of service evidencing service in accord-

ance with number one above. Service shall be required on the District Court Administrator. A party who fails to respond to the motion shall be deemed to be unopposed to the granting of the motion without contest.

3 Upon service of the motion and response on the District Court Administrator, the matter shall be decided on briefs unless the assigned Judge requests that argument be scheduled. If a party desires argument, a Praecipe for Argument shall accompany the motion or response.

4 A respondent briefing schedule will be issued by the Court contemporaneous with the scheduling of any argument ordered by the Judge or requested by the filing of

the Praeceptum for Argument. If the matter is to be decided on briefs, a respondent briefing schedule will be issued.

5 A party who fails to file a brief shall not be permitted to argue.

[Pa.B. Doc. No. 14-967. Filed for public inspection May 9, 2014, 9:00 a.m.]

DAUPHIN COUNTY

Promulgation of Local Rules; No. 1793 S 1989

Order

And Now, this 25th day of April 2014, Dauphin County Local Rule of Civil Procedure 1012 is promulgated as follows:

Rule 1012. Entry of Appearance.

1. All self-represented parties shall enter a written appearance which provides an address where service of pleadings and other legal papers may be made. This address does not have to be a home address. The written appearance shall also provide a telephone number where the party may be contacted. A facsimile number may also be provided in accordance with Pa.R.C.P. No. 440(d). An entry of appearance form shall be made available in the Prothonotary's Office and on the Court's website at www.dauphincounty.org.

2. All self-represented parties shall be under a continuing obligation to file a praecipe with the Prothonotary's Office updating the self-represented party's contact information immediately upon any change in the address, telephone number or other contact information for that party.

3. A self-represented party shall provide a copy of the entry of appearance form and any updates to his/her contact information to all other parties and attorneys of record immediately upon the filing of such matters.

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

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

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

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

Date _____ Signature (Your Signature) _____

[Pa.B. Doc. No. 14-968. Filed for public inspection May 9, 2014, 9:00 a.m.]

4. The assertion of self-representation shall not delay any stage of the proceedings.

This amendment shall be effective 30 days after publication in the Pennsylvania Bulletin.

By the Court

TODD A. HOOVER,
President Judge

PLAINTIFF

IN THE COURT OF
COMMON PLEAS
DAUPHIN COUNTY,
PENNSYLVANIA

vs.

NO.

DEFENDANT

ENTRY OF APPEARANCE AS A
SELF-REPRESENTED PARTY

This form shall be used in all civil cases except for custody, divorce, protection from abuse, paternity and support.

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

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

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

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

FAYETTE COUNTY**Custody of Evidence Admitted in Court; No. 808 of 2014 GD****Administrative Order**

And Now, this 23rd day of April, 2014, it is hereby Ordered that our pre-existing practice with regard to the Custody of Evidence Admitted in Court is stated as follows.

The Prothonotary is directed as follows:

(1) Seven certified copies of the order and policy shall be filed with the Administrative Office of Pennsylvania Courts.

(2) Two certified copies and diskette of the order and policy shall be distributed to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

(3) One certified copy of this order shall be sent to the State Civil Procedural Rules Committee.

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

The adoption of the Custody of Evidence Admitted in Court policy shall become effective thirty (30) days after publication in the *Pennsylvania Bulletin*.

By the Court

JOHN F. WAGNER, Jr.,
President Judge

Custody of Evidence Admitted in Court

(1) ALL evidence offered by a party in any civil, criminal, juvenile or orphans' court proceeding SHALL, after admission, remain in the custody of counsel for the party offering said evidence; and counsel for the offering party SHALL be required to secure and maintain the evidence, unadulterated, and insure the evidence is present in Court during all Court proceedings and available for jury deliberation.

(2) Counsel for the parties shall be required to secure and maintain all evidence admitted in Court throughout the pendency of all appeals.

(3) Under NO CIRCUMSTANCES SHALL the Court, or any officer thereof, take custody of any controlled substances, intoxicants, firearms, explosives, currency, money, or negotiable instruments admitted into evidence

in Court. Nor shall any of the aforementioned items be permitted to be in the custody of a jury at any time, including deliberations.

If during deliberations, the jury requests to view such evidence, the Court in its discretion, may permit such viewing in open court or by providing the evidence to a Deputy Sheriff who shall display the evidence to the jury in the jury room. In so doing, the Deputy Sheriff shall at all times maintain custody of such evidence and shall not speak or answer any questions.

(4) All such evidence as described in paragraph (3) shall remain in the custody of the offering party and may only be disposed of by return, forfeiture, or destruction pursuant to a Court Order and according to law.

[Pa.B. Doc. No. 14-969. Filed for public inspection May 9, 2014, 9:00 a.m.]

WESTMORELAND COUNTY**Orphans' Court Rule WO407; Nr. 3 of 2014****Administrative Order**

And Now this 21st day of April, 2014 *It Is Hereby Ordered That* the introductory paragraph of Westmoreland County Orphans' Court Rule WO407(a)(1) is rescinded and new introductory paragraph WO407(a)(1) is adopted. Items WO407(a)(1)(A) through (K) remain unchanged.

By the Court

RICHARD E. McCORMICK, Jr.,
President Judge

Rule WO407. Small Estates.**(a) Personalty**

(1) When any person domiciled in Westmoreland County, Pennsylvania dies owning property (exclusive of real estate and of wages, salary or any accrued vacation benefits or pension payable under 20 Pa.C.S.A. § 3101, but including personal property claimed as the family exemption) of a gross value not exceeding \$50,000.00, any party in interest may present a petition for the distribution of the property. The petition shall set forth:

[Pa.B. Doc. No. 14-970. Filed for public inspection May 9, 2014, 9:00 a.m.]

PROPOSED RULEMAKING

DEPARTMENT OF BANKING AND SECURITIES

[10 PA. CODE CH. 57]

Debt Management Services Continuing Education

The Department of Banking and Securities (Department) proposes to add Chapter 57 (relating to debt management services continuing education) to read as set forth in Annex A. This chapter is proposed under the authority of section 9(c) of the Debt Management Services Act (act) (63 P. S. § 2409(c)).

Purpose

The proposed rulemaking sets forth the continuing education requirements for credit counselors and supervisors employed by a debt management services licensee. The proposed rulemaking will satisfy the Department's obligation under section 9(c) of the act to promulgate regulations delineating the continuing education requirements for credit counselors and supervisors employed by debt management services licensees.

Explanation of Regulatory Requirements

Proposed § 57.1 (relating to definitions) defines the words and terms used in Chapter 57.

Proposed § 57.11 (relating to continuing education requirements) sets forth the continuing education requirements for credit counselors and supervisors.

Proposed § 57.12 (relating to course format) clarifies the acceptable formats for continuing education units.

Proposed § 57.13 (relating to former registered certifying organizations) explains how the Department will treat continuing education units obtained from a certifying organization which is no longer on the provider list.

Proposed § 57.21 (relating to reporting) sets forth the information a licensee shall report to the Department and how and when the information is to be reported.

Proposed § 57.22 (relating to recordkeeping) sets forth the recordkeeping requirements for licensees.

Proposed § 57.23 (relating to compliance) explains how the Department will verify compliance.

Proposed § 57.24 (relating to enforcement) sets forth the Department's enforcement powers.

Proposed § 57.31 (relating to registration) explains the method for registering as an acceptable certifying organization.

Proposed § 57.32 (relating to criteria) sets forth the Department's criteria for the designation of an acceptable continuing education provider.

Proposed § 57.33 (relating to verification) explains how the Department will verify that a certifying organization continues to meet the criteria of § 57.32.

Affected Parties

The proposed rulemaking would affect debt management services providers licensed by the Department.

Fiscal Impact

State government

The proposed rulemaking would have a de minimus impact on the Department. The Department already

regulates the debt management services providers. Proposed Chapter 57 only adds another item that the Department will review in its investigations and examinations. The proposed rulemaking will not have impact on the Commonwealth and its political subdivisions.

Regulated community

The proposed rulemaking would have a de minimus impact on the regulated community. Credit counselors employed by debt management services licensees already complete continuing education to obtain and maintain credit counselor certification. Proposed Chapter 57 would only add the cost of attendance of continuing education for supervisors if the supervisors are not also certified as credit counselors.

Paperwork

The proposed rulemaking would require the regulated community to maintain documentation to verify that the credit counselors and supervisors in its employ completed the continuing education requirements.

Effective Date and Sunset Date

Chapter 57 will be effective upon final-form publication in the *Pennsylvania Bulletin*. The regulations do not have a sunset date because the Department will periodically review the effectiveness of the regulations.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), on April 24, 2014, the Department submitted a copy of this proposed rulemaking and a copy of a Regulatory Analysis Form to IRRC and to the Chairpersons of the House Commerce Committee and the Senate Banking and Insurance Committee. A copy of this material is available to the public upon request.

Under section 5(g) of the Regulatory Review Act, IRRC may convey any comments, recommendations or objections to the proposed rulemaking within 30 days of the close of the public comment period. The comments, recommendations or objections must specify the regulatory review criteria which have not been met. The Regulatory Review Act specifies detailed procedures for review, prior to final publication of the rulemaking, by the Department, the General Assembly and the Governor of comments, recommendations or objections raised.

Public Comments

Interested persons are invited to submit written comments, suggestions or objections regarding the proposed rulemaking to the Office of Chief Counsel, Department of Banking and Securities, Attention: Public Comment on Regulation 3-52, 17 N. Second Street, Suite 1300, Harrisburg, PA 17101-2290, fax (717) 783-8427, ra-pabankreg@pa.gov within 30 days after publication in the *Pennsylvania Bulletin*.

GLENN E. MOYER,
Secretary

Fiscal Note: 3-52. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 10. BANKING AND SECURITIES

PART IV. BUREAU OF CONSUMER CREDIT AGENCIES

CHAPTER 57. DEBT MANAGEMENT SERVICES CONTINUING EDUCATION

Subchap.

- A. GENERAL PROVISIONS
 B. CREDIT COUNSELORS AND SUPERVISORS
 C. LICENSEES
 D. CERTIFYING ORGANIZATIONS

Subchapter A. GENERAL PROVISIONS

Sec.

- 57.1. Definitions.

§ 57.1. Definitions.

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

Act—Debt Management Services Act (63 P. S. §§ 2401—2449).

Certifying organization—An independent third-party offering debt management services certification for credit counselors and continuing education courses for supervisors.

Continuing education unit—An hour of continuing education.

Credit counselor—An individual who interacts, corresponds or otherwise communicates with a consumer on behalf of a licensee to discuss, develop, implement or maintain a consumer education program for the consumer regarding debt management services.

Licensee—A debt management service provider licensed by the Department under the act.

Supervisor—An individual with direct responsibility for the actions of one or more credit counselors, for example, a manager.

Subchapter B. CREDIT COUNSELORS AND SUPERVISORS

Sec.

- 57.11. Continuing education requirements.
 57.12. Course format.
 57.13. Former registered certifying organizations.

§ 57.11. Continuing education requirements.

The following continuing education requirements shall be met:

(1) A credit counselor shall maintain valid certification through a registered certifying organization.

(2) A supervisor shall complete a minimum of 16 continuing education units every 2 years through a registered certifying organization.

§ 57.12. Course format.

A credit counselor or supervisor may complete continuing education units through a course format offered by a registered certifying organization including live instruction, web and teleconference formats.

§ 57.13. Former registered certifying organizations.

If a credit counselor or supervisor completes courses with a certifying organization that the Department removes from the provider list, the Department will consider the continuing education units:

(1) Valid if the credit counselor or supervisor completed the units before the Department removed the certifying

organization from the list and the Department will not take action against the licensee.

(2) Invalid if the credit counselor or supervisor completed the units after the Department removed the certifying organization from the list and the Department will consider taking action against the licensee.

Subchapter C. LICENSEES

Sec.

- 57.21. Reporting.
 57.22. Recordkeeping.
 57.23. Compliance.
 57.24. Enforcement.

§ 57.21. Reporting.

(a) The licensee shall prepare a statement verifying that the credit counselors and supervisors employed by the licensee meet the continuing education requirements.

(b) The statement must include a list for each credit counselor that contains the credit counselor's:

- (1) Name.
- (2) Job title.
- (3) Work address.
- (4) Certification number.
- (5) Hire date.
- (6) Certification effective date.
- (7) Certification expiration date.
- (8) Certifying organization.

(c) The statement must include a list for each supervisor that contains the supervisor's:

- (1) Name.
- (2) Job title.
- (3) Work address.
- (4) Completed continuing education units within the past 24 months.
- (5) Hire date.
- (6) Certifying organization.

(d) The licensee shall submit the statement to the Department as part of each debt management license renewal application.

§ 57.22. Recordkeeping.

The licensee shall keep records regarding completion of the continuing education requirements for at least four license renewal periods.

§ 57.23. Compliance.

The Department will verify compliance with this chapter through the methods statutorily available to the Department under the act, including examination. If the Department conducts an examination, the Department will assess examination costs on the licensee consistent with section 17(1) of the act (63 P. S. § 2417(1)).

§ 57.24. Enforcement.

(a) A violation of this chapter is a violation of the act.

(b) If the licensee violates this chapter, the Department will use the enforcement options statutorily available to it under the act, including revocation of the license, suspension of the license or assessment of a penalty.

Subchapter D. CERTIFYING ORGANIZATIONS

Sec.

- 57.31. Registration.
 57.32. Criteria.
 57.33. Verification.

§ 57.31. Registration.

(a) The certifying organization shall submit a completed registration form to the Department to be considered an acceptable certifying organization. The Department will provide the form on the Department's web site.

(b) The Department will maintain a list of registered certifying organizations on its web site at www.dobs.state.pa.us.

§ 57.32. Criteria.

The Department will consider the certifying organization to be an acceptable continuing education provider if the certifying organization:

- (1) Submits the registration form to the Department.
- (2) Requires at least 16 continuing education units for credit counselor certification.
- (3) Offers credit counselor certification that is valid for no longer than 24 months.
- (4) Permits supervisors to attend continuing education courses.

§ 57.33. Verification.

(a) The Department will periodically request that the registered certifying organization resubmit the form provided by the Department to verify that the certifying organization continues to meet the criteria.

(b) If a registered certifying organization fails to meet the requirements of this chapter, the Department will remove that certifying organization's name from the Department's web site as an acceptable provider.

[Pa.B. Doc. No. 14-971. Filed for public inspection May 9, 2014, 9:00 a.m.]

PHILADELPHIA PARKING AUTHORITY

[52 PA. CODE CHS. 1001, 1011 AND 1051]
Annual Filing Requirements

The Philadelphia Parking Authority (Authority), on March 24, 2014, adopted a proposed rulemaking order to modify existing annual filing requirements to eliminate reference to the term "expire" when used in conjunction with a certificate of public convenience and that filing requirement. While the Authority's regulations do not provide for the expiration of certificates of public convenience, some industry members have expressed confusion over the use of this term. The proposed regulation is intended only for those clarification purposes.

*Proposed Rulemaking Order; Philadelphia Taxicab and
Limousine Regulation; Annual Information Review;*
Doc. No. 126-9

Proposed Rulemaking Order

By the Authority:

In accordance with of the act of July 16, 2004, (P.L. 758, No. 94), 53 Pa.C.S. §§ 5701 et seq., as amended, (the "act"),¹ the Authority formally commences its rulemaking process to promulgate a regulation to clarify annual information update procedures for the Philadelphia taxi-

cab and limousine industries and to amend regulations to reflect applicable statutory changes as provided in Act 64 of 2013.² The Authority seeks comments from all interested parties on the proposed regulation, which are found at Annex A to this Order.

A. Background and discussion.

The Authority's existing regulations require all regulated parties to make an annual information filing (renewal) with the Authority to assure that the individual or business entity is in continuing compliance with the act and the Authority's orders and regulations. This annual update or "renewal" process was an issue during the promulgation of the regulations because the regulations use to term expired as to certificates of public convenience. See 41 Pa.B. 6499, 6526 (December 11, 2011).

The proposed regulation will eliminate the use of the word expired as to taxicab, limousine and dispatcher certificates of public convenience to eliminate confusion. Because driver certificates and broker registrations do expire, the term will continue to apply in that context. Driver certificates and broker registrations will continue to be subject to an annual approval process.

B. The regulation.

We propose amending the below referenced sections to reflect the current budget statutes and to eliminate the use of the confusing term "expired" in connection with certificates of public convenience. Under the regulations, certificates of public convenience do not expire.

§ 1001.43. Authority fee schedule.

We propose amending subsections (a) and (b) of this section to accurately reflect the applicable provisions of sections 5707 and 5710 of the act. Section 5710 is new and specifically deals with the use of fees and the creation of a fee schedule. The act was amended to eliminate the original deemed approved budgetary language and replace that approval process with one that requires compliance with Article VI of the act of April 9, 1929 (P.L. 177, No. 175), known as The Administrative Code of 1929 as required by the new 5707 (a) of the act. The act's annual budget process was amended by the Legislature in response to a negative decision of the Commonwealth Court of Pennsylvania.³

§ 1011.3. Annual rights renewal process.

We propose amending this section to eliminate the use of the term "expired" in relation to a certificate of public convenience which can expire under our regulations. The same forms will be used and the term expired will continue to be used in relation to taxicab driver certificates and broker registrations, which can expire under the regulations.

A new subsection (g) was created to differentiate taxicab, limousine and dispatcher certificates of public convenience from driver certificates and broker registrations. The annual filing procedure will remain the same for these certificate holders. The failure to make this important regulatory filing will continue to result in an out of service designation. In addition, the identification of issues that would have prohibited the original application of a certificate holder from approval will render the certificate holder's vehicles ineligible for attachment of a TLD inspection sticker, if the underlying issue is not corrected. This annual filing and review process often

² See Act of July 9, 2013, P.L. 455, No. 64 ("Act 64")

³ *MCT Transportation Inc., et al. v. PPA*, 60 A.3d 899 (Pa. Cmwlth 2013), affirmed, 2013 Pa. LEXIS 2793 (Pa., Nov. 20, 2013) and 2013 Pa. LEXIS 2788 (Pa. Nov. 20, 2013).

¹ See 53 Pa.C.S. §§ 5722 and 5742.

evidences issues that are in need of correction by the certificate holder. Those issues include outstanding regulatory penalties, moving violations, out of date insurance filings and other issues that are generally corrected by the certificate holder when brought to their attention during this review.

This is one of the reasons that this annual information review is important, it causes the regulated parties and the regulator to re-examine key compliance issues and make corrections where necessary. The same substantive changes were made to the annual information filing process for limousines in section 1051.3 (relating to annual rights renewal process), although in that section only limousine drivers and limousine certificates of public convenience need be referenced.

§ 1011.4. *Annual assessments and renewal fees.*

We propose amending this section to create consistency with the statutory changes of Act 64. The applicable subsections of § 5707 (relating to budget and assessments) are now referenced. Subsection (b) notes the assessment payment time line required by Act 64. Also, subsection (c) has been amended to change the optional assessment payment installment dates from the set June 15 date, to 15 days after notice of the assessment is made to the certificate holder. We understand that the Commonwealth's budget is often not completed by June 15, this change will permit all parties flexibility in exercising this payment option. The same changes were made to section 1057.1 (relating to annual assessments and renewal fees), which applies to limousine service.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), on April 29, 2014, the Authority submitted a copy of this proposed rulemaking to the Independent Regulatory Review Commission (IRRC) and to the Chairpersons of the House Urban Affairs Committee and the Senate Consumer Protection and Professional Licensure Committee. In addition to submitting the proposed rulemaking, the Commission provided IRRC and will provide the Committees with a copy of a detailed Regulatory Analysis Form. A copy of this material is available to the public upon request.

Under section 5(g) of the Regulatory Review Act, IRRC may convey any comments, recommendations or objections to the proposed rulemaking within 30 days of the close of the public comment period. The comments, recommendations or objections must specify the regulatory review criteria which have not been met. The Regulatory Review Act specifies detailed procedures for review, prior to final publication of the rulemaking, by the Authority, the General Assembly and the Governor of comments, recommendations or objections raised.

Conclusion

The Authority, therefore, formally commences its rulemaking process to promulgate this regulation to become part of 52 Pa. Code Part II in a manner consistent with Annex A to this Order. The Authority seeks comments from all interested parties on this proposed body of regulations, which are found at Annex A to this Order. The Authority hereby advises that all comments submitted in response to this Order will be posted, without redaction of name, address, or other personal information or comment provided, on the website of the Independent Regulatory Review Commission, which may be reached at (717) 783-5417.

Accordingly, under sections 13 and 17 of the act (53 Pa.C.S. §§ 5722 and 5742); section 5505(d) of the Parking

Authorities Act (act of June 19, 2001) (P. L. 287, No. 22), as amended (53 Pa.C.S. §§ 5505(d)(17), (23) and (24)); sections 201 and 202 of the act of July 31, 1968 (P. L. 769, No. 240) (45 P. S. §§ 1201 and 1202), and the regulations promulgated thereunder at 1 Pa. Code §§ 7.1, 7.2 and 7.5; section 204(b) of the Commonwealth Attorneys Act (71 P. S. § 732.204(b)); section 745.5 of the Regulatory Review Act (71 P. S. § 745.5); and section 612 of The Administrative Code of 1929 (71 P. S. § 232); and the regulations promulgated at 4 Pa. Code §§ 7.231—7.234, the Authority proposes adoption of the regulations set forth in Annex A; *Therefore,*

It Is Ordered That:

1. A proposed rulemaking be opened to consider the regulation set forth in Annex A.
2. The Executive Director shall submit this proposed rulemaking Order and Annex A to the Office of Attorney General for review as to form and legality.
3. The Executive Director shall submit this proposed rulemaking Order and Annex A for review and comments to the Independent Regulatory Review Commission and the Legislative Standing Committees.
4. The Executive Director shall do all such other things necessary to advance this regulation through the appropriate promulgations process in an expeditious manner.
5. The Secretary of the Board shall certify this proposed rulemaking Order and Annex A and that the Executive Director shall deposit them with the Legislative Reference Bureau to be published in the *Pennsylvania Bulletin*.
6. An original and 15 copies of any written comments referencing the docket number of the proposed regulation be submitted within 30 days of publication in the *Pennsylvania Bulletin* to the Philadelphia Parking Authority, Attn: General Counsel, 701 Market Street, Suite 5400, Philadelphia, PA 19106.
7. A copy of this proposed rulemaking Order and Annex A shall be served on the City of the First Class Taxicab and Limousine Advisory Committee and a copy shall be posted on the Authority's website at www.philapark.org/tld.
8. The contact person for this proposed rulemaking is James R. Ney, Director, Taxicab and Limousine Division, (215)-683-9417.

VINCENT J. FENERTY, Jr.,
Executive Director

Fiscal Note: 126-9. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 52. PUBLIC UTILITIES

PART II. PHILADELPHIA PARKING AUTHORITY

Subpart A. GENERAL PROVISIONS

CHAPTER 1001. RULES OF ADMINISTRATIVE PRACTICE AND PROCEDURE

Subchapter E. FEES

§ 1001.43. Authority fee schedule.

(a) The Authority will issue a new fee schedule for each fiscal year[, **subject to disapproval of the Legislature, under section 5707(b) of the act (relating to budget and fees)] under section 5710(a) of the act (relating to fees).**

(b) The Authority will provide general notice of the new fee schedule through publication in the *Pennsylvania Bulletin*. The Authority will provide direct notice of the fee schedule by email to each certificate holder [**as required under section 5707(b) of the act**] within 5 days of its effective date. The current fee schedule may be obtained from the Authority's web site at www.phila-park.org/tld.

(c) *Supersession*. Subsection (a) supersedes 1 Pa. Code §§ 33.21(b) and 33.23 (relating to filing fees; and copy fees).

Subpart B. TAXICABS

CHAPTER 1011. GENERAL PROVISIONS

§ 1011.3. Annual rights renewal process.

(a) *Expiration of [certificate] driver and broker rights*. All driver and broker rights will expire annually, [**including the following**] as follows:

[(1) **Except as provided in subsection (f), a certificate will expire on June 30 of each year.**

(2)] (1) A taxicab driver's certificate will expire 1 year from its date of issuance or renewal.

[(3)] (2) Except as provided in subsection (f), a broker registration will expire on June 30 of each year.

(b) *Expired rights*.

(1) Expired rights will be placed out of service by the Authority as provided in § 1003.32 (relating to out of service designation).

(2) Taxicab driver certificates that have been expired for 1 year or more will be deemed cancelled.

(c) *Renewal forms*.

(1) Rights [**issued by the Authority**] in subsection (a) shall be renewed by completing and filing the required renewal form with the Manager of Administration. Renewal forms may be obtained on the Authority's web site at www.philapark.org/tld or from TLD Headquarters.

(2) The renewal forms may require the submission of additional information or documents to confirm continuing eligibility under the act or this part.

(3) The renewal forms must be verified as provided in § 1001.36 (relating to verification and affidavit) and filed as follows:

[(i) **For medallion taxicab certificates, Form TX-1 "Medallion Renewal" shall be filed on or before February 15 of each year.**

(ii) **For partial-rights taxicab certificates, Form PR-1 "Partial Rights Renewal" shall be filed on or before February 15 of each year.**

(iii) **For dispatcher certificates, Form DSP-6 "Dispatcher Renewal" shall be filed on or before February 15 of each year.**

(iv)] (i) For taxicab drivers' certificates, Form DR-3 "Driver Renewal" shall be filed between 60 and 90 days before the expiration date printed on the taxicab driver's certificate.

[(v)] (ii) For broker registrations, a Form BR-4 "Broker Renewal" shall be filed on or before February 15 of each year.

(d) *Renewal denial*. The Authority will deny renewal of rights in the following circumstances:

(1) If the owner of the rights subject to renewal fails to complete the renewal process.

(2) The renewal process reveals information about the renewing person [**or those with a controlling interest in the renewing person**] that would have resulted in a denial of an initial application for the rights.

(3) The renewing person fails to comply with § 1011.4 (relating to annual assessments and renewal fees).

(e) *Suspended driver and broker rights*. Rights subject to suspension for any reason must be renewed on the dates and in the manner provided by [**this section**] subsection (c)(3) regardless of the suspended status.

(f) *New certificates and registrations*. A certificate or broker registration will not be subject to the renewal **or annual information filing** requirements in this section during the calendar year in which it is first issued.

(g) *Taxicab and dispatcher information filing*.

(1) **The owner of taxicab or dispatcher rights shall complete the annual information filing required under this subsection to ensure continued compliance with the act, this part and the orders of the Authority.**

(2) **The annual information filing required under this subsection must be verified as provided in § 1001.36 and filed with the Manager of Administration as follows:**

(i) **For medallion taxicab certificates, Form TX-1 "Medallion Renewal" shall be filed on or before February 15 of each year.**

(ii) **For partial-rights taxicab certificates, Form PR-1 "Partial Rights Renewal" shall be filed on or before March 31 of each year.**

(iii) **For dispatcher certificates, Form DSP-6 "Dispatcher Renewal" shall be filed on or before March 31 of each year.**

(3) **The forms identified in paragraph (2) may require the submission of additional information or documents in furtherance of that review and may be obtained on the Authority's web site at www.philapark.org/tld or from TLD Headquarters.**

(4) **The filing requirements of this subsection apply to rights subject to suspension for any reason.**

(5) **The failure to file Form LM-1 will subject the applicable rights to an out of service designation as provided in § 1003.32.**

(6) **The TLD will not issue a TLD inspection sticker to a vehicle operated through a taxicab certificate if the review of the information required under this section reveals information about the certificate holder that would have resulted in a denial of an initial application for the rights. This paragraph does not relieve a certificate holder of any other penalty that may result from noncompliance, nor the obligation to appear at inspections as directed by the TLD.**

§ 1011.4. Annual assessments and renewal fees.

(a) *Assessments and renewal fees*. The owners of rights issued by the Authority shall pay an annual assessment or renewal fee in an amount established each year under section [**5707(b)**] **5707(a) and (c)** of the act (relating to budget and [**fees**] assessments) and as set forth in the

Authority's annual fee schedule as provided in § 1001.43 (relating to Authority fee schedule).

(b) *Payment of assessments by certificate holders.* [**Except as provided in subsection (c), the annual assessment for certificate holders is due on or before June 15 of each year.**] Assessment payments shall be made by each certificate holder as provided in section 5707.1(a) of the act (relating to assessment notice and hearings).

(c) *Installment payments.* Upon request by a taxicab certificate holder through the annual renewal form required under [§ 1011.3] § 1011.3(g) (relating to annual rights renewal process), the Director may permit certificate holders to pay the assessment in two equal installments on or before [**June 15**] the 15th day from notice of assessment as provided in section 5707.1(a) of the act and December 15 of each year, as limited under subsections (d) and (e).

* * * * *

(f) *Payment of renewal fees by taxicab drivers.* The annual renewal fee for taxicab drivers is due with the filing of the DR-3 as provided in [§ 1011.3(c)(3)(iv) (relating to annual rights renewal process)] § 1011.3(c)(3)(i).

(g) *Payment of renewal fees by brokers.* The annual renewal fee for brokers is due with the filing of the BR-4 as provided in [§ 1011.3(c)(3)(v)] § 1011.3(c)(3)(ii).

* * * * *

Subpart C. LIMOUSINES

CHAPTER 1051. GENERAL PROVISIONS

§ 1051.3. Annual rights renewal process.

(a) *Expiration of driver's certificate.* [**All rights will expire annually, including the following:**

(1) **Except as provided in subsection (f), a certificate will expire on June 30 of each year.**

(2)] A limousine driver's certificate will expire 1 year from its date of issuance or renewal.

(b) *Expired rights.*

(1) Expired rights will be placed out of service by the Authority as provided in § 1003.32 (relating to out of service designation).

(2) Limousine driver certificates that have been expired for 1 year or more will be deemed cancelled.

(c) *Renewal forms.*

(1) [**Rights issued by the Authority**] Limousine driver certificates shall be renewed by completing and filing the [**required renewal form**] Form DR-3 "Driver Renewal" with the Manager of Administration. Renewal forms may be obtained on the Authority's web site at www.philapark.org/tld or from TLD Headquarters.

(2) [**The renewal forms**] Form DR-3 may require the submission of additional information or documents to confirm continuing eligibility under the act [**or this part, or both**], this part and orders of the Authority and must be verified as provided in § 1001.36 (relating to verification and affidavit).

[(3) **The renewal forms must be verified as provided in § 1001.36 (relating to verification and affidavit) and filed as follows:**

(i) **For limousine certificates, Form LM-1 "Limousine Renewal" shall be filed on or before April 1 of each year.**

(ii) **For limousine drivers' certificates,]**

(3) Form DR-3 [**"Driver Renewal"**] shall be filed between 90 and 60 days before the expiration date printed on the limousine driver's certificate.

(d) *Renewal denial.* The Authority will deny renewal of [**rights**] a limousine driver certificate in the following circumstances:

(1) If the owner of the rights subject to renewal fails to complete the renewal process.

(2) The renewal process reveals information about the renewing person [**or those with a controlling interest in the renewing person**] that would result in a denial of an initial application for the rights.

(3) The renewing person fails to comply with § 1051.4 (relating to annual assessments and renewal fees).

(e) *Suspended driver rights.* Rights subject to suspension for any reason shall be renewed on the dates and in the manner provided by this section regardless of the suspended status.

(f) *New certificates [and registrations].* A certificate will not be subject to the [**renewal**] information filing requirements [**in this section**] of subsection (g) during the calendar year in which it is first issued.

(g) *Limousine information filing.*

(1) **The owner of limousine rights shall complete on an annual basis Form LM-1 "Limousine Renewal" to ensure continued compliance with the act, this part and the orders of the Authority.**

(2) Form LM-1 shall be verified as provided in § 1001.36 and filed with the Manager of Administration on or before March 31 of each year.

(3) Form LM-1 may require the submission of additional information or documents and may be obtained on the Authority's web site at www.philapark.org/tld or from TLD Headquarters.

(4) **The filing requirements of this subsection apply to rights subject to suspension for any reason.**

(5) **The failure to file Form LM-1 will subject the applicable rights to an out of service designation as provided in § 1003.32.**

(6) **The TLD will not issue a TLD inspection sticker to a vehicle operated through a taxicab certificate if the review of the information required under this section reveals information about the certificate holder that would have resulted in a denial of an initial application for the rights. This paragraph does not relieve a certificate holder of any other penalty that may result from noncompliance, nor the obligation to appear at inspections as directed by the TLD.**

§ 1051.4. Annual assessments and renewal fees.

(a) *Assessments and renewal fees.* The owners of rights issued by the Authority shall pay an annual assessment or renewal fee in an amount established each year under section [**5707(b)**] 5707(a) and (c) of the act (relating to budget and [**fees**] assessments) and as set forth in the

Authority's annual fee schedule as provided in § 1001.43 (relating to Authority fee schedule).

(b) *Payment of assessments by certificate holders.* The annual assessment for certificate holders is due [**on or before June 30 of each year**] as provided in section 5707.1(a) of the act (relating to assessment notice and hearings).

(c) *Payment of renewal fees by limousine drivers.* The annual renewal fee for limousine drivers is due with the filing of the DR-3 as provided in [§ 1051.3(c)(3)(ii)] § 1051.3(c)(4) (relating to annual rights renewal process).

(d) *Late assessment or renewal fee payments.* Rights issued by the Authority may be placed out of service at the time an assessment or renewal fee payment becomes late, as provided in § 1003.32 (relating to out of service designation).

[Pa.B. Doc. No. 14-972. Filed for public inspection May 9, 2014, 9:00 a.m.]

STATEMENTS OF POLICY

Title 4—ADMINISTRATION

PART II. EXECUTIVE BOARD

[4 PA. CODE CH. 9]

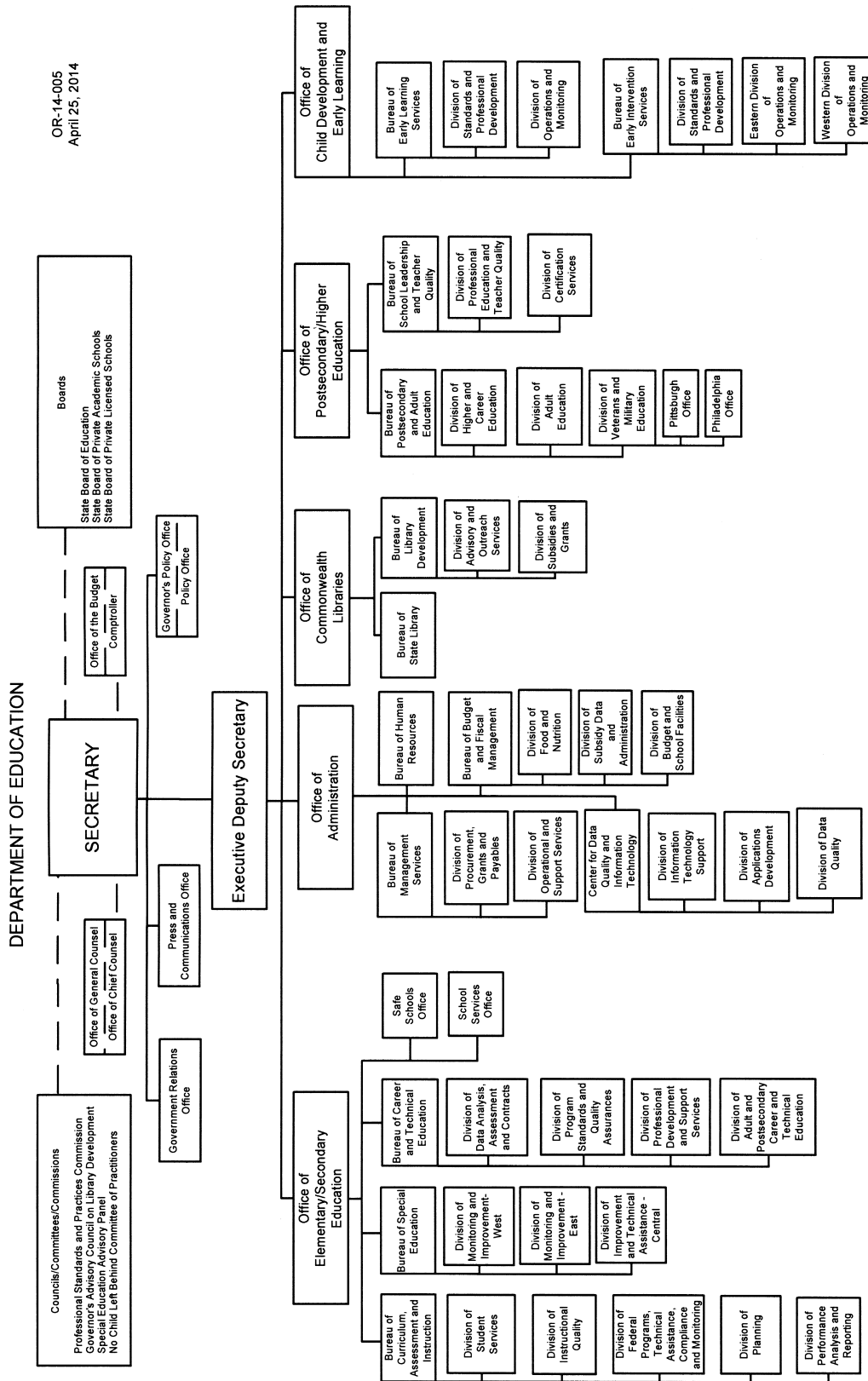
Reorganization of the Department of Education

The Executive Board approved a reorganization of the Department of Education effective April 25, 2014.

The organization chart at 44 Pa.B. 2759 (May 10, 2014) is published at the request of the Joint Committee on Documents under 1 Pa. Code § 3.1(a)(9) (relating to contents of *Code*).

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

[Pa.B. Doc. No. 14-973. Filed for public inspection May 9, 2014, 9:00 a.m.]



NOTICES

DEPARTMENT OF AGRICULTURE

Referendum on Continuation of the Pennsylvania Peach and Nectarine Research Program

Under the applicable provisions of 3 Pa.C.S. Chapter 45 (relating to Agricultural Commodities Marketing Act), a review referendum was held from March 17, 2014, to March 31, 2014, to determine if the producers affected by the Pennsylvania Peach and Nectarine Research Program (program) desired to continue the program for an additional 5 years. To pass, a majority of eligible producers voting had to vote in favor of the program's continuation. An impartial Teller Committee met on April 10, 2014, to count the ballots. The following results were submitted by the Teller Committee: a total of 41 eligible votes were cast with 37 producers voting in favor of and 4 voting against the continuation of the program. An additional eight ballots were invalid because they did not meet the eligibility requirements. Votes favoring continuation of the program by number of producers represented 90% of eligible votes and votes against continuation of the program represented 10% of eligible votes. Because a majority of the votes were cast in favor of the program, the program shall continue for 5 years, effective immediately.

GEORGE D. GREIG,
Secretary

[Pa.B. Doc. No. 14-974. Filed for public inspection May 9, 2014, 9:00 a.m.]

Referendum on Continuation of the Pennsylvania Wine Marketing and Research Program

Under the applicable provisions of 3 Pa.C.S. Chapter 45 (relating to Agricultural Commodities Marketing Act), an amendment referendum was held from March 17, 2014, to March 31, 2014, to determine if the producers affected by the Pennsylvania Wine Marketing and Research Program (program) assented to amend the program as described in the Referendum Order published at 44 Pa.B. 1453 (March 15, 2014). A Teller Committee met on April 10, 2014, to count the ballots. The results were as follows: a total of 74 eligible votes were cast with 44 producers voting in favor of and 30 producers voting against the amendment. An additional three ballots were invalid because they were incomplete. Two ballots were ineligible because they were received late. Additionally, eligible producers voting in favor of the program amendment represented 59% of the votes and 72% of production gallons. Producers voting against the proposed amendment represented 41% of the votes and 28% of production gallons. In accordance with the foregoing, the program order is amended as proposed in the Referendum Order published at 44 Pa.B. 1453 and shall become effective 21 days from publication of the notice of issuance in accordance with 3 Pa.C.S. § 4509 (relating to notice of issuance), except Article IX.2 which shall become effective January 1, 2015.

GEORGE D. GREIG,
Secretary

[Pa.B. Doc. No. 14-975. Filed for public inspection May 9, 2014, 9:00 a.m.]

DEPARTMENT OF BANKING AND SECURITIES

Actions on Applications

The Department of Banking and Securities (Department), under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of 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 April 29, 2014.

Under section 503.E of the Department of Banking and Securities Code (71 P. S. § 733-503.E), any person wishing to comment on the following applications, with the exception of branch applications, may file their comments in writing with the Department of Banking and Securities, Corporate Applications Division, 17 North Second Street, Suite 1300, Harrisburg, PA 17101-2290. Comments must be received no later than 30 days from the date notice regarding receipt of the application is published in the *Pennsylvania Bulletin*. The nonconfidential portions of the applications are on file at the Department and are available for public inspection, by appointment only, during regular business hours. To schedule an appointment, contact the Corporate Applications Division at (717) 783-2253. Photocopies of the nonconfidential portions of the applications may be requested consistent with the Department's Right-to-Know Law Records Request policy.

BANKING INSTITUTIONS

Branch Applications

Branch Relocations

| <i>Date</i> | <i>Name and Location of Applicant</i> | <i>Location of Branch</i> | <i>Action</i> |
|-------------|---|--|---------------|
| 4-12-2014 | Royal Bank America Narberth Montgomery County | <i>To:</i> 124 Main Street Phoenixville Chester County <i>From:</i> 808 Valley Forge Road Phoenixville Chester County | Effective |

SAVINGS INSTITUTIONS

Conversions

| <i>Date</i> | <i>Name and Location of Applicant</i> | <i>Action</i> |
|-------------|--|---------------|
| 4-23-2014 | <p><i>From:</i> Armstrong County Building and Loan Association of Ford City, PA Ford City Armstrong County</p> <p><i>To:</i> Armstrong County Building and Loan Association Ford City Armstrong County</p> <p>Conversion from a Pennsylvania State-chartered mutual savings association to a Pennsylvania State-chartered mutual savings bank to be known as Armstrong County Building and Loan Association.</p> | Effective |

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. 14-976. Filed for public inspection May 9, 2014, 9:00 a.m.]

DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

Revision to the Notice of a Substantial Amendment for the Community Development Block Grant—Disaster Recovery 2012 Allocation

Due to additional information needing to be added to the original substantial amendment of the Commonwealth of Pennsylvania for Fiscal Year 2012 Community Development Block Grant—Disaster Recovery (CDBG-DR) Action Plan of March 24, 2014, a revision to that substantial amendment is being proposed by the Department of Community and Economic Development (Department). Notice is hereby given for a public comment period to review the revised substantial amendment. The public comment period is from May 10, 2014, through May 17, 2014.

The United States Department of Housing and Urban Development (HUD) issued a notice at 77 FR 22583 (April 16, 2012), which awarded \$27,142,501 of CDBG-DR funds to the Commonwealth to be administered by the Department. An Action Plan for these funds was submitted to HUD on July 23, 2012, and subsequently approved. As the needs for disaster relief in the various areas of funding have changed since the submission of the original plan, due to completion of the first round of applications for assistance by affected municipalities, changes need to be made to those areas in the original Action Plan. In addition a more definitive unmet needs survey has been completed and is presented in the revised substantial amendment. These changes, based on the Pennsylvania Citizen Participation Plan for the Consolidated Plan, constitute a significant change in the distribution of funds under the program and thus necessitate a substantial amendment to the original Action Plan.

The revised substantial amendment to the Action Plan and supporting documentation is available for a 7-day public comment period and can be viewed on the Department's web site under the CDBG-DR section at <http://www.newpa.com/community/documents-publications/cdbg->

dr. The draft is also made available to the Tri-County Branch of the Pennsylvania Association of the Blind for transfer to electronic media. The text is available to hearing-impaired persons by means of the Department's web site at the link listed previously. A translation into Spanish will also be available on the Department's web site. The final version of the substantial amendment will be submitted to HUD no later than May 24, 2014.

Persons who would like to provide written comment on the revised substantial amendment to the CDBG-DR Action Plan may send those comments electronically to RA-DCEDcdbg&homequestions@pa.gov or mail to the attention of Mary J. Smith, Department of Community and Economic Development, Center for Community Financing, 400 North Street, 4th Floor, Harrisburg, PA 17120. Comments must be received before 4 p.m. on May 19, 2014.

C. ALAN WALKER,
Secretary

[Pa.B. Doc. No. 14-977. Filed for public inspection May 9, 2014, 9:00 a.m.]

DEPARTMENT OF DRUG AND ALCOHOL PROGRAMS

Pennsylvania Advisory Council on Drug and Alcohol Abuse Public Meeting

The Pennsylvania Advisory Council on Drug and Alcohol Abuse (Council) will hold a public meeting on May 28, 2014, from 1 p.m. to 3:30 p.m. at the Giant Food Store Community Center—Blue Mountain Commons, 2nd Floor, Blue Mountain and Dauphin Meeting Rooms, 2300 Linglestown Road, Harrisburg, PA 17110, (717) 545-0489. The meeting is open to the public. Free public parking is available. For additional information, visit the Department of Drug and Alcohol Programs' (Department) web site at www.ddap.pa.gov.

The primary focus of this Council meeting is for the Council members to meet to discuss current drug and

alcohol issues and challenges facing this Commonwealth, and to serve in an advisory capacity to the Department on these issues.

For additional information, visit the Department's web site or contact Roseann Deutsch, Department of Drug and Alcohol Programs Executive Office at (717) 214-1937.

Persons with disabilities who wish to attend the meeting and require an auxiliary aid, service or other accom-

modation should contact Roseann Deutsch at (717) 214-1937.

This meeting is subject to cancellation without notice.

GAROLD E. TENNIS,
Secretary

[Pa.B. Doc. No. 14-978. Filed for public inspection May 9, 2014, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

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

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

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

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

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

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

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

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

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

I. NPDES Renewal Applications

Northcentral Regional Office: Clean Water Program Manager, 208 W Third Street Suite 101, Williamsport, PA 17701-6448. Phone: 570.327.0530.

| <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> |
|-----------------------------|--|---|---|----------------------------|
| PA0208736 (Sewage) | Moshannon WWTP 105 Turkey Eye Lane Moshannon, PA 16859 | Centre County Snow Shoe Township | Unnamed Tributary to Black Moshannon Creek (8-D) | Y |
| PA0208728 (Sewage) | Clarence/Snow Shoe WWTP Tennessee Road Clarence, PA 16829 | Centre County Snow Shoe Township | Unnamed Tributary to North Fork Beech Creek (9-C) | Y |
| PA0209660 (Sewage) | Winburne Wastewater Treatment Plant 239 Terrace Street Winburne, PA 16879 | Clearfield County Cooper Township | Moshannon Creek (8-D) | Y |
| PA0209678 (Sewage) | Grassflat Wastewater Treatment Plant 99 Pearle Road Grassflat, PA 16839 | Clearfield County Clearfield Borough | Unnamed Tributary of Moshannon Creek (8-D) | Y |
| PA0113697 (Sewage) | David M. & Teresa D. Spiwak STP Country Manor WWTP Bloomsburg, PA 17815 | Columbia County Mount Pleasant Township | Unnamed Tributary to Fishing Creek (5-C) | Y |
| PA0100099 (Sewage) | Harmony Area School District 5239 Ridge Road Westover, PA 16692 | Clearfield County Burnside Township | (UNT to Beaver Run) | Y |

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

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

PA0091782, Sewage, SIC Code 4952, **West Hills Area Water Pollution Control Authority**, 257 Linde Road, Kittanning, PA 16201. Facility Name: West Hills Area WPCP STP. This existing facility is located in North Buffalo Township, **Armstrong 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), Allegheny River, is located in State Water Plan watershed 17-E 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 1.30 MGD.

| <i>Parameters</i> | <i>Mass (lb/day)</i> | | | <i>Concentration (mg/l)</i> | | <i>Instant. Maximum</i> |
|------------------------------------|----------------------------|---------------------------|----------------|-----------------------------|---------------------------|-----------------------------|
| | <i>Average Monthly</i> | <i>Weekly Average</i> | <i>Minimum</i> | <i>Average Monthly</i> | <i>Weekly Average</i> | |
| Flow (MGD) | Report | Report | XXX | XXX | XXX | XXX |
| pH (S.U.) | XXX | XXX | 6.0 | XXX | XXX | 9.0 |
| Dissolved Oxygen | XXX | XXX | 4.0 | XXX | XXX | XXX |
| Total Residual Chlorine | XXX | XXX | XXX | 0.5 | XXX | 1.6 |
| CBOD ₅ | 271 | 406 | XXX | 25 | 37.5 | 50 |
| CBOD ₅ Influent | Report | Report | XXX | Report | Report | XXX |
| Total Suspended Solids Influent | Report | Report | XXX | Report | Report | XXX |
| Total Suspended Solids | 325 | 488 | XXX | 30 | 45 | 60 |
| Fecal Coliform (CFU/100 ml) | | | | | | |
| May 1 - Sep 30 | XXX | XXX | XXX | 200 | XXX | 1,000 |
| Oct 1 - Apr 30 | XXX | XXX | XXX | Geo Mean 2,000 | XXX | 10,000 |
| Total Nitrogen | XXX | Report Daily Max | XXX | XXX | Report Daily Max | XXX |
| Ammonia-Nitrogen | 271 | XXX | XXX | 25 | XXX | 50 |
| Total Phosphorus | XXX | Report Daily Max | XXX | XXX | Report Daily Max | XXX |

The EPA Waiver is not in effect.

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

Application No. PA0262188, Concentrated Animal Feeding Operation (CAFO), **Henry M Hershey (Henry Hershey Farm CAFO)**, 135 Herr Drive, Peach Bottom, PA 17563.

Henry M Hershey has submitted an application for an Individual NPDES permit for a new CAFO known as Henry Hershey Farm CAFO, located in Fulton Township, Lancaster County.

The CAFO is situated near Peters Creek and Unnamed Stream in Watershed 7-K, which is classified for high quality warm water fishery. The CAFO is designed to maintain an animal population of approximately 391.22 animal equivalent units (AEUs) consisting of 87,000 poultry (broilers) and 90 dairy cows with 60 heifers/calves. Manure is collected as dry litter within the poultry barns and the liquid dairy manure is collected in an underneath storage with collected bedpack for the heifers/calves and some uncollected manure left in a pasture. 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.

PA0086304, Sewage, SIC Code 4952, **Earl Township Sewer Authority**, 517 North Railroad Avenue, New Holland, PA 17557. Facility Name: Earl Township Sewer Authority WWTP. This existing facility is located in Earl 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, Mill Creek, is located in State Water Plan watershed 7-J 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 final design flow of 0.650 MGD.

| Parameters | Mass (lb/day) | | | Concentration (mg/l) | | Instant. Maximum |
|-----------------------------|-----------------|---------------|---------|----------------------|----------------|------------------|
| | Average Monthly | Daily Maximum | Minimum | Average Monthly | Weekly Average | |
| Flow (MGD) | Report | Report | XXX | XXX | XXX | XXX |
| pH (S.U.) | XXX | XXX | 6.0 | XXX | XXX | 9.0 |
| Dissolved Oxygen | XXX | XXX | 5.0 | XXX | XXX | XXX |
| CBOD ₅ | 136 | 217 | XXX | 25 | 40 | 50 |
| | | Wkly Avg | | | | |
| BOD ₅ | | | | | | |
| Raw Sewage Influent | Report | Report | XXX | Report | XXX | XXX |
| Total Suspended Solids | | | | | | |
| Raw Sewage Influent | Report | Report | XXX | Report | XXX | XXX |
| Total Suspended Solids | 163 | 244 | XXX | 30 | 45 | 60 |
| | | Wkly Avg | | | | |
| Fecal Coliform (CFU/100 ml) | | | | | | |
| May 1 - Sep 30 | XXX | XXX | XXX | 200 | XXX | 1,000 |
| | | | | Geo Mean | | |
| Oct 1 - Apr 30 | XXX | XXX | XXX | 2,000 | XXX | 10,000 |
| | | | | Geo Mean | | |
| Ammonia-Nitrogen | | | | | | |
| May 1 - Oct 31 | 19 | XXX | XXX | 3.5 | XXX | 7.0 |
| Nov 1 - Apr 30 | 57 | XXX | XXX | 10.5 | XXX | 21 |
| Total Phosphorus | 11 | XXX | XXX | 2.0 | XXX | 4.0 |

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

| Parameters | Mass (lbs) | | | Concentration (mg/l) | |
|----------------------|------------|--------|---------|----------------------|---------|
| | Monthly | Annual | Minimum | Monthly Average | Maximum |
| Ammonia—N | Report | Report | XXX | Report | XXX |
| Kjeldahl—N | Report | XXX | XXX | Report | XXX |
| Nitrate-Nitrite as N | Report | XXX | XXX | Report | XXX |
| Total Nitrogen | Report | Report | XXX | Report | XXX |
| Total Phosphorus | Report | Report | XXX | Report | XXX |

| Parameters | Mass (lbs) | | Concentration (mg/l) | | |
|----------------------|------------|--------|----------------------|-----------------|---------|
| | Monthly | Annual | Minimum | Monthly Average | Maximum |
| Net Total Nitrogen | Report | 7306 | XXX | XXX | XXX |
| Net Total Phosphorus | Report | 974 | XXX | XXX | XXX |

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

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

The EPA Waiver is in effect.

PA0070190, Sewage, SIC Code 8661, **Allegheny East Conference**, PO Box 266, Pine Forge, PA 19548. Facility Name: Allegheny East Conference. This existing facility is located in Douglass Township, **Berks County**.

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

The receiving stream(s), Manatawny Creek, is located in State Water Plan watershed 3-D and is classified for Cold Water Fishes (CWF), 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 0.034 MGD.

| Parameters | Mass (lb/day) | | | Concentration (mg/l) | | Instant. Maximum |
|-----------------------------|-----------------|---------------|---------|----------------------|-----|------------------|
| | Average Monthly | Daily Maximum | Minimum | Average Monthly | | |
| Flow (MGD) | Report | Report | XXX | XXX | XXX | XXX |
| pH (S.U.) | XXX | XXX | 6.0 | XXX | XXX | 9.0 |
| Dissolved Oxygen | XXX | XXX | 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 |
| Ammonia-Nitrogen | Report | XXX | XXX | 20 | XXX | 40 |
| Fecal Coliform (CFU/100 ml) | | | | | | |
| May 1 - Sep 30 | XXX | XXX | XXX | 200 | XXX | 1,000 |
| Oct 1 - Apr 30 | XXX | XXX | XXX | Geo Mean 2,000 | XXX | 10,000 |
| Total Nitrogen | XXX | XXX | XXX | Geo Mean Report | XXX | XXX |
| Total Dissolved Solids | XXX | XXX | XXX | Annl Avg Report | XXX | XXX |
| Total Phosphorus | XXX | XXX | XXX | Annl Avg Report | XXX | XXX |
| | | | | Annl Avg | | |

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 717.705.4732.

The EPA Waiver is in effect.

PA0086550, SIC Code 8811, **Jeffrey & Rose Siddens**, 65 Stonewall Lane, Alburtis, PA 18011-2608. Facility Name: Siddens Residence. This existing facility is located in Longswamp Township, **Berks County**.

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

The receiving stream(s), Unnamed Tributary to Swabia Creek, is located in State Water Plan watershed 2-C 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 0.0004 MGD.

| Parameters | Mass (lb/day) | | | Concentration (mg/l) | | Instant. Maximum |
|-----------------------------|-----------------|-----|---------|----------------------|-----|------------------|
| | Average Monthly | | Minimum | Average Monthly | | |
| Flow (MGD) | Report | XXX | XXX | XXX | XXX | XXX |
| pH (S.U.) | XXX | XXX | 6.0 | XXX | XXX | 9.0 |
| Total Residual Chlorine | XXX | XXX | XXX | Non-detect | XXX | Non-detect |
| CBOD ₅ | XXX | XXX | XXX | 10 | XXX | 20 |
| 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) | | Minimum | Concentration (mg/l) | | Instant. Maximum |
|------------------|-----------------|-------|---------|----------------------|------------------|------------------|
| | Average Monthly | Total | | Average Monthly | Instant. Maximum | |
| Ammonia-Nitrogen | | | | | | |
| May 1 - Oct 31 | XXX | XXX | XXX | 1.5 | XXX | 3.0 |
| Nov 1 - Apr 30 | XXX | XXX | XXX | 4.5 | XXX | 9.0 |
| Total Phosphorus | XXX | XXX | XXX | Report | XXX | Report |

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

The EPA Waiver is in effect.

PA0082708, Sewage, SIC Code 8811, **Calamus Estates, LLP**, 652 Georgetown Road, Ronks, PA 17572. Facility Name: Calamus Estates MHP. This existing facility is located in Paradise 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, Calamus Run, is located in State Water Plan watershed 7-K and is classified for Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.015 MGD.

| Parameters | Mass (lb/day) | | Minimum | Concentration (mg/l) | | Instant. Maximum |
|-----------------------------|-----------------|---------------------|---------|----------------------|------------------|------------------|
| | Average Monthly | Total Annual | | Average Monthly | Instant. Maximum | |
| Flow (MGD) | Report | Report Daily Max | XXX | XXX | XXX | XXX |
| pH (S.U.) | XXX | XXX | 6.0 | XXX | XXX | 9.0 |
| Dissolved Oxygen | XXX | XXX | 5.0 | XXX | XXX | XXX |
| Total Residual Chlorine | XXX | XXX | XXX | 0.49 | 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 |
| Nitrate-Nitrite as N | XXX | Report | XXX | Report Annl Avg | XXX | XXX |
| Total Nitrogen | XXX | Report | XXX | Report Annl Avg | XXX | XXX |
| Ammonia-Nitrogen | | | | | | |
| May 1 - Oct 31 | XXX | XXX | XXX | 4.5 | XXX | 9.0 |
| Nov 1 - Apr 30 | XXX | XXX | XXX | 13.5 | XXX | 27.0 |
| Total Kjeldahl Nitrogen | XXX | Report | XXX | Report Annl Avg | XXX | XXX |
| Total Phosphorus | Report | XXX | XXX | Report | XXX | XXX |
| Total Phosphorus | Total Mo XXX | 319 | XXX | XXX | 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.

PA0086908, Sewage, SIC Code 8661, **Middle Creek Bible Conference, Inc.**, 8006 Hogan Drive, Wake Forest, NC 27587-6661. Facility Name: Middle Creek Bible Conference STP. This existing facility is located in Freedom Township and Liberty Township, **Adams 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, Middle Creek, is located in State Water Plan watershed 13-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 0.040 MGD.

| Parameters | Mass (lb/day) | | Minimum | Concentration (mg/l) | | Instant. Maximum |
|------------------|-----------------|---------------------|---------|----------------------|------------------|------------------|
| | Average Monthly | Total Annual | | Average Monthly | Instant. Maximum | |
| Flow (MGD) | Report | Report Daily Max | XXX | XXX | XXX | XXX |
| pH (S.U.) | XXX | XXX | 6.0 | XXX | XXX | 9.0 |
| Dissolved Oxygen | XXX | XXX | 5.0 | XXX | XXX | XXX |

| Parameters | Mass (lb/day) | | Minimum | Concentration (mg/l) | | Instant. Maximum |
|------------------------------------|-----------------|--------------|---------|----------------------|-----|------------------|
| | Average Monthly | Total Annual | | Annual Average | | |
| CBOD ₅ | XXX | XXX | XXX | 25 | XXX | 50 |
| Total Suspended Solids | XXX | XXX | XXX | Avg Mo 30 | XXX | 60 |
| Fecal Coliform (CFU/100 ml) | | | | Avg Mo | | |
| May 1 - Sep 30 | XXX | XXX | XXX | 200 | XXX | 1,000 |
| Oct 1 - Apr 30 | XXX | XXX | XXX | Geo Mean 2,000 | XXX | 10,000 |
| UV Intensity (%) | XXX | XXX | Report | Geo Mean Report | XXX | XXX |
| Nitrate-Nitrite as N (lbs/year) | XXX | Report | XXX | Avg Mo Report | XXX | XXX |
| Total Nitrogen (lbs/year) | XXX | Report | XXX | Report | XXX | XXX |
| Total Kjeldahl Nitrogen (lbs/year) | XXX | Report | XXX | Report | XXX | XXX |
| Total Phosphorus (lbs/year) | XXX | Report | XXX | Report | XXX | XXX |

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

The EPA Waiver is in effect.

PA0083151, Sewage, SIC Code 8211, **Penn Manor School District**, PO Box 1001, Millersville, PA 17551. Facility Name: Marticville Middle School WWTP. This existing facility is located in Martic 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, Pequea Creek, is located in State Water Plan watershed 7-K 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 0.00945 MGD.

| Parameters | Mass (lb/day) | | Minimum | Concentration (mg/l) | | Instant. Maximum |
|-----------------------------|-----------------|--------------|---------|----------------------|-----|------------------|
| | Average Monthly | Total Annual | | Annual Average | | |
| Flow (MGD) | Report | Report | XXX | XXX | XXX | XXX |
| pH (S.U.) | XXX | XXX | 6.0 | XXX | XXX | 9.0 |
| Dissolved Oxygen | XXX | XXX | 5.0 | XXX | XXX | XXX |
| Total Residual Chlorine | XXX | XXX | XXX | 0.5 | XXX | 1.6 |
| CBOD ₅ | XXX | XXX | XXX | Avg Mo 25 | XXX | 50 |
| Total Suspended Solids | XXX | XXX | XXX | Avg Mo 30 | XXX | 60 |
| Fecal Coliform (CFU/100 ml) | | | | Avg Mo | | |
| May 1 - Sep 30 | XXX | XXX | XXX | 200 | XXX | 1,000 |
| Oct 1 - Apr 30 | XXX | XXX | XXX | Geo Mean 2,000 | XXX | 10,000 |
| Nitrate-Nitrite as N | XXX | Report | XXX | Geo Mean Report | XXX | XXX |
| Total Nitrogen | XXX | Report | XXX | Report | XXX | XXX |
| Total Kjeldahl Nitrogen | XXX | Report | XXX | Report | XXX | XXX |
| Total Phosphorus | XXX | Report | XXX | Report | XXX | XXX |

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

The EPA Waiver is in effect.

III. WQM Industrial Waste and Sewerage Applications Under the Clean Streams Law (35 P. S. §§ 691.1—691.1001)

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

WQM Permit No. 4414201, CAFO, **Keith Spicher**, 4733 East Main Street, Belleville, PA 17004.

This proposed facility is located in Union Township, **Mifflin County**.

Description of Proposed Action/Activity: Seeking permit approval for the construction of a new 2.6 MG circular concrete manure storage expansion for an existing dairy operation.

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

WQM Permit No. 3796401, Sewage, Amendment No. 3, **New Castle Sanitation Authority**, 110 East Washington Street, P. O. Box 1404, New Castle, PA 16103.

This existing facility is located in New Castle City, **Lawrence County**.

Description of Proposed Action/Activity: Amendment to install 1.0 gallon flow equalization storage tank, pump station, associated pipelines, and appurtenant components.

WQM Permit No. 1014201, Industrial Waste, **Slippery Rock Municipal Authority**, 116 Crestview Road, Slippery Rock, PA 16057.

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

Description of Proposed Action/Activity: Backwash settling tanks for pressure filters at Hines Road treatment plant.

WQM Permit No. 1014202, Industrial Waste, **Slippery Rock Municipal Authority**, 116 Crestview Road, Slippery Rock, PA 16057.

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

Description of Proposed Action/Activity: Backwash settling tanks for pressure filters at Forrester Road treatment plant.

WQM Permit No. WQG01251406, Sewage, **Robert Mazzant**, 617 17th Street, Beaver Falls, PA 15010.

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

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

IV. NPDES Applications for Stormwater Discharges from MS4

Northeast Regional Office: Regional Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, Telephone: 570.826.2511.

PAI132243, MS4, **Mayfield Borough Lackawanna County**, 739 Penn Avenue, Mayfield, PA 18433-1908. The application is for a renewal of an individual NPDES permit for the discharge of stormwater from a regulated municipal separate storm sewer system (MS4) to waters of the Commonwealth in Mayfield Borough, **Lackawanna County**. The receiving stream(s), Lackawanna River, Powderly Creek and Unnamed Tributary to Lackawanna River, are located in State Water Plan watershed 5-A and are classified for High Quality Waters—Cold Water Fishes, Cold Water Fishes and Migratory Fishes, aquatic life, water supply and recreation.

The Department has made a tentative determination to issue the NPDES permit. Written comments on the application and draft permit will be accepted for 30 days following publication of this notice. The period for comment may be extended at the discretion of DEP for one additional 15-day period. You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-826-5472.

The EPA waiver is not in effect.

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

PAI133517, MS4, **Carlisle Borough Cumberland County**, 53 W South Street, Carlisle, PA 17013. The application is for a new individual NPDES permit for the discharge of stormwater from a regulated municipal separate storm sewer system (MS4) to waters of the Commonwealth in Carlisle Borough, Cumberland County. The receiving stream(s), Letort Spring Run and Conodoguinet Creek, are located in State Water Plan watershed 7-B. Letort Spring Run is classified for Exceptional Value and Migratory Fishes, aquatic life, water supply, and recreation. Conodoguinet Creek is classified for Warm Water Fishes and Migratory Fishes, aquatic life, water supply, and recreation.

The Department has made a tentative determination to issue the NPDES permit. Written comments on the application and draft permit will be accepted for 30 days following publication of this notice. The period for comment may be extended at the discretion of DEP for one additional 15-day period. 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.

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> |
|-------------------------|---|---------------|---------------------|----------------------------|
| PAI01 2308003R | Archdiocese of Philadelphia Catholic Cemeteries Office 222 N. 17th Street Philadelphia, PA 19103 | Delaware | Marple Township | Hotland Run EV |

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

Northampton County Conservation District, 14 Gracedale Avenue Greystone Bldg., Nazareth PA 18064-9211

| <i>NPDES Permit No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Receiving Water/Use</i> |
|-------------------------|---|---------------|---------------------------------|---|
| PAI024808015R | J.G. Petrucci Company, Inc. 171 Route 173, Suite 201 Asbury, NJ 08802 | Northampton | Bushkill & Plainfield Townships | UNT to Bushkill Creek (Sobers Run) (EV, MF) |

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

| <i>Permit #</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Receiving Water/Use</i> |
|-----------------|---|---------------|------------------------|--|
| PAI033614001 | Ben Martin 2200 State Route 897 Denver, PA 17517 | Lancaster | West Cocalico Township | UNT Cocalico Creek (HQ-CWF, MF) EV Wetlands |
| PAI030708003R | Frankstown Development Partnership, LLC 809 Tell Power Road Hollidaysburg, PA 16648 Co-applicant: D.C. Venture & Sons, Inc. 315 1st Avenue Duncansville, PA 16635 Co-applicant: D.O. Rittenhouse General Contracting 114 West Poplar Street Mount Union, PA 17066 | Blair | Frankstown Township | Old Town Run (WWF) EV Wetlands |
| PAI032108014R | Carlisle Developers, LLC 977 Walnut Bottom Road Carlisle, PA 17015 | Cumberland | Dickinson Township | UNT Yellow Breeches Creek (HQ—CWF, MF) Alexander Spring Creek (CWF) |

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

PAG-12 CAFOs

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> |
|---|---------------|------------------------|--|------------------------|---|-------------------------|
| David H. Martin 420 Nottingham Road Nottingham, PA 19362 | Lancaster | 202.7 | 596.41 | Swine/Pullets | HQ | R |
| Gerry & Jevin Kready 1113 N. Colebrook Road Manheim, PA 17545 | Lancaster | 173.7 | 346.27 | Beef/Broilers | NA | N |
| Shady Rill Hog Farm Neal and Jay Paul Hoover 252 Tharp Road Mt. Pleasant Mills, PA 17853 | Snyder | 603.3 | 915.99 | Swine | 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

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

Permit No. 0614501, Public Water Supply.

| | |
|--------------|------------------------------|
| Applicant | Blue Mountain Academy |
| Municipality | Tilden Township |
| County | Berks |

| | |
|-----------------------|--|
| Responsible Official | David Morgan, Principal 2363 Mountain Road Hamburg, PA 19526 |
| Type of Facility | Public Water Supply |
| Consulting Engineer | Brent W. Cowan, P.E. CSC Technology Inc. 170 Netherwood Drive Coatesville, PA 19320 |
| Application Received: | 1/13/2014 |
| Description of Action | Addition of nitrate treatment and 4-log inactivation of viruses at the existing Blue Mountain Academy. |

**LAND RECYCLING AND
ENVIRONMENTAL REMEDIATION**

**UNDER ACT 2, 1995
PREAMBLE 1**

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

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

not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

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

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

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

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

Route 94 Eastbound Diesel Release, 0.58 mile north of intersection with Idaville York Springs Road and Town Hill Road, York Springs, PA 17372, Huntington Township, **Adams County**. Environmental Products and Services of Vermont, Inc., 5100 Paxton Street, Harrisburg, PA 17111, on behalf of Allen Distribution, 670 Allen Road, Carlisle, PA 17015, and Timothy Weiser and Steven Weiser, 830 Old US Route 15, York Springs, PA 17372, submitted a Notice of Intent to Remediate site soils contaminated with diesel fuel released in a vehicle accident. The site will be remediated to the Residential Statewide Health Standard and remain agricultural. The Notice of Intent to Remediate was published in the *Gettysburg Times* on March 27, 2014.

HAZARDOUS WASTE TREATMENT, STORAGE AND DISPOSAL FACILITIES

Applications received, withdrawn, denied or returned under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and Regulations to Operate a Hazardous Waste Treatment, Storage or Disposal Facility.

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

PA6213820503; Letterkenny Army Depot, 1 Overcash Drive, Chambersburg, PA 17201-4150 An application for a Class 3 Permit Modification for RCRA Part B Permit Number PA6213820503 to add a new ammonium perchlorate (AP) rocket motor destruction (ARMD) facility that will use confined burning with emissions control to treat solid propellant rocket motors that are currently

treated at the Open Burning unit at Letterkenny Army Depot was determined to be administratively complete on April 29, 2014.

Persons wishing to comment on the permit application may submit comments to John Oren, P.E., Facilities Manager, Southcentral Regional Office, 909 Elmerton Avenue, Harrisburg, PA 17110. Persons interested in obtaining more information about the permit application may contact the Southcentral Regional Office, Waste Management Program at (717) 705-4706. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Application received, under the Solid Waste Management Act, the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) and regulations to operate a Solid Waste Processing or Disposal Area or Site.

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

Permit ID No. 101176. Deep Valley Landfill, Inc., 7111 Steubenville Pike, Oakdale, PA 15071. An application for a major permit modification proposing to modify the closure plan at the Deep Valley Landfill located in North Fayette Township, **Allegheny County** was received on March 7, 2014 and accepted for technical review on March 27, 2014.

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 Operat-

ing 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 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.

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

04-00727A: Five Points Veterinary Clinic (2057 Brodhead Road, Aliquippa, PA 15001) for their animal crematory in Hopewell Township, **Beaver County**. This is a minor facility Plan Approval application submittal.

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: James Beach, New Source Review Chief—Telephone: 484-250-5920

46-0288: Anderson Prints, LLC (601 General Washington Avenue, Norristown, PA 19403) for installation of two (2) rotary printing presses at a new facility in West Norriton Township, **Montgomery County**. The potential to emit Volatile Organic Compound (VOC) and Hazardous Air Pollutant (HAP) emissions is less than 25 tons per year VOC and any combination HAP and less than 10 tons per year any individual HAP; the facility is classified as a Synthetic Minor Facility. The plan approval will include monitoring, testing, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

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

06-05002J: Lehigh Cement Co., LLC (Evansville Cement Plant and Quarry), (537 Evansville Road, Fleetwood, Pennsylvania 19522-8541) for the ability to com-

bust Class A dried biosolids (DBS) at their facility in Maiden creek Township, **Berks County**.

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), the Department of Environmental Protection (DEP) has received an application and intends to issue a Plan Approval to the abovementioned company for the abovementioned project. This plan approval may be incorporated into the company's facility-wide permit via an administrative amendment at a later date.

Plan Approval No. 06-05002J is for the authorization to combust Class A Dried Biosolids (DBS) as an alternative fuel in Source IDs 121 & 122, Portland Cement Kilns #1 & #2, respectively. The facility will be permitted to combust up to a combined total of 6.0 tons per hour DBS in both kilns & a total of 52,560 tpy DBS. The project does not include the installation of any new equipment nor will it increase the clinker production capacity of the kilns. The facility will be required to comply with the amended requirements of 40 CFR 63, Subpart LLL by September 9, 2015. The plan approval will contain emission limits, performance testing, monitoring, recordkeeping & work practice standards 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, 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, by filing a written protest with the Department at the address listed above. Each written comment must contain the following; 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, or for requests for a public hearing. 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.

Thomas Hanlon, Facilities 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, protests, or requests for a public hearing.

Plan approvals issued to sources identified in 25 Pa. Code § 127.44(b)(1)—(4) or plan approvals issued to sources with limitations on the potential to emit may become part of the SIP, and will be submitted to EPA for review and approval.

06-05069V: East Penn Manufacturing Co., Inc. (P. O. Box 147, Lyon Station, PA 19536) for modifying the Industrial Facility production lines at the lead-acid battery assembly plant located in Richmond Township, **Berks County**.

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), the Department of Environmental Protection (DEP) has received an application and intends to issue a Plan Approval to the abovementioned company for the abovementioned project. This plan approval may be incor-

porated into the company's facility-wide permit via an administrative amendment at a later date.

Plan Approval 06-05069V is for installation and startup of pieces of equipment controlled by fabric filters and mist eliminators. The company shall be subject to and comply with 40 CFR 60 Subpart KK, 40 CFR 63 Subpart MMMM and BAT. The expected actual air emissions from the proposed project are 13.7 tpy of NO_x, 1.5 tpy of SO₂, 23.1 tpy of CO, 5.9 tpy of particulate, 1.5 tpy of VOC and 29.5 tpy of HAP. The specific changes are proposed as follows:

- 1.) for dry pasting operations:
 - (a) Upgrade of Baghouse C29 (controlling part of Source 146 and formerly controlling Source 147) with a larger 60,000 CFM fan
 - (b) Move the existing C30 baghouse (formerly controlling Source 148) with a 60,000 CFM fan next to existing BaghouseC29 as a part of C29
 - (c) Install one new secondary HEPA filtration (C29A) designed for 120,000 CFM air flow for control of the combined exhaust of the resulting C29 ventilation system
 - (d) Install three new paste lines and three new paste operating hoods as a part of Source 146 controlled by C29
 - (e) Change the ventilation of the existing Source 147 equipment formerly controlled by C29 and instead control that equipment with new Baghouse/HEPAC147/C147A (see change 8 below)
 - (f) Change the ventilation of the existing Source 148 equipment formerly controlled by C30 and instead control that equipment with new Baghouse/HEPAC148/C148A (see change 9 below)
 - 2.) for wet pasting operations: Install three new paste mixers and three new flash dry ovens as a part of Source 146 and controlled by existing fabric filter C40 with secondary HEPA filtration (C40A)
 - 3.) for gridcasting operations:
 - (a) Install two new gridcast machines as part of Source 143
 - (b) Install one new concast machine as part of Source 143
 - (c) Install one new stripcast/punchcast machine as part of Source 143
 - (d) Install one new baghouse (C39) with a secondary HEPA filter (C39A) to control these new machines and to control twelve existing uncontrolled gridcast machines
 - 4.) for lead oxide receiving: Install two new lead oxide receiving tanks as a part of Source 135 controlled by bin vent filters (C135) with secondary HEPA filters (C135A)
 - 5.) for lead oxide storage: Install three new lead oxide storage silos as a part of Source 144A controlled by bin vent filters (C26A) with secondary HEPA filters (C26AA)
 - 6.) for heat sealing operations: Install four new heat sealers as a part of Source 141 controlled by filter beds (C141) with secondary HEPA filters (C141A)
 - 7.) for battery finishing operations:
 - (a) Install three new finishing lines as a part of Source 605 with fugitive emissions from hand painting batteries (Z605)
 - (b) Install one new spray paint booth as a part of Source 604 controlled by filter pads (C604)
 - (c) Install one 1.5 mmBtu/hr air make-up unit as an insignificant source
 - 8.) for formation support operations:
 - (a) Install two new cassette loading machines as a part of Source 147
 - (b) Install six new dry-charge stacking stations as a part of Source 147
 - (c) Relocate two existing wrapping machines to be a part of Source 147
 - (d) Install one new wrapping machine as a part of Source 147
 - (e) Install one new 120,000 CFM baghouse (C147) with secondary HEPA filtration (C147A) to control the above items a through d
 - (f) Baghouse/HEPAC147/C147A will also control the existing Source 147 equipment formerly controlled by C29. This equipment consists of two dry charge stacking stations.
 - 9.) for three process operations:
 - (a) Install two new COS machines as a part of Source 148
 - (b) Install two new assembly lines as a part of Source 148
 - (c) Install one new stacker machine as a part of Source 148
 - (d) Install one new 120,000 CFM baghouse (C148) with secondary HEPA filtration (C148A) to control items a through c
 - (e) Baghouse/HEPAC148/C148A will also control the existing Source 148 equipment formerly controlled by C30. The existing Source 148 equipment includes two automatic plate wrapping machines, two COS machines, three stacking machines, three assembly lines, one wrapper/stacker, one hand-burning station and one hand-stacking/hand-burning workstation.
 - 10.) for plate formation operations (Source 149):
 - (a) Decommission and remove two existing 32,000 CFM mist eliminators (part of C31)
 - (b) Decommission and remove three existing 16,000 CFM mist eliminators (part of C31)
 - (c) Decommission and remove 32 single rows of formation, 3,500 CFM each (part of C31)
 - (d) Install four new 63,000 CFM mist eliminators as a part of C31
 - (e) Install three new 42,000 CFM mist eliminators as a part of C31
 - (f) Install one new 48,000 CFM mist eliminator as a part of C31
 - (g) Install 81 single rows of formation evacuated by fans, 5,250 CFM each, exhausting through C31 mist eliminators
 - 11.) for battery boosting operations (Source 150):
 - (a) Decommission and remove four existing 26,500 CFM mist eliminators (part of C33)
 - (b) Install four new 38,000 CFM mist eliminators as a part of C33 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, 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, by filing a written protest with the Department at the address listed above. Each written comment must contain the following; 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 or for requests for a public hearing. 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.

Thomas Hanlon, Facilities 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, protests, or requests for a public hearing.

Plan approvals issues to sources identified in 25 Pa. Code § 127.44(b)(1)–(4) or plan approvals issued to sources with limitations on the potential to emit may become part of the SIP, and will be submitted to EPA for review and approval.

OPERATING PERMITS

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

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

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

09-00124: Fairless Energy, LLC (50 Energy Drive, Fairless Hills, PA 19030) for renewal of a Title V Operating Permit in Falls Township, **Bucks County**. There has been no source changes at the facility since the operating permit was last amended in 2013. Sources at the facility include four (4) combined cycle natural-gas fired combustion turbines with duct burners, two (2) natural-gas pipeline heaters, four (4) mechanical draft cooling towers, an auxiliary boiler, and an emergency diesel fire pump. The diesel fire pump engine is subject to 40 C.F.R. Part 60, Subpart ZZZZ, the requirements of which will be incorporated into the operating permit. Fairless Energy, LLC is a major facility for NO_x, VOC, CO, and PM. The renewal of this operating permit does not authorize any increase in air emissions of any regulated pollutants above previously approved levels. The permit includes monitoring, recordkeeping, and reporting requirements designed to address 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

35-00032: Cinram Manufacturing, LLC. (1400 E. Lackawanna Avenue, Olyphant, PA 18448-0999) to issue a renewal Title V Operating Permit for a CD, Tape and Record Reproducing facility in Olyphant Borough, **Lackawanna County**. The facility sources include three (3) warehouse heaters, two (2) boilers, and forty-one (41) screen cleaning stations. These sources have the potential to emit major quantities of regulated pollutants above Title V emission thresholds. The proposed Title V Operat-

ing Permit contains all applicable requirements including Federal and State regulations. In addition, monitoring, recordkeeping and reporting conditions regarding compliance with all applicable requirements are included.

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

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

63-00642: Equitrans LP (625 Liberty Ave., Pittsburgh, PA 15222) to issue a Title V Operating Permit (TVOP) for renewal to authorize the continued operation of three Cooper-Bessemer engines (1,350 hp each), one natural gas-fired generator (367 hp), one tri-ethylene glycol dehydration unit with reboiler, and six miscellaneous small combustion units (less than 1.5 mmbtu/hr each) at the existing Hartson Station located in Finleyville Boro, **Washington County**.

This facility has the potential to emit the following type and quantity of air contaminants (on an annual basis): 84 tons NO_x, 80 tons CO, 30 tons VOCs, 11 tons all HAPs combined, 7 tons of a single HAP, and 21,105 tons greenhouse gases, based on a 12-month rolling total basis. No emission or equipment changes are being proposed by this action. This facility is subject to the applicable requirements of 40 CFR 60, Subpart JJJJ—Standards of Performance for Stationary Spark Ignition Internal Combustion Engines, 40 CFR 63, Subpart ZZZZ—National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines, and 25 Pa. Code Chapters 121–145. Proposed includes conditions relating to applicable emission restrictions, testing, monitoring, recordkeeping, reporting and work practice standards requirements.

Copies of the proposed TVOP, 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 Department's Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. Appointments for scheduling a review must be made by calling 412-442-4000.

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

All requests for a public hearing, and all protests to a proposed action, shall be filed with the Department within 30 days of the date that notice of the proposed action was published under 25 Pa. Code § 127.424 (relating to public notice). A protest must include the name, address and telephone number of the person filing the protest, identification of the proposed permit issuance being opposed (Operating Permit 63-00642) and a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based.

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

phone, where the Department determines such notification by telephone is sufficient.

Written comments, protests and requests for a public hearing should be directed to Barbara Hatch, Environmental Engineer Manager, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222 or bhatch@pa.gov. For additional information concerning the permit or the issuance procedure, contact Barbara Hatch at (412) 442-5226.

04-00471: Marathon Petroleum Company, LLC, (539 South Main Street Finely, OH, 45480), in accordance with 25 Pa. Code §§ 127.441, 127.425 and 127.521, the Department is providing notice that they intend to issue a Title V Operating Permit for the continued operation of a bulk gasoline transfer terminal, known as the Midland Terminal, located in Midland Borough, **Beaver County**.

The facility consists of six "swing" storage tanks, with storage capacities between 84,000 and 3,100,000 gallons (1 barrel petroleum = 42 US gallons), one distillate oil, 3,900,000 gallon, fixed roof tank, two ethanol tanks with capacities of 36,000 gallons and 21,000 gallons, equipment for barge loading and unloading, and gasoline and distillate loading racks. The swing tanks are equipped with internal floating roofs. Emissions from the loading racks are controlled by a Vapor Recovery Unit. (VRU) When the VRU is not available, these emissions are controlled by an off-site, portable Vapor Combustion Unit. (VCU) The swing tanks may include any liquid which produces emissions less than or equal to storage of gasoline. Throughput of the loading racks is limited to 172,000,000 gallons of gasoline and 80,000,000 gallons of distillate oil. Loading of gasoline into barges is limited to 40,000,000 gallons per year. Emissions of VOC from the loading racks are limited to 20 mg per liter of gasoline loaded. This facility has the potential to emit the following type and quantity of pollutants: 115 tons per year of VOC, 2.9 tons per year of NO_x, 7.2 tons per year of CO, and 2.0 tons of the sum of all HAPs combined. No equipment or emission changes are being approved by this action. Sources at the facility are subject to 40 CFR Part 60 Subpart XX—Standards of Performance for Bulk Gasoline Terminals, 40 CFR Part 60 Subpart Kb—Standards of Performance for Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced After July 23, 1984, and 40 CFR Part 63 Subpart BBBBBB—National Emission Standards for Hazardous Air Pollutants for Source Category: Gasoline Distribution Bulk Terminals, Bulk Plants, and Pipeline Facilities, as well as 40 CFR 64—Compliance Assurance Monitoring, and state requirements. The permit includes emission limitations and operational, monitoring, testing, recordkeeping, and reporting requirements for the facility.

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 Department's Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. Appointments for scheduling a review must be made by calling 412-442-4000.

Any person may submit comments or object to the modified operating permit by filing a written protest with the Department at the Southwest Regional Office. A 30-day comment period from the date of this publication will exist for the submission of comments.

A protest to a proposed action shall be filed with the Department within 30 days of the date that notice of the

proposed action was published under 25 Pa. Code § 127.424 (relating to public notice). A protest shall include the name, address and telephone number of the person filing the protest, identification of the proposed permit modification being opposed (Operating Permit 04-00471) and a concise statement of the objections to the permit modification and the relevant facts upon which the objections are based.

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

Written comments, protests and requests for a public hearing should be directed to Martin L. Hochhauser, P.E., Air Quality Engineering Specialist, Department of Environmental Protection, Southwest Region, 400 Waterfront Drive, Pittsburgh, PA 15222 or mhochhauser@pa.gov. For additional information concerning the permit or the modification procedure, contact Martin Hochhauser at (412) 442-(4057).

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

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

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

40-00113: Hazleton Materials LLC (P. O. Box 196, 2052 Lucon Road, Skippack, PA 19474-0196) for operation of a stone crushing plant in Foster Township, **Luzerne County**. This is a renewal of the Synthetic Minor Operating Permit. As a major source, the facility is subject to the Title V permitting requirements of the Clean Air Act Amendments as adopted by the Commonwealth under 25 Pa. Code Chapter 127, Subchapter G.

The main sources at this facility are three (3) Keeler Boilers and one (1) Emergency Generator. The boilers are subject to 40 CFR Part 63, Subpart JJJJJJ. The Emergency Generator is subject to 40 CFR Part 63, Subpart ZZZZ. The proposed Title V Operating Permit shall include emission restrictions, work practice standards and testing, monitoring, recordkeeping, and reporting requirements to ensure compliance with all applicable Federal and State air quality regulations.

40-00115: Shamokin Filler Co., Inc. (1550 Crestwood Road, Mountaintop, PA 18707-2132) for to operate a coal processing plant in Wright Township, **Luzerne County**. This plant dries and processes carbon products used for filtration and injection into steel making operation. The State-only operating permit includes emissions, work practice standards and testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements. This is a renewal of State-only Natural Minor operating permit.

35-00015: Valmet Inc. (987 Griffin Pond Road, Clarks Summit, PA 18411) for manufacture of fabricated rubber products operations in South Abington Township, **Lackawanna County**. This is a renewal of State-Only

Synthetic Minor operating permit. The State-Only Synthetic Minor Operating Permit includes emissions, work practice standards and testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality

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, Regional Air Quality Manager, Telephone: 717-705-4702.

36-03085: Goodhart Sons, Inc. (2515 Horseshoe Road, Lancaster, PA 17601) for the metal products manufacturing facility in Upper Leacock Township, **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 subject facility has potential emissions of 17.4 tpy of VOC, 8.6 tpy of Xylene and 13.0 tpy of total HAPs. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 40 CFR Part 63 Subpart XXXXXX—National Emission Standards for Hazardous Air Pollutants Area Source Standards for Nine Metal Fabrication and Finishing Source Categories.

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 following; 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, Facilities 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.

67-03142: DCP Midstream, LP (2200 Lemon Street, York, PA 17408) for operation of a propane terminal facility in West Manchester Township, **York 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 estimated potential VOC emissions are 13 tons per year. The Operating Permit will include emission limits and work practice standards along with monitoring,

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

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 following; 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.

01-05033: Knouse Foods Cooperative, Inc. (P. O. Box 807, Biglerville, PA 17307) to operate their Peach Glen fruit processing facility located in Tyrone 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 abovementioned facility.

Actual 2013 emissions at the facility are estimated to be approximately 6.81 tons of NO_x; 5.72 tons of CO and less than one ton each of SO_x, VOC, HAPs, and PM₁₀. 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 63, Subpart ZZZZ—National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines; 40 CFR Part 63, Subpart JJJJJ—National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers Area Sources and 40 CFR Part 60, Subpart Dc—Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units.

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 following; 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, protests or requests for a public hearing.

Mr. Gary Helsel, P.E., 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, protests or requests for a public hearing.

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

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

17-00048: Philipsburg Osceola Area School District (502, Philips Street, Philipsburg, PA 16866) for their Osceola Mills elementary school in Osceola Mills Borough, **Clearfield County**. The facility is currently operating under the State Only operating permit 17-00048. The facility's sources include two #2 fuel oil fired boilers, one #2 fuel oil fired water heater, and one 67 horsepower diesel emergency engine. The facility has potential emissions of 18.6 tons per year of nitrogen oxides, 5.5 tons per year of carbon monoxide, 24.6 tons per year of sulfur oxides, 1.3 tons per year of particulate matter, 0.90 ton per year of volatile organic compounds, 0.22 ton per year of total hazardous air pollutants (HAPs), and 7415.11 tons per year of carbon dioxide equivalents (greenhouse gases). No emission or equipment changes are being proposed by this action. The emission restriction, testing, monitoring, recordkeeping, reporting, and work practice conditions of the NMOP have been derived from the applicable requirements of 40 CFR Part 60, and Pa. Code Title 25, Article III, Chapters 121 through 145.

All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550. Any person(s) wishing to provide the Department of Environmental Protection with additional information, which they believe should be considered prior to the issuance of this operating permit, may submit the information to the Department of Environmental Protection at the address shown in the preceding paragraph. A 30-day comment period from the date of this publication will exist for the submission of comments. Each written comment must contain the following:

Name, address and telephone number of the person submitting the comments; Identification of the proposed operating permit (specify State Only Operating Permit No. 17-00048); Concise statements regarding the relevancy of the information or objections to issuance of the operating 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 information 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 by the *Pennsylvania Bulletin*, or by telephone, where the Department of Environmental Protection determines such notification is sufficient. Written comments or requests for a public

hearing should be directed to David Shimmel, P.E., Chief, New Source Review, Department of Environmental Protection, Air Quality Program, Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, 570-327-3568.

Persons with a disability who wish to comment and require an auxiliary aid, service, or other accommodation to participate should contact the Northcentral Regional Office at 570-327-3659. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 800-654-5984.

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

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

30-00112: Equitrans, LP (EQT Plaza, 625 Liberty Ave., Suite 1700, Pittsburgh, PA 15222) Operating permit renewal for the Mt. Morris Compressor Station located in Dunkard Township, **Greene County**. Equipment at this facility includes two stationary reciprocating internal combustion compressor engines, an emergency generator engine, and a parts washer. Potential emissions at this facility are estimated to be 5.6 tons per year (tpy) of NO_x, 2.3 tpy CO, 1.5 tpy VOC, and 0.1 tpy HAPs. The facility is subject to the applicable requirements of Pa. Code Title 25 Chapters 121—145. The proposed Operating Permit contains applicable emission limits, as well as testing, monitoring, recordkeeping, reporting and work practice 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 the Department's Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. Appointments for scheduling a review must be made by calling 412-442-4000.

Any person may submit comments or object to the operating permit or a proposed condition thereof by filing a written protest with the Department at the Southwest Regional Office. A 30-day comment period from the date of this publication will exist for the submission of comments.

A protest to a proposed action shall be filed with the Department within 30 days of the date that notice of the proposed action was published under 25 Pa. Code § 127.424 (relating to public notice). A protest shall include the name, address and telephone number of the person filing the protest, identification of the proposed permit issuance being opposed (Operating Permit 30-00112) and a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based.

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

Written comments, protests and requests for a public hearing should be directed to Nick Waryanka, Air Quality Engineer, Department of Environmental Protection, Southwest Region, 400 Waterfront Drive, Pittsburgh, PA

15222. For additional information concerning the permit or the issuance procedure, contact Mr. Waryanka at (412) 442-4172.

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

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

25-01021: Team Hardinger Transportation (1314 West 18th Street, Erie, PA 16502-1517) to issue a State Operating Permit for the coating operation which is located in the City of Erie, **Erie County**. The facility's primary emission sources include a surface coating booth equipped with dry filters for overspray. Coatings are applied with HVLP and electrostatic spray guns. The booths are heated with an air make-up unit rated at 5.3 mmbtu/hr. The heater is fired with natural gas. The facility has an emission limit of 10 TPY for VOC emissions in any 12-month rolling period. The facility is an area source of emissions. The operating permit contains requirements from plan approval 25-1021A, applicable emission restrictions, testing requirements, monitoring requirements, reporting requirements, work practice requirements, and additional requirements in accordance with the Clean Air Act.

43-00361: Butler Petroleum Corp.—Elliot Oil Division (408 Erie Street, Grove City, PA 16127) to issue a Synthetic Minor Operating Permit for this petroleum products distribution facility, located in the Grove City, **Mercer County**. In order to remain classified as a "Bulk Gasoline Plant" and not a "Bulk Gasoline Terminal" this facility has elected to limit gasoline throughput to no more than 20,000 gallons per day.

This operating permit issuance incorporates a GP-2 (General Plan Approval and General Operating Permit, BAQ-GPA/GP-2) for two 12,000 gallon gasoline storage tanks, Subpart BBBB—National Emission Standards for Hazardous Air Pollutants for Source Category: Gasoline Distribution Bulk Terminals, Bulk Plants, and Pipeline Facilities, and the applicable requirements from 25 Pa. Code §§ 129.57, 129.60, 129.61 and 129.62.

The primary sources of emissions from this facility are the gasoline storage and transferring equipment. If gasoline throughput at this facility were at the maximum rate of 20,000 gallons per day, the VOC emissions from this facility would be 24.8 tons per year. Actual throughputs and VOC emissions are expected to be well below these estimates. Emissions of all other criteria pollutants are well below major source thresholds.

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

32061302 and NPDES No. PA0235768. Western Allegheny Energy, LLC, (301 Market Street, Kittanning, PA 16201). To revise the permit for the Knob Creek Mine in Young and Conemaugh Townships, **Indiana County** and related NPDES permit to relocate treatment ponds and NPDES outfall 001, expand the coal handling area, and add acreage to the underground mine permit and subsidence control plan permit areas. Surface Acres Proposed 26.6, Underground Acres Proposed 4,818.0, Subsidence Control Plan Acres Proposed 4,902.0. No additional discharges. The application was considered administratively complete on April 17, 2014. Application received February 20, 2014.

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

Permit No. 56753048 and NPDES No. PA0119954. Gray Mining Co., Inc., 1134 Stoystown Road, Friedens, PA 15541, permit renewal for the continued operation and restoration of a bituminous surface mine in Quemahoning Township, **Somerset County**, affecting 296 acres. Receiving stream: Stoney Creek classified for the following use: warm water fishery. The first downstream potable water supply intake from the point of discharge is Hooversville Borough Municipal Authority Stonycreek SWI. Application received: March 26, 2014.

Permit No. 56080105 and NPDES No. PA0262633. Hoffman Mining, Inc., 118 Runway Road, P. O. Box 130, Friedens, PA 15541, permit renewal for the continued

operation and restoration of a bituminous surface and auger mine in Ogle and Paint Townships, **Somerset County**, affecting 290.8 acres. Receiving streams: Clear Shade Creek & unnamed to/and Shade Creek classified for the following uses: high quality cold water fishery and cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: March 26, 2014.

Permit No. 56130108 and NPDES No. PA0269395. Coal Loaders, Inc., 210 East Main Street, Ligonier, PA 15658, commencement, operation and restoration of a bituminous surface and auger/highwall mine in Summit Township and garret Borough, **Somerset County**, affecting 103.5 acres. Receiving streams: unnamed tributary "A" and "B" to Bigby Creek and Casselman River, classified for the following uses: cold and warm water fisheries. There are no potable water supply intakes within 10 miles downstream. The application includes a stream encroachment for a variance to conduct surface mining activities within 100 feet of unnamed tributary "A" to Bigby Creek and unmanned tributary "B" to Bigby Creek. The Chapter 105 stream encroachment activity consist of the mining through a previously mine impacted portion of unnamed tributary "B" and the reconstruction of the stream after mining. The next stream encroachment activity consists of construction of erosion and sedimentation controls and wetland mitigation within 30 feet of unnamed tributary "A." Mining will affect 0.16 acre of wetland which will be replaced with 0.16 acre of wetland with similar values during or after mining has been completed and prior to bond release. The application also includes a request for a Section 401 Water Quality Certification. Application received: March 28, 2014.

Permit No. 56020105 and NPDES No. PA0249262. Fieg Brothers, 3070 Stoystown Road, Stoystown, PA 15563, permit renewal for the continued operation and restoration of a bituminous surface and auger mine in Brothersvalley Township, **Somerset County**, affecting 87.7 acres. Receiving streams: unnamed of Millers Run and Sandy Hollow classified for the following use: cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: April 4, 2014.

Permit No. 11020202 and NPDES No. PA0249254. Ebensburg Power Company, 2840 New Germany Road, P. O. Box 845, Ebensburg, PA 15931, permit renewal for the continued operation and restoration of a bituminous coal refuse reprocessing surface mine in Nanty Glo Borough and Jackson Township, **Cambria County**, affecting 48.2 acres. Receiving streams: Tributary to South Branch Blacklick Creek to Blacklick Creek to Two Lick Creek classified for the following use: cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: April 2, 2014.

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

03080104 and NPDES Permit No. PA0251496. Rosebud Mining Co. (301 Market Street, Kittanning, PA 16201). Renewal application for reclamation only to an existing bituminous surface mine, located in E. Franklin and N. Buffalo Townships, **Armstrong County**, affecting 114.8 acres. Receiving streams: unnamed tributaries to Glade Run, classified for the following use: CWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Application received: April 22, 2014.

03803044 and NPDES Permit No. PA0126375. Rosebud Mining Co. (301 Market Street, Kittanning, PA 16201). Renewal application for continued operation and reclamation to an existing bituminous surface mine, located in East Franklin Township, **Armstrong County**, affecting 97.9 acres. Receiving stream: unnamed tributary to Limestone Run, classified for the following use: WWF. The potable water supply intake within 10 miles downstream from the point of discharge: West Penn Water Co. Renewal application received: April 23, 2014.

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

Permit No. 40140201. Mineral Reclamation, LLC, (30 Market Street, Pittston, PA 18640), commencement, operation and restoration of an anthracite coal refuse reprocessing operation in Hanover Township, **Luzerne County** affecting 12.78 acres, receiving stream: Nanticoke Creek, classified for the following use: cold water fishes. Application received: April 8, 2014.

Permit No. 40-305-013GP12. Mineral Reclamation, LLC, (30 Market Street, Pittston, PA 18640), application to operate a coal preparation plant whose pollution control equipment is required to meet all applicable limitations, terms and conditions of General Permit, BAQ-GPA/GP-12 on Surface Mining Permit No. 40140201 in Hanover Township, **Luzerne County**. Application received: April 8, 2014.

Permit No. 40990202R3. HUD, Inc., Emerald Anthracite, Inc., (PO Box 27, Nanticoke, PA 18634), renewal for Reclamation Activities Only of an existing anthracite coal refuse reprocessing operation in Newport and Hanover Townships, **Luzerne County** affecting 104.2 acres, receiving stream: Nanticoke Creek. Application received: April 15, 2014.

Noncoal Applications Received

Effluent Limits—The following effluent limits will apply to NPDES permits issued in conjunction with a noncoal mining permit:

Table 2

| Parameter | 30-day Average | Daily Maximum | Instantaneous Maximum |
|--------------------------------------|----------------|---------------------------------|-----------------------|
| Suspended solids | 10 to 35 mg/l | 20 to 70 mg/l | 25 to 90 mg/l |
| Alkalinity exceeding acidity* pH* | | greater than 6.0; less than 9.0 | |

*The parameter is applicable at all times.

A settleable solids instantaneous maximum limit of 0.5 ml/l applied to surface runoff resulting from a precipitation event of less than or equal to a 10-year 24-hour event. If coal will be extracted incidental to the extraction of noncoal

minerals, at a minimum, the technology-based effluent limitations identified under coal applications will apply to discharges of wastewater to streams.

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

Permit No. 4873SM1A1C14 and NPDES Permit No. PA0020451. Magnesita Refractories Company, (425 S. Salem Church Road, York, PA 17408), renewal of an existing limestone quarry operation in West Manchester Township, **York County** affecting 1,031.9 acres, receiving streams: Little Conewago and Codorus Creeks, classified for the following use: warm water fishes. Application received: April 14, 2014.

MINING ACTIVITY NPDES DRAFT PERMITS

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

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

Effluent Limits for Coal Mining Activities

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

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

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

*The parameter is applicable at all times.

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

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

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

Effluent Limits for Noncoal Mining Activities

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

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

* The parameter is applicable at all times.

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

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

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

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

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

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

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

Coal NPDES Draft Permits

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

NPDES No. PA0269336 (Mining Permit No. 56130102), Berwind Coal Sales Company, 509 15th Street, Windber, PA 15963, new NPDES permit for bituminous surface mine in Shade Township, **Somerset County**, affecting 147.1 acres. Receiving stream(s): Miller Run, unnamed tributaries to Miller Run, and unnamed tributary to Little Dark Shade Creek, classified for the following use(s): cold water fisher. This receiving stream is included in the Kiski-Conemaugh TMDL. Application received: December 26, 2013.

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

The treated wastewater outfall(s) listed below discharge to Miller Run and unnamed tributaries to Miller Run:

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

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

| <i>Outfalls: 001, 002, 003, 004, & 005</i> | <i>30-Day</i> | <i>Daily</i> | <i>Instant.</i> |
|--|----------------|----------------|-----------------|
| <i>Parameter</i> | <i>Average</i> | <i>Maximum</i> | <i>Maximum</i> |
| Iron (mg/l) | 1.5 | 3.0 | 3.7 |
| Manganese (mg/l) | 1.0 | 2.0 | 2.5 |
| Aluminum (mg/l) | XXX | XXX | 1.8 |
| Total Suspended Solids (mg/l) | 35.0 | 70.0 | 90.0 |
| pH (S.U.): Must be between 6.0 and 9.0 standard units at all times | | | |
| Alkalinity must exceed acidity at all times | | | |

The stormwater outfall(s) listed below discharge to Miller Run, unnamed tributaries to Miller Run, and unnamed tributary to Little Dark Shade Creek:

| <i>Outfall Nos.</i> | <i>New Outfall (Y/N)</i> |
|---------------------|--------------------------|
| 006 | Y |
| 007 | Y |
| 008 | Y |
| 009 | Y |
| 010 | Y |
| 011 | Y |
| 012 | Y |
| 013 | Y |
| 014 | Y |

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

Outfalls: 006, 007, 008, 009, 010, 011, 012, 013, & 014

| <i>Parameter</i> | <i>30-Day Average</i> | <i>Daily Maximum</i> | <i>Instant. Maximum</i> |
|-------------------------------|-----------------------|----------------------|-------------------------|
| Iron (mg/l) | 1.5 | 3.0 | 3.7 |
| Manganese (mg/l) | 1.0 | 2.0 | 2.5 |
| Aluminum (mg/l) | XXX | XXX | 1.8 |
| Total Suspended Solids (mg/l) | 35.0 | 70.0 | 90.0 |

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

This proposed mine site also contains or is hydrologically connected to substandard discharges for which there is no responsible party. Pursuant to 25 Pa. Code Chapter 87.201, effluent limits for those discharges will be based upon the existing baseline pollution load, or the standards found at 25 Pa. Code Chapter 87.102(a) Group A, whichever is least stringent.

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

NPDES Permit No. PA0225177 on Surface Mining Permit No. 40663024. Coal Contractors (1991), Inc., (PO Box 39, Hazleton, PA 18201), new NPDES Permit for an anthracite surface mine operation in Hazle Township, **Luzerne County**, affecting 925.0 acres. Receiving stream: Hazle Creek, classified for the following use: HQ—cold water and migratory fishes. Application received: November 16, 2011. Non-discharge BMP's will apply to this site.

Noncoal NPDES Draft Permits

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

NPDES No. PA0605336 (Permit No. 3072SM3). Allegheny Mineral Corporation (P. O. Box 1022, Kittanning, PA 16201) Renewal of an NPDES permit for a large industrial minerals surface mine in Marion & Mercer Townships, **Butler County**, affecting 920.0 acres. Receiving streams: McMurray Run, classified for the following uses: CWF. TMDL: None. Application received: February 14, 2014.

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

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

| <i>Outfall No.</i> | <i>New Outfall (Y/N)</i> |
|--------------------|--------------------------|
| T | N |
| B | N |

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

| <i>Parameter</i> | <i>Minimum</i> | <i>30-Day Average</i> | <i>Daily Maximum</i> | <i>Instant. Maximum</i> |
|--|----------------|-----------------------|----------------------|-------------------------|
| pH ¹ (S.U.) | 6.0 | | | 9.0 |
| Iron (mg/l) | | | | 7 |
| Manganese (mg/l) | | | | 5 |
| Alkalinity greater than acidity ¹ | | | | |
| Total Suspended Solids (mg/l) | | 35 | 70 | 90 |

¹ The parameter is applicable at all times.

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

| <i>Outfall No.</i> | <i>New Outfall (Y/N)</i> |
|--------------------|--------------------------|
| AA | N |
| F | N |

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

| <i>Parameter</i> | <i>Minimum</i> | <i>30-Day Average</i> | <i>Daily Maximum</i> | <i>Instant. Maximum</i> |
|--|----------------|-----------------------|----------------------|-------------------------|
| pH ¹ (S.U.) | 6.0 | | | 9.0 |
| Alkalinity greater than acidity ¹ | | | | |
| Total Settleable Solids (ml/l) | | | | 0.5 |
| Suspended Solids (mg/l) | | | | 90 |

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

NPDES Permit No. PA0224171 on Surface Mining Permit No. 58010301. Pennsy Supply, Inc., (1001 Paxton Street, PO Box 3331, Harrisburg, PA 17105), transfer and renewal of an NPDES Permit for a bluestone quarry operation in Bridgewater Township, **Susquehanna County**, affecting 41.96 acres. Receiving stream: unnamed tributary to South Branch Wyalusing Creek & South Branch Wyalusing Creek, classified for the following uses: warm water and migratory fishes (TMDL for Nutrients, Suspended Solids). Application received: February 26, 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 listed below discharge to unnamed tributary to South Branch Wyalusing Creek & South Branch Wyalusing Creek.

| <i>Outfall No.</i> | <i>New Outfall Y/N</i> | <i>Type</i> |
|--------------------|------------------------|----------------------|
| 001 | No | E&S (Sediment Basin) |

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.

E35-451. Wilkes-Barre/Scranton International Airport, 100 Terminal Drive, Avoca, PA 18641, in Moosic

Borough, **Lackawanna County**, U.S. Army Corps of Engineers, Baltimore District.

To place and maintain fill and to construct a 1,200 foot extension of taxiway B to access Runway 22. The project will impact a total of 0.27 acre of PEM wetlands. The project is located at the north end of the airport property off Exit 178A of Interstate Route 81 in Moosic Borough, Lackawanna County and Pittston Township, Luzerne County (Avoca, PA Quadrangle, Latitude: 41°20'40"; Longitude: -75°43'22").

E40-753. George Nahas, 55 Butler Street, Kingston, PA 18708, in Harveys Lake Borough, **Luzerne County**, U.S. Army Corps of Engineers, Baltimore District.

To remove the existing 1,195 sq. ft. structure and to construct and maintain a 1,895 sq. ft. boat dock/house in Harveys Lake (HQ-CWF). The project is located at Pole 211 along Lakeview Drive in Harveys Lake Borough, Luzerne County (Harveys Lake, PA Quadrangle, Latitude: 41°21'51"; Longitude: -76°3'16").

E40-754. Michael Daley, 3261 Lakeview Drive, Harveys Lake, PA 18618, in Harveys Lake Borough, **Luzerne County**, U.S. Army Corps of Engineers, Baltimore District.

To construct and maintain an 868 sq. ft. boat dock/house expansion to the existing 1,015 sq. ft. boat house in Harveys Lake (HQ-CWF). The project is located at Pole 295 along Lakeview Drive in Harveys Lake Borough, Luzerne County (Harveys Lake, PA Quadrangle, Latitude: 41°21'4.6"; Longitude: -76°2'27.7").

E40-755. Exeter Borough, 1101 Wyoming Avenue, Exeter, PA 18643, in Exeter Borough, **Luzerne County**, U.S. Army Corps of Engineers, Baltimore District.

To construct and maintain a 1,457-foot long stream channel restoration project along the east and west banks of Hicks Creek (CWF, MF) consisting of the following work: sixty (60) in-stream rock step structures, streambank stabilization, riparian plantings, and 2.46 acres of floodway impacts associated with cutting/filling. The project is located east of Irene Street, approximately 0.2 mile west of the intersection of Schooley Avenue and Slocum Avenue (Pittston, PA Quadrangle, Latitude: 41°19'53.8"; Longitude: -75°49'59.3").

E40-756. Susan Kaufer, 930 Maple Street, Shavertown, PA 18708, in Harveys Lake Borough, **Luzerne County**, U.S. Army Corps of Engineers, Baltimore District.

To construct and maintain a 1,075 sq. ft. boat house expansion abutting the existing 642 sq. ft. boat dock for a total encroachment of 1,717 sq. ft. in Harveys Lake (HQ-CWF). The project is located at Pole 73 along

Lakeview Drive in Harveys Lake Borough, Luzerne County (Harveys Lake, PA Quadrangle, Latitude: 41°22'24"; Longitude: -76°2'8").

E40-757. Henry Zielinski, 14 Marina Drive, Harveys Lake, PA 18618, in Harveys Lake Borough, **Luzerne County**, U.S. Army Corps of Engineers, Baltimore District.

To construct and maintain a 434 sq. ft. expansion of an existing existing 316 sq. ft. boat dock for a total encroachment of 750 sq. ft. in Harveys Lake (HQ-CWF). The project is located at Pole 267 along Lakeview Drive in Harveys Lake Borough, Luzerne County (Harveys Lake, PA Quadrangle, Latitude: 41°21'10"; Longitude: -76°2'41.7").

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

E05-377, PA Department of Transportation Engineering District 9-0, 1620 North Juniata Street Hollidaysburg, PA 16648, in Hopewell Township, **Bedford County**, U.S. Army Corps of Engineers, Baltimore District

The applicant proposes to: 1) remove the existing structure and to construct and maintain a 10' x 5.5' single-cell, precast box culvert with precast wingwalls and apron sections, skewed 80°, depressed 12", and 36.09' in length, across a UNT to Yellow Creek (HQ-CWF, MF); 2) place and maintain fill in: 0.02 acre of PEM EV wetlands, 0.01 acre of PSS EV wetlands, and 0.01 acre of PUB EV wetlands; all for the purpose of improving transportation safety and roadway standards. The project is located along SR 0026 in Hopewell Township, Bedford County (Hopewell, PA Quadrangle N: 3.6", W: 5.6"; Latitude: 40° 08' 41", Longitude: -78° 17' 21"). The amount of wetland impact is considered deminimus and wetland replacement is not required.

E36-923, PA Department of Transportation Engineering District 8-0, 2140 Herr Street, Harrisburg, PA 17103, in Elizabeth Township, **Lancaster County**, U.S. Army Corps of Engineers, Baltimore District

The applicant proposes to: regrade the existing swale with a bottom width of 1.0' and a low flow channel of 0.5' deep rising at a 3:1 side slope, widening out to a 1.0' wide by 1.5' deep floodplain bench on both sides, permanently impacting 199' of a UNT to Hammer Creek (TSF, MF), temporarily impacting 0.05 acre of Palustrine Emergent wetlands, and permanently impacting 0.04 acre of PEM wetlands, all for the purpose of improving transportation safety and roadway standards. The project is located along Sleepy Hollow Rd./SR 1026, approximately 400' south of the SR 1026/SR 1028 intersection in Elizabeth Township, Lancaster County (Latitude: 40° 12' 43", Longitude: -76° 16' 54"). Permanent wetland impacts are considered deminimus and wetland replacement is not required.

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

E27-088, Tennessee Gas Pipeline Company, LLC, 1001 Louisiana Street, Suite 1460A, Houston TX 77002). Anomaly Dig 21A, in Jenks Township, **Forest County**, ACOE Pittsburgh District (Marienville West, PA Quadrangle N: 41°, 29', 01"; W: 79°, 09', 16.2").

To complete anomaly repairs on an existing natural gas pipeline. Project will temporarily impact 0.26 acre of PEM wetland within the existing ROW including 2,500 sq ft of excavation in a wetland and 826 linear feet of temporary

wetland crossing. Site will be restored to existing conditions when work is complete.

E37-192A, Hickory Run Energy, LLC, 400 Chesterfield Center, Suite 110, Chesterfield MO 63017. Hickory Run Energy Station Mitigation, in North Beaver Twp, **Lawrence County**, ACOE Pittsburgh District (Bessemer, PA Quadrangle N: 40°, 59', 33.55"; W: 80°, 26', 09.50").

To amend permit E37-192 which authorized permanent impacts to 0.36 acre of wetland, temporary impacts to 0.25 acre of wetland, and temporary impacts to 130 LF of stream to construct a natural gas-fired electric generating facility and associated infrastructure. The amendment includes an additional 1.9 acre of wetland enhancement required by the ACOE. Project will temporarily impact portions of an existing wetland currently utilized as a hayfield for tree/shrub planting and minor grading with the goal of restoring the area to a PFO wetland.

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

E5729-073: Appalachia Midstream Services, LLC, 100 IST Center, Horseheads, NY, 14845 Cherry Township, **Sullivan County**, USACE Baltimore District.

To construct, operate, and maintain:

(1) A temporary road crossing using timber mats and a 6-inch diameter well line impacting 2,624 square feet of an exceptional value palustrine forested (EV-PFO) wetland, 168 linear feet of an unnamed tributary to Mill Creek (EV), and 345 square feet of an exceptional value palustrine scrub-shrub and emergent (EV-PSS/PEM) wetland (Dushore Quadrangle 41°31'12"N, 76°28'15"W);

(2) A temporary road crossing using timber mats and a 6-inch diameter well line impacting 633 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Dushore Quadrangle 41°31'11"N, 76°28'19"W);

(3) A temporary road crossing using timber mats and a 6-inch diameter well line temporarily impacting 840 square feet of a palustrine emergent (PEM) wetland, and 139 linear feet of an unnamed tributary to Mill Creek (EV) (Dushore Quadrangle 41°31'10"N, 76°28'21"W);

(4) A temporary road crossing using timber mats and a 6-inch diameter well line impacting 7,194 square feet of an exceptional value palustrine forested (PFO) wetland (Dushore Quadrangle 41°31'10"N, 76°28'23"W);

(5) A temporary road crossing using timber mats and a 6-inch diameter well line impacting 201 linear feet of Mill Creek (EV) (Dushore Quadrangle 41°31'10"N, 76°28'29"W);

(6) A temporary road crossing using timber mats and a 6-inch diameter well line impacting 207 linear feet of an unnamed tributary to Mill Creek (EV) (Dushore Quadrangle 41°31'07"N, 76°28'39"W);

(7) A temporary road crossing using timber mats and a 6-inch diameter well line impacting 142 linear feet of an unnamed tributary to Mill Creek (EV) (Dushore Quadrangle 41°31'07"N, 76°28'41"W).

The project will result in approximately 11,636 square feet of temporary wetland impacts and approximately 857 linear feet of temporary stream impacts for the purpose of installing a well line for Marcellus Shale gas development in Cherry Township, Sullivan County. The permittee will provide 0.85 acre of compensatory mitigation at the Wilmot Mitigation Site (Colley, PA Quadrangle 41°36'44"N 76°17'27"W) in Wilmot Township, Bradford County.

ACTIONS

THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT
FINAL ACTIONS TAKEN FOR NPDES PERMITS AND WQM PERMITS

The Department has taken the following actions on previously received applications for new, amended and renewed NPDES and WQM permits, applications for permit waivers and NOIs for coverage under General Permits. This notice of final action is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P.S. §§ 691.1—691.101) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

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

Sections I—VI contain actions regarding industrial, animal or sewage wastes discharges, discharges to groundwater, and discharges associated with MS4, stormwater associated with construction activities and CAFOs. Section VII contains notices for parties who have submitted NOIs for Coverage under General NPDES Permits. The approval for coverage under these General NPDES Permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions in each General Permit. The approval of coverage for land application of sewage sludge or residential septage under applicable general permit is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions in the respective permit. The permits and related documents, effluent limitations, permitting requirements and other information are on file and may be inspected and arrangements made for copying at the contact office noted before the action.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law). The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

I. NPDES Renewal Permit Actions

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> |
|-----------------------------|--|--------------------------------------|--------------------------------------|-----------------------------|
| PA0087335— SEW | Broad Top Township Bedford County PO Box 57 187 Municipal Road Defiance, PA 16633-0057 | Bedford County Broad Top Township | Longs Run / 11-D | Y |
| PA0087343— SEW | Broad Top Township PO Box 57 187 Municipal Road Defiance, PA 16633-0057 | Bedford County Broad Top Township | Sandy Run / 11-D | Y |

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

Northcentral Regional Office: Regional Clean Water Program Manager, 208 W Third Street Suite 101, Williamsport, PA 17701-6448. Phone: 570.327.0530.

NPDES Permit No. PA0233579, CAFO, SIC Code 0212, 0213, **Morning Dew Farms LLC**, 266 Piatt Road, Shunk, PA 17768.

This existing facility is located in Fox Township, **Sullivan County**.

Description of Existing Action/Activity: Issuance of an NPDES Permit for an existing CAFO farm. The CAFO is designed to maintain an animal population of approximately 632.5 animal equivalent units (AEUs) consisting of 4,360 finishing swine, 31 heifers, 31 calves and 15 beef finishers.

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

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

WQM Permit No. 1596401, Sewage, Transfer, **Aqua Pennsylvania Wastewater Inc.**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010-3402.

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

Description of Action/Activity: Permit transferred from Little Washington Wastewater Co. to Aqua PA Wastewater Inc.

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

WQM Permit No. 2898403 A-1, Sewerage, **Antrim Township Municipal Authority**, 10655 Antrim Church Road, PO Box 130, Greencastle, PA 17225-0130.

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

Description of Proposed Action/Activity: Permit amendment approving the construction of sewage facilities consisting of the replacement of the existing plate press No. 1 with a new screw press for the dewatering of digested

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

WQM Permit No. 3281205, Amendment No. 10, Industrial Waste, SIC Code 4911, **Homer City Generation LP**, 1750 Power Plant Road, Homer City, PA 15748-8009.

This existing facility is located in Center Township, **Indiana County**.

Description of Proposed Action/Activity: Retrofitting of an existing erosion and sedimentation control pond to comply with Class I residual waste storage impoundment design standards. The retrofitting will allow for the collection and recycling of storm water runoff that may be impacted by residual wastes.

WQM Permit No. WQG016132-T1, Jessica D. Holcomb, 11 Stanwix Street, Floor 21, Pittsburgh, PA 15222.

This existing facility is located in Sewickley Heights Borough, **Allegheny County**.

Description of Proposed Action/Activity: Transfer of permit for a Single Residence STP from Louis Dell'Aquila to Jessica D. Holcomb.

WQM Permit No. 0213410, McCandless Township Sanitary Authority, 418 Arcadia Drive, Pittsburgh, PA 15237-5597.

This proposed facility is located in Pine Township, **Allegheny County**.

Description of Proposed Action/Activity: Construction of approximately 900 linear feet of 10-inch diameter sewer lines and pertinent manholes.

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> |
|-------------------------|--|---------------|------------------------|---------------------------------------|
| PAI01 1513026 | Mr. Jeffrey Smith 4421 Conestoga Road Elverson, PA 19520 | Chester | East Nantmeal Township | South Branch French Creek EV—MF |
| PAI01 1513023 | Phoenix Village PA, LP 100 Front Street, Suite 945 West Conshohocken, PA 19428 | Chester | Phoenixville Borough | French Creek TSF—MF |

| <i>NPDES Permit No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Receiving Water/Use</i> |
|--|---|---------------|---|--|
| PAI01 1513022 | JMP Malvern Associates, LP 8301 Fairview Road Elkins Park, PA 19027 | Chester | East Whiteland Township | Tributary 01005 to the Little Valley Creek EV |
| PAI01 5113007 | Venice Island Realty Partners 1608 Walnut Street, Suite 1400 Philadelphia, PA 19103 | Philadelphia | City of Philadelphia | Schuylkill River WWF—MF |
| <i>Northeast Region: Watershed Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.</i> | | | | |
| <i>NPDES Permit No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Receiving Water/Use</i> |
| PAI023907013R | Howard Land Company 203 Emmaus Avenue Allentown, PA 18101 | Lehigh | Weisenberg Township | Schaefer Run (HQ-CWF, MF), EV Wetlands |
| PAI024813005 | EastP 1, LLC 6831 E. 32nd Street Indianapolis, IN 46226 | Northampton | Lower Nazareth Township & Bethlehem Township | Monocacy Creek (HQ-CWF, MF) |

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

The EPA Region III Administrator has waived the right to review or object to this permit action under the waiver provision 40 CFR 123.23(d).

List of NPDES and/or Other General Permit Types

| | |
|-------------|---|
| PAG-1 | General Permit for Discharges From Stripper Oil Well Facilities |
| PAG-2 | General Permit for Discharges of Stormwater Associated With Construction Activities |
| PAG-3 | General Permit for Discharges of Stormwater From Industrial Activities |
| PAG-4 | General Permit for Discharges From Small Flow Treatment Facilities |
| PAG-5 | General Permit for Discharges From 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> |
|-------------------------------------|---------------------|--|--|--|
| Doylestown Township Bucks County | PAG0200 0912023R | David Callan 159 North State Street Newtown, PA 18940 | Unnamed Tributary to Neshaminy Creek TSF | Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900 |
| Chalfont Borough Bucks County | PAG0200 0910023R | Oxford Lane Development, Ltd. 521 Stump Road North Wales, PA 18936 | Unnamed Tributary to Neshaminy Creek WWF | Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900 |

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

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> |
|---|--------------------|---|---|--|
| Newport Township Luzerne County | PAG02004014006 | Northeast PA SMSA, LP d/b/a Verizon Wireless Duncan Masemore 4642 Jonestown Road Suite 200 Harrisburg, PA 17109 | Newport Creek (CWF, MF) | Luzerne Conservation District 570-674-7991 |
| Lower Nazareth Township Northampton County | PAG02004813021 | Kurt Koch Keystone Real Estate Management LP 3810 Hecktown Road Easton, PA 18045 | Schoeneck Creek (WWF, MF) | Northampton County Conservation District 610-746-1971 |
| Upper Mt. Bethel Twp. & Portland Borough Northampton County | PAG02004808023(1) | Voltaix, Inc. 197 Meister Ave. Branchburg, NJ 08876 | UNT to Delaware River (CWF, MF) | Northampton County Conservation District 610-746-1971 |
| East Brunswick Township Schuylkill County | PAG02005405021R(1) | Miller Real Estate Development Company P. O. Box 336 Orwigsburg, PA 17961 | UNT Little Schuylkill River (CWF, MF) | Schuylkill County Conservation District 570-622-3742 |
| Orwigsburg Borough Schuylkill County | PAG02005406028RR | The Rhodes Organization 813 South Reading Ave. Boyertown, PA 19512 | UNT Pine Creek (CWF, MF) | Schuylkill County Conservation District 570-622-3742 |
| Orwigsburg Borough Schuylkill County | PAG02005408003R | B5K-K46, LP Brian Kobularcik 544 Hain Road Sinking Spring, PA 19608 | UNT Mahannon Creek (CWF, MF) | Schuylkill County Conservation District 570-622-3742 |

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

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> |
|---|-------------------|--|------------------------------|--|
| Hamburg Borough Berks County | PAG02000614007 | Blue Ridge Development PO Box 228 Bath, PA 18014 | Kaercher Creek / WWF, MF | Berks County Conservation District 1238 County Welfare Road, Suite 200 Leesport, PA 19533-0520 610-372-4657 |
| Maidencreek Township Berks County | PAG02000604033R | DiGiorgio Mushroom Corporation PO Box 96 Temple, PA 19560 | Willow Creek / CWF, MF | Berks County Conservation District 1238 County Welfare Road, Suite 200 Leesport, PA 19533-0520 610-372-4657 |

*Facility Location:
Municipality &
County**Permit No.**Applicant Name &
Address**Receiving
Water / Use**Contact Office &
Phone No.*Muhlenberg
Township
Berks County

PAG02000614021

OH Reading Realty LLC
3000 Meetinghouse Road
Philadelphia, PA 19154Schuylkill River /
WWF, MFBerks County
Conservation
District
1238 County Welfare
Road, Suite 200
Leesport, PA
19533-0520
610-372-4657*Northwest Regional Office—Waterways and Wetlands, 230 Chestnut Street, Meadville PA 16335**Facility Location:
Municipality &
County**Permit No.**Applicant Name &
Address**Receiving
Water / Use**Contact Office &
Phone No.*Lancaster Township
Butler County

PAG02001006011R

Brennan Builders Inc.
Attn: Robert Brennan
120 Brennan Lane
Evans City PA 16033Unt Yellow Creek /
Crab Run CWFButler County
Conservation
District
724-284-5270Cranberry Township
Butler County

PAG02001007002R

BelleVue Park Partners LP
Attn: William Weaver
PO Box 449
Mars PA 16046Brush Creek
WWFButler County
Conservation
District
724-284-5270Cranberry Township
Butler County

PAG02001012011R

Georgetown Square Associates
LP
c/o Mr. Pat Minnock
7202 McKnight Road
Pittsburgh PA 15237Unt Brush Creek
WWFButler County
Conservation
District
724-284-5270Cranberry Township
Butler County

PAG02001013005

Glen Eden Road Partners LLC
550 Washington Avenue
Carnegie PA 15106Brush Creek
WWFButler County
Conservation
District
724-284-5270Lancaster Township
Butler County

PAG02001014003

Insight Pipe Contracting LP
232 East Lancaster Road
Harmony PA 16037Unt Little
Yellow Creek
CWFButler County
Conservation
District
724-284-5270City of St. Marys
Elk County

PAG02002413002(1)

Gutelius Excavating
1035 South St. Marys Street
St. Marys PA 15857Iron Run
CWFElk County
Conservation
District
814-776-5373City of St. Marys
Elk County

PAG02002414001

Robert Brown
Bucktail SR 120
St. Marys PA 15857Unt Elk Creek
CWFElk County
Conservation
District
814-776-5373Girard Borough
Erie County

PAG02002513004(1)

Girard Borough
34 Main Street West
Girard PA 16417Elk Creek
WWFErie County
Conservation
District
814-825-6403City of Erie
Erie County

PAG02002513020

Erie Western PA Port Authority
Attn: Doug Pomorski
One Holland Street
Erie PA 16507
And
Matcon Diamond
Attn: Chuck Anthony
3447 East Carson Street
Pittsburgh PA 15203

Lake Erie

Erie County
Conservation
District
814-825-6403

| <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> |
|---|-------------------|---|--|---|
| Washington Township Erie County | PAG02002514007 | Washington Township 11800 Edinboro Road Edinboro PA 16412 | Conneauttee Creek WWF | Erie County Conservation District 814-825-6403 |
| Summit Township Erie County | PAG02002514010 | Scott's Development Company 8040 Peach Street Erie PA 16509 | Walnut Creek CWF; MF | Erie County Conservation District 814-825-6403 |
| Shenango Township Mercer County | PAG02004314003 | Flynn Family HQ, LLC 2908 Mercer West Middlesex Road West Middlesex PA 16159 | Unt Hogback Run WWF | Mercer County Conservation District 724-662-2242 |
| City of Hermitage Mercer County | PAG02004314001 | City of Hermitage Attn: Gary Hinkson 800 North Hermitage Road Hermitage PA 16148 | Hogback Run WWF | Mercer County Conservation District 724-662-2242 |
| Cherry Township, Butler County | PAG2091012005R | Bureau of Abandoned Mine Reclamation Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119 | Unnamed Tributary to Slippery Rock Creek (CWF) | Attention: Patrick M. Webb PA DEP Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119 814-472-1800 |

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> |
|---|-------------------|---|---|--|
| Chester Township Delaware County | PAR800130 | Rolling Frito Lay Sales LP 7075 Samuel Morris Drive Suite 240 Columbia, MD 21046 | Chester Creek 3-G | Southeast Region Clean Water Program 484.250.5970 |
| Philadelphia City Philadelphia County | PAR800148 | Covanta 4recovery Philadelphia LLC 2209 South 58th Street Philadelphia, PA 19143 | Schuylkill River 3-F | Southeast Region Clean Water Program 484.250.5970 |
| Dauphin County Susquehanna Township | PAG033503 | Sysco Central Pennsylvania LLC 3905 Corey Road Harrisburg, PA 17109-5930 | UNT to Slotznick Run / CWF and MF | DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707 |
| Sewickley Heights Borough Allegheny County | PAG046332- A1 | Jessica D. Holcomb 11 Stanwix Street, Floor 21 Pittsburgh, PA 15222 | Unnamed Tributary of Ohio River—20-G | DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive, Pittsburgh, PA 15222-4745 412.442.4000 |

*General Permit Type—PAG-8 (SSN)**Facility Location:
Municipality &
County**Permit No.**Applicant Name &
Address**Site Name &
Location**Contact Office &
Phone No.*

Lower Mount Bethel
Township
Northampton County

WMGR-099
PAG 07-3508
PAG 07-0003
PAG 08-0008
PAG 08-3501
PAG 08-0002
PAG 08-9910
PAG 08-3551
PAG 08-9909
PAG 08-9903
PAG 08-3596
PAG 08-3510
PAG 08-3597
PAG 08-2219
PAG 08-2211
PAG 08-3506
PAG 08-3522
PAG 08-3515
PAG 08-3825
PAG 08-9904
PAG 08-3547
PAG 08-0006
PAG 08-3540
PABIG-9903
PAG 08-3567
PAG 08-3600
PAG 08-3505
PAG 08-0011
PAG 08-3536
PAG 08-2203
PAG 07-0005
PAG 08-0003
PAG 08-0004
PAG 08-3535
PAG 08-0005
PAG 08-3518
PAG 08-9905
PAG 08-3556
PAG 08-0018
PAG 08-3573
PAG 08-0021

Synagro
1605 Dooley Road
P. O. Box B
Whiteford, MD 21160

Beers Farm
10840 North
Delaware Drive

PA DEP NERO
2 Public Square
Wilkes-Barre, PA
18701-1915
(570) 826-2511

Franklin County /
Washington Township

PAG083579

Waynesboro Borough
57 East Main Street
Waynesboro, PA 17268

West Branch Farms
Washington
Township /
Franklin County

DEP—SCRO—Clean
Water Program
909 Elmerton Avenue
Harrisburg, PA
17110-8200
717-705-4707

*General Permit Type—PAG-10**Facility Location:
Municipality &
County**Permit No.**Applicant Name &
Address**Receiving
Water / Use**Contact Office &
Phone No.*

Harford Township
and Brooklyn
Township,
Susquehanna County

PAG102307

Williams Field Services Co. LLC
Park Place Corporate Center 2
2000 Commerce Drive
Pittsburgh, PA 15275

Martins Creek,
Unnamed
Tributaries to East
Branch Martins
Creek and Unnamed
Tributary to Martins
Creek—4-F
(CWF/MF)

DEP Northeast
Regional Office
Clean Water Program
2 Public Square,
Wilkes-Barre, PA
18701-1915
570.826.2511

*Facility Location:
Municipality &
County*

Gibson & Clifford
Townships
Susquehanna County

Permit No.
PAG102306

*Applicant Name &
Address*
Williams Field Service Co. LLC
(Gibson Suction Pipeline
Project)
Park Place Corporate Center 2,
2000 Commerce Drive
Pittsburgh, PA 15275-1026

*Receiving
Water / Use*
Unnamed
Tributaries of
Idlewild Creek—4-F

*Contact Office &
Phone No.*
DEP Northeast
Regional Office
Clean Water Program
2 Public Square,
Wilkes-Barre, PA
18701-1915
570.826.2511

General Permit Type—PAG-11

*Facility Location:
Municipality &
County*

Lebanon County /
Jackson Township

Permit No.
PAG113500

*Applicant Name &
Address*
Mark Ely
Aqua Life Inc., dba Limestone
Springs
930 Tulpehocken Road
Richland, PA 17087-9723

*Receiving
Water/Use*
Tulpehocken Creek /
3-C / TSF

*Contact Office &
Phone No.*
DEP—Southcentral
Region
909 Elmerton Avenue
Harrisburg, PA 17110
717-705-4707

General Permit Type—PAG-12

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

*Facility Location:
Municipality &
County*

Lancaster County
East Donegal
Township

Permit No.
PAG123781

*Applicant Name &
Address*
Leon Ray Zimmerman
2011 Maytown Road
Elizabethtown, PA 17022

*Receiving
Water/Use*
UNT Susquehanna
River / WWF

*Contact Office &
Phone No.*
DEP—SCRO—Clean
Water Program
909 Elmerton Avenue
Harrisburg, PA 17110
717-705-4707

Lebanon County
South Lebanon
Township

PAG123774

Joel Krall
Furnace Hill Holsteins
480 Schaeffer Road
Lebanon, PA 17042

UNT of Hammer
Creek / CWF

DEP—SCRO—Clean
Water Program
909 Elmerton Avenue
Harrisburg, PA 17110
717-705-4707

General Permit Type—PAG-13

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

*NPDES
Permit No.*

PAG133549

*Applicant Name &
Address*
Camp Hill Borough
2145 Walnut Street
Camp Hill, PA 17011

County
Cumberland
County

Municipality
Camp Hill Borough

*Receiving
Water/Use*
UNT of Cedar Run
UNT of
Conodoguinet
Creek / CWF, MF,
WWF and MF

*DEP
Protocol
(Y/N)*
Y

PAG133650

York County
28 E Market Street
York, PA 17401-1501

York
County

York City

Codorus Creek
UNT to Kreutz
Creek / WWF and
MF

Y

PAG133538

Ephrata Township
265 Akron Road
Ephrata, PA 17522-2611

Lancaster
County

Ephrata Township

Bowman Run,
Cocalico Creek,
Conestoga River,
Coover Run, Indian
Run, Meadow Run,
Mohler Run, UNT to
Cocalico Creek, UNT
to Conestoga River /
TSF, MF, WWF and
MF

Y

| <i>NPDES Permit No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Receiving Water/Use</i> | <i>DEP Protocol (Y/N)</i> |
|-------------------------|--|------------------|---------------------|---|---------------------------|
| PAG133535 | West Earl Township PO Box 725 Brownstown, PA 17508 | Lancaster County | West Earl Township | Cocalico Creek Conestoga River UNT to Groff Creek / WWF and MF | Y |

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

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

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

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

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

| <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>New or Renewal</i> |
|--|---------------|--|--------------------------------|--------------------|---|-----------------------|
| Ridge Valley Farms II— Swine Farm Robert S. Martin Farm Address— 206 Lowell Road, McClure, PA 17841 Mailing Address— 4227 Ridge Road, Beaver Springs, PA 17812 | Snyder | 212.6 owned 88 owned available for manure | 483.47 | Finishing Swine | NA | Renewal |

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 free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

SAFE DRINKING WATER

Actions taken under the Pennsylvania Safe Drinking Water Act

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

Permit No. 3614508 MA, Minor Amendment, 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 Repainting of the East Storage Tank.
 Consulting Engineer Mark L. Homan, P.E.
 Becker Engineering LLC
 111 Millersville Road
 Lancaster, PA 17603
 Permit to Construct Issued 4/23/2014

Permit No. 0614504 MA, Minor Amendment, Public Water Supply.

Applicant **Hamburg Municipal Authority**
 Municipality Windor Township
 County **Berks**
 Responsible Official Stephen Smith, Chairman
 61 North 3rd Street
 Hamburg, PA 19526
 Type of Facility Pump replacement for existitng groundwater source Well No. 4.
 Consulting Engineer Karen C. Pollock, P.E.
 Systems Design Engineering
 1032 James Drive
 Lessport, PA 19533
 Permit to Construct Issued 3/28/2014

Operation Permit No. 0513501 MA issued to: **Blue Knob State Park** (PWS ID No. 4050484), Pavia Township, **Bedford County** on 3/28/2014 for facilities approved under Construction Permit No. 0513501 MA.

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

Permit No. 0812502—Operation—Public Water Supply.

Applicant **Dandy Mini Mart #69—Burlington**
 Township/Borough Burlington Borough
 County **Bradford**
 Responsible Official Mr. Sandro D'Introno
 Dandy Mini Mart
 100 Henry Street
 Sayre, PA 18810
 Type of Facility Public Water Supply
 Consulting Engineer Levi Zemak
 Larson Design Group
 1 West Market Street
 3rd Floor, Suite 401
 Corning, NY 14830
 Permit Issued April 25, 2014

Description of Action Operation of a sodium hypochlorite disinfection system, three 120-gallon detention tanks connected in series, and iron, arsenic, and hydrogen sulfide removal facilities at the facility.

Permit No. 1813503—Operation Public Water Supply.

Applicant **Beech Creek Borough Authority**
 Township/Borough Beech Creek Borough
 County **Clinton**
 Responsible Official Mr. James A. Watson
 Beech Creek Borough Authority
 P. O. Box 216
 51 Locust Street
 Beech Creek, PA 16822
 Type of Facility Public Water Supply
 Consulting Engineer K. Alan Uhler, P.E.
 Kerry A. Uhler & Associates
 140 West High Street
 Bellefonte, PA 16823
 Permit Issued April 25, 2014
 Description of Action Authorizes a change from greensand filtration to ortho-polyphosphate sequestration for iron and manganese treatment.

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

Operation Permit issued to **Aqua Pennsylvania Incorporated**, PWSID #6620021, Clarendon Borough, **Warren County**. Permit Number 6212501 issued April 22, 2014 for the operation of the new Clarendon Water Treatment Plant. This permit is issued in response to an operation inspection conducted by the Department of Environmental Protection personnel on April 15, 2014.

Permit No. 1012506 Public Water Supply
 Applicant **Harmony Borough Water Authority**
 Township or Borough Harmony Borough
 County **Butler**
 Type of Facility Public Water Supply
 Consulting Engineer Paul J. Cornetti, P.E.
 109 Dutchtown Road
 Butler, PA 16002
 Permit to Construct Issued April 21, 2014

WATER ALLOCATIONS

Actions taken on applications received under the act of June 24, 1939 (P. L. 842, No. 365) (35 P. S. §§ 631—641) relating to the acquisition of rights to divert waters of the Commonwealth.

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

WA 10-577A, Water Allocations. Harmony Borough Water Authority, 217 Mercer Street, Harmony, PA 16037-9807, Harmony Borough, **Butler County**. This modification order authorizes Harmony Borough Water Authority to utilize the interconnection with the Borough

of Zelienople to purchase up to 240,000 gpd, on a peak day basis, from the Borough of Zelienople.

SEWAGE FACILITIES ACT PLAN DISAPPROVAL

Plan Disapprovals Granted Under the Pennsylvania Sewage Facilities Act (35 P. S. § 750.5)

*Southcentral Region: Clean Water Program Manager,
909 Elmerton Avenue, Harrisburg, PA 17110*

Plan Location:

| <i>Borough or Township</i> | <i>Borough or Township Address</i> | <i>County</i> |
|----------------------------|--|---------------|
| West Earl Township | 157 Metzler Rd, Brownstown PA 17508 | Lancaster |

Plan Description: The planning module for the Lamar Weaver Subdivision, DEP Code No. A3-36959-192-2, APS Id 834122, providing for the creation of a 1.132 acre lot using an individual on lot sewage disposal system is disapproved. The property is located on the east side of South Fairmount Road, approximately 800 feet north of Wissler Road in West Earl Township. This plan is disapproved because the preliminary hydrogeologic study inaccurately characterized the background nitrate-nitrogen concentration in the groundwater under the proposed subdivision. All of the water sample locations were about 1/4 mile away from the proposed lot and only one of those samples was within the same drainage basin as the proposed lot. Also, the proposed groundwater recharge easement used to mitigate the plume from the proposed on lot sewage disposal system is insufficient in size and position to be acceptable. The easement does not provide enough recharge down gradient of the proposed system to mitigate the impact prior to the plume moving down a well-defined drainage swale and onto the neighbor's property.

HAZARDOUS SITES CLEANUP ACT OF OCTOBER 18, 1988

Notice of Prompt Interim Response McQuaid Property and Nearby Areas Borough of Aspinwall and Township of O'Hara, Allegheny County Southwest Region

The Pennsylvania Department of Environmental Protection ("DEP"), under the authority of the Hazardous Sites Cleanup Act, 35 P.S. Section 6020.101 et. Seq. ("HSCA"), has initiated a prompt interim response at the McQuaid Property and Nearby Areas ("Site"). This response has been initiated pursuant to Sections 501(a) and 505(b) of the HSCA, 35 P.S. Sections 6020.501(a) 6020.505(b). The Site consists of properties located in a residential area of the Borough of Aspinwall and the Township of O'Hara in Allegheny County. The McQuaid Property is located at 37 Western Ave and the Nearby Areas are in the immediate vicinity of it.

An on-going investigation conducted by DEP at the Site indicates that these areas have been impacted or have the potential to be impacted by TCE and/or PCE contamination in the groundwater and soil. This contamination can potentially result in elevated levels of PCE/TCE in the indoor air of buildings in the area. Pending completion of the investigation, the extent of the contamination has yet to be determined.

The current and/or potential threat from the Site to human health or welfare from the Site to human health

or welfare is the direct contact threat to persons entering buildings where there is the potential for exposure to hazardous substances in the air. The Site is in a residential area.

The Department considered the following two alternatives to address the threats at the Site: (Alternative 1) No action and (Alternative 2) Installation of vapor intrusion mitigation systems in impacted buildings. Alternative 2 was chosen because it complies with the applicable, relevant, and appropriate requirements.

This notice is being provided under Section 506(b) of the Hazardous Sites Cleanup Act. The Administrative Record which contains information forming the basis and documenting the selection of this response action is available for public review and comment at the Department's Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222 and is available for review between 9 a.m. and 4 p.m.

The Administrative Record will be open for comment until August 9, 2014. Persons may submit written comments into the record, during this time only, by sending them or delivering them to Edward Litwin, Project Manager, Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222.

In addition, persons may present oral comments for inclusion in the Administrative Record at a public hearing scheduled for June 26, 2014, at 6:30 p.m. at the Aspinwall Borough Building located at 217 Commercial Ave., Aspinwall, PA 15215. Persons wishing to present comments must register with John Poister at the Department's Southwest Regional Office, in writing at: 400 Waterfront Drive, Pittsburgh, PA 15222 or by telephone at (412) 442-4203 before noon, June 26th.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodations to participate in the proceeding, should contact John Poister at (412) 442-4203 or through the Pennsylvania AT&T Relay Service at (800) 654-5954 (TDD) to discuss how the Department may accommodate their needs.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION UNDER ACT 2, 1995 PREAMBLE 3

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

Section 250.8 of 25 Pa. Code and administration of the Land Recycling and Environmental Remediation Standards Act (act) require the Department to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by the act for compliance with selection of remediation to a site-

specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

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

The Department has received the following plans and reports:

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

Christian Counseling Center, 309 Allen Road, Carlisle, PA 17015, Carlisle Borough, **Cumberland County**. Advantage Engineers, LLC, 910 Century Drive, Mechanicsburg, PA 17055, on behalf of Goodman North American Partnership Holdings, LLC, 1275 Glenlivet Drive, Suite 100, Allentown, PA 18106 and Equiterria Properties, 140 West Huffaker Lane, Suite 509, Reno, NV 89511 submitted a Final Report concerning remediation of groundwater contaminated with chlorinated solvents. The Final Report demonstrated attainment of the Background Standard, and was approved by the Department on April 21, 2014.

Brett Messimer Residence / Keystone Oil Products Corp., 118 Bosler Avenue, Lemoyne, PA, 17043, Lemoyne Borough, **Cumberland County**. Environmental Maintenance Company, Inc., 1420 East Mermaid Lane, Glenside, PA 19038, on behalf of Brett and Janet Messimer, 118 Bosler Avenue, Lemoyne, PA 17043; Keystone Oil Products Corporation, Inc., PO Box 157, Camp Hill, PA 17011; and Ambrose Environmental Management, 5 Cherry Hill Drive, Suite L100, Danvers, MA 01923, submitted a Final Report concerning remediation of site soils contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Residential Statewide Health standard, and was approved by the Department on April 21, 2014.

South Hanover Township / Release at 422 North Hanover Street, South Hanover Township, **Dauphin County**. RETTEW Associates, Inc., 3020 Columbia Avenue, Lancaster, PA 17603, on behalf of South Hanover Township, 111 West Third Street, Hershey, PA 17033, submitted a Final Report concerning remediation of site

soils contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Residential Statewide Health standard, and was approved by the Department on April 22, 2014.

Southeast Regional Office: Regional Manager, Environmental Cleanup and Brownfields, 2 East Main Street, Norristown, PA 19401, Telephone 484.250.5960. Charline Bass 484-250-5787

515 South Bolmar Street, West Goshen Township **Chester County**. Scott Smith, P.E., LEED AP, EnviroSure, Inc., 103 South High Street, Suite 1, West Chester, PA 19382, Thomas Lloyd, EnviroSure, Inc., 103 South High Street, Suite 1, West Chester, PA 19382 on behalf of Michael Houseknecht Family, L.P., 140 Hawbaker Industrial Drive, State College, PA 16803 has submitted a Final Report concerning the remediation of site groundwater contaminated with unleaded and leaded gasoline. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on April 11, 2014. PF769617

701 Burmont Road Apartment Complex, 701 Burmont Road, Upper Darby Township, **Delaware County**. V. F. Britton, P.G., V. F. Britton Group, LLC. 326 Conestoga Road, Wayne, PA 19087 on behalf of Alex Cook, ZanderCo Management, Inc. 923 Fayette Street, Conshohocken, PA 19428 has submitted a Final Report concerning the remediation of site soil 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 March 3, 2014. PF768477

Murphy Residence, 999 Monroe Court, Warrington Township, **Bucks County**. Richard D. Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073 on behalf of Kevin Murphy, 999 Monroe Court, Warrington PA 18976 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 Stand and was approved by the Department on April 3, 2014. PF773617

Syrena Auto Body Shop, 6201 Oxford Avenue, City of Philadelphia, **Philadelphia County**. Christina M. Helms, P.G., Penn Environmental & Remediation, Inc., 2755 Bergey Road, Hatfield, PA 19440 on behalf of Chester Chrzanowski, Syrena Auto Body Shop. Inc., 6201 Oxford Avenue, Philadelphia, 19111 has submitted a Final Report concerning the remediation of site soil contaminated with chlorinated solvents. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on April 4, 2014. PF768636

Lenhart Residence, 101 Woodland Lane, Lower Providence Township, **Montgomery County**. Jeremy W. Bolyn, Environmental Maintenance, 1420 East Mermaid Lane, Glenside, PA 19038, Clayton Lenhart, 101 Woodland Avenue, Norristown, PA 19403 on behalf of Linda Hampton, Valley Forge Group, LP 1311 Catfish Lane, Norristown, PA 19403 has submitted a 90 day Final Report concerning the remediation of site soil contaminated with no. 2 fuel oil. The 90 day Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on March 14, 2014. PF772677.

2 West Market Street, 2 West Market Street, West Chester Borough, **Chester County**. David B. Farrington, P. G., Brickhouse Environmental, 515 South Franklin Street, West Chester, PA 19382 on behalf of Thomas

Myers, Myles Land & Improvement Company, 900 Airport Road, Suite 6, West Chester, PA 19380 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 April 9, 2014. PF773689

Direnzo Residence, 10 Dewberry Lane, Bristol Township, **Bucks County**. Richard D. Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073, Christine Dimming, State Farm Insurance Company, PA Fire Claims, P. O. Box 106110, Atlanta, GA 30348-6110 on behalf of Francis Direnzo, 10 Dewberry Lane, Levittown, PA 19055 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 April 9, 2014. PF724347

Hayward Residence, 5997 Stovers Mill Road, Solebury Township **Bucks County**. Stacie Cottone, J&J Environmental, P. O. Box 370, Blue Bell, PA 19422 on behalf of Johnathon & Bette Hayward, 5997 Stovers Mill Road, Doylestown, PA 18901 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 April 16, 2014. PF772058

Maggio Residence, 35 Signal Hill Road, Northampton Township, **Bucks County**. Thomas Hippensteal, Envirosearch Consultants, Inc., P. O. Box 940, Springhouse, PA 19477 on behalf of Vincent and Linda Maggio, 35 Signal Hill Road, Holland, PA 18966 has submitted a Cleanup Plan /Remedial Investigation Report concerning the remediation of site soil and groundwater contaminated with no. 2 fuel oil. The Cleanup Plan/Remedial Investigation Report was approved by the Department on March 17, 2014. PF763469

300-302 Macdade Boulevard Property, Borough of Collingdale, **Delaware County**. Richard S. Werner, P. G., Environmental Consulting, Inc., 2002, Renaissance Boulevard, Suite 110, King of Prussia, PA 19406, David D. Waltz, The Bryn Mawr Trust Company, 801 Lancaster Avenue, Bryn Mawr, PA 19010 on behalf of Jon Nickel, 300-308 Macdade Boulevard, LP, P. O. Box 6, Haverford, PA 19041 has submitted a Cleanup Plan/Risk Assessment and Remedial Investigation Report concerning the remediation of site soil and groundwater contaminated with no. 2 fuel oil. The Cleanup Plan/Risk Assessment and Remedial Investigation Report were disapproved by the Department on April 4, 2014. PF760740

2400 South Street, 2400 South Street, City of Philadelphia, **Philadelphia County**. Mark Fortna, DelVal Soil & Environmental Consultants, Inc., Sky Run II Suite A1, 4050 Skyron Drive, Doylestown, PA 18902 on behalf of Michael Nice, P. E. /V.P. Land Development, Toll Brothers, Inc., 250 Gibraltar Road, Horsham, PA 19044 has submitted a Final Report concerning the remediation of site soil contaminated with lead. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on April 4, 2014. PF767353

Galloway Property, 3655 South Galloway Street, City of Philadelphia, **Philadelphia County**. Joanne Van Rensselaer, Envirosearch Consultants, Inc., P. O. Box 940, Springhouse, PA 19477 on behalf of Eddie Duff, Carr & Duff, 2100 Bybeery Road, Huntingdon Valley, PA 19006 has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with petroleum

related compounds. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on April 10, 2014. PF773685

Sadik Residence, 39 West Forge Road, Middletown Township, **Delaware County**. David Chandler, B.S. Mountain Research LLC, 825 25th Street, Altoona, PA 16601, Jason Bean, Allstate Insurance Company, 309 Lakeside Drive, Suite 100, Horsham PA 19044 on behalf of Fuad Sadik, 39 West Forge Road, Glen Mills, PA 19342 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 April 9, 2014. PF769228

DETERMINATION OF APPLICABILITY FOR MUNICIPAL WASTE GENERAL PERMITS

Determination of Applicability Issued Under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904); and Municipal Waste Regulations for a General Permit to Operate Municipal Waste Processing Facilities and/or the Beneficial Use of Municipal Waste

South Central Regional Office: Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200.

General Permit No. WMGM044-SC001. Hollenbaugh's Trash and Recycling, LLC, 65 Industrial Park Road, Lewistown, PA 17044-9342, **Granville Township, Mifflin County**. This Determination of Applicability under Municipal Waste General Permit No. WMGM044 is for the processing of unpainted and untreated wood waste; gypsum board; brick, block and concrete waste; various organic wastes; non-asbestos containing asphalt shingles; pallets; skids; saw dust; source segregated paper; cardboard and newspaper; plastic waste; scrap metal; unused structural sound building materials; and architectural elements. The processed waste materials are beneficial use as (a) mulch or wood chips for further processing off-site, (b) aggregate material in roadway construction, (c) soil conditioner or soil amendment, (d) alternative fuel, (e) animal bedding, or (f) distributed to wholesale outlets. This determination of applicability initially limits permitted activities to processing of wood wastes under permit condition A.4.a. This permit was issued on April 23, 2014.

Persons interested in reviewing the general permit may contact John Oren, Facilities Manager, Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4706. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984.

AIR QUALITY

General Plan Approval and Operating Permit Usage Authorized under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127 to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.

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

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

GP5-58-020: Appalachia Midstream Services, LLC (P. O. Box 54382, Oklahoma City, OK 73154) on April 23,

2014, to renew the GP5 permit to operate the natural gas dehydration plant at their facility in Auburn Township, **Susquehanna 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

GP9-30-00211: Energy Corp. of America (101 Heritage Run Road, Suite 1, Indiana, PA 15701) on April 22, 2014, to install and operate one (1) C9 ATAAC, Caterpillar, emergency diesel-fired engine, rated at 300 bhp, at their Kuhl/Skib facility in Jefferson Township, **Greene County**.

GP9-32-00013B: Indiana Regional Medical Center (835 Hospital Rd., Indiana, PA 15701-0788) on April 22, 2014, to install and operate one diesel-fired engine rated at 1,474 bhp and continue operation of two (2) diesel-fired engines rated at 1,474 bhp all for emergency power generation purposes at their Indiana Regional Medical Center, in White Township, **Indiana County**.

GP2-63-00985A: Multi-Chem Group, LLC (200 Detroit Street, Washington, PA 15301) on April 22, 2014, for storage and distribution of additional chemicals including methanol, and/or throughput increases for six of the twelve aboveground storage tanks at their facility in Washington City, **Washington County**.

GP5-30-00225: Energy Corporation of America (101 Heritage Run Road, Suite 1, Indiana, PA 15701) on April 22, 2014, to construct and/or operate Four (4) Caterpillar, G3516 TALE, 4 stroke lean burn natural gas-fired compressor engines, each rated at 1,340 bhp @ 1,400 rpm; controlled by Emit Technologies oxidation catalysts; RT-2415-H, and regulated by air-fuel ratio controllers, Two (2) Caterpillar, G3516 TALE, natural gas-fired compressor engines, 1,340 bhp @ 1,400 rpm; controlled by DCL International oxidation catalysts, DC65, and are regulated by an air-fuel ratio controller, One (1) Caterpillar, G3406 TA, 4 stroke rich burn, natural gas-fired electric generator, rated at 301 bhp @ 1,800 rpm; controlled by TWC catalyst 304L, and regulated by Woodward air-fuel ratio controller, One (1) Valerus—TEG dehydrator rated at 45.0 MMscfd and reboiler rated at 0.5 MMBtu/hr, controlled by an Environ Thermo TVO36-03 thermal oxidizer rated at 2.0 MMBtu/hr, One (1) Cameron—TEG 150/275 dehydrator, 30.0 MMscf/day; controlled by one (1) EnviroThermo—TVO36-03, thermal oxidizer, 2.0 MMBtu/hr, One (1) Sivals, natural gas-fired reboiler, 0.35 MMBtu/hr, One (1) produced water tank, 210 bbl (8,820 gallons) capacity, One (1) Residual Oil/Brine tank, 210 bbl (8,820 gallons) capacity, One (1) used engine oil tank, 100 gallons capacity at their Kuhn/Skib Compressor Station located in Jefferson Township **Greene County**.

Plan Approvals Issued under the Air Pollution Control Act and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.

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

Contact: James Beach, New Source Review Chief—Telephone: 484-250-5920

15-0143: Phoenixville Crematory, Inc. (610 Main Street, Phoenixville, PA 19460) on April 24, 2014, for installation of a human crematory at their existing

Campbell-Ennis-Klotzbach Funeral Home in Phoenixville Borough, **Chester County**. The crematory is a dual chamber unit manufactured by Matthews Cremation Division. The Crematory contains the best available technology, to include; maximum operating temperatures, retention times, and using natural gas as a fuel. The Plan Approval also contains work practice standards, monitoring and recordkeeping requirements, and operating restrictions designed to keep the sources and 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

48-00102A: Biospectra, Inc. (100 Majestic Way, Bangor, PA 18013) on April 28, 2014 to install and operate four (4) cyclones and one (1) baghouse at their site in Washington Township and Bangor Borough, **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, Regional Air Quality Manager, Telephone: 717-705-4702.

67-03170A: Countryside Cremation Services, LLC (205 North Main Street, Spring Grove, PA 17362) on April 23, 2014, for installation and temporary operation of a human crematory, at their facility in Spring Grove Borough, **Juniata County**.

05-05014B: WSI Sandy Run Landfill, Inc. (995 Landfill Road, Hopewell, PA 16650) on April 24, 2014, for the municipal solid waste landfill in Broad Top Township, **Bedford County**. The plan approval authorizes continued construction and/or temporary operation of the landfill expansion now in progress, which was originally authorized under Plan Approval No. 05-05014A. Plan Approval No. 05-05014B modifies the original plan approval requirements by establishing Title V facility status, clarifying flare temperature and test method language in Condition D 101 008 and 010, removing the HAP testing requirement in Condition D 101 012, making minor clarifications to the landfill gas sampling requirements in Condition D 101 015, clarifying the recordkeeping requirements in D 101 024, deleting certain notification requirements in D 101 023, and clarifying the regulatory authority for certain other conditions.

Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.13, 127.13a and 127.32.

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

Contact: James Beach, New Source Review Chief—Telephone: 484-250-5920

09-0217: Particle Size Technology, Inc. (1930 Kumry Road, Quakertown, PA 18951) on April 24, 2014, to operate dust collectors in Milford Township, **Bucks County**.

46-0005AJ: Merck Sharp & Dohme Corp. (770 Sumneytown Pike, West Point, PA 19486) on April 24, 2014, to operate a combustion turbine in Upper Gwynedd Township, **Montgomery 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, Regional Air Quality Manager, Telephone: 717-705-4702.

06-03029C: Yuasa Battery, Inc. (2901 Montrose Ave., Laureldale, PA 19605) on April 24, 2014, for upgrading equipment at their lead-acid battery manufacturing facility in Laureldale Borough, **Berks County**. The new equipment that was the subject of the original plan approval has been installed. The plan approval was extended to allow for DEP review of test results.

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

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

08-00030A: Angelina Gathering Co. (2350 North Sam Houston Parkway East, Houston, TX 77009) on April 25, 2014, to extend authorization to construct four (4) natural-gas-fired compressor engines each equipped with oxidation catalysts and to construct two (2) natural gas glycol dehydration units each equipped with reboiler fireboxes at their Greenzweig Compressor Station in Herrick Township, **Bradford County** to October 29, 2014. The plan approval has been extended.

08-00046A: Lowery Life Appreciation Center, LLC (225 South Main Street, Athens, PA 18810) on April 16, 2014, to extend the authorization to operate a human crematorium at their facility in Athens Borough, **Bradford County** on a temporary basis to October 13, 2014. The plan approval has been extended.

19-00028A: White Pines Corp. (515 State Route 442, Millville, PA 17846) on April 16, 2014, to extend the authorization an additional 180 days from May 26, 2014 to November 22, 2014, in order to continue the compliance evaluation and permit operation pending issuance of an operating permit for the facility in Pine Township, **Columbia County**. The extension authorization allows continued leachate pre-treatment operation at the facility. 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

30-00208A: Border Energy LLC (308 Dents Run Road Morgantown, WV 26501) on April 23, 2014, to extend the temporary operation for 180 days for submitting State Only Operating Permit application for their Robena Pond No. 6 Coal Briquette Manufacturing Plant in Monongahela Township, **Greene County**. The plan approval has been extended.

63-00969A: MarkWest Liberty Midstream and Resources, LLC (1515 Arapahoe Street Tower 2, Suite 700, Denver, CO 80202-2126) on April 28, 2014, to extend the period of temporary operation of new rich burn natural gas-fired compressor engines rated at 1,980 bhp each and controlled by three-way catalysts authorized under PA-63-00969A until November 2, 2014, at their Three Brothers Compressor Station in Smith Township, **Washington County**. The plan approval has been extended.

26-00588A: Laurel Mountain Midstream, LLC (1550 Coraopolis Heights Road, Suite 140, Moon Township, PA 15108) on April 28, 2014, to extend the period of temporary operation of the new dehydrator and emergency generator, and grant additional time for installation of

the new turbine authorized under PA-26-00588A until November 3, 2014, at Shamrock Compressor Station located in German Township, **Fayette County**. The plan approval has been extended.

26-00588: Laurel Mountain Midstream, LLC (1550 Coraopolis Heights Road, Suite 140, Moon Township, PA 15108) on April 28, 2014, to extend the period of temporary operation of the three new ultra lean burn natural gas-fired compressor engines rated at 1,380 bhp each and controlled by oxidation catalysts, and the natural gas-fired turbine rated at 15,525 bhp covered under plan approval PA-26-00588 until November 16, 2014, at Shamrock Compressor Station located in German Township, **Fayette County**. 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

15-00043: Sunoco Partners Marketing & Terminals L.P.—Malvern Terminal (41 Malin Road, Malvern, PA 19355) on April 24, 2014, to renew the Title V Operating for this facility which is a major source for VOC emissions as defined in the Clean Air Act, and an area source for HAP emissions in East Whiteland Township, **Chester County**. This facility is subject to 40 CFR Part 63 Subpart BBBBBB and Subpart JJJJJJ, 25 Pa. Code §§ 129.56, 129.59 and 129.62. The renewal contains monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

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

36-05079: Chester County Solid Waste Management Authority (PO Box 476, Honeybrook, PA 19344-0476) on April 24, 2014, for their Lancheater Landfill in Caernarvon Township, **Lancaster County**.

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

Contact: Matthew Williams, Facilities Permitting Chief—Telephone: 814-332-6131

61-00011: Merisol Antioxidants, LLC (292 State Route 8, Oil City, PA 16301-5626) on April 24, 2014, for renewal of a Title V Permit to operate an industrial organic chemical manufacturing facility in Cornplanter Township, **Venango County**. The facility's major emission sources include Source ID # 035: Gas / Oil Boiler #5, Source ID # 101: Eclipse Furnace, Source ID # 102: Krystall unit North & South dryer, South ID # 107: 314 & 340 Distillation column vents, Source ID # 108: Creek side diesel fire pump, Source ID #109: North side diesel fire pump, Source ID #110: BHT Packaging, Source ID # 125A: Krystall Unit process vessels, Source ID # 175: M-Cresol distillation column & associate equipment, Source ID #177: Cold cleaning parts cleaners (2), Source ID #2225: Vessel 2225, Source ID #3003: Pelletizer unit, Source ID # FUG: Facility VOC fugitives, Source ID #PVAC: Pnevuc product/fines conveying system, Source ID # T1220: Heads storage tank, Source ID # T2236: Polymer storage tank, Source ID# T2238: Polymer storage

tank, Source ID #T5665, Source ID # TK121: Isobutylene storage tank, Source ID # TK422: Alkylate storage tank, Source ID #TK423: Alkylate storage tank and, Source ID # Alkylate storage tank. The facility has a Title V status because the emissions of VOC from the facility are greater than the Title V threshold limit of 50 Tons per year. The emergency fire water pump engines are subject to 40 CFR Part 63, Subpart ZZZZ. All applicable conditions of Subpart ZZZZ are included in the permit. The oil fueled Boiler is subject to 40 CFR Part 63, Subpart JJJJJJ. All applicable conditions of Subpart 6J are included in Source ID #035: Oil fueled Boiler. The facility submitted the Potential to emit plant emissions in Tons per Year (3209 MTPY Meta cresol production) as part of Plan Approval 61-011C. The facility potential emissions are: NO_x: 10.4 Tons per year (TPY), VOC: 52.4 TPY, PM-10/ PM 2.5: 7.5 TPY / 7.5 TPY, SO_x: 0.06 TPY, CO: 10.4 TPY, Cresol: 1.30 TPY, Toluene: 0.46 TPY

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

46-00191: Merck & Co, Inc. (351 North Sumneytown Pike, North Wales, PA 19454) on April 24, 2014, for operation of their office complex in Upper Gwynedd Township, **Montgomery County**. The permit is for a non-Title V (State only) facility. The sources of air emissions include: numerous boilers, four (4) generators (two natural gas and two diesel), and other miscellaneous combustion sources. The renewal permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

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

40-00082: Reading Materials, Inc. (P. O. Box 196, 2052 Lucon Road, Skippack, PA 19474-0196) on May 1, 2014, to issue a renewal State Only (Synthetic Minor) Operating Permit or an asphalt plant in Foster Township, **Luzerne County**.

40-00069: Independent Refining Co. LLC, (99 Stevens Lane, Exeter, PA 18643-1232) on May 2, 2014, to issue a renewal State Only Operating Permit for a facility located in Exeter Borough, **Luzerne 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, Regional Air Quality Manager, Telephone: 717-705-4702.

36-03129: Kalas Manufacturing, Inc. (167 Greenfield Road, Lancaster, PA 17601-5814) on April 23, 2014, for their lead battery terminal manufacturing facility in East Cocalico Township, **Lancaster County**. The State-only permit was renewed.

22-03030: Pennsy Supply, Inc. (1001 Paxton Street, PO Box 3331, Harrisburg, PA 17105-3331) on April 18, 2014, for their stone crushing plant at the Fiddler's Elbow Quarry in Lower Swatara Township, **Dauphin County**. The State-only permit was renewed.

06-05096: Reading Health System (PO Box 16052, Reading, PA 19612) on April 17, 2014, for their Reading Hospital facility in West Reading Borough, **Berks County**. The State-only permit was renewed.

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

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

60-00014: Evangelical Community Hospital (One Hospital Drive, Lewisburg, PA 17837-9314) on April 23, 2014 issued a state only operating permit for their facility in Kelly Township, **Union County**. The state only operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

41-00020: Keystone Filler and Manufacturing Co. (214 Railroad Street, Muncy, PA 17756) on April 24, 2014, issued a state only operating permit (renewal) for their Muncy Coal Prep Plant in Muncy Creek Township, **Lycoming County**. The facility's significant sources include stationary and portable equipment for drying, grinding, packaging and other processing of minerals. The state only operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

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

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

04-00061: Nalco Co.—North/South Plant (125 Nalco Way, Ellwood City, PA 16117) on April 23, 2014, to issue a State Only Operating Permit renewal for the specialty chemicals including liquid polymers, latex emulsion polymers and industrial biocide blends Franklin Township, **Beaver County**. The subject facility consists of a North Plant and South Plant. The North Plant consists of two natural gas boilers, biocides blending process, bulk storage tanks, solution polymers line, latex polymer line and cosmetic polymer line. The South Plant consists of two natural gas boilers, liquid blend processing, furnace room process, bulk storage tanks and fragrance tabs operation. Various bulk storage tanks and process tanks are controlled by carbon canisters. The facility's potential emissions for both North and South Plant are calculated to be 25.35 tpy NO_x, 21.29 tpy CO, 0.15 tpy SO_x, 3.65 tpy VOC, 2.11 tpy HAPs, and 3.79 tpy PM₁₀. The proposed authorization is subject to State and Federal Regulations. The permit includes operational requirements, monitoring requirements, and recordkeeping requirements.

63-00538: Dynamet, Inc. (195 Museum Road, Washington, PA 15301) on April 25, 2014, for a minor State Only Operating Permit (SOOP) renewal to Dynamet, Inc. to authorize the continued manufacturing operation of titanium alloy products that include bar, wire, fine wire, shapes and strip at their facility in the Chartiers Township, **Washington County**.

Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.

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

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

09-00195: Harold Beck and Sons, Inc. (11 Terry Drive, Newtown, PA 18940) on April 24, 2014, to operate one oil-fired boiler, two paint booths and several degreasing units at their plant, in Newtown Township, **Bucks County**.

The issued State Only Operating Permit was administratively amended to correct typographical errors in Condition No. 007 for Source IDs 101 and 102, respectively.

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

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

28-03011: Kennametal, Inc. (360 S. Church Street, Waynesboro, PA 17268-2610) on April 18, 2014, for their machine tool manufacturing facility in Waynesboro Borough, **Franklin County**. The State-only permit was administratively amended to reflect a change of ownership.

67-05084: York Wallcoverings, Inc. (2075 Loucks Road, York, PA 17408-9704) on April 22, 2014, for their wall covering manufacturing facility located in West Manchester Township, **York County**. The State-only permit was administratively amended to incorporate the provisions of Plan Approval No. 67-05084A.

34-05001: AC Products, Inc. (12393 William Penn Highway, Thompsettown, PA 17094-8649) on April 22, 2014, for their wood cabinet manufacturing facility in Delaware Township, **Juniata County**. The Title V permit was administratively amended to reflect changes in the responsible official and contact person.

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

Contact: Matthew Williams, Facilities Permitting Chief—Telephone: 814-332-6131

10-00234: Karns City Area School District (1446 Kittanning Pike, Karns City, PA 16041-1818) on April 25, 2014, issued an administrative amendment to the State Only Operating Permit for Karns City High School located in Fairview Township, **Butler County**. The amendment incorporates the change of the responsible official.

43-00319: John Maneely Company Church Street Plant (PO Box 608, Wheatland, PA 16161-0608) on April 24, 2014, issued an administrative amendment to the State Only Operating Permit for the facility located in Wheatland Borough, **Mercer County**. The amendment incorporates the requirements of plan approval 43-319C and updates the responsible official and permit contact information.

Operating Permits Denied, Terminated, Suspended or Revoked under the Air Pollution Control Act and 25 Pa. Code §§ 127.431 and 127.461.

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

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

09-00123: Hanson Aggregates BMC, Inc. (262 Quarry Road, Ottsville, PA 18942) on April 24, 2014, for revocation of a State-Only, Synthetic Minor Operating Permit in Nockamixon Township, **Bucks County**. Hanson operated an asphalt plant at this site. This revocation is in response to a written request from

Hanson Aggregates, dated April 4, 2014, asking the Department to revoke its permit because it was permanently ceasing operations. The Department noted through past inspections of the facility that the asphalt plant had ceased operations.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law; the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.20a). The final action on each application also constitutes action on the NPDES permit application and, if noted, the request for a Section 401 Water Quality Certification. Mining activity permits issued in response to applications will also address the application permitting requirements of the following statutes: the Air Quality Pollution Act (35 P. S. §§ 4001—4014); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1002).

Coal Permits Issued

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

32961302 and NPDES No. PA0214949. AMFIRE Mining Company, LLC, (One Energy Place, Latrobe, PA 15650). To revise the permit for the Ondo Mine in Brush Valley and Center Townships, **Indiana County** to add underground permit and subsidence control plan area acres. Underground Acres Proposed 499.3, Subsidence Control Plan Acres Proposed 471.6. No additional discharges. The application was considered administratively complete on June 19, 2012. Application received August 1, 2011. Permit issued April 21, 2014.

30841316 and NPDES No. PA0213535. Consol Pennsylvania Coal Company LLC, (PO Box J, 1525 Pleasant Grove Rd., Claysville, PA 15323). To revise the permit for the Bailey Mine & Prep Plant in Richhill Township, **Greene County** and related NPDES permit to install the Crabapple Overland Conveyor access road. Surface Acres Proposed 0.9. No additional discharges. The application was considered administratively complete on October 28, 2013. Application received August 22, 2013. Permit issued April 25, 2014.

30841316 and NPDES No. PA0213535. Consol Pennsylvania Coal Company LLC, (PO Box J, 1525 Pleasant Grove Road, Claysville, PA 15323). To revise the permit for the Bailey Mine and Prep Plant in Richhill Township, **Greene County** to install an AMD plant pipeline and sludge injection borehole. In conjunction with this approval, the Department is granting 401 Water Quality Certification certifying that the approved activities will comply with the applicable provisions of sections 301—303, 306, and 307 of the Federal Water Pollution Control Act (33 USCA § 1341) and will not violate Federal and State water quality standards. Surface Acres Proposed 46.0. No additional discharges. The application was considered administratively complete on May 2, 2013. Application received March 12, 2013. Permit issued April 25, 2014.

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

17070115 and NPDES PA 0256641. Swisher Contracting, Inc. (P. O. Box 1223, Clearfield, PA 16830). Permit renewal for reclamation only to an existing bituminous surface mine located in Bradford Township, **Clearfield County** affecting 33.3 acres. Receiving stream: Abes Run classified for the following use: Cold Water Fishes. There are no potable water supply intakes within 10 miles downstream. Application received: March 19, 2014. Permit issued: April 17, 2014.

GFCC No. 17-13-02 and NPDES PA0269581. P & N Coal Company, Inc. (P. O. Box 332, Punxsutawney, PA 15767), West Slab Run Operation, Sandy Township, **Clearfield County** (Slab Run to Sandy Lick Creek -Upper Allegheny Watershed): A construction contract has been awarded to P & N Coal Company, Inc., that will result in the reclamation of approximately 40.8 acres of abandoned mine land, the elimination and reclamation of 5,080-feet of abandoned highwall and the recovery of approximately 100,000 tons of remaining coal reserves. The site will be reclaimed and regraded to approximate original contour. The estimated value of the reclamation work is \$625,000.00 which will be done at no cost to the Commonwealth. The site is located to the northwest of the city of Dubois on State Game Lands No 77 on lands formerly mined and subsequently abandoned by McIntosh Coal Company in the late 1950's. P&N will add 36,400 tons of lime to the mining area to prevent acid drainage. In addition, in order to further restore water quality in Slab Run, the Department has also awarded the operator \$230,000.00 in Growing Greener funds to pay for an additional 20,900 tons of lime to be incorporated into the backfill. Slab Run is a tributary of Sandy Lick Creek. Application received: August 8, 2013. Permit issued: April 23, 2014.

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

54850204R5 and NPDES Permit No. PA0592749. Jeddo-Highland Coal Company, (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), renewal of an existing anthracite coal refuse reprocessing operation in Porter Township, **Schuylkill County** affecting 1756.0 acres, receiving stream: Wiconisco Creek. Application received: June 21, 2011. Renewal issued: April 9, 2014.

Noncoal Permits Issued

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

08132802. Irene West (PO Box 387, Wysox, PA 18854) Commencement, operation and restoration of a small noncoal sandstone/bluestone mine located in Rome Township, **Bradford County** affecting 5.0 acres. Receiving stream: Unnamed Tributary to Parks Creek. Application received: August 21, 2013. Permit issued: April 10, 2014.

NPDES No 08132802GP-104. Irene West (PO Box 387, Wysox, PA 18854) New General NPDES Permit For Stormwater Discharges Associated With Mining Activities (BMR-GP-104) for noncoal surface mine located in Rome Township, **Bradford County** affecting 5.0 acres. Receiving stream: Unnamed Tributary to Parks Creek classified for the following use(s) Warm Water Fishes. Permit issued: April 10, 2014.

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

Permit No. 38020301C2 and NPDES Permit No. PA0224227. Greater Lebanon Refuse Authority,

(1610 Russell Road, Lebanon, PA 17046) renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in North Annville and North Lebanon Townships, **Lebanon County**. Application received: January 14, 2013. Renewal issued: April 22, 2014.

Permit No. 8275SM1C5 and NPDES Permit No. PA0594601. Pennsy Supply, Inc., (PO Box 3331, Harrisburg, PA 17105), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in West Hempfield Township, **Lancaster County**, receiving stream: unnamed tributary to Chickies Creek. Application received: February 18, 2014. Renewal issued: April 22, 2014.

Permit No. 6376SM2A1C6 and NPDES Permit No. PA0594474. York Building Products Co., Inc., (PO Box 1708, York, PA 17405), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Jackson Township, **York County**, receiving stream: Little Conewago Creek. Application received: September 23, 2014. Renewal issued: April 23, 2014.

Permit No. 36080301C2 and NPDES Permit No. PA0224657. Pierson Rheems, LLC, (426 Swedesboro Road, Pilesgrove, NJ 08096), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Mt. Joy and West Donegal Townships, **Lancaster County**. Application received: September 23, 2014. Renewal issued: April 23, 2014.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

Actions on applications under the Explosives Acts of 1937 and 1957 and 25 Pa. Code § 211.124. Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.

Blasting Permits Issued

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

65144102. Wampum Hardware Co. (638 Paden Road, New Galilee, PA 16141). Blasting activity permit for the construction of the RJF Development, located in Hempfield Township, **Westmoreland County** with an expiration date of December 31, 2014. Blasting permit issued: April 17, 2014.

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

08144101. Meshoppen Blasting Inc. (Frantz Rd, PO Box 127, Meshoppen, PA 18630). Blasting for construction of a gas well pad and access road located in Herrick and Stevens Townships, **Bradford County** with an expiration date of July 31, 2014. Permit issued April 18, 2014.

41144101. Midstream Explosives LLC (289 Southside Drive, Newville, PA 17241). Blasting for a pipeline located in Eldred, Upper Fairfield, and Gamble Townships, **Lycoming County** with an expiration date of April 17, 2015. Permit issued April 25, 2014.

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

Permit No. 52144101. Holbert Explosives, Inc., (237 Mast Hope Plank Road, Lackawaxen, PA 18435), construction blasting for Blue Heron Woods in Lackawaxen Township, **Pike County** with an expiration date of April 15, 2015. Permit issued: April 18, 2014.

Permit No. 52144102. John H. Brainard, (3978 SR 2073, Kingsley, PA 18826), construction blasting for a house on Pellet Road in Palmyra Township, **Pike County** with an expiration date of December 31, 2014. Permit issued: April 18, 2014.

Permit No. 64144101. John H. Brainard, (3978 SR 2073, Kingsley, PA 18826), construction blasting for a house on Pellet Road in Palmyra Township, **Wayne County** with an expiration date of December 31, 2014. Permit issued: April 18, 2014.

Permit No. 58144123. M & J Explosives, Inc., (P. O. Box 608, Carlisle, PA 17013), construction blasting for Marcy Well Pad in Lenox Township, **Susquehanna County** with an expiration date of April 17, 2015. Permit issued: April 21, 2014.

Permit No. 15411402. Rock Work, Inc., (1257 DeKalb Pike, Blue Bell, PA 19422), construction blasting for Reserve at French Creek in East Vincent Township, **Chester County** with an expiration date of May 1, 2015. Permit issued: April 23, 2014.

Permit No. 46144103. Rock Work, Inc., (1257 DeKalb Pike, Blue Bell, PA 19422), construction blasting for Preserve at Worcester in Worcester Township, **Montgomery County** with an expiration date of May 1, 2015. Permit issued: April 23, 2014.

Permit No. 58144122. Holbert Explosives, Inc., (237 Mast Hope Plank Road, Lackawaxen, PA 18435), construction blasting for Central Compressor Station in Brooklyn Township, **Susquehanna County** with an expiration date of April 15, 2015. Permit issued: April 23, 2014.

Permit No. 58144124. Maurer & Scott Sales, Inc., (122 Thomas Street, Coopersburg, PA 18036), construction blasting for Gas Pipeline for Central Compressor Station in Brooklyn Township, **Susquehanna County** with an expiration date of December 31, 2014. Permit issued: April 23, 2014.

Permit No. 66144104. John H. Brainard, (3978 SR 2073, Kingsley, PA 18826), construction blasting for Harris Paving in Lemon Township, **Wyoming County** with an expiration date of December 31, 2014. Permit issued: April 23, 2014.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The Department has taken the following actions on previously received permit applications, requests for Environmental Assessment approval and requests for Water Quality Certification under section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341).

Except as otherwise noted, the Department has granted 401 Water Quality Certification certifying that the construction and operation described will comply with sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) and that the construction will not violate applicable Federal and State water quality standards.

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

Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and The Clean Streams Law and Notice of Final Action for Certification under section 401 of the FWPCA.

Permits, Environmental Assessments and 401 Water Quality Certifications Issued:

WATER OBSTRUCTIONS AND ENCROACHMENTS

Northwest Region: Watershed Management Program Manager, 230 Chestnut Street, Meadville, 16335.

E42-361, Bradford Sanitary Authority, 28 Kennedy Street, Bradford, PA 16701 in Foster Township, **McKean County**. ACOE Pittsburgh District install and maintain a diffuser outfall in/across the channel of Tunungwant Creek and to construct and maintain improvements within the 100-year flood plain of Tunungwant Creek including approximately 1800 cubic yards of volume occupied by a chlorine building and dump pad and excavation of 2900 cubic yards for the construction of a bio-retention area at the existing wastewater treatment plant along Seward Avenue north of the City of Bradford. (Bradford, PA Quadrangle N: 41°, 59' 17"; 78° 37' 36")

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

E5729-068: Appalachia Midstream Services, LLC, 100 IST Center, Horseheads, NY 14845, Elkland Township, **Sullivan County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) A temporary access road using a timber mat bridge and a 10 inch diameter gathering line impacting 16 linear feet of an unnamed tributary to Kings Creek (EV) (Overton, PA Quadrangle 41°33'29"N, 76°36'47"W);

2) A temporary access road using timber mats and a 10 inch diameter gathering line impacting 6,055 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Overton, PA Quadrangle 41°33'13"N, 76°36'37"W);

3) A temporary access road using timber mats and a 10 inch diameter gathering line impacting 1,830 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Overton, PA Quadrangle 41°33'05"N, 76°36'08"W);

4) A temporary access road using timber mats and a 10 inch diameter gathering line impacting 1,525 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Overton, PA Quadrangle 41°33'29"N, 76°36'47"W);

5) A temporary access road using a timber mat bridge and a 10 inch diameter gathering line impacting 150 linear feet of Mill Creek (EV) (Overton, PA Quadrangle 41°33'14"N, 76°35'56"W);

6) A temporary access road using a timber mat bridge and a 10 inch diameter gathering line impacting 80 linear feet of an unnamed tributary to Mill Creek (EV) and 55 linear feet of an unnamed tributary to Mill Creek (EV) (Overton, PA Quadrangle 41°33'19"N, 76°35'52"W);

7) A temporary access road using a timber mat bridge and a 10 inch diameter gathering line impacting 115 linear feet of an unnamed tributary to Mill Creek (EV) (Overton, PA Quadrangle 41°33'20"N, 76°35'51"W);

8) A temporary access road using a timber mat bridge and a 10 inch diameter gathering line impacting 80 linear feet of an unnamed tributary to Mill Creek (EV) (Overton, PA Quadrangle 41°33'22"N, 76°35'49"W);

9) A temporary access road using a timber mat bridge and a 10 inch diameter gathering line impacting 80 linear feet of an unnamed tributary to Mill Creek (EV) (Overton, PA Quadrangle 41°33'26"N, 76°35'36"W);

10) A temporary access road using a timber mat bridge and a 10 inch diameter gathering line impacting 150 linear feet of an unnamed tributary to Mill Creek (EV) and 2,004 square feet of an exceptional value palustrine forested (EV-PFO) wetland (Overton, PA Quadrangle 41°33'36"N, 76°35'24"W);

11) A permanent access road using timber mats and a 10 inch diameter gathering line impacting 261 square feet of an exceptional value palustrine emergent (EV-PEM) wetland and 1,437 square feet of an exceptional value palustrine forested (EV-PFO) wetland (Overton, PA Quadrangle 41°33'58"N, 76°34'57"W);

12) A temporary access road using a timber mat bridge and a 10 inch diameter gathering line impacting 150 linear feet of an unnamed tributary to Mill Creek (EV), 2,047 square feet of an exceptional value palustrine emergent (EV-PEM) wetland, and 6,490 square feet of an exceptional value palustrine forested (EV-PFO) wetland (Overton, PA Quadrangle 41°33'44"N, 76°34'28"W);

13) A temporary access road using timber mats and a 10 inch diameter gathering line impacting 3,833 square feet of an exceptional value palustrine scrub shrub (EV-PSS) wetland (Overton, PA Quadrangle 41°33'42"N, 76°34'26"W);

14) A temporary access road using timber mats and a 10 inch diameter gathering line impacting 3,354 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Overton, PA Quadrangle 41°33'40"N, 76°34'22"W);

15) A temporary access road using timber mats and a 10 inch diameter gathering line impacting 2,222 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Overton, PA Quadrangle 41°33'33"N, 76°34'18"W).

The project will result in 876 linear feet of temporary stream impacts, 21,127 square feet (0.49 acre) of temporary wetland impacts, and 9,931 square feet (0.23 acre) of permanent wetland impacts all for the purpose of installing a gathering line for Marcellus well development in

Elkland Township, Sullivan County. The permittee will provide 0.456 acre of compensatory mitigation for forested and emergent wetland impacts at an offsite location (Overton, PA Quadrangle 41°33'44"N 76°34'31"W) in Elkland Township, Sullivan County.

E0829-079: Appalachia Midstream, LLC, 100 IST Center, Horseheads, NY 14845, Wilmot Township, **Bradford County**, ACOE Baltimore District.

To construct, operate and maintain:

1. a 10 inch diameter natural gas line and a temporary timber mat bridge impacting 9,032 square feet of a Palustrine Emergent Wetland (Laceyville, PA Quadrangle, Latitude: 41°37'31", Longitude: -76°13'02");

2. a 10 inch diameter natural gas line and a temporary timber mat bridge impacting 92 square feet of a Palustrine Emergent Wetland (Laceyville, PA Quadrangle, Latitude: 41°37'52", Longitude: -76°13'18");

3. a 10 inch diameter natural gas line and a temporary timber mat bridge impacting 15,976 square feet of a Palustrine Emergent Wetland (Laceyville, PA Quadrangle, Latitude: 41°38'20", Longitude: -76°13'09");

4. a 10 inch diameter natural gas line and a temporary timber mat bridge impacting 40 linear feet of an unnamed tributary to Susquehanna River (WWF, MF) and impacting 6,777 square feet of an adjacent Palustrine Forested Wetland (Laceyville, PA Quadrangle, Latitude: 41°38'39", Longitude: -76°12'39");

5. a 10 inch diameter natural gas line and a temporary timber mat bridge impacting 40 linear feet of an unnamed tributary to Susquehanna River (WWF, MF) (Laceyville, PA Quadrangle, Latitude: 41°39'10", Longitude: -76°12'32");

The project will result in 80 linear feet or 960 square feet of temporary stream impacts and 25,100 square feet (0.58 acre) of temporary PEM wetland impacts and 6,777 square feet (0.16 acre) of permanent conversion of a PFO wetland all for the purpose of installing a natural gas pipeline with associated access roadways for Marcellus shale development in Wilmot Township, Bradford County. The permittee will provide 0.31 acre of wetland enhancement mitigation at the Hardenstine Mitigation Site (Wyalusing, PA Quadrangle, Latitude: 41°38'00", Longitude: -76°20'59").

E0829-081: Appalachia Midstream Services, LLC, 100 IST Center, Horseheads, NY 14845, Overton Township, **Bradford County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) A temporary access road using a timber mats and a 10 inch diameter gathering line impacting 1,525 square feet of an exceptional value palustrine scrub shrub (EV-PSS) wetland (Overton, PA Quadrangle 41°34'19"N, 76°34'56"W);

2) A temporary access road using a timber mats and a 10 inch diameter gathering line impacting 2,047 square feet of an exceptional value palustrine scrub shrub (EV-PSS) wetland (Overton, PA Quadrangle 41°34'26"N, 76°34'56"W);

3) A temporary access road using a timber mats and a 10 inch diameter gathering line impacting 1,873 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Overton, PA Quadrangle 41°34'30"N, 76°34'57"W);

4) A temporary access road using a timber mats and a 10 inch diameter gathering line impacting 3,615 square

feet of an exceptional value palustrine scrub shrub (EV-PSS) wetland (Overton, PA Quadrangle 41°34'32"N, 76°34'57"W);

5) A permanent access road 44 square feet of an exceptional value palustrine scrub shrub (EV-PSS) wetland (Overton, PA Quadrangle 41°34'35"N, 76°34'57"W).

The project will result in 9,060 square feet (0.21 acre) of temporary wetland impacts, and 44 square feet (0.01 acre) of permanent wetland impacts all for the purpose of installing a gathering line for Marcellus well development in Overton Township, Bradford County.

E5729-063: Appalachia Midstream Services, LLC, 100 IST Center, Horseheads, NY 14845, Fox Township, **Sullivan County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) A temporary access road using a timber mat bridge and a 6 inch diameter well line impacting 150 linear feet of Porter Creek (EV) (Shunk, PA Quadrangle 41°34'03"N, 76°42'45"W);

2) A temporary access road using a timber mats and a 6 inch diameter well line impacting 6,229 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Dushore, PA Quadrangle 41°34'05"N, 76°42'35"W);

3) A temporary access road using a timber mats and a 6 inch diameter well line impacting 2,875 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Dushore, PA Quadrangle 41°33'50"N, 76°42'12"W);

4) A temporary access road using a timber mats and a 6 inch diameter well line impacting 2,744 square feet of an exceptional value palustrine forested (EV-PFO) wetland (Dushore, PA Quadrangle 41°33'47"N, 76°42'12"W).

The project will result in 150 linear feet of temporary stream impacts, 9,104 square feet (0.21 acre) of temporary wetland impacts, and 2,744 square feet (0.06 acre) of permanent wetland impacts all for the purpose of installing a gathering line for Marcellus well development in Fox Township, Sullivan County. The permittee will provide 0.126 acre of compensatory mitigation at an offsite location (Overton, PA Quadrangle 41°33'44"N 76°34'31"W) in Elkland Township, Sullivan County.

EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control permits have been issued.

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

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

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

Eastern Region: Oil & Gas Management Program Manager, 208 West Third Street, Williamsport, PA 17701

ESCGP-1 # ESX12-117-0037 (01)

Applicant Name SWEPI LP

Contact Person Jason Shoemaker

Address 2100 Georgetown Drive, Suite 300

City, State, Zip Sewickley, PA 15143

County Tioga County

Township(s) Richmond Township

Receiving Stream(s) and Classification(s) UNT to Canoe Creek (CWF/MF);

Secondary: Canoe Camp Creek

ESCGP-1 # ESX29-115-14-0036

Applicant Name Talisman Energy USA, Inc.

Contact Person Benjamin Younkin

Address 337 Daniel Zenker Drive

City, State, Zip Horseheads, NY 14845

County Susquehanna County

Township(s) Apolaccon Township

Receiving Stream(s) and Classification(s) Apalachin Creek (CWF)

ESCGP-1 # ESX29-115-14-0035

Applicant Name PVR NEPA Gas Gathering, LLC

Contact Person Nicholas Bryan

Address 101 West Third Street

City, State, Zip Williamsport, PA 17701

County Susquehanna County

Township(s) Lenox Township

Receiving Stream(s) and Classification(s) Willow Creek (CWF/MF) and UNTs thereto

ESCGP-1 # ESX29-115-14-0038

Applicant Name Appalachia Midstream Services, LLC

Contact Person Randy DeLaune

Address 100 Ist Center

City, State, Zip Horseheads, NY 14845

County Susquehanna County

Township(s) Auburn Township

Receiving Stream(s) and Classification(s) Riley Creek (CWF) and UNT to White Creek (CWF);

Secondary: Susquehanna River

ESCGP-1 # ESX29-113-14-0005

Applicant Name Chesapeake Appalachia, LLC

Contact Person Eric Haskins

Address 14 Chesapeake Lane

City, State, Zip Sayre, PA 18840

County Sullivan County

Township(s) Colley Township

Receiving Stream(s) and Classification(s) UNT N Branch Mehoopany Creek (CWF/MF);

Secondary: Mehoopany Creek (CWF/MF)

Southwest Region: Oil & Gas Program Mgr. 400 Waterfront Dr. Pittsburgh PA

ESCGP-2 No: ESG14-125-0017

Applicant Name: MarkWest Liberty Midstream & Resources LLC

Contact Person Mr Rick Lowry

Address: 4600 J Barry Court Suite 500

City: Canonsburg State: PA Zip Code: 15317

County: Washington Township: Amwell & North Franklin Receiving Stream (s) And Classifications: UNTs to Reservoir #3 UNTs to Little Tenmile Creek; HQ; Other TSF

ESCGP-2 No.: ESX13-003-0013
 Applicant Name: CNX Gas Company LLC
 Contact Person: Mr Jonathan Madill
 Address: 280 Indian Springs Road
 City: Indiana State: PA Zip Code: 15701
 County: Allegheny Township(s): Findlay
 Receiving Stream(s) and Classifications: UNTs to Montour Run/Upper Ohio River Tributary 36715 to Tributary 36710 to Montour Run/Upper Ohio River; UNTs to North Fork Montour Run/Upper Ohio River; Other TSF; Siltation-Impaired

ESCGP-2 No.: ESX14-125-0022
 Applicant Name: Range Resources Appalachia LLC
 Contact Person: Mr Glenn D Truzzi
 Address: 3000 Town Center Boulevard
 City: Canonsburg State: PA Zip Code: 15317
 County: Washington Township(s): Jefferson
 Receiving Stream(s) and Classifications: UNT to Parmar Run & UNT to Scott Run/Raccoon Creek Watershed; Other WWF

ESCGP-2 No.: ESX14-059-0020
 Applicant Name: Vista Gathering LLC
 Contact Person: Mr Mike Hopkins
 Address: 480 Johnson Road Suite 100
 City: Washington State: PA Zip Code: 15301
 County: Greene Township(s): Washington
 Receiving Stream(s) and Classifications: Boyd Run & 4 UNT/Monongahela; 3 UNT to Ruff Creek/Monongahela; 1 UNT to Craynes Run / Monongahela; Other Warm Water Fishes (WWF)

ESCGP-2 No.: ESG14-005-0003
 Applicant Name: Apex Energy (PA) LLC
 Contact Person: Mr Ed Long
 Address: 6041 Wallace Road Extension Suite 100
 City: Wexford State: PA Zip Code: 15090
 COUNTY Armstrong Township(s): Sugarcreek
 Receiving Stream(s) and Classifications: UNTs Patterson Creek (HQ-TSF, MF); HQ

ESCGP-2 No.: ESG14-059-0013
 Applicant Name: EQT Production Company
 Contact Person: Mr Todd Klaner
 Address: 455 Racetrack Road Suite 101
 City: Washington State: PA Zip Code: 15301
 County: Greene Township(s): Morris
 Receiving Stream(s) and Classifications: UNTs to Bates Fork tributary to Brown's Creek (HQ-WWF); HQ

ESCGP-2 No.: ESX14-125-0024
 Applicant Name: Range Resources Appalachia LLC
 Contact Person: Mr Glenn D Truzzi
 Address: 3000 Town Center Boulevard
 City: Canonsburg State: PA Zip Code 15317
 County: Washington Township(s): Jefferson
 Receiving Stream(s) and Classifications: UNTs to Cross Creek / Raccoon Creek Watershed; Other WWF

SPECIAL NOTICES

Consent Order and Agreement; Treatment of Post-Mining Discharges and Seeps at the Addison and Stutzman Mine Sites

Mineral Resources Management, District Mining Operations, Cambria Office, 286 Industrial Park Road, Ebensburg, PA 15931-4119

The Commonwealth of Pennsylvania, Department of Environmental Protection (Department), pursuant to Sections 4.2 and 4.3 of the Surface Mining Conservation and

Reclamation Act, 52 P. S. §§ 1396.4b and 1396.4c; Section 5 of the Clean Streams Law, 35 P. S. § 691.5; and Section 1917-A of the Administrative Code of 1929, 71 P. S. § 510-17, and in settlement of a Complaint docketed at 596 M.D. 2009 before the Commonwealth Court of Pennsylvania has entered into a Consent Order and Agreement (COA) between the Department, Bituminous Coals, Inc. (BCI), and Fetterolf Mining, Inc. (FMI) concerning the treatment of post-mining discharges and seeps at the Addison and Stutzman Mine sites (jointly, the Sites). Both BCI and FMI are operated by Mr. M. Mitchell Fetterolf, who serves as President, Treasurer, and Chief Executive Officer.

The Addison Mine site, located in Addison Township, Somerset County, Pennsylvania, includes permitted mining activities at three sites: Addison #1 (MDP No. 40A77SM11), Addison #1 Mine (MDP No. 5679116), and the Addison Strip (SMP No. 56773136). Between 1981 and 2009, the Department determined there were numerous effluent limit violations as a result of BCI's mining discharge and subsequent treatment attempts.

The Stutzman Mine, MDP No. 56800103, is located in Stonycreek Township, Somerset County, Pennsylvania. In February 1986, the Department discovered four seep locations both on and off the site previously permitted to FMI and requested that FMI implement a permanent abatement plan for the seep treatment.

The Department also notified BCI and FMI in October 2004, that the initial bonds posted for the Sites in the amounts of \$504,640 and \$8,700 were insufficient to guarantee payment of perpetual treatment of the post-mining discharges and seeps. Jointly, BCI and FMI claimed in a June 2005, letter that they lacked the financial resources to provide for perpetual payment and in September 2005, notified the Department that treatment of the discharges and seeps would cease when then-current materials had exhausted. The Department immediately took over treatment of the discharges and seeps after BCI and FMI ceased treatment activity on December 31, 2005. The Department then notified BCI and FMI in January 2006, of its intention to forfeit the bonds for the Sites. Those bonds are currently held by the Mid Continent Insurance Company.

On November 12, 2009, the Department filed a Complaint with the Commonwealth Court seeking that BCI and FMI be required to resume or begin to treat all of the discharges and seeps resulting from the operator's mining activity, and to post long-term financial guarantees so as to provide for those treatments.

Under the terms of the COA, in settlement of litigation, BCI and FMI have agreed to construct and/or repair the treatment systems for the discharges and seeps on the Sites. Rather than collecting on the forfeited bonds, the Department will direct funds from the Mid Continent Insurance Company, Inc., to a treatment trust that has been established with the Clean Streams Foundation for the perpetual treatment of the mine discharges resulting from the mining operations.

Copies of the COA are located at the Department's South Central Region Office of Chief Counsel at 909 Elmerton Avenue, Harrisburg, Pennsylvania, or by telephone at 717-787-8790 and the Cambria District Mining Office, 286 Industrial Park Road, Ebensburg, Pennsylvania or by telephone at (814) 472-1900. Copies may be reviewed on request by any person during normal busi-

ness hours, or an electronic copy of the COA is available upon request. Electronic copies can be requested by emailing Nels J. Taber, Regional Counsel, at ntaber@pa.gov.

[Pa.B. Doc. No. 14-979. Filed for public inspection May 9, 2014, 9:00 a.m.]

Air Quality Technical Advisory Committee Meeting Cancellation

The Air Quality Technical Advisory Committee (Committee) meeting scheduled for Thursday, June 12, 2014, has been cancelled. The next Committee meeting is scheduled for Thursday, August 7, 2014, at 9:15 a.m. in Room 105, Rachel Carson State Office Building.

For additional information, contact Alex Haas at (717) 787-9495 or alehaas@pa.gov. The agenda and materials for the meeting will be available through the Public Participation Center on the Department of Environmental Protection's (Department) web site at www.dep.state.pa.us (DEP Keywords "Public Participation").

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Alex Haas at (717) 787-9495 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

E. CHRISTOPHER ABRUZZO,
Secretary

[Pa.B. Doc. No. 14-980. Filed for public inspection May 9, 2014, 9:00 a.m.]

Availability of Technical Guidance

Technical guidance documents are available on the Department of Environmental Protection's (Department) web site at www.elibrary.dep.state.pa.us. The "Technical Guidance Final Documents" heading is the link to a menu of the various Department bureaus where each bureau's final technical guidance documents are posted. The "Technical Guidance Draft Documents" heading is the link to the Department's draft technical guidance documents.

Ordering Paper Copies of Department Technical Guidance

The Department encourages the use of the Internet to view and download technical guidance documents. When this option is not available, persons can order a paper copy of any of the Department's draft or final technical guidance documents by contacting the Department at (717) 783-8727.

In addition, bound copies of some of the Department's documents are available as Department publications. Check with the appropriate bureau for more information about the availability of a particular document as a publication.

Changes to Technical Guidance Documents

Following is the current list of recent changes. Persons who have questions or comments about a particular document should call the contact person whose name and phone number is listed with each document.

Draft Technical Guidance—Comment Period Extension

DEP ID: 562-2402-501. **Title:** Blaster's License Suspension and Revocation Procedure. **Description:** This guid-

ance is a substantial revision to an existing guidance document and explains the new, more transparent procedure for the suspension, modification or revocation of blaster's licenses or penalty assessment actions, or both.

Written Comments: Interested persons may submit written comments on this Draft Technical Guidance Document by Monday, July 7, 2014. Comments submitted by facsimile will not be accepted. Comments, including comments submitted by electronic mail must include the originator's name and address. Written comments should be submitted to Richard Lamkie, P. O. Box 8461, Harrisburg, PA 17105-8461 or rlamkie@pa.gov.

Contact: Questions regarding this action should be directed towards Richard Lamkie at (814) 472-1885 or rlamkie@pa.gov.

Effective Date: Upon publication as final in the *Pennsylvania Bulletin*.

E. CHRISTOPHER ABRUZZO,
Secretary

[Pa.B. Doc. No. 14-981. Filed for public inspection May 9, 2014, 9:00 a.m.]

Bid Opportunity

OSM 17(0405)101.1, Abandoned Mine Reclamation Project, Campbell Run, Ferguson Township, Clearfield County. The principal items of work and approximate quantities include mobilization and demobilization; clearing and grubbing; removal and disposal of abandoned equipment and structures; grading 35,000 cubic yards; wetland construction; subsurface drain 650 linear feet; ditch excavation 1,550 cubic yards; high velocity erosion control mulch blanket 330 square yards; R-5 rock lining with filter material 2,000 square yards; tree planting 770 each; and seeding 2 acres. This bid issues on May 9, 2014, and bids will be opened on June 3, 2014, at 2 p.m. Bid documents cost \$10 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 (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.

E. CHRISTOPHER ABRUZZO,
Secretary

[Pa.B. Doc. No. 14-982. Filed for public inspection May 9, 2014, 9:00 a.m.]

Bid Opportunity

OSM 54(4124)104.1, Abandoned Mine Reclamation Project, Good Spring Mountain West, Hegins Township, Schuylkill County. The principal items of work and approximate quantities include mobilization and demobilization; clearing and grubbing 0.70 acre; removal and disposal of structure; 60" corrugated polyethylene pipe 20 linear feet; 30" corrugated polyethylene pipe 40 linear feet; and seeding 0.70 acre. This bid issues on May 9, 2014, and bids will be opened on June 3, 2014, at 2 p.m. Bid documents cost \$10 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 (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.

E. CHRISTOPHER ABRUZZO,
Secretary

[Pa.B. Doc. No. 14-983. Filed for public inspection May 9, 2014, 9:00 a.m.]

Pennsylvania's 2014-2015 Annual Ambient Air Monitoring Network Plan; Available for Public Comment

On October 17, 2006, the United States Environmental Protection Agency (EPA) promulgated final amendments to the National ambient air monitoring requirements for criteria pollutants at 40 CFR Parts 53 and 58 (relating to ambient air monitoring reference and equivalent methods; and ambient air quality surveillance). See 71 FR 61236 (October 17, 2006). The EPA's final rule requires state and local agencies to enhance air monitoring to "improve public health protection and better inform the public about air quality in their communities." Under 40 CFR 58.10 (relating to annual monitoring network plan and periodic network assessment), air quality state and local monitoring agencies must adopt an annual air-monitoring network plan and make the plan available for public inspection for at least 30 days prior to final submission to the EPA Regional Administrator. The plan, which is due July 1, 2014, must include a statement of purpose for each monitor and evidence that siting and operation of each monitor meets Federal requirements. The EPA may also provide an opportunity for review and comment prior to approving or disapproving a state's Monitoring Network Plan.

On May 10, 2014, the 2014-2015 Annual Ambient Air Monitoring Network Plan (Plan) will be made available for public comment on the Department of Environmental Protection's (Department) web site at www.dep.state.pa.us/dep/deputate/airwaste/aq/default.htm. The Plan has been updated to address changes that have been made in the Commonwealth's ambient air monitoring network and to identify changes that are anticipated to occur in the remainder of 2014 and in 2015.

The public is invited to submit comments on this network plan. Comments must be received by the Department on or before June 9, 2014. Written comments should be sent to the attention of Nicholas Lazor, Chief, Division of Air Quality Monitoring, Bureau of Air Quality, P. O. Box 8468, Harrisburg, PA 17105-8468, RA-epair@pa.gov. Use "Annual Monitoring Network Plan" as the subject line.

E. CHRISTOPHER ABRUZZO,
Secretary

[Pa.B. Doc. No. 14-984. Filed for public inspection May 9, 2014, 9:00 a.m.]

Proposed Annual Monitoring Network Plan for Philadelphia; Available for Public Comment

Part 58 of 40 CFR (relating to ambient air quality surveillance), requires state and local air pollution control agencies to adopt and submit to the United States

Environmental Protection Agency (EPA) Regional Administrator an Annual Monitoring Network Plan (AMNP) by July 1, 2014. The AMNP provides for the establishment and maintenance of an air quality surveillance system that consists of a network of monitoring stations. A proposed AMNP must be made available for public inspection for at least 30 days prior to submission to the EPA.

Air Management Services is the local air pollution control agency for the City of Philadelphia under the Department of Public Health. Philadelphia has an air monitoring network of ten air monitoring stations that house instruments that measure ambient levels of air pollutants.

The proposed AMNP is available for public inspection on the City's web site at www.phila.gov/health/airmanagement/PublicMeetings.html and at the Office of Air Management Services, 321 University Avenue, 2nd Floor, Philadelphia, PA 19104, during normal business hours. For further information, contact Henry Kim, Chief of Program Services at (215) 685-9439.

Written comments on the proposed AMNP should be sent to Henry Kim, Chief of Program Services, Air Management Services, 321 University Avenue, 2nd Floor, Philadelphia, PA 19104. Only written comments will be accepted. Comments received by facsimile will not be accepted. Persons wishing to file comments on the proposed AMNP must submit comments by June 9, 2014.

E. CHRISTOPHER ABRUZZO,
Secretary

[Pa.B. Doc. No. 14-985. Filed for public inspection May 9, 2014, 9:00 a.m.]

Proposed State Implementation Plan Revision; Redesignation Request and Maintenance Plan for the Philadelphia-Wilmington, PA-NJ-DE Nonattainment Area for the 1997 Annual and 2006 24-Hour Fine Particulate Matter National Ambient Air Quality Standards; Public Hearing

Particulate matter includes both solid and liquid particles suspended in the air. Fine particle pollution describes particulate matter that is less than or equal to 2.5 micrometers in diameter (PM_{2.5}). PM_{2.5} concentrations above the Federal health-based standard pose a serious human health threat. With significant improvements in air quality in the Philadelphia Area, this nonattainment area now meets the 1997 annual and the 2006 24-hour PM_{2.5} National Ambient Air Quality Standards (NAAQS). Therefore, the Department of Environmental Protection (Department) intends to submit a request to the United States Environmental Protection Agency (EPA) to redesignate the area to attainment.

The Department is seeking public comments on the redesignation request and a proposed revision to the State Implementation Plan (SIP) containing the 2007 comprehensive inventory as required under section 172(c)(3) of the Federal Clean Air Act (CAA) (42 U.S.C.A. § 7502(c)(3)) and a maintenance plan demonstrating that the area can maintain the 2006 24-hour PM_{2.5} health-based NAAQS for the next 10 years as required under section 175A(a) of the CAA (42 U.S.C.A. § 7505a(a)). Upon the EPA approval, the maintenance plan will also establish new motor vehicle emission budgets for transportation conformity purposes.

The request to redesignate the area to attainment and the proposed SIP revision are available on the Department's web site at www.dep.state.pa.us (select "Air," then "Bureau of Air Quality," then "Regs/Plan," then "Clean Air Plans") or through the contact persons listed as follows.

The Department will hold a public hearing to receive comments on the proposal on Thursday, June 12, 2014, at 1 p.m. at the DEP Southeast Regional Office, 2 East Main Street, Norristown, PA 19401. Persons wishing to present testimony at the hearing should contact Alex Haas at P. O. Box 8468, Harrisburg, PA 17105, (717) 787-9495 or alehaas@pa.gov to reserve a time. Witnesses should keep testimony to 10 minutes and should provide two written copies of their statement at the hearing.

If by Tuesday, June 10, 2014, no person has expressed an interest in testifying at the hearing, the hearing will be cancelled. The Department will provide public notice on the Bureau of Air Quality web page at www.dep.state.pa.us (DEP Keyword: "Air") if the hearing is cancelled. Persons may also contact the Department to find out if the hearing is cancelled by contacting Alex Haas.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceeding should contact Alex Haas. TDD users may contact the Pennsylvania AT&T Relay Service at (800) 654-5984 to discuss how the Department can best accommodate their needs.

The Department must receive comments no later than June 13, 2014. Written comments should be sent to the attention of Nancy Herb, Bureau of Air Quality, P. O. Box 8468, Harrisburg, PA 17105-8468, nherb@pa.gov. Use "Philadelphia PM2.5 Redesignation" as the subject line in written communication.

E. CHRISTOPHER ABRUZZO,
Secretary

[Pa.B. Doc. No. 14-986. Filed for public inspection May 9, 2014, 9:00 a.m.]

Public Notice of the Availability of National Pollutant Discharge Elimination System General Permit for Discharges from Small Flow Treatment Facilities (PAG-04)

Under The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and sections 1905-A, 1917-A and 1920-A of The Administrative Code of 1929 (71 P.S. §§ 510-5, 510-17 and 510-20), the Department of Environmental Protection (Department), by this notice, informs the public of the availability of the National Pollution Discharge Elimination System (NPDES) PAG-04 General Permit for Discharges from Small Flow Treatment Facilities. The General Permit will become effective at 12 a.m. on Monday, May 12, 2014.

The PAG-04 General Permit is intended to provide NPDES permit coverage to existing and proposed Small Flow Treatment Facilities (SFTF) for discharges from these facilities to waters of the Commonwealth. SFTFs are treatment works designed to adequately treat sewage flows of not greater than 2,000 gallons per day for final disposal using a stream discharge or other methods approved by the Department.

Notice of the availability of a draft PAG-04 General Permit was published at 44 Pa.B. 96 (January 4, 2014). A

30-day comment period was provided as part of the draft permit publication. No public comments were received.

The proposed Notice of Intent (NOI) fee for coverage under this General Permit is \$100 for SFTF that are not Single Residence Sewage Treatment Plants. The Department anticipates that once coverage under the General Permit is authorized, coverage will continue without the need to submit a separate, subsequent NOI for renewal of coverage as long as the PAG-04 General Permit is renewed, unless the Department specifically requires the submission of a separate, subsequent NOI in writing. The permittee shall be responsible for complying with the final renewed, reissued or amended General Permit. If the permittee is unable to comply with the renewed, reissued or amended General Permit, the permittee must submit an application for an individual NPDES permit within 90 days of the final General Permit publication.

One modification was made to the draft permit in response to a comment received from the United States Environmental Protection Agency (EPA). The Department has clarified that where an EPA-approved Total Maximum Daily Load (TMDL) is in effect for a water body, the Department may require an applicant to apply for an individual NPDES permit where the SFTF discharge under the PAG-04 General Permit would not be consistent with the TMDL.

The permit document package can be accessed through the Department's eLibrary web site at www.elibrary.dep.state.pa.us (select "Permit and Authorization Packages," then "Point and Non-Point Source Management," then "National Pollutant Discharge Elimination System—NPDES," then "General Permits" and "PAG-04—General Permit for Discharges from Small Flow Treatment Facilities").

For PAG-04 General Permit NOIs, the Department will publish notice in the *Pennsylvania Bulletin* for approvals of coverage only (see 25 Pa. Code § 92a.84(c)(3) (relating to public notice of general permits)).

E. CHRISTOPHER ABRUZZO,
Secretary

[Pa.B. Doc. No. 14-987. Filed for public inspection May 9, 2014, 9:00 a.m.]

Request for Applications for Watershed Protection and Restoration Grants and Surface Mining Conservation and Reclamation Act Grants through the Growing Greener Plus Program

As part of the 2014 Department of Environmental Protection's (Department) Growing Greener Plus Program (Growing Greener), applications are now being accepted for watershed protection and restoration grants. Under 27 Pa.C.S. §§ 6101—6119 (relating to Environmental Stewardship and Watershed Protection Act), the Department is authorized to allocate these grants to a variety of eligible applications including: counties, authorities and other municipalities; county conservation districts; watershed organizations recognized by the Department who promote local watershed conservation efforts, councils of government and other authorized organizations involved in the restoration and protection of the environment in this Commonwealth.

For the upcoming grant round, the Department will invest in projects that will ultimately protect or restore,

or both, the Commonwealth's watersheds from impairment due to nonpoint source pollution. Examples of special priority areas include: projects located in "priority" watersheds that reduce the source of impairment; "priority" type activities that lead to water quality restoration or protection; and projects that support the installation of agricultural Best Management Practices to achieve compliance with existing agricultural water quality requirements.

Examples of eligible projects include those that will reduce nonpoint source pollution in watersheds where streams are impaired, projects that will help reduce Total Maximum Daily Load pollutants and integrating stormwater management into watershed management and water conservation strategies.

Through the same application process, applicants can also apply for funding through the Department's Surface Mining Conservation and Reclamation Act (SMCRA) Grant Programs and the Section 319 Nonpoint Source Grant Program. SMCRA grants are available to various entities including municipalities, municipal authorities and nonprofit organizations for projects meeting SMCRA Set Aside or Bond Forfeiture grant requirements. Section 319 grants focus on funding similar projects to Growing Greener but with special emphasis within targeted watersheds.

The deadline for submitting applications to the Department's Growing Greener Grants Center (Center) is July 11, 2014. Applications must be postmarked no later than July 11, 2014. If hand delivered, the package must be received by the Center by 4 p.m. on July 11, 2014, at the address that follows. Late submissions will not be considered.

To request or download an application or obtain more information concerning the Growing Greener Program, visit the Growing Greener web site at www.dep.state.pa.us (DEP Keyword: Growing Greener). Persons can send e-mails to GrowingGreener@state.pa.us or contact the Center at (717) 705-5400. Written requests should be addressed to the DEP Grants Center, 15th Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8776, Harrisburg, PA 17105-8776.

E. CHRISTOPHER ABRUZZO,
Secretary

[Pa.B. Doc. No. 14-988. Filed for public inspection May 9, 2014, 9:00 a.m.]

Residual Waste General Permit WMGR081

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

Central Office: Division of Municipal and Residual Waste, Rachel Carson State Office Building, 14th Floor, 400 Market Street, Harrisburg, PA 17106-9170.

General Permit Number WMGR081. General Permit Number WMGR081 authorizes processing of electronic waste by sorting, disassembling, mechanical processing (by sizing, shaping, separating and volume reduction only) and associated storage.

The Department of Environmental Protection (Department) modified General Permit Number WMGR081 on April 21, 2014. These modifications include:

1. Inclusion of certification requirements under the Covered Device Recycling Act (35 P. S. §§ 6031.101—6031.702).

2. Flexibility in permitting for small volume waste electronic device disassembly facilities.

3. A transfer of authority from the Department's Central Office to the regional offices to review the determination of applicability.

4. Clarification that General Permit Number WMGR081 can cover electronic waste transfer facilities.

5. Addition of definitions for "temporary collection event" and "commercial or municipal collection site" and clarification that General Permit Number WMGR081 does not apply to those activities.

6. Expansion of the list of devices that can be managed to include air conditioners and other refrigerant-containing devices, provided all certification and other requirements in 40 CFR Part 82, Subpart F (relating to recycling and emissions reduction) are met.

Persons interested in reviewing the general permit may contact Scott E. Walters, Chief, Permits Section, Division of Municipal and Residual Waste, Bureau of Waste Management, P. O. Box 69170, Harrisburg, PA 17106-9170, (717) 787-7381. TDD users may contact the Department through the Pennsylvania AT&T Relay Service (800) 654-5984.

E. CHRISTOPHER ABRUZZO,
Secretary

[Pa.B. Doc. No. 14-989. Filed for public inspection May 9, 2014, 9:00 a.m.]

DEPARTMENT OF GENERAL SERVICES

State-Owned Real Estate for Sale

The Department of General Services (Department) will accept bids for the purchase of 0.60 acre \pm of land and building formerly known as the Tyrone Armory located at 926 South Logan Avenue, Borough of Tyrone, Blair County. Bids are due Monday, June 23, 2014. Interested parties wishing to receive a copy of Solicitation No. 94600 should view the Department's web site at www.dgs.state.pa.us or call Lisa Kettering at (717) 787-1321.

SHERI PHILLIPS,
Secretary

[Pa.B. Doc. No. 14-990. Filed for public inspection May 9, 2014, 9:00 a.m.]

State-Owned Real Estate for Sale

The Department of General Services (Department) will accept bids for the purchase of 1.66 acres \pm of land and improvements formerly known as the Department of Military and Affairs' Scranton Vehicle Repair Garage located at 1800 East Gibson Street, Scranton, Lackawanna County. Bids are due Monday, June 30, 2014.

Interested parties wishing to receive a copy of Solicitation No. 94602 should view the Department's web site at www.dgs.state.pa.us or call Lisa Kettering at (717) 787-1321.

SHERI PHILLIPS,
Secretary

[Pa.B. Doc. No. 14-991. Filed for public inspection May 9, 2014, 9:00 a.m.]

DEPARTMENT OF HEALTH

Application of Aria Health Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Aria Health Hospital has requested an exception to the requirements of 28 Pa. Code §§ 143.5 and 143.7 (relating to medical supervision of podiatric patients; and medical orders and patient records).

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 (800) 654-5984.

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-992. Filed for public inspection May 9, 2014, 9:00 a.m.]

Application of Children's Hospital of Philadelphia for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Children's Hospital of Philadelphia 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 Health Care Facilities 2010*. The facility specifically requests exemption from the following standards contained in this publication: 2.6-2.2.2.2(1) and 2.6-2.2.6.12(2)(a) (relating to area, patient rooms; and examination/treatment rooms).

This request is on file with the Department. Persons may receive a copy of a request for exception by request-

ing 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 (800) 654-5984.

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-993. Filed for public inspection May 9, 2014, 9:00 a.m.]

Application of Crichton Rehabilitation Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Crichton Rehabilitation Center has requested an exception to the requirements of 28 Pa. Code § 149.1 (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 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 (800) 654-5984.

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-994. Filed for public inspection May 9, 2014, 9:00 a.m.]

Application of DuBois Regional Medical Center (Penn Highlands Family Medicine) 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 (Penn Highlands Family Medicine, 757 Johnsonburg Road, Suite 110, St. Marys, PA) has requested exceptions to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *American Institute of Architects*. The facility specifically requests exemptions from the following standards contained in this publication: 3.1-7.2.2.1(1) (relating to public corridors).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-995. Filed for public inspection May 9, 2014, 9:00 a.m.]

Application of DuBois Regional Medical Center (Penn Highlands Family Practice) 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 (Penn Highlands Family Practice, 605 State Street, Curwensville, PA) has requested exceptions to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *American Institute of Architects*. The facility specifically requests exemptions from the following standards contained in this publication: 3.1-3.2.4.2(1) (relating to area, treatment rooms).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-996. Filed for public inspection May 9, 2014, 9:00 a.m.]

Application of DuBois Regional Medical Center (Penn Highlands General Surgery) 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 (Penn Highlands General Surgery, 123 South Street, Ridgway, PA) has requested exceptions to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *American Institute of Architects*. The facility specifically requests exemptions from the following standards contained in this publication: 3.1-6.1.4 (relating to public toilets).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-997. Filed for public inspection May 9, 2014, 9:00 a.m.]

Application of DuBois Regional Medical Center (Penn Highlands Pediatrics) 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 (Penn Highlands Pediatrics, 761 Johnsonburg Road, Suite 340, St. Marys, PA) has requested exceptions to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *American Institute of*

Architects. The facility specifically requests exemptions from the following standards contained in this publication: 3.1-3.8.1 and 3.2-6.3 (relating to toilet(s) for patient use; and support areas for staff).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-998. Filed for public inspection May 9, 2014, 9:00 a.m.]

Application of Geisinger—Lewistown Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Geisinger—Lewistown 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 Health Care Facilities 2010*. The facility specifically requests exemption from the following standards contained in this publication: 2.1-8.5.3 and 2.1-8.5.3.1 (relating to technology distribution rooms (TDRs); and size).

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 (800) 654-5984.

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-999. Filed for public inspection May 9, 2014, 9:00 a.m.]

Application of Hospital of the University of Pennsylvania Reproductive Surgical Facility for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Hospital of the University of Pennsylvania Reproductive Surgical Facility has requested exceptions to the requirements of 28 Pa. Code §§ 553.1 and 555.1—555.3.

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-1000. Filed for public inspection May 9, 2014, 9:00 a.m.]

Application of Lancaster General Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Lancaster General Hospital has requested an exception to the requirements of 28 Pa. Code § 107.62(a) and (b) (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 Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-1001. Filed for public inspection May 9, 2014, 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 § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Health Care Facilities 2010*. The facility specifically requests exemption from the following standards contained in this publication: 2.2-3.4, 3.1-3 and 3.4 (relating to diagnostic imaging services; diagnostic and treatment locations; and specific requirements for freestanding outpatient facilities).

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 (800) 654-5984.

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-1002. Filed for public inspection May 9, 2014, 9:00 a.m.]

Application of LifeCare Hospitals of Pittsburgh for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that LifeCare Hospitals of Pittsburgh 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 Health Care Facilities 2010*. The facility specifically requests exemption from the following standards contained in this publication: 2.1-8.7.2.3(1), 2.1-8.7.2.3(3), 2.2-2.2.2.5(1)(b), 2.2-2.2.2.5(3) and 2.1-8.2.1.1(2).

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 (800) 654-5984.

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-1003. Filed for public inspection May 9, 2014, 9:00 a.m.]

Application of Southwest Regional Medical Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Southwest Regional Medical Center has requested an exception to the requirements of 28 Pa. Code § 109.2 (relating to director of nursing services).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-1004. Filed for public inspection May 9, 2014, 9:00 a.m.]

Application of Surgery Center at Penn Medicine University City for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Surgery Center at Penn Medicine University City has requested exceptions to the requirements of 28 Pa. Code §§ 553.1, 553.31(b), 555.1—555.4, 557.2, 557.2(c)(6), 563.1 and 571.1, which require compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exemption from the following standards contained in this publication: 3.7-3.4.2(5)(a) (relating to pediatric recovery stations).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-1005. Filed for public inspection May 9, 2014, 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 § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *American Institute of Architects*. The facility specifically requests an exemption from the following standards contained in this publication: 2.3-2.3.1.1(1) (relating to inpatient spaces).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-1006. Filed for public inspection May 9, 2014, 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: *American Institute of Architects*. The facility specifically requests exemptions from the following standards contained in this publication: 2.2-2.2.2.1(2)(a) and 2.5-2.2.2.6 (relating to clearances; and toilet room access).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-1007. Filed for public inspection May 9, 2014, 9:00 a.m.]

Decisions on Requests for Exception to Health Care Facility Regulations

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) has published in the *Pennsylvania Bulletin* all requests by entities licensed under the Health Care Facilities Act (35 P.S. §§ 448.101—448.904b) for exceptions to regulations in 28 Pa. Code Part IV, Subparts B—G.

Section 51.33(d) of 28 Pa. Code provides that the Department will publish notice of all approved exceptions on a periodic basis. The Department has determined that it will publish notice of all exceptions, both approved and denied. The following list contains the decisions made on exception requests published in the *Pennsylvania Bulletin* from January 2014, through April 2014. Future publications of decisions on exception requests will appear on a quarterly basis.

All requests for additional information on the exception request and the Department's decision should be made to the relevant division of the Department. Inquiries regarding hospitals, abortion facilities and ambulatory surgical facilities shall be addressed to Charles Shaffer, Assistant Director, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120. Inquiries regarding long-term care facilities shall be addressed to Susan Williamson, Director, Division of Nursing Care Facilities, Room 528, Health and Welfare Building, Harrisburg, PA 17120.

Hospitals

| <i>Facility Name</i> | <i>28 Pa. Code Regulation</i> | <i>Relating to</i> | <i>Request Published</i> | <i>Decision</i> |
|--|-------------------------------|---|--------------------------|-----------------|
| Lancaster General Hospital | § 153.1 | 2.2-2.2.6.13 Examination/treatment room | 01/04/14 | granted |
| Lancaster General Hospital | § 153.1 | 2.1-3.2 Examination/treatment room or area | 01/04/14 | granted |
| Allegheny Valley Hospital | § 103.31 | Chief executive officer | 01/04/14 | granted |
| Grand View Hospital | § 107.62 | Oral orders | 01/04/14 | granted |
| LifeCare Hospital of Pittsburgh (LifeCare)—Alle Kiski Campus | § 107.62 | Oral orders | 01/04/14 | granted |
| LifeCare—Suburban Campus | § 107.62 | Oral orders | 01/04/14 | granted |
| LifeCare—Monroeville Campus | § 107.62 | Oral orders | 01/04/14 | granted |
| LifeCare—Main Campus | § 107.62 | Oral orders | 01/04/14 | granted |
| LifeCare—Monroeville Campus | § 123.25(2) | If electrocautery | 01/04/14 | granted |
| OSS Orthopaedic Hospital | § 107.62 | Oral orders | 01/04/14 | granted |
| J.C. Blair Memorial Hospital | § 107.62 | Oral orders | 01/04/14 | granted |
| York Hospital | § 143.5 | Medical supervision of Podiatric patients | 01/11/14 | granted |
| St. Luke's Hospital | § 107.64 | Administration of drugs | 01/11/14 | granted |
| St. Luke's Hospital—Anderson | § 153.1 | 3.9-3.8.1.1 Patient change areas | 01/18/14 | granted |
| St. Luke's Quakertown Hospital | § 107.64 | Administration of drugs | 01/11/14 | granted |
| Eastern Regional Medical Center | § 153.1 | 2.1-7.2.2.2 Ceiling height | 01/11/14 | granted |
| Lehigh Valley Hospital (LVH) | § 153.1 | 2.2-2.2.1.1(1) The maximum number of beds | 01/11/14 | granted |
| LVH | § 153.1 | 3.1-3.2.2.3 Hand washing stations | 01/11/14 | granted |
| LVH | § 153.1 | 3.1-3.6.5.1 Location | 01/11/14 | granted |
| LVH | § 153.1 | 3.1-3.2.2.4 Documentation space | 01/11/14 | granted |
| LVH | § 153.1 | 3.1-7.2.2.8 Hand washing stations | 01/11/14 | granted |
| LVH | § 153.1 | 3.1-2-3.2.3.5 Hand washing stations | 01/11/14 | granted |
| LVH | § 153.1 | 3.1-8.2.1.2 Ventilation and space conditions | 01/11/14 | granted |
| LVH | § 153.1 | 3.1-8.2.4 HVAC air distribution | 01/11/14 | granted |
| LVH—Muhlenberg | § 153.1 | 3.1-3.2.2.3 Hand washing stations | 01/11/14 | granted |
| LVH—Muhlenberg | § 153.1 | 3.1-3.6.5.1 Location | 01/11/14 | granted |
| LVH—Muhlenberg | § 153.1 | 3.1-3.2.2.4 Documentation space | 01/11/14 | granted |
| LVH—Muhlenberg | § 153.1 | 3.1-7.2.2.8 Hand washing stations | 01/11/14 | granted |
| LVH—Muhlenberg | § 153.1 | 3.1-3.2.3.5 Hand washing stations | 01/11/14 | granted |
| LVH—Muhlenberg | § 153.1 | 3.1-8.2.1.2 Ventilation and space conditioning | 01/11/14 | granted |
| LVH—Muhlenberg | § 153.1 | 3.1-8.2.4 HVAC air distribution | 01/11/14 | granted |
| Holy Spirit Hospital | § 107.62(a)(b) | Oral orders | 01/11/14 | granted |
| Geisinger—Lewistown Hospital | § 153.1 | 2.1-8.5.1.2 Size (TDR) | 01/18/14 | granted |
| Cancer Treatment Centers of America at Eastern Regional Medical Center | § 153.1 | 2.2-4.3.4.1 Facilities for commissary or contract services from other areas | 01/11/14 | not nec. |
| Aria Health Bucks Campus | § 153.1 | 2.2-3.4.4 Magnetic Resonance Imaging | 01/18/14 | granted |
| Tyrone Hospital | § 153.1 | 3.1-3.2.2.3 General examination rooms | 01/18/14 | granted |
| Tyrone Hospital | § 153.1 | 3.1-7.2.2.2 The minimum ceiling height | 01/18/14 | granted |
| Soldiers and Sailors Memorial Hosp. | § 153.1 | 2.2-2.2.6.13 Examination/Treatment rooms | 01/18/14 | granted |
| Hanover Hospital | § 138.18(b) | Therapeutic electrophysiology | 01/18/14 | granted |
| Allegheny General Hospital | § 103.31 | Chief executive officer | 01/25/14 | granted |
| Aria Health Bucks Campus | § 127.1 | Principle | 02/08/14 | granted |
| Chambersburg Hospital | § 153.1 | 2.1-2.4.3.5 Architectural details and building system details | 02/15/14 | granted |
| Clearfield Hospital | § 153.1 | 3.1-7.2.2.1 Corridor width | 02/15/14 | granted |
| Clearfield Hospital | § 153.1 | 3.1-7.2.2.3 Doors and door hardware | 02/15/14 | granted |

| <i>Facility Name</i> | <i>28 Pa. Code Regulation</i> | <i>Relating to</i> | <i>Request Published</i> | <i>Decision</i> |
|---|-------------------------------|--|--------------------------|-----------------|
| Evangelical Community Hospital (ECH)—Williamsport | § 153.1 | 3.1-6.1.1 Vehicular drop-off & pedestrian entrance | 02/15/14 | granted |
| ECH—Selinsgrove | § 153.1 | 3.1-6.1.1 Vehicular drop-off & pedestrian entrance | 02/15/14 | granted |
| ECH—Selinsgrove | § 153.1 | 3.1-2-3.2.2.2 Individual therapy area | 02/15/14 | granted |
| ECH—Mifflinburg | § 153.1 | 3.1-6.1.1 Vehicular drop-off & pedestrian entrance | 02/15/14 | granted |
| ECH—Mifflinburg | § 153.1 | 3.1-2-3.2.2.2 Individual therapy area | 02/15/14 | granted |
| ECH—Lewisburg | § 153.1 | 3.1-2-3.2.2.2 Individual therapy area | 02/15/14 | granted |
| ECH—Elysburg | § 153.1 | 3.1-2-3.2.2.1 Therapy room | 02/15/14 | granted |
| ECH—Elysburg | § 153.1 | 3.1-2-3.2.2.2 Individual therapy area | 02/15/14 | granted |
| ECH—Elysburg | § 153.1 | 3.1-6.1.1 Vehicular drop-off & pedestrian entrance | 02/15/14 | granted |
| ECH—Pleasant Mills | § 153.1 | 3.1-2-3.2.2.2 Individual therapy area | 02/15/14 | granted |
| ECH—Pleasant Mills | § 153.1 | 3.1-6.1.1 Vehicular drop-off & pedestrian entrance | 02/15/14 | granted |
| Geisinger Shamokin Area Community Hospital | § 153.1 | 2.2-2.2.6.13 Examination/treatment room | 02/15/14 | granted |
| Grand View Hospital | § 153.1 | 3.1-3.2.2.3 Hand washing station | 02/15/14 | granted |
| Sacred Heart Hospital | § 153.1 | 2.1-2.4.3.3(1) Seclusion treatment room | 02/15/14 | granted |
| UPMC Presbyterian Shadyside | § 153.1 | 2.2-3.1.4.3(8) Shower room | 02/15/14 | granted |
| Crichton Rehabilitation Center | § 105.11 | Access | 02/15/14 | granted |
| Riddle Hospital | § 51.6 | Identification of personnel | 02/15/14 | granted |
| Sharon Regional Health System | § 51.23 | Positron emission tomography | 02/15/14 | granted |
| Sharon Regional Health System | § 107.62(b) | The Medical staff bylaws | 02/15/14 | granted |
| Sharon Regional Health System | § 107.62(a) | Oral orders | 02/15/14 | granted |
| Sharon Regional Health System | § 107.2 | Medical staff membership | 02/15/14 | granted |
| Sharon Regional Health System | § 123.2(2) | If electrocautery | 02/15/14 | granted |
| Sharon Regional Health System | § 137.11 | Facilities and equipment (OB) | 02/15/14 | granted |
| Sharon Regional Health System | § 137.21 | Policies and procedures (OB) | 02/15/14 | granted |
| Sharon Regional Health System | § 137.33 | Obstetrical-gynecological nursing service | 02/15/14 | granted |
| Sharon Regional Health System | § 127.32 | Radiation safety inspection | 02/15/14 | granted |
| Sharon Regional Health System | § 138.2 | Definitions (Cardiac Cath Services) | 02/15/14 | granted |
| UPMC Digestive Health and Endoscopy Center | § 553.1 | Principle | 02/15/14 | granted |
| UPMC Digestive Health and Endoscopy Center | § 555.2 | Medical Staff | 02/15/14 | granted |
| UPMC Digestive Health and Endoscopy Center | § 555.3 | Requirements for membership | 02/15/14 | granted |
| Pocono Medical Center | § 107.62(a)(b) | Oral Orders | 02/15/14 | granted |
| UPMC Altoona | § 107.62(a)(b) | Oral Orders | 02/15/14 | granted |
| UPMC East | § 107.62(a)(b) | Oral Orders | 02/15/14 | granted |
| Jeanes Hospital | § 153.1 | 2.1-8.4.3.3 | 02/15/14 | not nec. |
| Jeanes Hospital | § 153.1 | 2.1-7.2.3.2 | 02/15/14 | not nec. |
| Albert Einstein Medical Center | § 153.1 | 2.2-3.4.2.2(1) A view window shall be provided | 02/15/14 | not nec. |
| Dubois Regional Medical Center (DRMC), 204 Metoxet Street, Ridgeway | § 153.1 | 3.1-7.2.2.3(b) If the outpatient facility serves | 02/22/14 | not nec. |
| DRMC, 761 Johnsonburg Road, St. Marys | § 153.1 | 3.1-7.2.2.3(b) If the outpatient facility serves | 02/22/14 | not nec. |
| DRMC, 761 Johnsonburg Road, St. Marys | § 153.1 | 3.1-3.2.4.2(1) Area | 02/22/14 | granted |
| DRMC, 135B Midway Drive, Dubois | § 153.1 | 3.1-7.2.2.1(1) Public corridors | 02/22/14 | granted |
| DRMC, 135B Midway Drive, Dubois | § 153.1 | 3.1-7.2.2.3(b) If the outpatient facility serves | 02/22/14 | not nec. |
| DRMC, 529 Sunflower Drive, Dubois | § 153.1 | 3.1-3.2.2.2 General purpose exam room | 02/22/14 | granted |
| DRMC, 529 Sunflower Drive, Dubois | § 153.1 | 3.1-3.2.4.2(1) Area | 02/22/14 | granted |
| DRMC, 529 Sunflower Drive, Dubois | § 153.1 | 3.1-3.2.3.3 Hand washing station | 02/22/14 | granted |
| DRMC, 529 Sunflower Drive, Dubois | § 153.1 | 3.1-7.2.2.1(1) Public corridors | 02/22/14 | granted |
| DRMC, 529 Sunflower Drive, Dubois | § 153.1 | 3.1-7.2.2.3(b) If the outpatient facility serves | 02/22/14 | granted |

| <i>Facility Name</i> | <i>28 Pa. Code Regulation</i> | <i>Relating to</i> | <i>Request Published</i> | <i>Decision</i> |
|---|-----------------------------------|---|------------------------------|-----------------|
| DRMC, 81 Hillcrest Drive, Punxsutawney | § 153.1 | 3.1-3.2.4.2(1) Area | 02/22/14 | granted |
| DRMC, 81 Hillcrest Drive, Punxsutawney | § 153.1 | 3.1-7.2.2.3(b) If the outpatient facility serves | 02/22/14 | not nec. |
| DRMC, 2834 Maplevale Road, Brookville | § 153.1 | 3.1-3.2.3.3 Hand washing station | 02/22/14 | granted |
| DRMC, 2834 Maplevale Road, Brookville | § 153.1 | 3.1-7.2.2.1(1) Public corridors | 02/22/14 | granted |
| DRMC, 2834 Maplevale Road, Brookville | § 153.1 | 3.1-7.2.2.3(b) If the outpatient facility serves | 02/22/14 | not nec. |
| DRMC, 761 Johnsonburg Road, Suite 340, St. Marys | § 153.1 | 3.1-7.2.2.1(1) Public corridors | 02/22/14 | granted |
| DRMC, 761 Johnsonburg Road, Suite 340, St. Marys | § 153.1 | 3.1-7.2.2.3(b) If the outpatient facility serves | 02/22/14 | not nec. |
| DRMC, 761 Johnsonburg Road, Suite 340, St. Marys | § 153.1 | 3.1-3.2.4 Area | 02/22/14 | granted |
| DRMC, 761 Johnsonburg Road, Suite 120, St. Marys | § 153.1 | 3.1-7.2.2.3(b) If the outpatient facility serves | 02/22/14 | withdrawn |
| DRMC, 761 Johnsonburg Road, Suite 120, St. Marys | § 153.1 | 3.1-3.2.4.2(1) Area | 02/22/14 | withdrawn |
| DRMC, 105 Million Dollar Highway, St. Marys | § 153.1 | 3.1-7.2.2.1(1) Public corridors | 02/22/14 | granted |
| DRMC, 105 Million Dollar Highway, St. Marys | § 153.1 | 3.1-7.2.2.3(b) If the outpatient facility serves | 02/22/14 | not nec. |
| DRMC, 105 Million Dollar Highway, St. Marys | § 153.1 | 3.1-3.2.2 Space requirements | 02/22/14 | granted |
| DRMC, 105 Million Dollar Highway, St. Marys | § 153.1 | 3.1-3.2.4 Area | 02/22/14 | granted |
| DRMC, 531 A & B Hannah Street, Clearfield | § 153.1 | 3.1-7.2.2.1(1) Public corridors | 02/22/14 | granted |
| DRMC, 531 A & B Hannah Street, Clearfield | § 153.1 | 3.1-7.2.2.3(b) If the outpatient facility serves | 02/22/14 | not nec. |
| DRMC, 807 Turnpike Ave., Clearfield | § 153.1 | 3.1-7.2.2.1(1) Public corridors | 02/22/14 | granted |
| DRMC, 807 Turnpike Ave., Clearfield | § 153.1 | 3.1-7.2.2.3(b) If the outpatient facility serves | 02/22/14 | not nec. |
| DRMC, 807 Turnpike Ave., Clearfield | § 153.1 | 3.1-3.2.4. Area | 02/22/14 | granted |
| DRMC, 502 Park Avenue, Clearfield | § 153.1 | 3.1-7.2.2.1(1) Public corridors | 02/22/14 | granted |
| DRMC, 502 Park Avenue, Clearfield | § 153.1 | 3.1-7.2.2.3(b) If the outpatient facility serves | 02/22/14 | not nec. |
| DRMC, 502 Park Avenue, Clearfield | § 153.1 | 3.1-3.2.2 Space requirements | 02/22/14 | granted |
| DRMC, 502 Park Avenue, Clearfield | § 153.1 | 3.1-3.2.4 Area | 02/22/14 | granted |
| DRMC, 757 Johnsonburg Road, Suite 110, St Marys | § 153.1 | 3.1-7.2.2.3(b) If the outpatient facility serves | 02/22/14 | granted |
| DRMC, 757 Johnsonburg Road, Suite 110, St Marys | § 153.1 | 3.1-3.2.4 Area | 02/22/14 | granted |
| DRMC, 90 Beaver Drive, Suite 122D, Dubois | § 153.1 | 3.1-7.2.2.1(1) Public corridors | 02/22/14 | deferred |
| DRMC, 90 Beaver Drive, Suite 122D, Dubois | § 153.1 | 3.1-7.2.2.3(b) If the outpatient facility serves | 02/22/14 | deferred |
| DRMC, 90 Beaver Drive, Suite 122D, Dubois | § 153.1 | 3.1-3.2.4 Area | 02/22/14 | deferred |
| DRMC, 757 Johnsonburg Road, Suite 100, St Marys | § 153.1 | 3.1-7.2.2.3(b) If the outpatient facility serves | 02/22/14 | withdrawn |
| DRMC, 757 Johnsonburg Road, Suite 100, St Marys | § 153.1 | 3.1-3.2.4 Area | 02/22/14 | withdrawn |
| DRMC, 1049 Front Street, Philipsburg | § 153.1 | 3.1-7.2.2.1(1) Public corridors | 02/22/14 | granted |
| DRMC, 1049 Front Street, Philipsburg | § 153.1 | 3.1-7.2.2.3(b) If the outpatient facility serves | 02/22/14 | not nec. |
| DRMC, 1049 Front Street, Philipsburg | § 153.1 | 3.1-3.2.2 Space requirements | 02/22/14 | granted |
| Lower Bucks Hospital | § 127.32 | Written orders (Radiology) | 03/01/14 | granted |

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|--|-----------------------------------|---|------------------------------|-----------------|
| UPMC Presbyterian Shadyside | § 153.1 | 2.2-3.1.4.3(2) Space requirements | 03/01/14 | granted |
| UPMC Presbyterian Shadyside | § 153.1 | 2.2-3.1.4.3(6) Hand-washing station | 03/01/14 | granted |
| UPMC Presbyterian Shadyside | § 153.1 | 2.2-3.1.4.3(7) Toilet room | 03/01/14 | granted |
| Chester County Hospital | § 153.1 | 2.1-2.6.6.2(1) Location of self-contained medication dispensing unit | 03/15/14 | not nec. |
| Lehigh Valley Hospital | § 153.1 | 3.1-3.2.1.2(1) Area | 03/15/14 | granted |
| Lehigh Valley Hospital | § 153.1 | 3.1-3.2.1.2(2) Clearances | 03/15/14 | granted |
| Lehigh Valley Hospital—Tilghman | § 153.1 | Table 2.1-6 Station outlets for oxygen, vacuum | | |
| Grand View Hospital | § 147.43 | 2.1-3.2 Examination/Treatment rooms | 03/15/14 | granted |
| Clarion Hospital | § 107.62(a)(b) | Ventilation system | 03/15/14 | granted |
| Lancaster General Hospital | § 153.1 | Oral Orders | 03/15/14 | granted |
| UPMC Presbyterian Shadyside | § 153.1 | 3.1-7.2.2.1 Minimum corridor width | 03/15/14 | granted |
| UPMC Presbyterian Shadyside | § 153.1 | 2.2-2.6.2.2 Space requirements | 03/15/14 | granted |
| UPMC Presbyterian Shadyside | § 153.1 | 2.2-2.6.6.11 Equipment and supply storage | 03/15/14 | granted |
| UPMC Presbyterian Shadyside | § 153.1 | 2.2-2.6.2.6 Toilet and soiled utility room | 03/15/14 | granted |
| DuBois Regional Medical Center, (DRMC) 807 Turnpike Ave., Clearfield | § 153.1 | 3.1-3.2.2.2 Space requirements (examination room/Observation room) | 03/15/14 | granted |
| DRMC, 807 Turnpike Ave., Clearfield | § 153.1 | 3.1-3.2.4.2 Space requirements (treatment room) | 03/15/14 | granted |
| DRMC, 807 Turnpike Ave., Clearfield | § 153.1 | 3.1-7.2.2.1(1) Public corridors | 03/15/14 | granted |
| DRMC, 807 Turnpike Ave., Clearfield | § 153.1 | 3.1-7.2.2.3(b) If the outpatient facility serves | 03/15/14 | granted |
| DRMC, 807 Turnpike Ave., Clearfield | § 153.1 | 3.1-3.8.1 Toilets for patient use | 03/15/14 | granted |
| DRMC, 807 Turnpike Ave., Clearfield | § 153.1 | 3.2-6.3 Support areas for staff | 03/15/14 | granted |
| DRMC, 605 State St., Curwensville | § 153.1 | 3.1-3.2.4.2 Space requirements (treatment room) | 03/15/14 | granted |
| DRMC, 605 State St., Curwensville | § 153.1 | 3.1-3.6.6.2 Sink | 03/15/14 | granted |
| DRMC, 605 State St., Curwensville | § 153.1 | 3.1-4.1.4.3 Hand washing station | 03/15/14 | granted |
| DRMC, 605 State St., Curwensville | § 153.1 | 3.1-4.1.3.2 Specimen collection facilities | 03/15/14 | granted |
| DRMC, 605 State St., Curwensville | § 153.1 | 3.1-7.2.2.1(1) Public corridors | 03/15/14 | granted |
| DRMC, 605 State St., Curwensville | § 153.1 | 3.1-7.2.2.3(b) If the outpatient facility serves | 03/15/14 | not nec. |
| DRMC, 605 State St., Curwensville | § 153.1 | 3.1-3.8.1 Toilets for patient use | 03/15/14 | granted |
| Reading Hospital | § 153.1 | 2.2-3.4.5.2 Hand-washing stations | 03/15/14 | granted |
| Reading Hospital | § 153.1 | 2.2-3.4.5.3(1) A patient toilet | 03/15/14 | granted |
| Reading Hospital | § 153.1 | 2.2-3.4.5.3(2) The patient toilet | 03/15/14 | granted |
| Albert Einstein Medical Center | § 153.1 | 2.1-8.2.1.1(2) Air handling systems with unitary equipment | 03/15/14 | granted |
| Butler Memorial Hospital | § 153.1 | 2.5-7.2.2.1(4) Inpatient bedrooms and bathrooms | 03/22/14 | granted |
| Indiana Regional Medical Center | § 153.1 | 2.1-8.5.3.2 Size of Technology Distribution Rooms | 03/22/14 | granted |
| Penn State Hershey Rehabilitation, LLC | § 153.1 | 2.1-8.5.3.2 Size of Technology Distribution Rooms | 03/22/14 | granted |
| Holy Redeemer Hospital | § 147.43 | Ventilation Systems | 03/22/14 | not nec. |
| Butler Memorial Hospital | § 117.30 | Emergency paramedic services | 04/12/14 | granted |
| Pinnacle Health | § 153.1 | 2.2-3.5.7.1 Staff clothing change area | 04/12/14 | granted |
| St. Luke's Hospital—Anderson | § 105.1 | Principle | 04/12/14 | deferred |
| WellSpan Surgery and Rehabilitation Hospital | § 107.32(a) | Meetings and attendance | 04/12/14 | granted |
| Lehigh Valley Hospital—Cedar Crest | § 153.1 | 2.1-7.2.3.4(3)(a) Ceilings in restricted area | 04/12/14 | granted |
| Lehigh Valley Hospital—Cedar Crest | § 153.1 | 2.1-7.2.3.4(3)(b) Ceiling finishes | 04/12/14 | granted |
| Lehigh Valley Hospital—Cedar Crest | § 153.1 | 2.1-7.2.3.4(3)(c) All access openings | 04/12/14 | granted |
| Punxsutawney Area Hospital | § 107.2 | Medical staff membership | 05/03/14 | deferred |

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| Robert Packer Hospital | § 153.1 | 2.2-3.1.2.6(2)(c) Cabinets | 04/12/14 | granted |
| UPMC East | § 153.1 | 2.6-2.2.2.2.8(2) Each patient shall have a wardrobe | 04/12/14 | granted |
| UPMC East | § 153.1 | 2.6-2.2.2.2.8(3) An adjustable clothes rod | 04/12/14 | granted |
| UPMC Hamot | § 153.1 | 2.1-7.2.3.4(3)(a) Ceilings in restricted areas | 04/12/14 | granted |
| UPMC Horizon | § 153.1 | 2.1-2.2.6.3 Patient toilet room | 04/12/14 | granted |
| UPMC Horizon | § 153.1 | 2.2-2.2.2.5(1)(b) A hand washing station shall be | 04/12/14 | granted |
| Doylestown Hospital | § 153.1 | 2.2-2.2.5(a) A hand-washing station shall be | 04/12/14 | granted |
| Doylestown Hospital | § 153.1 | 2.2-2.2.5(b) A hand-washing station shall be | 04/12/14 | granted |
| Dubois Regional Medical Center (DRMC) Penn Highlands Pediatrics, 529 Sunflower Drive, Dubois | § 153.1 | 3.1-6.1.4 Public Toilets | 04/19/14 | granted |
| DRMC, Penn Highlands Orthopedics, 807 Turnpike Ave., Suite 120, Clearfield | § 153.1 | 3.1-7.2.2.1(1) Public corridors | 04/19/14 | deferred |
| DRMC, Penn Highlands Orthopedics, 807 Turnpike Ave., Suite 120, Clearfield | § 153.1 | 3.1-7.2.2.3(1)(a) The minimum door opening | 04/19/14 | deferred |
| DRMC, Penn Highlands Orthopedics, 807 Turnpike Ave., Suite 120, Clearfield | § 153.1 | 3.1-7.2.2.3(1)(b) If the outpatient facility serves | 04/19/14 | deferred |
| DRMC, Penn Highlands Orthopedics, 807 Turnpike Ave., Suite 120, Clearfield | § 153.1 | 3.1-3.2.2.2(1) Area (exam/observation) | 04/19/14 | deferred |
| DRMC, Penn Highlands Orthopedics, 807 Turnpike Ave., Suite 120, Clearfield | § 153.1 | 3.1-3.2.2.2(2) Clearances (exam/observation) | 04/19/14 | deferred |
| DRMC, Penn Highlands Orthopedics, 807 Turnpike Ave., Suite 120, Clearfield | § 153.1 | 3.1-3.2.4.2(2) Clearance (treatment room) | 04/19/14 | deferred |
| DRMC, Penn Highlands Orthopedics, 807 Turnpike Ave., Suite 120, Clearfield | § 153.1 | 3.1-3.6.6.2 Sink | 04/19/14 | deferred |
| DRMC, Penn Highlands Orthopedics, 807 Turnpike Ave., Suite 120, Clearfield | § 153.1 | 3.1-3.8.1 Toilet(s) for patient use | 04/19/14 | deferred |
| DRMC, Penn Highlands Family Medicine, 502 Park Avenue, Clearfield | § 153.1 | 3.1-3.2.4.2(1) Area | 04/19/14 | granted |
| DRMC, Penn Highlands Family Medicine, 502 Park Avenue, Clearfield | § 153.1 | 3.1-6.1.4 Public Toilets | 04/19/14 | granted |
| DRMC, Penn Highlands Family/Internal Medicine, 531 A & B Hannah Street, Clearfield | § 153.1 | 3.1-3.6.6.1 Work counter | 04/19/14 | not nec. |
| DRMC, Penn Highlands Family/Internal Medicine, 531 A & B Hannah Street, Clearfield | § 153.1 | 3.1-3.6.6.2 Sink | 04/19/14 | granted |
| DRMC, Penn Highlands Family/Internal Medicine, 531 A & B Hannah Street, Clearfield | § 153.1 | 3.1-3.6.6.3 Refrigerator | 04/19/14 | not nec. |
| DRMC, Penn Highlands Family/Internal Medicine, 531 A & B Hannah Street, Clearfield | § 153.1 | 3.1-3.6.6.4 Locked storage for biologicals & drugs | 04/19/14 | granted |
| DRMC, Penn Highlands Family/Internal Medicine, 531 A & B Hannah Street, Clearfield | § 153.1 | 3.1-6.1.4 Public Toilets | 04/19/14 | granted |

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| DRMC, Penn Highlands General Surgery/Urology, 807 Turnpike Ave., Suite 220, Clearfield | § 153.1 | 3.1-3.2.2.2(1) Area (exam/observation) | 04/19/14 | granted |
| DRMC, Penn Highlands General Surgery/Urology, 807 Turnpike Ave., Suite 220, Clearfield | § 153.1 | 3.1-3.8.1 Toilet(s) for patient use | 04/19/14 | granted |
| DRMC, Penn Highlands General Surgery, 761 Johnsonburg Road, Suite 130, St. Mary's | § 153.1 | 3.1-7.2.2.3(1)(a) The minimum door opening | 04/19/14 | granted |
| DRMC, Penn Highlands General Surgery, 761 Johnsonburg Road, Suite 130, St. Mary's | § 153.1 | 3.1-7.2.2.3(1)(b) If the outpatient facility serves | 04/19/14 | granted |
| DRMC, Penn Highlands General Surgery, 761 Johnsonburg Road, Suite 130, St. Mary's | § 153.1 | 3.1-3.8.1 Toilet(s) for patient use | 04/19/14 | granted |
| DRMC, Penn Highlands Q-Care, 761 Johnsonburg Road, Suite 160, St. Mary's | § 153.1 | 3.1-3.8.1 Toilet(s) for patient use | 04/19/14 | granted |
| DRMC, Penn Highlands Q-Care, 761 Johnsonburg Road, Suite 160, St. Mary's | § 153.1 | 3.2-6.3 Support areas for staff | 04/19/14 | granted |
| DRMC, Penn Highlands Family/Internal Medicine, 1095 Million Dollar Highway, St. Marys | § 153.1 | 3.1-3.2.2.2(2) Clearances (exam/observation) | 04/19/14 | granted |
| DRMC, Penn Highlands Family/Internal Medicine, 1095 Million Dollar Highway, St. Marys | § 153.1 | 3.1-3.2.4.2(2) Clearance (treatment room) | 04/19/14 | granted |
| DRMC, Penn Highlands General Surgery, 123 South Street, Ridgeway | § 153.1 | 3.1-7.2.2.3(1)(a) The minimum door opening | 04/19/14 | deferred |
| DRMC, Penn Highlands General Surgery, 123 South Street, Ridgeway | § 153.1 | 3.1-7.2.2.3(1)(b) If the outpatient facility serves | 04/19/14 | deferred |
| DRMC, Penn Highlands General Surgery, 123 South Street, Ridgeway | § 153.1 | 3.1-7.2.2.1(1) Public corridors | 04/19/14 | deferred |
| DRMC, Penn Highlands OB/GYN, 807 Turnpike Ave., Suite 260, Curwensville | § 153.1 | 3.1-3.2.2.2(2) Clearances (exam/observation) | 04/19/14 | deferred |
| DRMC, Penn Highlands Family Medicine, 1049 Front Street, Phillipsburg | § 153.1 | 3.1-3.6.6.2 Sink | 04/19/14 | granted |
| DRMC, Penn Highlands Family Medicine, 1049 Front Street, Phillipsburg | § 153.1 | 3.1-3.2.4.2(1) Area (treatment room) | 04/19/14 | granted |
| DRMC, Penn Highlands Dermatology, 90 Beaver Drive, Suite 122D, Dubois | § 153.1 | 3.1-7.2.2.3(1)(a) The minimum door opening | 04/19/14 | deferred |
| DRMC, Penn Highlands Dermatology, 90 Beaver Drive, Suite 122D, Dubois | § 153.1 | 3.1-3.2.4.2(2) Clearance (treatment room) | 04/19/14 | deferred |
| DRMC, Penn Highlands Dermatology, 90 Beaver Drive, Suite 122D, Dubois | § 153.1 | 3.1-3.8.1 Toilet(s) for patient use | 04/19/14 | deferred |
| DRMC, Penn Highlands Dermatology, 90 Beaver Drive, Suite 122D, Dubois | § 153.1 | 3.1-6.1.1 Vehicular drop-off | 04/19/14 | deferred |
| DRMC, Penn Highlands Pediatrics, 135B Midway Drive, Dubois | § 153.1 | 3.1-3.2.4.2(1) Area (treatment room) | 04/19/14 | deferred |
| DRMC, Penn Highlands Pediatrics, 2834 Maplevale Road, Brookville | § 153.1 | 3.1-6.1.4 Public Toilets | 04/19/14 | granted |

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|--|-------------------------------|---|--------------------------|-----------------|
| DRMC, Penn Highlands Family Medicine, 502 Park Avenue, Clearfield | § 153.1 | 3.1-3.2.2.3 Hand washing station | 04/19/14 | granted |
| Robert Packer Hospital | § 107.62(a) | Oral orders | 04/19/14 | granted |
| Robert Packer Hospital | § 107.62(b) | The medical staff bylaws | 04/19/14 | granted |
| Ambulatory Surgical Facilities | | | | |
| Apple Hill Surgery Center | § 551.21(a)(1) | Operating time | 01/04/14 | denied |
| Apple Hill Surgery Center | § 551.21(c)(2) | Anesthesia time | 01/04/14 | denied |
| Apple Hill Surgery Center | § 553.3(8)(iii) | Personal Records | 01/18/14 | granted |
| Valley Ambulatory Surgery Center | § 551.21(d)(2) | Require major or prolonged invasion | 01/04/14 | granted |
| Children's Surgery Center, LLC | § 551.22.3(ii) | The practitioner performing the surgery | 01/04/14 | granted |
| Laser Spine Surgical Center of Pennsylvania, LLC | § 551.21(d) | The surgical procedures may not be of the type | 01/11/14 | deferred |
| Reading Surgery Center | § 571.1 | 3.7-3.4.2.2(1)(b)(ii) Two recovery positions for each Class B operating room | 02/01/14 | granted |
| Premier Podiatric Surgery Center | § 551.3 | Definitions, PS III patients | 01/18/14 | granted |
| LVH Surgical Center—Tilghman Facility | § 569.35 | General safety precautions | 01/18/14 | granted |
| LVH Surgical Center—Tilghman Facility | § 553.31(a) | A fulltime person in charge | 01/18/14 | granted |
| LVH Surgical Center—Tilghman Facility | § 561.1 | An ASF shall provide drugs | 01/18/14 | not nec. |
| Vincera Surgery Center, LLC | § 569.35(7) | General Safety precautions | 02/22/14 | granted |
| Leo R. McCafferty, M.D. | § 571.1 | 3.7-3.3.4.1 Space requirements | 02/22/14 | denied |
| Leo R. McCafferty, M.D. | § 571.1 | 3.7-3.6.11.2 Anesthesia equipment & supply storage | 02/22/14 | denied |
| Leo R. McCafferty, M.D. | § 571.1 | 3.7-3.6.11.4 Stretcher storage area | 02/22/14 | denied |
| Tri-State Surgery Center, LLC | § 571.1 | 3.7-3.4.2.2(1)(b) In the absence of a recovery analysis approved by | 02/22/14 | granted |
| Geisinger Clinic—Geisinger Grays Woods Outpatient Surgery and Endoscopy Center | § 553.31 | Administrative Responsibilities | 03/15/14 | granted |
| Geisinger Clinic—Geisinger Grays Woods Outpatient Surgery and Endoscopy Center | § 551.21(d) | Surgical procedures may not be of the type that | 03/15/14 | granted |
| Geisinger Clinic—Geisinger Grays Woods Outpatient Surgery and Endoscopy Center | § 551.21(d)(1) | Are associated with the risk of excessive blood loss | 03/15/14 | granted |
| Geisinger Clinic—Geisinger Grays Woods Outpatient Surgery and Endoscopy Center | § 551.21(d)(2) | Require major or prolonged invasion of body cavities | 03/15/14 | granted |
| Geisinger Clinic—Geisinger Grays Woods Outpatient Surgery and Endoscopy Center | § 551.21(d)(3) | Directly involve major blood vessels | 03/15/14 | granted |
| Geisinger Clinic—Geisinger Grays Woods Outpatient Surgery and Endoscopy Center | § 551.21(d)(4) | Are emergency or life threatening in nature | 03/15/14 | granted |
| Geisinger Clinic—Geisinger Grays Woods Outpatient Surgery and Endoscopy Center | § 551.31 | Licensure | 03/15/14 | granted |
| The Renaissance Center for Plastic Surgery | § 551.21 | Criteria for ambulatory surgery specifically (A)(1) A total of 4 hours operating time | 03/22/14 | deferred |
| Robert Packer Hospital Endoscopy Center | § 553.1 | Principle, there shall be an organized governing body | 04/12/14 | granted |
| Robert Packer Hospital Endoscopy Center | § 553.3(5) | Adopting bylaws or similar rules | 04/12/14 | granted |
| Robert Packer Hospital Endoscopy Center | § 553.31 | Administrative responsibilities | 04/12/14 | granted |
| Robert Packer Hospital Endoscopy Center | § 555.1 | Principle, medical staff | 04/12/14 | granted |
| Robert Packer Hospital Endoscopy Center | § 555.2 | Medical staff membership | 04/12/14 | granted |
| Robert Packer Hospital Endoscopy Center | § 555.3 | Requirements for membership and privileges | 04/12/14 | granted |

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| Robert Packer Hospital Endoscopy Center | § 567.2 | Committee responsibilities (Infection Control) | 04/12/14 | granted |
| Robert Packer Hospital Endoscopy Center | § 567.3 | Policies and procedures | 04/12/14 | granted |
| Robert Packer Hospital Endoscopy Center | § 557.3 | The quality assurance and improvement program | 04/12/14 | granted |
| Robert Packer Hospital Endoscopy Center | § 557.4 | Quality assurance and improvement committee | 04/12/14 | granted |
| Apple Hill Surgery Center | § 551.21(a)(1) | A total of 4 hours operating time | 04/12/14 | deferred |
| Apple Hill Surgery Center | § 551.21(a)(2) | A total of 4 hours recover time | 04/12/14 | deferred |
| Berkshire Eye Surgery Center, LP | § 571.1 | 3.7-3.6.10(2) The Soiled workroom | 04/12/14 | granted |
| Surgery Center of Lebanon, LP | § 551.22(2) | The medical record shall include | 05/03/14 | deferred |
| Center for Specialized Surgery, LLP | § 551.22(2) | The medical record shall include | 05/03/14 | deferred |
| Ambulatory Surgery Center at Jefferson, Pain and Rehab | § 569.35(7) | General safety precautions | 04/19/14 | granted |
| WellSpan Surgery Center | § 559.1 | The ASF shall have an organized | 05/03/14 | pending |
| Nursing Care Facilities | | | | |
| Cedarbrook Nursing Homes | § 211.9(g) | pharmacy services | 02/08/14 | granted |
| Palmyra Health and Rehabilitation Center | § 211.9(g) | pharmacy services | 02/08/14 | granted |
| Edgehill Nursing and Rehabilitation Center | § 211.9(g) | pharmacy services | 02/08/14 | granted |
| Garden Spring Center | § 211.9(g) | pharmacy services | 02/08/14 | granted |
| Harston Hall | § 211.9(g) | pharmacy services | 02/08/14 | granted |
| Chapel Manor | § 211.9(g) | pharmacy services | 02/08/14 | granted |
| Fairview Care Center of Bethlehem Pike | § 211.9(g) | pharmacy services | 02/08/14 | granted |
| Hillcrest Center | § 211.9(g) | pharmacy services | 02/08/14 | granted |
| Powerback Rehabilitation | § 211.9(g) | pharmacy services | 02/08/14 | granted |
| Somerton Center | § 211.9(g) | pharmacy services | 02/08/14 | granted |
| Allied Services Transitional Rehabilitation Unit | § 201.17 | location | 02/08/14 | granted |
| Allied Services Transitional Rehabilitation Unit | § 205.10(b) | doors | 02/08/14 | granted |
| Allied Services Transitional Rehabilitation Unit | § 205.36(h) | bathing facilities | 02/08/14 | granted |
| Silver Oaks Health and Rehabilitation Center | § 211.9(g) | pharmacy services | 02/15/14 | granted |
| Evergreen Health and Rehabilitation Center | § 211.9(g) | pharmacy services | 02/15/14 | granted |
| Christ's Home Retirement Center | § 211.9(g) | pharmacy services | 02/15/14 | granted |
| Twin Oaks Health and Rehabilitation Center | § 211.9(g) | pharmacy services | 02/15/14 | granted |
| Mosser Nursing Home | § 211.9(g) | pharmacy services | 02/15/14 | granted |
| Phoebe Berks Health Care Center, Inc. | § 211.9(g) | pharmacy services | 02/15/14 | granted |
| ManorCare Health Services— Bethlehem | § 211.9(g) | pharmacy services | 02/15/14 | granted |
| Spirit of Mercy Skilled Nursing Center | § 201.17 | location | 02/15/14 | granted |
| Butler Valley Manor Health and Rehabilitation Center | § 211.9(g) | pharmacy services | 02/22/14 | granted |
| Liberty Nursing and Rehabilitation Center | § 211.9(g) | pharmacy services | 02/22/14 | granted |
| Lifequest Nursing Center | § 211.9(g) | pharmacy services | 02/22/14 | granted |
| Bradford County Manor | § 211.9(g) | pharmacy services | 02/22/14 | granted |
| Penn State Hershey Rehabilitation, LLC | § 201.17 | location | 02/22/14 | granted |
| The Summit Nursing & Rehabilitation Center at Palmerton Hospital | § 201.17 | location | 02/22/14 | granted |
| Weatherwood Nursing Home and Rehabilitation Center | § 205.6(a) | function of building | 02/22/14 | granted |

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| Richfield Senior Living and Rehabilitation Center | § 205.6(a) | function of building | 02/22/14 | granted |
| Lakeside Health and Rehabilitation Center | § 211.9(g) | pharmacy services | 03/01/14 | granted |
| ManorCare Health Services—Sunbury | § 211.9(g) | pharmacy services | 03/01/14 | granted |
| Peter Becker Community | § 211.9(g) | pharmacy services | 03/01/14 | granted |
| Phoebe Richland Health Care Center | § 211.9(g) | pharmacy services | 03/08/14 | granted |
| Phoebe Allentown Health Care Center | § 211.9(g) | pharmacy services | 03/08/14 | granted |
| Easton Health and Rehabilitation Center | § 211.9(g) | pharmacy services | 03/08/14 | granted |
| Briarcliff Pavilion Health and Rehabilitation Center | § 211.9(g) | pharmacy services | 03/08/14 | granted |
| Butler Valley Manor Health and Rehabilitation Center | § 205.20(d) and (f) | resident bedrooms | 03/08/14 | granted |
| Belle Haven Skilled Nursing and Rehabilitation Center | § 205.67(j)(k) | electric requirements for existing and new construction | 03/08/14 | granted |
| Masonic Village at Elizabethtown | § 205.36(h) | bathing facilities | 03/08/14 | granted |
| Elm Terrace Gardens | § 211.9(g) | pharmacy services | 03/15/14 | granted |
| The Highlands at Wyomissing | § 211.9(g) | pharmacy services | 03/15/14 | granted |
| Latrobe Health and Rehabilitation Center | § 211.9(g) | pharmacy services | 03/15/14 | granted |
| River Run Rehabilitation and Nursing Center | § 205.36(h) | bathing facilities | 03/15/14 | granted |
| Pine Run Health Center | § 211.9(g) | pharmacy services | 03/15/14 | granted |
| Northampton County—Gracedale | § 211.9(g) | pharmacy services | 03/15/14 | granted |
| Crestview Center | § 211.9(g) | pharmacy services | 03/22/14 | granted |
| Fairview Care Center of Papermill Road | § 211.9(g) | pharmacy services | 03/22/14 | granted |
| Parkhouse Providence Pointe | § 211.9(g) | pharmacy services | 03/22/14 | granted |
| Pennypack Center | § 211.9(g) | pharmacy services | 03/22/14 | granted |
| Phoebe Wyncote | § 211.9(g) | pharmacy services | 03/22/14 | granted |
| Powerback Rehabilitation, 3485 Davisville Road | § 211.9(g) | pharmacy services | 03/22/14 | granted |
| Silver Stream Center | § 211.9(g) | pharmacy services | 03/22/14 | granted |
| Care Pavilion Nursing and Rehabilitation Center | § 205.6(a) | function of building | 03/22/14 | granted |
| Clivedon Nursing and Rehabilitation Center | § 205.6(a) | function of building | 03/22/14 | granted |
| Maplewood Nursing and Rehabilitation Center | § 205.6(a) | function of building | 03/22/14 | granted |
| Tucker House Nursing and Rehabilitation Center | § 205.6(a) | function of building | 03/22/14 | granted |
| York Nursing and Rehabilitation Center | § 205.6(a) | function of building | 03/22/14 | granted |
| Penn State Hershey Transitional Care | § 205.36(h) | bathing facilities | 03/22/14 | granted |
| Memorial Hospital, Inc. Skilled Nursing Unit | § 211.9(g) | pharmacy services | 03/22/14 | granted |
| Humbert Lane Nursing and Rehabilitation Centre | § 211.9(g) | pharmacy services | 03/29/14 | granted |
| Westmoreland Manor | § 211.9(g) | pharmacy services | 03/29/14 | granted |
| Country Meadows Nursing Center of Bethlehem | § 211.9(g) | pharmacy services | 03/29/14 | granted |
| Berkshire Center | § 211.9(g) | pharmacy services | 03/29/14 | granted |
| Creekside Health and Rehabilitation Center | § 211.9(g) | pharmacy services | 03/29/14 | granted |
| Linwood Nursing and Rehabilitation Center | § 211.9(g) | pharmacy services | 03/29/14 | granted |
| John J Kane Regional Center (JJKRC)—Scott Township | § 205.6(a)(b) | function of building | 03/29/14 | granted |
| JJKRC—Ross Township | § 205.6(a)(b) | function of building | 03/29/14 | granted |
| Fellowship Manor | § 211.9(g) | pharmacy services | 04/05/14 | granted |
| Holy Family Manor | § 211.9(g) | pharmacy services | 04/05/14 | granted |

| <i>Facility Name</i> | <i>28 Pa. Code Regulation</i> | <i>Relating to</i> | <i>Request Published</i> | <i>Decision</i> |
|---|-------------------------------|----------------------|--------------------------|-----------------|
| Berks Heim Nursing & Rehabilitation | § 211.9(g) | pharmacy services | 04/05/14 | granted |
| Moravian Village of Bethlehem | § 211.9(g) | pharmacy services | 04/05/14 | granted |
| Cornwall Manor | § 211.9(g) | pharmacy services | 04/05/14 | granted |
| Jefferson Hills | § 205.26(h) | laundry | 04/05/14 | granted |
| Brandywine Hall | § 211.9(g) | pharmacy services | 04/12/14 | granted |
| Zerbe Sisters Nursing Center, Inc. | § 211.9(g) | pharmacy services | 04/12/14 | granted |
| Wayne Center | § 211.9(g) | pharmacy services | 04/12/14 | granted |
| Denver Health and Rehabilitation Center | § 211.9(g) | pharmacy services | 04/12/14 | granted |
| Brinton Manor | § 211.9(g) | pharmacy services | 04/12/14 | granted |
| Presbyterian Home of Greater Johnstown | § 205.6(a) | function of building | 04/12/14 | granted |
| Watsonstown Nursing and Rehabilitation Center | § 205.36(b) | bathing facilities | 04/12/14 | granted |
| Watsonstown Nursing and Rehabilitation Center | § 211.9(g) | pharmacy services | 04/19/14 | granted |

Persons with a disability who require an alternative format of this notice (for example, large print, audiotape, Braille) should contact the Division of Acute and Ambulatory Care or the Division of Nursing Care Facilities at the previously referenced address or for speech and/or hearing impaired persons V/TT (717) 783-6514, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-1008. Filed for public inspection May 9, 2014, 9:00 a.m.]

Infant Hearing Screening Advisory Committee Meeting

The Infant Hearing Screening Advisory Committee, established under the Infant Hearing Education, Assessment, Reporting and Referral (IHEARR) Act (11 P. S. §§ 876-1—876-9), will hold a public meeting on Wednesday, June 11, 2014, from 10 a.m. until 2 p.m. in the Susquehanna Room, Harrisburg PaTTAN Office, 6340 Flank Drive, Harrisburg, PA 17112.

For additional information or for persons with a disability who wish to attend the meeting and require auxiliary aid, service or other accommodation to do so contact Arthur Florio, Public Health Program Administrator, Division of Newborn Screening and Genetics at (717) 783-8143. Speech and/or hearing impaired persons use V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

Meetings are subject to cancellation without notice.

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-1009. Filed for public inspection May 9, 2014, 9:00 a.m.]

Long-Term Care Nursing Facilities; Request for Exception

The following long-term care nursing facilities are seeking exceptions to 28 Pa. Code § 211.9(g) (relating to pharmacy services):

Buckingham Valley Rehabilitation and Nursing Center
820 Dunham Road
Newtown, PA 18940
FAC ID # 023502

Good Shepherd Home Raker Center
601 St. John Street
Allentown, PA 18103
FAC ID # 070802

Luther Crest Nursing Facility
800 Hausman Road
Allentown, PA 18104
FAC ID # 125502

ManorCare Health Services—Lansdale
640 Bethlehem Pike
Montgomeryville, PA 18936
FAC ID # 382402

ManorCare Health Services—Laureldale
2125 Elizabeth Avenue
Laureldale, PA 19605
FAC ID # 903502

Mount Carmel Nursing and Rehabilitation Center
2616 Locust Gap Highway
Mount Carmel, PA 17851
FAC ID # 137802

Richboro Rehabilitation and Nursing Center
253 Twiningford Road
Richboro, PA 18954
FAC ID # 032802

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.6(a) (relating to function of building):

The Bryn Mawr Terrace
773 East Haverford Road
Bryn Mawr, PA 19010
FAC ID # 023402

These requests are on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Nursing Care Facil-

ities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the address or phone number listed previously, or for speech and/or hearing impaired persons V/TT (717) 783-6514, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-1010. Filed for public inspection May 9, 2014, 9:00 a.m.]

Newborn Screening and Follow-Up Program Technical Advisory Board Meeting

The Newborn Screening and Follow-Up Program Technical Advisory Board, established under the Newborn Child Testing Act (35 P.S. §§ 621—625), will hold a public meeting on Tuesday, June 3, 2014, from 10 a.m. to 1 p.m. The purpose of the meeting, generally, is to discuss new and developing issues relating to newborn screening tests, which are performed to assist health care providers in determining whether treatment or other services are necessary to avert mental retardation, permanent disabilities or death. The meeting will be held at the Department of Transportation, Bureau of Laboratories, 81 Lab Lane, Harrisburg, PA 17110.

For additional information or for persons with a disability who wish to attend the meeting and require auxiliary aid, service or other accommodation to do so, contact Lani Culley, Public Health Program Administrator, Division of Newborn Screening and Genetics at (717) 783-8143. Speech and/or hearing impaired persons please use V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

This meeting is subject to cancellation without notice.

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-1011. Filed for public inspection May 9, 2014, 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 June 5, 2014,

from 10 a.m. to 3 p.m. for the purposes of reviewing progress in the area of organ and tissue donation in this Commonwealth. The meeting will be held at the Gift of Life Donor Program, 401 North Third Street, Philadelphia, PA 19123.

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) 787-6214, or for speech and/or hearing impaired persons V/TT (717) 783-6514, or the Pennsylvania AT&T Relay Service (800) 654-5984.

This meeting is subject to cancellation without notice.

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-1012. Filed for public inspection May 9, 2014, 9:00 a.m.]

ENVIRONMENTAL HEARING BOARD

Citizens Coal Council v. DEP and Canestrone Environmental Control Corp., Permittee; EHB Doc. No. 2014-043-R

Citizens Coal Council has appealed the issuance by the Department of Environmental Protection of an NPDES permit to Canestrone Environmental Control Corp. for stormwater discharges associated with construction activities in New Eagle, Union and Carroll Townships, Washington County.

A date for the hearing on the appeal has not yet been scheduled.

The appeal is filed with the Environmental Hearing Board (Board) at its office on the Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, and may be reviewed by any interested party on request during normal business hours. If information concerning this notice is required in an alternative form, contact the Secretary to the Board at (717) 787-3483. TDD users may telephone the Board through the Pennsylvania AT&T Relay Center at (800) 654-5984.

Petitions to intervene in the appeal may be filed with the Board by interested parties under 25 Pa. Code § 1021.81 (relating to intervention). Copies of the Board's rules of practice and procedure are available upon request from the Board.

THOMAS W. RENWAND,
Chairperson

[Pa.B. Doc. No. 14-1013. Filed for public inspection May 9, 2014, 9:00 a.m.]

HOUSING FINANCE AGENCY

Homeowner's Emergency Mortgage Assistance Program; No Longer in a Period of High Unemployment

On April 18, 2014, it was announced by the Department of Labor and Industry (Department) that the Commonwealth's seasonably adjusted unemployment rate for March 2014 was 6%. It was previously announced by the Department that the February 2014 unemployment rate was 6.2% and that the January 2014 rate was 6.4%. Thus the average unemployment rate for the 3-month period of January, February and March 2014 was 6.2%.

Section 405-C(f.1) of the Housing Finance Agency Law (act) (35 P. S. § 1680.405c), provides as follows:

(f.1) The twenty-four (24) month limit on assistance available under this act established in subsection (f) and referenced in sections 401-C(a)(5), 403-C(f) and 404-C(a)(5) and (12) shall increase to thirty-six (36) months if during the month the homeowner submits an application for assistance the average rate of total unemployment in the Commonwealth, as seasonally adjusted, for the period consisting of the most recent three (3) months for which such data for the Commonwealth is published before the close of such month equals or exceeds six and one-half (6.5) percent.

Similarly, section 406-C(2.1) of the act (35 P. S. § 1680.406c) provides as follows:

(2.1) The forty (40) percent ratio established under paragraphs (1) and (2) shall be reduced to thirty-five (35) percent if during the month the homeowner submits an application for assistance the average rate of total unemployment in the Commonwealth, as seasonally adjusted, for the period consisting of the most recent three (3) months for which such data for the Commonwealth is published before the close of such month equals or exceeds six and one-half (6.5) percent.

In furtherance of the statutory provisions, the Housing Finance Agency's (Agency) guidelines for the Homeowner's Emergency Mortgage Assistance Program in 12 Pa. Code Chapter 31 (relating to Housing Finance Agency) provide in 12 Pa. Code § 31.210 (relating to periods of high unemployment):

(a) *Months of assistance available.* The 24 month limit on mortgage assistance available under § 31.203(d), and the 24 month periods referred to in §§ 31.202(d)(1), 31.203(a)(3)(ii), 31.204(c)(2) and 31.206(a) and (d)(2) shall increase to 36 months if during the month the homeowner submits an application for assistance the Agency has determined that a period of high unemployment exists.

(b) *Housing expense formula.* The 40% ratio referred to in §§ 31.204(c) and (e) and 31.205(c)(3) (relating to agency review; and financial hardship due to circumstances beyond the homeowner's control) shall be reduced to 35% if during the month the homeowner submits an application for assistance the Agency has determined that a period of high unemployment exists.

(c) *Definition; declaration.* There shall be a "period of high unemployment" if the average rate of unemployment in this Commonwealth equals or exceeds 6.5%. This determination will be made by the Agency on a monthly basis based upon seasonably adjusted unemployment figures for the most recent 3 months for which the data for this Commonwealth is published. If the Agency determines that a period of high unemployment exists, the Agency will immediately publish a notice to that effect in the *Pennsylvania Bulletin* consistent with this section.

The Agency published a notice at 39 Pa.B. 1372 (March 14, 2009) announcing that a Period of High Unemployment existed and that the 36-month and 35% figures would be applicable to applications received during February 2009. The notice also indicated that the Agency would continue to monitor unemployment figures on a monthly basis and if the 3-month calculation would produce an average result of less than 6.5% the Agency would publish a new notice to inform the public that the Commonwealth is no longer in a Period of High Unemployment and that the 36-month and 35% figures are changed back to 24 months and 40%, respectively.

As indicated previously, the average unemployment rate for the 3-month period of January, February and March 2014 was 6.2%. Consequently, the 24-month and 40% provisions will be applicable to applications received on or after July 1, 2014.

BRIAN A. HUDSON, Sr.,
Executive Director

[Pa.B. Doc. No. 14-1014. Filed for public inspection May 9, 2014, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Filing of Final Rulemakings

The Independent Regulatory Review Commission (Commission) received the following regulations. They are scheduled to be considered on the dates noted. The Commission's public meetings are held at 333 Market Street, 14th Floor, Harrisburg, PA at 10 a.m. To obtain a copy of the regulation, interested parties should first contact the promulgating agency. If a copy cannot be obtained from the promulgating agency, the Commission will provide a copy or a copy can be obtained from www.irrc.state.pa.us.

| <i>Final Reg. No.</i> | <i>Agency/Title</i> | <i>Received</i> | <i>Public Meeting</i> |
|---------------------------|--|-----------------|---------------------------|
| #58-24 | Pennsylvania Higher Education Assistance Agency Student Financial Aid | 4/25/14 | 6/19/14 |

| <i>Reg. No.</i> | <i>Agency/Title</i> | <i>Resubmitted</i> | <i>Public Meeting</i> |
|-----------------|---|--------------------|-----------------------|
| #12-91 | Department of Labor and Industry Prohibition of Excessive Overtime in Health Care Act Regulations | 4/28/14 | 5/22/14 |
| #106-10 | Environmental Hearing Board Practice and Procedure | 4/30/14 | 6/19/14 |

JOHN F. MIZNER, Esq.,
Chairperson

[Pa.B. Doc. No. 14-1015. Filed for public inspection May 9, 2014, 9:00 a.m.]

INSURANCE DEPARTMENT

Application for Approval to Acquire Control of Lincoln General Insurance Company

Tawa Associates Limited, a private limited company organized under the laws of England and Wales, has filed an application to acquire control of Lincoln General Insurance Company. The filing was received on April 25, 2014, and was made under Article XIV of The Insurance Company Law of 1921 (40 P. S. §§ 991.1401—991.1413).

Persons wishing to comment on this acquisition are invited to submit a written statement to the Insurance Department (Department) within 30 days from the date of publication of this notice in the *Pennsylvania Bulletin*. Each written statement must include the name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Cressinda Bybee, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557, cbybee@pa.gov. Comments received will be part of the public record regarding the filing and will be forwarded to the applicant for appropriate response.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 14-1016. Filed for public inspection May 9, 2014, 9:00 a.m.]

Highmark, Inc.; Proposed Rate Increase for Sev- eral LTC Forms; Rate Filing

Highmark, Inc., doing business as Highmark Blue Cross Blue Shield of PA, is requesting approval to increase the premium 17.6% on 505 policyholders of the following individual LTC forms: SPL-336-HMBCBSPA and FSPL-336-HMBCBSPA.

Unless formal administrative action is taken prior to July 24, 2014, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at www.insurance.pa.gov. Under the tab "How to Find . . ." click on the link "PA Bulletin."

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg office.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, jlaverty@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 14-1017. Filed for public inspection May 9, 2014, 9:00 a.m.]

Highmark, Inc.; Proposed Rate Increase for Sev- eral LTC Forms; Rate Filing

Highmark, Inc., doing business as Highmark Blue Shield of PA, is requesting approval to increase the premium 17.2% on 535 policyholders of the following individual LTC forms: SPL-336-HMBSPA and FSPL-336-HMBSPA.

Unless formal administrative action is taken prior to July 24, 2014, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at www.insurance.pa.gov. Under the tab "How to Find . . ." click on the link "PA Bulletin."

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg office.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, jlaverty@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 14-1018. Filed for public inspection May 9, 2014, 9:00 a.m.]

MedAmerica Insurance Company; Proposed Rate Increase for Several LTC Forms; Rate Filing

MedAmerica Insurance Company is requesting approval to increase the premium 16% on 441 policyholders of the following individual LTC forms: SPL-336 and FSPL-336.

Unless formal administrative action is taken prior to July 24, 2014, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at www.insurance.pa.gov. Under the tab "How to Find . . ." click on the link "PA Bulletin."

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg office.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, jlaverty@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 14-1019. Filed for public inspection May 9, 2014, 9:00 a.m.]

Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insureds have requested a hearing as authorized by the act of June 17, 1998 (P. L. 464, No. 68) (Act 68) in connection with the termination of the insureds' automobile insurance policies. The hearings will be held in accordance with the requirements of Act 68; 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 hearings will be held in the Insurance Department's regional office in Pittsburgh, PA. Failure by an appellant to appear at the scheduled hearing may result in dismissal with prejudice.

The following hearings will be held in Room 2026, Piatt Building, 301 5th Avenue, Pittsburgh, PA 15222.

Appeal of Donald J. Kokoska; file no. 14-116-159223; Erie Insurance Exchange; Doc. No. P14-04-015; June 3, 2014, 1 p.m.

Appeal of William F. Askin; file no. 14-115-159992; Allstate Fire and Casualty Insurance; Doc. No. P14-04-018; June 3, 2014, 2 p.m.

Parties may appear with or without counsel and offer relevant testimony 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.

In some cases, the Insurance Commissioner (Commissioner) may order that the company reimburse an insured for the higher cost of replacement insurance coverage obtained while the appeal is pending. Reimbursement is

available only when the insured is successful on appeal, and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce documentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

Following the hearing and receipt of the stenographic transcript, the 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. 14-1020. Filed for public inspection May 9, 2014, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Petition of the City of Titusville for a Declaratory Order that the Provision of Water Service to Isolated Customers in the Townships of Oil Creek and Cherrytree Does Not Constitute Provision of Public Utility Service Under 66 Pa.C.S. § 102

Public Meeting held
April 23, 2014

Commissioners Present: Robert F. Powelson, Chairperson; John F. Coleman, Jr., Vice Chairperson; James H. Cawley; Pamela A. Witmer; Gladys M. Brown

Petition of the City of Titusville for a Declaratory Order that the Provision of Water Service to Isolated Customers in the Townships of Oil Creek and Cherrytree Does Not Constitute Provision of Public Utility Service Under 66 Pa.C.S. § 102; Doc. No. P-2013-2376600

Tentative Order

By the Commission:

On July 29, 2013, the City of Titusville (the City or Titusville), filed the above-captioned petition (Petition) for a declaratory order. In accordance with 52 Pa. Code § 5.42, the City served a copy of its Petition on the Office of Consumer Advocate (OCA), the Office of Trial Staff (OTS),¹ the Office of Small Business Advocate (OSBA) and each of the 101 customers located outside of the City's corporate limits. Titusville also served a copy of the Petition on the Boards of Supervisors of the two townships in which the 101 affected customers reside, namely, Oil Creek and Cherrytree Townships. No answers were filed to Titusville's Petition.

¹ Due to the restructuring at the Commission, OTS is now part of the Commission's Bureau of Investigation and Enforcement (hereinafter "I & E").

Section 331(f) of the Public Utility Code provides that the Commission “may issue a declaratory order to terminate a controversy or remove uncertainty.” 66 Pa.C.S. § 331(f). In its Petition, the City seeks a determination that its provision of water service to the 101 extraterritorial customers does not make the water service subject to the Commission’s jurisdiction. The City asserts that the service it provides to these 101 customers is not service “to or for the public” within the meaning of Section 102 of the Public Utility Code. 66 Pa.C.S. § 102.

In its Petition, the City states that it has a total of 2,454 customers. The City has approximately 5,600 residents concentrated in a 2.6 square mile area, and 2,353 customers within the City.² The City also states that it is primarily residential and is adjoined on the north, east and west sides by the Township of Oil Creek located in Crawford County, and on the south by the Township of Cherrytree located in Venango County.

The City provides water service to nine customers in Cherrytree Township, which is overwhelmingly rural and agricultural, and 92 customers in Oil Creek Township, which is also overwhelmingly rural and agricultural. Of the nine customers in Cherrytree Township, all but one are residential customers and the remaining customer is a park owned by the Commonwealth of Pennsylvania. The customers within Oil Creek Township are primarily residential, but include a small number of businesses, the Township of Oil Creek’s office building, and one church.

According to the City’s Petition, the 101 customers outside of the City’s corporate limits are in close proximity to the City’s boundaries and the City’s water mains. The customers in Cherrytree Township, beginning in the 1940s, were allowed to connect to the City’s water main for, as described by the City, “unknown reasons” other than their location to the City’s water main. Petition at 2. The customers in Oil Creek Township who have connected to the City’s water mains are generally located in the area of Route 8, which traverses the City, North Perry Street and West Spring Street. According to the City, these connections have existed prior to 1970 and it is similarly unknown why the connections were permitted other than location. The City points out that, prior to last year, the City’s water system and assets were owned by the Titusville Municipal Authority (Authority); however, the Authority was dissolved in 2013.³

Finally, the City has stated that the City does not, and never has held itself out as engaged in the business of supplying water to the public. As stated previously, the customers in Cherrytree and Oil Creek Townships were permitted to connect to the City’s mains because the customers were in close proximity to the City’s boundaries and existing City water mains. Moreover, the City avers that it has never built or extended a water line or water main in order to serve or obtain more customers in Cherrytree or Oil Creek Townships.

Titusville has requested by this Petition a declaration that the City is not subject to the Commission’s jurisdiction so that it may save the cost and time burdens of tariff and reporting requirements, while simultaneously ensuring that these nonresident customers continue to

receive water service under terms that are acceptable to the Commission and the customers.⁴

Based upon our consideration of these facts and circumstances, the Commission finds that it is appropriate to issue a Declaratory Order in response to the subject Petition.

Initially, it should be emphasized that the City has passed an ordinance, dated June 18, 2013, that provides that the City will apply the same rules, regulations, and rates to the customers outside as those within City limits.⁵ Additionally, attached to the Petition is an affidavit of the Mayor of Titusville stating that the City will not repeal or modify the aforementioned ordinance without providing advance notice to the Commission. These commitments were made to ensure that the 101 extraterritorial customers will not be subject to potential discrimination without the opportunity for Commission oversight.

In the Commission’s judgment, the circumstances here are similar to those presented to the Commission in the matters of *Lehigh Valley Cooperative Farmers v. City of Allentown*, 54 Pa. P.U.C. 495 (1980); Petition of New Albany Borough, Docket No. P-00991775, 200 Pa. PUC Lexis 34 (2000); Petition of Laceyville Borough, Docket No. P-2008-2064117 (2008) and Petition of Cochranon Borough, Docket No. P-2008-2035741 (2009), wherein the Commission concluded that service to a number of isolated individuals outside of the municipal boundaries under special circumstances did not constitute public utility service subject to the Commission’s jurisdiction.

In *Lehigh Valley*, New Albany Borough, Laceyville Borough and Cochranon Borough, the Commission reiterated that the test to determine whether a party is rendering service to the public is set forth in *Borough of Ambridge v. Pa. Public Service Commission*, 165 A. 47 (Pa. Super. 1933). In *Ambridge*, the Commission noted,

We find the distinction between public and private rendition of such service put definitely on the readiness to serve all members of the public to the extent of capacity: The test is, therefore whether or not such person holds himself out, expressly or impliedly, as engaged in the business of supplying his product or service to the public, as a class, or to any limited portion of it, as contradistinguished from holding himself out as serving or ready to serve only particular individuals. The public or private character of the enterprise does not depend, however, upon the number of persons by whom it is used, but upon whether or not it is open to the use and service of all members of the public who may require it, to the extent of its capacity; and the fact that only a limited number of persons may have occasion to use it does not make it a private undertaking if the public generally has a right to such use.

See also, Petition of Chicora Borough, P-00981355 (May 22, 1998).

More recently, the Commission applied the same rationale in Joint Application of Seven Fields Development Corporation, A-220007 and A-210062F2000 (October 1, 1999). In that case, the Commission granted an application filed by a jurisdictional utility seeking to transfer its assets used in the operation of its water system to the

² Titusville is a third class City under Pennsylvania classifications and is located in the southeast corner of Crawford County, Pennsylvania. The City was founded by Jonathan Titus in 1796 and incorporated as a City in 1866. Under Section 102 of the Public Utility Code, the City is a municipal corporation.

³ The Titusville Municipal Authority was created in 1955 as a financing authority as opposed to a bona fide operating municipal authority, which would be exempt from Commission regulation. However, over the years, the Authority discontinued meeting on a regular basis and in 2013, Titusville City Council voted to disband the Authority.

⁴ Titusville has indicated that the rates, terms and conditions of service for the 101 customers outside of the City are identical to the rates, terms and conditions of service of customers inside of the City. Specifically, by way of an email dated February 19, 2014, the City has indicated that Titusville customers, both inside and outside of the City, pay a base rate of \$5.89, a readiness to serve charge of \$6.00, and a water usage rate of \$1.45 per thousand gallons.

⁵ By email dated February 19, 2014, Titusville confirmed that the ordinance remains in full force and effect.

Borough of Seven Fields. The Commission noted that the borough would be providing water service to three customers that were located outside of the borough's limits. Moreover, the Commission took note of the fact that the borough committed to continue providing water service solely to these three customers at the same terms of service as are or will be offered to customers within the boundaries of the borough. Also, as in the instant case, the Borough of Seven Fields presented an affidavit to the effect that it did not intend to offer service to the general public outside of its boundaries in the future. In the Seven Fields case, the Commission concluded that the limited nature of water service to such a defined group of customers should not realistically be subject to its jurisdiction. (Order at p.4).

In *Pilot Travel Center, LLC v. Pa. Public Utility Commission*, 933 A.2d 123 (Pa. Cmwlth. 2007), appeal denied, 938 A.2d 1054 (Pa. 2007), the Commonwealth Court, in affirming the Commission's view on this issue, concluded:

The test for determining whether utility services are being offered "for the public" is whether or not such person holds himself out, expressly or impliedly, as engaged in the business of supplying his product or service to the public, as a class, or to any limited portion of it, as distinguished from holding himself out as serving or ready to serve particular individuals. The private or public character of a business does not depend upon the number of persons who actually use the service; rather, the proper characterization rests upon whether or not the service is available to all members of the public who may require it.

933 A.2d at 128.

In applying the standards enunciated in *Ambridge, Lehigh Valley*, Seven Fields, Laceyville Borough, Cochranon and *Pilot Travel Center* to the facts of the case sub judice, we find that the limited extraterritorial service provided by the City is not subject to Commission jurisdiction. The extraterritorial service being provided by Titusville is provided to a limited number of customers and is not available to the general public. Moreover, the City clearly states that it will continue to provide service solely to the 101 customers that it is presently serving outside of its boundaries and that it is not soliciting additional customers nor will it provide service to any additional extraterritorial customers in the future. Indeed, Titusville, by way of this Petition, has assured the Commission that it has no intention of ever offering water service to any other customers that are located outside of the City corporate limits.⁶ Moreover, the City is not holding itself out as providing service to the public. See *Bethlehem Steel Corp. v. Pa. Public Utility Commission*, 713 A.2d 1110 (Pa. 1998). Based upon the facts as stated in the City's Petition, the service by Titusville to the 101 customers in Oil Creek and Cherrytree Townships who are located in close proximity to the City's water mains does not constitute the provision of water service to or for the public.

Finally, we note that an express condition of this exemption is that the City apply the same rates outside as well as within the City's corporate limits and that the City does not add any additional customers outside of

⁶ At various points around the City's boundaries, there are tracts of vacant land that could be developed for housing or commercial use. If that occurs, the City has indicated that it will not allow any connections to its mains. Similarly, there are occupied structures situated close to, but beyond, the City's boundaries that are not, but could be connected. They are served by their own wells. Again, the City has indicated that they will not allow these individuals to connect to the City's mains. Petition at 2 and 3.

Titusville's corporate limits. Absent any contrary responses from concerned parties, the Commission herein concludes that the extraterritorial service provided by Titusville is not subject to the jurisdiction of this Commission; *Therefore*,

It Is Ordered That:

1. The Petition for Declaratory Order filed by the City of Titusville on July 29, 2013, at Docket No. P-2013-2376600 is hereby granted.
2. The provision of water service by the City of Titusville to the 101 customers located outside of the City's boundaries is deemed to be non-jurisdictional because it is not service "to or for the public" within the intent of Section 102 of the Public Utility Code, 66 Pa.C.S. § 102.
3. A copy of this Tentative Order shall be served upon the City of Titusville and each of the individuals and offices listed in Titusville's certificate of service.
4. The Secretary shall certify this Tentative Order and deposit it with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.
5. The City of Titusville is directed to cause to be published in a newspaper of general circulation in the Titusville area notice of this Tentative Order.
6. If no objection to this Tentative Order is filed with the Commission within 20 days of the publication date in the *Pennsylvania Bulletin*, this Tentative Order shall become final.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 14-1021. Filed for public inspection May 9, 2014, 9:00 a.m.]

Petition of Duquesne Light Company

P-2014-2418242. Duquesne Light Company. Petition of Duquesne Light Company for approval of a default service program for the period June 1, 2015, through May 31, 2017.

Formal protests, petitions to intervene and answers 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 petitioner and a copy provided to the Administrative Law Judge, on or before May 27, 2014. The documents filed in support of the petition are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, at the Pennsylvania Public Utility Commission's (Commission) web site at www.puc.pa.gov and at the petitioner's business address 411 Seventh Avenue, 16th Floor, Pittsburgh, PA 15219.

Applicant: Duquesne Light Company

Through and By Counsel: Michael W. Gang, Anthony D. Kanagy, Post & Schell, PC, 17 North Second Street, 12th Floor, Harrisburg, PA 17101-1601

Robert H. Hoaglund, II, Duquesne Light Company, 411 Seventh Avenue, Mail Stop 16-1, Pittsburgh, PA 15219

Call-In Prehearing Conference

An initial prehearing conference on the previously-captioned case will be held as follows:

Date: Monday, June 2, 2014
Time: 9 a.m.
Presiding: Administrative Law Judge Katrina L. Dunderdale
 Piatt Place
 Suite 220
 301 5th Avenue
 Pittsburgh, PA 15222
 (412) 565-3550
 Fax: (412) 565-5692

To participate in the hearing, individuals must:

- Dial the toll-free number listed as follows
- Enter a PIN number when instructed to do so, also listed as follows
- Speak the individual's name when prompted
- Wait for the telephone system to connect to the hearing

Toll-free Bridge Number: (855) 750-1027
 PIN Number: 050995

Individuals representing themselves are not required to be represented by an attorney. All others (corporation, partnership, association, trust or governmental agency or subdivision) must be represented by an attorney. Representing attorneys should file a notice of appearance before the scheduled hearing date.

Persons with a disability who wish to attend the hearing should contact the Commission to make arrangements for their special needs. Call the scheduling office at the Commission at least 5 business days prior to the hearing to submit a request.

For persons who require an interpreter to participate in the hearings, the Commission will make every reasonable effort to have an interpreter present. Call the scheduling office at the Commission at least 10 business days prior to the hearing to submit a request.

- Scheduling Office: (717) 787-1399
- Pennsylvania AT&T Relay Service number for persons who are deaf or hearing-impaired: (800) 654-5988

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 14-1022. Filed for public inspection May 9, 2014, 9:00 a.m.]

Petition of PPL Electric Utilities Corporation

P-2014-2417907. Petition of PPL Electric Utilities Corporation. Petition of PPL Electric Utilities Corporation for approval of a default service program and procurement plan for the period June 1, 2015, through May 31, 2017.

Formal protests, petitions to intervene and answers 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 petitioner and a copy provided to the Administrative Law Judge, on or before May 30, 2014. The documents filed in support of the petition are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, at the Pennsylvania Public Utility Commission's (Commission) web site at www.puc.pa.gov, and at the petitioner's business address.

Applicant: PPL Electric Utilities Corporation

Through and by Counsel: Michael W. Hassell, Christopher T. Wright, David B. MacGregor, Post & Schell, PC, 17 North Second Street, 12th Floor, Harrisburg, PA 17101-1601

Paul E. Russell, Associate General Counsel, PPL Services Corporation, Two North Ninth Street, Allentown, PA 18101

Prehearing Conference

An initial prehearing conference on the previously-captioned case will be held as follows:

Date: Thursday, June 5, 2014
Time: 10 a.m.
Location: Hearing Room 2
 Plaza Level
 Commonwealth Keystone Building
 400 North Street
 Harrisburg, PA 17120
Presiding: Administrative Law Judge Susan D. Colwell
 P. O. Box 3265
 Harrisburg, PA 17105-3265
 (717) 787-1399
 Fax: (717) 787-0481

Individuals representing themselves are not required to be represented by an attorney. All others (corporation, partnership, association, trust or governmental agency or subdivision) must be represented by an attorney. Representing attorneys should file a notice of appearance before the scheduled hearing date.

If individuals filing consumer complaints are interested in receiving legal representation, they may contact the Widener Harrisburg Civil Law Clinic, located at 3605 Vartan Way, Harrisburg, PA 17110, (717) 541-0320, lawclinicb@mail.widener.edu. Based on the individual's income, legal representation may be available at no cost or a reduced fee. For additional information see Widener Harrisburg's Civil Law Clinic's web site at <http://law.widener.edu/Academics/ClinicalProgramsandProfessionalTraining/Clinics/HarrisburgCivilLawClinic.aspx>.

Persons with a disability who wish to attend the hearing should contact the Commission to make arrangements for their special needs. Call the scheduling office at the Commission at least 5 business days prior to the hearing to submit a request.

For persons who require an interpreter to participate in the hearings, the Commission will make every reasonable effort to have an interpreter present. Call the scheduling office at the Commission at least 10 business days prior to the hearing to submit a request.

- Scheduling Office: (717) 787-1399
 - Pennsylvania AT&T Relay Service number for persons who are deaf or hearing-impaired: (800) 654-5988
- ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 14-1023. Filed for public inspection May 9, 2014, 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 May 27, 2014. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

Applications of the following for approval to *begin operating as common carriers for transportation of persons as described under each application.*

A-2014-2409779. Betterchoice Limo & Car Service, Inc. (709 Norwood Avenue, Downingtown, Chester County, PA 19335) persons in limousine service, from points in the Counties of Chester, Delaware and Montgomery, to points in Pennsylvania, and return; excluding areas under the jurisdiction of the Philadelphia Parking Authority.

A-2014-2410656. Legacy Limousine, LLC (620 Sewickley Heights Drive, Sewickley, Allegheny County, PA 15143) for the right to transport, as a common carrier, by motor vehicle, persons in limousine service, from points in the Counties of Allegheny, Beaver, Butler and Washington, to points in Pennsylvania, and return, excluding service that is under the jurisdiction of the Philadelphia Parking Authority.

A-2014-2412182. Three Rivers Limousine Service, Inc. (1830 Painters Run Road, Pittsburgh, PA 15241) persons in limousine service, from points in Allegheny County, to points in Pennsylvania, and return; excluding areas under the jurisdiction of the Philadelphia Parking Authority. *Attorney:* William A. Gray, 310 Grant Street, Suite 2310, Pittsburgh, PA 15219-2383.

A-2014-2418206. Cranberry Taxi, Inc., d/b/a Veterans Taxi (910 Sheraton Drive, Mars, PA 16046)—a corporation of the Commonwealth of Pennsylvania—for the right to begin to transport, by motor vehicle, persons in the experimental service of Transportation Network Service for passenger trips between points in Pennsylvania, excluding service that is under the jurisdiction of the Philadelphia Parking Authority. *Attorney:* William A. Gray, 310 Grant Street, Suite 231, Pittsburgh, PA 15219-2383.

Applications of the following for approval of the *beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of persons by transfer of rights as described under each application.*

A-2013-2415508. Easton Coach Company (1200 Conroy Place, Easton, PA 18040)—a corporation of the State of Delaware—for the right to begin to transport, by motor vehicle, persons upon call or demand, which is to be a transfer of all rights authorized under the certificates issued at A-00100317 to Conshohocken Yellow Cab Co., Inc., subject to the same rights and limitations. *Attorney:* Steven K. Haas, 100 North Tenth Street, Harrisburg, PA 17101.

A-2013-2415520. Easton Coach Company (1200 Conroy Place, Easton, PA 18040)—a corporation of the State of Delaware—for the right to begin to transport, by motor vehicle, persons upon call or demand, which is to be a transfer of all rights authorized under the certificates issued at A-0092819 to Lansdale Yellow Cab Co., Inc., subject to the same rights and limitations. *Attorney:* Steven K. Haas, 100 North Tenth Street, Harrisburg, PA 17101.

A-2013-2415524. Easton Coach Company (1200 Conroy Place, Easton, PA 18040)—a corporation of the State of Delaware—for the right to begin to transport, by motor vehicle, persons upon call or demand, which is to be a transfer of all rights authorized under the certificate issued at A-00110198, F. 1, Am-A to Mid-County Transportation Service, Inc., subject to the same rights and limitations. *Attorney:* Steven K. Haas, 100 North Tenth Street, Harrisburg, PA 17101.

A-2013-2415529. Easton Coach Company (1200 Conroy Place, Easton, PA 18040)—a corporation of the State of Delaware—for the right to begin to transport, by motor vehicle, persons in paratransit service, which is to be a transfer of all rights authorized under the certificates issued at A-00100317, F. 2 to Conshohocken Yellow Cab Co., Inc., subject to the same rights and limitations. *Attorney:* Steven K. Haas, 100 North Tenth Street, Harrisburg, PA 17101.

A-2013-2415532. Easton Coach Company (1200 Conroy Place, Easton, PA 18040)—a corporation of the State of Delaware—for the right to begin to transport, by motor vehicle, persons upon call or demand, which is to be a transfer of all rights authorized under the certificate issued at A-0013766, F. 6 to Norristown Yellow Cab Co., Inc., subject to the same rights and limitations. *Attorney:* Steven K. Haas, 100 North Tenth Street, Harrisburg, PA 17101.

A-2013-2415540. Easton Coach Company (1200 Conroy Place, Easton, PA 18040)—a corporation of the State of Delaware—for the right to begin to transport, by motor vehicle, persons in paratransit service, which is to be a transfer of all rights authorized under the certificate issued at A-00106639, F. 4 to Norristown Transportation Co., Inc., subject to the same rights and limitations. *Attorney:* Steven K. Haas, 100 North Tenth Street, Harrisburg, PA 17101.

A-2013-2415552. Easton Coach Company (1200 Conroy Place, Easton, PA 18040)—a corporation of the State of Delaware—for the right to begin to transport, by motor vehicle, persons upon call or demand, which is to be a transfer of all rights authorized under the certificate issued at A-00106639, F. 1, F. 2 and F. 3 to Norristown Transportation Co., Inc., subject to the same rights and limitations. *Attorney:* Steven K. Haas, 100 North Tenth Street, Harrisburg, PA 17101.

A-2013-2415560. Easton Coach Company (1200 Conroy Place, Easton, PA 18040)—a corporation of the State of Delaware—for the right to begin to transport, by motor vehicle, persons in paratransit service, which is to be a transfer of all rights authorized under the certificate issued at A-0013766, F. 4, Am-A to Norristown Yellow Cab Co., Inc., subject to the same rights and limitations. *Attorney:* Steven K. Haas, 100 North Tenth Street, Harrisburg, PA 17101.

Applications of the following for the approval of the right and privilege to *discontinue/abandon* operating as *common carriers* by motor vehicle and for cancellation of the certificate of public convenience as described under each application.

A-2014-2409709. Jack Hess (859 Susquehannock Drive, Lancaster County, PA 17532) discontinuance of service and cancellation of his certificate, to transport, as a common carrier, persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in Lancaster County, to points in Pennsylvania, and return.

A-2014-2410976. BD Senior & Paratransit Co, Inc. (1001 East Luzerne Street, Philadelphia, Philadelphia County, PA 19124) for the discontinuance of service and cancellation of the certificate as a common carrier, by motor vehicle, persons in paratransit service, between points in the City and County of Philadelphia.

A-2014-2410978. Carl Diller (703 Willow Valley Lakes Drive, Lancaster, Lancaster County, PA 17584) for the discontinuance of service and cancellation of the certificate as a common carrier, by motor vehicle, persons in paratransit service, whose personal convictions prevent them from owning or operating motor vehicles, between points in the County of Lancaster, and from points in said county, to points in Pennsylvania, and return.

A-2014-2412006. Franklin Transportation Service, LLC, t/a Franklin Limousine (448 Woodland Drive, Franklin, Venango County, PA 16323)—discontinuance of service and cancellation of its certificate—persons in limousine service, from points in Crawford and Venango Counties, to points in Pennsylvania, and return; excluding areas under the jurisdiction of the Philadelphia Parking Authority.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 14-1024. Filed for public inspection May 9, 2014, 9:00 a.m.]

Telecommunications

A-2014-2418852. Verizon Pennsylvania, LLC and RCLEC, Inc. Joint petition of Verizon Pennsylvania, LLC and RCLEC, Inc. for approval of adoption of the interconnection agreement and amendment No. 1 to the interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Verizon Pennsylvania, LLC and RCLEC, Inc., by its counsel, filed on April 29, 2014, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of adoption of the interconnection agreement and amendment No. 1 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon Pennsylvania, LLC and RCLEC, Inc. joint petition are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, at the Commission's web site at www.puc.pa.gov, and at the applicant's business address.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 14-1025. Filed for public inspection May 9, 2014, 9:00 a.m.]

Water Service

A-2014-2418927. Pennsylvania-American Water Company. Application of Pennsylvania-American Water Company for approval to offer, render, furnish or supply water service to the public in a portion of Paint Township, Clarion 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 May 27, 2014. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the 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

Through and By Counsel: Velma A. Redmond, Esquire, Susan Simms Marsh, Esquire, Seth A. Mendelsohn, Esquire, 800 West Hersheypark Drive, Hershey, PA 17033

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 14-1026. Filed for public inspection May 9, 2014, 9:00 a.m.]

STATE CONSERVATION COMMISSION

Dirt and Gravel Roads Pollution Prevention Maintenance Program

As required by 25 Pa. Code § 83.604(f) (relating to apportionment criteria), the State Conservation Commission (Commission) is providing public notice of the liquidation and reallocation of Dirt and Gravel Road Pollution Prevention Maintenance Program funds to participating County Conservation Districts. This apportionment is authorized under 75 Pa.C.S. § 9106 (relating to dirt, gravel and low-volume road maintenance).

A. Effective Date

This apportionment is effective May 10, 2014.

B. Background

The Commission approved the following liquidations and reallocations at their public meeting on January 28, 2014. Under 25 Pa. Code § 83.604(b), the Commission may "reallocate funds if an agreement cannot be fulfilled by the district, local government, contractor, and agency or cooperating organization." Copies of the referenced statement of policy in 25 Pa. Code § 83.604, as published at 28 Pa.B. 4634 (September 12, 1998) and 75 Pa.C.S. § 9106, are available by contacting Roy Richardson, State Conservation Commission Office, Room 311, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA 17110-9408 or (717) 787-8821.

Liquidating from:

| | | |
|-------------------------|---|---------------------|
| Expired Doc# 4100045316 | Cameron County Conservation District | \$976.00 |
| Expired Doc# 4100045347 | Jefferson County Conservation District | \$53,329.00 |
| Expired Doc# 4100045348 | Lycoming County Conservation District | \$42,575.00 |
| Expired Doc# 4100045373 | Clinton County Conservation District | \$6,599.00 |
| Expired Doc# 4100045489 | Bedford County Conservation District | \$25,105.50 |
| Expired Doc# 4100045474 | Carbon County Conservation District | \$1,964.00 |
| Expired Doc# 4100045612 | Elk County Conservation District | \$3,449.00 |
| Expired Doc# 4100045320 | Lackawanna County Conservation District | \$2,505.00 |
| | Total | \$136,502.50 |

Reallocating to:

| | | |
|---------------------|---|---------------------|
| New Doc# 4100065083 | Cameron County Conservation District | \$976.00 |
| New Doc# 4100065082 | Jefferson County Conservation District | \$53,329.00 |
| New Doc# 4100065127 | Lycoming County Conservation District | \$42,575.00 |
| New Doc# 4100065084 | Clinton County Conservation District | \$6,599.00 |
| New Doc# 4100065123 | Bedford County Conservation District | \$25,105.50 |
| New Doc# 4100065117 | Carbon County Conservation District | \$1,694.00 |
| New Doc# 4100065105 | Elk County Conservation District | \$3,449.00 |
| New Doc# 4100065073 | Lackawanna County Conservation District | \$2,505.00 |
| | Total | \$136,502.00 |

GEORGE D. GREIG,
Chairperson

[Pa.B. Doc. No. 14-1027. Filed for public inspection May 9, 2014, 9:00 a.m.]

