

NOTICES

DEPARTMENT OF BANKING

Actions on Applications

The Department of Banking (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 Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending October 27, 2009.

Under section 503.E of the Department of Banking 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, 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

Conversions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
9-30-2009	Fulton Bank Lancaster Lancaster County Conversion from a Pennsylvania State-Chartered Bank and Trust Company to a National Banking Association to be known as "Fulton Bank, National Association."	Effective

Section 112 Acquisitions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
10-21-2009	Walter D. Seigfried Application for approval to acquire up to 24.54% of the Common Stock of Manor Bank, Manor.	Approved

Holding Company Acquisitions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
10-23-2009	Northwest Bancorp, MHC Warren Warren County Acquisition of 100% of Keystone State Savings Bank, Sharpsburg.	Effective

Consolidations, Mergers, and Absorptions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
10-23-2009	Northwest Savings Bank Warren Warren County Merger of Keystone State Savings Bank, Sharpsburg, with and into Northwest Savings Bank, Warren. As a result of the merger, the sole office of Keystone State Savings Bank, located at the following address, became a branch office of Northwest Savings Bank: <div style="text-align: right; margin-left: 400px;">905 Main Street Sharpsburg Allegheny County</div>	Effective

Branch Applications

De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
10-26-2009	Northwest Savings Bank Warren Warren County	71 Railroad Street Youngsville Warren County	Approved

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
10-26-2009	PeoplesBank, A Codorus Valley Company York York County	Normandie Ridge 1700 Normandie Drive York York County (Limited Service Facility)	Approved
10-26-2009	PeoplesBank, A Codorus Valley Company York York County	Senior Commons on Powder Mill 1775 Powder Mill Road York York County (Limited Service Facility)	Approved

Branch Relocations

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
10-26-2009	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	<i>To:</i> 100 Settlers Ridge Center Drive Pittsburgh Allegheny County <i>From:</i> 6511 Steubenville Pike Pittsburgh Allegheny County	Approved

Branch Consolidations

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
10-26-2009	Northwest Savings Bank Warren Warren County	<i>Into:</i> 370 West Governor Road Hershey Dauphin County <i>From:</i> 10 West Chocolate Avenue Hershey Dauphin County	Approved

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS

No activity.

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

STEVEN KAPLAN,
Secretary

[Pa.B. Doc. No. 09-2066. Filed for public inspection November 6, 2009, 9:00 a.m.]

Regarding Adjustment to Definition of "Base Figure" in the Loan Interest and Protection Law

The Department of Banking (Department), as required by the definition of "base figure" contained in section 101 of the act of January 30, 1974 (P.L. 13, No. 6), as amended, known as the Loan Interest and Protection Law (LIPL) (41 P.S. § 101), is publishing the following notice regarding the inflation-adjusted base figure for the calendar year 2010. The Department has determined that the current base figure of \$217,873 adjusted for annual inflation using the "Consumer Price Index—All Urban Consumers: U.S. All Items 1982-84 = 100" published by the United States Department of Labor Bureau of Labor Statistics results in a base figure of \$219,035. This new base figure will be effective January 1, 2010, for the calendar year 2010.

STEVEN KAPLAN,
Secretary

[Pa.B. Doc. No. 09-2067. Filed for public inspection November 6, 2009, 9:00 a.m.]

DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

Consolidated Plan Public Meeting Notice and Regional Housing Advisory Committee Meetings

[Correction]

An error occurred in the notice which appeared at 39 Pa.B. 6343, 6344 (October 31, 2009). The notice should have shown the signature as George E. Cornelius, Secretary.

[Pa.B. Doc. No. 09-2032. Filed for public inspection October 30, 2009, 9:00 a.m.]

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Proposed Exchange of Lands

The Department of Conservation and Natural Resources (Department) and the Game Commission (Commission) are proposing an exchange of lands in the Counties of Crawford, Jefferson, Clarion, McKean and Elk.

The Department is proposing to convey 4,248 acres in North Shenango, Sadsbury and Pine Townships, Crawford County and 2 acres in Heath Township, Jefferson County to the Commission. In return, the Commission proposes to convey 4,573 acres in Highland and Mill Creek Townships, Clarion County, 181 acres in Heath Township, Jefferson County, 10 acres in Hamlin Township, McKean County and 52 acres in Spring Creek Township, Elk County to the Department. All acreages are approximate.

As is the policy of the Department, the public is hereby notified of this exchange. A 30-day period for public

inquiry and/or comment will be in effect commencing November 14, 2009, and ending December 14, 2009. Oral or written comments or questions concerning this proposed exchange may be addressed to John Norbeck, Director, Bureau of State Parks, P. O. Box 8551, Harrisburg, PA 17105-8551, telephone (717) 787-6640. These oral and/or written comments will become part of the official document used in the final decision process.

Two public informational meetings have been scheduled to respond to any questions or concerns the general public may have regarding this exchange of lands. A meeting in Crawford County has been scheduled for Tuesday, November 17, 2009, between 6 p.m. and 8 p.m. The meeting will be held at the Linesville High School Library, 302 West School Drive, Linesville, PA. For more information, call (724) 932-3142. A meeting in Clarion County has been scheduled for Thursday, November 19, 2009, between 6 p.m. and 8 p.m. The meeting will be held at the Clarion Holiday Inn, 45 Holiday Inn Road, Clarion, PA. For more information, call (814) 744-8407.

JOHN QUIGLEY,
Secretary

[Pa.B. Doc. No. 09-2068. Filed for public inspection November 6, 2009, 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 related to 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 (CAFOs). This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92 and 40 CFR Part 122, implementing The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Federal Clean Water Act.

<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 a tentative determination of proposed effluent limitations and other terms and conditions for the permit applications. These determinations are published as proposed actions for comments prior to taking final actions.

Unless indicated otherwise, the 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 an NPDES application are invited to submit a statement to the regional office noted before an application within 30 days from the date of this public notice. Persons wishing to comment on a WQM permit application are invited to submit a statement to the regional 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. Comments 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 a public hearing on applications. A public hearing may be held if the responsible office considers the public response significant. If a hearing is scheduled, a notice of the hearing will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation within the relevant geographical area. The Department will postpone its final determination until after a public hearing is held.

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

I. NPDES Renewal Applications

Southcentral Region: Water Management 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>
PA0031551 (Sew)	Chambersburg Area School District 435 Stanley Avenue Chambersburg, PA 17201	Franklin County Lurgan Township	UNT to Conodoguinet Creek / 7-B	Y

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

<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>
PA0114308 (Sewage)	Orange Township Supervisors Orange Township STP 2028 Route 487 Orangeville, PA 17859	Orange Township, Columbia County	Fishing Creek, WWF	Yes
PA0228877 (Sewage)	Santo Lazafame 15 Old Berwick Road Bloomsburg, PA 17815	Orange Township, Columbia County	Stony Brook, EV (5-C)	Yes
PA0111368	Salladasburg Elementary School 175 A & P Drive Jersey Shore, PA 17740-9268	Mifflin Township, Lycoming County	Larrys Creek (10A)	Yes
PA0113484 (Sewage)	William Robinson 16064 Route 6 Mansfield, PA 16933	Richmond Township, Tioga County	UNT to N. Elk Run, a CWF	Yes
PA0044245 (Sewage)	PA-Dept. of Conservation and Natural Resources Parker Dam State Park 28 Fairview Road Penfield, PA 15849	Huston Township, Clearfield County	Laurel Run, HQ-CWF	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0222712	Sykesville Borough 21 East Main Street Sykesville, PA 15865-1105	Sykesville Borough, Jefferson County	Stump Creek, 17-D	Y
PA0033383	Cherry Run Camp 2855 Cherry Run Road Rimersburg, PA 16248	Toby Township, Clarion County	Cherry Run, 17-B	Y
PA0038814	Ellport Borough Sewer Authority 313 Burns Avenue Ellwood City, PA 16117	Ellport Borough, Lawrence County	Connoquenessing Creek, 20-C	Y

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0223018	Farmington Township STP 596 Fairbanks Road Russell, PA 16345	Farmington Township, Warren County	Unnamed tributary to Kiantone Creek, 16-B	Y
PA0102181	Two Mile Run County Park Route 428 471 Beach Road Franklin, PA 16323	Oakland & Sugarcreek Townships, Venango County	Unnamed tributary to Two Mile Run, 16-E	Y
PA0210820	Michael P. and Cheryl L. Nass 2670 Old State Road Waterford, PA 16441	Waterford Township, Erie County	Unnamed tributary to Little Conneautee Creek, 16-A	Y

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

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

Application No. PA0246964, Concentrated Animal Feeding Operation (CAFO), Ken Martin Farm, 1397 Robert Fulton Highway, Quarryville, PA 17566. Kenneth Martin has submitted an application for an Individual NPDES permit for a CAFO known as the Ken Martin Farm, located in East Drumore Township, **Lancaster County**.

The CAFO is situated near an unnamed tributary to West Branch Octoraro Creek, which is classified as a high quality cold water fishery. The CAFO includes two swine barns, a dairy facility and a poultry barn designed to maintain an animal population of approximately 941 animal equivalent units (AEUs) consisting of 100 mature dairy cows and 6,600 finishing swine. No poultry is housed at the operation at this time. Liquid manure is stored in 3 concrete manure storage structures with a combined capacity of approximately, 2.17 million gallons. Manure produced at the operation is applied onsite or exported to local farmers in accordance with an approved Nutrient Management Plan. 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 reissue the NPDES permit for the operation subject to the terms and conditions and monitoring and reporting requirements specified in the permit. The permit application and draft permit are on file at the Southcentral Regional Office of the Department. You may make an appointment to review the files by calling the File Review Coordinator at 717-705-4732.

Persons wishing to comment on the proposed permit are invited to submit written comments to the above address within 30 days from the date of this public notice. Comments received within this 30-day period will be considered in formulating the Department's final determination regarding the application. Following the 30-day comment period, the Watershed Management Program Manager will make a final determination regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time the determination may be appealed to the Environmental Hearing Board.

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

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

PA0218031, Sewage, Alan A. Axelson, 2370 Morrow Road, Pittsburgh, PA 15241. This application is for renewal of an NPDES permit to discharge treated sewage from Mansion House at Old Concord Village STP in Morris Township, **Washington County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Short Creek, which are classified as a trout stock fishery with existing and/or potential uses for aquatic life, water supply, and recreation. The first downstream potable water supply intake from this facility is the: Marianna Municipal Waterworks on Tenmile Creek.

Outfall 001: existing discharge, design flow of 0.0063 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25			50
Suspended Solids	30			60
Ammonia Nitrogen				
May 1 to Oct 31	4.0			8.0
Nov 1 to Apr 30	12.0			24.0

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
Fecal Coliform				
May 1 to Sep 30	200/100 ml as a geometric mean			
Oct 1 to Apr 30	2,000/100 ml as a geometric mean			
Dissolved Oxygen	not less than 3.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0216267, Sewage, **Nathaniel R. Morgan**, 6 Parklea Drive, Monroeville, PA 15146. This application is for renewal of an NPDES permit to discharge treated sewage from Pine Garden Apartments in Loyallhanna, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Boatyard Run, which are classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply, and recreation. The first downstream potable water supply intake from this facility is the: Buffalo Township Municipal Authority.

Outfall 001: existing discharge, design flow of 0.006 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	10			20
Suspended Solids	10			20
Ammonia Nitrogen				
May 1 to Oct 31	3.0			6.0
Nov 1 to Apr 30	9.0			18.0
Fecal Coliform				
May 1 to Sep 30	200/100 ml as a geometric mean			
Oct 1 to Apr 30	2,000/100 ml as a geometric mean			
Total Residual Chlorine	1.4			3.3
Dissolved Oxygen	not less than 3.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0096164, Sewage, **Thomas Guither**, PO Box 346, Donegal, PA 15628-0346. This application is for renewal of an NPDES permit to discharge treated sewage from Living Treasures Animal Park in Donegal Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Indian Creek, which are classified as a high-quality cold water fishery with existing and/or potential uses for aquatic life, water supply, and recreation. The first downstream potable water supply intake from this facility is the: Indian Creek Valley Water Authority.

Outfall 001: existing discharge, design flow of 0.014 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	10			20
Suspended Solids	25			50
Ammonia Nitrogen				
May 1 to Oct 31	3.0			6.0
Nov 1 to Apr 30	9.0			18.0
Fecal Coliform				
May 1 to Sep 30	200/100 ml as a geometric mean			
Oct 1 to Apr 30	2,000/100 ml as a geometric mean			
Total Residual Chlorine	1.4			3.3
Dissolved Oxygen	not less than 5.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA0044679, Sewage, **Pigeon Creek Sanitary Authority**, 508 Main Street, Bentleyville, PA 15314. This application is for renewal of an NPDES permit to discharge treated sewage from Pigeon Creek Sewage Treatment Plant in Fallowfield Township, **Washington County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Pigeon Creek, which are classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply, and recreation. The first downstream potable water supply intake from this facility is the: Allegheny Power—Mitchell Station.

Outfall 001: existing discharge, design flow of 1.02 mgd.

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
CBOD ₅	25	37.5		50
Suspended Solids	30	45		60
Ammonia Nitrogen				
May 1 to Oct 31	3.4	5.1		6.8
Nov 1 to Apr 30	10.2	15.3		20.4
Fecal Coliform				
May 1 to Sep 30	200/100 ml as a geometric mean			
Oct 1 to Apr 30	2,000/100 ml as a geometric mean			
Total Residual Chlorine	.60			2.0
Ph	not less than 6.0 nor greater than 9.0			

The EPA waiver is not in effect.

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

PA0263583, Sewage. **Heron Ridge Development**, 108 Deer Lane, Harmony, PA 16037. This proposed facility is located in Muddycreek Township, **Butler County**.

Description of Proposed Activity: Renewal of an existing discharge of treated sewage.

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, Fluoride, Phenolics, Sulfate and Chloride, the existing/proposed downstream potable water supply, considered during the evaluation is the Salvation Army Camp Allegheny is located on the Slippery Rock Creek and is approximately 12.56 miles below point of discharge.

The receiving stream, the an unnamed tributary to Muddy Creek, is in watershed 20-C and classified for: warm water fishes, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.014 MGD.

Parameter	Concentrations		
	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
Flow (MGD)	XX		
CBOD ₅	25		50
Total Suspended Solids	30		60
NH ₃ -N (5/01—10/31)	6		12
Fecal Coliform (5/01—9/30) (10/01—4/30)		200/100ml as a geometric average 2000/100ml as a geometric average	
Total Residual Chlorine	0.7		2.2
Dissolved Oxygen		minimum of 3.0 mg/l at all times	
pH		6.0 to 9.0 standard units at all times	

XX—Monitor and report on monthly DMRs.

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)

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

WQM Permit No. 4009410, Sewerage, **Pennsylvania Historical Museum Commission**, 400 North Street, Room N118, Harrisburg, PA 17120. This proposed facility is located in Foster Township, **Luzerne County**, PA.

Description of Proposed Action/Activity: This project consists of the replacement of the existing wastewater treatment plant and the sewer collection system that services Eckley Miners' Village.

WQM Permit No. 4009411, Sewerage, **YMCA of Wilkes-Barre**, 40 W. Northampton Street, Wilkes-Barre, PA 18701-1708. This proposed facility is located in Dennison Township, **Luzerne County**, PA.

Description of Proposed Action/Activity: This project will replace existing deteriorating equipment and improve existing operations at sewage treatment lagoon to include conversion to aerobic sewage treatment lagoon at the camping and retreat conference located at Camp Kresge.

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

WQM Permit No. 0509406, Sewerage, **Carol Rose**, 238 South Richards Street, Bedford, PA 15522. This proposed facility is located in Juniata Township, **Bedford County**.

Description of Proposed Action/Activity: Seeking permit approval for the construction/operation of a small flow sewage treatment system to serve a single family residence located on Buena Road, Shellsburg.

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

WQM Permit No. 0209409, Sewerage, **City of Duquesne**, 12 South Second Street, Duquesne, PA 15110. This proposed facility is located in the City of Duquesne, **Allegheny County**.

Description of Proposed Action/Activity: Application for sanitary sewer separation.

The Pennsylvania Infrastructure Investment Authority (Pennvest) which administers Pennsylvania's State Revolving Fund has been identified as a possible funding source. The Department's review of the sewage facilities plan revision has not identified any significant environmental impacts resulting from this proposal.

WQM Permit No. 3009402, Sewerage, **Dry Tavern Sewer Authority**, PO Box 194, Rices Landing, PA 15357. This proposed facility is located in Jefferson Township, **Greene County**.

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

WQM Permit No. 6309406, Sewerage, **California Borough**, 225 Third Street, California, PA 15419. This proposed facility is located in California Borough, Washington, PA 15338.

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

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

WQM Permit No. 1009404, Sewerage, **Butler Area Sewer Authority**, 100 Litman Rd, Butler, PA 16001. This proposed facility is located in Butler Township, City of Butler, **Butler County**.

Description of Proposed Action/Activity: The Butler Area Sewer Authority has proposed to construct diversion, pumping and storage facilities to alleviate sewer system overflow and limit the peak flows to the wastewater treatment plant.

IV. NPDES Applications for Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)

V. Applications for NPDES Wavier Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)

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

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI033609006	Jim Wiggins Wesley United Methodist Church 7 Wesley Road P. O. Box 364 Quarryville, PA 17566	Lancaster	Colerain Township	Stewart Run/ HQ-CWF-MF
ESCP2209801	Harrisburg Authority 212 Locust Street Harrisburg, PA 17101	Dauphin	Rush Township	Clark Creek/ HQ-CWF
PAI030509001	Atlantic Wind LLC 201 King of Prussia Road, Suite 500 Radnor, PA 19380	Bedford	Bedford, East St. Clair, South Woodbury and King Townships	UNT to Oppenheimer Run/ WWF
PAI036706005-1	Stu Widom Connective Mid Merit, LLC P. O. Box 6066 Newark, DE 19714-6066	York	Peach Bottom Township	Muddy Creek/ TSF

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

PAG-12	Concentrated Animal Feeding Operations (CAFOs)
PAG-13	Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)

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

PAG 124828, CAFO, SIC 0252, 0211, **PAUL D. SNYDER, P & M SNYDER FARM**, Line Mountain Road, RR 1, Box 162, Dornsife, PA 17823-9607. This proposed facility is located in Upper Mahanoy Township, **Northumberland County**.

Description of Size and Scope of Proposed Operation/Activity: P & M Snyder Farm is an existing layer chicken and beef operation, totaling 349 Animal Equivalent Units.

The receiving stream, tributaries of Schwaben Creek, is in watershed 6B (Mahanoy Creek) and classified for: TSF/CWF.

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

In addition to the effluent limits, the permit contains the following major special conditions:

1. Compliance with the farm's Nutrient Management Plan.
2. Compliance with the farm's Preparedness, Prevention and Contingency Plan.
3. Compliance with farm's Erosion and Sedimentation Control Plan for plowing and tilling.
4. Erosion and Sedimentation Control Plan requirements for stormwater during construction activities.
5. Animal mortality handling and disposing requirements.
6. Requirements for storage of feed and other raw materials.
7. Best Management Practices requirements.

The EPA waiver will be in effect.

STATE CONSERVATION COMMISSION
NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR
NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES)
PERMITS FOR CONCENTRATED ANIMAL FEEDING OPERATIONS (CAFO)

This notice provides information about agricultural operations that have submitted nutrient management plans (NMPs) for approval under the act of July 6, 2005 (Act 38 of 2005, 3 Pa.C.S. §§ 501—522) (hereinafter referred to as Act 38), 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 92. This notice is provided in accordance with 25 Pa. Code Chapter 92 and 40 CFR Part 122, implementing The Clean Streams Law (35 P. S. §§ 691.1—691.1001) 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 www.pacd.org/districts/directory.htm 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.

The address for the SCC is Agriculture Building, Room 407, 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.

NUTRIENT MANAGEMENT PLAN—PUBLIC NOTICE SPREADSHEET—APPLICATIONS

<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>
Lynn H. Royer Green Tree Farm 273 Greentree Road Elizabethtown, PA 17022	Lancaster	216.7	720.43	Dairy/Layers	NA	Renewal

**PUBLIC WATER SUPPLY (PWS)
PERMIT**

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

Persons wishing to comment on a permit application

are invited to submit a statement to the office listed before the application within 30 days of this public notice. Comments received within the 30-day comment period will be considered in the formulation of the final determinations regarding the application. Comments should include the name, address and telephone number of the writer and a concise statement to inform the Department of Environmental Protection (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 any related documents are on file at the office listed before the application and are available for public review. Arrangements for inspection and copying information should be made with the office listed before the application.

Persons with a disability who 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 should contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

SAFE DRINKING WATER

Applications Received under the Pennsylvania Safe Drinking Water Act

Northeast Region: Water Supply Management Program Manager, 2 Public Square, Wilkes Barre, PA 18711-0790.

Application No. 6609503, Public Water Supply.

Applicant	Aqua Pennsylvania Inc. (Washington Park Water System) 50 East Woodhaven Drive White Haven, PA Washington Twp., Wyoming Co.
Responsible Official	Patrick R. Burke
Type of Facility	Public Water System
Consulting Engineer	William A. La Dieu, P. E.
Application Received Date	9/29/2009
Description of Action	The construction of a new building to house treatment and booster pumps supplied by existing well 3 and a new well 5, the addition of a 30,000 gal. finished water storage tank.

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

Application No. 1009503, Public Water Supply.

Applicant	Cranberry Township
Township or Borough	Cranberry Township, Butler County
Responsible Official	Lorin F. Meeder, Environmental Programs Coordinator
Consulting Engineer	James R. Bowser, Senior Project Manager Chester Engineers Airside Business Park 260 Airside Drive, Bldg 200 Moon Township, PA 15108

Application Received Date	10/14/2009
Description of Action	Installation of 24-inch transmission line along Executive Drive, and the construction of new 4.4 mg pump station. (This replaces Commonwealth Drive Station.)

MINOR AMENDMENT

Northeast Region: Water Supply Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.

Application No. 4009518MA, Public Water Supply.

Applicant	Aqua Pennsylvania, Inc. (Midway Manor Water System) 50 East Woodhaven Drive White Haven, PA Kingston Twp., Luzerne County
Responsible Official	Joshue Shoff
Type of Facility	Public Water System
Consulting Engineer	Patrick Burke, P. E.
Application Received Date	5/7/09
Description of Action	The construction of a water line to connect the Sleepy Hollow System to the Midway Manor System.

Application No. 4009522MA, Public Water Supply.

Applicant	Aqua Pennsylvania, Inc. (Barrett Water System) 50 East Woodhaven Road White Haven, PA Exeter Twp., Luzerne County
Responsible Official	Patrick Burke
Type of Facility	Public Water System
Consulting Engineer	Andrew R. Glitzer CET Engineering Services
Application Received Date	9/14/09
Description of Action	The replacement of an underground water storage reservoir with an above ground tank.

Application No. 4009523MA, Public Water Supply.

Applicant	Pennsylvania American Water Co. (Hillcrest Water System) 800 West Hersheypark Drive Hershey, PA Kingston Twp., Luzerne County
Responsible Official	David Kaufman
Type of Facility	Public Water System
Consulting Engineer	Daniel Rickard, P. E.
Application Received Date	10/13/09

Description of Action The replacement of the existing tank with 2 new baffled tanks for more reliable contact time.

Application No. 3509501MA, Public Water Supply.

Applicant **Pennsylvania American Water Co.**
(Fallbrook WTP)
100 N. Penna. Ave.
Wilkes-Barre, Pa
Fell Twp.,
Lackawanna County

Responsible Official Mark Cross

Type of Facility Public Water System

Consulting Engineer William J. Malos, P. E.

Application Received Date 9/11/09

Description of Action The replacement of the sodium hydroxide feed system with new equipment.

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

Application No. 3009504MA, Minor Amendment.

Applicant **Southwestern Pennsylvania Water Authority**
PO Box 187
1442 Jefferson Road
Jefferson, PA 15344

[Township or Borough] Amwell Township

Responsible Official Joseph Simatic, Manager
Southwestern Pennsylvania Water Authority
PO Box 187
1442 Jefferson Road
Jefferson, PA 15344

Type of Facility Waterline extension

Consulting Engineer Bankson Engineers, Inc.
267 Blue Run Road
PO Box 200
Indianola, PA 15051

Application Received Date October 21, 2009

Description of Action Construction of a 39,500 L.F. of waterline into Amwell Township, Washington County.

WATER ALLOCATIONS

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

Northeast Region: Water Supply Management Program Manager, 2 Public Square, Wilkes Barre, PA 18711-0790.

WA 39-1004, Water Allocations, **Lehigh County Authority**, P. O. Box 3348, 1053 Spruce Street, Allentown, PA 18106, City of Allentown, **Lehigh County**. The right to withdraw from an interconnection at Schantz Spring, in Upper Macungie Township, at the intersection of Schantz Road and Krocks Road, an emergency allocation of 1.0 million gallons per day (mgd) Peak Day for year 2010, after which, an interim allocation of 2.0 million

gallons per day (mgd) Peak Day from the same interconnection for a period not to exceed two (2) years; after which, the right to withdraw from an interconnection, an allocation of 10.5 million gallons per day (mgd) Peak Day from the City of Allentown Filtration Plant City connection at 26th and Chew Street in the City of Allentown, Lehigh County for a total maximum combined daily withdrawal of 10.5 million gallons per day (mgd) Peak Day from all the sources.

SEWAGE FACILITIES ACT PLAN APPROVAL

Plan Approvals Granted Under the Pennsylvania Sewage Facilities Act, Act of January 24, 1966, P. L. 1535, as amended, 35 P. S. § 750.5

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Pocono Township	P. O. Box 197 Tannersville, PA 18372	Monroe
Stroud Township	1211 North Fifth Street Stroudsburg, PA 18360	Monroe
Hamilton Township	P. O. Box 285 Sciota, PA 18354	Monroe
Stroudsburg Borough	700 Sarah Street Stroudsburg, PA 18360	Monroe

Plan Description: The Department has approved the Official Act 537 Plan Upgrade/Regional Sewage Facilities Plan for Stroud Township, Stroudsburg Borough, Pocono Township, and Hamilton Township, Monroe County, (Plan Update), dated May 2009.

The selected alternative was Alternative 1—Regional 4.5 MGD Wastewater Facilities which consists of:

- Project 1—Collection, Conveyance, Pumping Stations, and Force Main Project, and
- Project 2—Upgrade and Expansion of the existing 2.5 MGD Stroudsburg Borough Wastewater Treatment Plant (WWTP) to a Regional 4.5 MGD WWTP to be known as the Brodhead Creek Regional Authority (BCRA) WWTP.

The Plan Update is a continuation of the Pocono Township Regional Act 537 Special Study, Route 611 Corridor, that was approved by the Department on December 7, 2006. The Pocono Township/Hamilton Township collection and conveyance system will be constructed in accordance with the Special Study. The Special Study approval also included a 2.0 MGD WWTP and effluent line to the Brodhead Creek in Stroud Township. These facilities will not be constructed. The Plan Update was prepared so that planning approval could be obtained from the construction of an equalization tank and Pumping Station No. 5 near the site of the originally proposed 2.0 MGD WWTP, and the construction of a force main to the existing 2.5 MGD Stroudsburg Borough WWTP. The force main is about 7 miles long and will convey wastewater from Pocono Township through Hamilton Township, Stroud Township, and Stroudsburg Borough to the new regional 4.5 MGD WWTP. The Plan Update also approves the Collection and Conveyance System, including Gravity Sewers, Force Mains, and five Pumping Stations. Two of the Pumping Stations, No. 1 and No. 2, will be constructed as previously approved in the Special Study. Pumping Stations No. 3, No. 4, and No. 5 will be

approved as presented in the Plan Update. Pumping Stations No. 3 and No. 4 will discharge to Pumping Station No. 5's Force Main.

The Plan Update also provides for the construction of a 4.5 MGD WWTP at the site of the existing 2.5 MGD Stroudsburg Borough WWTP. The existing WWTP will be upgraded and expanded to an enhanced nutrient removal Sequencing Batch Reactor (SBR) System with tertiary filtration and Ultraviolet (UV) Disinfection. The WWTP will continue to discharge to McMichael's Creek, a tributary to the Brodhead Creek and the Delaware River. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 1

Acknowledgment of Notices of Intent to Remediate Submitted under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.908).

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (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. Persons intending to use the Background Standard, Statewide Health Standard, the Site-Specific Standard or who intend to remediate a site as a special industrial area must 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, a combination of the cleanup standards or who 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 any 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 sites identified, 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. 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 before which the notice appears. If information concerning this acknowledgment is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

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

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

26th & Pennrose Site, City of Philadelphia, Philadelphia County. Craig Herr, RT Environmental Services Inc. 215 West Church Road, King of Prussia, PA 19406, Stephen D'Angelo, Danbro, LP, 3700 South 26th Street, Philadelphia, PA 19145 has submitted a Notice of Intent to Remediate. Groundwater at the site has been impacted with the release of mtbe and inorganic. The current and future use of the site is non-residential.

Staffer Residence, East Fallowfield Township, Chester County. Philip Donmoyer, Alternative Environmental Solutions, Inc. 480 New Holland Avenue, Suite 8203, Lancaster, PA 17602, Bridget Shadler, Alternative Environmental Solutions, Inc. 480 New Holland Avenue, Suite Lancaster, PA 17602 on behalf of David McLimanus, 17 East Gay Street, Suite 100, West Chester, PA 19381 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of no. 2 fuel oil. The intended current and intended future use of the property is for residential purpose.

Direnzo Residence, Bristol Township, Bucks County. Jason Plucinski, REPSG, Inc, 6901 Kingsessing Avenue, Suite 201, Philadelphia, PA 19142, Christine Dimming, State Farm Fire and Casualty Company, 1 State Farm Drive Concordville, PA 19333, Mark Kuczynski, REPSG, Inc, 6901 Kingsessing Avenue, Suite 201, Philadelphia, PA 19142 on behalf of Francis Direnzo, 10 Dewberry Lane, Levittown, PA 19055, Cynthia Herrera, 10 Dewberry Lane, Levittown, PA 19055 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of no. 2 fuel oil. The site is currently developed as a single residential property, which will remain the intended use of the site future.

961 West Penn Drive, West Goshen Township, Chester County. Craig Herr, RT Environmental Services, Inc 215 West Church Road, King of Prussia, PA 19406 on behalf of Kimberly Hall, 961 West Penn Drive, West Chester, PA 19380 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of leaded gasoline. The intended future use of the site is residential.

Latch-Rosen Property, ConocoPhillips Trainer Refinery, Borough of Trainer, Delaware County. John W. Jengo, PG, MWH Americas, Inc, 335 Phoenixville Pike, Malvern PA 19355, Melanie Landrith, ConocoPhillips, 4101 Post Road, Trainer, PA 19061 on behalf of Ken Kerntke, ConocoPhillips, 4101 Post Road, Trainer, PA 19061 has submitted a Notice of Intent to Remediate. Groundwater and soil has been impacted with the release of inorganic. The future use of the site will be a parking lot.

Stain & Wispese Parcels, Perkasio Borough, **Bucks County**. Scott A. Alderfer, PG. Penn Environmental & Remediation, Inc. 2755 Bergey Road, Hatfield, PA 19440, Robert White, Redevelopment Authority County of Bucks, 1 North Wilson Avenue, Suite 1, Bristol, PA 19007 on behalf of Fredrick Schea, first Saving Bank of Perkasio, 219 South 9th Street, PO 176, Perkasio, PA 18944 has submitted a Notice of Intent to Remediate. Groundwater and soil has been impacted with the release of the chlorinated solvents and pha. The proposed future use of the site will be non-residential for commercial and/or light industrial purposes. A summary of the Notice of Intent to Remediate was reported to have been published in the *Souderton Independent* and *Perkasio News World* on July 10, 2002.

Champion Toyota, City of Philadelphia **Philadelphia County**. Jeremy Bolyn, Environmental Maintenance Company, Inc, 1420 East Mermaid Lane, Glenside, PA 19038 on behalf of Harvey Sternberg, Bryn Mawr Investments, Inc. 765 John Barry Drive, Bryn Mawr, PA 19010 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of no. 2 fuel oil and used motor oil. The future use of the site will remain the same. A summary of the Notice of Intent to Remediate was reported to have been published in the *Northeast Times* on October 1, 2009.

Northeast Region: Ronald S. Brezinski, Environmental Cleanup Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.

Sarah Cohen Residence, 620 Carbon Street, Freeland Borough, **Luzerne County**. Mark Ellis, MEA, Inc., 1365 Ackermanville Road, Bangor, PA 18013 has submitted a Notice of Intent to Remediate (on behalf of his client, Sarah Cohen, 620 Carbon Street, Freeland Borough, PA 18224), concerning the remediation of soil found to have been impacted by No. 2 fuel oil as a result of a release from an aboveground storage tank that had a broken fitting. The applicant proposes to remediate the site to meet the Statewide Health Standard. The future use of the property will likely remain residential. A summary of the Notice of Intent to Remediate is expected to be published in a local newspaper serving the general area sometime in the near future.

Pysher Property, 2323 North Delaware Drive, Upper Mount Bethel Township, **Northampton County**. Richard D. Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073 has submitted a Notice of Intent to Remediate (on behalf of his clients, Mr. & Mrs. Arthur Pysher, 2323 North Delaware Drive, Mt. Bethel, PA 18343), concerning the remediation of soil and groundwater found to have been impacted by No. 2 fuel oil as a result of a release from an aboveground storage tank having a tank leg failure. The applicants propose to remediate the site to meet the Statewide Health Standard. The intended future use of the site is residential. A summary of the Notice of Intent to Remediate was published in *The Express Times* on October 14, 2009. A Final Report was simultaneously submitted.

Southcentral Region: Environmental Cleanup Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

Brown Residence, Conoy Township, **Lancaster County**. Trimpi Associates, Inc., 16335 Old Plains Road, Pennsburg, PA 18073, on behalf of Kristopher Brown, 208 Falmouth Road, Bainbridge, PA 17502, submitted a Notice of Intent to Remediate site soils contaminated with No. 2 fuel oil. The site will remain a residence and will be remediated to the Residential Statewide Health Standard.

Cloister Office Building, Borough of Ephrata, **Lancaster County**. Reliance Environmental, Inc., 130 East Chestnut Street, Lancaster, PA 17602, on behalf of Ephrata Community Hospital, 169 Martin Avenue, Ephrata, PA 17522, submitted a Notice of Intent to Remediate site soils contaminated with No. 2 fuel oil released from an unregulated underground storage tank. The current and future use is commercial/retail office space. The site will be remediated to a Residential Statewide Health Standard.

Columbia Fish & Game Association, West Hempfield Township, **Lancaster County**. Reliance Environmental, Inc., 130 East Chestnut Street, Lancaster, PA 17602, on behalf of Columbia Fish & Game Association, 4339 Fairview Road, Columbia, PA 17512, submitted a Notice of Intent to Remediate site soils contaminated with VOCs and metals from the historical operation of a salvage yard and car crusher. The former industrial/commercial site will be remediated to the Statewide Health Standard and will be returned to its natural wooded state.

Landisville Railroad, East Hempfield Township, **Lancaster County**. Herbert, Rowland & Grubic, Inc., 1820 Linglestown Road, Harrisburg, PA 17110, on behalf of Landisville Railroad, LLC, PO Box 43, Hershey, PA 17033 and Amherst Industries, Inc., 3901 Nolt Road, Landisville, PA 17538, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with VOCs, SVOCs and inorganics. The site will be remediated to a combination of Nonresidential Statewide Health and Site-Specific standards, and will remain a rail car repair and service facility.

Northwest Region: Environmental Cleanup Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

462 Lafferty Hollow Road, Foster Township, **McKean County**. The Palmerton Group, LLC, 6296 Fly Road, East Syracuse, NY 13057 on behalf of Pennzoil-Quaker State Company, 700 Milam Street, Houston, TX 77002 has submitted a Notice of Intent to Remediate. During removal of an unregulated underground storage tank (UST) petroleum stained soil was identified beneath the UST. Sampling results indicate concentrations of 1,2,4-trimethylbenzene and 1,3,5-trimethylbenzene. The site is being remediated to meet the Statewide Health Standard. The proposed future use of the property will be residential.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

NEW SOURCES AND MODIFICATIONS

The Department of Environmental Protection (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 all the 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 has received applications for plan approvals and/or operating permits from the following facilities.

Copies of the applications, subsequently prepared draft permits, review summaries and other support materials are available for review in the regional office identified in

this notice. Persons interested in reviewing the application files should contact the appropriate regional office to schedule an appointment.

Persons wishing to receive a copy of a proposed plan approval or operating permit must indicate their interest to the Department regional office within 30 days of the date of this notice and must file protests or comments on a proposed plan approval or operating permit within 30 days of the Department providing a copy of the proposed document to that person or within 30 days of its publication in the *Pennsylvania Bulletin*, whichever comes first. Interested persons may also request that a hearing be held concerning the proposed plan approval and operating permit. Comments or protests filed with the Department regional offices must include a concise statement of the objections to the issuance of the Plan approval or operating permit and relevant facts which serve as the basis for the objections. If the Department schedules a hearing, a notice will be published in the *Pennsylvania Bulletin* at least 30 days prior 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 identified before the application. TDD users should 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 (act) and regulations adopted under the 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.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401. Contact: Sachin Shankar, New Source Review Chief—Telephone: 484-250-5920.

46-0020G: Superior Tube Co., Inc. (3900 Germantown Pike, Collegeville, PA 19426) for replacement of an existing pickling & passivation operation with a new pickling & passivation operation controlled by a mist eliminator in Lower Providence Township, **Montgomery County**. This modification will result in a net increase in potential NOx emissions of 12.7 tons per year and 2.4 tons of Hydrofluoric acid per year. This facility is a Title V facility. The Plan approval will contain record keeping and operating restriction designed to keep the facility operating within the allowable emissions and all applicable air quality requirements.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701. Contact: David Aldenderfer, Program Manager—Telephone: 570-327-3637.

41-00033A: Susquehanna Health System (777 Rural Avenue, Williamsport, PA 17701) for construction and operation of a natural gas-fired reciprocating internal combustion engine with an oxidation catalyst to control the air contaminant emissions for the Co-Gen project at the Williamsport Hospital in Williamsport, **Lycoming County**.

41-00078B: Chief Gathering, L.L.C. (6051 Wallace Road Ext., Suite 210, Wexford, PA 15090) for three (3) 2370 brake-horsepower natural gas-fired compressor engines and one glycol dehydrator at their Barto Compressor Station in Penn Township, **Lycoming County**.

14-00014E: Glenn O. Hawbaker, Inc. (711 East College Avenue, Bellefonte, PA 16823) for one (1) aggregate facility consisting of one (1) material washer; two (2) screw washers, one (1) conveyor, and one (1) 480 brake-horsepower diesel-fired generator; two (2) 4.2 million gallons liquid asphalt tanks; one (1) asphalt plant consisting of multiple bins and conveyors, a hot oil heater, aggregate drying drum with associated burner, mixing drum, material storage silos, and a truck scale; and to use post-consumer waste asphalt shingles as a RAP-like material in the asphalt at their facility in Spring Township, **Centre County**.

41-302-050A: Wirerope Works, Inc. (100 Maynard Street, Williamsport, PA 17701) for modification of the control devices controlling emissions from the two (2) 15.0 million Btu per hour anthracite coal-fired boilers and to modify the air contaminant emission limitations for the above boilers at their facility in the City of Williamsport, **Lycoming County**.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481. Contact: George Monasky, New Source Review Chief—Telephone: 814-332-6940.

10-062F: Slippery Rock University—PA State System of Higher Education (1 Morrow Way, Maintenance Bldg, Slippery Rock, PA 16057) for construction of a new baghouse to control particulate emissions from their coal-fired boilers pursuant to a pending Consent Decree with the US EPA. The facility is a Title V in the Borough of Slippery Rock, **Butler County**.

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

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401. Contact: Sachin Shankar, New Source Review Chief—Telephone: 484-250-5920.

46-0035E: SmithKline Beecham Corp.—dba GlaxoSmithKline (709 Swedeland Road, King of Prussia, PA 19406) for a 750 Kw Diesel Fired Internal Combustion Engine to be installed in building 40 in **Montgomery County**. GlaxoSmithKline is a Title V Facility. This generator is subject to New Source Performance Standards (NSPS). The Plan Approval will contain monitoring, recordkeeping and operating restrictions designed to minimize emissions and keep the facility operating within all applicable air quality requirements.

09-0212: Nova Tube and Steel, Inc. (600 Dean Sievers Place, Morrisville, PA 19067) for construction of a new steel tube manufacturing plant in Morrisville Borough, **Bucks County**. The manufacturing processes consist of mechanically forming and welding steel stock into tubes, and painting the products. This facility is a non-Title V facility. This construction will result in Particulate Matter, Volatile Organic Compounds and Ammonia Compounds being emitted into the atmosphere. The Plan Approval will contain record keeping requirements,

monitoring requirements, operating conditions and performance testing requirements designed to keep the facility operating within the allowable emission limitations and 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.

40-328-007: Hazleton Generation LLC. (150 North Michigan Avenue, Suite 2930, Chicago, IL 60601) for modification to the company's existing start-up and shut-down conditions for the four (4) permitted turbines. There are no emission increases. Hazleton Generation LLC is a major facility subject to Title V permitting requirements in Hazle Township, **Luzerne County**. The company currently has a Title V Permit 40-00021. The plan approval will include all appropriate monitoring, record keeping, and reporting requirements designed to keep the furnaces operating within all applicable air quality requirements. The Plan Approval will, in accordance with 25 PA Code 127.450, be incorporated into the Title V Operating Permit through an administrative amendment at a later date. For further details, contact Ray Kempa at (570) 826-2511 within 30 days after publication date.

PA 39-309-075: Lafarge North America, Inc. (5160 Main Street, Whitehall, PA 18052) for removal of condition No. 002 for Source ID 101 (Kiln No. 2) and condition No. 003 for Source ID 114 (Kiln No. 3) from Title V Operating Permit No. 39-00011 for sulfur containing limitations in fuel for the Kilns in Whitehall Township, **Lehigh County**.

In accordance with 25 Pa. Code §§ 127.44(b) and 127.424(b), the Department of Environmental Protection (DEP) intends to issue Plan Approval No. 39-309-075 to Lafarge North America, Inc., 5160 Main Street, Whitehall, PA 18052, for their plant in Whitehall Township, Lehigh County. The facility currently has Title V Permit No. 39-00011. This plan approval will be incorporated into the Title V Operating Permit through an administrative amendment at a later date, and the action will be published as a notice in the *Pennsylvania Bulletin*.

Plan Approval No. 39-309-075 is to remove condition No. 002 for Source ID 101 (Kiln No. 2) and condition No. 003 for Source ID 114 (Kiln No. 3) from Title V Operating Permit No. 39-00011 for sulfur containing limitations in fuel for the Kilns. Conditions in operating permit limit the overall kiln solid fuel sulfur content to less than 2.5% by weight specifically for coal, and less than 2.5% by weight for all combined fuels. The company has the capability to utilize non-fossil fuels [plastic derived fuel (PDF) and tire derived fuel (TDF)], existing capacity restrictions for these alternative fuels, alternative fuel availability issues, and the overall 2.5% fuel sulfur limit combine to restrict the ability of alternative fuels to mitigate the fossil fuel cost impacts at the facility. The SO₂ produced in the burning zone of a kiln (by the oxidation of fuel bound sulfur) can be readily scrubbed out in the calcining zone or combined with alkalis in the burning or transition zones. As a result, cement kiln SO₂ emissions are independent of the sulfur input of the fuel or of sulfate recirculation between kiln and preheater. This project does not impact emissions from other sources at the site. Lafarge will demonstrate continuous compliance with current Kiln Nos. 2 and 3 SO₂ emissions

restrictions of 362 lbs SO₂/hr and 195 lb SO₂/hr respectively on a three-hour block average basis through the operation of certified SO₂ CEMS.

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

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

Any person(s) wishing to provide the Department with additional information which they believe should be considered prior to the issuance of this permit may submit the information to the address shown in the preceding paragraph. Each written comment must contain the following:

Name, address and telephone number of the person submitting the comments.

Identification of the proposed permit No.: 39-309-075.

A concise statement regarding the relevancy of the information or objections to the issuance of the permit is required.

A public hearing may be held, if the Department, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where the Department determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Raymond Kempa, P. E., Chief, New Source Review Section, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711, Phone No. 570-826-2531 within 30 days after publication date.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110. Contact: William R. Weaver, New Source Review Chief—Telephone: 717-705-4702.

06-05096C: The Reading Hospital and Medical Center (PO Box 16052, 6th Avenue and Spruce Street, West Reading, PA 19612-6052) for construction and operation of a cogeneration plant consisting of two (2) Solar turbines with generators, two (2) waste heat recovery boilers, and one emergency generator in West Reading Borough, **Berks County**. Existing boilers will be operated with a fuel usage cap. The facility will continue to operate with synthetic minor emissions restrictions in place. This plan approval will include monitoring, recordkeeping and reporting requirements designed to keep the sources operating within all applicable air quality requirements.

07-03038A: Amerway, Inc. (3701 Beale Avenue, Altoona, PA 16601) for construction of a replacement metal smelting furnace and baghouse in the City of Altoona, **Blair County**. The plan approval will include emission limits, testing and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

22-05012C: Arcelor Mittal Steelton, LLC (215 S. Front Street, Steelton, PA 17113) for construction of a natural gas fired walking beam furnace (approximately

421 mmbtu/hr) with associated equipment in Steelton Borough, **Dauphin County**. Primary emissions from the project will be NO_x with a potential of approximately 60 tons per year. The project will replace an existing heat treat furnace and soaking pit batteries and achieve overall energy efficiency and emissions reductions.

36-05147A: Wenger's Feed Mill, Inc. (101 West Harrisburg Ave, Rheems, PA 17570) for the approval to combust #4 fuel oil in an existing Cleaver Brooks boiler at their animal feed manufacturing facility in Mount Joy Borough, **Lancaster County**. The plan approval will include emissions limits, monitoring, recordkeeping, reporting and work practice standards designed to keep the facility operating within all applicable air quality requirements.

67-03041E: County Line Quarry (PO Box 99, Wrightsville, PA 17368) for construction of a new crushing plant in Wrightsville, County of York. A water spray system will control fugitive emissions. The plan approval will include restrictions, monitoring, recordkeeping, reporting and work practice requirements designed to keep the facility operating within all applicable air quality requirements. The plan approval will be incorporated into State-only operating permit no. 67-03041 in accordance with 25 Pa Code Section 127.450 (Administrative Amendment).

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701. Contact: David Aldenderfer, Program Manager—Telephone: 570-327-3637.

59-00006A: Dominion Transmission, Inc. (445 West Main Street, Clarksburg, WV 26301) for construction and operation of a natural gas-fired salt bath heater; an increase in hours of operation for an existing heater and dehydration engine in **Tioga County**. In addition, Dominion Transmission, Inc. is proposing to decrease the operational hour limitation of Engine No. 9 to offset the increase in air contaminant emissions due to the proposed construction and operation of the salt bath heater. This is a State Only "Synthetic Minor" facility.

The Department of Environmental Protection's (Department) review of the information contained in the application submitted by Dominion Transmission Inc., indicates that the sources will comply with all applicable air quality requirements pertaining to air contamination sources and the emission of air contaminants, including the fugitive air contaminant emission requirement of 25 Pa. Code Section 123.1, the particulate matter emission limitation of 25 Pa. Code Section 123.13, and the visible emission limitation of 25 Pa. Code Section 123.41. The plan approval, if issued, will subsequently be incorporated into the state only operating permit via an administrative amendment in accordance with 25 Pa. Code Section 127.450 at a later date.

Based upon this finding, the Department proposes to issue a plan approval for the construction of a natural gas-fired salt bath heater; an increase in hours of operation for an existing heater and dehydration engine and decrease in hours of operation for an existing compressor engine. The following is a summary of the types of conditions the Department intends to place in the plan approval to ensure compliance with all applicable regulatory requirements.

An increase in hours of operation for an existing 5.613 million Btu per hour, natural gas-fired, indirect heater coil and an existing 110 brake-horsepower, Ingersoll Rand, model PJVC, natural gas-fired dehydration engine.

A decrease in hours of operation for an existing 3,200 brake-horsepower, natural gas fired reciprocating internal combustion engine.

Source ID 035 consists of a 28.769 million Btu per hour, NATCO natural gas-fired, line heater. The air contaminant emissions from Source ID 035 shall be controlled by low NO_x burners and flue gas recirculation. The air contaminant emissions from Source ID 035 shall not exceed the following: carbon monoxide—69 parts per million dry, volume @ 3% oxygen; nitrogen oxides—30 parts per million dry, volume @ 3% oxygen; volatile organic compounds—40 parts per million dry, volume @ 3% oxygen, particulate matter—0.005 pounds per million Btu of heat input and sulfur oxides—0.005 pounds per million Btu of heat input.

Work practice requirements to operate the sources and control devices with good air pollution control practices.

Recordkeeping and Reporting conditions to verify compliance with the emission limitations and all applicable requirements.

A copy of the plan approval application and the Department's review is available for public review between 8 a.m. and 4 p.m. at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review may be made by calling the Department at 570-327-3693. Written comments or requests for a public hearing should be directed to Muhammad Q. Zaman, Manager, Facilities Permitting Section, Department of Environmental Protection, Air Quality Program, Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, 570-327-0512.

59-00005I: Dominion Transmission, Inc. (445 West Main St., Clarksburg, WV 26301) for plan approval to construct a natural gas-fired salt bath heater (Source ID 044), rated heat input of 12.0 MMBtu/hr and a natural gas-fired boiler (Source ID 045), rated heat input of 3.0 MMBtu/hr. The construction of the proposed sources will be as part of the original USA project, which was permitted under Plan Approval No. 59-00005G at their Sabinsville Compressor Station located in Clymer Township, **Tioga County**. The respective facility is a major facility for which a Title V operating permit 59-00005 has been issued.

The Department of Environmental Protection's (Department) review of the information submitted by Dominion Transmission, Inc. indicates that the heater and boiler will meet all applicable air quality regulatory requirements pertaining to air contamination sources and the emission of air contaminants, including the Best Available Technology requirements of 25 Pa. Code Sections 127.1 and 127.12. Based on these findings, the Department intends to approve the application and issue plan approval for the construction of a natural gas-fired salt bath heater and a natural gas-fired boiler. Additionally, if the Department determines that all equipment constructed are operating in compliance with all plan approval conditions, the conditions established in the plan approval will be incorporated into Title V operating permit #59-00005 via an administrative amendment pursuant to 25 Pa. Code Sections 127.450.

The following is a summary of the conditions that the Department proposes to place in the plan approval to ensure compliance with all applicable regulatory requirements:

1. Pursuant to the best available technology requirements of 25 Pa. Code Sections 127.1 and 127.12, Source

ID 044 shall not emit air contaminants in excess of the following limitations:

<i>Air Contaminant</i>	<i>Emission Rates</i> (parts per million, dry volume)
NO _x	30 @ 3% oxygen
CO	200 @ 3% oxygen
VOCs	67 @ 3% oxygen

2. Pursuant to the best available technology requirements of 25 Pa. Code Sections 127.1 and 127.12, the particulate matter and sulfur oxide (SO_x, expressed as SO₂) emissions from Source ID 044 shall not exceed 0.005 pounds per million Btu of heat input, respectively.

3. Pursuant to the best available technology requirements of 25 Pa. Code Sections 127.1 and 127.12, Source IDs 044 and 045 shall be fired on pipeline quality natural gas.

4. No later than 120 days after the initial start-up of Source ID 044, the permittee shall perform a portable gas analyzer stack test to verify compliance with the nitrogen oxide and carbon monoxide emission limitations.

5. Pursuant to the best available technology requirements of 25 Pa. Code Sections 127.1 and 127.12, Source ID 045 shall not be operated more than 4,400 hours in any 12 consecutive month period.

6. The permittee shall keep records and submit an annual report on the number of hours that Source ID 045 is operated on a monthly basis.

7. The permittee shall keep records of the carbon monoxide, nitrogen oxide and volatile organic compound emissions from Source ID 044 to verify compliance with the respective emission limitation.

8. Pursuant to the best available technology requirements of 25 Pa. Code Sections 127.1 and 127.12, Air contaminant emissions from Source ID 044 shall be controlled with low NO_x burners and flue gas recirculation.

9. Pursuant to the requirements of 25 Pa. Code Sections 127.206 through 127.210, the permittee shall be in possession of 49.98 tons of NO_x emission reduction credits prior to the startup of Source IDs 044, 045, P109, P110 and any of the microturbines incorporated in Source ID P111 of Plan Approval #59-00005G and this approval. This condition supersedes Condition #009, Site Level Requirements Section of Plan Approval #59-00005G.

A copy of the plan approval application is available for public review between 8 a.m. and 4 p.m. at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review may be made by calling the Department at 570-327-3693. Written comments or requests for a public hearing should be directed to Muhammad Q. Zaman, Chief, Facilities Permitting Section, Department of Environmental Protection, Air Quality Program, Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, 570-327-0512.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481. Contact: George Monasky, New Source Review Chief—Telephone: 814-332-6940.

10-001M: AK Steel Corp. (P. O. Box 832, Butler, PA 16003-0832) to allow construction and operation of a melt shop modernization project which includes the construction of an Electric Arc Furnace (EAF) and a dual station

Ladle Metallurgical Facility (LMF) at their Melt Shop facility, Butler Works, in the City of Butler, **Butler County**.

In accordance with 25 Pa. Code Sections 127.44(b) that the Department of Environmental Protection (DEP) intends to issue a plan approval to AK Steel Corporation (P. O. Box 832, Butler, PA 16003-0832). The facility currently has a Title V Operating Permit which was issued February 13, 2006. This plan approval will, in accordance with 25 Pa. Code Section 127.450, be incorporated into the Title V operating permit through an administrative amendment at a later date.

This application is to allow the construction and operation of a melt shop modernization project which includes the construction of an Electric Arc Furnace (EAF) and a dual station Ladle Metallurgical Facility (LMF) at the Melt Shop facility, Butler Works, in the City of Butler, Butler County. This modernization project will increase the facility's steel production capacity from 1,200,000 to 2,000,000 tons per year. This includes increasing the facility's short term and long term production capacity from existing sources in the melt shop and shut down of two of the three existing EAFs.

The proposed project will result in the following changes:

1. Installation of a conventional EAF (EAF #5)
2. Installation of a dual station LMF
3. Modification and installation of various raw material unloading, transfer and storage operations related to furnace operations and associated baghouses or bin vent filters and a baghouse to control emissions from the existing raw material truck dump station
4. Installation of a non-contact cooling water tower(s) for EAF #5
5. Modifications to slag handling operations at the melt shop (e.g., slag skimmer)
6. Addition of a new ladle preheater (#9)
7. Installation of an emergency backup diesel pump.

The sources will be controlled by the following air cleaning devices or technology to meet applicable control standards:

1. EAF #5—Controlled by a DEC system, water cooled duct and the existing #3 Baghouse, Good Combustion Practices, Scrap Management Plan and sulfur limit of carbon added to EAF.
2. LMF—Controlled by the existing #3 Baghouse
3. Three Truck dump stations—Controlled by three new dust collectors.
4. Nine raw material silos—Controlled by bin vent filters.
5. Cooling water tower—Controlled by mist/drift eliminator
6. #9 Ladle Preheater/Dryer—Emissions minimized by low NO_x burners
7. Emergency Diesel Pump—model will meet required standards of performance for Stationary Compression Ignition Internal Combustion Engines and the use of low sulfur fuel

The total future potential emissions from all sources associated with the Melt Shop are:

1. Total Filterable Particulate Matter (PM)—90.8 tons per year

2. Filterable Particulate Matter < 10 μ (PM10)—81.1 tons per year
3. Filterable Particulate Matter < 2.5 μ (PM2.5)—59.9 tons per year
4. Lead—0.72 tons per year
5. Flourides—1.5 tons per year
6. Sulfur Dioxide (SO₂)—266.7 tons per year
7. Nitrous Oxides (NO_x)—421.7 tons per year
8. Carbon Monoxide (CO)—2,639.1 tons per year
9. Volatile Organic Compounds (VOC)—329.1 tons per year

This plan approval is subject to the following Federal and State Regulations:

1. 40 CFR Parts 51 and 52: Prevention of Significant Deterioration (PSD) and Nonattainment New Source Review (NSR).

The potential associated increase in the emission rate of the following pollutants exceed the rate deemed to be significant for PSD as defined by 40 CFR Part 52.21(b)(23)(i) and are subject to Best Achievable Control Technology and PSD ambient air increments:

Carbon Monoxide (CO), Sulfur Dioxide (SO₂), and Nitrogen Dioxide (NO₂).

The applicant has demonstrated by computer modeling that the emissions resulting from the project will not cause or contribute to an exceedance of the National Ambient Air Quality Standards (NAAQS). Based on the information provided by the applicant and DEP's own analysis, the proposed melt shop modernization project would consume the following increments:

Pollutant	Ambient Air Quality Impact
Carbon Monoxide	16547.28 $\mu\text{g}/\text{m}^3$ (1 hour avg.) and 5779.47 $\mu\text{g}/\text{m}^3$ (8 hour avg.)
Nitrogen Dioxide	99.27 $\mu\text{g}/\text{m}^3$ (annual)
Sulfur Dioxide	1323.53 $\mu\text{g}/\text{m}^3$ (3 hour avg.), 273.57 $\mu\text{g}/\text{m}^3$ (24 hour avg.) and 47.25 $\mu\text{g}/\text{m}^3$ (annual)

2. 25 Pa. Code Subchapter E—NSR requirements. This project exceeds the significant emission increases for NSR for VOC and NO_x and are subject to Lowest Achievable Emission Rate (LAER). Per 25 Pa. Code 127.206, the facility is required to secure emission offsets in the amount of 228 tons of VOC and 218 tons of NO_x. This project exceeds the significant emission increase for 40 CFR Part 51 Appendix S for SO₂, as a precursor of PM and is subject to Lowest Achievable Emission Rate (LAER). The facility is required to secure emission offsets in the amount of 165 tons of SO₂.

3. 25 Pa. Code Chapters 127.203a Applicability Determinations—The facility is required to permanently cease operation of the #3 and #4 EAF before start up of the #5 EAF and LMF or increase the existing production rate in the current Title V Operating Permit of the #2 EAF, AOD, Casters or any other source associated with the Melt shop which emits NO_x or VOC.

4. NSPS Requirements per 40 CFR Part 60 Subpart AAa: Standards of Performance for Steel Plants: Electric Arc Furnaces and Argon—Oxygen Decarburization Vessels Constructed After August 17, 1983. Includes standards for particulate matter, opacity standards, emission monitoring and record keeping requirements. Particulate

matter emission limits requested by the applicant are more stringent than the federal standard.

5. NESHAP Requirements per 40 CFR Part 63 Subpart YYYYYY—National Emission Standards for Hazardous Air Pollutants for Area Sources: Electric Arc Furnace Steel-making Facilities. Includes requirements for the control of contaminants from scrap. Requirements for the capture and control of particulate matter from EAFs and the AOD are similar to those found in 40 CFR Part 60 Subpart AAa.

6. 40 CFR 60.8 Performance Tests—Includes requirements for initial emission testing of new and modified air contaminant sources.

7. 25 Pa. Code Regulations and Conditions

The Plan Approval will contain restrictions limiting long and short term allowable emissions rates, opacity, production rates, and fuel usage. The Plan Approval will also include conditions that require performance testing, monitoring, record keeping, reporting, work practice standards, and additional requirements for the sources and control devices 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:

PA Department of Environmental Protection
230 Chestnut Street
Meadville, PA 16335.

Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the address shown in the preceding paragraph. The Department will consider any written comments received within 30 days of the publication of this notice.

Each written comment must contain the following:

- (i) Name, address and telephone number of the person submitting the comments.
- (ii) Identification of the proposed permit No. 10-001M.
- (iii) A concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to:

Carolyn Cooper, P. E., Air Quality Program
PA Department of Environmental Protection
230 Chestnut Street
Meadville, PA 16335.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodations to do so should by contacting Carolyn Cooper, P. E., or the Pennsylvania AT&T relay service at 1-800-654-5984 (TDD) to discuss how the Department may accommodate your needs.

OPERATING PERMITS

Intent to Issue Title V Operating Permits under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter G.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481. Contact: Matthew Williams, Facilities Permitting Chief—Telephone: 814-332-6940.

10-00284: Seneca Landfill Inc. (421 Hartmann Road, P. O. Box 1080, Mars, PA 16046-1080), for the re-issuance of a Title V Operating Permit to operate a municipal waste landfill. The primary emission sources include a municipal waste landfill, a wastewater treatment plant, a landfill gas engine/generator, a parts washer, a nonmetallic mineral processing plant, a 350 hp diesel engine and a 525 hp diesel engine. This facility is located in Jackson Township, **Butler County**.

43-00142: Salem Tube, Inc. (951 4th Street, Reynolds Industrial Park, Greenville, PA 16125) for the re-issuance of a Title V Permit to operate a process steel tube manufacturing facility in Pymatuning Township, **Mercer County**. The facility's major emission include Degreaser System Boiler, Miscellaneous Natural gas usage, a Trichloroethylene (TCE) Degreasing System, (4) Annealing Furnaces, General Solvent Cleaning, Lubricating Operations, two TCE Storage Tanks, Solvent Cleaning Degreaser, Batch pickling tank, Vacuum cleaning and degreasing machine. The facility is a Title V facility due to its potential to emit Trichloroethylene, a hazardous air pollutant (HAP).

Intent to Issue Operating Permits under the Air Pollution Control Act (35 P. S. §§ 4001—4015) 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.

48-00067: Eastern Industries, Inc. (4401 Camp Meeting Road, Center Valley, PA. 18034-9467) for a renewal operating permit for a stone crushing facility in Lower Nazareth Township, **Northampton County**. The facility has the potential to emit particulate matter (PM) above Title V emission thresholds and is taking an elective restriction on production to keep synthetic minor operating permit status. The proposed State Only (Synthetic Minor) Operating Permit contains applicable requirements for emissions limitations, monitoring, record keeping, reporting and work practice standards designed to ensure facility compliance with Federal and State air pollution regulations.

39-00093: ICO Polymers North America, Inc. (6355 Farm Bureau Road, Allentown, PA 18106) for operation of a plastic product manufacturing facility in Upper Macungie Township, **Lehigh County**. This is a new State-Only Operating Permit.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110. Contact: William R. Weaver, New Source Review Chief—Telephone: 717-705-4702.

67-03125: York Hospital (1001 South George Street, York, PA 17405) for operation of three (3) boilers and five (5) emergency generators at their facility in the City of York, **York County**. This is a renewal of the State-only operating permit issued in 2004.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701. Contact: David Aldenderfer, Program Manager—Telephone: 570-327-3637.

49-00062: Sun-Re Cheese Corp. (178 Lenker Avenue, Sunbury, PA 17801) for their facility in Sunbury, **Northumberland County**. The facilities sources include three (3) boilers and one (1) anaerobic digester. These sources have the potential to emit particulate matter (PM₁₀), nitrogen oxides (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), volatile organic compounds (VOCs) and volatile hazardous air pollutants (VHAPs) below the major emission thresholds. The proposed operating permit contains all applicable regulatory requirements including monitoring, recordkeeping, and report conditions.

49-00055: Jeff's Autobody and Recycling Center, Inc. (5446 Snyderstown Road, Paxinos, PA 17860-7534) for their facility in Shamokin Township, **Northumberland County**. The facility has the following air contaminant sources; two (2) propane-fired space heaters, one (1) #2 oil-fired furnace, one (1) aluminum secondary smelting furnace, and motor vehicle and mobile equipment refinishing operations. The total potential emissions from the abovementioned sources for particulate matter (PM₁₀), nitrogen oxides (NO_x), volatile organic compounds (VOC), sulfur oxides (SO_x), and combined and individual hazardous air pollutants (HAP) emissions are less than the respective major thresholds. The proposed operating permit contains all applicable federal and state 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.

04-00498: World Class Processing Corp (21 Century Dr, Ambridge, PA 15003-2549) to continue operating their metal cleaning and descaling plant in Ambridge Borough, **Beaver County**. This application is for renewal of the State-Only Operating Permit issued in 2005

Department of Public Health, Air Management Services: 321 University Avenue, Philadelphia, PA 19104. Contact: Edward Brawn, Chief—Telephone: 215-685-9476.

S09-014: LaSalle University West Campus (One Penn Boulevard, Philadelphia, PA 19144) for operation of a university in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include three (3) 600 Horsepower boilers, one (1) 350 Horsepower Boiler, one (1) 100 kW emergency generator, and one (1) 600 kW emergency generator.

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

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

S09-016: Philadelphia University (School Land & Henry Ave, Philadelphia, PA 19122) for the operation of a University in the City of Philadelphia, **Philadelphia County**. The facility's air emission source includes nine

(9) heating units less than 1 MMBTU/hr firing natural gas, thirteen (13) hot water heaters less than 1 MMBTU/hr firing natural gas, twenty-six (26) boilers less than 6 MMBTU/hr firing either natural gas or No. 2 oil and two (2) emergency generators firing No.2 oil.

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

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

COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Act (52 P. S. §§ 30.51—30.66); The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). 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 of Environmental Protection (Department). A copy of the application is available for inspection at the District Mining Office indicated above each application. Where a 401 Water Quality Certification is needed for any aspect of a particular proposed mining activity, the submittal of the permit application will serve as the request for the certification.

Written comments or objections, or requests for an informal conference, or a public hearing, as applicable, on a mining permit 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 above 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 related to 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.

Requests 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 a National Pollutant Discharge Elimination System (NPDES) number is listed, the mining activity permit application was accompanied by an application for an individual NPDES permit. The Department has made a tentative determination to issue the NPDES permit in conjunction with the mining activity permit, but the issuance of the NPDES permit is contingent upon the approval of the associated mining activity permit.

For coal mining activities, NPDES permits, when issued, will contain effluent limits that do not exceed the technology-based effluent limitations. The proposed limits are listed in Table 1.

For noncoal mining activities, the proposed limits are found in Table 2. Discharges from noncoal mines located in some geologic settings (for example, in the coal fields) may require additional effluent limits. If additional effluent limits are needed for an NPDES permit associated with a noncoal mining permit, then the permit description below specifies the parameters. The limits will be in the ranges specified in Table 1.

More restrictive effluent limitations, restrictions on discharge volume, or restrictions on the extent of mining that may occur, will be 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 Concerning Water Quality Management, NPDES Program Implementation and Related Matters. Other specific factors to be considered include public comments and Total Maximum Daily Loads (TMDLs).

Persons wishing to comment on an NPDES permit application should submit a statement to the Department at the address of the district mining office indicated previously each application 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 § 92.61. The request or petition for a public hearing shall be filed within 30 days of this public notice and shall contain the name, address, telephone number and the interest of the party filing the request, and shall 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. In the case where a public hearing is held, the Department will consider comments from the public hearing in the final determination on the NPDES permit application.

Coal Applications Received

Effluent Limits—The following range of effluent limits will apply to NPDES permits issued in conjunction with the associated coal mining activity permit and, in some cases, noncoal mining permits:

Parameter	Table 1		
	30-Day Average	Daily Maximum	Instantaneous Maximum
Iron (Total)	1.5 to 3.0 mg/l	3.0 to 6.0 mg/l	3.5 to 7.0 mg/l
Manganese (Total)	1.0 to 2.0 mg/l	2.0 to 4.0 mg/l	2.5 to 5.0 mg/l
Suspended solids	10 to 35 mg/l	20 to 70 mg/l	25 to 90 mg/l
Aluminum (Total)	0.75 to 2.0 mg/l	1.5 to 4.0 mg/l	2.0 to 5.0 mg/l
pH ¹		greater than 6.0; less than 9.0	
Alkalinity greater than acidity ¹			

¹The 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) from active mining areas; active areas disturbed by coal refuse disposal activities; and mined areas backfilled and revegetated; and drainage (resulting from a precipitation event of less than or equal to a 1-year 24-hour event) from coal refuse disposal piles.

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

30080702 and NPDES Permit # PA0235881, Emerald Coal Resources, LP, (158 Portal Road, PO Box 1020, Waynesburg, PA 15370), to operate the Emerald Mine No. 1—Coal Refuse Disposal Area No. 3 in Franklin Township, **Greene County** and related NPDES permit. Coal Refuse Disposal Support Acres Proposed 132.7, Coal Refuse Disposal Acres Proposed 117.1. Receiving stream: Tributary to Smith Creek, classified for the following use: WWF. Application received October 1, 2008.

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

32040103 and NPDES No. PA0249572, Amerikohl Mining, Inc., 202 Sunset Drive, Butler, PA 16001, permit renewal for reclamation only of a bituminous surface mine in Young Township, **Indiana County**, affecting 158.5 acres. Receiving stream(s): unnamed tributaries to Neal Run classified for the following use(s): trout stocked fishery. There are no potable water supply intakes within 10 miles downstream. Application received October 13, 2009.

32090104 and NPDES No. PA0262897, Beth Contracting, Inc., 815 Rock Run Road, Glen Campbell, PA 15742 commencement, operation and restoration of a bituminous surface mine in Banks Township, **Indiana County**, affecting 23.2 acres. Receiving stream(s): unnamed tributary to Cush Creek and Horton Run classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received October 16, 2009.

11990102 and NPDES No. PA0235095, AMFIRE Mining Company, LLC, One Energy Place, Latrobe, PA 15650, permit renewal for reclamation only of a bituminous surface and auger mine in Adams and Conemaugh Townships, and South Fork Borough, **Cambria County**, affecting 366.0 acres. Receiving stream(s): Little Conemaugh River, Bear Run, unnamed tributaries to/and South Fork Branch of Little Conemaugh River classified for the following use(s): warm water fishery, cold water fishery. The first downstream potable water supply intake from the point of discharge is Cambria Somerset Authority Little Conemaugh River SWI. Application received October 14, 2009.

56890111 and NPDES No. PA0598577, Ritchie Trucking & Excavating, Inc., 19709 Winner View Terrace, Frostburg, MD 21532, permit renewal for the continued operation and restoration of a bituminous surface mine in Elk Lick Township, **Somerset County**, affecting 66.3 acres. Receiving stream(s): unnamed tributaries to/and Tub Run, unnamed tribs to/and Casselman River classified for the following use(s): cold water fishery and warm water fishery. There are no potable water supply intakes within 10 miles downstream. Application received October 13, 2009.

56990102 and NPDES No. PA0235105, Ritchie Trucking & Excavating, Inc., 19709 Winner View Terrace, Frostburg, MD 21532, permit renewal for the continued operation and restoration of a bituminous surface mine in Elk Lick Township, **Somerset County**, affecting 87.8 acres. Receiving stream(s): unnamed tributaries to/and Tub Run, unnamed tribs to/and Casselman River classified for the following use(s): cold water fishery and warm water fishery. There are no potable water supply intakes within 10 miles downstream. Application received October 13, 2009.

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

17050109 and NPDES No. PA0256293, Forcey Coal, Inc. (P. O. Box 225, Madera, PA 16661). Revision of an existing bituminous surface mine to add 3.9 acres in Bloom Township, **Clearfield County**, affecting 116.0 acres. Receiving stream(s): Unnamed tributary to Little Anderson Creek and unnamed tributary to Bell Run, classified for the following use(s): Cold Water Fisheries. There are no potable water supply intakes within 10 miles downstream. Application received September 23, 2009.

17030121 and NPDES No. PA0243671, AMFIRE Mining Company, LLC (One Energy Place, Latrobe, PA 15650). Revision of an existing bituminous surface mine for stream encroachment for 6 unnamed tributaries to Bell Run in Penn Township, **Clearfield County**, affecting 43.2 acres. Receiving stream: Unnamed tributary "A" to Bell Run, classified for the following use: Cold Water Fishery. There are no potable water supply intakes within 10 miles downstream. Application received September 4, 2009.

17714022 and NPDES No. PA0611034, A. W. Long Coal Company (1203 E. Presqueisle Street, Philipsburg, PA 16866). Permit renewal for the continued operation and restoration of a bituminous surface mine in Morris Township, **Clearfield County**, affecting 149.6 acres. Receiving streams: Hawk Run and Moshannon Creek, classified for the following uses: Cold Water Fisheries. There

are no potable water supply intakes within 10 miles downstream. Application received October 9, 2009.

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

40850201R5. Beaver Brook Coal Company, (406 Moon Hill Drive, Schuylkill Haven, PA 17972), renewal of an existing anthracite coal refuse reprocessing operation in Hazle Township, **Luzerne County** affecting 312.0 acres, receiving stream: none. Application received October 9, 2009.

54850201R5. Joe Kuperavage Coal Company, (916 Park Avenue, Port Carbon, PA 17965-1211), renewal of an existing anthracite coal refuse reprocessing operation in Blythe Township, **Schuylkill County** affecting 31.1

Noncoal Applications Received

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

Parameter	Table 2		
	30-day Average	Daily Maximum	Instantaneous Maximum
Suspended solids	10 to 35 mg/l	20 to 70 mg/l	25 to 90 mg/l
Alkalinity exceeding acidity* pH*		greater than 6.0; less than 9.0	

* The parameter is applicable at all times.

A settleable solids instantaneous maximum limit of 0.5 ml/l applied to surface runoff resulting from a precipitation event of less than or equal to a 10-year 24-hour event. If coal will be extracted incidental to the extraction of noncoal minerals, at a minimum, the technology-based effluent limitations identified under coal applications will apply to discharges of wastewater to streams.

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

Permit No. 56092801. Black Resources, Inc., 162 Cumberland Street, Berlin, PA 15530, commencement, operation and restoration of a small noncoal (industrial minerals) operation in Brothersvalley Township, **Somerset County**, affecting 4.5 acres, receiving stream(s): unnamed tributary to Kimberly Run. Permit received October 7, 2009.

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

3572SM22. Hanson Aggregates BMC, Inc. (2200 Springfield Pike, Connellsville, PA 15425-9503). Application received for transfer of permit currently issued to Hanson Aggregates PMA, Inc., for continued operation and reclamation of a noncoal surface mining site located in South Buffalo Township, **Armstrong County**, affecting 47.2 acres. Receiving streams: unnamed tributary to Allegheny River, classified for the following uses: warm water fishes and navigation. The first downstream potable water supply intake from the point of discharge is greater than ten miles from the site. Transfer application received: October 13, 2009

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

10990302. Quality Aggregates, Inc. (4955 Steubenville Pike, Suite 245, Pittsburgh, PA 15205). Renewal of NPDES Permit No. PA0241598, Marion Town-

acres, receiving stream: none. Application received October 9, 2009.

49990201R2 and NPDES Permit No. PA0224031. Black Diamond Mining, Inc., (PO Box 139, Elysburg, PA 17824), renewal of an existing anthracite coal refuse reprocessing operation in Mount Carmel Township, **Northumberland County** affecting 124.86 acres, receiving stream: North Branch Shamokin Creek. Application received October 13, 2009.

40940206R3. Heavy Media, Inc., (160 Nesbitt Street, Plymouth, PA 18651), renewal of an existing anthracite surface mine and coal refuse reprocessing operation in Larksville Borough, **Luzerne County** affecting 15.9 acres, receiving stream: none. Application received October 13, 2009.

ship, **Butler County**. Receiving streams: Unnamed tributary to North Branch Slippery Rock Creek and unnamed tributary to Blacks Creek, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. NPDES Renewal application received: October 20, 2009.

16030302. Quality Aggregates, Inc. (4955 Steubenville Pike, Suite 245, Pittsburgh, PA 15205). Renewal of NPDES Permit No. PA0242365, Richland Township, **Clarion County**. Receiving streams: Two unnamed tributaries to Turkey Run and Turkey Run to the Clarion River, classified for the following uses: HQ-CWF; Two unnamed tributaries to the Clarion River, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. NPDES Renewal application received: October 20, 2009.

20800302. L. R. Glover Gravel (2188 Strong Road, Waterford, PA 16441). Transfer of an existing sand and gravel operation in Bloomfield Township, **Crawford County** affecting 67.0 acres. Receiving streams: Little Federal Run to Muddy Creek classified for the following uses: HQ-CWF. The first downstream potable water supply intake from the point of discharge is Cambridge Springs Borough Water Supply. Transfer from Leroy R. Glover. Application received: October 20, 2009.

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

59090301 and NPDES No. PA0257249. Signor Brothers Contracting (P. O. Box 89, Arnot, PA 16911), Commencement, operation, and restoration of a large noncoal mine in Bloss Township, **Tioga County**, affecting 26.8 acres. Receiving streams: Unnamed tributary to and Johnson Creek, classified for the following use: Cold Water Fishery. There are no potable water supply intakes within 10 miles downstream. Application received October 13, 2009.

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 of Environmental Protection (Department). Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341) requires the State to certify that the involved projects will not violate the applicable provisions of 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 or to the issuance of a Dam Permit, Water Obstruction and Encroachment Permit or the approval of an Environmental Assessment must submit comments, suggestions or objections within 30 days of the date of this notice, as well as questions, to the regional office noted before the 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. Individuals 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 each working day at the regional office noted before the application.

Persons with a disability who wish to attend a hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact the specified program. TDD users should 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 Floodplain Management Act (32 P. S. § 679.302) and requests for certification under section 401(a) of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E23-478. Tom Witmer, Fairmount Park Commission, One Parkway-10th Floor, 1515 Arch St., Philadelphia, PA 19102, Haverford Township, **Delaware County**, ACOE Philadelphia District.

To perform the following water obstruction and encroachment activities within Carroll Park:

1) To stabilize and maintain an approximately 750-foot long segment of the eroded intermittent channel from Carroll Road to Cobbs Creek (WWF, MF).

2) To enhance an existing wetland (PFO) adjacent to the eroded channel with aesthetically pleasing and functioning native wetland community vegetation. The total wetland area will increase from 0.29 acres to 0.41 acres.

3) To regrade and maintain fill in the floodplain of Cobbs Creek.

The site is located approximately 500 feet southwest of the intersection of Carroll Road and Farwood Road (Lansdowne, PA USGS Quadrangle N: 18.82 inches; W: 4.40 inches).

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

E22-552: PennDOT Engineering District 8-0, 2140 Herr Street, Harrisburg, PA 17103-1699, Williams Township, **Dauphin County**, ACOE Baltimore District

The applicant proposes to (1) raze the existing SR 0209 RC T-Beam bridge, having three spans, a width of 29.8 feet, a total span of 118.5 feet, and an underclearance of 11.8 feet over Wiconisco Creek (WWF); (2) construct and maintain a two-span PS Box Beam bridge, having a width of 51.8 feet, a total span of 127.4 feet, and an underclearance of 11.8 feet, carrying SR 0209 over Wiconisco Creek (WWF); (3) permanently relocate 92.0 linear feet of an unnamed tributary (UNT) to Wiconisco Creek (WWF); (4) perform maintenance activities on an existing 48-inch diameter RCP culvert in a UNT to Wiconisco Creek (WWF) and construct and maintain an 8-foot extension of the existing 48-inch diameter RCP culvert; and (5) permanently impact 0.03 acre of PEM wetland in Williams Township, Dauphin County (Tower City, PA Quadrangle N: 15.0 inches; W: 11.6 inches, Latitude: 40° 34' 58"; Longitude: 76° 35' 1") all for the purpose of providing a new bridge that is functionally and structurally adequate, and improve safety by introducing a dedicated left turn lane for southbound SR 0209 traffic turning into the adjacent Williams Valley School complex. The amount of wetland impact is considered a de minimus impact of 0.03 acre, and wetland replacement is not required.

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

E02-1624. Allegheny County Department of Public Works, 542 Forbes Avenue, Room 501, Pittsburgh, PA 15219-2904. To construct a box culvert in South Park Township, **Allegheny County**, Pittsburgh ACOE District. (Bridgeville, PA Quadrangle N: 7.4 inches; W: 0.4 inches, Latitude: 40° 17' 27"; Longitude: 80° 00' 10"). The applicant proposes to construct and maintain a box culvert having a span of 20.0 feet with an underclearance of 6.0 feet (1.0 foot depressed below the stream bed) in the channel of Sleepy Hollow Run (TSF), to construct and maintain an outfall structure on the left bank of Piney Fork (TSF), to construct and maintain an outfall structure on the right bank of Sleepy Hollow Run (TSF), to remove the existing structure and to construct and maintain a new outfall structure on the right bank of Sleepy Hollow Run (TSF), to construct and maintain an outfall structure on the left bank of Sleepy Hollow Run (TSF) and to construct and maintain approximately 490.0 linear feet of stream bank stabilization (235.0 linear feet of a gabion wall and 255.0 linear feet of rock rip rap) along the right bank of Sleepy Hollow Run (TSF) and to place and maintain fill in the floodway of Sleepy Hollow Run (TSF) and Piney Fork (TSF) for the purpose of constructing a new pedestrian and bicycle trail known as the South Park to Montour Trail. The project is located approximately 1,300.0 feet north from the confluence of Sleepy Hollow Run and Piney Fork and will impact approximately 500.0 linear feet of stream channel.

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

E42-345, Josh and Sarah Rounsville. Private Access Road Culvert, in Ceres Township, **McKean County**,

ACOE Pittsburgh District (Bullis Mills, PA Quadrangle N: 78°, 20', 0"; W: 42°, 57', 30").

To construct and maintain a 34-foot-long, 6-foot-diameter culvert in a UNT Barden to access a private residence. The crossing has already been constructed. UNT Barden Brook is a perennial stream classified as a cold water fishery.

ENVIRONMENTAL ASSESSMENT

Cambria District: Environmental Program Manager, 286 Industrial Park Rd., Ebensburg, PA 15931-4119.

EA0209-001. Pennsylvania Department of Environmental Protection, Bureau of Abandoned Mine Reclamation, Cambria Office, 286 Industrial Park Rd.,

Ebensburg, PA 15931. Abandoned Mine Drainage Treatment Project, in Harmar Township, **Allegheny County**, Pittsburgh ACOE District.

The applicant proposes to construct an access road in order to access an abandoned mine drainage drilling and borehole project to be constructed by the DEP Bureau of Abandoned Mine Reclamation. The project will include the filling of 0.02 acres of PEM wetland, the construction of a permanent 985 foot long access road in the floodway of Deer Creek by removal of soil material and replacement with stable road material to the same elevation and the construction of a ditch and stream outfall to convey mine drainage from three (3) boreholes to be drilled into an abandoned deep mine. (New Kensington West Quadrangle N: 9.8 inches; W: 13.0 inches).

ACTIONS

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

The Department of Environmental Protection (Department) has taken the following actions on previously received applications for new, amended and renewed NPDES and WQM permits, applications for permit waivers and Notices of Intent (NOI) for coverage under general permits. This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92 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.

<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 related to industrial, animal or sewage wastes discharges, discharges to groundwater and discharges associated with municipal separate storm sewer systems (MS4), stormwater associated with construction activities and concentrated animal feeding operations (CAFOs). Section VII contains notices for parties who have submitted NOIs for coverage under general NPDES permits. The approval for coverage under general NPDES permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions set forth 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 set forth in the respective permit. 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, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

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

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

I. NPDES Renewal Permit Actions

Southcentral Region: Water Management 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>
PA0084085 (Sew)	John D. Walter PO Box 175 Newville, PA 17241	Cumberland County Upper Frankford Township	Bloser Creek/ 7-B	Y
PA0080594 (IW)	North American Pipe Construction 88 Newport Road Leola, PA 17540	Lancaster County Upper Leacock Township	UNT to Mill Creek/ 7-J	Y
PAG2003604048R	Gerald Horst 120 N Pointe Blvd Lancaster PA 17601	Manheim Twp Lancaster County	UNT Little Conestoga/ TSF	Y
PAG2003604089R	Millway Acres Inc 336 W King St Lancaster PA 17603	West Earl Twp Lancaster County	Cocalico Creek/ WWF	Y
PAG2003604093R	Wetherburn North Partnership 1525 Oregon Pike Ste 1202 Lancaster PA 17601	Manheim Twp Lancaster County	Little Conestoga Creek/ Bachman Run/ TSF	Y
PAG2003604103R	New Generation LLC 1525 Oregon Pike Ste 1102 Lancaster PA 17601	Manheim Twp Lancaster County	Bachman Run/ WWF	Y

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

<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>
PA0022187 SP	Beavertown Municipal Authority 419 Old Orchard Drive Beavertown, PA 17813	Snyder County, Beavertown Borough	Luphers Run 6A	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N</i>
PA0215872 Sewage	Stephen D. Skeers 1989 Drennen Road New Kensington, PA 15068	Allegheny County Plum Borough	Pucketa Creek	Y
PA0095478 Sewage	Mary A. Sinclair PO Box 65 Perryopolis, PA 15473	Fayette County Jefferson Township	UNT of Little Redstone Creek	Y
PA0091049 Sewage	US Health & Human Services Center for Disease Control & Prevention National Institute for Occupational Safety & Health 626 Cochrans Mill Road PO Box 18070 Pittsburgh, PA 15236	Fayette County Springhill Township	UNT of Rubies Run—Dragoo Hallow	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0000736	Keystone Powdered Metal Company 251 State Street Saint Marys, PA 15857-1661	City of Saint Marys, Elk County	Iron Run and Elk Creek (015), 17-A	Y

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

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

NPDES Permit No. PA0244210 Amendment No. 1, Industrial Waste, Crystal Inc.— PMC 601 West Eight Street, Lansdale, PA 19446. This proposed facility is located in Lansdale Borough, **Montgomery County**.

Description of Proposed Action/Activity: Approval for the amendment to replace NPDES Permit PAR230052 and to discharge stormwater to an unnamed tributary to the West Branch Neshaminy Creek in Watershed Neshaminy 2F.

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

NPDES Permit No. PA0254126-A1, Sewage, **Charles Hensel**, 115 Hamel Lane, Johnstown, PA 15909. This existing facility is located in Upper Yoder Township, **Cambria County**.

Description of Proposed Action/Activity: Permit amendment issuance to reflect reduced measurement frequencies.

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

NPDES Permit No. PA0263575, Sewage, **Sheryl A. Colangeli**, 793 Saxonburg Boulevard, Saxonburg, PA 16056. This proposed facility is located in Clinton Township, **Butler County**.

Description of Proposed Action/Activity: Issuance of a new NPDES permit for a new discharge of treated sewage.

NPDES Permit No. PA0263605, Sewage, **Joanne F. and Richard A. Mosier**, 26833 Highway 408, Cambridge Springs, PA 16403. This proposed facility is located in Rockdale Township, **Crawford County**.

Description of Proposed Action/Activity: Issuance of a new NPDES permit for a Single Residence Sewage Treatment Plant.

III. WQM Industrial Waste and Sewerage Actions under The Clean Streams Law (35 P. S. §§ 691.1—691.1001)

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

WQM Permit No. 0692402 Amendment 09-1, Sewage, **Exeter Township**, 4975 DeMoss Road, Reading, PA 19606. This proposed facility is located in Exeter Township, **Berks County**.

Description of Proposed Action/Activity: Permit amendment approval for the construction of sewerage facilities consisting of two sludge pumps, two centrifuge units, sludge dryer, conveyance systems, polymer feed system, modification of existing lime silo, and building modifications.

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

WQM Permit No. 5609407, Sewerage, **Indian Lake Borough**, 1301 Causeway Drive, Central City, PA 15926. This proposed facility is located in Indian Lake Borough, **Somerset County**.

Description of Proposed Action/Activity: Permit issuance for the construction and operation of a community sewage treatment system.

WQM Permit No. 363S3-A3, Sewerage, **Blairsville Municipal Authority**, 203 East Market Street, Blairsville, PA 15717. This existing facility is located in Burrell Township, **Indiana County**.

Description of Proposed Action/Activity: Permit issuance for the construction and operation of sewage treatment plant upgrade and CSO sewer separation.

The Pennsylvania Infrastructure Investment Authority which administers Pennsylvania's State Revolving Fund has been identified as a possible funding source. The Department of Environmental Protection's review of the sewage facilities plan revision has not identified any significant environmental impacts resulting from this proposal.

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

WQM Permit No. 2509405, Sewerage, **Lawrence Park Township**, 4230 Iroquois Avenue, Erie, PA 16511-2164. This proposed facility is located in Lawrence Park Township, **Erie County**.

Description of Proposed Action/Activity: Issuance of a permit for replacement of the old Cunningham Drive Lift Station with a new lift station and associated influent sewers.

WQM Permit No. 1009401, Sewerage, **Sheryl A. Colangeli**, 793 Saxonburg Boulevard, Saxonburg, PA 16056. This proposed facility is located in Clinton Township, **Butler County**.

Description of Proposed Action/Activity: Issuance of a single Residence Sewage Treatment Plant.

WQM Permit No. WQG018724, Sewerage, **Laurel R. and Shelley S. Nandkeolyar**, 220 Hickory Road, Warren, PA 16365. This proposed facility is located in Glade Township, **Warren County**.

Description of Proposed Action/Activity: Issuance of a single Residence Sewage Treatment Plant.

WQM Permit No. 2509404, Sewerage, **Dennis P. and Laura A. Baker**, 367 Briar Lane, Corry, PA 16407. This proposed facility is located in Washington Township, **Erie County**.

Description of Proposed Action/Activity: Issuance of a single Residence Sewage Treatment Plant.

WQM Permit No. WGQ018714, Sewerage, **Joanne F. and Richard A. Mosier**, 26833 Highway 408, Cambridge Springs, PA 16403. This proposed facility is located in Rockdale Township, **Crawford County**.

Description of Proposed Action/Activity: Issuance of a single Residence Sewage Treatment Plant.

Northwest Region: Oil and Gas Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481. Phone (814) 332-6860.

WQM Permit No. 6182201-T3 Amendment No. 1, Industrial Waste, **Pennsylvania Brine Treatment, Inc.—Franklin Facility**, 5148 US Route 322, Franklin, PA 16323. This existing facility is located in Cranberry Township, **Venango County**.

Description of Proposed Action/Activity: Issuance of permit amendment for the modification and operation of an existing oil and gas wastewater treatment facility; including the addition of a new equalization tank, conversion of an existing wastewater storage tank for use as an aeration tank, replacement of the existing aeration system with a course bubble

diffuser system, addition of a barium precipitation reactor, replacement of the existing primary clarifier, conversion of an existing wastewater storage tank for use as an effluent storage tank, and the addition of a second filter press.

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

WQM Permit No. 1508410, Sewerage, **Honey Brook Community Church**, 601 Overly Grove Road, New Holland, PA 17557-9534. This proposed facility is located in Honey Brook Township, **Chester County**.

Description of Action/Activity: Construction and operation of spray irrigation for new church.

WQM Permit No. 2309407, Sewerage, **Upper Providence Township Sewer Authority**, 935 North Providence Road, Media, PA 19063-1499. This proposed facility is located in Upper Providence Township, **Delaware County**.

Description of Action/Activity: Construction and operation of a low pressure sanitary sewer extension utilizing individual grinder pumps.

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI036707002	James E. Quesenberry 6544 Anderson Road Stewartstown, PA 17363	York	Hopewell Township	UNT to Scott Creek/ TSF

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI063709001	Villas At Autumn Hills c/o Leo Golba 149 Enclave Drive New Castle, PA 16105	Lawrence	Neshannock Township	UNT Shenango River and Neshannock Creek

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 (PAR)
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 Nonexceptional 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)

*General Permit Type—PAG-2**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>
Peach Bottom Township York County	PAG2006709042	Ben LePage PECO Energy Company 2301 Market Street, S7-1 Philadelphia, PA 19103	Susquehanna River/ WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402-8984 717-755-0301
Newberry Township York County	PAG2006709035	James T. Gibson AAA Quality Builders, Inc. 629 Goose Neck Drive Lititz, PA 17543	Susquehanna River/ WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402-8984 717-755-0301
Lower Paxton Township Dauphin County	PAG2002209022	PennDOT District 8-0 2140 Herr Street Harrisburg, PA 17103-1699	Beaver Creek/ WWF	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717-921-8100
Cumru Township Berks County	PAG2000609014	Grande Construction 2213 Quarry Road West Lawn, PA 19609	UNT to Schuylkill River/ WWF	Berks County Conservation District 1238 County Welfare Road, Suite 200 Leesport, PA 19533-9710 610-372-4657, Ext. 201
Manheim Township Lancaster County	PAG2003608081	Landis Valley Partners 120 North Pointe Boulevard, Suite 300 Lancaster, PA 17601	Landis Run/ WWF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361, Ext. 5
Pequea Township Lancaster County	PAG2003608086	Jay R. Reynolds 337 North Mt. Hope School Road Willow Street, PA 17584	UNT to Pequea Creek/ WWF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361, Ext. 5
East Cocalico Township Lancaster County	PAG2003609013	Benderson Development Co., Inc. 570 Delaware Avenue Buffalo, NY 14202	Little Muddy Creek/ WWF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361 Ext. 5
East Lampeter Township Lancaster County	PAG2003609018	Melvin Beiler 281 Lynwood Road Ronks, PA 17572	UNT to Mill Creek/ WWF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361 Ext. 5
Manheim Township Lancaster County	PAG2003609024	Landis Homes Retirement Community 1001 East Oregon Road Lititz, PA 17543	Kurtz Run/ WWF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361 Ext. 5
Earl Township Lancaster County	PAG2003609029	Roy W. Zimmerman 10 Eagles Landing Lititz, PA 17543	UNT to Mill Creek/ WWF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361 Ext. 5

NOTICES

6501

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
East Hempfield Township Lancaster County	PAG2003609032	Healthy Lifestyle Properties, LLC 223 Wohlson Way Lancaster, PA 17603	Swarr Run/ TSF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361 Ext. 5
East Hempfield Township Lancaster County	PAG2003609036	Campus Plaza P. O. Box 551 East Petersburg, PA 17520	UNT to Little Conestoga Creek/ WWF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361 Ext. 5
Rapho Township Lancaster County	PAG2003609040	Pennsylvania Department of Transportation District 8-0 2140 Herr Street Harrisburg, PA 17103	Chiques Creek/ WWF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361 Ext. 5
East Lampeter Township Lancaster County	PAG2003609046	Lafayette Fire Company 1836 Lincoln Highway East Lancaster, PA 17602	Conestoga River-Mill Creek/ WWF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361 Ext. 5
Rapho Township Lancaster County	PAG2003609047	Joel H. Rutt 1178 White Oak Road Manheim, PA 17545	Chickies Creek/ WWF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361 Ext. 5
Strasburg Borough Lancaster County	PAG2003609052	Chatham Creek LLC 214 A Willow Valley Lakes Drive Willow Street, PA 17584	Kendig Run/ WWF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361 Ext. 5
Manheim Township Lancaster County	PAG2003609053	Mennonite Disaster Service 1018 Main Street Akron, PA 17501	UNT to Conestoga River/ WWF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361 Ext. 5
Mount Joy Township Lancaster County	PAG2003609054	Four Star Associates P. O. Box 277 Landisville, PA 17538	Chiques Creek/ WWF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361 Ext. 5
Mount Joy Township Lancaster County	PAG2003609055	Murry Companies 1899 Lititz Pike Lancaster, PA 17601	Chiques Creek/ WWF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361 Ext. 5
East Hempfield Township Lancaster County	PAG2003609057	Air Products & Chemicals, Inc. 7201 Hamilton Boulevard Allentown, PA 18195	UNT to Little Conestoga Creek/ TSF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361 Ext. 5

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Manheim Township Lancaster County	PAG2003609058	Hurst Enterprise 2870 Oregon Pike Lititz, PA 17543	UNT to Conestoga River/ WWF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361 Ext. 5
Lancaster Township Lancaster County	PAG2003609059	Hogan Herr & Wolf 616 Paxton Place Lititz, PA 17543	UNT to Conestoga River/ WWF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361 Ext. 5
Lancaster Township Lancaster County	PAG2003609060	Joseph Nadu 1730 Columbia Avenue Lancaster, PA 17603	UNT to Conestoga River—Conestoga River/ WWF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361 Ext. 5
Manor Township Lancaster County	PAG2003609063	Manorvest LLC 26 Millersville Road Lancaster, PA 17603	Little Conestoga Creek/ WWF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361 Ext. 5
Lower Windsor Township York County	PAG2006709058	Jerry Lenhoff The Neighborhood at Winter's Ridge P. O. Box 301 New Providence, PA 17560	UNT to Canadochly Creek/ WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402-8984 717-840-7430
Springettsbury Township York County	PAG2006704079-R	Clair Hostetter Brentwood Builders, Inc. 255 Butler Avenue, Suite 300 Lancaster, PA 17601	UNT to Codorus Creek/ WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402-8984 717-840-7430
Antis Township Blair County	PAG2000704028-R	S&A Homes, Inc. 2121 Old Gettysburg Road, Suite 200 State College, PA 16801	Little Juniata River/ TSF	Blair County Conservation District 1407 Blair Street Hollidaysburg, PA 16648 814-696-0877 Ext. 5
Penn Township Perry County	PAG2035009010	Harry O. Morrison 63 Gambers Corner Road Duncannon, PA 17020	Susquehanna River/ WWF	Perry County Conservation District P. O. Box 36 31 West Main Street New Bloomfield, PA 17068
Hopewell Township Cumberland County	PAG2002109014	Ruth Hoover Newburg-Hopewell Volunteer Fire Company 106 North High Street Newburg, PA 17240	Conodoguinet Creek-Newburg Run/ WWF	Cumberland County Conservation District 310 Allen Road Carlisle, PA 17013 717-240-7812
Scott Township Columbia County	PAG2001909006	Andrew Pruden Inn at Turkey Hill 991 Central Rd Bloomsburg, PA 17815	Surface Waters to UNT to Fishing Creek CWF	Columbia County Conservation District 702 Sawmill Road Suite 204 Bloomsburg, PA 17815 (570) 784-1310, X 102
Somerset County Paint Twp.	PAG2005609010	Ramblin Hills Limited Partnership 1504 Hillside Avenue Windber, PA 15963	UNT to Seese Run (CWF)	Somerset County CD 814-445-4652

NOTICES

6503

<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>
Butler County Slippery Rock Township	PAG2001005005R (1)	SRU—Student Union Building Herbert Carlson Slippery Rock University 1 Morrow Way Slippery Rock, PA 16057	Unnamed tributary Slippery Rock Creek (CWF)	Butler County Conservation District 724-284-5270
Butler County Middlesex Township	PAG2001009005	Weatherburn Heights Subdivision Phase 1A Dominic Gigliotti Gigliotti Holdings, L.P. 11279 Perry Highway, Suite 509 Wexford, PA 15090	Glade Run (WWF)	Butler County Conservation District 724-284-5270
Lawrence County Taylor Township	PAG2003709002	PA DOT 11-0, 45 Thoms Run Road, Bridgeville, PA 15017	UNT Beaver River WWF	Lawrence County Conservation District 724-652-4512

General Permit Type—PAG-3

<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>
Pine Grove Township Schuylkill County	PAR602225	Klinger's Auto Parts & Recycling 107 Birds Hill Road Pine Grove, PA 17963	Tributary to Swatara Creek, CWF	DEP—NERO Water Mgmt. Program 2 Public Square Wilkes-Barre, PA 18711-2511 570-826-2511
Mifflin County Derry Township	PAR503502	Mifflin County Solid Waste Authority (closed Barner Landfill and Barner Site Transfer Station)	unt Jack's Creek— TSF and unt Kishacoquillas Creek— TSF/ 12A	DEP—SCRO—WQ 909 Elmerton Avenue Harrisburg, PA 17110
Blair County Allegheny Township	PAR803676	Gulf Oil Limited Partnership 100 Crossing Blvd. Framingham, MA 01702-5401	Sugar Run— CWF/ 11A	DEP—SCRO—WQ 909 Elmerton Avenue Harrisburg, PA 17110
Lebanon County Jackson Township	PAR703524	Elk Corporation of Texas 401 Weavertown Road Myerstown, PA 17067	unt Tulpehocken— TSF/ 3C	DEP—SCRO—WQ 909 Elmerton Avenue Harrisburg, PA 17110
Williamsport, Lycoming County	PAR804834	United Parcel Services, Inc. 1821 S 19th St Harrisburg, PA 17104	Storm Drain to Dougherty Run WWF	Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701 570-327-3664
Clearfield County City of Dubois	PAR804830	United Parcel Service, Inc. 521 North Center Ave. New Stanton, PA 15672	Storm Drain to Beaver Run/ CWF	Northcentral Regional Office Water Management Program 208 West Third Street, Suite 101 Williamsport, PA 17701 (570) 327-3664
Point Township, Northumberland County	PAR804833	United Parcel Service Inc. 1821 S Nineteenth St Harrisburg, PA 17104	Unnamed tributary to Lithia Springs Creek CWF	Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701 570-327-3664

<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>
Menallen Township Fayette County	PAR806160	UPS, Inc. 521 North Center Avenue New Stanton, PA 15672	UNT of the Sam's Run	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 412-442-4000
White Township Indiana County	PAR806157	UPS, Inc. 521 North Center Avenue New Stanton, PA 15672	UNT of Two Lick Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 412-442-4000
Youngwood Borough Westmoreland County	PAR806270	Northwest Logistics 1125 40th Street Suite B Woodward, OK 73801-1700	Jacks Run	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 412-442-4000
Wampum Township, Lawrence County	PAR218317	Universal Refractories, Inc. 915 Clyde Street Wampum, PA 16157-0097	Eckles Run	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942
City of Franklin, Venango County	PAR808354	Venango County Board of Commissioners 1174 Elk Street Franklin, PA 16323	Unnamed tributary to Haggerty Hollow (001 and 002), unnamed tributary to the Allegheny River (003), and unnamed tributary to the French Creek (004)	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

General Permit Type—PAG-4

<i>Facility Location: County & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Quemahoning Township Somerset County	PAG046411	Ronald E. & Dianne L. Cornell 866 Skunk Hollow Road Hooversville, PA 15936	UNT to Higgins Run	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Jefferson Township, Mercer County	PAG049544	Robert S. Ross 34 Jesse Road Hermitage, PA 16148	Unnamed tributary to Magargee Run, 20-A	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942
Glade Township, Warren County	PAG049547	Laurel R. and Shelley S. Nandkeolyar 220 Hickory Road Warren, PA 16365	Unnamed tributary to Conewango Creek, 16-B	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

*General Permit Type—PAG-7**Facility Location:
Municipality &
County*

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Site Name & Location</i>	<i>Contact Office & Phone No.</i>
PAG070003 PAG070005 PAG073508	Synagro 1605 Dooley Rd. PO Box B Whiteford, MD 21160	Deen Homestead Farm Spruce Hill Township Juniata County	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707
PAG070003 PAG070005 PAG073508	Synagro 1605 Dooley Rd. PO Box B Whiteford, MD 21160	Arthur Esh Farm Spruce Hill Township Juniata County	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707
PAG070003 PAG070005 PAG073508	Synagro 1605 Dooley Rd. PO Box B Whiteford, MD 21160	James Cameron Farm Beale Township Juniata County	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707

*General Permit Type—PAG-8 (SSN)**Facility Location:
Municipality &
County*

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Site Name & Location</i>	<i>Contact Office & Phone No.</i>
PAG080002 PAG080003 PAG080004 PAG080005 PAG080006 PAG080008 PAG080018 PAG082203 PAG082211 PAG083501 PAG083502 PAG083506 PAG083510 PAG083515 PAG083517 PAG083518 PAG083522 PAG083535 PAG083540 PAG083542 PAG083547 PAG083551 PAG083556 PAG083565 PAG083567 PAG083573 PAG083596 PAG083597 PAG083600 PAG089903 PAG089904 PAG089905 PABIG9903	Synagro 1605 Dooley Road PO Box B Whiteford, MD 21160	Deen Homestead Farm Spruce Hill Township Juniata County	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707
PAG080002 PAG080003 PAG080004 PAG080005 PAG080006 PAG080008 PAG080018 PAG082203 PAG082211 PAG083501	Synagro 1605 Dooley Road PO Box B Whiteford, MD 21160	Arthur Esh Farm Spruce Hill Township Juniata County	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707

*Facility Location:
Municipality &
County**Permit No.**Applicant Name &
Address**Site Name &
Location**Contact Office &
Phone No.*

Spruce Hill
Township
Juniata County

PAG083502
PAG083506
PAG083510
PAG083515
PAG083517
PAG083518
PAG083522
PAG083535
PAG083540
PAG083542
PAG083547
PAG083551
PAG083556
PAG083565
PAG083567
PAG083573
PAG083596
PAG083597
PAG083600
PAG089903
PAG089904
PAG089905
PABIG9903

Synagro
1605 Dooley Road
PO Box B
Whiteford, MD 21160

Arthur Esh Farm
Spruce Hill Township
Juniata County

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

Beale Township
Juniata County

PAG080002
PAG080003
PAG080004
PAG080005
PAG080006
PAG080008
PAG080018
PAG082203
PAG082211
PAG083501
PAG083502
PAG083506
PAG083510
PAG083515
PAG083517
PAG083518
PAG083522
PAG083535
PAG083540
PAG083542
PAG083547
PAG083551
PAG083556
PAG083565
PAG083567
PAG083573
PAG083596
PAG083597
PAG083600
PAG089903
PAG089904
PAG089905
PABIG9903

Synagro
1605 Dooley Road
PO Box B
Whiteford, MD 21160

James Cameron Farm

DEP—SCRO
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.*

Plumcreek
Township
Armstrong County

PAG106113

RRI Energy Northeast
Management Company
121 Champion Way
Suite 200
Canonsburg, PA 15317

Allegheny River

Southwest Regional
Office:
Water Management
Program Manager
400 Waterfront Drive
Pittsburgh PA 15222-4745
(412) 442-4000

Springdale Borough
Allegheny County

PAG106122

Orion Power MidWest,
LP
121 Champion Way
Suite 200
Canonsburg, PA 15317

Allegheny River

Southwest Regional
Office:
Water Management
Program Manager
400 Waterfront Drive
Pittsburgh PA 15222-4745
(412) 442-4000

Plumcreek
Township
Armstrong County

PAG106112

RRI Energy Northeast
Management Company
121 Champion Way
Suite 200
Canonsburg, PA 15317

Crooked Creek

Southwest Regional
Office:
Water Management
Program Manager
400 Waterfront Drive
Pittsburgh PA 15222-4745
(412) 442-4000

Springdale Borough
Allegheny County

PAG106114

Orion Power MidWest,
LP
121 Champion Way
Suite 200
Canonsburg, PA 15317

Allegheny River

Southwest Regional
Office:
Water Management
Program Manager
400 Waterfront Drive
Pittsburgh PA 15222-4745
(412) 442-4000

Statewide:
discharge points to
be provided at least
15 days prior to any
discharge

PAG109601
Renewal

Dominion Energy, Inc.
445 West Main Street
Clarksburg, WV 26301

Statewide Use-Water/
use information to be
provided to the
Department of
Environmental
Protection and the Fish
and Boat Commission
before any discharge

Bureau of Water
Standards and Facility
Regulation
Department of
Environmental Protection
Central Office
400 Market Street
Harrisburg, PA 17105
(717) 787-8184

Statewide:
discharge points to
be provided at least
15 days prior to any
discharge

PAG109609
Renewal

EQT Corporation
225 North Shore Drive
Pittsburgh, PA 15212

Statewide Use-Water/
use information to be
provided to the
Department of
Environmental
Protection and the Fish
and Boat Commission
before any discharge

Bureau of Water
Standards and Facility
Regulation
Department of
Environmental Protection
Central Office
400 Market Street
Harrisburg, PA 17105
(717) 787-8184

Statewide:
discharge points to
be provided at least
15 days prior to any
discharge

PAG109616
Renewal

National Fuel Gas
Supply Corporation
1100 State Street
Erie, PA 16501

Statewide Use-Water/
use information to be
provided to the
Department of
Environmental
Protection and the Fish
and Boat Commission
before any discharge

Bureau of Water
Standards and Facility
Regulation
Department of
Environmental Protection
Central Office
400 Market Street
Harrisburg, PA 17105
(717) 787-8184

PUBLIC WATER SUPPLY (PWS) PERMITS

The Department of Environmental Protection 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, under section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the

Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

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

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

SAFE DRINKING WATER

Actions taken under the Pennsylvania Safe Drinking Water Act

Southcentral Region: Water Supply Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

Operations Permit issued to: P.C.S. Chandaga, 7360069, Penn Township, **Lancaster County** on 10/27/2009 for the operation of facilities approved under Construction Permit No. 3609501.

Operations Permit issued to: Christiana Borough Authority, 7360007, Sadsbury Township, **Lancaster County** on 10/21/2009 for the operation of facilities approved under Construction Permit No. 3609511 MA.

Operations Permit issued to: Bermudian Springs School District, 7010353, Huntingdon Township, **Adams County** on 10/27/2009 for the operation of facilities approved under Construction Permit No. 0109508.

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

Permit No. 0209512, Public Water Supply.

Applicant	Pennsylvania American Water Company 800 West Hersheypark Drive PO Box 888 Hershey, PA 17033
Borough or Township	City of Pittsburgh and Baldwin Borough
County	Allegheny
Type of Facility	42-inch Becks Run water main
Consulting Engineer	Gannett Fleming, Inc. 207 Senate Avenue Camp Hill, PA 17011-2316
Permit to Construct Issued	October 17, 2009

Operations Permit issued to: Municipal Authority of Westmoreland County, 124 Park & Pool Road, New Stanton, PA 15672, (PWSID #5260036) Hempfield and East Huntingdon Townships, **Westmoreland County** on

October 16, 2009 for the operation of facilities approved under Construction Permit # 2607503.

Operations Permit issued to: Tri County Joint Municipal Authority, PO Box 758, Fredericktown, PA 15333, (PWSID #5630045) Centerville Borough, **Washington County** on October 26, 2009 for the operation of facilities approved under Construction Permit # 8262W-A2.

Operations Permit issued to: Monaca Borough, 928 Pennsylvania Avenue, Monaca, PA 15061, (PWSID #5040039) Monaca Borough, **Beaver County** on October 17, 2009 for the operation of facilities approved under Construction Permit # 0402504.

Permit No. 0209513MA, Minor Amendment. Public Water Supply.

Applicant	Moon Township Municipal Authority 1700 Beaver Grade Road Suite 200 Coraopolis, PA 15108-3193
Borough or Township	Moon Township
County	Allegheny
Type of Facility	Fern Hollow backwash tank
Consulting Engineer	KLH Engineers, Inc. 5173 Campbells Run Road Pittsburgh, PA 15205
Permit to Operate Issued	October 17, 2009

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

Operations Permit issued to Saint Boniface School, PWSID # 6250340, Greene Township, **Erie County**, October 23, 2009, for the operation of two (2) new 400-gallon polyethylene water storage tanks, as approved by construction permit number 2507503-MA1, issued August 19, 2009.

Emergency Operations Permit issued to Aqua Pennsylvania Inc, Emlenton, PWSID # 6610019, Emlenton Borough, **Venango County**, October 26, 2009, for construction of new water treatment plant building, appurtenances, along and under slab piping & fittings. This is a part of permit 6109503, currently under review, and it is understood this Emergency Permit authorizes building construction only, and will expire upon issuance of Construction Permit No. 6109503, which authorizes the entire project.

SEWAGE FACILITIES ACT PLAN APPROVAL

Plan Approvals Granted under the Pennsylvania Sewage Facilities Act (35 P. S. § 750.5)

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

Plan Location: Chester County

City of Coatesville, Caln Township, East Fallowfield Township, Highland Township, Parkesburg Borough, Sadsbury Township, Valley Township, West Brandywine Township, West Caln Township and West Sadsbury Township.

Plan Description:

Approval of the plan, as supplemented and amended, is hereby granted subject to the following conditions. This approval provides for the following:

1. The expansion of the Pennsylvania American Water Company Coatesville wastewater treatment facility from 3.85 million gallons per day (MGD) annual average flow to 7.0 MGD annual average flow. The following table provides the conceptual capacity through the year 2017 for the affected municipalities:

<i>Municipality</i>	<i>Annual Average Flows (MGD)</i>
Caln	0.612
Coatesville	2.271
East Fallowfield	0.269
Highland	0.048
Parkesburg	0.655
Sadsbury	0.520
Valley	1.243
West Brandywine	0.865
West Caln	0.508
West Sadsbury	0.380
Veterans Hospital	0.096
Bulk Haulers	0.004
TOTAL	7.472

The flow capacities referenced in the above table are available to the following municipalities once all expanded facilities are constructed and in operation: Caln Township, the City of Coatesville, Parkesburg Borough, Valley Township, and West Sadsbury Township.

2. The listed flow allocations are not available in East Fallowfield Township, Highland Township, Sadsbury Township, West Brandywine Township, and West Caln Township until the Department of Environmental Protection reviews and approves individual Act 537 Plans in each municipality.

3. This plan does not cover future sewage flows beyond 10 years. Additional Act 537 planning must be conducted once the annual average flows at the plant reach 80% of the 7.0 MGD. In addition, although we note that capacity in the expanded facility will be allocated on a “first-come-first-serve” basis as detailed below, we have concerns that if an individual municipality reaches or exceeds 80% of the capacity value listed in the table above, the availability of capacity for other municipalities will be affected. Therefore, additional Act 537 individual municipal or regional Act 537 planning may also be required in this situation.

4. This plan does not cover collection/conveyance system capacities. Additional Act 537 planning must be conducted to address this issue for all municipalities. The plan(s) must document existing and future capacities in all major interceptors and pump stations, funding for any required facility expansion, and PNDI, and PHMC requirements for any proposed construction projects.

The Chapter 94 Wasteload Management Corrective Action Plan and Connection Management Plan remains in full effect until all collection, conveyance, and treatment components have been constructed and in operation to meet the flows indicated in the table above.

Please note that flow capacities in the expanded treatment facility will be allocated in accordance with all executed municipal agreements and on a “first-come-first-serve” basis that is coordinated with available collection/conveyance capacity as reported through Chapter 94 submissions.

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Centre Region Council of Governments (College Twp., Ferguson Twp., Halfmoon Twp., Harris Twp., Patton Twp., State College Boro.)	2643 Gateway Drive, Suite #4 State College, PA 16801	Centre

Plan Description: The approved plan provides for the construction of a diversion force main around flow limiting segments of the Big Hollow Interceptor and reconnection further downstream where adequate capacity exists, construction of a gravity sewer around the flow limitation for Slab Cabin Interceptor and construction of a gravity relief sewer for Puddintown Interceptor for the University Area Joint Authority (UAJA) sewer system. The total project cost is estimated to be 10.6 million and is expected to be funded by existing rate payers, tapping fees, and developer contributions. The Department of Environmental Protection’s review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of UAJA as appropriate.

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Washington Township	13013 Welty Road, Waynesboro, PA 17268	Franklin

Plan Description: The approved plan provides for a biological nutrient reduction upgrade to the existing sewage treatment plant in order to comply with the Chesapeake Bay Tributary Strategy. The capacity of the sewage treatment plant will remain at an annual average daily flow of 1.94 MGD. The Department of Environmental Protection’s review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Lewistown Borough	Two East Third Street, Lewistown, PA 17044	Mifflin

Plan Description: The approved plan provides for a biological nutrient reduction upgrade to the existing sewage treatment plant in order to comply with the Chesapeake Bay Tributary Strategy. The capacity of the sewage treatment plant will remain at an annual average daily flow of 2.818 MGD. The Department of Environmental Protection’s review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Gettysburg Borough	59 East High Street, Gettysburg, PA 17325	Adams

Plan Description: Gettysburg Borough's sewage treatment plant will be upgraded and expanded to 3.0 MGD to satisfy the nutrient reduction requirements of the Chesapeake Bay Tributary Strategy. The Plan also proposes to replace the parallel Rock Creek interceptors with one larger interceptor, and to replace and expand the Stevens Run, West Street, and Culps Run interceptors. The Hunterstown sewage treatment plant is proposed to be upgraded and expanded in two phases to an annual average flow of 0.375 MGD then to an annual average flow of 0.75 MGD. The Department of Environmental Protection's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Steelton Borough	123 North Front St, Steelton, PA 17113	Dauphin

Plan Description: The approved plan provides for complete sewer and stormwater separation of the T, R and Felton Streets basins. The Department of Environmental Protection's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 2

The following plans and reports were submitted under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.908).

Provisions of Chapter 3 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected. Submission of plans and reports, other than the final report, shall also be published in the *Pennsylvania Bulletin*. These include the remedial investigation report, risk assessment report and cleanup plan for a Site-Specific Standard remediation. A remedial investigation report includes conclusions from the site investigation, concentration of regulated substances in environmental media; benefits of refuse of the property

and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

For further information concerning plans or reports, contact the Environmental Cleanup Program manager in the Department regional office after which the notice of receipt of plans or reports appears. If information concerning plans or reports is required in an alternative form, contact the Community Relations Coordinator at the appropriate regional office. TDD users may telephone the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

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

Former Champion Toyota, Philadelphia County, Philadelphia County. Jeremy Bolyn, Environmental Maintenance Company, Inc. 1420 East Mermaid Lane, Glenside, PA 19038 on behalf of Harvey Sternberg, Bryn Mawr Investments, Inc, 765 John Barry Drive, Bryn Mawr, PA 19010 has submitted a Final Report concerning remediation of site soil contaminated with used motor oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Stainless & Wispese Parcels, Borough of Perkasio, Bucks County. Scott A. Adlerfer, Penn Environmental & Remediation, Inc, 2755 Bergey Road, Hatfield, PA 19440, Robert White, Redevelopment Authority of the County of Bucks, One North Wilson Avenue, Bristol, PA 19007 on behalf of Frederick Schea, First Saving Bank of Perkasio, 219 North South Ninth Street, Perkasio, PA 18944 has submitted a Remedial Investigation/Risk Assessment/Background Standard Final Report/Statewide Health Standard and Site Specific Standard Final Report concerning remediation of site groundwater and soil contaminated with chlorinated solvents, pah. The report is intended to document remediation of the site to meet the Site-Specific Standard/Statewide Health Standard and Background Standard.

Colonial Pipeline Brandywine Station, Bethel Township, Delaware County. Kathy Fox, EA Engineering, Science, and Technology Inc, 1319 Woodbridge Station Way, Suite 200, Edgewood, MD 21040 on behalf of John Fago, Colonial Pipeline Company, 696 West Deptford, NJ 08066 has submitted a Final Report concerning remediation of site groundwater and soil contaminated with kerosene, gasoline and no. 2 fuel oil. The report is intended to document remediation of the site to meet the Site-Specific Standard and Statewide Health Standard.

Thomas Shallcross School, City of Philadelphia, Philadelphia County. Gloria Hunsberger, Kleinfelder Inc. 189 Sheree Blvd, Suite 3800, Exton, PA 19341 on behalf of Francine Locke, School District of Philadelphia, 440 North Broad Street, Philadelphia, PA 19130 has submitted a Final Report concerning remediation of site soil contaminated with pah. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Intersection of Route 10 & Gum Tree Road, Highland Township, Chester County. Jeffery Wynn, Patriot Environmental Management LLC., PO Box 629, Douglassville, PA 19518 on behalf of David McCorry, The Mack Services Group, PO Box 557, Berwyn, PA 19312 has

submitted a Final Report concerning remediation of site soil contaminated with no. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Lot 2 Hawks Crest, Pennsburg Township **Chester County**. Samuel Kucia, Environmental Consulting, Inc. 500 West Washington Street, Suite 375, Norristown, PA 19401, Calvin Powell, Powell drilling & Servicing, Inc. 20 Smithbridge Road, Chester, Heights, PA 19107 on behalf of Tom Spano, Grey Doves at Sunset, LP, 364 Wilmington-West Chester Pike, Glen Mills, PA 19342 has submitted a Final Report concerning remediation of site soil contaminated with inorganics. The report is intended to document remediation of the site to meet the Statewide Health Standard

Clement Property, Malvern Borough, **Chester County**. Stuart Wiswall, Keating Environmental Management, 123 John Robert Thomas Drive, Exton, PA 19341, George Clement, c/o Harry Weiss, Ballard Spar Andrews & Ingersoll, 1735 Market Street, 51st Floor, Philadelphia, PA 19103 on behalf of M. Shyamalan, 729 South Warren Avenue, Malvern, PA 19355 has submitted a Final Report concerning remediation of site groundwater and soil contaminated with pbs, btes, and mtbe. The report is intended to document remediation of the Statewide Health Standard.

Northeast Region: Ronald S. Brezinski, Regional Environmental Cleanup Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.

Pysher Property, 2323 North Delaware Drive, Upper Mount Bethel Township, **Northampton County**. Richard D. Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073 has submitted a Final Report (on behalf of his clients, Mr. & Mrs. Arthur Pysher, 2323 North Delaware Drive, Mt. Bethel, PA 18343), concerning the remediation of soil and groundwater found to have been impacted by No. 2 fuel oil as a result of a release from an aboveground storage tank having a tank leg failure. The report was submitted to document attainment of the Statewide Health Standard. A public notice regarding the submission of the Final Report was published in *The Express Times* on October 14, 2009. A Notice of Intent was simultaneously submitted.

Southcentral Region: Environmental Cleanup Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

Brown Residence, Conoy Township, **Lancaster County**. Trimpi Associates, Inc., 16335 Old Plains Road, Pennsburg, PA 18073, on behalf of Kristopher Brown, 208 Falmouth Road, Bainbridge, PA 17502, submitted a Final Report concerning site soils contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to meet the Residential Statewide Health Standard.

3200 Market Street Site/Rite Aid Store 06614-01, Camp Hill Borough, **Cumberland County**. BL Companies, Inc., 213 Market Street, Harrisburg, PA 17101, on behalf of RAP Camp Hill, LLC, 135 Bittern Drive, P. O. Box 4595, Gettysburg, PA 17325, submitted a Remedial Investigation and Final Report concerning remediation of site soils and groundwater contaminated with leaded gasoline and petroleum products from the operation of a former automotive service station. The report is intended to document remediation of the site to meet a combination of Statewide Health (Residential and Nonresidential) and Site-Specific Standards.

Former Path Valley Service Plaza, Metal Township, **Franklin County**. Skelly & Loy, Inc., 449 Eisenhower Boulevard, Harrisburg, PA 17111, on behalf of PA Turn-

pike Commission, P. O. Box 67676, Harrisburg, PA 17106, submitted a Final Report concerning site soils contaminated with leaded gasoline and petroleum products. The report is intended to document remediation of the site to meet the Nonresidential Statewide Health Standard.

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

Munro Farm Site, Castanea Township, **Clinton County**. American Color & Chemical, LLC, PO Box 88, Lock Haven, PA 17745 has submitted a Cleanup Plan concerning remediation of site groundwater contaminated with dichlorobenzene, nitroamine, chloroaniline, aluminum, antimony, benzene, bis(2-ethylhexyl)phthalate, chlorobenzene, nickel and nitrobenzene. The report is intended to document remediation of the site to meet the Site-Specific Standard.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 3

The Department has taken action on the following plans and reports under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.908).

Provisions of 25 Pa. Code § 250.8, administration of the Land Recycling and Environmental Remediation Standards Act (act), require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of 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 provisions of 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 refuse 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 provisions of 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 before which the notice of the plan or report appears. If information concerning a final report is required in an alternative form, contact the Community Relations Coordinator at the appropriate regional office. TDD users may telephone the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

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

Thomas Shallcross School, City of Philadelphia **Philadelphia County**. Gloria Hunsberger, Kleinfelder, Inc. 180 Sheree Boulevard, Exton, PA 19341 on behalf of Francine Locke, School District of Philadelphia, 440 North Broad Street, Philadelphia, PA 19130 has submitted a Final Report concerning the remediation of site soil contaminated with pah. The Final report demonstrated attainment of the Site-Specific Standard and was approved by the Department of Environmental Protection on October 21, 2009.

Oscar Mayer/Dupont Facility, City of Philadelphia **Philadelphia County**. Paul Martino, Pennoni Associates, Inc. 3001 Market Street, Philadelphia, PA 19104 on behalf of Joseph Syrnick, Schuylkill River Development Corporation, Cira Centre, 2929 Arch Street 13th Floor, Philadelphia, PA 19104 has submitted a Final Report concerning the remediation of site groundwater and soil contaminated with chlorinated solvents. The Final report did not demonstrate attainment of the Site-Specific Standard and was disapproved by the Department of Environmental Protection on September 17, 2009

Lemon Substation, Valley Township **Chester County**. Bruce Middleman, P.G., Stantec Consulting Services, Inc. 400 Davis Drive, Suite 400, Plymouth Meeting, PA 19462, Audra Crocett, Stantec Consulting Services, Inc. 400 Davis Drive, Suite 400, Plymouth Meeting, PA 19462, on behalf of Ben Lepage, Ph.D. Peco Electric Company has submitted a Final Report concerning the remediation of site soil contaminated with pcb. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on October 7, 2009.

Montgomery County Community College, Pottstown Borough **Montgomery County**. Grey Firely, Malcolm Pirnie, Inc. 640 Freedom Business Center, Suite 310, King of Prussia, PA 19406 on behalf of Dean Foster, Montgomery County Community College, 101 College Drive, Pottstown, PA 19464 has submitted a Final Report concerning the remediation of site groundwater and soil contaminated with lead and organic. The Final report did not demonstrate attainment of the Statewide Health Standard and was placed on hold by the Department of Environmental Protection on September 25, 2009.

1340 East Philadelphia Avenue, Douglass Township **Montgomery County**. Richard Werner, Environmental Consulting, Inc. 500 West Washington Street, Suite 375, Norristown, PA 19401, Jeff Brunner, Inergy Propane LLC (d.b.a., Farm and Home), 3115 State Road, Telford, PA 18969 on behalf of Kurt Davidheiser, Davidheiser Property Management, LLC, 138 Keller Road, Barto, PA 19504 Jeff Brunner, Inergy Propane LLC (d.b.a., Farm and Home), 3115 State Road, Telford, PA 18969 has submitted a Final Report concerning the remediation of site groundwater and soil contaminated with no. 2 fuel oil. The Final

report demonstrated or attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on October 2, 2009.

Rush Residence, Warrington Township **Bucks County**. Jeremy Bolyn, Environmental Maintenances Company Inc, 1420 East Mermaid Lane, Glenside, PA 19038 on behalf of Jack Rush, 1313 Palomino Drive, Warrington, PA 18976, Thomas Galiardi, 1311 Palomino Drive, Warrington, PA 18976 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 of Environmental Protection on October 7, 2009.

Paciello Residence, Upper Merion **Montgomery County**. Staci Cottone, J&J Spill Services and Supplies Inc. PO Box 370, Blue Bell, PA 19422 on behalf of John Paciello, 576 Keebler Road, King of Prussia, PA 19406 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 of Environmental Protection on October 13, 2009.

South Philadelphia Shopping Center, City of Philadelphia **Philadelphia County**. Michael Christie, Penn Environmtanl & Remediation, Inc., 2755 Bergey Road, Hatfield, PA 19440, Darryl Borrelli, Manko, Gold, Katcher & Fox, LLP, 401 City Avenue, Suite 500, Bala Cynwyd, PA 19004 on behalf of William Frutkin, SPSP Corporation, 44 West Lancaster Avenue, Ardmore, PA 19003 has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with chlorinated solvents. The Final report demonstrated attainment of the Site-Specific Standard and was approved by the Department of Environmental Protection on October 16, 2009

The Hake Building, Eddystone Borough **Delaware County**. Richard Werner, Environmental Consulting, Inc. 550 East Washington Street, Suite 375, Norristown, PA 19401 on behalf of Richard Hake, Hake Headquarters, LP, 1380 Wisteria Drive, Malvern, PA 19355 has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with chlorinated solvents. The Final report did not demonstrate attainment of the Background Standard and was place on hold by the Department of Environmental Protection on October 9, 2009.

Northeast Region: Ronald S. Brezinski, Regional Environmental Cleanup Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.

Proposed Turkey Hill Minit Market 289, North Church Street and 28th Street, Hazle Township, **Luzerne County**. Christopher J. Candela, ATC Associates, Inc., 920 Germantown Pike, Suite 200, Plymouth Meeting, PA 19462 submitted a Final Report (on behalf of his client, Turkey Hill Minit Markets, 257 Centerville Road, Lancaster, PA 17603), concerning the remediation of groundwater found to have been impacted by VOCs, SVOCs and lead. The report documented attainment of the Residential Statewide Health Standard for groundwater and was approved on October 20, 2009.

Southcentral Region: Environmental Cleanup Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

New Cumberland Army Depot / IRP Site 63 Building 85 Plume, Fairview Township, **York County**. Defense Distribution Depot Susquehanna PA, 2001 Mission Drive, New Cumberland, PA 17070 submitted a Remedial

Investigation and Risk Assessment Report concerning remediation of groundwater contaminated with chlorinated solvents. The Remedial Investigation and Risk Assessment Report were approved by the Department of Environmental Protection on October 20, 2009. The site is being remediated to the Site-Specific Standard.

Former Cole Steel Facility, Spring Garden Township, **York County**. CDM, Inc., Raritan Plaza I, Raritan Center, Edison, NJ 08818, on behalf of Cresticon, Inc., 1840 Century City Park East, Los Angeles, CA 90067-2199, submitted a Final Report concerning remediation of soils and groundwater contaminated with VOCs, semi-VOCs and metals. The Final Report demonstrated attainment of the Site-Specific Standard and was approved by the Department of Environmental Protection on October 20, 2009.

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

Andrew Basalla Residence, Snow Shoe Township, **Centre County**. Environmental Maintenance Co., 1420 East Mermaid Lane, Glenside, PA 19038 on behalf of Lucas Oil Co., 697 Market St., Karthaus, PA 16845 has submitted a Final Report concerning the remediation of site soil contaminated with kerosene at 180 Dairy St., Clarence, PA 16829. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on October 23, 2009.

Bailey Property. Mount Carmel Township, **Northumberland County**. Marshall Miller & Assoc., Inc., 3913 Hartzdale Dr., Suite 1306, Camp Hill, PA 17011 on behalf of Duke Heating Oil, Inc., PO Box 182, Shamokin, PA 17872 has submitted a Final Report concerning remediation of site soil contaminated with No. 2 fuel oil. The Final report demonstrated attainment of the Statewide Health Standard was approved by the Department of Environmental Protection on October 23, 2009.

Costy's Used Truck and Auto Parts, Inc, Richmond Township, **Tioga County**. O'Brien & Gere, 512 East Township Road, 2 Valley Square, Suite 120, Blue Bell, PA 19422 on behalf David and Daniel Kurzejewski, Costy's Used Truck and Auto Parts, Inc., RR 1, Box 876 (2395 S. Main St.), Mansfield, PA 16933 has submitted a Remedial Investigation Report and a Final Report concerning the remediation of site soil and groundwater contaminated with volatile and semi-volatile organic compounds, and metals (lead and zinc). The Remedial Investigation and Final report demonstrated attainment of Site-Specific Standard and was approved by the Department of Environmental Protection on October 20, 2009.

MUNICIPAL WASTE GENERAL PERMITS

Permits 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 Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and/or the Beneficial Use of Residual Waste Other Than Coal Ash.

Central Office: Division of Municipal and Residual Waste, Rachel Carson State Office Building, 14th Floor, 400 Market Street, Harrisburg, PA 17105-8472.

General Permit Number WMGM039. Crusherete Inc, 1965 Silvex Road, Bethlehem, PA 18016. General Permit Number WMGM039 authorizes processing and

beneficial use of post-consumer asphalt shingles (tear-offs) and pre-consumer asphalt shingles (i.e., imperfections, tabs, trimming scraps, etc., generated in the manufacturing of new asphalt shingles and damaged, unused shingles) as an ingredient in hot-mix and cold-mix asphalt paving material, a component of a sub-base material, as dust control on rural roads when applied with a binder, and as a component or ingredient in fuel used in cement or lime manufacturing or in the generation of electricity or steam. The processing is limited to transferring, screening, shredding, grinding, sorting and magnetic removal of ferrous metal. The permit was issued by Central Office on October 27, 2009.

Persons interested in reviewing the general permit may contact Ronald C. Hassinger, Chief, General Permits/Beneficial Use Section, Division of Municipal and Residual Waste, Bureau of Waste Management, P. O. Box 8472, Harrisburg, PA 17105-8472, 717-787-7381. TDD users may contact the Department of Environmental Protection through the Pennsylvania AT&T Relay Service, (800) 654-5984.

Permit(s) modified 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 the Beneficial Use of Municipal Waste.

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

Mifflin County Solid Waste Authority. Permit No. 101165, located in Derry Township, **Mifflin County**. The Department of Environmental Protection has reviewed the application for major permit modification to change the frequency and parameters of groundwater monitoring in order to determine whether it contains the information, maps, fees, and other documents necessary to be considered to be administratively complete. Please be advised that the application has been determined to be administratively complete.

DETERMINATION OF APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMITS

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

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

General Permit No. WMGR028-SC004. York Building Products Co., Inc., 1070 Roosevelt Avenue, York, PA 17404. The Department of Environmental Protection (Department) has issued a Determination of Applicability under General Permit WMGR028 to York Building Product Company for the use of baghouse fines and scrubber pond precipitates for use as an aggregate in roadway construction, a soil additive, a soil conditioner, or a component or ingredient in the manufacturing of construction products. This Determination of Applicability was issued on October 20, 2009 and is for their plant located at 1070 Roosevelt Avenue, York, PA 17404.

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 AT&T Relay Service, (800) 654-5984.

AIR QUALITY

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

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701. Contact: David Aldenderfer, Program Manager—Telephone: 570-327-3637.

GP5-08-294: Chesapeake Appalachia, L.L.C. (P. O. Box 6070, Charleston, WV 25362) on September 29, 2009, to construct and operate a 384 brake horsepower natural gas-fired compressor engine under the General Plan Approval and/or General Operating Permit for Natural Gas, Coal Bed Methane Or Gob Gas Production Or Recovery Facilities (BAQ-GPA/GP-5) at their May Compressor Station in Granville Township, **Bradford County**.

GP5-08-296: Belden & Blake Corp. (300 Capitol Street Suite 200, Charleston, WV 25301) on October 16, 2009, to construct and operate one natural gas-fired compressor engine rated at 1340 brake-horsepower under the General Plan Approval and/or General Operating Permit for Natural Gas, Coal Bed Methane Or Gob Gas Production Or Recovery Facilities (BAQ-GPA/GP-5) at their Jefferson Compressor Station in East Smithfield Township, **Bradford County**.

GP5-08-02E: Chesapeake Appalachia, L.L.C. (P. O. Box 6070, Charleston, WV 25362) on October 16, 2009, to construct and operate a 630 brake horsepower natural gas-fired compressor engine under the General Plan Approval and/or General Operating Permit for Natural Gas, Coal Bed Methane Or Gob Gas Production Or Recovery Facilities (BAQ-GPA/GP-5) at their Evanchick Compressor Station in Asylum Township, **Bradford County**.

GP5-41-02D: Chief Gathering, L.L.C. (6051 Wallace Road Ext., Suite 210, Wexford, PA 15090) on October 16, 2009, to construct and operate a 1340 brake horsepower natural gas-fired compressor engine under the General Plan Approval and/or General Operating Permit for Natural Gas, Coal Bed Methane Or Gob Gas Production Or Recovery Facilities (BAQ-GPA/GP-5) at their Barto Compressor Station in Penn Township, **Lycoming County**.

GP5-18-190: NCL Natural Resources, LLC. (25231 Grogan Mill Road, Suite 500, The Woodlands, TX, 77380-9110) on October 16, 2009, to construct and operate one natural gas-fired compressor engine rated at 1151 brake-horsepower and one glycol dehydrator rated at 500,000 Btu per hour under the General Plan Approval and/or General Operating Permit for Natural Gas, Coal Bed Methane Or Gob Gas Production Or Recovery Facilities (BAQ-GPA/GP-5) at their Tract 285 Compressor Station in Grugan Township, **Clinton County**.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Contact: Mark Gorog and Barb Hatch, Environmental Engineer Managers—Telephone: 412-442-4163/5226.

GP5-63-00934B: MarkWest Liberty Midstream & Resources, LLC (1515 Arapahoe Street, Tower 2 Suite

700, Denver, CO 80202-2126) on October 26, 2009, was authorized under GP5 to construct and operate five (5) Caterpillar G3516LE natural gas compressor engines, three (3) equipped with Miratech ZHS-30x31-12-H1 catalytic converters, and two (2) 10MMscfd NATCO glycol dehydration units at their Godwin Booster Compressor Station facility in Mt Pleasant Township, **Washington County**.

GP5-63-00938A: MarkWest Liberty Midstream & Resources, LLC (1515 Arapahoe Street, Tower 2 Suite 700, Denver, CO 80202-2126) on October 26, 2009, was authorized under GP5 to construct and operate five (5) Caterpillar G3516LE natural gas compressor engines, three (3) equipped with Miratech ZHS-30x31-12-H1 catalytic converters, and one (1) NATCO glycol dehydration unit at their Hoskins Booster Compressor Station facility in Blaine Township, **Washington County**.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481. Contact: George Monasky, New Source Review Chief—Telephone: 814-332-6940.

GP5-43-353A: Stryker Energy, LLC—Lough (108 Hickory Road, West Salem, PA 16125) on October 20, 2009, to install a natural gas compressor engine (Caterpillar Engine Model No. G342TALCR) (BAQ-GPA/GP-5) at their facility in West Salem Township, **Mercer County**.

Plan Approvals Issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401. Contact: Sachin Shankar, New Source Review Chief—Telephone: 484-250-5920.

15-0115E: QVC, Inc. (1200 Wilson Drive, West Chester, PA 19380) on October 20, 2009, for installation of a replacement 2-MW generator at an existing facility in West Goshen Township, **Chester County**. Along with three (3) other 2-MW generators, NOx emissions will be restricted to 7.63 tpy. The company shall comply with good air pollution control practices, monitoring and recordkeeping procedures designed to keep the facility operating within all applicable air quality requirements.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701. Contact: David Aldenderfer, Program Manager—Telephone: 570-327-3637.

08-313-024D: Global Tungsten & Powders, Corp. (Hawes Street, Towanda, PA 18848-0504) on October 13, 2009, to install a new CAMCORP model 9SFTRW84x81 fabric collector and final filter to control the particulate emissions from existing sources in department (003), at their North Towanda Township, **Bradford County** facility.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481. Contact: George Monasky, New Source Review Chief—Telephone: 814-332-6940.

20-145B: Pittsburgh Glass Works, LLC (P. O. Box 800, Kebert Industrial Park, Meadville, PA 16335) on October 21, 2009, to install 32 replacement burners in Glass Melting Furnace No. 2 (Source ID 102) at their facility in Greenwood Township, **Crawford County**. This is a Title V facility.

Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code §§ 127.13, 127.13a and 127.32.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401. Contact: Sachin Shankar, New Source Review Chief—Telephone: 484-250-5920.

15-0124: MacKissic, Inc. (1189 Old Schuylkill Road, P. O. Box 0111, Parker Ford, PA 19457) on October 17, 2009, to operate a paint spray booth in East Coventry Township, **Chester County**.

46-0020E: Superior Tube Co., Inc. (3900 Germantown Pike, Collegetown, PA 19426) on October 17, 2009, to operate a (2) two flush and blow booths in Lower Providence Township, **Montgomery County**.

46-0260: Durapax, LLC (400 Old Reading Pike, Suite 304, Pottstown, PA 19464) on October 17, 2009, to operate a coal tar roofing material operation in West Pottstown Township, **Montgomery County**.

46-0025J: Lonza, Inc. (900 River Road, Conshohocken, PA 19428) on October 26, 2009, to operate (8) eight new tanks in Upper Merion Township, **Montgomery County**.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701. Contact: David Aldenderfer, Program Manager—Telephone: 570-327-3637.

53-00009A: Morgan Advance Materials & Technology, Inc. (411 Hall Avenue, St. Mary's, PA 15857) on September 21, 2009, to extend the authorization to temporarily operate three electric powered heat treat ovens, each equipped with a natural gas fired thermal oxidizer to control air contaminant emissions in their Coudersport plant in Eulalia Township, **Potter County** until March 8, 2010. The plan approval has been extended.

08-00003H: CraftMaster Manufacturing, Inc. (PO Box 311, Shiner Road, Towanda, PA 18848) on September 29, 2009, to extend the deadline for the required VOC stack test of the Line 2 Refiners and First Stage Dryers/Felter Operations and Line 2 Press. The required testing shall be completed on or before January 26, 2010, at their facility in Wysox Township, **Bradford County**.

53-399-008: PA Pellets, LLC (705 South Main Street, Coudersport, PA 16915) on October 5, 2009, to extend the authorization to operate a wood-fired rotary wood chip dryer and associated air cleaning device (a multiclone collector), two (2) pellet mills, a hammermill and associated air cleaning device (a fabric collector), a pellet cooler and associated air cleaning device (a cyclone collector), two (2) dried wood chip storage bins and one (1) wood pellet storage bin on a temporary basis until March 10, 2010, in Ulysses Borough, **Potter County**. The plan approval has been extended.

17-00017B: Rescar, Inc. (407 Brentwood Street, Channel View, TX 77530-3952) on October 16, 2009, to issue a minor modification of plan approval for their railcar refurbishing operation (Sources 031, 032, P201, P202, P203, P204 and P205) at their facility in DuBois, **Clearfield County**. This plan approval revision is for changes to the combustion unit descriptions, to increase the amount of natural gas the combustion units are authorized to use, for changes to the interior surface coating operation description, to increase the particulate matter limitation for the interior surface coating operation and for changes to the railcar cleaning operation description. The plan approval contains all applicable

regulatory requirements including monitoring, record-keeping and reporting conditions.

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.

30-00072F: Consol Pennsylvania Coal Co., LLC (1000 Consol Energy Drive, Canonsburg, PA 15317) for construction of an overland conveyor belt to transport course coal refuse from the prep plant to awaiting transport vehicles at Bailey Prep Plant in Richhill Township, **Greene County**. This is a Plan Approval Extension.

Title V Operating Permits Issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and Pa. Code Chapter 127, Subchapter G.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701. Contact: Muhammad Zaman, Facilities Permitting Chief—Telephone: 570-327-3637.

08-00003: CraftMaster Manufacturing, Inc. (PO Box 311, Towanda, PA 18848-0311) on October 22, 2009, to issue a Significant Modification Title V Operating Permit for their engineered wood products manufacturing facility in Wysox Township, **Bradford County**. The revised Title V Operating Permit includes numerous conditions that were revised for clarification and administrative purposes, including the monitoring and recording requirements and emission and fuel restrictions. The revised Title V Operating Permit also includes compliance assurance monitoring (CAM) conditions pursuant to 40 CFR Part 64. The Title V Operating Permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481. Contact: Matthew Williams, Facilities Permitting Chief—Telephone: 814-332-6940.

10-00267: Three Rivers Aluminum Co. (71 Progress Avenue, Cranberry Industrial Park, Cranberry Township, PA 16066-3596) on October 20, 2009, for an administrative amendment of the Title V Operating Permit to incorporate the applicable conditions of Plan Approval No. 10-267C into Source ID No. 101: Tellkamp line & Binks Booth. The facility recently replaced the existing control devices with an Adwest Thermal Oxidizer in Source ID No. 101 and the Plan approval No. 10-267C was issued. The facility is in Cranberry Township, **Butler County**. The facility manufactures metal doors, sash and trim products. The facility is a major facility due to its potential to emit of volatile organic compound. The compliance assurance monitoring (CAM) is included in the permit. The facility is also subject to 40 C.F.R. Part 63, Subpart M for miscellaneous metal parts and products.

42-00004: American Refining Group, Inc. (77 North Kendall Avenue, Bradford, PA 16701) on October 19, 2009, the Department of Environmental Protection amended the referenced permit, the facility is in the City of Bradford, **McKean County**. The permit is being administratively amended to incorporate changes brought about through Plan Approval Numbers: 42-004B and 42-004D.

A typographical error contained in Plan Approval Number 42-004D has also been corrected. The annual NOx emission limit for Source ID: 037 - Boiler No. 5 (Stoker)

had been listed in the plan approval as 310.11 tons per year when it should have remained unchanged at 370.11.

EPA and public comment periods were addressed during the plan approval process.

Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter F.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401. Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920.

09-00128: East Coast Sign Advertising (5058 Route 13 North, Bristol, PA 19007) on October 21, 2009, for operation of their facility in Bristol Township, **Bucks County**. This action is a renewal of the permit for a non-Title V (State only) facility. The facility's main sources include: three (3) large paint spray booths and a paint storage/mix room. There are no proposed changes to equipment or operating conditions. The permit will continue to 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.

35-00030: General Dynamics Land Systems (175 East Street, Eynon, PA 16403) on October 22, 2009, to manufacture military tank components in Archbald Borough, **Lackawanna County**. 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 State-Only Synthetic Minor Operating Permit.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701. Contact: David Aldenderfer, Program Manager—Telephone: 570-327-3637.

08-313-019C: Global Tungsten & Powders, Corp. (Hawes Street, Towanda, PA 18848-0504) on October 1, 2009, issued minor modification operating permit for their 8C Furnace Batt Hand-Unloading Station at their facility in North Towanda Township, **Bradford County**. This operating permit revision is to allow the hand un-loading station to be exhausted the Torit TD-486 fabric collector. The operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

Date	Source	PM10 (tons)	SOx (tons)	NOx (tons)	VOC (tons)	CO (tons)
6/11/2007	Varnish Application System	0	0	0	0.95	0
9/28/2009	Drum Handling System modification	0	0	0	0.14	0
Total Reported Increases		0	0	0	1.09	0

Operating Permits Denied, Terminated, Suspended or Revoked under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code §§ 127.431 and 127.461.

Northcentral Region: Air Quality Program, 208 West

Department of Public Health, Air Management Services: 321 University Avenue, Philadelphia, PA 19104. Contact: Edward Braun, Chief—Telephone: 215-685-9476.

S03-010: General Services Administration William J. Green Jr. Federal Building. (600 Arch Street, Philadelphia, PA 19106) issued October 26, 2009 for the operation of a Federal building in the City of Philadelphia, **Philadelphia County**. The synthetic minor emission sources include three (3) 13.39 MMBTU/hr boilers, three (3) hot water heaters, one(1) 746 kW Emergency Generator and one(1) 175 kW emergency generator.

Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401. Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920.

23-00014: Kimberly-Clark of PA, LLC (Front Street and Avenue of the States, Chester, PA 19013) on October 21, 2009, the conditions of Title V Operating Permit were amended for T-10-4 Converting Area, Source ID 125D, with a Baghouse, Source Id C125D1, and a Scrubber, Source Id C125D2 at Front Street and Avenue of the States, Chester City, **Delaware County**. This Title V Operating Permit was administratively amended to incorporate Plan Approval No. 23-0014F.

De Minimis Emissions Increases Authorized under 25 Pa. Code §127.449.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481. Contact: Matthew Williams, New Source Review Chief—Telephone: 814-332-6940.

25-00025: GE Transportation (2901 East Lake Road, Erie, PA 16531) for their facility in Lawrence Park Township, **Erie County**. The de minimis increases are a result of modifications to the Drum Handling System (Source ID 195). The Department of Environmental Protection has started a list of de minimis increases as prescribed in 25 Pa. Code § 127.449(i).

Since the August 1, 2006 Title V Operating Permit issuance date, GE Transportation has notified the Department of Environmental Protection of the following de minimis emission increases:

Third Street, Williamsport, PA 17701. Contact: David Aldenderfer, Program Manager—Telephone: 570-327-3637.

17-00023: Rosebud Mining Co. (301 Market Street, Kittanning, PA 16201) on September 30, 2009, terminated State Only operating permit for their Bigler Coal Preparation Plant in Bradford Township, **Clearfield County**.

This facility is operating pursuant to the General Plan Approval And General Operating Permit BAQ-GPA/GP-12 for Fugitive Dust Sources and Diesel Fired Internal Combustion (IC) Engines at Coal and Coal Refuse Preparation Plants (GP-12-17841607-R9).

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 (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—1406.21). The final action on each application also constitutes action on the request for 401 Water Quality Certification and the NPDES permit application. Mining activity permits issued in response to the applications will also address the application permitting requirements of the following statutes: the Air Quality 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).

Coal Permits Actions

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

32990104 and NPDES No. PA0235059. ABM Mining Company, Inc., 3330 Johnston Road, Smicksburg, PA 16256, permit renewal for the continued operation and restoration of a bituminous surface mine in Grant Township, **Indiana County**, affecting 112.0 acres. Receiving stream(s): unnamed tributaries to Little Mahoning Creek classified for the following use(s): high quality cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received August 24, 2009. Permit issued: October 21, 2009.

Permit No. 32900301 and NPDES No. PA0598712. Edward C. Griffith Quarry, Inc., 7815 Colonel Drake Highway, Mahaffey, PA 15757, permit revision of an existing large surface industrial mineral mine to change the post-mining land use from forest to pasture in North Mahoning Township, **Indiana County**, affecting 45.3 acres. Receiving stream(s): unnamed tributary to Little Mahoning Creek, classified for the following uses(s): high-quality cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received July 30, 2009. Permit issued October 21, 2009.

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

63823020 and NPDES Permit No. PA0616621. Robert B. Goodall (1803 Beech Hollow Road, Bulger, PA 15019). Permit renewal issued for continued operation and reclamation of a bituminous surface mining site located in Robinson Township, **Washington County**, affecting 39 acres. Receiving streams: unnamed tributary to Little Raccoon Creek to Ohio River. Application received: April 1, 2009. Renewal issued: October 19, 2009.

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

17960101 and NPDES No. PA0220256. RES Coal LLC (224 Grange Hall Road, P. O. Box 228, Armagh, PA

15920). Transfer of an existing bituminous surface mine with an Insignificant Permit Boundary Correction from Sky Haven Coal, Inc. (5510 State Park Road, Penfield, PA 15849), located in Morris Township, **Clearfield County**, affecting 189.8 acres. Receiving stream: Hawk Run to Moshannon Creek, classified for the following use: Cold Water Fishery. There are no potable water supply intakes within 10 miles downstream. Application received August 5, 2008. Permit issued October 15, 2009.

17743172 and NPDES No. PA0610909. RES Coal LLC (224 Grange Hall Road, P. O. Box 228, Armagh, PA 15920). Transfer of an existing bituminous surface mine with an Insignificant Permit Boundary Correction from Sky Haven Coal, Inc. (5510 State Park Road, Penfield, PA 15849), located in Morris Township, **Clearfield County**, affecting 569.0 acres. Receiving streams: Hawk Run to Moshannon Creek to West Branch Susquehanna River, classified for the following uses: Cold Water Fishery, Cold Water Fishery, Warm Water Fishery. There are no potable water supply intakes within 10 miles downstream. Application received August 5, 2008. Permit issued October 14, 2009.

17030110. Swisher Contracting, Inc. (P. O. Box 1223, Clearfield, PA 16830). Permit renewal for reclamation only of a bituminous surface mine in Lawrence Township, **Clearfield County**, affecting 116.8 acres. Permit issued October 15, 2009.

17663037 and NPDES No. PA0611328. RES Coal LLC (224 Grange Hall Road, P. O. Box 228, Armagh, PA 15920). Permit renewal for the continued operation and restoration of a bituminous surface mine in Decatur and Woodward Townships, **Clearfield County**, affecting 405.5 acres. Receiving stream(s): Goss Run and Little Beaver Run to Beaver Run to Moshannon Creek to West Branch Susquehanna, classified for the following use(s): Cold Water Fishery, Cold Water Fishery, Cold Water Fishery, Warm Water Fishery. There are no potable water supply intakes within 10 miles downstream. Application received August 6, 2009. Permit issued October 16, 2009.

Noncoal Permits Actions

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

61090802. Jeffrey Lynn Day (5683 Route 308, Kennerdell, PA 16374-2205). Commencement, operation and restoration of a small sandstone operation in Irwin Township, **Venango County** affecting 5.0 acres. Receiving streams: Unnamed tributary to North Branch Slippery Rock Creek. Application received: July 24, 2009. Permit Issued: October 19, 2009.

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

58090816. P. Scott Baldwin, (12160 SR 106, Kingsley, PA 18826), commencement, operation and restoration of a quarry operation in New Milford Township, **Susquehanna County** affecting 5.0 acres, receiving stream: none. Application received June 22, 2009. Permit issued October 21, 2009.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

Actions on applications under the Explosives Acts of 1937 and 1957 (43 P. S. §§ 151—161); and 25 Pa. Code § 211.124 (relating to blasting activity permits). Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.

Blasting Permits Actions

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

21094142. John W. Gleim, Jr., Inc., (625 Hamilton Street, Carlisle, PA 17013-1925). Blasting activity permit issued for parking lot expansion development in North Middleton Township, **Cumberland County**. Blasting activity permit end date is April 15, 2010. Permit issued October 15, 2009.

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

26094010. Controlled Demolition, Inc. (2737 Merymans Mill Rd, Phoenix, MD 31131). Blasting activity permit for demolition of the Shannopin bins at the Foundation Coal Prep Plant, located in Luzerne Township, **Fayette County**. The duration of blasting is expected to be one day. Blasting activity permit issued: October 21, 2009.

02094009. Dynamic Drilling LLC (10373 Taylor Hawks Rd, Herron, MI 46744). Blasting activity permit for the East Deer Seismic Survey 2D, located in East Deer Township, **Allegheny County**. The duration of blasting is expected to be six months. Blasting activity permit issued: October 23, 2009.

30094003. Eagle Exploration (4284 Cedar Lake Rd, Travers City, MI 49684). Blasting activity permit for the Greene Co. Seismic exploration, located in Jefferson Township, **Greene County**. The duration of blasting is expected to be eight months. Blasting activity permit issued: October 23, 2009.

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

08094109. Meshoppen Blasting Inc. (PO Box 127, Frantz Road, Meshoppen, PA 18630), construction blasting for central fresh/frac water impoundment site located in Burlington Township, **Bradford County**. Permit issued October 21, 2009. Permit expires November 15, 2009.

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

36094172. M & J Explosives, Inc., (PO Box 608, Carlisle, PA 17013), construction blasting for Landis Homes Development in Manheim Township, **Lancaster County** with an expiration date of October 31, 2010. Permit issued October 21, 2009.

36094173. M & J Explosives, Inc., (PO Box 608, Carlisle, PA 17013), construction blasting for Mill Creek Square in East Lampeter Township, **Lancaster County** with an expiration date of October 31, 2010. Permit issued October 21, 2009.

36094174. Warren's Excavating & Drilling, Inc., (PO Box 214, Myerstown, PA 17067), construction blasting for Scenic Ridge Development in Leacock Township, **Lancaster County** with an expiration date of October 19, 2010. Permit issued October 21, 2009.

13094103. Explosive Services, Inc., (7 Pine Street, Bethany, PA 18431), construction blasting for Boulder Creek Resort in Kidder Township, **Carbon County** with an expiration date of October 31, 2010. Permit issued October 22, 2009.

36094175. Warren's Excavating & Drilling, Inc., (PO Box 214, Myerstown, PA 17067), construction blasting for Sewage Treatment Plant in West Earl Township,

Lancaster County with an expiration date of October 21, 2010. Permit issued October 22, 2009.

40094116. Austin Powder Northeast, LLC, (25800 Science Park Drive, Cleveland, OH 44122), construction blasting for a single dwelling in Franklin Township, **Luzerne County** with an expiration date of October 22, 2010. Permit issued October 22, 2009.

52094113. Explosive Services, Inc., (7 Pine Street, Bethany, PA 18431), construction blasting for Saw Creek Estates in Lehman Township, Pike County and Middle Smithfield Township, **Monroe County** with an expiration date of October 31, 2010. Permit issued October 22, 2009.

67094122. John W. Gleim, Jr., Inc., (625 Hamilton Street, Carlisle, PA 17013), construction blasting for a drainage trench in Franklin Township, **York County** with an expiration date of December 15, 2009. Permit issued October 22, 2009.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

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

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

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

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 Floodplain Management Act (32 P. S. § 679.302)

and The Clean Streams Law (35 P.S. §§ 691.1—691.702) and Notice of Final Action for Certification under section 401 of the FWPCA (33 U.S.C.A. § 1341).

Permits, Environmental Assessments and 401 Water Quality Certifications Issued:

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E46-1045. Albert Einstein Healthcare Network, 5501 Old York Road, Philadelphia, PA 19141, East Norriton Township, **Montgomery County**, ACOE Philadelphia District.

To perform the following water obstruction and encroachment activities to the existing man-made ponds in the Stony Creek (TSF) watershed within the Woods Golf Course associated with the proposed Albert Einstein Healthcare Network project:

1. To place fill in a 110-foot diameter (Approximate 9,200 S.F.) off-stream man-made pond.
2. To place fill in 652 SF of wetlands located along western side of the site.
3. To expand the existing spring fed pond located on the eastern side by approximately 13,050 S.F., to compensate for filling of the open water pond. A 10-foot wide vegetative/aquatic buffer will be created around the perimeter of this pond.

The site is located approximately 700 feet northeast of the intersection of Germantown Pike and Whitehall Road (Lansdale, PA, USGS Quadrangle N: 5.2 inches; W: 12.80 inches) in East Norriton Township, Montgomery County.

The issuance of this permit also constitutes approval of a Water Quality Certification under Section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

E46-1047. Wissahickon Valley Watershed Association, 12 Morris Road, Ambler, PA 19002-5407, Whitpain, Upper Gwynedd Township, **Montgomery County**, ACOE Philadelphia District.

To install and maintain four concrete stepping stones across Wissahickon Creek (TSF) associated with the Green Ribbon Trail project located in the vicinity of the Colorcon site (Lansdale, PA, United States Geological Survey (USGS) Quadrangle N: 14.5 inches, W: 6.0 inches), North Wales Road site (Lansdale, PA, USGS Quadrangle N: 13.25 inches, W: 5.5 inches), PECO site (Lansdale, PA, USGS Quadrangle N: 12.25 inches, W: 5.5 inches), and the Mount Pleasant Avenue site (Ambler, PA, USGS Quadrangle N: 6.25 inches, W: 15.25 inches).

The issuance of this permit also constitutes approval of a Water Quality Certification under Section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

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

E06-649: City of Reading, c/o Charlie Jones, 503 North 6th Street, Reading, PA 19601, City Park Pond Restoration, City of Reading, **Chester County**, ACOE Philadelphia District.

To restore an existing 0.41 acre offline pond by removing 574 cubic yards of material and relocating 364 cubic yards of material within the pond. The pond is located

adjacent to the Volunteer Fireman's Memorial Bandshell approximately 800 feet east of the intersection of Perkiomen Ave and Penn St (Reading, PA Quadrangle N: 14.5 inches; W: 5.5 inches; Latitude: 40° 20' 7"; Longitude: 75° 54' 48") in the City of Reading, Berks County.

Northcentral Region: Watershed Management Program Manager, 208 West Third Street, Williamsport, PA 17701, 570-327-3636.

E14-525. Bellefonte Borough, 236 West Main Street, Bellefonte, PA 16823. Talleyrand Park, in Bellefonte, PA, **Centre County**, ACOE Baltimore District (Bellefonte, PA Quadrangle Latitude: 40° 54' 41", Longitude: 77° 47' 12").

To construct and maintain: 1) a 30-foot clear span steel-beam concrete-deck pedestrian bridge with associated concrete footers, 40 cubic yards of clean fill approach ramps and a 3.25 foot underclearance, 2) temporary cofferdams on each side of the stream to build the abutments, and 3) Talleyrand Park pedestrian improvements; such as, concrete walkways, special open cell block paving, 8-foot diameter fountain, site lighting, benches and native vegetation, located next to the Big Spring Building in Talleyrand Park (Bellefonte, PA Quadrangle Latitude: 40° 54' 41", Longitude: 77° 47' 12") Bellefonte, PA, Centre County. This project proposes to permanently impact 30 linear feet of Big Spring Outfall and temporary impact of 60 linear feet for the cofferdam in a tributary to Spring Creek, which is classified as Cold Water Fishery. This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E19-277. Town of Bloomsburg, 301 East Second Street, Bloomsburg, PA 17815-1870. Water Obstruction and Encroachment Joint Permit, in the Town of Bloomsburg, **Columbia County**, ACOE Susquehanna River Basin District (Catawissa, PA Quadrangle N: 40° 58' 53.6"; W: 76° 28' 01.9").

To demolish the Streater Property buildings in preparation for athletic facility fields in the floodplain of the Susquehanna River and Fishing Creek in the Town of Bloomsburg, Columbia County, PA. The buildings on the property consist predominantly of residential and agricultural related structures. Other structures include mobile homes, trailers and greenhouse foundations. This permit gives authorization only for the demolition and removal of the existing structures. A permit will be submitted in the future for the construction of athletic fields. The project will be constructed within the floodplain of the Susquehanna River (WWF, Warm Water Fishery). This project is located along the Susquehanna River east of Fishing Creek, 4,000-feet southwest of the intersection of SR 487 and West Fort McClure Blvd, (Catawissa, PA Quadrangle N: 40° 58' 53.6"; W: 76° 28' 01.9") in the Town of Bloomsburg, Columbia County. This project proposes to have a minimal impact to the floodplain of the Susquehanna River, and does not propose to impact any jurisdictional wetlands. This permit was issued under Section 105.13(e) "Small Projects."

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

E20-576, Linesville Pine Joint Municipal Authority. Regional Sewage Facilities Project, in the Borough of Linesville and Pine Township, **Crawford County**, ACOE Pittsburgh District (Pittsburgh, PA Quadrangle N: 41° 39', 22.5"; W: 80°, 25', 25.7").

To rehabilitate a portion of the Linesville Borough sewer system, install 59,100 linear feet of gravity sani-

tary sewers, 22,000 linear feet of low pressure force main and 6,250 linear feet of pump station force main in Pine Township and currently unsewered areas of Linesville Borough, construct a new regional wastewater treatment facility and associated lift stations involving to construct and maintain: 1) 18 sewer line stream crossings of Linesville Creek and UNTs Pymatuning Reservoir, 2) 18 wetland crossings of PEM, PSS and PFO wetlands, 3) a storm sewer outfall to Linesville Creek, 4) a sewage treatment plant effluent outfall to Pymatuning Reservoir, 5) to fill 0.13 acre of PSS wetland and to construct and maintain a lift station within the floodplain of a UNT Pymatuning Reservoir (N: 41°, 39', 26.5"; W: 80°, 27', 38.8") and to 6) to fill 0.04 acres of PEM wetland and construct and maintain a lift station (N: 41°, 39', 17.5"; W: 80°, 25', 16"). Linesville Creek is a perennial stream classified as a warm water fishery. Pymatuning Reservoir is a perennial body of water classified as a warm water fishery. This project proposes to permanently impact 0.04 acre of PEM wetland and 0.13 acre of PSS wetland.

EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control Permits have been issued.

Any person aggrieved by these actions may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. Chapter 5, Subchapter A (relating to practice and procedure of Commonwealth agencies), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

If individuals want to challenge this action, their appeal must reach the Board within 30 days. Individuals do not need a lawyer 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. If individuals cannot afford a lawyer, individuals may qualify for pro bono representation. Call the Secretary to the Board (717) 787-3483 for more information.

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

10/21/09

ESCGP-1 No.: ESX09-125-0047

Applicant Name: MarkWest Liberty Midstream & Resources

Contact Person: Robert McHale

Address: 100 Plaza Drive, Suite 102

City: Atlasburg State: PA Zip Code: 15004

County: Washington Township(s): Blaine

Receiving Stream(s) and Classifications: Buffalo Creek, HQ

10/23/09

ESCGP-1 No.: ESX09-005-0005

Applicant Name: EQT Production Company

Contact Person: Todd Klaner

Address: 455 Racetrack Road, Suite 101

City: Washington State: PA Zip Code: 15301

County: Armstrong Township(s): Cowanshannock

Receiving Stream(s) and Classifications: North branch of Plum Creek, Other

[Pa.B. Doc. No. 09-2069. Filed for public inspection November 6, 2009, 9:00 a.m.]

Availability of Technical Guidance

Technical guidance documents are available on the Department of Environmental Protection's (Department) web site at <http://www.depweb.state.pa.us> (DEP Keywords: "eLibrary"). The "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 "Draft Technical Guidance" heading is the link to the Department's draft technical guidance documents.

The Department will continue to revise its nonregulatory documents, as necessary, throughout 2009.

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

DEP ID: 362-4000-002. Title: Field Order Instruction Manual for Water Quality Operations. Description: This revised technical guidance has been developed to update and establish uniform instructions and procedure for Water Quality Field Operations staff, by authority of the PA Clean Streams Law, for the issuance of Field Orders for violations occurring at permitted and unpermitted facilities. Upon publication as final, this guidance will replace the 1998 version, *Field Manual for Compliance Orders*, currently posted on the Department's web site. Unlike the 1998 version, this guidance includes substantial revisions that consist of updated regulations and new scenarios that field staff may encounter that warrant the issuance of a Field Order when voluntary compliance cannot be attained by other established methods. Written Comments: Interested persons may submit written comments on this draft technical guidance document by December 7, 2009. Comments submitted by facsimile will not be accepted. The Department will accept comments submitted by e-mail. A return name and address must be included in each e-mail transmission. Written comments should be submitted to Robert Kachonik, Department of Environmental Protection, Bureau of Water Standards and Facility Regulation, Rachel Carson State Office Building, 11th Floor, Harrisburg, PA 17105-8774, (717)

772-4018, rkachonik@state.pa.us. Contact: Questions regarding the draft technical guidance should be directed to Robert Kachonik at (717) 772-4018, rkachonik@state.pa.us.

Effective Date: Upon publication of notice as final in the *Pennsylvania Bulletin*.

DEP ID: 392-2130-015. Title: Guidelines for Development of Critical Area Resource Plans. Description: The Water Resources Planning Act (Act 220 of 2002) provides for the development of a Critical Area Resource Plan (CARP) for any watershed designated as a Critical Water Planning Area. The purpose of this policy is to provide guidance to the Department staff, Regional Water Resources Committees, the Statewide Water Resources Committee, State and Federal agencies, businesses and the public to assist in development of CARPs. This document outlines the plan elements and process that will be used to develop, review and approve CARPs. These elements are solely for planning purposes and are not intended to reflect existing or future regulatory requirements. Related Department Guidance Document No. 392-2130-014, "Guidelines for Identification of Critical Water Planning Areas," describes the process and criteria that will be used to identify CWPAs. After an area receives CWPA designation, a more intensive planning process will be undertaken to produce a CARP. This plan will include a more detailed investigation of water availability and current and future demands for water, with a focus on identifying existing and potential conflicts among users and possible alternative to resolve such conflicts. The CARP that results from the study is not a regulatory document and will not be binding. It will, however, suggest measures and actions that could be adopted voluntarily to address the potential water shortage in the area. Written Comments: Interested persons may submit written comments on this draft technical guidance document by December 7, 2009. Comments submitted by facsimile will not be accepted. The Department will accept comments submitted by e-mail. A return name and address must be included in each e-mail transmission. Written comments should be submitted to Leslie Sarvis, Department of Environmental Protection, Water Planning Office, Rachel Carson State Office Building, 2nd Floor, Harrisburg, PA 17105-2063, (717) 772-5634, lsarvis@state.pa.us. Contact: Questions regarding the draft technical guidance should be directed to Leslie Sarvis at (717) 772-5634 or by e-mail to lsarvis@state.pa.us.

Effective Date: Upon publication of notice as final in the *Pennsylvania Bulletin*.

JOHN HANGER,
Secretary

[Pa.B. Doc. No. 09-2070. Filed for public inspection November 6, 2009, 9:00 a.m.]

Bid Opportunity

AMD 17(1416)102.1, DGS 193-37, Acid Mine Drainage Abatement Project, Hollywood, Huston Township, Clearfield County and Jay Township, Elk County, PA. The principal items of work and approximate quantities include site preparation and restoration; 19,836 L.F. of installation of AMD conveyance; 20 each of wet mine seals; 5,125 L.F. of installation of sludge conveyance; general earthwork; two each of mine dewatering pumps; 250 L.F. of vertical drilling and appurtenances; 1,024 L.F. of horizontal drilling and appurtenances; three each of pump station complete; treat-

ment plant facilities; facilities lighting, electrical, power; facilities control and processing; facilities training, startup, and operation and facilities warranty period. This project issues on November 6, 2009, and bids will be opened on January 28, 2010, at 2 p.m. Bid documents cost \$50 per set and will not be mailed until payment has been received. A nonmandatory prebid conference is planned for this project on December 8, 2009. Use the contact information contained in this advertisement to find out more about the prebid. Contact the Construction Contracts Section at (717) 787-7820 or joelmiller@state.pa.us for more information on this bid.

JOHN HANGER,
Secretary

[Pa.B. Doc. No. 09-2071. Filed for public inspection November 6, 2009, 9:00 a.m.]

Proposed Permit Located In An Environmental Justice Area: General Permit Number WMGR097R011 for Research and Development Activities

The Department of Environmental Protection (Department) has received a registration from Hazleton Creek Properties, LLC, to operate under General Permit Number WMGR097R011 for research and development activities. The proposed project involves use of dredged material or other regulated fill with fines from processing construction and demolition waste used in mine reclamation and as construction material in the Mammoth Strip Pit in Hazleton.

An informational meeting on the proposed registration under General Permit Number WMGR097R011 for research and development will be held for local residents by the Department on November 16, 2009, from 7 to 9 p.m. at the Hazleton Area Administrative Building, Main Entrance, Large Group Instructional Room, 1515 West 23rd Street, Hazleton, PA 18202. Staff from the Department will be available to answer questions that local residents may have, and to provide additional information on the permit application that is under review.

The registration and proposed research and development project was submitted by Hazleton Creek Properties, LLC, 580 Third Avenue, P. O. Box 1389, Kingston, PA 18704.

Additional information can be obtained by contacting the Department of Environmental Protection, Ronald C. Hassinger, Chief, General Permits/Beneficial Use Section, at (717) 787-7381.

Other Pertinent Information as Follows:

Application accepted for review: August 26, 2009.

Current Application status: The Department is currently reviewing the application.

Location: The proposed site for the project is the Mammoth Strip Pit, a 60-acre tract bounded by Routes 924/309 and Broad Street, City of Hazleton.

The proposed permit area is located in an Environmental Justice Area: The registration review takes into account enhanced public participation with increased communication among the Department, the applicant and the people that live within the Environmental Justice Area (EJA). An EJA is defined as any census tract, entirely or in part, within the area of concern with a 30% or greater minority population and/or 20% or greater at or below the poverty level, as defined by the US census bureau. The Department representatives will be available

at the November 16, 2009, meeting from 7 to 9 p.m. to discuss concerns of the residents. A copy of the registration document is available for review, and copying for a fee, at the Department's Northeast Regional Office in Wilkes-Barre and the Bureau of Waste Management at the Department's Central Office in Harrisburg. Copies were also provided to the City of Hazleton, the Luzerne County Commissioners and the Luzerne County Planning Commission.

Purpose of Application: The proposed research and development project involves use of dredged material or other regulated fill with fines from processing construction and demolition waste in mine reclamation and as construction material.

Estimated Duration of Project: 5 years.

Estimated Volume of Regulated Fill and fines from processing construction and demolition for Project: 1.4 million cubic yards.

Public Comment Period: Ends on November 23, 2009. Comments concerning the application should be directed to Ronald C. Hassinger, Chief, General Permits/Beneficial Use Section, Division of Municipal and Residual Waste, Bureau of Waste Management, P. O. Box 8472, Harrisburg, PA 17105-8472, (717) 787-7381. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

Informational Meeting: November 16, 2009, from 7 to 9 p.m. at the Hazleton Area Administrative Building, Main Entrance, Large Group Instructional Room, 1515 West 23rd Street, Hazleton, PA 18202.

JOHN HANGER,
Secretary

[Pa.B. Doc. No. 09-2072. Filed for public inspection November 6, 2009, 9:00 a.m.]

Recycling Fund Advisory Committee and Solid Waste Advisory Committee; Rescheduling Meeting

The November 12, 2009, meeting of the Recycling Fund Advisory Committee (RFAC) and the Solid Waste Advisory Committee (SWAC) has been rescheduled to Monday, December 7, 2009. The meeting will begin at 10 a.m. in Room 105 of the Rachel Carson State Office Building.

Questions concerning this meeting should be directed to Michael Texter at (717) 787-7652 or by e-mail to mtexter@state.pa.us. The agenda and meeting materials for this meeting will be available through the Public Participation Center on the Department of Environmental Protection's (Department) web site at <http://www.depweb.state.pa.us> (DEP Keyword: "Participate").

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact the Department at (717) 787-7652 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

JOHN HANGER,
Secretary

[Pa.B. Doc. No. 09-2073. Filed for public inspection November 6, 2009, 9:00 a.m.]

Sewage Advisory Committee Meeting; Cancellation Notice

The November 18, 2009, meeting of the Sewage Advisory Committee (SAC) has been canceled. The next meeting is scheduled for March 10, 2010, beginning at 10:30 a.m. in Room 105 of the Rachel Carson State Office Building, Harrisburg, PA.

Questions concerning this cancellation notice or the next scheduled meeting can be directed to John Diehl by e-mail to jdiehl@state.pa.us or by telephone (717) 783-2941. The agenda and meeting materials for the next meeting will be available through the Public Participation Center on the Department of Environmental Protection's (Department) web site at <http://www.depweb.state.pa.us> (DEP Keyword: "Participate").

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact the Department at (717) 783-2941 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

JOHN HANGER,
Secretary

[Pa.B. Doc. No. 09-2074. Filed for public inspection November 6, 2009, 9:00 a.m.]

DEPARTMENT OF GENERAL SERVICES

Real Estate for Sale Montgomery County

The Department of General Services (Department) will accept bids for the purchase of 0.29-acre of land and building containing 11,760 SF ± formerly known as the Pottstown National Guard Armory located at 261 King Street, Borough of Pottstown, Montgomery County. Bids are due Monday, January 25, 2010. Interested parties wishing to receive a copy of Solicitation No. 94317 should view the Department's web site at www.dgs.state.pa.us or call Lisa Kettering at (717) 787-1321.

JAMES P. CREEDON,
Secretary

[Pa.B. Doc. No. 09-2075. Filed for public inspection November 6, 2009, 9:00 a.m.]

DEPARTMENT OF HEALTH

Long-Term Care Nursing Facilities; Requests for Exception

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 201.3 (relating to definitions).

Riverwoods
3201 River Road
Lewisburg, PA 17837
FAC ID 121702

This request is on file with the Department of Health (Department). Persons may receive a copy of a request for

exception by requesting a copy from the Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, ra-paexcept@state.pa.us.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division and address listed previously.

Comments received by the Department within 15 days after the date of publication of this notice will be reviewed by the Department before they decide whether to approve or disapprove the request for exception.

Persons with a disability who require an alternative format of this document or who desire to comment in an alternative format (for example, large print, audiotape, Braille), should contact the Division of Nursing Care Facilities at the address listed previously, or for speech and/or hearing impaired persons V/TT (717) 783-6514, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-2076. Filed for public inspection November 6, 2009, 9:00 a.m.]

Pennsylvania Colorectal Cancer Advisory Committee Meeting

The Pennsylvania Colorectal Cancer Advisory Committee (a subcommittee of the Pennsylvania Cancer Control, Prevention and Research Advisory Board), established under the Pennsylvania Cancer Control, Prevention, and Research Act (35 P.S. § 5633), will hold a meeting on Tuesday, December 1, 2009, from 10 a.m. to 11:30 a.m. The meeting will be a teleconference call held at the Department of Health Training Center, 132 Kline Plaza, Suite F, Harrisburg, PA 17104.

For additional information, contact April Barry, Public Health Program Administrator, Department of Health, Division of Cancer Prevention and Control, Room 1011, Health and Welfare Building, 625 Forster Street, Harrisburg, PA, (717) 783-1457.

Persons wishing to attend this meeting and require an auxiliary aid, service or other accommodation to do so, contact April Barry at (717) 783-1457, for speech and/or hearing impaired persons V/TT (717) 783-6514, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-2077. Filed for public inspection November 6, 2009, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Millionaire Raffle IX

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 874.4 (relating to notice of

raffle lottery game rules), the Secretary of Revenue hereby provides public notice of the rules for the following raffle lottery game:

1. *Name:* The name of the raffle game is Pennsylvania Millionaire Raffle IX.

2. *Price:* The price of a Pennsylvania Millionaire Raffle IX lottery game ticket is \$20.

3. *Ticket Sales And Drawing Date:* Pennsylvania Millionaire Raffle IX lottery game tickets sales will commence on or after November 20, 2009, and will continue until all 500,000 tickets have been sold, or 5:00 p.m. on January 2, 2010, whichever occurs earlier.

4. *Ticket Characteristics:* Each Pennsylvania Millionaire Raffle IX lottery game ticket will contain one unique eight-digit number between 00000001 and 00500000, for a total of 500,000 tickets.

5. *Prizes:* The prizes that can be won in this game are \$100, \$1,000, \$100,000 and \$1,000,000. A player may only win one time on each ticket or chance.

6. *Maximum Number of Tickets Printed and Sold for the Game:* There will be no more than 500,000 tickets printed and sold for the Pennsylvania Millionaire Raffle IX lottery game. The chances will be sequentially issued on a Statewide basis from the range of individual unique numbers representing the chances available for the game.

7. *Conduct of Drawing:* The results of the Pennsylvania Millionaire Raffle IX will be televised on January 2, 2010, at or about 7:00 p.m. The drawing will be conducted with the aid of an electronic device. Six-thousand (6,000) unique eight-digit numbers will be drawn, between 00000001 and 00500000. The first four unique eight-digit numbers drawn will be the first-prize-tier winning numbers. The fifth through eighth unique eight-digit numbers drawn will be the second-prize-tier winning numbers. The ninth through 108th unique eight-digit numbers drawn will be the third-prize-tier winning numbers. The 109th through 6,000th unique eight-digit numbers drawn will be the fourth-prize-tier winning numbers.

8. *Determination of Prize Winners:*

(a) Holders of tickets upon which the unique eight-digit number matches exactly one of the first-prize-tier numbers selected by the Lottery shall be entitled to a prize of \$1,000,000.

(b) Holders of tickets upon which the unique eight-digit number matches exactly one of the second-prize-tier numbers selected by the Lottery shall be entitled to a prize of \$100,000.

(c) Holders of tickets upon which the unique eight-digit number matches exactly one of the third-prize-tier numbers selected by the Lottery shall be entitled to a prize of \$1,000.

(d) Holders of tickets upon which the unique eight-digit number matches exactly one of the fourth-prize-tier numbers selected by the Lottery shall be entitled to a prize of \$100.

9. *Number and Description of Prizes and Approximate Odds:* The Pennsylvania Millionaire Raffle IX prizes and determination winners are as follows:

Ticket Matching Exactly the Unique Eight-digit Number Drawn In:

	<i>Win Prize Of:</i>	<i>Maximum Odds Of Winning Are 1 In:</i>	<i>Number Of Winners</i>
First-Prize-Tier	\$1,000,000	125,000	4
Second-Prize-Tier	\$100,000	125,000	4
Third-Prize-Tier	\$1,000	5,000	100
Fourth-Prize-Tier	\$100	85	5,892

All Pennsylvania Millionaire Raffle IX lottery game prize payments, including first-prize-tier prizes, will be made as one-time lump-sum cash payments.

10. *Consumer Promotional Programs:* The Lottery may conduct promotional activities to promote the sale of Pennsylvania Millionaire Raffle IX tickets, including offering tickets at a discounted price. Details of any such offering will be disseminated through media used to advertise or promote Millionaire Raffle IX or through normal communications methods.

11. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Pennsylvania Millionaire Raffle IX lottery game tickets. The conduct of the Program will be governed by 61 Pa. Code § 811.41 (relating to promotional prizes).

12. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Millionaire Raffle IX, prize money from winning Pennsylvania Millionaire Raffle IX lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the anniversary date of the raffle drawing in which the ticket or chance was entered, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

13. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P. S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

STEPHEN H. STETLER,
Secretary

[Pa.B. Doc. No. 09-2078. Filed for public inspection November 6, 2009, 9:00 a.m.]

DEPARTMENT OF STATE

Corporation Bureau Advisory Committee Meeting

The Corporation Bureau Advisory Committee (Committee), under 15 Pa.C.S. § 155(c) (relating to disposition of funds), has scheduled a meeting for Monday, November 9, 2009, at 11:30 a.m., for discussion of the Corporation Bureau's budget. The meeting will be held in room 303/304 the Executive Office Conference Room of the Department of State, North Office Building, 3rd Floor, Harrisburg, PA 17120. The public is invited to attend. Persons who need accommodation due to a disability and wish to attend the meeting should contact Barbara Kennedy at (717) 783-9210 so that arrangements can be made.

PEDRO A. CORTÉS,
Secretary

[Pa.B. Doc. No. 09-2079. Filed for public inspection November 6, 2009, 9:00 a.m.]

FISH AND BOAT COMMISSION

Temporary Changes to Fishing Regulations; Miscellaneous Special Regulations Regarding Lake Erie Tributaries

[Correction]

An error occurred in the notice which appeared at 39 Pa.B. 6297 (October 24, 2009). The first paragraph should have read as follows:

On October 26, 2009, Act 40 of 2009 will go into effect. This act amends 30 Pa.C.S. § 2907.2 (relating to Lake Erie fishing permits), to provide that a special Lake Erie permit is required to fish in Lake Erie, Presque Isle Bay and their tributaries, including waters that flow into those tributaries, instead of "the Pennsylvania waters of Lake Erie, Presque Isle Bay and their tributaries" only. This amendment requires anglers, effective October 26, to procure a Lake Erie fishing permit to fish in Conneaut Creek, Turkey Creek and their tributaries when previously one was not required because although these streams begin in this Commonwealth, they enter Lake Erie in Ohio. Although a Lake Erie permit will be required to fish these streams, Act 40 also provides that proceeds derived from their sale may now be used to fund projects on those waters.

The remainder of the notice was accurate as printed.

[Pa.B. Doc. No. 09-2001. Filed for public inspection October 23, 2009, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Action Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10:30 a.m., Thursday, October 22, 2009, and announced the following:

Regulation Deemed Approved under Section 5(g) of the Regulatory Review Act—Effective October 21, 2009:

Pennsylvania Commission on Crime and Delinquency, Office of Victims' Services #35-31: Crime Victims Compensation (amends 37 Pa. Code Chapter 411)

Action Taken—Regulations Approved:

State Board of Accountancy #16A-5512: Biennial Renewal Fees (amends 49 Pa. Code § 11.4)

Coal and Clay Mine Subsidence Insurance Board #7-424: Mine Subsidence Fund (amends 25 Pa. Code Chapter 401)

State Board of Education #6-312: Academic Standards and Assessment (amends 22 Pa. Code Chapter 4)

Action Taken—Regulation Disapproved: Order Not Yet Issued

- State Board of Funeral Directors #16A-4815: Preneed Funeral Arrangements
- Will advise when order is issued.

Approval Order

Public Meeting held
October 22, 2009

Commissioners Voting: Arthur Coccodrilli, Chairperson; George D. Bedwick, Vice Chairperson; S. David Fine-man, Esq.; Silvan B. Lutkewitte, III; John F. Mizner, Esq.

*State Board of Accountancy—
Biennial Renewal Fees;
Regulation No. 16A-5512 (#2759)*

On April 22, 2009, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Accountancy (Board). This rulemaking amends 49 Pa. Code § 11.4. The proposed regulation was published in the May 2, 2009 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on September 21, 2009.

This regulation will increase biennial renewal fees for certified public accountants, public accountants, public accounting firms and continuing education program sponsors so that the Board can generate adequate revenue to meet its expenses.

We have determined this regulation is consistent with the statutory authority of the Board (63 P. S. § 9.6) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Approval Order

Public Meeting held
October 22, 2009

Commissioners Voting: Arthur Coccodrilli, Chairperson; George D. Bedwick, Vice Chairperson; S. David Fine-man, Esq.; Silvan B. Lutkewitte, III; John F. Mizner, Esq.

*Coal and Clay Mine Subsidence Insurance Board—
Mine Subsidence Fund;
Regulation No. 7-424 (#2737)*

On December 10, 2008, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Coal and Clay Mine Subsidence Insurance Board (Board). This rulemaking amends 25 Pa. Code Chapter 401. The proposed regulation was published in the December 20, 2008 *Pennsylvania Bulletin*

with a 30-day public comment period. The final-form regulation was submitted to the Commission on September 18, 2009.

This regulation clarifies existing provisions with regard to the issuance of Mine Subsidence Insurance provided by the Board.

We have determined this regulation is consistent with the statutory authority of the Board (52 P. S. § 3219) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Approval Order

Public Meeting held
October 22, 2009

Commissioners Voting: Arthur Coccodrilli, Chairperson; George D. Bedwick, Vice Chairperson; S. David Fine-man, Esq.; Silvan B. Lutkewitte, III, Dissenting; John F. Mizner, Esq.

*State Board of Education—
Academic Standards and Assessment;
Regulation No. 6-312 (#2696)*

On May 2, 2008, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Education (Board). This rulemaking amends 22 Pa. Code Chapter 4. The proposed regulation was published in the May 17, 2008 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on September 21, 2009.

This regulation amends state high school graduation requirements.

We have determined this regulation is consistent with the statutory authority of the Board (24 P. S. §§ 26-2603-B and 26-2604-B) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

ARTHUR COCCODRILLI,
Chairperson

[Pa.B. Doc. No. 09-2080. Filed for public inspection November 6, 2009, 9:00 a.m.]

Notice of Filing of Final Rulemaking

The Independent Regulatory Review Commission (Commission) received the following regulation. It is scheduled to be considered on the date noted. The Commission's public meetings are held at 333 Market Street, 14th Floor, in Harrisburg, PA at 10:30 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 on the web site, www.irrc.state.pa.us.

Final-Form

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>	<i>Public Meeting</i>
12-89	Department of Labor and Industry Uniform Construction Code	10/23/09	12/3/09

ARTHUR COCCODRILLI,
Chairperson

[Pa.B. Doc. No. 09-2081. Filed for public inspection November 6, 2009, 9:00 a.m.]

INSURANCE DEPARTMENT

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 policies. The hearings will be held in accordance with the requirements of Act 68; 1 Pa. Code Part II (relating to the 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 offices in Harrisburg and Pittsburgh, PA. Failure by an appellant to appear at the scheduled hearing may result in dismissal with prejudice.

The following hearing will be held in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102.

Appeal of Walter C. and Mary Zoe Bilski; file no. 09-183-77884; Goodville Mutual Insurance Company; Doc. No. P09-10-018; December 8, 2009, 1 p.m.

The following hearings will be held in the Pittsburgh Regional Office, Room 304, State Office Building, 300 Liberty Avenue, Pittsburgh, PA 15222.

Appeal of Sean P. George; file no. 09-302-75356; State Farm Mutual Automobile Insurance Company; Doc. No. PI09-09-017; December 3, 2009, 2 p.m.

Appeal of Mitchell J. and Nancy A. Yanyanin; file no. 09-302-73474; State Farm Mutual Automobile Insurance Company; Doc. No. PI09-08-002; December 3, 2009, 3 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, contact Donna R. Fleischauer, Human Resources Director, at (717) 705-4194.

JOEL SCOTT ARIO,
Insurance Commissioner

[Pa.B. Doc. No. 09-2082. Filed for public inspection November 6, 2009, 9:00 a.m.]

Review Procedure Hearings under the Unfair Insurance Practices Act

The following insureds have requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (40 P. S. § 1171.8) in connection with their companies' termination of the insureds' policies. The administrative hearings will be held in the Insurance Department's regional office in Pittsburgh, PA. Failure by the appellant to appear at the scheduled hearing may result in dismissal with prejudice.

The following hearings will be held in the Pittsburgh Regional Office, Room 304, State Office Building, 300 Liberty Avenue, Pittsburgh, PA 15222.

Appeal of Rickard Briggs and Karla L. Wayne; file no. 09-302-72997; Nationwide Mutual Fire Insurance Company; Doc. No. PI09-08-006; December 4, 2009, 1 p.m.

Appeal of David A. Bruno; file no. 09-188-76941; Erie Insurance Exchange; Doc. No. P09-10-017; December 4, 2009, 2 p.m.

Parties may appear with or without counsel and offer relevant testimony and/or other relevant evidence. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

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 Insurance 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 above-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing, please contact Donna R. Fleischauer, Human Resources Director, at (717) 705-4194.

JOEL SCOTT ARIO,
Insurance Commissioner

[Pa.B. Doc. No. 09-2083. Filed for public inspection November 6, 2009, 9:00 a.m.]

MILK MARKETING BOARD

Hearing and Presubmission Schedule for All Milk Marketing Areas; Over-Order Premium

Under the Milk Marketing Law (31 P.S. §§ 700j-101—700j-1302), the Milk Marketing Board (Board) will conduct a public hearing for Milk Marketing Areas 1—6 on December 2, 2009, at 10:30 a.m. in Room 202 of the Agriculture Building, 2301 North Cameron Street, Harrisburg, PA.

The purpose of the hearing is to receive testimony and exhibits concerning the level and duration of the Class I over-order premium to be effective January 1, 2010.

The staff of the Board is deemed to be a party to this hearing, and the attorney representing staff is deemed to have entered his appearance. Other persons who wish to present evidence may be included on the Board's list of parties by: (1) having their attorney file with the Board on or before 4 p.m. on November 12, 2009, a notice of appearance substantially in the form prescribed by 1 Pa. Code § 31.25 (relating to form of notice of appearance); or (2) if unrepresented by counsel, filing with the Board on or before 4 p.m. on November 12, 2009, notification of their desire to be included as a party. Parties may indicate in their notices of appearance if alternate means of service, that is, e-mail or fax, are acceptable. Notices of appearance filed electronically should be directed to deberly@state.pa.us.

The parties shall observe the following requirements for advance filing of witness information and exhibits. The Board may exclude witnesses or exhibits of a party that fails to comply with these requirements. In addition, the parties shall have available in the hearing room at least 20 additional copies made available for the use of nonparties attending the hearing.

1. By 4 p.m. on November 17, 2009, the petitioner shall file with the Board, in person or by mail, one original and eight copies and ensure receipt by all other parties of one copy of:

a. A list of witnesses who will testify for the petitioner, along with a statement of the subjects concerning which each witness will testify. A witness who will be offered as an expert shall be so identified, along with the witness's area or areas of proposed expertise. For expert witnesses there shall also be filed a statement of the substance of the facts and opinions to which the expert is expected to testify and a summary of the grounds for each opinion.

b. Each exhibit to be presented, including testimony to be offered in written form.

2. By 4 p.m. on November 24, 2009, each responding party shall file and serve as set forth in paragraph 1 information concerning rebuttal witnesses and copies of rebuttal exhibits.

3. By 4 p.m. on November 30, 2009, parties shall file and serve as set forth in paragraph 1 information concerning surrebuttal witnesses and copies of surrebuttal exhibits.

The Board may exclude witnesses or exhibits of a party that fails to comply with the previous requirements. In addition, the parties shall have available in the hearing room at least 20 additional copies made available for the use of nonparties attending the hearing.

Parties that wish to offer in evidence documents on file with the Board, public documents, or records in other proceedings before the Board, or wish the Board to take official notice of facts, shall comply with, respectively, 1 Pa. Code § 35.164, § 35.165, § 35.167 or § 35.173. Whenever these rules require production of a document as an exhibit, copies shall be provided to each Board member and to all other parties; in addition, at least 20 copies shall be available for distribution to nonparties attending the hearing.

Requests by parties for Board staff to provide data pertinent to the hearing shall be made in writing and received in the Board office by 4 p.m. on November 25, 2009.

The filing address for the Board is Milk Marketing Board, Room 110, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA 17110.

KEITH BIERLY,
Secretary

[Pa.B. Doc. No. 09-2084. Filed for public inspection November 6, 2009, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

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 (Commission). Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by November 23, 2009. 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-2009-2137528. Baldev Kapoor and Felix Rivera, co-partners t/a Shippensburg Limousine Service, (27 West King Street, Cumberland County, PA 17257) per-

sons, in limousine service from points in Cumberland and Franklin Counties to points in Pennsylvania, and return, excluding service under the jurisdiction of the Philadelphia Parking Authority.

A-2009-2137590. Anita C. Winer, t/a Hollywood Here We Come (225 Royal Road, Lebanon, Lebanon County, PA 17042) persons in paratransit service, between points in Berks, Dauphin and Lebanon Counties, and return.

A-2009-2137780. John C. Mummau (7001 Molly Pitcher Highway, Shippensburg, Franklin County, PA 17257)—persons in paratransit service, from points within 300 miles of Shippensburg, Franklin County, to points in Pennsylvania, and return.

A-2009-2137918. Juan Martinez (217 Broad Street, Quakertown, Bucks County, PA 18951), persons, in call or demand service in the Borough of Quakertown, Bucks County. *Attorney:* Mark A. Hoffman, Esquire, Mark A. Hoffman Associates, PC, P. O. Box 358, Lederach, PA 19450.

Application of the following for approval of the beginning of the exercise of the right and privilege of operating motor vehicles as contract carriers for the transportation of household goods as described under the application.

A-2009-2137794. Best Transit, Inc. (800 West Olney Avenue, Philadelphia, Philadelphia County, PA 19120), a corporation of the Commonwealth, for the initial right to transport, as a contract carrier, by motor vehicle, persons in paratransit service for the Medical Assistance Transportation Program through LogistiCare Solutions, LLC, between points in the City and County of Philadelphia.

Complaint

Jose Francisco Jose
515 Winters Avenue
West Hazleton, PA 18202

*Pennsylvania Public Utility Commission
v. Jose Francisco Jose; Doc. No. C-2009-2050012;
A-00124154; May 20, 2009*

To Whom It May Concern:

On February 12, 2009, the Bureau of Transportation and Safety instituted a Complaint against Jose Francisco Jose, Respondent, alleging failure to maintain evidence of bodily injury and property damage insurance on file with this Commission, a violation of the Public Utility Code at 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

In accordance with 52 Pa. Code § 5.61, the Bureau of Transportation and Safety notified the Respondent that, unless the insurer files evidence of insurance with this Commission and Respondent pays the proposed fine, Respondent must file an Answer to the Complaint within twenty (20) days of the date of service. The Notice further specified that, if Respondent failed to answer the Complaint within twenty (20) days, the Bureau of Transportation and Safety would request that the Commission issue an Order that imposes a penalty, which could include a fine, cancellation, or any other remedy.

The Complaint was unable to be served by mail, as the US Post Office returned all mail as Unclaimed or unable to forward, and the Complaint was posted in the *Pennsylvania Bulletin* on April 4, 2009. To date, more than twenty (20) days later, Respondent has failed to file an Answer to the Complaint. On April 3, 2009, the Respon-

dent's insurer filed evidence of insurance effective on March 26, 2009; however, Respondent has failed to pay the fine.

Therefore, the allegations in the Complaint are admitted and the Complaint is sustained.

Respondent shall pay a fine of two hundred fifty dollars (\$250.00) for failure to maintain evidence of insurance on file with this Commission, as required at 52 Pa. Code § 32 within twenty (20) days from the date of this letter. Payment must be made by certified check or money order, payable to the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, as provided in the Public Utility Code, 66 Pa.C.S. §§ 3301 and 3315.

Respondent is hereby notified to cease and desist from further violations of the Public Utility Code, 66 Pa.C.S. §§ 101 et seq. and the regulations of the Commission, 52 Pa. Code §§ 1.1, et seq.

*Pennsylvania Public Utility Commission, Bureau of
Transportation and Safety v. H & J Cab Co.;
Doc. No. C-2009-2050802*

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That all authority issued to H & J Cab Co. (respondent) is under suspension effective August 16, 2007, for failure to maintain evidence of insurance on file with this Commission.
2. That respondent maintains a principal place of business at 325 Brigade Court, Wayne, PA 19087.
3. That respondent was issued a Certificate of Public Convenience by this Commission on February 18, 2005, at A-00121438F0001 and at A-00121438F0002.
4. That respondent has failed to maintain evidence of Liability insurance on file with this Commission. The penalty is \$250 and cancellation of the Certificate of Public Convenience.
5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$250 and causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Transportation and Safety Prosecutory Staff will request that the Commission issue an Order which: (1) cancels the Certificate of Public Convenience held by respondent at A-121438F0001 and A-00121438F0002 for failure to maintain evidence of current insurance on file with the Commission; (2) fines Respondent the sum of two hundred and fifty dollars (\$250.00) for the illegal activity described in this Complaint; (3) orders such other remedy as the Commission may deem to be appropriate, which

may include the suspension of a vehicle registration; and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement
Motor Carrier Services & Enforcement Division
Bureau of Transportation and Safety
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, Wendy J. Keezel, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____

Wendy J. Keezel, Chief of Enforcement
Motor Carrier Services and Enforcement
Bureau of Transportation and Safety

NOTICE

A. You must file an Answer within twenty (20) days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Cover Letter for this Complaint and Notice, 52 Pa. Code § 1.56(a). An Answer is a written explanation of circumstances wished to be considered in determining the outcome. The Answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your Answer must be verified and the original and three (3) copies sent to:

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within twenty (20) days of the date of service, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or Order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations **and by paying the \$250 fine** proposed in the Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Transportation and
Safety
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Acord Certificates of Insurance and Faxed Form Es and Hs are **Unacceptable** as Evidence of Insurance.

The fine payment must be made to the Commonwealth of Pennsylvania and forwarded to:

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations.

Upon receipt of the evidence of insurance from your insurer **and receipt of your fine payment**, the Complaint proceeding shall be closed.

D. If you file an Answer which admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty, which may include the cancellation of your Certificate of Public Convenience. Should the Commission cancel your Certificate of Public Convenience, it may also impose an additional fine of up to \$1,000.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The judge is not bound by the optional fine set forth above.

F. If you have questions regarding this Complaint or if you would like an alternative format of this Complaint (for person with disabilities), please contact the Compliance Office at (717) 787-1227.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 09-2085. Filed for public inspection November 6, 2009, 9:00 a.m.]

Telecommunications

A-2009-2137473. Verizon North, Inc. and Entelegent Solutions, Inc. Joint petition of Verizon North, Inc. and Entelegent Solutions, Inc., for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, Inc. and Entelegent Solutions, Inc., by its counsel, filed on October 22, 2009, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an 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. Copies of the Verizon North, Inc. and Entelegent Solutions, Inc., joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 09-2086. Filed for public inspection November 6, 2009, 9:00 a.m.]

Telecommunications

A-2009-2137489. Verizon North, Inc. and iNetworks Group, Inc. Joint petition of Verizon North, Inc. and iNetworks Group, Inc., for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, Inc. and iNetworks Group, Inc., by its counsel, filed on October 22, 2009, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an 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. Copies of the Verizon North, Inc. and iNetworks Group, Inc., joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 09-2087. Filed for public inspection November 6, 2009, 9:00 a.m.]

Telecommunications

A-2009-2137472. Verizon Pennsylvania, Inc. and Enteleger Solutions, Inc. Joint petition of Verizon Pennsylvania, Inc. and Enteleger Solutions, Inc., for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and Enteleger Solutions, Inc., by its counsel, filed on October 22, 2009, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an 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. Copies of the Verizon Pennsylvania, Inc. and Enteleger Solutions, Inc., joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 09-2088. Filed for public inspection November 6, 2009, 9:00 a.m.]

Telecommunications

A-2009-2137513. Verizon Pennsylvania, Inc. and iNetworks Group, Inc. Joint petition of Verizon Pennsylvania, Inc. and iNetworks Group, Inc., for approval of

an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and iNetworks Group, Inc., by its counsel, filed on October 22, 2009, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an 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. Copies of the Verizon Pennsylvania, Inc. and iNetworks Group, Inc., joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 09-2089. Filed for public inspection November 6, 2009, 9:00 a.m.]

Telecommunications Services

Time Warner Cable Information Services (Pennsylvania), LLC, d/b/a Time Warner Cable. Application of Time Warner Cable Information Services (Pennsylvania), LLC, d/b/a Time Warner Cable for approval to offer, render, furnish or supply telecommunications services to the public as a Competitive Local Exchange Carrier in the following service territories:

Citizens Telecommunications Company of New York, Inc.
Doc. No. A-2009-2137846

Frontier Communications Commonwealth Telephone
Company, LLC
Doc. No. A-2009-2137922

Frontier Communications of Oswayo River, LLC
Doc. No. A-2009-2138058

Pymatuning Independent Telephone Company
Doc. No. A-2009-2138060

Windstream Pennsylvania, LLC
Doc. No. A-2009-2138083

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 November 23, 2009. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the applicant's business address.

Applicant: Time Warner Cable Information Services (Pennsylvania), LLC, d/b/a Time Warner Cable

Through and By Counsel: Alan Kohler, Esquire,

Deanne M. O'Dell, Esquire, Eckert Seamans Cherin Mel-lott, LLC, 213 Market Street, 8th Floor, Harrisburg, PA 17101

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 09-2090. Filed for public inspection November 6, 2009, 9:00 a.m.]

Water Service

A-2009-2138294. Aqua Pennsylvania, Inc. Application of Aqua Pennsylvania, Inc., for approval of the acquisition by Aqua of the water system assets of Athens Township Authority situated in a portion of the Township of Athens, Bradford County, PA, which is located within Aqua's existing service territory; and application of Aqua PA for confirmation of its authority, or such approvals and certificates as may be necessary granting authority, to offer, render, furnish and supply water service throughout the entirety of the Boroughs of Sayre, Athens, South Waverly and Township of Athens, Bradford County, PA.

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 November 23, 2009. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the applicant's business address.

Applicant: Aqua Pennsylvania, Inc.

Through and By Counsel: Thomas T. Niesen, Esquire, Thomas, Long, Niesen and Kennard, 212 Locust Street, Suite 500, P. O. Box 9500, Harrisburg, PA 17108

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 09-2091. Filed for public inspection November 6, 2009, 9:00 a.m.]

STATE CONSERVATION COMMISSION

Action on Odor Management Plans for Concentrated Animal Operations, and Concentrated Animal Feeding Operations and Volunteers Complying with Pennsylvania's Facility Odor Management Program

The State Conservation Commission has taken the following actions on previously received applications for odor management plans under 3 Pa.C.S. §§ 501—522 (relating to nutrient management and odor management).

Persons aggrieved by any action may appeal under 3 Pa.C.S. § 517 (relating to appealable actions), section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law) to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service 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 any right of appeal beyond that permitted by applicable statutes and decision law.

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

Important legal rights are at stake, therefore individuals interested in challenging this action 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.

Odor Management Plan—Public Notice Spreadsheet—Actions

<i>Ag Operation Name, Address</i>	<i>County/Township</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>New or Amended</i>	<i>Action Taken</i>
Ivan Esch 495 Noble Road Atglen, PA 19310	Lancaster County Sadsbury Township	101.25	Dairy	New	10/6/2009
Don Cotner Farms 127 Rushtown Road Danville, PA 17821	Northumberland County Rush Township	145	Layers	New	10/6/2009
Sandy Valley Training Center 1181 Sandy Valley Road White Haven, PA 18661	Luzerne County Foster Township	44	Horse	New	10/14/2009
Five Springs Farm Ltd. & Coops, LLC 465 Long Lane Lancaster, PA 17603	Lancaster County Pequea Township	0—Manure Storage Only	Broilers	New	10/14/2009
Yippee Farms 1103 Iron Bridge Road Mt. Joy, PA 17552	Lancaster County Ralpho Township	90 65	Heifers Milk Cows	New	10/14/2009

[Pa.B. Doc. No. 09-2092. Filed for public inspection November 6, 2009, 9:00 a.m.]

STATE POLICE

Mobile Video Recording System Equipment Standards and Approved Mobile Video Recording Systems

The State Police, under 18 Pa.C.S. §§ 5704(16)(ii)(C) and 5706(b)(4) (relating to exceptions to prohibition of interception and disclosure of communications; and exceptions to prohibitions in possession, sale, distribution, manufacture or advertisement of electronic, mechanical or other devices), published at 34 Pa.B. 1304 (February 28, 2004) a notice of Mobile Video Recording System Equipment Standards and Approved Mobile Video Recording Systems for use until the next comprehensive list is published.

As an addendum to the listing of approved mobile video recording systems published at 34 Pa.B. 1304, the State Police, under the authority cited previously, has approved for use, until the next comprehensive list is published, subject to interim amendment, the following additional approved mobile video recording system, which meets the minimum equipment standards published at 34 Pa.B. 1304:

Digital Patroller 2 Mobile Video Recorder, Digital Safety Technologies, Morrisville, NC

Comments, suggestions or questions should be directed to State Police, Bureau of Patrol, Department Headquarters, 1800 Elmerton Avenue, Harrisburg, PA 17110.

COLONEL FRANK E. PAWLOWSKI,
Commissioner

[Pa.B. Doc. No. 09-2093. Filed for public inspection November 6, 2009, 9:00 a.m.]

STATE REAL ESTATE COMMISSION

Professional and Occupational Affairs v. Realty Management Services, Inc.; File No. 09-56-08168

On August 17, 2009, Realty Management Services, Inc., license no. RO300405, of Meadville, Crawford County, was suspended for failing to pay a previously imposed civil penalty.

Individuals may obtain a copy of the order by writing to Judith Pachter Schulder, Board Counsel, State Real Estate Commission, P. O. Box 2649, Harrisburg, PA 17105-2649.

This final order represents the final State Real Estate Commissioner's (Commission) decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Commission with a copy of their petition for review. The agency contact for receiving service of the appeals is the previously-named Board counsel.

MICHAEL WEISS,
Chairperson

[Pa.B. Doc. No. 09-2094. Filed for public inspection November 6, 2009, 9:00 a.m.]