

# NOTICES

## DELAWARE RIVER BASIN COMMISSION

### Virtual Public Hearing and Virtual Business Meeting

The Delaware River Basin Commission (Commission) will hold a virtual public hearing on Thursday, November 12, 2020. A virtual business meeting will be held the following month on Wednesday, December 9, 2020. Both the hearing and the business meeting are open to the public. In light of the novel coronavirus (COVID-19) mitigation measures in effect for Commission member states, both meetings will be conducted remotely. Check the Commission's web site at [www.drbc.gov](http://www.drbc.gov), on or after October 28, 2020, for details about the meeting formats and how to attend.

*Public hearing.* The Commission will conduct the public hearing remotely on November 12, 2020, beginning at 1:30 p.m. Hearing items will include draft dockets for withdrawals, discharges and other projects that could have a substantial effect on the basin's water resources. The list of draft dockets scheduled for hearing, including project descriptions, will be posted on the Commission's web site at [www.drbc.gov](http://www.drbc.gov), in a long form of this notice at least 10 days before the hearing date.

Written comments on matters scheduled for hearing on November 12, 2020, will be accepted through 5 p.m. on November 17, 2020.

The public is advised to check the Commission's web site periodically prior to the hearing date, as items scheduled for hearing may be postponed if additional time is needed to complete the Commission's review, and items may be added up to 10 days prior to the hearing date. In reviewing docket descriptions, the public is also asked to be aware that the details of projects may change during the Commission's review, which is ongoing.

*Public meeting.* The virtual public business meeting on December 9, 2020, will begin at 10:30 a.m. and will include: adoption of the minutes of the Commission's September 10, 2020, business meeting; announcement of upcoming meetings and events; a report on hydrologic conditions; reports by the Executive Director and the Commission's General Counsel; and consideration of any items for which a hearing has been completed or is not required. At the business meeting on December 9, 2020, the latter may include but are not limited to: possible Commission action on the findings and recommendations of the Hearing Officer in the matter of Docket D-2017-009-2 for the Gibbstown Logistics Center Dock 2; and resolutions for the minutes (a) authorizing the Executive Director to enter into a contract for analytical services for toxicity testing from surface water samples collected in the Delaware River Estuary; and (b) amending the *Administrative Manual—Bylaws, Management and Personnel* regarding approved holidays.

After all scheduled business has been completed and as time allows, the business meeting will be followed by up to 1 hour of open public comment.

There will be no opportunity for additional public comment for the record at the December 9, 2020, business meeting on items for which a hearing was completed on November 12, 2020, or a previous date. Commission consideration on December 9, 2020, of items for which the public hearing is closed may result in approval of the item (by docket or resolution) as proposed, approval with changes, denial or deferral. When the Commissioners defer an action, they may announce an additional period for written comment on the item, with or without an additional hearing date, or they may take additional time to consider the input they have already received without requesting further public input. Any deferred items will be considered for action at a public meeting of the Commission on a future date.

*Advance sign-up for oral comment.* Individuals who wish to comment on the record during the public hearing on November 12, 2020, or to address the Commissioners informally during the open public comment portion of the meeting on December 9, 2020, are asked to sign up in advance through EventBrite. Links to EventBrite for the public hearing and the business meeting will be available at [www.drbc.gov](http://www.drbc.gov) at least 10 days before the public hearing. For assistance contact Patricia Hausler at [patricia.hausler@drbc.gov](mailto:patricia.hausler@drbc.gov).

*Submitting written comment.* Written comment on items scheduled for hearing may be made through the Commission's web-based comment system, a link to which is provided at [www.drbc.gov](http://www.drbc.gov). Use of the web-based system ensures that all submissions are captured in a single location and their receipt is acknowledged. Exceptions to the use of this system are available based on need, by writing to the attention of the Commission Secretary, Delaware River Basin Commission, P.O. Box 7360, 25 Cosey Road, West Trenton, NJ 08628-0360. For assistance in using the web-based comment system contact Patricia Hausler at [patricia.hausler@drbc.gov](mailto:patricia.hausler@drbc.gov).

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

*Additional information and contacts.* Additional public records relating to hearing items may be examined at the Commission's offices by appointment by contacting Denise McHugh, (609) 883-9500, Ext. 240. For other questions concerning hearing items contact David Kovach, Project Review Section Manager, at (609) 883-9500, Ext. 264.

PAMELA M. BUSH,  
Secretary

[Pa.B. Doc. No. 20-1489. Filed for public inspection October 30, 2020, 9:00 a.m.]

## DEPARTMENT OF BANKING AND SECURITIES

### Actions on Applications

The Department of Banking and Securities (Department), under the authority in the Banking Code of 1965 (7 P.S. §§ 101—2204), the Department of Banking and Securities Code (71 P.S. §§ 733-1—733-1203) and 17 Pa.C.S. (relating to Credit Union Code), has taken the following actions on applications received for the week ending October 20, 2020.

Under section 503.E of the Department of Banking and Securities Code (71 P.S. § 733-503.E), any person wishing to comment on the following applications, with the exception of branch applications, may file comments in writing with the Department of Banking and Securities, Bank Supervision or Credit Union and Trust Supervision (as applicable), 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, for banks (717) 783-8240 and for credit unions and trust companies (717) 783-2253. Photocopies of the nonconfidential portions of the applications may be requested consistent with the Department's Right-to-Know Law Records Request policy.

### BANKING INSTITUTIONS

#### Branch Applications

##### De Novo Branches

| <i>Date</i> | <i>Name and Location of Applicant</i>                        | <i>Location of Branch</i>   | <i>Action</i> |
|-------------|--|---|---------------|
| 10-19-2020  | Washington Financial Bank<br>Washington<br>Washington County | 3576 Sheridan Avenue<br>Finleyville<br>Washington County                            | Opened        |
| 10-19-2020  | Brentwood Bank<br>Bethel Park<br>Allegheny County            | 3603 McRoberts Road<br>Pittsburgh<br>Allegheny County<br>(Limited Service Facility) | Filed         |

### CREDIT UNIONS

#### Branch Applications

##### De Novo Branches

| <i>Date</i> | <i>Name and Location of Applicant</i>              | <i>Location of Branch</i>                                       | <i>Action</i> |
|-------------|--|---|---------------|
| 10-01-2020  | Freedom Credit Union<br>Warminster<br>Bucks County | 2333-47 Fairmount Avenue<br>Philadelphia<br>Philadelphia County | Opened        |

#### Branch Relocations

| <i>Date</i> | <i>Name and Location of Applicant</i>              | <i>Location of Branch</i>  | <i>Action</i> |
|-------------|--|--|---------------|
| 10-19-2020  | Freedom Credit Union<br>Warminster<br>Bucks County | <i>To:</i> 9910 Frankford Avenue<br>Philadelphia<br>Philadelphia County<br><br><i>From:</i> 10400 Drummond Road<br>Philadelphia<br>Philadelphia County | Effective     |

#### Articles of Amendment

| <i>Date</i> | <i>Name and Location of Institution</i>  | <i>Action</i> |
|-------------|--|---------------|
| 10-20-2020  | Reading Berks School Employees Credit Union<br>Reading<br>Berks County<br><br>Amendment to Article Third of the institution's Articles of Incorporation provides for a change in principal place of business from 2120 Hampden Boulevard, Reading, PA 19604 to 4461 Pottsville Pike, Reading, PA 19605.<br>Articles of Amendment provide for the institution's Articles of Incorporation to be amended and restated in their entirety. | Withdrawn     |
| 10-20-2020  | Reading Berks School Employees Credit Union<br>Reading<br>Berks County<br><br>Amendment to Article Third of the institution's Articles of Incorporation provides for a change in principal place of business from 2120 Hampden Boulevard, Reading, PA 19604 to 4641 Pottsville Pike, Reading, PA 19605.<br>Articles of Amendment provide for the institution's Articles of Incorporation to be amended and restated in their entirety. | Filed         |

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

RICHARD VAGUE,  
*Acting Secretary*

## DEPARTMENT OF EDUCATION

### Cyber Charter School Application; Virtual Hearings Cancellation

The Department of Education previously scheduled virtual public hearings regarding cyber charter school applications that it received on or before October 1, 2020, that was published at 50 Pa.B. 5489 (October 3, 2020).

The following hearings have been cancelled: November 4, 2020, and November 10, 2020.

The hearings on November 5, 2020, and November 12, 2020, will take place virtually, beginning at 9 a.m.

For questions regarding these hearings, contact the Division of Charter Schools, (717) 787-9744, ra-charterschools@pa.gov.

NOE ORTEGA,  
*Acting Secretary*

[Pa.B. Doc. No. 20-1491. Filed for public inspection October 30, 2020, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Applications, Actions and Special Notices

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### APPLICATIONS

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

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

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

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

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

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

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

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

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

**I. NPDES Renewal Applications.**

*Northeast Region: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, Email: RA-EPNPDES\_NERO@pa.gov.*

| <i>NPDES No.<br/>(Type)</i> | <i>Facility Name &amp; Address</i>   | <i>County &amp;<br/>Municipality</i>         | <i>Stream Name<br/>(Watershed #)</i>  | <i>EPA Waived<br/>Y/N?</i> |
|-----------------------------|--|--|---|----------------------------|
| PA0013552<br>(Industrial)   | Hercules Cement Stockertown Plant Quarry<br>501 Hercules Drive<br>Stockertown, PA 18083-7009 | Northampton County<br>Stockertown<br>Borough | Unnamed Tributary to Bushkill Creek (HQ-CWF, MF), Shoeneck Creek (WWF), and Bushkill Creek (HQ-CWF) (1-F) | Y                          |
| PAS602203<br>(Storm Water)  | Einfalt Recycling and Salvage, Inc.<br>221 Bushkill Street<br>Stockertown, PA 18083-7032     | Northampton County<br>Stockertown<br>Borough | Little Bushkill Creek (HQ-CWF, MF) (1-F)  | Y                          |
| PA0061221<br>(Sewage)       | Elk Lake High School<br>2380 Elk Lake School Road<br>Springville, PA 18844-7710              | Susquehanna<br>County<br>Dimock Township     | West Creek (CWF) (4-G)  | Y                          |

*Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, Email: RA-EPNPDES\_SCRO@pa.gov.*

| <i>NPDES No.<br/>(Type)</i>        | <i>Facility Name &amp; Address</i>   | <i>County &amp;<br/>Municipality</i> | <i>Stream Name<br/>(Watershed #)</i>  | <i>EPA Waived<br/>Y/N?</i> |
|------------------------------------|--|--------------------------------------|---------------------------------------|----------------------------|
| PA0039748<br>(Sewage)              | US Army Corp of Eng—<br>7 Points Rec Area<br>7836 Seven Points Rd<br>Hesston, PA 16647 | Huntingdon County/<br>Penn Township  | Raystown Branch<br>Juniata River/11-D | Y                          |
| PA0012211<br>(Industrial<br>Waste) | Boyertown Foundry<br>P.O. Box 443<br>New Bernville, PA 18545                           | Berks County/<br>Boyertown Borough   | West Branch<br>Swamp Creek/3-D        | Y                          |

*Northcentral Region: Clean Water Program Manager, 208 W Third Street, Suite 101, Williamsport, PA 17701-6448, Phone: 570-327-3636, Email: RA-EPNPDES\_NCROp@a.gov.*

| <i>NPDES No.<br/>(Type)</i> | <i>Facility Name &amp; Address</i>  | <i>County &amp;<br/>Municipality</i>                  | <i>Stream Name<br/>(Watershed No.)</i> | <i>EPA Waived<br/>Y/N?</i> |
|-----------------------------|---|---|--|----------------------------|
| PA0110116<br>(Sewage)       | Reynold Feger Building<br>764 Pottsville Street<br>Herndon, PA 17830-6990 | Northumberland<br>County<br>Lower Mahanoy<br>Township | Fidlers Run (WWF, MF) (6-B)            | Y                          |

*Southwest Region: Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Email: RA-EPNPDES\_SWRO@pa.gov.*

| <i>NPDES No.<br/>(Type)</i> | <i>Facility Name &amp; Address</i>  | <i>County &amp;<br/>Municipality</i> | <i>Stream Name<br/>(Watershed #)</i>                        | <i>EPA Waived<br/>Y/N?</i> |
|-----------------------------|---|--------------------------------------|---|----------------------------|
| PA0091740<br>(Industrial)   | Springdale Closed Ash Site<br>800 Cabin Hill Drive<br>Greensburg, PA 15601-1650 | Allegheny County<br>Frazer Township  | Tawney Run,<br>Riddle Run, and<br>Allegheny River<br>(18-A) | Y                          |

*Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, Phone: 814-332-6942, Email: RA-EPNPDES\_NWRO@pa.gov.*

| <i>NPDES No.<br/>(Type)</i> | <i>Facility Name &amp; Address</i>  | <i>County &amp;<br/>Municipality</i> | <i>Stream Name<br/>(Watershed #)</i>  | <i>EPA Waived<br/>Y/N?</i> |
|-----------------------------|---|--------------------------------------|---|----------------------------|
| PAS228302<br>(Storm Water)  | Northwest Hardwoods<br>Endeavor Facility<br>P.O. Box 67<br>PA Route 666<br>Endeavor, PA 16322 | Forest County<br>Hickory Township    | Unnamed Tributary to the East Hickory Creek (HQ-CWF) and the East Hickory Creek (HQ-CWF) (16-F) | Y                          |

| <i>NPDES No.<br/>(Type)</i> | <i>Facility Name &amp; Address</i>   | <i>County &amp;<br/>Municipality</i> | <i>Stream Name<br/>(Watershed #)</i>  | <i>EPA Waived<br/>Y/N?</i> |
|-----------------------------|--|--------------------------------------|---|----------------------------|
| PA0102911<br>(Sewage)       | Miller Brothers Campground<br>4177 Route 19<br>Cochranton, PA 16314                      | Crawford County<br>Sadsbury Township | Unnamed Tributary to<br>Conneaut Outlet<br>(HQ-WWF)<br>(16-D)   | Y                          |
| PA0102245<br>(Sewage)       | Turning Point Drug & Alcohol<br>Rehab Center<br>P.O. Box 1030<br>Franklin, PA 16323-5030 | Venango County<br>Cranberry Township | Unnamed tributary to the<br>Allegheny River<br>(WWF)<br>(16-G)  | Y                          |
| PA0103446<br>(Industrial)   | Advanced Disposal Services<br>Greentree Landfill<br>635 Toby Road<br>Kersey, PA 15846    | Elk County Fox<br>Township           | Sawmill Run (CWF),<br>Unnamed Tributary to the<br>Bear Run (CWF),<br>Unnamed Tributary to the<br>Little Toby Creek (CWF),<br>Little Toby Creek (CWF),<br>and an Unnamed<br>Tributary to the<br>Sawmill Run<br>(CWF)<br>(17-A) | Y                          |

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

*Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401, Email: RA-EPNPDES\_SERO@pa.gov.*

**PA0052353**, Sewage, SIC Code 4952, **Buckingham Township, Bucks County**, P.O. Box 413, Buckingham, PA 18912-0413. Facility Name: Buckingham Township Buckingham Village STP. This existing facility is located in Buckingham Township, **Bucks County**.

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

The receiving stream(s), Lahaska Creek (CWF, MF), is located in State Water Plan watershed 2-F and is classified for Cold Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 236 MGD.—Limits.

| <i>Parameters</i>                     | <i>Mass Units (lbs/day)</i> |                           | <i>Minimum</i>   | <i>Concentrations (mg/L)</i> |                           | <i>IMAX</i> |
|---------------------------------------|-----------------------------|---------------------------|------------------|------------------------------|---------------------------|-------------|
|                                       | <i>Average<br/>Monthly</i>  | <i>Weekly<br/>Average</i> |                  | <i>Average<br/>Monthly</i>   | <i>Weekly<br/>Average</i> |             |
| Flow (MGD)                            |                             |                           |                  |                              |                           |             |
| Nov 1 - Apr 30                        | Report                      | Report<br>DailyMax        | XXX              | XXX                          | XXX                       | XXX         |
| pH (S.U.)                             |                             |                           |                  |                              |                           |             |
| Nov 1 - Apr 30                        | XXX                         | XXX                       | 6.0              | XXX                          | XXX                       | 9.0         |
| Dissolved Oxygen                      |                             |                           |                  |                              |                           |             |
| Nov 1 - Apr 30                        | XXX                         | XXX                       | 4.0<br>Daily Min | XXX                          | XXX                       | XXX         |
| Total Residual Chlorine (TRC)         |                             |                           |                  |                              |                           |             |
| Nov 1 - Apr 30                        | XXX                         | XXX                       | XXX              | 0.26                         | XXX                       | 0.84        |
| CBOD <sub>5</sub> Raw Sewage Influent |                             |                           |                  |                              |                           |             |
| Nov 1 - Apr 30                        | Report                      | XXX                       | XXX              | Report                       | XXX                       | XXX         |
| CBOD <sub>5</sub>                     |                             |                           |                  |                              |                           |             |
| Nov 1 - Apr 30                        | 39                          | 59                        | XXX              | 20.0                         | 30.0                      | 40          |
| BOD <sub>5</sub> Raw Sewage Influent  |                             |                           |                  |                              |                           |             |
| Nov 1 - Apr 30                        | Report                      | XXX                       | XXX              | Report                       | XXX                       | XXX         |
| Total Suspended Solids                |                             |                           |                  |                              |                           |             |
| Nov 1 - Apr 30                        | 59                          | 88                        | XXX              | 30.0                         | 45.0                      | 60          |
| TSS Raw Sewage Influent               |                             |                           |                  |                              |                           |             |
| Nov 1 - Apr 30                        | Report                      | XXX                       | XXX              | Report                       | XXX                       | XXX         |
| Fecal Coliform (CFU/100 ml)           |                             |                           |                  |                              |                           |             |
| Nov 1 - Apr 30                        | XXX                         | XXX                       | XXX              | 200<br>Geo Mean              | XXX                       | 1,000       |
| Nitrate-Nitrite as N                  |                             |                           |                  |                              |                           |             |
| Nov 1 - Apr 30                        | Report                      | XXX                       | XXX              | Report                       | XXX                       | XXX         |
| Total Nitrogen                        |                             |                           |                  |                              |                           |             |
| Nov 1 - Apr 30                        | Report                      | XXX                       | XXX              | Report                       | XXX                       | XXX         |

| <i>Parameters</i>                         | <i>Mass Units (lbs/day)</i> |                       | <i>Minimum</i> | <i>Concentrations (mg/L)</i> |                       | <i>IMAX</i> |
|---|-----------------------------|-----------------------|----------------|------------------------------|-----------------------|-------------|
|   | <i>Average Monthly</i>      | <i>Weekly Average</i> |                | <i>Average Monthly</i>       | <i>Weekly Average</i> |             |
| Ammonia-Nitrogen<br>Nov 1 - Apr 30        | 20                          | XXX                   | XXX            | 10                           | XXX                   | 20          |
| Total Kjeldahl Nitrogen<br>Nov 1 - Apr 30 | Report                      | XXX                   | XXX            | Report                       | XXX                   | XXX         |
| Total Phosphorus<br>Nov 1 - Apr 30        | 3.9                         | XXX                   | XXX            | 2.0                          | XXX                   | 4           |
| Total Copper<br>Nov 1 - Apr 30            | XXX                         | XXX                   | XXX            | Report                       | XXX                   | XXX         |
| Total Zinc<br>Nov 1 - Apr 30              | XXX                         | XXX                   | XXX            | Report                       | XXX                   | XXX         |
| Total Hardness<br>Nov 1 - Apr 30          | XXX                         | XXX                   | XXX            | Report                       | XXX                   | XXX         |

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

- No Stormwater in Sewers
- Obtain Necessary Property Rights
- Proper Sludge Disposal
- Chlorine Minimization

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

The EPA Waiver is in effect.

**PA0056642**, Storm Water, SIC Code 5171, **Meenan Oil Company, LP**, 8301 Lansdowne Avenue, Upper Darby, PA 19082-5408. Facility Name: Meenan Oil Company. This existing facility is located in Upper Darby Township, **Delaware County**.

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

The receiving stream, Naylor's Run (WWF, MF), is located in State Water Plan watershed 3-G and is classified for Migratory Fishes and Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on an average stormwater flow—Limits.

| <i>Parameters</i>                        | <i>Mass Units (lbs/day)</i> |                       | <i>Minimum</i>  | <i>Concentrations (mg/L)</i> |                | <i>IMAX</i> |
|--|-----------------------------|-----------------------|-----------------|------------------------------|----------------|-------------|
|  | <i>Average Monthly</i>      | <i>Average Weekly</i> |                 | <i>Average Quarterly</i>     | <i>Maximum</i> |             |
| pH (S.U.)                                | XXX                         | XXX                   | 6.0<br>Inst Min | XXX                          | XXX            | 9.0         |
| Total Suspended Solids                   | XXX                         | XXX                   | XXX             | Report                       | XXX            | XXX         |
| Oil and Grease                           | XXX                         | XXX                   | XXX             | 15                           | XXX            | 30          |
| Total Recoverable Petroleum Hydrocarbons | XXX                         | XXX                   | XXX             | 15.0                         | XXX            | 30.0        |

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

- A. Stormwater Outfalls
- B. Best Management Practices
- C. Routine Inspections
- D. PPC Plan
- E. Stormwater Monitoring
- F. Acquire Necessary Property Rights
- G. Proper Sludge Disposal

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

The EPA Waiver is in effect.

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*Northeast Region: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, Email: RA-EPNPDES\_NERO@pa.gov.*

**PA0276341**, Storm Water, SIC Code 2833, **BioSpectra Inc.**, 100 Majestic Way, Bangor, PA 18013-2860. Facility Name: Biospectra—Stroudsburg Facility. This facility is located in Stroud Township, **Monroe County**.

Description of Proposed Activity: The application is for a new NPDES permit for a new discharge of industrial stormwater.

The receiving stream(s), Little Pocono Creek (HQ-CWF, MF), is located in State Water Plan watershed 1-E and is classified for High Quality—Cold Water and Migratory Fish, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are:

| Parameters                   | Mass Units (lbs/day) |                |         | Concentrations (mg/L) |               | IMAX |
|------------------------------|----------------------|----------------|---------|-----------------------|---------------|------|
|                              | Average Monthly      | Average Weekly | Minimum | Average Monthly       | Daily Maximum |      |
| pH (S.U.)                    | XXX                  | XXX            | XXX     | XXX                   | Report        | XXX  |
| Chemical Oxygen Demand (COD) | XXX                  | XXX            | XXX     | XXX                   | 120.0         | XXX  |
| Total Suspended Solids       | XXX                  | XXX            | XXX     | XXX                   | 100.0         | XXX  |
| Nitrate-Nitrite as N         | XXX                  | XXX            | XXX     | XXX                   | Report        | XXX  |
| Total Phosphorus             | XXX                  | XXX            | XXX     | XXX                   | Report        | XXX  |
| Aluminum, Total              | XXX                  | XXX            | XXX     | XXX                   | Report        | XXX  |
| Iron, Total                  | XXX                  | XXX            | XXX     | XXX                   | Report        | XXX  |
| Lead, Total                  | XXX                  | XXX            | XXX     | XXX                   | Report        | XXX  |
| Zinc, Total                  | XXX                  | XXX            | XXX     | XXX                   | Report        | XXX  |

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

- Stormwater Outfalls and Authorized Non-Stormwater Discharges
- Best Management Practices (BMPs)
- Routine Inspections
- Preparedness, Prevention and Contingency (PPC) Plan
- Stormwater Monitoring Requirements

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

The EPA Waiver is in effect.

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*Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, Email: RA-EPNPDES\_SCRO@pa.gov.*

**PA0088323**, Industrial, SIC Code 4911, **Ontelaunee Power Operations Co. LLC**, 5115 Pottsville Pike, Reading, PA 19605-9729. Facility Name: Ontelaunee Energy Center. This existing facility is located in Ontelaunee Township, **Berks County**.

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

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

The proposed effluent limits for Outfall 001 are based on a design flow of 4 MGD.—Limits.

| Parameters                       | Mass Units (lbs/day) |               |                  | Concentrations (mg/L) |               | IMAX  |
|----------------------------------|----------------------|---------------|------------------|-----------------------|---------------|-------|
|                                  | Average Monthly      | Daily Maximum | Instant. Minimum | Average Monthly       | Daily Maximum |       |
| Flow (MGD)                       | Report               | Report        | XXX              | XXX                   | XXX           | XXX   |
| pH (S.U.)                        | XXX                  | XXX           | 6.0              | XXX                   | XXX           | 9.0   |
| Free Available Chlorine          | XXX                  | XXX           | XXX              | 0.2                   | XXX           | 0.5   |
| Temperature (deg F) (°F)         | XXX                  | XXX           | XXX              | XXX                   | 110           | XXX   |
| Total Suspended Solids           | Report               | Report        | XXX              | 30.0                  | 60.0          | 75    |
| Total Dissolved Solids           | Report               | Report        | XXX              | 2,400                 | 3,000         | 3,000 |
| Oil and Grease                   | XXX                  | XXX           | XXX              | 15.0                  | 20.0          | 20    |
| Chromium, Total                  | Report               | Report        | XXX              | 0.2                   | 0.2           | 0.5   |
| Copper, Total                    | Report               | Report        | XXX              | Report                | Report        | XXX   |
| Zinc, Total                      | Report               | Report        | XXX              | 1.0                   | 1.0           | 2.5   |
| PCBs Dry Weather Analysis (pg/L) | XXX                  | Report        | XXX              | XXX                   | Report        | XXX   |
| PCBs Wet Weather Analysis (pg/L) | XXX                  | Report        | XXX              | XXX                   | Report        | XXX   |

The proposed effluent limits for Outfall 001 are based on a design flow of 4 MGD.—Limits.

| Parameters     | Mass Units (lbs/day) |               |         | Concentrations (mg/L) |               | IMAX |
|----------------|----------------------|---------------|---------|-----------------------|---------------|------|
|                | Average Monthly      | Daily Maximum | Minimum | Average Monthly       | Daily Maximum |      |
| Total Nitrogen | Report<br>Avg Qrtly  | XXX           | XXX     | Report<br>Avg Qrtly   | XXX           | XXX  |

| <i>Parameters</i>       | <i>Mass Units (lbs/day)</i> |                      | <i>Minimum</i> | <i>Concentrations (mg/L)</i> |                      | <i>IMAX</i> |
|-------------------------|-----------------------------|----------------------|----------------|------------------------------|----------------------|-------------|
|                         | <i>Average Monthly</i>      | <i>Daily Maximum</i> |                | <i>Average Monthly</i>       | <i>Daily Maximum</i> |             |
| Nitrate as N            | Report                      | XXX                  | XXX            | Report                       | XXX                  | XXX         |
|                         | Avg Qrtly                   |                      |                | Avg Qrtly                    |                      |             |
| Nitrite an N            | Report                      | XXX                  | XXX            | Report                       | XXX                  | XXX         |
|                         | Avg Qrtly                   |                      |                | Avg Qrtly                    |                      |             |
| Total Kjeldahl Nitrogen | Report                      | XXX                  | XXX            | Report                       | XXX                  | XXX         |
|                         | Avg Qrtly                   |                      |                | Avg Qrtly                    |                      |             |

The proposed effluent limits for Outfall 002 are based on a design flow of 0 MGD.—Limits.

| <i>Parameters</i>      | <i>Mass Units (lbs/day)</i> |                       | <i>Minimum</i> | <i>Concentrations (mg/L)</i> |                      | <i>IMAX</i> |
|------------------------|-----------------------------|-----------------------|----------------|------------------------------|----------------------|-------------|
|                        | <i>Average Monthly</i>      | <i>Average Weekly</i> |                | <i>Average Monthly</i>       | <i>Daily Maximum</i> |             |
| pH (S.U.)              | XXX                         | XXX                   | XXX            | XXX                          | Report               | XXX         |
| Total Suspended Solids | XXX                         | XXX                   | XXX            | XXX                          | Report               | XXX         |
| Oil and Grease         | XXX                         | XXX                   | XXX            | XXX                          | Report               | XXX         |
| Iron, Total            | XXX                         | XXX                   | XXX            | XXX                          | Report               | XXX         |

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

- Pollutant Minimization Plan for Polychlorinated biphenyl compounds
- Chemical Additive requirements
- Best Management Practices for stormwater and Preparedness, Prevention and Contingency Plan

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

The EPA Waiver is not in effect.

**PA0021890**, Sewage, SIC Code 4952, **New Holland Borough Water Authority**, 436 E Main Street, New Holland, PA 17557-1404. Facility Name: New Holland Borough WWTP. This existing facility is located in Earl Township, **Lancaster County**.

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

The receiving stream(s), Mill Creek (TSF (existing use)) and Unnamed Tributary to Mill Creek (WWF), is located in State Water Plan watershed 7-J and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 1.34 MGD.—Interim Limits.

| <i>Parameters</i>   | <i>Mass Units (lbs/day)</i> |                       | <i>Minimum</i> | <i>Concentrations (mg/L)</i> |                       | <i>IMAX</i> |
|---|-----------------------------|-----------------------|----------------|------------------------------|-----------------------|-------------|
|   | <i>Average Monthly</i>      | <i>Weekly Average</i> |                | <i>Average Monthly</i>       | <i>Weekly Average</i> |             |
| Flow (MGD)  | Report                      | Report                | XXX            | XXX                          | XXX                   | XXX         |
|   |                             | Daily Max             |                |                              |                       |             |
| pH (S.U.)   | XXX                         | XXX                   | 6.0            | XXX                          | XXX                   | 9.0         |
|   |                             |                       | Inst Min       |                              |                       |             |
| Dissolved Oxygen  | XXX                         | XXX                   | 5.0            | XXX                          | XXX                   | XXX         |
|   |                             |                       | Inst Min       |                              |                       |             |
| Total Residual Chlorine (TRC)                               | XXX                         | XXX                   | XXX            | 0.5                          | XXX                   | 1.1         |
| Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> ) | 223                         | 335                   | XXX            | 20                           | 30                    | 40          |
| Biochemical Oxygen Demand (BOD <sub>5</sub> )               |                             |                       |                |                              |                       |             |
| Raw Sewage Influent   | Report                      | Report                | XXX            | Report                       | XXX                   | XXX         |
|   |                             | Daily Max             |                |                              |                       |             |
| Total Suspended Solids                                      | 335                         | 503                   | XXX            | 30                           | 45                    | 60          |
| Raw Sewage Influent   | Report                      | Report                | XXX            | Report                       | XXX                   | XXX         |
|   |                             | Daily Max             |                |                              |                       |             |
| Total Dissolved Solids                                      | Report                      | XXX                   | XXX            | Report                       | Report                | XXX         |
| Fecal Coliform (No./100 ml)                                 |                             |                       |                |                              |                       |             |
| Oct 1 - Apr 30  | XXX                         | XXX                   | XXX            | 2,000                        | XXX                   | 10,000      |
|   |                             |                       |                | Geo Mean                     |                       |             |
| May 1 - Sep 30  | XXX                         | XXX                   | XXX            | 200                          | XXX                   | 1,000       |
|   |                             |                       |                | Geo Mean                     |                       |             |
| Ammonia-Nitrogen  |                             |                       |                |                              |                       |             |
| Nov 1 - Apr 30  | 60                          | XXX                   | XXX            | 5.4                          | XXX                   | 10.8        |
| May 1 - Oct 31  | 20                          | XXX                   | XXX            | 1.8                          | XXX                   | 3.6         |
| Total Phosphorus  | 22                          | XXX                   | XXX            | 2.0                          | XXX                   | 4.0         |



| <i>Parameters</i> | <i>Mass Units (lbs/day)</i> |                |                | <i>Concentrations (mg/L)</i> |                |             |
|-------------------|-----------------------------|----------------|----------------|------------------------------|----------------|-------------|
|                   | <i>Average</i>              | <i>Weekly</i>  | <i>Minimum</i> | <i>Average</i>               | <i>Weekly</i>  | <i>IMAX</i> |
|                   | <i>Monthly</i>              | <i>Average</i> |                | <i>Monthly</i>               | <i>Average</i> |             |
| Cyanide, Free     | Report                      | Report         | XXX            | Report                       | Report         | XXX         |
| Sulfate, Total    | Report                      | XXX            | XXX            | Report                       | Report         | XXX         |
| Chloride          | Report                      | XXX            | XXX            | Report                       | Report         | XXX         |
| Bromide           | Report                      | XXX            | XXX            | Report                       | Report         | XXX         |

The proposed effluent limits for Outfall 001 are based on a design flow of 1.34 MGD.—Final Limits.

| <i>Parameters</i>  | <i>Mass Units (lbs/day)</i> |                |                 | <i>Concentrations (mg/L)</i> |                |             |
|--|-----------------------------|----------------|-----------------|------------------------------|----------------|-------------|
|  | <i>Average</i>              | <i>Weekly</i>  | <i>Minimum</i>  | <i>Average</i>               | <i>Weekly</i>  | <i>IMAX</i> |
|  | <i>Monthly</i>              | <i>Average</i> |                 | <i>Monthly</i>               | <i>Average</i> |             |
| Flow (MGD)   | Report                      | Report         | XXX             | XXX                          | XXX            | XXX         |
| pH (S.U.)  | XXX                         | XXX            | 6.0             | XXX                          | XXX            | 9.0         |
| Dissolved Oxygen   | XXX                         | XXX            | Inst Min<br>5.0 | XXX                          | XXX            | XXX         |
| Total Residual Chlorine (TRC)                                  | XXX                         | XXX            | XXX             | 0.07                         | XXX            | 0.25        |
| Carbonaceous Biochemical<br>Oxygen Demand (CBOD <sub>5</sub> ) | 223                         | 335            | XXX             | 20                           | 30             | 40          |
| Biochemical Oxygen<br>Demand (BOD <sub>5</sub> )               |                             |                |                 |                              |                |             |
| Raw Sewage Influent  | Report                      | Report         | XXX             | Report                       | XXX            | XXX         |
| Total Suspended Solids   | 335                         | 503            | XXX             | 30                           | 45             | 60          |
| Raw Sewage Influent  | Report                      | Report         | XXX             | Report                       | XXX            | XXX         |
| Total Dissolved Solids   | Report                      | XXX            | XXX             | Report                       | Report         | XXX         |
| Fecal Coliform (No./100 ml)                                    |                             |                |                 |                              |                |             |
| Oct 1 - Apr 30   | XXX                         | XXX            | XXX             | 2,000                        | XXX            | 10,000      |
| May 1 - Sep 30   | XXX                         | XXX            | XXX             | Geo Mean<br>200              | XXX            | 1,000       |
| Ammonia-Nitrogen   |                             |                |                 |                              |                |             |
| Nov 1 - Apr 30   | 60                          | XXX            | XXX             | 5.4                          | XXX            | 10.8        |
| May 1 - Oct 31   | 20                          | XXX            | XXX             | 1.8                          | XXX            | 3.6         |
| Total Phosphorus   | 22                          | XXX            | XXX             | 2.0                          | XXX            | 4.0         |
| Cyanide, Free  | 0.078                       | 0.12           | XXX             | 0.007                        | 0.011          | 0.019       |
| Sulfate, Total   | Report                      | XXX            | XXX             | Report                       | Report         | XXX         |
| Chloride   | Report                      | XXX            | XXX             | Report                       | Report         | XXX         |
| Bromide  | Report                      | XXX            | XXX             | Report                       | Report         | XXX         |

The proposed effluent limits for Outfall 001 are based on a design flow of 1.34 MGD.

| <i>Parameters</i>    | <i>Mass Units (lbs)</i> |               | <i>Minimum</i> | <i>Concentrations (mg/L)</i> |                |
|----------------------|-------------------------|---------------|----------------|------------------------------|----------------|
|                      | <i>Monthly</i>          | <i>Annual</i> |                | <i>Average</i>               | <i>Maximum</i> |
|                      |                         |               |                | <i>Monthly</i>               |                |
| Ammonia-N            | Report                  | Report        | XXX            | Report                       | XXX            |
| Kjeldahl-N           | Report                  | XXX           | XXX            | Report                       | XXX            |
| Nitrite-Nitrate as N | Report                  | XXX           | XXX            | Report                       | XXX            |
| Total Nitrogen       | Report                  | Report        | XXX            | Report                       | XXX            |
| Total Phosphorus     | Report                  | Report        | XXX            | Report                       | XXX            |
| Net Total Nitrogen   | XXX                     | 24,475        | XXX            | XXX                          | XXX            |
| Net Total Phosphorus | XXX                     | 3,263         | XXX            | XXX                          | XXX            |

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

The EPA Waiver is not in effect.

**PA0021067**, Sewage, SIC Code 4952, **Mount Joy Borough Authority Lancaster County**, 21 E Main Street, Mount Joy, PA 17552-1415. Facility Name: Mt Joy Borough WWTP. This existing facility is located in Mount Joy Borough, **Lancaster County**.

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

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

The proposed effluent limits for Outfall 001 are based on a design flow of 1.53 MGD.

| <i>Parameters</i>   | <i>Mass Units (lbs/day)</i> |                       | <i>Instant. Minimum</i> | <i>Concentrations (mg/L)</i> |                       | <i>IMAX</i> |
|---|-----------------------------|-----------------------|-------------------------|------------------------------|-----------------------|-------------|
|   | <i>Average Monthly</i>      | <i>Weekly Average</i> |                         | <i>Average Monthly</i>       | <i>Weekly Average</i> |             |
| Flow (MGD)  | Report                      | Report<br>Daily Max   | XXX                     | XXX                          | XXX                   | XXX         |
| pH (S.U.)   | XXX                         | XXX                   | 6.0                     | XXX                          | XXX                   | 9.0         |
| Dissolved Oxygen  | XXX                         | XXX                   | 5.0                     | XXX                          | XXX                   | XXX         |
| Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> ) | 319                         | 510                   | XXX                     | 25                           | 40                    | 50          |
| Biochemical Oxygen Demand (BOD <sub>5</sub> )               |                             |                       |                         |                              |                       |             |
| Raw Sewage Influent   | Report                      | Report<br>Daily Max   | XXX                     | Report                       | XXX                   | XXX         |
| Total Suspended Solids                                      |                             |                       |                         |                              |                       |             |
| Raw Sewage Influent   | Report                      | Report<br>Daily Max   | XXX                     | Report                       | XXX                   | XXX         |
| Total Suspended Solids                                      | 383                         | 574                   | XXX                     | 30                           | 45                    | 60          |
| Total Dissolved Solids                                      | Report                      | XXX                   | XXX                     | Report                       | XXX                   | XXX         |
| Fecal Coliform (No./100 ml)                                 |                             |                       |                         |                              |                       |             |
| Oct 1 - Apr 30  | XXX                         | XXX                   | XXX                     | 2,000<br>Geo Mean            | XXX                   | 10,000      |
| May 1 - Sep 30  | XXX                         | XXX                   | XXX                     | 200<br>Geo Mean              | XXX                   | 1,000       |
| Ultraviolet light intensity (mW/cm <sup>2</sup> )           | XXX                         | XXX                   | Report                  | XXX                          | XXX                   | XXX         |
| Ammonia-Nitrogen  |                             |                       |                         |                              |                       |             |
| Nov 1 - Apr 30  | 172                         | XXX                   | XXX                     | 13.5                         | XXX                   | 27          |
| May 1 - Oct 31  | 57                          | XXX                   | XXX                     | 4.5                          | XXX                   | 9.0         |
| Total Phosphorus  | 25.5                        | XXX                   | XXX                     | 2.0                          | XXX                   | 4.0         |
| Sulfate, Total  | Report                      | XXX                   | XXX                     | Report                       | XXX                   | XXX         |
| Chloride  | Report                      | XXX                   | XXX                     | Report                       | XXX                   | XXX         |
| Bromide   | Report                      | XXX                   | XXX                     | Report                       | XXX                   | XXX         |
| Toxicity, Chronic - Ceriodaphnia Reproduction (TUc)         | XXX                         | XXX                   | XXX                     | 3.1<br>Daily Max             | XXX                   | XXX         |

| <i>Parameters</i>    | <i>Mass Units (lbs)</i> |               | <i>Minimum</i> | <i>Concentrations (mg/L)</i> |                |
|----------------------|-------------------------|---------------|----------------|------------------------------|----------------|
|                      | <i>Monthly</i>          | <i>Annual</i> |                | <i>Average Monthly</i>       | <i>Maximum</i> |
| Ammonia-N            | Report                  | Report        | XXX            | Report                       | XXX            |
| Kjeldahl-N           | Report                  | XXX           | XXX            | Report                       | XXX            |
| Nitrite-Nitrate as N | Report                  | XXX           | XXX            | Report                       | XXX            |
| Total Nitrogen       | Report                  | Report        | XXX            | Report                       | XXX            |
| Total Phosphorus     | Report                  | Report        | XXX            | Report                       | XXX            |
| Net Total Nitrogen   | XXX                     | 27,945        | XXX            | XXX                          | XXX            |
| Net Total Phosphorus | XXX                     | 3,726         | XXX            | XXX                          | XXX            |

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

The EPA Waiver is not in effect.

**PA0020893**, Sewage, SIC Code 4952, **Manheim Area Water & Sewer Authority**, 18 E High Street, Manheim, PA 17545-1506. Facility Name: Manheim WWTP. This existing facility is located in Manheim Borough, **Lancaster County**.

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

The receiving stream(s), Chiques Creek (WWF, MF), is located in State Water Plan watershed 7-G and is classified for Migratory Fishes and Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 2.3 MGD.—Interim Limits.

| <i>Parameters</i> | <i>Mass Units (lbs/day)</i> |                       | <i>Minimum</i>              | <i>Concentrations (mg/L)</i> |                       | <i>IMAX</i> |
|-------------------|-----------------------------|-----------------------|-----------------------------|------------------------------|-----------------------|-------------|
|                   | <i>Average Monthly</i>      | <i>Weekly Average</i> |                             | <i>Average Monthly</i>       | <i>Weekly Average</i> |             |
| Flow (MGD)        | Report                      | Report<br>Daily Max   | XXX                         | XXX                          | XXX                   | XXX         |
| pH (S.U.)         | XXX                         | XXX                   | 6.0                         | XXX                          | XXX                   | 9.0         |
| Dissolved Oxygen  | XXX                         | XXX                   | Inst Min<br>5.0<br>Inst Min | XXX                          | XXX                   | XXX         |

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| <i>Parameters</i>   | <i>Mass Units (lbs/day)</i> |                       | <i>Minimum</i> | <i>Concentrations (mg/L)</i> |                       | <i>IMAX</i> |
|---|-----------------------------|-----------------------|----------------|------------------------------|-----------------------|-------------|
|   | <i>Average Monthly</i>      | <i>Weekly Average</i> |                | <i>Average Monthly</i>       | <i>Weekly Average</i> |             |
| Total Residual Chlorine (TRC)                               | XXX                         | XXX                   | XXX            | 0.46                         | XXX                   | 1.5         |
| Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> ) | 306                         | 460                   | XXX            | 16                           | 24                    | 32          |
| Biochemical Oxygen Demand (BOD <sub>5</sub> )               |                             |                       |                |                              |                       |             |
| Raw Sewage Influent   | Report                      | Report                | XXX            | Report                       | XXX                   | XXX         |
| Total Suspended Solids                                      | 575                         | 863                   | XXX            | 30                           | 45                    | 60          |
| Raw Sewage Influent   | Report                      | Report                | XXX            | Report                       | XXX                   | XXX         |
| Fecal Coliform (No./100 ml)                                 |                             |                       |                |                              |                       |             |
| Oct 1 - Apr 30  | XXX                         | XXX                   | XXX            | 2,000                        | XXX                   | 10,000      |
| May 1 - Sep 30  | XXX                         | XXX                   | XXX            | Geo Mean<br>200              | XXX                   | 1,000       |
| Ammonia-Nitrogen  |                             |                       |                |                              |                       |             |
| Nov 1 - Apr 30  | 143                         | XXX                   | XXX            | 7.5                          | XXX                   | 15          |
| May 1 - Oct 31  | 47                          | XXX                   | XXX            | 2.5                          | XXX                   | 5.0         |
| Total Phosphorus  | 38                          | XXX                   | XXX            | 2.0                          | XXX                   | 4.0         |
| Copper, Total   | XXX                         | XXX                   | XXX            | Report                       | XXX                   | XXX         |
| Iron, Total   | XXX                         | XXX                   | XXX            | Report                       | XXX                   | XXX         |
| Total Dissolved Solids                                      | XXX                         | XXX                   | XXX            | Report                       | XXX                   | XXX         |
| Sulfate, Total  | XXX                         | XXX                   | XXX            | Report                       | XXX                   | XXX         |
| Chloride  | XXX                         | XXX                   | XXX            | Report                       | XXX                   | XXX         |
| Bromide   | XXX                         | XXX                   | XXX            | Report                       | XXX                   | XXX         |
| Toxicity, Chronic - Ceriodaphnia Survival (TUc)             | XXX                         | XXX                   | XXX            | XXX                          | 2.2                   | XXX         |
| Toxicity, Chronic - Ceriodaphnia Reproduction (TUc)         | XXX                         | XXX                   | XXX            | XXX                          | 2.2                   | XXX         |

The proposed effluent limits for Outfall 001 are based on a design flow of 2.3 MGD.—Final Limits.

| <i>Parameters</i>   | <i>Mass Units (lbs/day)</i> |                       | <i>Minimum</i>  | <i>Concentrations (mg/L)</i> |                       | <i>IMAX</i> |
|---|-----------------------------|-----------------------|-----------------|------------------------------|-----------------------|-------------|
|   | <i>Average Monthly</i>      | <i>Weekly Average</i> |                 | <i>Average Monthly</i>       | <i>Weekly Average</i> |             |
| Flow (MGD)  | Report                      | Report                | XXX             | XXX                          | XXX                   | XXX         |
| pH (S.U.)   | XXX                         | XXX                   | 6.0             | XXX                          | XXX                   | 9.0         |
| Dissolved Oxygen  | XXX                         | XXX                   | Inst Min<br>5.0 | XXX                          | XXX                   | XXX         |
| Total Residual Chlorine (TRC)                               | XXX                         | XXX                   | XXX             | 0.18                         | XXX                   | .061        |
| Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> ) | 306                         | 460                   | XXX             | 16                           | 24                    | 32          |
| Biochemical Oxygen Demand (BOD <sub>5</sub> )               |                             |                       |                 |                              |                       |             |
| Raw Sewage Influent   | Report                      | Report                | XXX             | Report                       | XXX                   | XXX         |
| Total Suspended Solids                                      | 575                         | 863                   | XXX             | 30                           | 45                    | 60          |
| Raw Sewage Influent   | Report                      | Report                | XXX             | Report                       | XXX                   | XXX         |
| Fecal Coliform (No./100 ml)                                 |                             |                       |                 |                              |                       |             |
| Oct 1 - Apr 30  | XXX                         | XXX                   | XXX             | 2,000                        | XXX                   | 10,000      |
| May 1 - Sep 30  | XXX                         | XXX                   | XXX             | Geo Mean<br>200              | XXX                   | 1,000       |
| Ammonia-Nitrogen  |                             |                       |                 |                              |                       |             |
| Nov 1 - Apr 30  | 143                         | XXX                   | XXX             | 7.5                          | XXX                   | 15          |
| May 1 - Oct 31  | 47                          | XXX                   | XXX             | 2.5                          | XXX                   | 5.0         |
| Total Phosphorus  | 38                          | XXX                   | XXX             | 2.0                          | XXX                   | 4.0         |
| Copper, Total   | XXX                         | XXX                   | XXX             | Report                       | XXX                   | XXX         |
| Iron, Total   | XXX                         | XXX                   | XXX             | Report                       | XXX                   | XXX         |
| Total Dissolved Solids                                      | XXX                         | XXX                   | XXX             | Report                       | XXX                   | XXX         |
| Sulfate, Total  | XXX                         | XXX                   | XXX             | Report                       | XXX                   | XXX         |
| Chloride  | XXX                         | XXX                   | XXX             | Report                       | XXX                   | XXX         |
| Bromide   | XXX                         | XXX                   | XXX             | Report                       | XXX                   | XXX         |
| Toxicity, Chronic - Ceriodaphnia Survival (TUc)             | XXX                         | XXX                   | XXX             | XXX                          | 2.2                   | XXX         |
| Toxicity, Chronic - Ceriodaphnia Reproduction (TUc)         | XXX                         | XXX                   | XXX             | XXX                          | 2.2                   | XXX         |

The proposed effluent limits for Outfall 001 are based on a design flow of 2.3 MGD.

| <i>Parameters</i>    | <i>Mass Units (lbs)</i> |               | <i>Minimum</i> | <i>Concentrations (mg/L)</i> |                |
|----------------------|-------------------------|---------------|----------------|------------------------------|----------------|
|                      | <i>Monthly</i>          | <i>Annual</i> |                | <i>Average Monthly</i>       | <i>Maximum</i> |
| Ammonia-N            | Report                  | Report        | XXX            | Report                       | XXX            |
| Kjeldahl-N           | Report                  | XXX           | XXX            | Report                       | XXX            |
| Nitrite-Nitrate as N | Report                  | XXX           | XXX            | Report                       | XXX            |
| Total Nitrogen       | Report                  | Report        | XXX            | Report                       | XXX            |
| Total Phosphorus     | Report                  | Report        | XXX            | Report                       | XXX            |
| Net Total Nitrogen   | XXX                     | 20,822        | XXX            | XXX                          | XXX            |
| Net Total Phosphorus | XXX                     | 2,776         | XXX            | XXX                          | XXX            |

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

The EPA Waiver is not in effect.

**PA0013862**, Industrial, SIC Code 2836, **Corixa Corporation dba GlaxoSmithKline Vaccines**, 325 N Bridge Street, Marietta, PA 17547-1134. Facility Name: GlaxoSmithKline Vaccines. This existing facility is located in East Donegal Township, **Lancaster County**.

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

The receiving stream(s), Susquehanna River (WWF, MF), is located in State Water Plan watershed 7-G and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 004 are based on a design flow of .321 MGD.

| <i>Parameters</i>   | <i>Mass Units (lbs/day)</i> |                      |                         | <i>Concentrations (mg/L)</i> |                      |                         |
|---|-----------------------------|----------------------|-------------------------|------------------------------|----------------------|-------------------------|
|   | <i>Average Monthly</i>      | <i>Daily Maximum</i> | <i>Instant. Minimum</i> | <i>Average Monthly</i>       | <i>Daily Maximum</i> | <i>Instant. Maximum</i> |
| Flow (MGD)  | Report                      | Report               | XXX                     | XXX                          | XXX                  | XXX                     |
| pH (S.U.)   | XXX                         | XXX                  | 6.0                     | XXX                          | XXX                  | 9.0                     |
| Dissolved Oxygen  | XXX                         | XXX                  | 5.0                     | XXX                          | XXX                  | XXX                     |
| Total Residual Chlorine (TRC)                               | XXX                         | XXX                  | XXX                     | 0.5                          | XXX                  | 1.6                     |
| Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> ) | Report                      | Report               | XXX                     | Report                       | Report               | XXX                     |
| Total Suspended Solids                                      | Report                      | Report               | XXX                     | Report                       | Report               | XXX                     |
| Total Phosphorus  | 5.4                         | 10.7                 | XXX                     | 2.0                          | 4.0                  | 5.0                     |
| Total Dissolved Solids                                      | XXX                         | XXX                  | XXX                     | XXX                          | Report               | XXX                     |
| Bromide   | XXX                         | XXX                  | XXX                     | XXX                          | Report               | XXX                     |
| Chloride  | XXX                         | XXX                  | XXX                     | XXX                          | Report               | XXX                     |
| Sulfate, Total  | XXX                         | XXX                  | XXX                     | XXX                          | Report               | XXX                     |
| Nitrate-Nitrite as N  | XXX                         | XXX                  | XXX                     | XXX                          | Report               | XXX                     |
| Total Nitrogen  | XXX                         | XXX                  | XXX                     | XXX                          | Report               | XXX                     |
| Total Kjeldahl Nitrogen                                     | XXX                         | XXX                  | XXX                     | XXX                          | Report               | XXX                     |

The proposed effluent limits for Outfall 100 are based on a design flow of 0.20 MGD.

| <i>Parameters</i>   | <i>Mass Units (lbs/day)</i> |                      |                | <i>Concentrations (mg/L)</i> |                      |                         |
|---|-----------------------------|----------------------|----------------|------------------------------|----------------------|-------------------------|
|   | <i>Average Monthly</i>      | <i>Daily Maximum</i> | <i>Minimum</i> | <i>Average Monthly</i>       | <i>Daily Maximum</i> | <i>Instant. Maximum</i> |
| Flow (MGD)  |                             |                      |                |                              |                      |                         |
| Internal Monitoring Point UV Intensity (mW/cm <sup>2</sup> )            | Report                      | Report               | XXX            | XXX                          | XXX                  | XXX                     |
| Internal Monitoring Point Biochemical Oxygen Demand (BOD <sub>5</sub> ) | XXX                         | XXX                  | Report         | XXX                          | XXX                  | XXX                     |
| Internal Monitoring Point Chemical Oxygen Demand (COD)                  | Report                      | Report               | XXX            | 18                           | 35                   | 45                      |
| Internal Monitoring Point Total Suspended Solids                        | Report                      | Report               | XXX            | 86                           | 228                  | 285                     |
| Internal Monitoring Point Fecal Coliform (No./100 ml)                   | Report                      | Report               | XXX            | 31                           | 58                   | 77                      |
| Internal Monitoring Oct 1 - Apr 30                                      | XXX                         | XXX                  | XXX            | 2,000<br>Geo Mean            | XXX                  | 10,000                  |
| May 1 - Sep 30  | XXX                         | XXX                  | XXX            | 200<br>Geo Mean              | XXX                  | 1,000                   |

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

The EPA Waiver is in effect.

**PA0267252**, Sewage, SIC Code 5599, **LKQ Triple Nickel Trucks Inc.**, 23750 Pebble Run Road Drive, Sterling, VA 20166. Facility Name: LKQ Triple Nickel Trucks. This proposed facility is located in Hamilton Township, **Franklin County**.

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

The receiving stream(s), Unnamed Tributary to Back Creek (TSF, MF), is located in State Water Plan watershed 13-C and is classified for Migratory Fishes and Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .00105 MGD.—Limits.

| Parameters  | Mass Units (lbs/day) |                | Concentrations (mg/L) |                   |         | IMAX |
|---|----------------------|----------------|-----------------------|-------------------|---------|------|
|   | Average Monthly      | Average Weekly | Average Monthly       | Average Monthly   | Maximum |      |
| Flow (GPD)  | Report               | XXX            | XXX                   | XXX               | XXX     | XXX  |
| pH (S.U.)   | XXX                  | XXX            | 5.0                   | XXX               | XXX     | 9.0  |
| Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> ) | XXX                  | XXX            | Inst Min<br>10.0      | XXX               | XXX     | 20.0 |
| Total Suspended Solids                                      | XXX                  | XXX            | 10.0                  | XXX               | XXX     | 20.0 |
| Fecal Coliform (No./100 ml)                                 | XXX                  | XXX            | XXX                   | 200.0<br>Geo Mean | XXX     | XXX  |

Sludge use and disposal description and location(s): Outfall 001.

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

The EPA Waiver is in effect.

*Northcentral Region: Regional Clean Water Program Manager, 208 W Third Street, Suite 101, Williamsport, PA 17701-6448, Phone: 570-327-3636, Email: RA-EPNPDES\_NCRO@pa.gov.*

**PA0027324**, Sewage, SIC Code 4952, **Shamokin—Coal Township Joint Sewer Authority Northumberland County**, 114 Bridge Street, Shamokin, PA 17872-7690. Facility Name: Shamokin Coal Township Joint Sewer System. This existing facility is located in Ralpho Township, **Northumberland County**.

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

The receiving stream for the WWTF is Shamokin Creek (WWF, MF), while the Combined Sewer Overflows discharge to Coal Run (CWF, MF), Quaker Run (CWF, MF), Furnace Run (CWF, MF), Shamokin Creek (WWF, MF), Carbon Run (CWF, MF), and Bennys Run (CWF). These streams are located in State Water Plan watershed 6-B and are classified for Cold Water Fishes, Warm Water Fishes, Migratory Fishes, and aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 8.5 MGD.

| Parameters  | Mass Units (lbs/day) |                | Instant. Minimum | Concentrations (mg/L) |                | Instant. Maximum |
|---|----------------------|----------------|------------------|-----------------------|----------------|------------------|
|   | Average Monthly      | Weekly Average |                  | Average Monthly       | Weekly Average |                  |
| Flow (MGD)  | Report               | Report         | XXX              | XXX                   | XXX            | XXX              |
| pH (S.U.)   | XXX                  | XXX            | 6.0              | XXX                   | XXX            | 9.0              |
| Dissolved Oxygen  | XXX                  | XXX            | Report           | XXX                   | XXX            | XXX              |
| Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> ) | 1,460                | 2335           | XXX              | 25.0                  | 40.0           | 50               |
| Biochemical Oxygen Demand (BOD <sub>5</sub> )               |                      |                |                  |                       |                |                  |
| Raw Sewage Influent   | Report               | Report         | XXX              | Report                | XXX            | XXX              |
| Total Suspended Solids                                      | 1,751                | 2,627          | XXX              | 30.0                  | 45.0           | 60               |
| Raw Sewage Influent   | Report               | Report         | XXX              | Report                | XXX            | XXX              |
| Fecal Coliform (No./100 ml)                                 |                      |                |                  |                       |                |                  |
| Oct 1 - Apr 30  | XXX                  | XXX            | XXX              | 2,000<br>Geo Mean     | XXX            | 10,000           |
| May 1 - Sep 30  | XXX                  | XXX            | XXX              | 200<br>Geo Mean       | XXX            | 1,000            |

| <i>Parameters</i>                                 | <i>Mass Units (lbs/day)</i> |                           | <i>Instant.<br/>Minimum</i> | <i>Concentrations (mg/L)</i> |                           | <i>Instant.<br/>Maximum</i> |
|---|-----------------------------|---------------------------|-----------------------------|------------------------------|---------------------------|-----------------------------|
|   | <i>Average<br/>Monthly</i>  | <i>Weekly<br/>Average</i> |                             | <i>Average<br/>Monthly</i>   | <i>Weekly<br/>Average</i> |                             |
| Ultraviolet light intensity (mW/cm <sup>2</sup> ) | XXX                         | XXX                       | Report                      | XXX                          | XXX                       | XXX                         |
| Aluminum, Total                                   | Report                      | XXX                       | XXX                         | Report                       | XXX                       | XXX                         |
| Iron, Total                                       | Report                      | XXX                       | XXX                         | Report                       | XXX                       | XXX                         |
| Manganese, Total                                  | Report                      | XXX                       | XXX                         | Report                       | XXX                       | XXX                         |
| Cadmium, Total (ug/L)                             | 0.052                       | 0.078                     | XXX                         | 0.73                         | 1.10                      | 1.46                        |
| Cobalt, Total (ug/L)                              | Report                      | Report                    | XXX                         | Report                       | Report                    | XXX                         |
| Nickel, Total (ug/L)                              | Report                      | Report                    | XXX                         | Report                       | Report                    | XXX                         |
| Selenium, Total (ug/L)                            | 0.95                        | 1.43                      | XXX                         | 13.47                        | 20.21                     | 26.95                       |
| Zinc, Total (ug/L)                                | 10.16                       | 15.24                     | XXX                         | 143.3                        | 215.0                     | 286.6                       |
| 4,6-dinitro-o-cresol (ug/L)                       | 2.48                        | 3.73                      | XXX                         | 35.11                        | 52.66                     | 70.2                        |
| Pentachlorophenol (ug/L)                          | 0.18                        | 0.27                      | XXX                         | 2.58                         | 3.86                      | 5.15                        |
| Acrolein (ug/L)                                   | 0.25                        | 0.38                      | XXX                         | 3.59                         | 5.38                      | 7.18                        |
| 1,3-Dichloropropylene (ug/L)                      | 0.23                        | 0.34                      | XXX                         | 3.24                         | 4.87                      | 6.49                        |
| Benzo(a)Anthracene (ug/L)                         | 0.003                       | 0.004                     | XXX                         | 0.04                         | 0.05                      | 0.07                        |
| Benzo(a)Pyrene (ug/L)                             | 0.003                       | 0.004                     | XXX                         | 0.04                         | 0.05                      | 0.07                        |
| Benzo(k)Fluoranthene (ug/L)                       | 0.003                       | 0.004                     | XXX                         | 0.04                         | 0.05                      | 0.07                        |
| 3,4-Benzofluoranthene (ug/L)                      | 0.003                       | 0.004                     | XXX                         | 0.04                         | 0.05                      | 0.07                        |
| Carbon Tetrachloride (ug/L)                       | Report                      | Report                    | XXX                         | Report                       | Report                    | XXX                         |
| Chlorodibromomethane (ug/L)                       | Report                      | Report                    | XXX                         | Report                       | Report                    | XXX                         |
| 1,1,1,2-Tetrachloroethane (ug/L)                  | 0.11                        | 0.17                      | XXX                         | 1.62                         | 2.43                      | 3.24                        |
| 1,2-Dichloroethane (ug/L)                         | Report                      | Report                    | XXX                         | Report                       | Report                    | XXX                         |
| Chrysene (ug/L)                                   | 0.003                       | 0.004                     | XXX                         | 0.04                         | 0.05                      | 0.07                        |
| Dibenzo(a,h) Anthracene (ug/L)                    | 0.003                       | 0.004                     | XXX                         | 0.04                         | 0.05                      | 0.07                        |
| Hexachlorobutadiene (ug/L)                        | 0.29                        | 0.44                      | XXX                         | 4.20                         | 6.30                      | 8.4                         |
| Indeno(1,2,3-cd) Pyrene (ug/L)                    | 0.003                       | 0.004                     | XXX                         | 0.04                         | 0.05                      | 0.07                        |
| Phenanthrene (ug/L)                               | 0.19                        | 0.28                      | XXX                         | 2.70                         | 4.05                      | 5.4                         |
| Vinyl Chloride (ug/L)                             | 0.017                       | 0.025                     | XXX                         | 0.24                         | 0.36                      | 0.48                        |

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

| <i>Parameters</i>     | <i>Mass Units (lbs/day)</i> |               | <i>Monthly</i> | <i>Concentrations (mg/L)</i> |                | <i>Instant.<br/>Maximum</i> |
|-----------------------|-----------------------------|---------------|----------------|------------------------------|----------------|-----------------------------|
|                       | <i>Monthly</i>              | <i>Annual</i> |                | <i>Monthly<br/>Average</i>   | <i>Maximum</i> |                             |
| Ammonia-N             | Report                      | Report        | XXX            | Report                       | XXX            | XXX                         |
| Kjeldahl-N            | Report                      | XXX           | XXX            | Report                       | XXX            | XXX                         |
| Nitrate-Nitrite as N  | Report                      | XXX           | XXX            | Report                       | XXX            | XXX                         |
| Total Nitrogen        | Report                      | Report        | XXX            | Report                       | XXX            | XXX                         |
| Total Phosphorus      | Report                      | Report        | XXX            | Report                       | XXX            | XXX                         |
| Net Total Nitrogen*   | XXX                         | 127,852       | XXX            | XXX                          | XXX            | XXX                         |
| Net Total Phosphorus* | XXX                         | 17,047        | XXX            | XXX                          | XXX            | XXX                         |

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

Sludge use and disposal description and location(s): Class A biosolids; to be used as land cover.

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

- Solids Management
- Combined Sewer Overflows
- Whole Effluent Toxicity
- Stormwater Requirements

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-327-3693.

The EPA Waiver is not in effect.

**PA0114821**, Sewage, SIC Code 4952, **Gregg Township Municipal Authority Union County**, 16436 US Route 15, Allenwood, PA 17810-9137. Facility Name: Gregg Township Municipal Authority Sewer System STP. This existing facility is located in Gregg Township, **Union County**.

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

The receiving stream(s), West Branch Susquehanna River (WWF, MF), is located in State Water Plan watershed 10-C and 10-D and is classified for Migratory Fishes and Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

NOTICES

6009

The proposed effluent limits for Outfall 001 are based on a design flow of 1.26 MGD.

| <i>Parameters</i>   | <i>Mass Units (lbs/day)</i> |                       | <i>Concentrations (mg/L)</i> |                        |                       | <i>Instant. Maximum</i> |
|---|-----------------------------|-----------------------|------------------------------|------------------------|-----------------------|-------------------------|
|   | <i>Average Monthly</i>      | <i>Weekly Average</i> | <i>Minimum</i>               | <i>Average Monthly</i> | <i>Weekly Average</i> |                         |
| Flow (MGD)  | Report                      | Report                | XXX                          | XXX                    | XXX                   | XXX                     |
| pH (S.U.)   | XXX                         | Daily Max<br>XXX      | 6.0                          | XXX                    | XXX                   | 9.0                     |
| Dissolved Oxygen  | XXX                         | XXX                   | Inst Min<br>Report           | XXX                    | XXX                   | XXX                     |
| Total Residual Chlorine (TRC)                               | XXX                         | XXX                   | Inst Min<br>XXX              | 0.5                    | XXX                   | 1.6                     |
| Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> ) | 263                         | 420                   | XXX                          | 25                     | 40                    | 50                      |
| Biochemical Oxygen Demand (BOD <sub>5</sub> )               |                             |                       |                              |                        |                       |                         |
| Raw Sewage Influent   | Report                      | Report                | XXX                          | Report                 | XXX                   | XXX                     |
| Total Suspended Solids                                      | 315                         | 473                   | XXX                          | 30                     | 45                    | 60                      |
| Raw Sewage Influent   | Report                      | Report                | XXX                          | Report                 | XXX                   | XXX                     |
| Fecal Coliform (No./100 ml)                                 |                             |                       |                              |                        |                       |                         |
| Oct 1 - Apr 30  | XXX                         | XXX                   | XXX                          | 2,000                  | XXX                   | 10,000                  |
| May 1 - Sep 30  | XXX                         | XXX                   | XXX                          | Geo Mean<br>200        | XXX                   | 1,000                   |
| Nitrate-Nitrite as N  | XXX                         | XXX                   | XXX                          | Report                 | XXX                   | XXX                     |
| Nitrate-Nitrite as N (Total Load, lbs) (lbs)                | Report<br>Total Mo          | XXX                   | XXX                          | XXX                    | XXX                   | XXX                     |
| Total Nitrogen  | XXX                         | XXX                   | XXX                          | Report                 | XXX                   | XXX                     |
| Total Nitrogen (Total Load, lbs) (lbs)                      | Report<br>Total Mo          | XXX                   | XXX                          | XXX                    | XXX                   | XXX                     |
| Effluent Net  |                             |                       |                              |                        |                       |                         |
| Total Nitrogen (Total Load, lbs) (lbs)                      | Report<br>Total Mo          | XXX                   | XXX                          | XXX                    | XXX                   | XXX                     |
| Ammonia-Nitrogen  | XXX                         | XXX                   | XXX                          | Report                 | XXX                   | XXX                     |
| Ammonia-Nitrogen (Total Load, lbs) (lbs)                    | Report<br>Total Mo          | XXX                   | XXX                          | XXX                    | XXX                   | XXX                     |
| Total Kjeldahl Nitrogen                                     | XXX                         | XXX                   | XXX                          | Report                 | XXX                   | XXX                     |
| Total Kjeldahl Nitrogen (Total Load, lbs) (lbs)             | Report<br>Total Mo          | XXX                   | XXX                          | XXX                    | XXX                   | XXX                     |
| Total Phosphorus  | XXX                         | XXX                   | XXX                          | Report                 | XXX                   | XXX                     |
| Total Phosphorus (Total Load, lbs) (lbs)                    | Report<br>Total Mo          | XXX                   | XXX                          | XXX                    | XXX                   | XXX                     |
| Total Phosphorus (Total Load, lbs) (lbs)                    | Report<br>Total Mo          | XXX                   | XXX                          | XXX                    | XXX                   | XXX                     |
| Effluent Net  |                             |                       |                              |                        |                       |                         |

The proposed effluent limits for Outfall 002 are based on a design flow of 0 MGD.—Limits.

| <i>Parameters</i>      | <i>Mass Units (lbs/day)</i> |                       | <i>Minimum</i> | <i>Concentrations (mg/L)</i> |                      | <i>Instant. Maximum</i> |
|------------------------|-----------------------------|-----------------------|----------------|------------------------------|----------------------|-------------------------|
|                        | <i>Average Monthly</i>      | <i>Weekly Average</i> |                | <i>Average Monthly</i>       | <i>Daily Maximum</i> |                         |
| Total Suspended Solids | XXX                         | XXX                   | XXX            | XXX                          | Report               | XXX                     |
| Oil and Grease         | XXX                         | XXX                   | XXX            | XXX                          | Report               | XXX                     |

The proposed monitoring requirements and effluent limits for implementation of Pennsylvania's Chesapeake Bay Watershed Implementation Plan are as follows for Outfall 001.

| <i>Parameters</i>                        | <i>Mass Units (lbs/day)</i> |                        | <i>Monthly</i> | <i>Concentrations (mg/L)</i> |                | <i>Instant. Maximum</i> |
|--|-----------------------------|------------------------|----------------|------------------------------|----------------|-------------------------|
|  | <i>Monthly</i>              | <i>Annual</i>          |                | <i>Monthly Average</i>       | <i>Maximum</i> |                         |
| Total Nitrogen (Total Load, lbs) (lbs)   | XXX                         | 24,155                 | XXX            | XXX                          | XXX            | XXX                     |
| Effluent Net                             |                             |                        |                |                              |                |                         |
| Total Nitrogen (Total Load, lbs) (lbs)   | XXX                         | Report<br>Total Annual | XXX            | XXX                          | XXX            | XXX                     |
| Ammonia-Nitrogen (Total Load, lbs) (lbs) | XXX                         | Report<br>Total Annual | XXX            | XXX                          | XXX            | XXX                     |

| Parameters  | Mass Units (lbs/day) |                           | Monthly | Concentrations (mg/L) |         | Instant. Maximum |
|---|----------------------|---------------------------|---------|-----------------------|---------|------------------|
|   | Monthly              | Annual                    |         | Monthly Average       | Maximum |                  |
| Total Phosphorus<br>(Total Load, lbs) (lbs)<br>Effluent Net | XXX                  | 3,250<br>Total<br>Annual  | XXX     | XXX                   | XXX     | XXX              |
| Total Phosphorus<br>(Total Load, lbs) (lbs)                 | XXX                  | Report<br>Total<br>Annual | XXX     | XXX                   | XXX     | XXX              |

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

Sludge use and disposal description and location(s): Sludge is disposed at the Lycoming County Landfill.

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-327-3693.

The EPA Waiver is not in effect.

*Southwest Region: Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Email: RA-EPNPDES\_SWRO@pa.gov.*

**PA0034185**, Sewage, SIC Code 6515, **High Meadows MHP**, 4751 Kendor Drive, Lower Burrell, PA 15068. Facility Name: High Meadows MHP STP. This existing facility is located in Allegheny Township, **Westmoreland County**.

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

The receiving stream(s), Tributary 42546 to Allegheny River (WWF), is located in State Water Plan watershed 18-A and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.026 MGD.—Interim Limits.

| Parameters                    | Mass Units (lbs/day) |                | Minimum         | Concentrations (mg/L) |         | IMAX   |
|-------------------------------|----------------------|----------------|-----------------|-----------------------|---------|--------|
|                               | Average Monthly      | Average Weekly |                 | Average Monthly       | Maximum |        |
| Dissolved Oxygen              | XXX                  | XXX            | 4.0<br>Inst Min | XXX                   | XXX     | XXX    |
| Total Residual Chlorine (TRC) | XXX                  | XXX            | XXX             | Report                | XXX     | Report |
| Ammonia-Nitrogen              | XXX                  | XXX            | XXX             | Report                | XXX     | Report |

The proposed effluent limits for Outfall 001 are based on a design flow of 0.026 MGD.—Final Limits.

| Parameters                          | Mass Units (lbs/day) |                | Daily Minimum   | Concentrations (mg/L) |         | IMAX |
|-------------------------------------|----------------------|----------------|-----------------|-----------------------|---------|------|
|                                     | Average Monthly      | Average Weekly |                 | Average Monthly       | Maximum |      |
| Dissolved Oxygen                    | XXX                  | XXX            | 5.0<br>Inst Min | XXX                   | XXX     | XXX  |
| Total Residual Chlorine (TRC)       | XXX                  | XXX            | XXX             | 0.01                  | XXX     | 0.03 |
| Ultraviolet light transmittance (%) | XXX                  | XXX            | Report          | XXX                   | XXX     | XXX  |
| Ammonia-Nitrogen                    |                      |                |                 |                       |         |      |
| Nov 1 - Apr 30                      | XXX                  | XXX            | XXX             | 3.0                   | XXX     | 6.0  |
| May 1 - Oct 31                      | XXX                  | XXX            | XXX             | 2.0                   | XXX     | 4.0  |

The proposed effluent limits for Outfall 001 are based on a design flow of 0.026 MGD.—Limits.

| Parameters   | Mass Units (lbs/day) |                | Minimum         | Concentrations (mg/L) |         | IMAX   |
|--|----------------------|----------------|-----------------|-----------------------|---------|--------|
|  | Average Monthly      | Average Weekly |                 | Average Monthly       | Maximum |        |
| Flow (MGD)   | 0.026                | XXX            | XXX             | XXX                   | XXX     | XXX    |
| pH (S.U.)  | XXX                  | XXX            | 6.0<br>Inst Min | XXX                   | XXX     | 9.0    |
| Carbonaceous Biochemical<br>Oxygen Demand (CBOD <sub>5</sub> ) | XXX                  | XXX            | XXX             | 25                    | XXX     | 50     |
| Total Suspended Solids   | XXX                  | XXX            | XXX             | 30                    | XXX     | 60     |
| Fecal Coliform (No./100 ml)                                    |                      |                |                 |                       |         |        |
| Oct 1 - Apr 30   | XXX                  | XXX            | XXX             | 2,000<br>Geo Mean     | XXX     | 10,000 |
| May 1 - Sep 30   | XXX                  | XXX            | XXX             | 200<br>Geo Mean       | XXX     | 1,000  |



| <i>Parameters</i> | <i>Mass Units (lbs/day)</i> |                       | <i>Minimum</i> | <i>Concentrations (mg/L)</i> |                  | <i>IMAX</i> |
|-------------------|-----------------------------|-----------------------|----------------|------------------------------|------------------|-------------|
|                   | <i>Average Monthly</i>      | <i>Average Weekly</i> |                | <i>Average Monthly</i>       | <i>Maximum</i>   |             |
| Total Nitrogen    | XXX                         | XXX                   | XXX            | XXX                          | Report Daily Max | XXX         |
| Total Phosphorus  | XXX                         | XXX                   | XXX            | XXX                          | Report Daily Max | XXX         |

Sludge use and disposal description and location(s): To be removed for appropriate disposal at a landfill.

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 412-442-4000.

The EPA Waiver is in effect.

*Northwest Regional: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, Phone: 814-332-6942, Email: RA-EPNPDES\_NWRO@pa.gov.*

**PA0288721**, Sewage, SIC Code 8800, **Amanda Ritchey**, 478 Huntley Road, Bear Lake, PA 16402-3710. Facility Name: Amanda Ritchey SRSTP. This proposed facility is located in Freehold Township, **Warren County**.

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

The receiving stream(s), Unnamed Tributary to Little Brokenstraw Creek (CWF), is located in State Water Plan watershed 16-B and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of.0004 MGD.—Limits.

| <i>Parameters</i>                             | <i>Mass Units (lbs/day)</i> |                       | <i>Minimum</i>  | <i>Concentrations (mg/L)</i> |                | <i>IMAX</i> |
|---|-----------------------------|-----------------------|-----------------|------------------------------|----------------|-------------|
|   | <i>Average Monthly</i>      | <i>Average Weekly</i> |                 | <i>Annual Average</i>        | <i>Maximum</i> |             |
| Flow (GPD)                                    | Report Annl Avg             | XXX                   | XXX             | XXX                          | XXX            | XXX         |
| pH (S.U.)                                     | XXX                         | XXX                   | 6.0<br>Inst Min | XXX                          | XXX            | 9.0         |
| Biochemical Oxygen Demand (BOD <sub>5</sub> ) | XXX                         | XXX                   | XXX             | 10.0                         | XXX            | 20          |
| Total Suspended Solids                        | XXX                         | XXX                   | XXX             | 10.0                         | XXX            | 20          |
| Fecal Coliform (No./100 ml)                   | XXX                         | XXX                   | XXX             | 200                          | XXX            | XXX         |

Sludge use and disposal description and location(s): Septage will be pumped and hauled off-site by a septage hauler for land application under a general permit authorized by DEP or disposal at an STP.

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6078.

The EPA Waiver is in effect.

**PA0288764**, Sewage, SIC Code 8800, **Holly & Todd Propst**, 8909 Rohl Road, North East, PA 16428-2478. Facility Name: Holly & Todd Propst SRSTP. This proposed facility is located in Greenfield Township, **Erie County**.

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

The receiving stream(s), Unnamed Tributary to Sevenmile Creek (CWF, MF), is located in State Water Plan watershed 15-A and is classified for Cold Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of.0005 MGD.—Limits.

| <i>Parameters</i>                             | <i>Mass Units (lbs/day)</i> |                       | <i>Minimum</i>  | <i>Concentrations (mg/L)</i> |                | <i>IMAX</i> |
|---|-----------------------------|-----------------------|-----------------|------------------------------|----------------|-------------|
|   | <i>Average Monthly</i>      | <i>Average Weekly</i> |                 | <i>Annual Average</i>        | <i>Maximum</i> |             |
| Flow (GPD)                                    | Report Annl Avg             | XXX                   | XXX             | XXX                          | XXX            | XXX         |
| pH (S.U.)                                     | XXX                         | XXX                   | 6.0<br>Inst Min | XXX                          | XXX            | 9.0         |
| Biochemical Oxygen Demand (BOD <sub>5</sub> ) | XXX                         | XXX                   | XXX             | 10.0                         | XXX            | 20          |
| Total Suspended Solids                        | XXX                         | XXX                   | XXX             | 10.0                         | XXX            | 20          |
| Fecal Coliform (No./100 ml)                   | XXX                         | XXX                   | XXX             | 200                          | XXX            | XXX         |

Sludge use and disposal description and location(s): Septage will be pumped and hauled off-site by a septage hauler for land application under a general permit authorized by DEP or disposal at an STP.

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6078.

The EPA Waiver is in effect.

**PA0288705**, Sewage, SIC Code 8800, **Steven Ellison**, P.O. Box 209, Eldred, PA 16731-0209. Facility Name: Steven Ellison SRSTP. This proposed facility is located in Eldred Township, **McKean County**.

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

The receiving stream(s), Allegheny River (CWF), is located in State Water Plan watershed 16-C and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of.0006 MGD.—Limits.

| Parameters                                    | Mass Units (lbs/day) |                | Minimum         | Concentrations (mg/L) |         | IMAX |
|---|----------------------|----------------|-----------------|-----------------------|---------|------|
|   | Average Monthly      | Average Weekly |                 | Annual Average        | Maximum |      |
| Flow (GPD)                                    | Report Annl Avg      | XXX            | XXX             | XXX                   | XXX     | XXX  |
| pH (S.U.)                                     | XXX                  | XXX            | 6.0<br>Inst Min | XXX                   | XXX     | 9.0  |
| Biochemical Oxygen Demand (BOD <sub>5</sub> ) | XXX                  | XXX            | XXX             | 10.0                  | XXX     | 20   |
| Total Suspended Solids                        | XXX                  | XXX            | XXX             | 10.0                  | XXX     | 20   |
| Fecal Coliform (No./100 ml)                   | XXX                  | XXX            | XXX             | 200                   | XXX     | XXX  |

Sludge use and disposal description and location(s): Septage will be pumped and hauled off-site by a septage hauler for land application under a general permit authorized by DEP or disposal at an STP.

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6078.

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: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.*

**WQM Permit No. 4509405 A-1**, Sewage, **Brodhead Creek Region Authority**, 410 Mill Creek Road, East Stroudsburg, PA 18301-1126.

This existing facility is located in Stroudsburg Borough, **Monroe County**.

Description of Proposed Action/Activity: Upgrade BCRA's STP with the conversion of the existing Authothermal Thermophilic Aerobic Digestion reactors to Aerobic Digestion. Also, replacement of the existing jet aeration mixing system with a coarse bubble mixing/aeration system. Discharge will remain through their existing NPDES PA0029289.

**WQM Permit No. WQG02482002**, Sewage, **Vertek Construction Management**, 7171 Airport Road, Suite 200, Bath, PA 18014.

This proposed facility is located in Palmer Township, **Northampton County**.

Description of Proposed Action/Activity: The project is for a new gravity sewer system to serve a development consisting of a 13-building apartment complex and a clubhouse located at 3100 Charlotte Avenue, Palmer Township. The expected flow from the new subdivision is approximately 80,201 gallons per day (317 EDUs) and the sewer system will tie into the existing sewer line on Charlotte Avenue. Palmer Township indicated they will take operation and maintenance responsibility for the sewer system infrastructure, including the mainline piping, manholes and 6-inch service laterals.

**WQM Permit No. 6620401**, Sewage, **Lake Winola Municipal Authority Wyoming County**, P.O. Box 59, Lake Winola, PA 18625-0059.

This proposed facility is located in Overfield Township, **Wyoming County**.

Description of Proposed Action/Activity: Treatment Lagoon Modifications; Groundwater Monitoring System modifications; Ammonia Treatment System (SAGR); Copper Treatment System; UV Disinfection System; emergency generator; replacement flow meter; SCADA system modifications.

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

**WQM Permit No. 0720404**, Sewerage, **Howard G. Williamson**, 388 Hollen Road, Tyrone, PA 16686.

This proposed facility is located in Antis Township, **Blair County**.

Description of Proposed Action/Activity: Seeking permit approval for the construction/operation of a single residence sewage treatment plant to serve their home.

**WQM Permit No. 2120402**, Sewerage, **Sunnyside Trail, LLC**, Walter Nolt, 996 Ridge Road, Shippensburg, PA 17257.

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

Description of Proposed Action/Activity: Seeking permit approval for the construction/operation of a small flow treatment facility to serve Sunnyside Trail at 9 Woods Drive, Newville.

**WQM Permit No. 0620403**, Sewerage, **Steven and Marlene Skoloda**, Walnut Acres Homeowners Association, 71 Walnut Road, Hamburg, PA 19526.

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

Description of Proposed Action/Activity: Seeking permit approval for the construction/operation of a sewer system to serve Walnut Acres Homeowners Association.

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

**WQM Permit No. 5620403**, Sewage, **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: The Applicant proposes to construct a new SRSTP to serve Lot # 2 in the Pine Cove Subdivision. The SRSTP will discharge to two 2,000-gallon holding tanks and later hauled off-site for final treatment/disposal.

**WQM Permit No. 5620404**, Sewage, **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: The Applicant proposes to construct a new SRSTP to serve Lot # 3 in the Pine Cove Subdivision. The SRSTP will discharge to two 2,000-gallon holding tanks and later hauled off-site for final treatment/disposal.

**WQM Permit No. 5620405**, Sewage, **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: The Applicant proposes to construct a new SRSTP to serve Lot # 4 in the Pine Cove Subdivision. The SRSTP will discharge to two 2,000-gallon holding tanks and later hauled off-site for final treatment/disposal.

**WQM Permit No. 6371403 A-1**, Sewage, **Western Area Career & Technology Center**, 688 Western Avenue, Canonsburg, PA 15317-1477.

This existing facility is located in Chartiers Township, **Washington County**.

Description of Proposed Action/Activity: Construction and operation of a new 500-gallon chlorine contact tank with a tablet chlorinator and a tablet dechlorinator and the addition of post-aeration to the existing sewage treatment plant.

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

**WQM Permit No. 4320403 A-1**, Sewage, **Brandon Persch**, 1171 Barkeyville Road, Grove City, PA 16127.

This existing facility is located in Pine Township, **Mercer County**.

Description of Proposed Action/Activity: Single residence sewage treatment plant.

**WQM Permit No. 2712401 A-1**, Sewage, **Hickory Township**, P.O. Box 44, Endeavor, PA 16322.

This existing facility is located in Hickory Township, **Forest County**.

Description of Proposed Action/Activity: Addition of liquid chlorine disinfection.

**WQM Permit No. 1620406**, Sewage, **Jeffrey L Kroh**, 4616 Miola Road, Clarion, PA 16214-7404.

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

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

**WQM Permit No. 1020415**, Sewage, **James D Daugherty II**, 1230 Gulf Boulevard, Suite 701, Clearwater, FL 33676.

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

Description of Proposed Action/Activity: Single residence sewage treatment plant.

**WQM Permit No. 1079405 A-3**, Sewage, **LKS Enterprises LLC**, 400 Frost Hollow Road, Easton, PA 18040.

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

Description of Proposed Action/Activity: DEP initiated amendment to remove extra tank capacity and on-site drying beds from existing WQM permit.

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#### **IV. NPDES Individual Permit Applications for Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4s).**

*Northwest Region: Regional Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, Phone: 814-332-6942, Email: RA-EPNPDES\_NWRO@pa.gov.*

**PAI138301**, MS4, **Millcreek Township**, 3608 West 26th Street, Erie, PA 16506-2059. The application is for a renewal of an individual NPDES permit for the discharge of stormwater from a regulated municipal separate storm sewer system (MS4) to waters of the Commonwealth in Millcreek Township, **Erie County**. The receiving stream(s), unnamed

tributaries to Lake Erie (CWF, MF), Fourmile Creek (CWF, MF) and Walnut Creek (CWF, MF), is located in State Water Plan watershed 15-A and is classified for Cold Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The applicant is classified as a small MS4.

The applicant has submitted the following plan(s) with the application to reduce pollutant loads to impaired waters:

- A Pollutant Reduction Plan (PRP)

The Department has made a tentative determination to issue the NPDES permit. Written comments on the application and draft permit will be accepted for 30 days following publication of this notice. The period for comment may be extended at the discretion of DEP for one additional 15-day period. You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6078.

The EPA waiver is in effect for small MS4s and is not in effect for large MS4s.

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

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

*Contact: Gillian Ostrum, Clerk Typist 2, 570-830-3077.*

*Lehigh County Conservation District, 4184 Dorney Park Road, Suite 105, Allentown, PA 18401, 610-391-9583.*

| <i>NPDES Permit No.</i> | <i>Applicant Name &amp; Address</i>   | <i>County</i> | <i>Municipality</i>      | <i>Receiving Water/Use</i>                                |
|-------------------------|---|---------------|--------------------------|---|
| PAD390176               | PD Flint Hill, LLC<br>4511 Falmer Dr.<br>Bethlehem, PA 18020                    | Lehigh County | Upper Saucon Township    | Tumble Creek (CWF, MF)<br>Laurel Run (EV, MF)             |
| PAD390169               | 300 Furnace St., LLC<br>2227 Albright Ave.<br>Allentown, PA 18104               | Lehigh County | Emmaus Borough           | UNT to Little Lehigh Creek (HQ-CWF, MF)                   |
| PAD390173               | Parkland School District<br>2219 North Cedar Crest Blvd.<br>Allentown, PA 18104 | Lehigh County | North Whitehall Township | Coplay Creek (CWF, MF) a UNT to Jordan Creek (HQ-CWF, MF) |

*Luzerne Conservation District, 325 Smiths Pond Road, Shavertown, PA 18708, 570-674-7991.*

| <i>NPDES Permit No.</i> | <i>Applicant Name &amp; Address</i>  | <i>County</i>  | <i>Municipality</i> | <i>Receiving Water/Use</i> |
|-------------------------|--|----------------|---------------------|----------------------------|
| PAD400036               | PPL Electric Utilities Corp.<br>Luke Portieles<br>2 North Ninth Street<br>GENN4<br>Allentown, PA 18101 | Luzerne County | Salem Township      | Salem Creek (CWF, MF)      |

*Southwest Region: Dana Drake, Waterways and Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

| <i>NPDES Permit No.</i> | <i>Applicant Name &amp; Address</i>                              | <i>County</i>     | <i>Municipality</i> | <i>Receiving Water/Use</i>             |
|-------------------------|--|-------------------|---------------------|--|
| PAD630054               | P2 Developers, LLC<br>211 Mitchell Road<br>Eighty-Four, PA 15330 | Washington County | Somerset Township   | UNT to Little Chartiers Creek (HQ-WWF) |

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

| <i>NPDES Permit No.</i> | <i>Applicant Name &amp; Address</i>                                       | <i>County</i> | <i>Municipality</i> | <i>Receiving Water/Use</i>                      | <i>Contact</i>  |
|-------------------------|---|---------------|---------------------|---|---|
| PAD420007               | Highland Field Services LLC<br>51 Zents Boulevard<br>Brookville, PA 15825 | McKean County | Sergeant Township   | UNT Marvin Creek CWF, UNTs Sevenmile Run HQ-CWF | McKean County Conservation District<br>17137 Route 6<br>Smethport, PA 16749<br>814-887-4001                 |
| PAD100013               | F and H Property Development LLC<br>P.O. Box 297<br>Wexford, PA 15090     | Butler County | Buffalo Township    | Tributary 42572 to Little Buffalo Creek HQ-TSF  | Butler County Conservation District<br>120 Hollywood Drive<br>Suite 201<br>Butler, PA 16001<br>724-284-5270 |

## NPDES

| Permit No. | Applicant Name & Address                           | County           | Municipality        | Receiving Water/Use                      | Contact  |
|------------|--|------------------|---------------------|--|--|
| PAD100012  | Holbein Inc<br>180 Parker Road<br>Sarver, PA 16055 | Butler<br>County | Buffalo<br>Township | UNT to Little<br>Buffalo Creek<br>HQ-TSF | Butler County<br>Conservation District<br>120 Hollywood Drive<br>Suite 201<br>Butler, PA 16001<br>724-284-5270 |

## PUBLIC WATER SUPPLY PERMITS

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

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

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

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

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

### SAFE DRINKING WATER

#### Applications Received Under the Pennsylvania Safe Drinking Water Act (35 P.S. §§ 721.1—721.17).

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

**Permit No. 3620515**, Public Water Supply.

|                      |  |
|----------------------|--|
| Applicant            | <b>Little Britain<br/>Mobile Home Park</b>                                   |
| Municipality         | Little Britain Township  |
| County               | <b>Lancaster County</b>  |
| Responsible Official | Samuel McMichael<br>208 East Locust Road<br>P.O. Box 298<br>Oxford, PA 19363 |
| Type of Facility     | Public Water Supply  |

|                       |  |
|-----------------------|--|
| Consulting Engineer   | Brent W. Cowan, P.E.<br>CSC Technology Inc.<br>170 Netherwood Drive<br>Coatesville, PA 19320 |
| Application Received: | May 7, 2020  |
| Description of Action | Caustic soda addition for general corrosion control  |

|  |   |
|--|---|
| <b>Permit No. 0620509</b> , Public Water Supply. |   |
| Applicant  | <b>Union Township<br/>Municipal Authority of<br/>Berks County, PA</b>                     |
| Municipality                                     | Union Township  |
| County   | <b>Berks County</b>   |
| Responsible Official                             | Drew L. Dickman<br>Authority Chairman<br>1445 East Main Street<br>Douglassville, PA 19518 |

|                     |   |
|---------------------|---|
| Type of Facility    | Public Water Supply   |
| Consulting Engineer | Keith R. Showalter, P.E.<br>Systems Design Engineering,<br>Inc.<br>1032 James Drive<br>Leesport, PA 19533 |

|                       |                   |
|-----------------------|-------------------|
| Application Received: | May 20, 2020      |
| Description of Action | Nitrate Treatment |

|  |   |
|--|---|
| <b>Permit No. 5020505</b> , Public Water Supply. |   |
| Applicant  | <b>Bloomfield Borough<br/>Water Authority</b>                                 |
| Municipality                                     | Bloomfield Borough  |
| County   | <b>Perry County</b>   |
| Responsible Official                             | Edward T. Albright Jr<br>Chairman<br>P.O. Box 293<br>New Bloomfield, PA 17068 |

|                     |   |
|---------------------|---|
| Type of Facility    | Public Water Supply   |
| Consulting Engineer | N Peter Fleszar, P.E.<br>Glace Associates, Inc.<br>3705 Trindle Road<br>Camp Hill, PA 17011 |

|                       |  |
|-----------------------|--|
| Application Received: | August 5, 2020   |
| Description of Action | Installation of a booster pumping station and interconnect to serve the Talmudic University (previously Carson Long Military Institute). |

|  |  |
|--|--|
| <b>Permit No. 5020506</b> , Public Water Supply. |  |
| Applicant  | <b>Newport Borough<br/>Water Authority</b> |

Municipality Howe Township  
 County **Perry County**  
 Responsible Official Dean Miller  
 Operator  
 497 North Front Street  
 Newport, PA 17074-1409

Type of Facility Public Water Supply  
 Consulting Engineer Robert Hasemeier, P.E.  
 Barton & Loguidice D.P.C.  
 3901 Hartzdale Drive  
 Camp Hill, PA 17011-7843

Application Received: August 12, 2020  
 Description of Action Howe Treatment Plant  
 modifications

**Permit No. 2820510 MA, Minor Amendment**, Public Water Supply.

Applicant **Greencastle Area Franklin County Water Authority**  
 Municipality Greencastle Borough  
 County **Franklin County**  
 Responsible Official Lorraine Hohl  
 Borough Manager  
 60 North Washington Street  
 Greencastle, PA 17225

Type of Facility Public Water Supply  
 Consulting Engineer Timothy J. Glessner, P.E.  
 Gannett Fleming, Inc.  
 207 Senate Avenue  
 Camp Hill, PA 17011

Application Received: September 16, 2020  
 Description of Action Removal of chemical use from  
 permit, demolition of abandoned  
 building onsite, replacement of  
 filter effluent turbidimeters,  
 nitrate removal media changeout  
 & updated piping materials.

**Permit No. 3820507 MA, Minor Amendment**, Public Water Supply.

Applicant **Fredericksburg Sewer and Water Authority**  
 Municipality Bethel Township  
 County **Lebanon County**  
 Responsible Official James A. Heisey  
 Authority Chairman  
 113 East Main Street  
 P.O. Box 161  
 Fredericksburg, PA 17026

Type of Facility Public Water Supply  
 Consulting Engineer Paul Lutzkanin, P.E.  
 Steckbeck Engineering &  
 Surveying Inc.  
 279 North Zinns Mill Road  
 P.O. Box 161  
 Lebanon, PA 17042

Application Received: September 24, 2020  
 Description of Action Chemical change for manganese  
 sequestering and general  
 corrosion control at Well Nos. 5  
 & 6.

**Permit No. 3620534 MA, Minor Amendment**, Public Water Supply.

Applicant **Borough of Lititz**  
 Municipality Lititz Borough  
 County **Lancaster County**  
 Responsible Official Todd Kauffman  
 Facilities Manager  
 7 South Broad Street  
 P.O. Box 336  
 Lititz, PA 17543

Type of Facility Public Water Supply  
 Consulting Engineer Steven E. Riley, P.E.  
 Entech Engineering, Inc.  
 201 Penn Street  
 P.O. Box 336  
 Reading, PA 19603

Application Received: October 1, 2020  
 Description of Action Change in the orthophosphate  
 chemical injection location.

**Permit No. 0120511 MA, Minor Amendment**, Public Water Supply.

Applicant **Gettysburg Municipal Authority**  
 Municipality Cumberland Township  
 County **Adams County**  
 Responsible Official Mark Guise  
 Manager  
 601 E Middle Street  
 Gettysburg, PA 17325-3307

Type of Facility Public Water Supply  
 Consulting Engineer Daniel Cargnel, P.E.  
 Buchart Horn Inc  
 3700 Koppers Street  
 Baltimore, MD 21227

Application Received: October 1, 2020  
 Description of Action Filter-to-Water piping  
 modifications

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

**Permit No. 0420506**, Public Water Supply.

Applicant **Beaver Falls Municipal Authority**  
 1425 Eighth Avenue  
 Beaver Falls, PA 15010

Township or Borough City of Beaver Falls  
 County **Beaver County**  
 Responsible Official James Riggio, General Manager  
 Type of Facility Water system  
 Consulting Engineer Entech Engineering, Inc.  
 400 Rouser Road  
 Building 2, Suite 200  
 Coraopolis, PA 15108

Application Received: September 24, 2020  
 Date  
 Description of Action Eastvale WTP disinfection  
 improvements project.

## 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: Watershed Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, 570-826-2511.*

*Contact: Gillian Ostrum, Clerk Typist 2, 570-830-3077.*

**WA39-1002A**, Water Allocation, **Lehigh County Authority**, 1053 Spruce Street, Allentown, PA 18106, North Whitehall Township, **Lehigh County**. The applicant is requesting the right to purchase up to 790,000 gallons per day from Northampton Borough Municipal Authority on an annual basis.

## 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 any Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent (NOI) 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 (NOI) to Remediate with the Department. A NOI to Remediate filed with the Department provides a brief description of the location of the site, a list of known or suspected contaminants at the site, the proposed remediation measures for the site, and a description of the intended future use of the site. A person who demonstrates attainment of one, or a combination of 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 NOI to Remediate is published in a newspaper of general circulation in the area of the site. For the following identified site(s), 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 following specified date. During this comment period the municipality may re-

quest that the following identified person, 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 NOI to Remediate, please contact the Environmental Cleanup Program Manager in the Department of Environmental Protection Regional Office under 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 listed. TDD users may telephone the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

The Department of Environmental Protection has received the following Notice(s) of Intent to Remediate:

*Northcentral Region: Environmental Cleanup Program Manager, 208 West Third Street, Williamsport, PA 17701, Telephone number: 570-327-3636.*

**SWNPC—TI 19 Connolly B Well Pad**, 535 Connolly Lane, Liberty Township, **Tioga County**. Penn Environmental & Remediation, Inc., 13180 Route 6, Mansfield, PA 16933, on behalf of SWN Production Company, LLC, 917 State Route 92 North, Tunkhannock, PA 18657, has submitted a Notice of Intent to Remediate concerning site soil contaminated with a release of high conductivity water. The applicant proposes to remediate the site to meet the Residential Background and Statewide Health Standards. A summary of the Notice of Intent to Remediate was published in the *Wellsboro Gazette* on October 15, 2020.

### DETERMINATION OF APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMITS

#### **Application(s) for Determination of Applicability Received Under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and/or the Beneficial Use of Residual Waste Other Than Coal Ash.**

*Southeast Region: Regional Solid Waste Manager, 2 East Main Street, Norristown, PA 19401, 484-250-5960.*

**General Permit No. WMGR081SE010. Sycamore International, Inc.**, 431 West Baltimore Pike, West Grove, PA 19390-9322. This application is for determination of applicability (DOA) under General Permit No. WMGR081SE010 to process and recycle computers and electronic waste to be reused or recycled in accordance with the beneficial use permit No. WMGR081. The proposed facility's name is Sycamore International, Inc Facility and it is located at 431 W. Baltimore Pike, West Grove, PA 19390 in London Grove Township, **Chester County**. The application for determination of applicability was administratively complete by the Southeast Regional Office on August 25, 2020.

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

DEP through the Pennsylvania AT&T Relay Service, (800) 654.5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

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

**General Permit No. WMGR123SW046. Platinum Fluid Solutions, LLC**, P.O. Box 265, Mt Morris, PA 15349. A Determination of Applicability to operate under residual waste general permit WMGR123 for the processing and beneficial use of oil and gas liquid waste in Whiteley Township, **Greene County**, was deemed administratively complete in the Regional Office on October 15, 2020.

Persons interested in reviewing the general permit or the application may contact the Department of Environmental Protection, Regional Files, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

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

**Application(s) Received Under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904) and Regulations to Operate Solid Waste Processing or Disposal Area or Site.**

*Southeast Region: Regional Solid Waste Manager, 2 East Main Street, Norristown, PA 19401, 484-250-5960.*

**Permit No. 400694. MED-FLEX, Inc.**, Ford Road and Frost Road, Bristol, PA 19007. This application is submitted for the construction and operation of a new regulated medical waste transfer and processing facility to be called MED-FLEX, Inc., (MED-FLEX) Facility, located at Ford and Frost Roads in Bristol Township, **Bucks County**. MED-FLEX was a permitted medical waste transfer and processing facility that had received its solid waste permit on September 16, 2014. However, because the facility was never built and pursuant to Section 271.211(e) of the DEP's Municipal Waste Rules and Regulations, 25 Pa. Code § 271.211(e), that permit was voided. The provided application is to pursue the re-permitting of the facility, the new application proposes no changes to the original facility's permit issued on September 16, 2014. The application was considered received by the Southeast Regional Office on October 1, 2020.

Comments concerning the application should be directed to the Pennsylvania Department of Environmental Protection (DEP) Waste Management Program Manager, Southeast Regional Office, 2 East Main Street, Norristown, PA 19401-4915. Persons interested in obtaining more information about the permit application may contact the Southeast Regional Office by telephone at 484.250.5960. TDD users may contact the DEP through the Pennsylvania AT&T Relay Service, (800) 654.5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

**Permit No. 101727. McGill Fairless Hills, LLC**, 600 Tyburn Road, Morrisville, PA 19067-3616. This application is submitted for the construction and operation of a new municipal waste composting facility to be called "McGill Fairless Hills Composting Facility" and located at

600 Tyburn Road in Falls Township, **Bucks County**. McGill Fairless Hills, LLC proposes to construct and operate an indoor, organic waste composting facility on a property leased from Waste Management, Inc., where Warner Company's yard waste facility is located currently. The new facility will be accepting waste Monday to Friday 6:30 am to 6:30 pm and Saturday 6:30 am to 4:30 pm with maximum volume of 600 tons per day of combination of yard waste and food waste with other waste material. The application was considered received by the Southeast Regional Office on October 13, 2020.

Comments concerning the application should be directed to the Pennsylvania Department of Environmental Protection (DEP) Waste Management Program Manager, Southeast Regional Office, 2 East Main Street, Norristown, PA 19401-4915. Persons interested in obtaining more information about the permit application may contact the Southeast Regional Office by telephone at 484.250.5960. TDD users may contact DEP through the Pennsylvania AT&T Relay Service, (800) 654.5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

**Permit No. 101567. Construction Demolition Recycling Inc.**, 1060 Industrial Highway, Southampton PA 18966. This application is to renew Construction Demolition Recycling, Inc. (CDR's) current Municipal Waste Processing Facility permit. CDR is a municipal waste transfer facility located in Upper Southampton Township, **Bucks County**. The application was received by the Southeast Regional Office on October 5, 2020.

Comments concerning the application should be directed to the Pennsylvania Department of Environmental Protection (DEP) Waste Management Program Manager, Southeast Regional Office, 2 East Main Street, Norristown, PA 19401-4915. Persons interested in obtaining more information about the general permit application may contact the Southeast Regional Office by telephone at 484.250.5960. TDD users may contact the DEP through the Pennsylvania AT&T Relay Service, (800) 654.5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

## AIR QUALITY

### PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

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

The Department received applications for Plan Approvals or Operating Permits from the following facilities. Copies of the application, the Department's analysis, all pertinent documents used in the evaluation of the application and subsequently prepared proposed plan approvals/operating permits are available for public review during normal business hours at the appropriate Department Regional Office. Appointments for scheduling a review must be made by calling the appropriate Depart-



ment Regional Office. The address and phone number of the Regional Office is listed before the application notices.

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

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

Permits issued to the owners or operators of sources subject to 25 Pa. Code Chapter 127, Subchapter D or E, or located within a Title V facility or subject to 25 Pa. Code § 129.51(a) or permits issued for sources with limitations on their potential to emit used to avoid otherwise applicable Federal requirements may be submitted to the United States Environmental Protection Agency for review and approval as a revision to the State Implementation Plan. Final Plan Approvals and Operating Permits will contain terms and conditions to ensure that the sources are constructed and operating in compliance with applicable requirements in the Air Pollution Control Act (35 P.S. §§ 4001—4015), 25 Pa. Code Chapters 121—145, the Federal Clean Air Act (42 U.S.C.A. §§ 7401—7671q) and regulations adopted under the Federal Clean Air Act.

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

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**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.**

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*Southcentral Region: Air Quality Program, 909 Elmer-ton Avenue, Harrisburg, PA 17110.*

*Contact: Thomas Hanlon, Facilities Permitting Chief, (717) 705-4862, Thomas Bianca, New Source Review Chief, (717) 705-4863, or William Weaver, Regional Air Quality Manager, (717) 705-4702.*

**28-03068B: Pennsylvania Cherry LLC** (P.O. Box 269, Mercersburg, PA 17236-0269) for the construction of a new lumber drying kiln at the lumber manufacturing facility located in Montgomery Township, **Franklin County**. This equipment will supplement the existing lumber kiln. The new statewide PTE is calculated as 17.63 tpy of VOCs, 36.34 tpy NO<sub>x</sub>, 79.53 tpy CO, 8.82 tpy

of PM<sub>10</sub>, 7.86 tpy of PM<sub>2.5</sub>, 8.18 tpy of HAP and 3.16 tpy SO<sub>x</sub> emissions. DEP's review of the information submitted by the applicant indicates that the air contamination sources as installed will comply with all regulatory requirements pertaining to air contamination sources and the emission of air contaminants including the best available technology requirement (BAT) of 25 Pa. Code § 127.12. Based on these findings, the Department proposes to issue a plan approval for the proposed construction. If, after the project has been implemented, the Department determines that the sources are constructed and operated in compliance with the plan approval conditions and the specification of the application for plan approval, the requirements established in the plan approval may be incorporated into a State Only Operating Permit pursuant to the provisions of 25 Pa. Code Chapter 127.

**28-03040B New Enterprise Stone & Lime Co** (3912 Brumbaugh Road, Chambersburg, PA 17202) to issue a plan approval to replace a cone crusher at the Chambersburg Quarry located in Guilford Township, **Franklin County**. A 443 tph cone crusher will replace a 425 tph cone crusher. The potential PM emissions from the source will be 2.99 tpy. The actual emissions increase from the source, which is offset by the unit being replaced, and based on estimated 2,500 hours per year, is estimated at 0.027 tpy. The plan approval will include emission limits and work practice standards along with monitoring, recordkeeping, and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions for Federal 40 CFR 60 Subpart OOO—Standard of Performance for Nonmetallic Mineral Processing Plants. DEP's review of the information submitted by the applicant indicates that the air contamination sources as installed will comply with all regulatory requirements pertaining to air contamination sources and the emission of air contaminants including the best available technology requirement (BAT) of 25 Pa. Code § 127.12. Based on these findings, the Department proposes to issue a plan approval for the proposed construction. If, after the project has been implemented, the Department determines that the sources are constructed and operated in compliance with the plan approval conditions and the specification of the application for plan approval, the requirements established in the plan approval will be incorporated into a State Only Operating Permit pursuant to the administrative amendment provisions of 25 Pa. Code § 127.450.

#### OPERATING PERMITS

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**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.**

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*Southcentral Region: Air Quality Program, 909 Elmer-ton Avenue, Harrisburg, PA 17110.*

*Contact: Thomas Hanlon, Facilities Permitting Chief, (717) 705-4862, Thomas Bianca, New Source Review Chief, (717) 705-4863, or William Weaver, Regional Air Quality Manager, (717) 705-4702.*

**36-05026: LSC Communications** (1375 Harrisburg Pike, Lancaster, PA 17601-2612) to issue a Title V Operating Permit for the Lancaster West printing facility located in Lancaster City, **Lancaster County**. Actual emissions from the facility in 2019 were reported to be 4.82 tons CO, 5.74 tons NO<sub>x</sub>, 0.77 ton PM<sub>10</sub>/PM<sub>2.5</sub>, 0.04 ton SO<sub>x</sub>, 40.30 tons VOC, 2.92 tons of a single HAP (glycol ethers), and 4.18 tons of combined HAPs. The Title

V Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 25 Pa. Code §§ 129.63 and 129.67b and 40 CFR 63, Subpart ZZZZ—National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines.

**36-05027: LSC Communications** (216 Greenfield Road, Lancaster, PA 17601-5885) to issue a Title V Operating Permit for the Lancaster East printing facility located in Lancaster City, **Lancaster County**. Actual emissions from the facility in 2019 were reported to be 23.82 tons CO, 14.51 tons NO<sub>x</sub>, 2.35 tons PM<sub>10</sub>/PM<sub>2.5</sub>, 3.03 tons SO<sub>x</sub>, 161.41 tons VOC, 98.30 tons of a single HAP (toluene), and 103.67 tons of combined HAPs. The Title V Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 25 Pa. Code §§ 129.67, 129.67b and 129.77, 40 CFR 60, Subpart QQ—Standards of Performance for the Graphic Arts Industry: Publication Rotogravure Printing, 40 CFR 63, Subpart KK—National Emission Standards for the Printing and Publishing Industry, 40 CFR 60, Subpart QQ—Standards of Performance for the Graphic Arts Industry: Publication Rotogravure Printing, 40 CFR 63, Subpart ZZZZ—National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines, and 40 CFR 63, Subpart DDDDD—National Emission Standards for Hazardous Air Pollutants for Major Sources: Industrial, Commercial, and Institutional Boilers and Process Heaters.

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

*Contact: Muhammad Q. Zaman, Program Manager, 570-327-3648.*

**53-00001: Tennessee Gas Pipeline Company, LLC** (1001 Louisiana Street, Houston, TX 77002) for the Title V permit renewal authorization for their Compressor Station 313 facility in Hebron Township, **Potter County**. The sources for the facility consist of thirteen (13) compressor engines, several combustion sources and process heaters, an emergency generator engine, fugitives such as flanges, valves, compressor seals, etc., gas venting activities including blowdowns, and several aboveground storage tanks, as well as a natural gas dehydration process equipped with a thermal oxidizer. The type and quantity of pollutants emitted on a facility-wide potential emission basis are, as follows: NO<sub>x</sub> (as NO<sub>2</sub>)—413.8 tons per year (tpy), CO—1,743.7 tpy, SO<sub>x</sub>—0.6 tpy, PM<sub>2.5</sub>—17.1 tpy, VOC—177.4 tpy, HAP—30.2 tpy, and GHG (as CO<sub>2e</sub>)—113,444 tpy. No modifications to the facility occurred during the permit term. The facility includes sources that are subject to Federal requirements as specified in 40 CFR Parts 60, 63 and 64, relating to the Standards of Performance for New Stationary Sources, the National Emission Standards for Hazardous Air Pollutants for Source Categories, and the Compliance Assurance Monitoring, respectively. The applicable requirements are also derived from 25 Pa. Code Chapters 121 and 145. The permit incorporates all applicable requirements including appropriate testing, monitoring, recordkeeping, reporting and work practice conditions to verify compliance. All pertinent documents used in the

evaluation of the application are available for public review during normal business hours at the PA DEP's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-3636.

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

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

*Contact: Janine Tulloch-Reid, Facilities Permitting Chief, (484) 250-5920.*

**09-00168: Fiberglass Technologies, Inc.** (1610 Hanford Street, Levittown, PA 19057), located in Bristol Township, **Bucks County**, for a renewal of State Only (Synthetic Minor) Operating Permit No. 09-00168. Fiberglass Technologies, Inc. (FTI), manufactures architectural ornamentation products (e.g., column covers, cornice, moldings, door surroundings, etc.) out of reinforced plastics/composites for use in the building industry. To this end, FTI operates and maintains two spray booths, from which the main pollutant emitted is styrene, a volatile organic compound (VOC) and a hazardous air pollutant (HAP). The potential to emit styrene from the facility exceeds 25 tons per year; however, VOC and HAP emissions from the facility are each restricted to less than 2.7 tons per year. Therefore, the facility is categorized as Synthetic Minor.

No changes have occurred at the facility since the State Only Operating Permit (SOOP) was previously renewed in May 2015. The renewal SOOP will continue to include monitoring, recordkeeping, reporting, and work practice requirements designed to keep the facility operating within all applicable air quality requirements.

*Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915.*

*Contact: Norman Frederick, Facility Permitting Chief, (570) 826-2409.*

**13-00015: Arfan, Inc., Palmerton Facility** (525 Delaware Ave., Palmerton, PA 18071-1910). The Department intends to issue a renewal State-Only (Natural Minor) Permit for the human crematory facility located in the Borough of Palmerton, **Carbon County**. The primary sources consist of one (1) crematory incinerator. The control device consists of an afterburner. The source is considered a minor emission source of nitrogen oxide (NO<sub>x</sub>), sulfur oxides (SO<sub>x</sub>), carbon monoxide (CO), total suspended particulate (TSP) and VOC's. The proposed operating permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

**40-00101: Pennsy Supply Inc., Pittston West Quarry** (2400 Thea Drive, Suite 3A, Harrisburg, PA 17110). The Department intends to issue a renewal State-Only (Synthetic Minor) Permit for the operation of a drum mix asphalt plant and stone manufacturing facility in Jenkins Township, **Luzerne County**. The sources consist of feed bins, screens, belts, conveyors, and a drum mix asphalt plant with wdf. The control devices are baghouses and a cyclone. The sources are considered minor emission sources of nitrogen oxide (NO<sub>x</sub>), sulfur oxides (SO<sub>x</sub>), carbon monoxide (CO), total suspended

particulate (TSP), and volatile organic compounds (VOC) emissions. The proposed operating permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

**40-00108: Pennsy Supply Inc., Pittston Quarry** (2400 Thea Drive, Suite 3A, Harrisburg, PA 17110). The Department intends to issue a renewal State-Only (Natural Minor) Permit for the operation of crushed and broken stone mining and quarrying facility in Jenkins Township, **Luzerne County**. The sources consist of primary, secondary, and tertiary crushers, screens, and conveyors. The sources are controlled by a water spray system. The sources are considered minor emission sources of nitrogen oxide (NO<sub>x</sub>), sulfur oxides (SO<sub>x</sub>), carbon monoxide (CO), total suspended particulate (TSP), and volatile organic compounds (VOC) emissions. The proposed operating permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

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

*Contact: Thomas Hanlon, Facilities Permitting Chief, (717) 705-4862, Thomas Bianca, New Source Review Chief, (717) 705-4863, or William Weaver, Regional Air Quality Manager, (717) 705-4702.*

**21-05042: Pennsy Supply, Inc.** (6470 Carlisle Pike, Mechanicsburg, PA 17050) for the operation of a stone crushing operation and hot mix asphalt plant in Silver Spring Township, **Cumberland County**. This is for renewal of the existing State-Only Permit. Actual 2019 air emissions from the facility are estimated at 4.95 tpy PM<sub>10</sub>, 3.80 tpy NO<sub>x</sub>, 18.36 tpy CO, 4.52 tpy VOC, and less than 1 ton of SO<sub>2</sub> and HAPs. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

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

*Contact: Muhammad Q. Zaman, Program Manager, 570-327-3648.*

**55-00003: Susquehanna University** (514 University Ave., Selinsgrove, PA 17870) to issue a renewal State Only Operating Permit for their Selinsgrove Campus located in Selinsgrove Borough, **Snyder County**. The facility is currently operating under State Only Operating Permit 55-00003. The facility's main sources include numerous, campus-wide boilers, heaters, furnaces and emergency generators fired on natural gas, No. 2 fuel oil, propane and diesel fuel. The facility has potential emissions of 30.39 TPY of CO; 43.69 TPY of NO<sub>x</sub>; 0.88 TPY of SO<sub>x</sub>; 2.78 TPY of PM/PM<sub>10</sub>; 2.62 TPY of VOCs; 0.72 TPY of combined hazardous air pollutants; 42,471 TPY GHGs. Three of the diesel-fired emergency generator engines are subject to 40 CFR Part 63, Subpart ZZZZ—National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines and 40 CFR 60, Subpart IIII—Standards of Performance for Stationary Compression Ignition Internal Combustion Engines. The emission limits and work practice standards along with testing, monitoring, recordkeeping, and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable

Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 25 Pa. Code Chapters 121—145, as well as 40 CFR Parts 60 and 63. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-3636.

**55-00004: William Penn Cabinetry, LLC** (401 E. Front St., P.O. Box 112, Freeburg, PA 17827) to issue a State Only Operating Permit for the Freeburg Plant located in Freeburg Boro., **Snyder County**. The facility is currently operating under a minor significance authorization. The facility's main sources include two wood furniture surface coating booths, two #2 fuel oil-fired boilers, two space heaters and two #2 fuel oil storage tanks. The facility has potential emissions of 1.06 TPY of CO; 4.23 TPY of NO<sub>x</sub>; 0.05 TPY of SO<sub>x</sub>; 0.46 TPY of PM/PM<sub>10</sub>; 8.79 TPY of VOCs; 2.19 TPY HAPs; 4,728 TPY GHGs. The two boilers are subject to 40 CFR Part 63, Subpart JJJJJJ—National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers Area Sources. The emission limits and work practice standards along with testing, monitoring, recordkeeping, and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of Title 25 Pa. Code Chapters 121—145, as well as 40 CFR Part 63. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-3636.

*Southwest Region, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

*Contact: Thomas Joseph, Facilities Permitting Chief, 412.442.4336.*

**65-00549: Comptec, Inc./Irwin Insulator Plant** (8291 Pennsylvania Ave, Irwin, PA 15642-2776). In accordance with 25 Pa. Code §§ 127.424, 127.425 and 127.521, the Department is providing notice of intent to issue a natural minor State Only Operating Permit for the operation of a fiberglass-impregnated electric insulators facility located in North Huntingdon Township, **Westmoreland County**.

Irwin Insulator Plant operates one paint booth, one sander, two parts washers, three grinding booths, six machining lathes, three mixers, and two resin mixers. This facility emitted 0.606 ton PM, 1.23 tons VOCs, and 0.244 ton HAPs in 2019. The facility is limited to 5.0 tons PM, 5.0 tons VOCs, and 2.0 tons HAPs per 12-consecutive month period (12-cmp). The proposed operating permit includes conditions relating to applicable emission restrictions, testing, monitoring, recordkeeping, reporting, and work practice standards requirements for each unit.

The application, DEP's Review Memorandum, and the proposed permit are available for public review during normal business hours at DEP's Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. A file review can be scheduled through the DEP's website at <https://www.dep.pa.gov/Citizens/PublicRecords/Pages/Informal-File-Review.aspx> or by contacting Tom Joseph, Facilities Permitting Chief, directly.

Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of the State-Only Operating Permit may submit the information to Tom Joseph, Facilities Permit Chief, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Operating Permit (65-00549) and concise statements regarding the relevancy of the information or objections to issuance of the Operating Permit.

All comments must be received prior to the close of business 30 days after the date of this publication. A public hearing may be held in accordance with 25 Pa. Code § 127.429, if the Department, in its discretion, decides that such a hearing is warranted based on the information received. If a public hearing is held, all persons who have properly filed a protest under 25 Pa. Code § 127.426 may appear and give testimony. The Department is not required to hold a conference or hearing. The applicant, the protestant, and other participants will be notified of the decision to hold a hearing (and the time, place and purpose of such hearing) by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department determines such notification by telephone is sufficient. Written comments or requests for a public hearing should be directed to Tom Joseph, Facilities Permit Chief, at the previously listed address.

**65-01033: Unifirst Corporation** (1150 2nd Avenue, New Kensington, PA 15068) synthetic minor operating permit for the operation of a laundering facility located in the city of New Kensington, **Westmoreland County**. Sources of emissions at the facility include eight (8) dryers and sixteen (16) washers of various capacities, one (1) 14.645 MMBtu/hr Cleaver Brooks natural gas-fired boiler, wastewater treatment operations, two (2) 15-gallon parts washers, and miscellaneous sources including two (2) steam tunnels, four (4) HVAC units, one (1) water heater, and twenty-six (26) space heaters. The facility's potential-to-emit is estimated to be the following, based on a throughput restriction of 5,750,000 lbs of laundered towels processed: 24.8 TPY VOC; 13.0 TPY CO; 1.2 TPY PM<sub>10</sub>; 1.2 TPY PM<sub>2.5</sub>; 15.5 TPY NO<sub>x</sub>; 4.6 TPY total HAP; 2.3 TPY single HAP; 0.1 TPY SO<sub>x</sub>, and 18,600 TPY CO<sub>2e</sub>. This facility is subject to the applicable requirements of 25 Pa. Code Chapters 121–145. The proposed synthetic minor State-Only Operating Permit includes emission restrictions, throughput restrictions, monitoring, recordkeeping, reporting, and work practice standards requirements for the site.

Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of the Synthetic Minor State-Only Operating Permit may submit the information to Tom Joseph, Facilities Permit Chief, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. Written comments must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Operating Permit (65-01033) and concise statements regarding the relevancy of the information or objections to issuance of the Operating Permit.

A public hearing may be held, if the Department, in its discretion, decides that such a hearing is warranted based on the information received. All persons submitting comments or requesting a hearing will be notified of the

decision to hold a hearing by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department determines such notification by telephone is sufficient. Written comments or requests for a public hearing should be directed to Tom Joseph, Facilities Permit Chief, at the previously listed address.

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

The application, DEP's Review Memorandum, and the proposed permit are available for public review during normal business hours at DEP's Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. A file review can be scheduled through the DEP's website at <https://www.dep.pa.gov/Citizens/PublicRecords/Pages/Informal-File-Review.aspx> or by contacting Tom Joseph, Facilities Permitting Chief, directly.

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

*Contact: Matthew Williams, Facilities Permitting Chief, (814) 332-6940.*

**43-00036: Hodge Foundry, Inc.** (42 Leech Road, Greenville, PA 16125-9724), the Department intends to issue the renewal of the State-Only Operating Permit of a gray iron foundry located in Hempfield Township, **Mercer County**. Permitted air contamination sources are electric induction furnaces, inoculation, pouring and cooling, shakeout, finishing operations, heat treating furnaces, coating operations, sand reclamation, core and mold preparation, and other supporting activities. To maintain VOC and HAP emissions below major source thresholds, the facility is subject to elective restrictions of 49.5 tons VOC, 24.5 tons combined HAPs, and 9.5 tons single HAP in any 12-month rolling period. For permitting purposes, the facility is Synthetic Minor. In this renewal, applicable provisions of 40 CFR 63 Subpart ZZZZZ are updated to reflect the latest amendments effective September 2020. Implementation of 25 Pa. Code § 129.52 is revised and corrected. With the metal parts coating operations having the potential to exceed the 2.7-TPY VOC threshold, 25 Pa. Code § 129.52d is also incorporated.

*Philadelphia: Air Management Services, 321 University Avenue, Philadelphia, PA 19104-4543.*

*Contact: Edward Wiener, Chief, Source Registration at 215-685-9426.*

The City of Philadelphia, Air Management Services (AMS) intends to issue a Natural Minor Operating Permit Renewal for operation of air pollution sources at the following facility:

**OP20-000023: AT&T Corporation**, 500 S 27th Street, Philadelphia, PA 19146, for the operation of telephone communications, in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include six (6) turbine emergency generators firing kerosene fuel each rated 1,073 HP and one (1) emergency generator firing diesel fuel rated 1,676 HP. The operating permit will contain operating, monitoring, recordkeeping, and reporting requirements to ensure operation within all applicable requirements.

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

Persons wishing to file protest, comments, or request a public hearing on the previously listed operating permit must submit the protest, comments or request for public hearing 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 & NONCOAL MINING  
ACTIVITY APPLICATIONS**

Applications under the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.31); 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); 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. A copy of the application is available for inspection at the District Mining Office indicated above each application. Notices of requests for 401 Water Quality Certifications are included in individual application notices, as noted.

Written comments or objections, or requests for an informal conference, or a public hearing, as applicable, on

a mining permit application 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 (relating to public notices of filing of permit applications, opportunity for comment, and informal conferences).

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 (relating to public hearing-informal conferences) or § 86.34 (relating to informal conferences), 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.

Where 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. A separate notice will be provided after the draft NPDES permit is prepared.

*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:

Table 1

| Parameter         | 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 <sup>1</sup>   |                  | greater than 6.0; less than 9.0 |                       |

<sup>1</sup>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) 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.

*New Stanton District Office: P.O. Box 133, New Stanton, PA 15672, (724) 925-5500, (Contact: Tracy Norbert).*

**Permit No. 65000201 and NPDES Permit No. PA0202835. Reichard Contracting, Inc.**, 212 Olean Trail, New Bethlehem, PA 16242. Renewal application for continued mining to an existing bituminous surface mine, located in Sewickley Township, **Westmoreland County**, affecting 41.0 acres. Receiving streams: Sewickley Creek, classified for the following use: WWF. Renewal application received: October 5, 2020.

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, (570) 621-3118, (Contact: Theresa Reilly-Flannery).*

**Permit No. 54763207R7. Gilberton Coal Company** (10 Gilberton Road, Gilberton, PA 17934), renewal of an existing anthracite coal refuse reprocessing and surface mine operation in Mahanoy Township, **Schuylkill County** affecting 25.9 acres. Receiving stream: North Mahanoy Creek, classified for the following uses: cold water and migratory fishes. Application received: September 29, 2020.

**Permit No. 54950202R5. Gilberton Coal Company** (10 Gilberton Road, Gilberton, PA 17934), renewal of an existing anthracite coal refuse reprocessing and surface mine operation in Mahanoy Township, **Schuylkill County** affecting 148.0 acres. Receiving stream: North Mahanoy Creek, classified for the following uses: cold water and migratory fishes. Application received: September 29, 2020.

*Noncoal Applications Received*

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

Table 2

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

\* The parameter is applicable at all times.

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

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, (570) 621-3118, (Contact: Theresa Reilly-Flannery).*

**Permit No. 64080301C4 and NPDES Permit No. PA0224693. H & K Group, Inc.** (P.O. Box 196, Skippack, PA 19474), correction to an existing quarry operation to mine deep and modify NPDES Discharge Point 002 for discharge of treated mine drainage in Palmyra Township, **Wayne County** affecting 79.2 acres. Receiving stream: Lake Wallenpaupack, classified for the following use: HQ—warm water fishes. Application received: September 21, 2020.

**MINING ACTIVITY NPDES DRAFT PERMITS**

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

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

*Effluent Limits for Coal Mining Activities*

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

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

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

\*The parameter is applicable at all times.

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

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

*Effluent Limits for Noncoal Mining Activities*

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

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

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

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

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

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

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

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

#### *Coal NPDES Draft Permits*

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901-2522, (570) 621.3118.*

**NPDES Permit No. PA0012360 on Surface Mining Permit No. 54733020. BET Associates IV, LLC** (1233 E. Broad Street, Tamaqua, PA 18252), renewal of NPDES Permit for an anthracite coal surface mine, coal refuse reprocessing and refuse disposal operation in Tamaqua, Coaldale, Lansford, Summit Hill and Nesquehoning Boroughs, **Schuylkill and Carbon Counties**, encompassing 7,479.0 acres. Receiving stream: Panther Creek and Little Schuylkill River Watershed classified for the following uses: cold water and migratory fishes. The first downstream potable water supply intake from the point of discharge is at Pottstown, PA. The Department has made a tentative determination to impose effluent limitations, within the ranges specified in the following tables. Application received: February 28, 2020.

#### **Effluent Limitations, Monitoring and TMDL Waste Load Allocation Requirements**

##### Section A: Mine Drainage Treatment Facilities

| <i>Outfall Nos.</i> | <i>New Outfall (Y/N)</i> | <i>Type</i>                        |
|---------------------|--------------------------|------------------------------------|
| 001                 | No                       | Mine Drainage Treatment (Inactive) |
| 003                 | No                       | Mine Drainage Treatment (Inactive) |
| 004                 | No                       | Mine Drainage Treatment            |
| 005                 | No                       | Mine Drainage Treatment            |

Based on the hydrologic data, anticipated wastewater characteristics and anticipated wastewater flows described in the permit application and its supporting documents and/or revisions, the following effluent limitations and monitoring requirements apply to the previously listed outfall numbers.

##### Permitted Discharge Limits:

| <i>Outfalls: 001, 003, 004, 005</i>             | <i>30-Day</i>  | <i>Daily</i>   | <i>Instantaneous</i> | <i>Max. Comb.</i>                  |                  |
|---|----------------|----------------|----------------------|------------------------------------|------------------|
| <i>Parameter</i>                                | <i>Minimum</i> | <i>Average</i> | <i>Maximum</i>       | <i>Avg. Mass Load (TMDL WLA)**</i> |                  |
| pH <sup>1</sup> (S.U.)                          | 6.0            |                |                      | 10.0                               |                  |
| Total Alkalinity (as CaCO <sub>3</sub> ) (mg/L) |                |                | Monitor And Report   |                                    |                  |
| Total Acidity (as CaCO <sub>3</sub> ) (mg/L)    |                |                | Monitor And Report   |                                    |                  |
| Net Alkalinity (mg/L)                           | 0.0            |                |                      |                                    |                  |
| Total Suspended Solids (mg/L)                   |                | 35.0           | 70.0                 | 90.0                               | 4,203.4 lbs./day |
| Total Iron (mg/L)                               |                | 1.5            | 3.5                  | 4.5                                | 180.1 lbs./day   |
| Total Manganese (mg/L)                          |                | 1.0            | 2.0                  | 2.5                                | 168.0 lbs. day   |
| Total Aluminum (mg/L)                           |                | 0.75           | 0.75                 | 0.75                               | 90.1 lbs. day    |
| Discharge (MGD)                                 |                | 14.4           |                      |                                    |                  |
| (Combined Discharge)                            |                |                |                      |                                    |                  |

## Never Exceed Concentration Limits\*\*\*\*

| <i>Outfalls: 001, 003, 004, 005</i><br><i>Parameter</i> | <i>Minimum</i> | <i>30-Day<br/>Average</i> | <i>Daily<br/>Maximum</i> | <i>Instantaneous<br/>Maximum</i> |
|---|----------------|---------------------------|--------------------------|----------------------------------|
| pH <sup>1</sup> (S.U.)                                  | 6.0            |                           |                          | 10.0                             |
| Net Alkalinity (mg/L)                                   | 0.0            |                           |                          |                                  |
| Total Suspended Solids (mg/L)                           |                | 35.0                      | 70.0                     | 90.0                             |
| Total Iron (mg/L)                                       |                | 3.0                       | 6.0                      | 7.0                              |
| Total Manganese (mg/L)                                  |                | 2.0                       | 4.0                      | 5.0                              |
| Total Aluminum (mg/L)                                   |                | 0.75                      | 1.5                      | 2.0                              |

This Parameter is applicable at all times.

pH not less than 6.0 standard units nor greater than 10.0 standard units at all times.\*\*\*

Alkalinity must exceed acidity at all times.

\*Unless otherwise indicated, discharge limitations are concentrations and expressed in mg/l and the total (dissolved and suspended fraction) is applicable for each parameter.

\*\*Maximum Combined Average Allowable Mass Loading is the aggregate of the mass loading(s) of listed pollutant parameters that can be discharged from Outfalls 005, 004 when constructed and operating and Outfalls 001 and 003 if activated. This Waste Load Allocation is determined and expressed in both the Panther Creek and Little Schuylkill River TMDLs.

\*\*\* Mine Drainage Treatment pH limits per Authorization of PA DEP Pottsville District Mining Office, Dated July 17, 2014 for Outfall 005 and May 29, 2018 for Outfalls 001, 003, and 004. (See 25 Pa. Code § 88.92(c)(1)(ii)).

\*\*\*\*Subject to 25 Pa. Code §§ 88.92 and 88.93 (Surface Mine) and 88.187 and 88.188 (Bank Removal and existing permit limits for Aluminum and pH).

Grab Sampling Frequency 2/Month Minimum. This is the minimum number of sampling events required. Permittees are encouraged, and it may be advantageous in demonstrating compliance, to perform more than the minimum number of sampling events required.

Samples taken in compliance with the monitoring specified previously shall be taken during a discharge at the following locations: Outfalls 001, 003, 004, 005.

The following table illustrates the Compliance Monitoring Program and outlines in detail the steps to be followed to determine compliance with the EPA approved Panther Creek/Little Schuylkill River TMDL Waste Load Allocations (Combined Maximum Average Allowable Mass Loading) should sampling show an excursion above the Permitted Concentration Limits at any Mine Drainage Treatment NPDES Outfall but is below the Never Exceed Concentration Limits. This program does not apply to outfalls operating under Interim Discharge Limits. Please refer to notes 1 through 9 for pertinent explanations and conditions.



| Compliance Monitoring (1) for Mine Drainage Treatment Outfalls (001, 003—005)<br>Discharging to Panther Creek and Little Schuylkill River |  |  |            |  |  |   |   |   |   |                         |             |
|---|--|--|------------|--|--|---|---|---|---|-------------------------|-------------|
| PERMITTED DISCHARGE (2)<br>CONCENTRATION LIMITS<br>(mg/l unless otherwise noted)  |  | TMDL (4)<br>COMBINED WASTE LOAD ALLOC. |            | TMDL COMPLIANCE MONITORING PROCESS IF PERMITTEE EXCEEDS A DISCHARGE CONCENTRATION LIMIT AT MINE DRAINAGE TREATMENT OUTFALLS                                |  |   |   |   |   | MINIMUM MONITORING REQ. |             |
| Discharge Parameter   | Average Monthly (3)                          | Max. Daily                             | Inst. Max. | Step 1:<br>Excursion Exceeding the Permitted Discharge Conc. Limit Occurs Greater Than the Never Exceed Conc. Limits Results in Immediate Compliance Order | Step 2:<br>BET Notifies DEP of an Excursion Within 10 Days of Receipt of Lab Results or SMCI Notifies BET of DEP Sampling Showing Excursion Action: Compliance Notice Issued (Inspection Report) | Step 3:<br>BET Provides DEP with the Combined Average Mass Loading for the Three-Month Period Is Less Than the Maximum Combined Average Allowable Mass Loading (lbs./day): No Violation | Step 4:<br>If the Combined Average Mass Loading for the Three-Month Period Exceeds the Permitted Combined Maximum Allowable Mass Loading (lbs./day): Action: Notice of Violation ("NOV") Issued | Step 5:<br>If the Combined Average Mass Loading for the Three-Month Period Exceeds the Permitted Combined Maximum Allowable Mass Loading (lbs./day): Action: Notice of Violation ("NOV") Issued | Step 6:<br>If NOV Period (6) Sampling Shows the Combined Average Mass Loading Exceeds the Permitted Combined Maximum Allowable Mass Loading (lbs./day): Compliance Order Issued (7) | Meas. Freq.             | Sample Type |
| Total Fe  | 1.50   | 3.50                                   | 4.50       | 180.1  |  |   |   |   |   | 2/Month                 | Grab        |
| Total Mn  | 1.00   | 2.00                                   | 2.50       | 168.0  |  |   |   |   |   | 2/Month                 | Grab        |
| Total Al  | 0.75   | 1.50                                   | 2.00       | 90.1   |  |   |   |   |   | 2/Month                 | Grab        |
| Total Suspended Solids  | 35.00  | 70.00                                  | 90.00      | 4,203.4  |  |   |   |   |   | 2/Month                 | Grab        |
| Flow  | Measure and Report (GPM and MGD) (3)         |  |            |  |  |   |   |   |   |                         |             |
| pH  | 6.0—10.0 Standard Units (8)                  |  |            |  |  |   |   |   |   |                         |             |
| Net Alkalinity  | Alkalinity Must Exceed Acidity at All Times. |  |            |  |  |   |   |   |   |                         |             |
| <b>Never Exceed Concentration Limits</b>  |  |  |            |  |  |   |   |   |   |                         |             |
| <b>Never Exceed Limits Correlate with 25 Pa. Code § 88.92, Group A, and existing permit limits for Aluminum and pH.</b>                   |  |  |            |  |  |   |   |   |   |                         |             |
| <i>Discharge Parameter</i>  |  | <i>Average Monthly</i>                 |            |  | <i>Maximum Daily</i>   |   |   | <i>Inst. Maximum</i>  |   |                         |             |
| Total Fe (mg/l)   |  | 3.00                                   |            |  | 6.00   |   |   | 7.00  |   |                         |             |
| Total Mn (mg/l)   |  | 2.00                                   |            |  | 4.00   |   |   | 5.00  |   |                         |             |
| Total Al (mg/l)   |  | 0.75                                   |            |  | 1.50   |   |   | 2.00  |   |                         |             |
| Total Suspended Solids (mg/l)   |  | 35.00                                  |            |  | 70.00  |   |   | 90.00   |   |                         |             |
| 6.0—10.0 Standard Units (8)   |  |  |            |  |  |   |   |   |   |                         |             |
| Alkalinity Must Exceed Acidity at All Times.  |  |  |            |  |  |   |   |   |   |                         |             |

## Compliance Monitoring Program Notes:

1. BET must provide a written request for the Compliance Monitoring Process if a discharge from a Mine Drainage Treatment Outfall shows a concentration greater than the Permitted Discharge Concentration Limits but less than the Never Exceed Concentration Limits at any Mine Drainage Treatment Outfall unless that outfall is operating under the Interim Discharge Limitations.

2. BET shall show that at all times there has been proper operation and maintenance of all treatment facilities and systems of treatment and control (and related appurtenances) which are installed or used by the permittee to achieve compliance with the conditions of this permit to be eligible for the Compliance Monitoring Process. Proper operation and maintenance also includes adequate laboratory controls and appropriate quality assurance procedures. This provision requires the operation of back-up or auxiliary facilities or similar systems which are installed by a permittee only when the operation is necessary to achieve compliance with the conditions of the permit. BET's request and compliance with the Permit Limits will then be evaluated at the Department's discretion.

3. BET must notify the Department when Permitted Discharge Limits have been exceeded or flow exceeds 10,000 GPM and adjustments to Mine Drainage Treatment are necessary to remain under the TMDL Combined Average Mass Loading during extended periods of high flows and to show they have been duly diligent in their operation of treatment facilities.

4. The Panther Creek and Little Schuylkill River TMDLs have been revised and accepted by the U.S. Environmental Protection Agency ("EPA") which include a combined Waste Load Allocation for BET Associates IV, LLC Outfalls 001, 003—005 (also known as the "Mine Drainage Treatment Outfalls").

5. The "Average Mass Loading" is the monthly average of the calculated mass loading from each Mine Drainage Treatment Outfall. The "Combined Average Mass Loading" is defined as the sum of Average Mass Loading(s) of all Mine Drainage Treatment Outfalls.

6. The NOV Period Sampling is defined as the sampling for the month after a Notice of Violation is issued by the Department, in addition to the three-month sampling evaluated by the Department for Steps 3 to 5.

7. BET may request a compliance monitoring review period of up to six months if BET demonstrates that multiple or above average precipitation events have occurred, or that hydro-geological or water chemistry induced conditions have changed at the site, and that these events or changes have in turn created above average flows or conditions that result in an excursion above the Average Monthly Concentration Limit, and/or the EPA approved average daily TMDL Waste Load Allocation for the current reporting period. If BET requests such a review, they shall provide supporting data for the request, which at a minimum shall include the following: complete treatment facility operational and maintenance records, mass loading records, weather records, and an explanation of why this excursion is beyond the control of BET, within 30 days of the excursion. BET's request and compliance will then be evaluated at the Department's discretion.

8. Mine Drainage Treatment pH limits per Authorization of PA DEP Pottsville District Mining Office, Dated July 17, 2014 for Outfall 005 and May 29, 2018 for Outfalls 001, 003, and 004. (See Title 25, Pennsylvania Code, Section 88.92(c)(1)(ii)).

9. Interim Discharge Concentration Limits apply to discharges from the proposed No. 14 Shaft Acid Mine Drainage Treatment Facility (Outfall 004) and to Outfalls 001 or 003 should they be activated and begin discharging to Panther Creek. These limits apply for the first 18 months after the end of construction and each new treatment system outfall becomes operational. This is in accordance with 2nd BET CO&A (5.i.) dated May 5, 2011 and all amendments thereto. Continuous or extended operation of the No. 14 Shaft Acid Mine Drainage Treatment Facility prior to the end of the Interim Discharge Limit Period at total flows less than 8,000 GPM (operations as described in the BET Mine Pool Management Plan) will require compliance with the Permitted Discharge Limits as shown Section A above and will allow eligibility to the Compliance Monitoring Program.

| <i>Outfalls: 001, 003, 004, 005</i><br><i>Parameter</i> | <i>Minimum</i> | <i>30-Day<br/>Average</i> | <i>Daily<br/>Maximum</i> | <i>Instantaneous<br/>Maximum</i> |
|---|----------------|---------------------------|--------------------------|----------------------------------|
| pH <sup>1</sup> (S.U.)                                  | 6.0            |                           |                          | 10.0                             |
| Net Alkalinity (mg/L)                                   | 0.0            |                           |                          |                                  |
| Total Suspended Solids (mg/L)                           |                | 35.0                      | 70.0                     | 90.0                             |
| Total Iron (mg/L)                                       |                | 3.0                       | 6.0                      | 7.0                              |
| Total Manganese (mg/L)                                  |                | 2.0                       | 4.0                      | 5.0                              |
| Total Aluminum (mg/L)                                   |                | 2.0                       | 4.0                      | 5.0                              |
| Discharge (MGD)   |                | Measure And Report        |                          |                                  |

pH not less than 6.0 standard units nor greater than 10.0 standard units at all times.\*\*\*

Alkalinity must exceed acidity at all times.

\*Unless otherwise indicated, discharge limitations are concentrations and expressed in mg/l and the total (dissolved and suspended fraction) is applicable for each parameter.

\*\*This is the minimum number of sampling events required. Permittees are encouraged, and it may be advantageous in demonstrating compliance, to perform more than the minimum number of sampling events required.

\*\*\*Mine Drainage Treatment pH limits per Authorization of PA DEP Pottsville District Mining Office, Dated July 17, 2014 for Outfall 005 and May 29, 2018 for Outfalls 001, 003, and 004. (See 25 Pa. Code § 88.92(c)(1)(ii)).

Subject to 25 Pa. Code §§ 88.92, 88.93 (Surface Mine), 88.187 and 88.188 (Bank Removal).

## Section B: Erosion and Sedimentation Control Facilities

| <i>Outfall Nos.</i> | <i>New Outfall (Y/N)</i> | <i>Type</i> |
|---------------------|--------------------------|-------------|
| 002                 | No                       | Stormwater  |
| 006                 | No                       | Stormwater  |

Based on the hydrologic data and anticipated characteristics and flows described in the permit application and its supporting documents and/or revisions, the following effluent limitations and monitoring requirements apply to the previously listed outfall numbers.

*Group A: Dry Weather Discharge Limitations*

| <i>Outfalls: 002, 006</i>                       | <i>Minimum</i> | <i>30-Day Average</i> | <i>Daily Maximum</i> | <i>Instantaneous Maximum</i> |
|---|----------------|-----------------------|----------------------|------------------------------|
| <i>Parameter</i>                                |                |                       |                      |                              |
| pH <sup>1</sup> (S.U.)                          | 6.0            |                       |                      | 9.0                          |
| Total Alkalinity (as CaCO <sub>3</sub> ) (mg/L) |                | Monitor And Report    |                      |                              |
| Total Acidity (as CaCO <sub>3</sub> ) (mg/L)    |                | Monitor And Report    |                      |                              |
| Net Alkalinity (mg/L)                           | 0.0            |                       |                      |                              |
| Total Suspended Solids (mg/L)                   |                | 35.0                  | 70.0                 | 90.0                         |
| Total Iron (mg/L)                               |                | 3.0                   | 6.0                  | 7.0                          |
| Total Manganese (mg/L)                          |                | 2.0                   | 4.0                  | 5.0                          |
| Total Aluminum (mg/L)                           |                | Monitor And Report    |                      |                              |
| Discharge (MGD)                                 |                |                       |                      |                              |

*Group B: Greater than 1yr-24hr to Less than 10yr-24hr storm*

| <i>Outfalls:</i>                                | <i>Minimum</i> | <i>30-Day Average</i> | <i>Daily Maximum</i> | <i>Instantaneous Maximum</i> |
|---|----------------|-----------------------|----------------------|------------------------------|
| <i>Parameter</i>                                |                |                       |                      |                              |
| pH <sup>1</sup> (S.U.)                          | 6.0            |                       |                      | 9.0                          |
| Total Alkalinity (as CaCO <sub>3</sub> ) (mg/L) |                | Monitor And Report    |                      |                              |
| Total Acidity (as CaCO <sub>3</sub> ) (mg/L)    |                | Monitor And Report    |                      |                              |
| Net Alkalinity (mg/L)                           | 0.0            |                       |                      |                              |
| Total Settleable Solids (mL/L)                  |                |                       |                      | 0.5                          |
| Total Iron (mg/L)                               |                |                       |                      | 7.0                          |

*Group C: Greater than 10yr-24hr storm*

| <i>Outfalls:</i>       | <i>Minimum</i> | <i>30-Day Average</i> | <i>Daily Maximum</i> | <i>Instantaneous Maximum</i> |
|------------------------|----------------|-----------------------|----------------------|------------------------------|
| <i>Parameter</i>       |                |                       |                      |                              |
| pH <sup>1</sup> (S.U.) | 6.0            |                       |                      | 9.0                          |
| Net Alkalinity (mg/L)  | 0.0            |                       |                      |                              |

This Parameter is applicable at all times.

\*Unless otherwise indicated, discharge limitations are concentrations and expressed in mg/l and the total (dissolved suspended fraction) is applicable for each parameter.

\*\*This is the minimum number of sampling events required. Permittees are encouraged, and it may be advantageous in demonstrating compliance, to perform more than the minimum number of sampling events required.

Samples taken in compliance with the monitoring specified previously shall be taken during a discharge at the following location(s): Outfalls 002, 006.

Subject to 25 Pa. Code §§ 88.92 and 88.93 (Surface Mine) and 88.187 and 88.188 (Bank Removal).

Note: The previously listed discharge limitations and monitoring requirements are based upon the presumption that the erosion and sedimentation control facilities will only discharge as a result of a "precipitation event". If the discharge occurs during "dry weather flow" conditions, then Group A limitations will apply (as defined in 25 Pa. Code Chapters 86—90). The previously listed discharge limitations (Group B and Group C) and monitoring requirements pertain to discharges which may occur unexpectedly, (i.e., were not originally anticipated when this permit was issued). The Department reserves the right to modify these limitations based upon the need to protect water quality in the receiving stream.

*California District Mining Office: 25 Technology Drive, California Technology Park, Coal Center, PA 15423, (724) 769.1100.*

**NPDES No. PA0215503 (Mining Permit No. 32733708) Rosebud Mining Company**, 301 Market Street, Kittanning, PA 15601, a renewal to the NPDES and mining activity permit for Greenwich No. 1 Coal Refuse Disposal Area in Green Township, **Indiana County**, affecting 118.0 surface acres. Receiving stream(s): Douglas Run: CWF. West Branch Susquehanna TMDL. The application was considered administratively complete: January 23, 2020. The application was received: January 9, 2020.

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

*Outfall 012* discharges to: Douglas Run

The proposed effluent limits for *Outfall 012* (Lat: 40° 41' 23" Long: -78° 49' 01") are:

The following effluent limitations and monitoring requirements apply to the subject outfall from Permit Effective Date to Permit Expiration Date:

| <i>Parameter</i>                       |          | <i>Minimum</i> | <i>30-Day<br/>Average</i> | <i>Daily<br/>Maximum</i> | <i>Instant.<br/>Maximum</i> |
|--|----------|----------------|---------------------------|--------------------------|-----------------------------|
| Flow                                   | (mgd)    | -              | -                         | -                        | Report                      |
| Iron                                   | (mg/l)   | -              | 1.5                       | 3.0                      | 3.75                        |
| Manganese                              | (mg/l)   | -              | 1.0                       | 2.0                      | 2.5                         |
| Aluminum                               | (mg/l)   | -              | 0.75                      | 0.75                     | 0.75                        |
| Suspended Solids                       | (mg/l)   | -              | 35                        | 70                       | 90                          |
| pH                                     | (s.u.)   | 6.0            | -                         | -                        | 9.0                         |
| Alkalinity, Total as CaCO <sub>3</sub> | (mg/l)   | -              | -                         | -                        | Report                      |
| Acidity, Total as CaCO <sub>3</sub>    | (mg/l)   | -              | -                         | -                        | Report                      |
| Alkalinity, Net                        | (mg/l)   | 0.0            | -                         | -                        | -                           |
| Osmotic Pressure                       | (mOs/kg) | -              | 50                        | 61.3                     | 61.3                        |
| Total Dissolved Solids                 | (mg/l)   | -              | -                         | -                        | Report                      |
| Sulfate                                | (mg/l)   | -              | -                         | -                        | Report                      |
| Chloride                               | (mg/l)   | -              | -                         | -                        | Report                      |

*Outfall 013* discharges to: Unnamed Tributary 27242 to Douglas Run

The proposed effluent limits for *Outfall 013* (Lat: 40° 41' 23" Long: -78° 49' 25") are:

The following effluent limitations and monitoring requirements apply to the subject outfall from Permit Effective Date to Permit Expiration Date:

| <i>Parameter</i>                       |          | <i>Minimum</i> | <i>30-Day<br/>Average</i> | <i>Daily<br/>Maximum</i> | <i>Instant.<br/>Maximum</i> |
|--|----------|----------------|---------------------------|--------------------------|-----------------------------|
| Flow                                   | (mgd)    | -              | -                         | -                        | Report                      |
| Iron                                   | (mg/l)   | -              | 1.5                       | 3.0                      | 3.75                        |
| Manganese                              | (mg/l)   | -              | 1.0                       | 2.0                      | 2.5                         |
| Aluminum                               | (mg/l)   | -              | 0.75                      | 0.75                     | 0.75                        |
| Suspended Solids                       | (mg/l)   | -              | 35                        | 70                       | 90                          |
| pH                                     | (s.u.)   | 6.0            | -                         | -                        | 9.0                         |
| Alkalinity, Total as CaCO <sub>3</sub> | (mg/l)   | -              | -                         | -                        | Report                      |
| Acidity, Total as CaCO <sub>3</sub>    | (mg/l)   | -              | -                         | -                        | Report                      |
| Alkalinity, Net                        | (mg/l)   | 0.0            | -                         | -                        | -                           |
| Osmotic Pressure                       | (mOs/kg) | -              | 50                        | 56.12                    | 56.12                       |
| Total Dissolved Solids                 | (mg/l)   | -              | -                         | -                        | Report                      |
| Sulfate                                | (mg/l)   | -              | -                         | -                        | Report                      |
| Chloride                               | (mg/l)   | -              | -                         | -                        | Report                      |

The EPA Waiver is not in effect.

**NPDES No. PA0213535 (Mining Permit No. 30841316) Consol Pennsylvania Coal Company LLC**, 1000 Consol Energy Drive, Suite 100, Canonsburg, PA 15317, a revision to the NPDES and CMAP for a new portal related to underground mining activity for Bailey Mine & Prep Plant in Aleppo Township, **Greene County**, affecting 1,802.81 surface acres and 43,046.44 underground acres. Receiving stream(s): South Fork Dunkard Fork: TSE. The application was considered administratively complete: February 13, 2019. The application was received: August 24, 2018.

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

*Outfall 035* discharges to: South Fork Dunkard Fork

The proposed effluent limits for *Outfall 035* (Lat: 39° 51' 03" Long: -80° 27' 37.3") are:

The following effluent limitations and monitoring requirements apply to the subject outfall from Permit Effective Date to Permit Expiration Date:

| <i>Parameter</i>                       |        | <i>Minimum</i> | <i>30-Day<br/>Average</i> | <i>Daily<br/>Maximum</i> | <i>Instant.<br/>Maximum</i> |
|--|--------|----------------|---------------------------|--------------------------|-----------------------------|
| Flow                                   | (mgd)  | -              | -                         | -                        | Report                      |
| Iron <sup>c</sup>                      | (mg/l) | -              | 3.0                       | 6.0                      | 7.0                         |
| Manganese <sup>c</sup>                 | (mg/l) | -              | 2.0                       | 4.0                      | 6.0                         |
| Aluminum                               | (mg/l) | -              | -                         | -                        | Report                      |
| Suspended Solids                       | (mg/l) | -              | 35                        | 70                       | 90                          |
| pH                                     | (S.U.) | 6.0            | -                         | -                        | 9.0                         |
| Alkalinity, Total as CaCO <sub>3</sub> | (mg/l) | -              | -                         | -                        | Report                      |
| Acidity, Total as CaCO <sub>3</sub>    | (mg/l) | -              | -                         | -                        | Report                      |
| Alkalinity, Net                        | (mg/l) | 0.0            | -                         | -                        | -                           |

| <i>Parameter</i>       |        | <i>Minimum</i> | <i>30-Day<br/>Average</i> | <i>Daily<br/>Maximum</i> | <i>Instant.<br/>Maximum</i> |
|------------------------|--------|----------------|---------------------------|--------------------------|-----------------------------|
| Total Dissolved Solids | (mg/l) | -              | -                         | -                        | Report                      |
| Sulfate                | (mg/l) | -              | -                         | -                        | Report                      |

The EPA Waiver is not in effect (Bailey Central Mine Complex).

**NPDES No. PA0213535 (Mining Permit No. 30841316) Consol Pennsylvania Coal Company LLC**, 1000 Consol Energy Drive, Suite 100, Canonsburg, PA 15317, a revision to the NPDES and CMAP for a new airshaft related to underground mining activity for Bailey Mine & Prep Plant in Richhill Township, **Greene County**, affecting 1,802.81 surface acres and 43,046.44 underground acres. Receiving stream(s): Polen Run: TSF. The application was considered administratively complete: September 6, 2019. The application was received: July 10, 2019.

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

*Outfall 036* discharges to: Polen Run

The proposed effluent limits for *Outfall 036* (Lat: 39° 53' 58.6" Long: -80° 24' 40.6") are:

The following effluent limitations and monitoring requirements apply to the subject outfall from Permit Effective Date to Permit Expiration Date:

| <i>Parameter</i>                       |        | <i>Minimum</i> | <i>30-Day<br/>Average</i> | <i>Daily<br/>Maximum</i> | <i>Instant.<br/>Maximum</i> |
|--|--------|----------------|---------------------------|--------------------------|-----------------------------|
| Flow                                   | (mgd)  | -              | -                         | -                        | Report                      |
| Iron <sup>c</sup>                      | (mg/l) | -              | 3.0                       | 6.0                      | 7.0                         |
| Manganese <sup>c</sup>                 | (mg/l) | -              | 2.0                       | 4.0                      | 6.0                         |
| Aluminum                               | (mg/l) | -              | -                         | -                        | Report                      |
| Suspended Solids <sup>c</sup>          | (mg/l) | -              | 35                        | 70                       | 90                          |
| pH                                     | (S.U.) | 6.0            | -                         | -                        | 9.0                         |
| Alkalinity, Total as CaCO <sub>3</sub> | (mg/l) | -              | -                         | -                        | Report                      |
| Acidity, Total as CaCO <sub>3</sub>    | (mg/l) | -              | -                         | -                        | Report                      |
| Alkalinity, Net                        | (mg/l) | 0.0            | -                         | -                        | -                           |
| Total Dissolved Solids                 | (mg/l) | -              | -                         | -                        | Report                      |
| Sulfate                                | (mg/l) | -              | -                         | -                        | Report                      |

The EPA Waiver is not in effect (Bailey Central Mine Complex).

*Knox District Mining Office: White Memorial Building, P.O. Box 669, Knox, PA 16232-0669, (814) 797.1191.*

**NPDES No. PA0615218 (Permit No. 10853005). Amcord, Inc. c/o Three Rivers Management, Inc.** (600 River Avenue, Suite 200, Pittsburgh, PA 15220) transfer and renewal of an NPDES permit for a bituminous surface mine in Washington Township, **Butler County**, affecting 222.5 acres. Receiving streams: Unnamed tributaries to Slippery Rock Creek, classified for the following uses: CWF. TMDL: None. Application received: June 29, 2020.

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

The following outfalls discharge to unnamed tributaries to Slippery Rock Creek:

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

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

| <i>Parameter</i>                | <i>Minimum</i> | <i>30-Day<br/>Average</i> | <i>Daily<br/>Maximum</i> | <i>Instant.<br/>Maximum</i> |
|---------------------------------|----------------|---------------------------|--------------------------|-----------------------------|
| pH <sup>1</sup>                 | 6.0            |                           |                          | 9.0                         |
| Alkalinity greater than acidity |                |                           |                          |                             |
| Iron (mg/l)                     |                | 3.0                       | 6.0                      | 7.0                         |
| Manganese (mg/l)                |                | 2.0                       | 4.0                      | 5.0                         |
| Aluminum (mg/l)                 |                | 2.0                       | 4.0                      | 5.0                         |
| Total Suspended Solids          |                | 35.0                      | 70.0                     | 90.0                        |

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

*Noncoal NPDES Draft Permits*

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901-2522, (570) 621.3118).*

**NPDES Permit No. PA0137231. Gill Quarries, Inc.** (P.O. Box 187, Fairview Village, PA 19409), renewal of NPDES Permit on Noncoal Surface Mine Permit No. 8073SM5, in East Norriton Township, **Montgomery County**, affecting 38.31 acres. Receiving stream: unnamed tributary to Stony Creek to Schuylkill River Watershed classified for the following uses: trout stock, migratory and warm water fishes. The first downstream potable water supply intake from the point of discharge is at Norristown on the Schuylkill River. The Department has made a tentative determination to impose effluent limitations, within the ranges specified in Table 1 in addition to the limits identified in Table 2. Application received: February 3, 2020.

| Outfall Nos.                                    | New Outfall (Y/N) | Type                                 |                          |                                  |
|---|-------------------|--------------------------------------|--------------------------|----------------------------------|
|   |                   | Stormwater<br>Groundwater/Stormwater |                          |                                  |
| 001   | No                |                                      |                          |                                  |
| SP02  | No                |                                      |                          |                                  |
| <i>Outfalls:</i>                                |                   |                                      |                          |                                  |
| <i>Parameter</i>                                | <i>Minimum</i>    | <i>30-Day<br/>Average</i>            | <i>Daily<br/>Maximum</i> | <i>Instantaneous<br/>Maximum</i> |
| pH <sup>1</sup> (S.U.)                          | 6.0               |                                      |                          | 9.0                              |
| Total Alkalinity (as CaCO <sub>3</sub> ) (mg/L) |                   |                                      | Monitor And Report       |                                  |
| Total Acidity (as CaCO <sub>3</sub> ) (mg/L)    |                   |                                      | Monitor And Report       |                                  |
| Net Alkalinity (mg/L)                           | 0.0               |                                      |                          |                                  |
| Total Suspended Solids (mg/L)                   |                   | 35.0                                 | 70.0                     | 90.0                             |
| Discharge (MGD) SP0 <sub>2</sub>                |                   | 0.5                                  | 0.5                      |                                  |
| Total Dissolved Solids (mg/L)                   |                   |                                      | Monitor And Report       |                                  |
| Sulfates (mg/L)                                 |                   |                                      | Monitor And Report       |                                  |
| Chloride (mg/L)                                 |                   |                                      | Monitor And Report       |                                  |
| Oil and Grease (mg/L)                           |                   |                                      | Monitor And Report       |                                  |
| Turbidity (NTU) Outfall SP0 <sub>2</sub>        |                   | 40.0                                 | 80.0                     | 100.0                            |

<sup>1</sup> This Parameter is applicable at all times.

**NPDES Permit No. PA0223905. E. R. Linde Construction Corporation** (239 Golf Hill Road, Honesdale, PA 18431), renewal of NPDES Permit on Noncoal Surface Mine Permit Nos. 52980301 and 52060302 in Lackawaxen Township, **Pike County** affecting 14.83 acres. Receiving stream: unnamed tributary to the Little Blooming Grove Creek Watershed to the Lackawaxen River, classified for the following uses: HQ—cold water and migratory fishes. The first downstream potable water supply intake from the point of discharge is Portland, PA. The Department has made a tentative determination to impose BAT effluent limitations, within the ranges specified in Table 1. Application received: May 26, 2020.

| Outfall Nos.                                    | New Outfall (Y/N) | Type                      |                          |                                  |
|---|-------------------|---------------------------|--------------------------|----------------------------------|
|   |                   | Stormwater                |                          |                                  |
| 001   | No                |                           |                          |                                  |
| <i>Outfalls:</i>                                |                   |                           |                          |                                  |
| <i>Parameter</i>                                | <i>Minimum</i>    | <i>30-Day<br/>Average</i> | <i>Daily<br/>Maximum</i> | <i>Instantaneous<br/>Maximum</i> |
| pH <sup>1</sup> (S.U.)                          | 6.0               |                           |                          | 9.0                              |
| Total Alkalinity (as CaCO <sub>3</sub> ) (mg/L) |                   |                           | Monitor And Report       |                                  |
| Total Acidity (as CaCO <sub>3</sub> ) (mg/L)    |                   |                           | Monitor And Report       |                                  |
| Net Alkalinity (mg/L)                           | 0.0               |                           |                          |                                  |
| Total Suspended Solids (mg/L)                   |                   | 35.0                      | 70.0                     | 90.0                             |
| Discharge (MGD)                                 |                   | 0.04                      |                          |                                  |
| Turbidity (NTU)                                 |                   | 40.0                      | 80.0                     | 100.0                            |

<sup>1</sup> This Parameter is applicable at all times.

## FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

The following permit applications, requests for Environmental Assessment approval and requests for 401 Water Quality Certification have been received by the Department of Environmental Protection. 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 or to the issuance of a Dam Permit or Water Obstruction and Encroachment Permit, or the approval of an Environmental Assessment must submit any comments, suggestions or objections within 30-days of the date of this

notice, as well as any questions to the office noted above 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. Each individual will be notified, in writing, of the time and place of a scheduled hearing or conference concerning the certification request to which the comment, objection or suggestion relates. Maps, drawings and other data pertinent to the certification request are available for inspection between the hours of 8:00 AM and 4:00 PM on each working day at the office noted above the application.

If you are a person with a disability and wish to attend the hearing and you require an auxiliary aid, service or other accommodation to participate in the proceedings, please contact the specified program. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

### WATER OBSTRUCTIONS AND ENCROACHMENTS

#### Applications Received Under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27) and Section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and Requests for Certification Under Section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

*Southeast Region: Waterways & Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401, Telephone 484.250.5160. E-mail: ra-epww-sero@pa.gov.*

**Permit No. E1501220-028, Mine Road Partners, LP**, 70 East Lancaster Avenue, Frazer, PA 19355, Tredeyffrin Township, **Chester County**, ACOE Philadelphia District.

To perform the following listed water obstruction and encroachment activities associated with the Berwyn Sports Club. The proposed project involves the construction on an indoor and outdoor sports field and parking and requires the installation of a stormwater outfall to the a UNT to Little Valley Creek (EV, MF). The project proposes 28 square feet of permanent stream impact, 252 square feet of permanent floodway impact, and 900 square feet of temporary floodway impact. There are no impacts to the floodplain and wetlands.

The site is approximately located at 850 Cassatt Road, Berwyn, PA 19312 (Valley Forge, PA Lat. 40° 03' 36"; Long. -75° 27' 27") in Tredeyffrin Township, Chester County.

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

**E3603220-021. Landis Valley Holdings, LP**, 616 Paxton Place, Lititz, PA 17543, in Manheim Township **Lancaster County**, U.S. Army Corps of Engineers Baltimore District.

To construct and maintain a 141-foot, 1.0-inch long, by 33 foot, 2.0-inch wide two span bridge across an unnamed tributary to Landis Run (WWF, MF) and palustrine emergent/scrub shrub wetlands, impacting 0.01 acre of palustrine emergent/scrub shrub wetlands; 2.) regrade and maintain the banks of an unnamed tributary to Landis Run (WWF, MF), impacting 1,226 feet of stream and 0.12 acre of palustrine emergent/scrub shrub wetlands and; 3.) install and maintain a concrete encased 8.0-inch diameter PVC sanitary sewer line across an unnamed tributary to Landis Run (WWF, MF), impacting 10 linear feet of stream, all for the purpose of constructing a residential subdivision. The project is located at the intersection of Trena Avenue and Bonnie Drive (Latitude: 40.0882° N; Longitude: 76.2948°W) in Manheim Township, Lancaster County. Permanent wetland loss is less than 0.01 acre and replacement is not required.

*Southwest Region: Dana Drake, Waterways and Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**E0205220-029, Kossman Development Company, LLC**, 11 Parkway Center, Suite 300, Pittsburgh, PA 15220, Moon Township, **Allegheny County**; Pittsburgh ACOE District.

The applicant proposes to:

Place and maintain fill within 2.28 acres of 13 PEM wetlands, for the purpose of constructing a senior living facility and residential apartment-commercial complex. The project will consist of a 200,000 SF senior care facility, 642,273 SF (596 units) apartment complex, 41,720 SF commercial space, 25,823 SF gym, including new roadways, sidewalks, utilities, athletic field, athletic courts, pool, parking facilities as well as associated appurtenant structures and stormwater management facilities. The project will permanently impact 2.28 acres of 13 PEM wetlands. The project site is located at Marketplace Blvd., Coraopolis, PA 15108 (Oakdale, PA USGS topographic quadrangle; N: 40°, 27', 40"; W: -80°, 11', 18"; Sub-basin 20G; USACE Pittsburgh District), in Moon Twp., Allegheny County.

*Eastern Region: Oil and Gas Management Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448.*

**E0829220-030: Chesapeake Appalachia, LLC**, 14 Chesapeake Lane, Sayre, PA 18840, Albany, Monroe and Overton Township, **Bradford County**, ACOE Baltimore District.

To construct, operate and maintain:

1. a 16-inch diameter temporary waterline and a timber mat bridge impacting 20 linear feet and 3,462 square feet of floodway of an unnamed tributary to Black Creek (EV, MF) (Overton, PA Quadrangle, Latitude: 41.591186°, Longitude: -76.503115°);

2. a 16-inch diameter temporary waterline and a timber mat bridge impacting 21 linear feet of Black Creek (EV, MF) (Overton, PA Quadrangle, Latitude: 41.591519°, Longitude: -76.502833°);

3. a 16-inch diameter temporary waterline and a timber mat bridge impacting 190 square feet of a Palustrine Emergent Wetland (EV) (Overton, PA Quadrangle, Latitude: 41.591999°, Longitude: -76.502961°);

4. a 16 inch diameter temporary waterline and a timber mat bridge impacting 3,085 square feet of floodway impacts to an unnamed tributary to Black Creek (EV, MF) and impacting 1,204 square feet of an adjacent Palustrine Emergent Wetland (EV) (Overton, PA Quadrangle, Latitude: 41.592528°, Longitude: -76.502664°);

5. a 16-inch diameter temporary waterline impacting 28 linear feet of an unnamed tributary to Black Creek (EV, MF) (Dushore, PA Quadrangle, Latitude: 41.593469°, Longitude: -76.501226°);

6. a 16-inch diameter temporary waterline impacting 162 square feet of floodway to an unnamed tributary to Black Creek (EV, MF) (Dushore, PA Quadrangle, Latitude: 41.600977°, Longitude: -76.497279°);

7. a 16-inch diameter temporary waterline impacting 4 linear feet of an unnamed tributary to Ladds Creek (HQ-CWF, MF) (Dushore, PA Quadrangle, Latitude: 41.606199°, Longitude: -76.495009°);

8. a 16-inch diameter temporary waterline impacting 2 linear feet of an unnamed tributary to Ladds Creek (HQ-CWF, MF) (Dushore, PA Quadrangle, Latitude: 41.609768°, Longitude: -76.492485°);

9. a 16-inch diameter temporary waterline impacting 2 linear feet of an unnamed tributary to Ladds Creek (HQ-CWF, MF) (Dushore, PA Quadrangle, Latitude: 41.610167°, Longitude: -76.492204°);

10. a 16-inch diameter temporary waterline and a timber mat bridge impacting 20 linear feet of an unnamed tributary to Ladds Creek (HQ-CWF, MF) (Dushore, PA Quadrangle, Latitude: 41.612447°, Longitude: -76.490908°);

11. a 16-inch diameter temporary waterline impacting 2 linear feet of an unnamed tributary to Ladds Creek (HQ-CWF, MF) (Dushore, PA Quadrangle, Latitude: 41.612967°, Longitude: -76.490601°);

12. a 16-inch diameter temporary waterline and a timber mat bridge impacting 20 linear feet of an unnamed tributary to Ladds Creek (HQ-CWF, MF) (Dushore, PA Quadrangle, Latitude: 41.613543°, Longitude: -76.490157°);

13. a 16-inch diameter temporary waterline and a timber mat bridge impacting 3,480 square feet of floodway impacts to Satterlee Run (HQ-CWF, MF) (Dushore, PA Quadrangle, Latitude: 41.618031°, Longitude: -76.489516°);

14. a 16-inch diameter temporary waterline and a timber mat bridge impacting 980 square feet of a Palustrine Emergent Wetland (Dushore, PA Quadrangle, Latitude: 41.621088°, Longitude: -76.482961°);

15. a 16-inch diameter temporary waterline impacting 245 square feet of a Palustrine Emergent Wetland (Dushore, PA Quadrangle, Latitude: 41.615195°, Longitude: -76.471805°);

16. 16-inch diameter temporary waterline impacting 3 linear feet of an unnamed tributary to South Branch Towanda Creek (CWF, MF) and impacting 1,204 square feet of an adjacent Palustrine Scrub-Shrub Wetland (Dushore, PA Quadrangle, Latitude: 41.613371°, Longitude: -76.469495°);

17. a 16-inch diameter temporary waterline and a timber mat bridge impacting 20 linear feet of an unnamed tributary to South Branch Towanda Creek (CWF, MF) (Dushore, PA Quadrangle, Latitude: 41.610692°, Longitude: -76.470767°);

The project will result in 110 linear feet, 1,116 square feet of temporary stream impacts and 23,622 square feet of floodway impacts, 2,619 square feet (0.06 acre) of temporary PEM wetland impacts and 93 square feet (0.001 acre) of temporary PSS wetlands impacts, all for the purpose of establishing a temporary water supply for Marcellus well development in Albany, Monroe and Overton Township, Bradford County.

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## ACTIONS

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### THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

#### FINAL ACTIONS TAKEN FOR NPDES PERMITS AND WQM PERMITS

The Department has taken the following actions on previously received applications for new, amended and renewed NPDES and WQM permits, applications for permit waivers and NOIs for coverage under General Permits. This notice of final action is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

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

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

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

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



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

### I. NPDES Renewal Permit Actions.

*Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401, Phone: 484.250.5970.*

| <i>NPDES No.<br/>(Type)</i> | <i>Facility Name &amp; Address</i>   | <i>County &amp;<br/>Municipality</i>       | <i>Stream Name<br/>(Watershed)</i>                               | <i>EPA Waived<br/>Y/N?</i> |
|-----------------------------|--|--|--|----------------------------|
| PA0011231<br>(Industrial)   | MIPC, LLC<br>920 Cherry Tree Road<br>Aston, PA 19014-9997                              | Delaware County<br>Upper Chichester<br>Twp | Boozers Run a Tributary<br>to Marcus Hook Creek<br>(WWF, MF) 3-G | Y                          |
| PA0056081<br>(Sewage)       | Wycombe Public House<br>P.O. Box 365<br>1073 Mill Creek Road<br>Wycombe, PA 18980-0365 | Bucks County<br>Wrightstown<br>Township    | Unnamed Tributary to<br>Mill Creek<br>(WWF, MF)<br>(2-F)         | Y                          |
| PA0030431<br>(Sewage)       | Fox Valley STP<br>P.O. Box 462<br>Chester Heights, PA 19017-0462                       | Delaware County<br>Concord Township        | West Branch<br>Chester Creek<br>(TSF, MF)<br>(3-G)               | Y                          |

*Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, Email: RA-EPNPDES\_SCRO@pa.gov.*

| <i>NPDES No.<br/>(Type)</i>     | <i>Facility Name &amp; Address</i>   | <i>County &amp;<br/>Municipality</i> | <i>Stream Name<br/>(Watershed #)</i>  | <i>EPA Waived<br/>Y/N</i> |
|---------------------------------|--|--------------------------------------|---|---------------------------|
| PA0266116<br>(Sewage)<br>Issued | M Wiczorkowski & K<br>Dickinson Residence<br>3200 Catholic Valley Road<br>Glen Rock, PA 17327-7658 | York County<br>Codorus Township      | Unnamed Tributary to<br>South Branch Codorus<br>Creek (WWF, MF)<br>Watershed(s) 7-H | Y                         |

*Northcentral Region: Clean Water Program Manager, 208 W Third Street, Suite 101, Williamsport, PA 17701-6448, Phone: 570.327.3636.*

| <i>NPDES No.<br/>(Type)</i> | <i>Facility Name &amp; Address</i>  | <i>County &amp;<br/>Municipality</i>          | <i>Stream Name<br/>(Watershed No.)</i>                                       | <i>EPA Waived<br/>Y/N?</i> |
|-----------------------------|---|---|--|----------------------------|
| PA0208914<br>(Sewage)       | Great Dane LP Danville<br>222 N. La Salle Street<br>Suite 920<br>Chicago, IL 60601-1010 | Montour County<br>Limestone Township          | County Line Branch<br>(WWF) and<br>County Line Branch<br>(WWF, MF)<br>(10-D) | Y                          |
| PA0113913<br>(Industrial)   | Irvin's Tinwear Co.<br>115 Cedar Lane<br>Mount Pleasant Mills, PA 17853-8016            | Snyder County<br>West Perry Township          | Unnamed Tributary to<br>North Branch<br>Mahantango Creek<br>(CWF)<br>(6-C)   | Y                          |
| PA0040835<br>(Industrial)   | Bellefonte State Fish Hatchery<br>1735 Shiloh Road<br>State College, PA 16801-8400      | Centre County<br>Benner Township              | Spring Creek<br>(HQ-CWF)<br>(9-C)  | Y                          |
| PA0113697<br>(Sewage)       | David & Teresa Spiwak<br>603 E. 4th Street<br>Bloomsburg, PA 17815-2018                 | Columbia County<br>Mount Pleasant<br>Township | Unnamed Tributary to<br>Fishing Creek<br>(CWF)<br>(5-C)                      | Y                          |
| PA0228915<br>(Sewage)       | Osceola Mills Region WWTP<br>235 Skips Lane<br>Osceola Mills, PA 16666-1753             | Clearfield County<br>Decatur Township         | Moshannon Creek<br>(TSF)<br>(8-D)  | N                          |
| PA0232521<br>(Stormwater)   | Nicholas Meat, LLC<br>508 E Valley Road<br>Loganton, PA 17747-9207                      | Clinton County<br>Greene Township             | Fishing Creek<br>(HQ-CWF, MF)<br>(9C)  | Y                          |

*Southwest Region: Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Email: RA-EPNPDES\_SWRO@pa.gov.*

| <i>NPDES No.<br/>(Type)</i> | <i>Facility Name &amp; Address</i>   | <i>County &amp;<br/>Municipality</i>      | <i>Stream Name<br/>(Watershed #)</i> | <i>EPA Waived<br/>Y/N</i> |
|-----------------------------|--|---|--------------------------------------|---------------------------|
| PA0001996<br>(Industrial)   | Lehigh Specialty Melting Inc.<br>107 Gertrude Street<br>Latrobe, PA 15650-2963 | Westmoreland<br>County<br>Latrobe Borough | Loyalhanna Creek<br>(WWF)<br>(18-C)  | Y                         |

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

| <i>NPDES No.<br/>(Type)</i> | <i>Facility Name &amp; Address</i>                                   | <i>County &amp;<br/>Municipality</i> | <i>Stream Name<br/>(Watershed #)</i>                   | <i>EPA Waived<br/>Y/N?</i> |
|-----------------------------|--|--------------------------------------|--|----------------------------|
| PA0221325<br>(Sewage)       | Abbey Woods Development<br>290 Perry Highway<br>Pittsburgh, PA 15229 | Butler County<br>Jackson Township    | Unnamed Tributary to<br>Brush Creek<br>(WWF)<br>(20-C) | 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. PA0055697**, Sewage, SIC Code 6515, **Tad Facilities Limited**, 628 Telegraph Road, Coatesville, PA 19320-1034.

This existing facility is located in West Caln Township, **Chester County**.

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

**NPDES Permit No. PA0051926**, Industrial, SIC Code 4911, **Exelon Generation Co. LLC**, 3146 Sanatoga Road, Pottstown, PA 19464-3418.

This existing facility is located in Limerick Township, **Montgomery County**.

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

The following reflects changes to the notice published in the August 8, 2020 edition of the *Pennsylvania Bulletin* based on the changes in the draft permit:

A new emergency Outfall 031 is incorporated in the permit to discharge water typically discharge through Outfall 001 during when Outfall 001 diffuser is restricted and during diffuser maintenance activities. Effluent limitations and Monitoring requirements are similar to the requirements of Outfall 001 with the exception of PCBs and WETT requirement.

**NPDES Permit No. PA0245160**, Storm Water, SIC Code 5015, **First Choice Auto Salvage & Recycling LLC**, P.O. Box 52, Baptistown, NJ 08803.

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

Description of Proposed Action/Activity: Issuance of an NPDES Permit for a new discharge of stormwater.

*Northeast Region: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, Email: RA-EPNPDES\_NERO@pa.gov.*

**NPDES Permit No. PA0276359**, Stormwater, SIC Code 3498, **Victaulic-Commerce Park Facility**, P.O. Box 31, Easton, PA 18044-0031.

This existing facility is located in Lower Nazareth Township, **Northampton County**.

Description of Proposed Action/Activity: Issuance of a new NPDES Permit for an existing discharge of industrial stormwater.

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

**NPDES Permit No. PA0288641**, Sewage, SIC Code 8800, **Frank B Robasky**, 8670 Carberry Road, Albion, PA 16401-8946.

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

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

**NPDES Permit No. PA0288608**, Sewage, SIC Code 8800, **Tammy King**, 120 McRadly Hollow Road, Butler, PA 16002-1056.

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

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

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

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

**WQM Permit No. 4620404**, Sewage, **Lower Merion Township Montgomery County**, 75 E Lancaster Avenue, Ardmore, PA 19003-2300.

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

Description of Proposed Action/Activity: Replacement of existing pumps with new pumps.

**WQM Permit No. 2311403 A-1**, Sewage, **Newtown Township Municipal Authority Delaware County**, 209 Bishop Hollow Road, Newtown Square, PA 19073-3219.

This existing facility is located in Newtown Township, **Delaware County**.

Description of Proposed Action/Activity: Amendment to re-rate the existing Ashford Pump Station.

*Northeast Region: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, Email: RA-EPNPDES\_NERO@pa.gov.*

**WQM Permit No. 5410403 A-1**, Sewage, SIC Code 4952, **Schuylkill County Municipal Authority**, 221 S. Centre Street, Pottsville, PA 17901.

This existing facility is located in West Brunswick Township, **Schuylkill County**.

Description of Proposed Action/Activity: The project is for the installation of a septage receiving station at the Deer Lake WWTP. The proposed equipment selected is an Enviro-Care SAVI Flo-Beast Screen Model VFA-800-DM, which is capable of screening heavy solids from residential septage and convey, wash and dewater the solids prior to disposal. A new 25' long x 17' wide x 15' high concrete building will house the new equipment.

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

**WQM Permit No. 5986402 A-1**, Sewage, SIC Code 4952, **Elkland Borough Authority Tioga County**, 105 Parkhurst Street, Elkland, PA 16920-1109.

This existing facility is located in Elkland Borough, **Tioga County**.

Description of Proposed Action/Activity: Modification of groundwater monitoring special conditions related to procedures.

**WQM Permit No. 1420401**, Sewage, SIC Code 4952, **University Area Joint Authority**, 1576 Spring Valley Road, State College, PA 16801-8401.

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

Description of Proposed Action/Activity: Replacement of the existing Shiloh Road Pump Station and associated force main.

*Southwest Region: Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Email: RA-EPNPDES\_SWRO@pa.gov.*

**WQM Permit No. 0278206—A3**, Industrial, SIC Code 4941, **West View Water Authority Allegheny County**, 210 Perry Highway, Pittsburgh, PA 15229-1862.

This existing facility is located in Neville Township, **Allegheny County**.

Description of Proposed Action/Activity: Additions/improvements to the Joseph A. Berkley Water Treatment Plant's wastewater treatment facilities on both Neville and David Islands.

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

**WQM Permit No. 2520417**, Sewage, SIC Code 8800, **Frank B Robasky**, 8670 Carberry Road, Albion, PA 16401-8946.

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

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

**WQM Permit No. 1020412**, Sewage, SIC Code 8800, **Tammy King**, 120 Mcgrady Hollow Road, Butler, PA 16002-1056.

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

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

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

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

Contact: Gillian Ostrum, Clerk Typist 2, 570-830-3077.

| <i>NPDES Permit No.</i>           | <i>Applicant Name &amp; Address</i>   | <i>County</i>  | <i>Municipality</i>                     | <i>Receiving Water/Use</i>  |
|-----------------------------------|---|----------------|---|---|
| PAD130025 Authorization/ Issuance | Pennsylvania Turnpike Commission<br>700 S. Eisenhower Boulevard<br>Middletown, PA 17057-529 | Carbon County  | Kidder Township<br>Penn Forest Township | Mud Run (HQ-CWF, MF)<br>Hawk Run (HQ-CWF, MF)<br>Panther Creek (HQ-CWF, MF) |
| PAD400035 Authorization/ Issuance | Hazleton Creek Properties, LLC<br>282 South Church Street<br>Hazleton, PA 18201             | Luzerne County | Hazle Township<br>City of Hazleton      | Cranberry Creek (CWF, MF)   |

*Southcentral Region: Waterways & Wetlands Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.*

| <i>NPDES Permit No.</i> | <i>Applicant Name &amp; Address</i>  | <i>County</i>     | <i>Municipality</i> | <i>Receiving Water/Use</i>  |
|-------------------------|--|-------------------|---------------------|---|
| PAD210045 Issued        | Presbyterian Development, LLC<br>P.O. Box 1465<br>Camp Hill, PA 17001-0465 | Cumberland County | Hampden Township    | Trindle Spring Run (HQ-CWF, MF)<br>UNT Trindle Spring Run (HQ-CWF, MF)<br>EV Wetlands |

| <i>NPDES<br/>Permit No.</i> | <i>Applicant Name &amp; Address</i>   | <i>County</i>       | <i>Municipality</i> | <i>Receiving<br/>Water/Use</i>  |
|-----------------------------|---|---------------------|---------------------|---|
| PAD360058<br>Issued         | PPL Electric Utilities Corporation<br>2 North Ninth Street, GENN4<br>Allentown, PA 18101-1179 | Lancaster<br>County | Brecknock Township  | Muddy Creek<br>(TSF, MF)  |
| PAD360057<br>Issued         | PPL Electric Utilities Corporation<br>2 North Ninth Street, GENN4<br>Allentown, PA 18101-1179 | Lancaster<br>County | Fulton Township     | UNT Susquehanna<br>River<br>(HQ-CWF, MF)<br>Puddle Duck Creek<br>(HQ-WWF, MF)<br>UNTs Puddle Creek<br>(HQ-WWF, MF)<br>Conowingo Creek<br>(CWF, MF)<br>UNT Conowingo<br>Creek<br>(CWF, MF)<br>Peters Creek<br>(HQ-WWF, MF) |

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

*Butler County Conservation District, 120 Hollywood Drive, Suite 201, Butler, PA 16001, 724-284-5270.*

| <i>NPDES<br/>Permit No.</i> | <i>Applicant Name &amp; Address</i>  | <i>County</i> | <i>Municipality</i> | <i>Receiving<br/>Water/Use</i>                   |
|-----------------------------|--|---------------|---------------------|--|
| PAD100010                   | PTV 1104, LLC<br>400 Penn Center Boulevard<br>Building 4<br>Suite 1000<br>Pittsburgh, PA 15235 | Butler County | Clearfield Township | Tributary to North<br>Branch Rough Run<br>HQ-TSF |

## **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-01       | General Permit for Discharges for Stormwater Discharges Associated with Small Construction Activities.  |
| PAG-02       | General Permit for Discharges of Stormwater Associated with Construction Activities   |
| PAG-03       | General Permit for Discharges of Stormwater from Industrial Activities  |
| PAG-04       | General Permit for Discharges from Small Flow Treatment Facilities  |
| PAG-05       | General Permit for Discharges from Petroleum Product Contaminated Groundwater Remediation Systems   |
| PAG-06       | General Permit for Wet Weather Overflow Discharges from Combined Sewer Systems (CSO)  |
| PAG-07       | General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application  |
| PAG-08       | General Permit for Beneficial Use of Non-Exceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site |
| PAG-08 (SSN) | Site Suitability Notice for Land Application Under Approved PAG-08 General Permit Coverage  |
| PAG-09       | General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest, or a Land Reclamation Site   |
| PAG-09 (SSN) | Site Suitability Notice for Land Application Under Approved PAG-09 General Permit Coverage  |
| PAG-10       | General Permit for Discharges from Hydrostatic Testing of Tanks and Pipelines   |
| PAG-11       | General Permit for Discharges from Aquatic Animal Production Facilities   |
| PAG-12       | Concentrated Animal Feeding Operations (CAFOs)  |
| PAG-13       | Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)   |
| PAG-14       | (To Be Announced)   |
| PAG-15       | General Permit for Discharges from the Application of Pesticides  |

*General Permit Type—PAG-02*

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

*Contact: Gillian Ostrum, Clerk Typist 2, 570-830-3077.*

| <i>NPDES Permit No.</i>                        | <i>Applicant Name &amp; Address</i>   | <i>County</i>     | <i>Municipality</i>                  | <i>Receiving Water/Use</i>                  | <i>Contact Office &amp; Phone Number</i>   |
|--|---|-------------------|--------------------------------------|---|--|
| PAC400028<br>A-1<br>Authorization/<br>Issuance | Ecumenical Enterprises<br>Inc.<br>Thomas O'Connor<br>3135 Memorial Hwy #1<br>Dallas, PA 18612 | Luzerne<br>County | Dallas Twp Dallas<br>Boro Lehman Twp | Huntsville<br>Creek<br>(CWF, MF)            | Luzerne Conservation<br>District<br>325 Smiths Pond Road<br>Shavertown, PA 18708<br>570-674-7991 |
| PAC400176<br>Authorization/<br>Issuance        | Latona Trucking Inc.<br>Charles Latona<br>620 S Main St<br>Pittston, PA 18640-3219            | Luzerne<br>County | Jenkins Twp<br>Yatesville Boro       | UNT to<br>Susquehanna<br>River<br>(CWF, MF) | Luzerne Conservation<br>District<br>325 Smiths Pond Road<br>Shavertown, PA 18708<br>570-674-7991 |

*Southcentral Region: Waterways and Wetlands Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.*

| <i>NPDES Permit No.</i>    | <i>Applicant Name &amp; Address</i>   | <i>County</i>        | <i>Municipality</i>                                  | <i>Receiving Water/Use</i>  | <i>Contact Office &amp; Phone Number</i>  |
|----------------------------|---|----------------------|--|---|---|
| PAC010106<br>A-1<br>Issued | Bon Ton Builders, Inc.<br>1060 Baltimore Street<br>Hanover, PA 17331                        | Adams<br>County      | Germany Township                                     | UNT 58888<br>Alloway<br>Creek<br>(WWF, MF)                          | Adams County<br>Conservation District<br>670 Old Harrisburg Road<br>Suite 201<br>Gettysburg, PA<br>17325-3404<br>717.334.0636 |
| PAC210107<br>Issued        | Double DB, LP<br>507 North York Street<br>Suite 2D<br>Mechanicsburg, PA 17055               | Cumberland<br>County | Silver Spring<br>Township                            | Conodoguinet<br>Creek<br>(WWF, MF)                                  | Cumberland County<br>Conservation District<br>310 Allen Road<br>Suite 301<br>Carlisle, PA 17013-9101<br>717.240.7812          |
| PAC210191<br>Issued        | Charter Homes at<br>Woodbridge<br>1190 Dillerville Road<br>Lancaster, PA 17601              | Cumberland<br>County | Silver Spring<br>Township                            | Trindle<br>Spring Run<br>(CWF, MF)                                  | Cumberland County<br>Conservation District<br>310 Allen Road<br>Suite 301<br>Carlisle, PA 17013-9101<br>717.240.7812          |
| PAC210196<br>Issued        | Pamay Development Co.,<br>Inc.<br>375 North Middlesex Road<br>Carlisle, PA 17013            | Cumberland<br>County | Middlesex<br>Township<br>North Middleton<br>Township | Conodoguinet<br>Creek<br>(WWF, MF)                                  | Cumberland County<br>Conservation District<br>310 Allen Road<br>Suite 301<br>Carlisle, PA 17013-9101<br>717.240.7812          |
| PAC210198<br>Issued        | Avinashi Property, LLC<br>114 Charter Court<br>Trevos, PA 19053                             | Cumberland<br>County | Shippensburg<br>Township                             | Burd Run<br>(CWF, MF)   | Cumberland County<br>Conservation District<br>310 Allen Road<br>Suite 301<br>Carlisle, PA 17013-9101<br>717.240.7812          |
| PAC210207<br>Issued        | Mechanicsburg Area<br>School District<br>600 South Norway Street<br>Mechanicsburg, PA 17055 | Cumberland<br>County | Mechanicsburg<br>Borough                             | Trindle<br>Spring Run<br>(CWF, MF)                                  | Cumberland County<br>Conservation District<br>310 Allen Road<br>Suite 301<br>Carlisle, PA 17013-9101<br>717.240.7812          |
| PAC210209<br>Issued        | 4444 Carlisle Pike, LP<br>4444 Carlisle Pike<br>Camp Hill, PA 17011                         | Cumberland<br>County | Hampden<br>Township                                  | Conodoguinet<br>Creek<br>(WWF, MF)<br>UNT Cedar<br>Run<br>(CWF, MF) | Cumberland County<br>Conservation District<br>310 Allen Road<br>Suite 301<br>Carlisle, PA 17013-9101<br>717.240.7812          |

| <i>NPDES Permit No.</i> | <i>Applicant Name &amp; Address</i>                                  | <i>County</i> | <i>Municipality</i> | <i>Receiving Water/Use</i>                 | <i>Contact Office &amp; Phone Number</i>  |
|-------------------------|--|---------------|---------------------|--|---|
| PAC670393<br>Issued     | Timothy Salvatore<br>2160 Blenheim Court<br>York, PA 17403           | York County   | York Township       | East Branch<br>Codorus<br>Creek<br>(CWF)   | York County<br>Conservation District<br>2401 Pleasant Valley<br>Road<br>Suite 101<br>Room 139<br>York, PA 17402<br>717.840.7430 |
| PAC670425<br>Issued     | Calvin D. Keeney<br>305 Burkholder Road<br>Red Lion, PA 17356        | York County   | Windsor Township    | North<br>Branch<br>Muddy<br>Creek<br>(CWF) | York County<br>Conservation District<br>2401 Pleasant Valley<br>Road<br>Suite 101<br>Room 139<br>York, PA 17402<br>717.840.7430 |
| PAC670423<br>Issued     | Pyramid Healthcare, Inc.<br>6000 Brooktree Road<br>Wexford, PA 15090 | York County   | Hellam Township     | UNT Kreutz<br>Creek<br>(WWF, MF)           | York County<br>Conservation District<br>2401 Pleasant Valley<br>Road<br>Suite 101<br>Room 139<br>York, PA 17402<br>717.840.7430 |

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

| <i>Permit No.</i> | <i>Applicant Name &amp; Address</i>   | <i>Facility Location and Municipality</i> | <i>Receiving Water/Use</i>   | <i>Contact Office and Phone Number</i>   |
|-------------------|---|---|------------------------------|--|
| PAC630061         | Union Gardens, LP<br>1550 Connor Drive<br>South Park, PA 15129  | Union Township                            | UNT to Peters Creek<br>(TSF) | Washington County<br>Conservation District<br>50 Old Hickory Ridge Road<br>Suite 1<br>Washington, PA 15301<br>724-206-9446 |
| PAC630185         | William McCloskey<br>571 West McMurray Road<br>Canonsburg, PA 15317<br><br>Rywood, LLC<br>824 Old Washington Road<br>McMurray, PA 15317 | North Strabane<br>Township                | Chartiers Creek<br>(WWF)     | Washington County<br>Conservation District<br>50 Old Hickory Ridge Road<br>Suite 1<br>Washington, PA 15301<br>724-206-9446 |

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

| <i>Permit No.</i> | <i>Applicant Name &amp; Address</i>  | <i>Facility Location: Municipality &amp; County</i> | <i>Receiving Water/Use</i>                    | <i>Contact Office &amp; Phone No.</i>  |
|-------------------|--|---|---|--|
| PAC320034A1       | Indiana County<br>Commissioners<br>801 Water Street<br>Indiana, PA 15701                           | White Township<br>Indiana County                    | UNT McKee Run<br>CWF, a UNT Ramsey<br>Run CWF | Indiana County<br>Conservation District<br>280 Indian Springs Road<br>Suite 124<br>Indiana, PA 15701<br>724-471-4751 |
| PAC320043         | Indy-Apple, LLC<br>TVC Development Co. LLC<br>329 S Main Street<br>Suite B<br>Doylestown, PA 18901 | White Township<br>Indiana County                    | McCarthy Creek<br>CWF                         | Indiana County<br>Conservation District<br>280 Indian Springs Road<br>Suite 124<br>Indiana, PA 15701<br>724-471-4751 |

NOTICES

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| <i>Permit No.</i> | <i>Applicant Name &amp; Address</i>   | <i>Facility Location:<br/>Municipality &amp;<br/>County</i> | <i>Receiving<br/>Water/Use</i>           | <i>Contact Office &amp;<br/>Phone No.</i>  |
|-------------------|---|---|--|--|
| PAC250107         | DCNR<br>400 Market Street<br>8th Floor<br>Harrisburg, PA 17105                                | Millcreek Township<br>Erie County                           | Lake Erie & Presque<br>Isle Bay CWF      | Erie County<br>Conservation District<br>1927 Wager Road<br>Erie, PA 16509<br>814-825-6403          |
| PAC250113         | Millcreek Manor<br>5515 Peach Street<br>Erie, PA 16509  | Millcreek Township<br>Erie County                           | UNT Walnut Creek<br>WWF-MF               | Erie County<br>Conservation District<br>1927 Wager Road<br>Erie, PA 16509<br>814-825-6403          |
| PAC330022         | PTV 1135 LLC<br>400 Penn Center Boulevard<br>Building 4<br>Suite 1000<br>Pittsburgh, PA 15235 | Pine Creek Township<br>Jefferson County                     | Sandy Lick Creek to<br>Redbank Creek TSF | Jefferson County<br>Conservation District<br>1514 Route 28<br>Brookville, PA 15825<br>814-849-7463 |

*General Permit Type—PAG-03*

*Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, Email: RA-EPNPDES\_SCRO@pa.gov.*

| <i>Permit No.</i> | <i>Applicant Name &amp; Address</i>                                 | <i>Facility Location:<br/>Municipality &amp;<br/>County</i> | <i>Receiving<br/>Water/Use</i>                       | <i>Contact Office &amp;<br/>Phone No.</i>   |
|-------------------|---|---|--|---|
| PAG033637         | Amazon.com Services LLC<br>P.O. Box 80842<br>Seattle, WA 98108-0842 | Reading City<br>Berks County                                | Schuylkill River<br>(WWF, MF) in<br>Watershed(s) 3-C | SCRO—Clean Water<br>Program<br>717-705-4812 |

*Southwest Region: Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Email: RA-EPNPDES\_SWRO@pa.gov.*

| <i>Permit No.</i> | <i>Applicant Name &amp; Address</i>   | <i>Facility Location:<br/>Municipality &amp;<br/>County</i> | <i>Receiving<br/>Water/Use</i> | <i>Contact Office &amp; Phone<br/>No.</i>  |
|-------------------|---|---|--------------------------------|--|
| PAG036280         | Woehler Landscape Supply<br>Yard At 202 LLC<br>1357 Streets Run Road<br>Pittsburgh, PA 15236-2232 | Peters Township<br>Washington County                        | Chartiers Creek<br>(WWF)—20-F  | DEP Southwest Regional<br>Office<br>Clean Water Program<br>400 Waterfront Drive<br>Pittsburgh, PA 15222-4745<br>412.442.4000 |

*General Permit Type—PAG-07*

*Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, Email: RA-EPNPDES\_SCRO@pa.gov.*

| <i>Permit No.</i> | <i>Applicant Name &amp; Address/<br/>Facility Location</i>   | <i>Township &amp; County</i>       | <i>Contact Office &amp; Phone<br/>No.</i>  |
|-------------------|--|------------------------------------|--|
| PAG073525         | Lancaster Area Sewer Authority<br>130 Centerville Road<br>Lancaster, PA 17603<br><br>Susquehanna Water Pollution<br>Control Facility<br>4160 Blue Rock Road<br>Washington Boro, PA 17582 | Manor Township<br>Lancaster County | DEP—SCRO—<br>Clean Water Program<br>909 Elmerton Ave.<br>Harrisburg, PA 17110-8200<br>717-705-4707 |

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

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

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

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

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

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

| <i>Agricultural Operation Name and Address</i>                            | <i>County</i>     | <i>Total Acres</i> | <i>AEU's</i> | <i>Animal Type</i> | <i>Special Protection Waters (HQ or EV or NA)</i>        | <i>Approved or Disapproved</i> |
|---|-------------------|--------------------|--------------|--------------------|--|--------------------------------|
| Howard Reyburn Swine Operation<br>1021 Limestone Road<br>Oxford, PA 19363 | Chester           | 160                | 716.05       | Swine              | N/A  | Approval                       |
| James Bagley<br>266 Piatt Road<br>Shunk, PA 17768                         | Bradford          | 72.6               | 660.27       | Swine              | EV, HQ-CWF   | Approved                       |
| Kulp Family Dairy LLC<br>1691 Millerstown Rd<br>Martinsburg, PA 16662     | Blair and Bedford | 2,726.4            | 4,799.6      | Dairy              | Clover Creek<br>Yellow Creek<br>Middle Run<br>Plum Creek | Approved                       |

**PUBLIC WATER SUPPLY PERMITS**

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

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the

*Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board’s rules of practice and procedure may be obtained from the Board. The appeal form and the Board’s rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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



## SAFE DRINKING WATER

**Actions taken under the Pennsylvania Safe Drinking Water Act (35 P.S. §§ 721.1—721.17).**

*Northeast Region: Watershed Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, 570-826-2511.*

*Contact: Gillian Ostrum, Clerk Typist 2, 570-830-3077.*

**Permit No. 2408012, Operations Permit, Public Water Supply.**

Applicant **Hazleton City Authority (Barnes Run PS)**  
400 East Arthur Gardner Parkway  
Hazleton, PA 18201

Township Hazel Township

County **Luzerne County**

Type of Facility PWS

Consulting Engineer John Synoski, PE  
Hazleton City Authority  
400 East Arthur Gardner Parkway  
Hazleton, PA 18201

Permit to Operate Issued September 28, 2020

**Permit No. 3396420, Operations Permit, Public Water Supply.**

Applicant **Nestle Waters North America, Inc.**  
405 Nestle Way  
Breinigsville, PA 18031

Township Upper Macungie Township

County **Lehigh County**

Type of Facility Bottled Water Facility

Consulting Engineer Edward E. Davis, PE  
Miller Brothers Construction, Inc.  
P.O. Box 472  
Schuylkill Haven, PA 17972

Permit to Operate Issued September 14, 2020

**Permit No. 3520503, Public Water Supply.**

Applicant **Aqua Pennsylvania, Inc.**  
1775 N. Main Street  
Honesdale, PA 18431

Township Roaring Brook Township

County **Lackawanna County**

Type of Facility PWS

Consulting Engineer Mr Daniel Hopkins PE  
Project Engineer  
Entech Engineering Inc.  
500 N Center St  
Pottsville, PA 17901

Permit to Construct Issued September 29, 2020

**Permit No. 2451058, Operations Permit, Public Water Supply.**

Applicant **Spruce Lake Retreat Center**  
5389 Route 447  
Canadensis, PA 18325

Township Barrett Township

County **Monroe County**

Type of Facility PWS

Consulting Engineer Mr. Douglas Berg PE  
Entech Engineering Inc.  
8 Silk Mill Drive  
Suite 211  
Hawley, PA 18428

Permit to Operate Issued October 13, 2020

**Permit No. 3390068, Public Water Supply.**

Applicant **Aqua Pennsylvania Inc.**  
1 Aqua Way  
White Haven, PA 18661

Township and County South Whitehall Township  
**Lehigh County**

Responsible Official Mr. Karl Stephens  
Regional Manager  
Northeast & Central Operations  
Aqua Pennsylvania Inc.  
1 Aqua Way  
White Haven, PA 18661

Type of Facility PWS

Consulting Engineer Mr. Michael S. Dickun II, PE  
GHD Inc.  
1240 North Mountain Road  
Harrisburg, PA 17112

Permit Issued Date October 5, 2020

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

**Permit No. 0120504 MA, Minor Amendment, Public Water Supply.**

Applicant **CCD Rock Creek, LLC**

Municipality Straban Township

County **Adams County**

Responsible Official Robert H. Karen  
General Manager  
70 Presidential Circle  
Suite 2, Box 7  
Gettysburg, PA 17325

Type of Facility Installation of a 500,000-gallon Spheroid elevated finished water storage tank.

Consulting Engineer Joseph M. McDowell, PE  
Martin & Martin, Inc.  
37 S Main Street, Suite A  
Chambersburg, PA 17201

Permit to Construct Issued October 6, 2020

**Permit No. 0720503 MA, Minor Amendment, Public Water Supply.**

Applicant **Altoona Water Authority**

Municipality Antis Township

County **Blair County**

|   |  |
|---|--|
| Responsible Official  | Mark A. Perry<br>General Manager<br>900 Chestnut Avenue<br>Altoona, PA 16601                               |
| Type of Facility  | Rehabilitation of Bellwood Water Tank.   |
| Consulting Engineer   | Michael V. Sinisi, PE<br>Altoona Water Authority<br>900 Chestnut Avenue<br>Altoona, PA 16601               |
| Permit to Construct Issued  | October 2, 2020  |
| <b>Permit No. 5020504 MA, Minor Amendment, Public Water Supply.</b> |  |
| Applicant   | <b>Millerstown Borough Waterworks</b>  |
| Municipality  | Millerstown Borough  |
| County  | <b>Perry County</b>  |
| Responsible Official  | Robert Shipp<br>Council President<br>P.O. Box<br>739 Millerstown, PA 17062                                 |
| Type of Facility  | Improvements to existing finished water tank.  |
| Consulting Engineer   | Justin J. Mendinsky, P.E.<br>Herbert, Rowland & Grubic Inc.<br>369 East Park Drive<br>Harrisburg, PA 17111 |
| Permit to Construct Issued  | October 14, 2020   |
| <b>Permit No. 0120508 MA, Minor Amendment, Public Water Supply.</b> |  |
| Applicant   | <b>LPL Little Italy V, Inc.</b>  |
| Municipality  | Franklin Township  |
| County  | <b>Adams County</b>  |
| Responsible Official  | Luciano P. Ladonea<br>3585 Chambersburg Road<br>Biglerville, PA 17307                                      |
| Type of Facility  | 4-log treatment of viruses with existing sodium hypochlorite system.                                       |
| Consulting Engineer   | Randolph S. Bailey, PE<br>Wm. F. Hill & Assoc., Inc.<br>207 Baltimore Street<br>Gettysburg, PA 17325       |
| Permit to Construct Issued  | September 29, 2020   |

**Comprehensive Operation Permit No. 2218509** issued to: **Pine Manor LLC (PWS ID No. 7220029)**, Londonderry Township, **Dauphin County** on October 6, 2020 for the operation of facilities at Pine Manor MHP approved under Construction Permit No. 2218509.

**Operation Permit No. 0619518 MA** issued to **Leesport Borough Water Authority (PWS ID No. 3060047)**, Leesport Borough, **Berks County** on September 4, 2020 for facilities approved under Construction Permit No. 0619518 MA.

**Operation Permit No. 2920501 MA** issued to: **McConnellsburg Borough Municipal Authority (PWS ID No. 4290005)**, McConnellsburg Borough,

**Fulton County** on October 1, 2020 for facilities approved under Construction Permit No. 2920501 MA.

**Operation Permit No. 0619513** issued to: **Speedway, LLC (PWS ID No. 3060962)**, Richmond Township, **Berks County** on October 8, 2020 for facilities at Speedway #6753 approved under Construction Permit No. 0619513.

**Operation Permit No. 3119507 MA** issued to: **SCI—Huntingdon/Department of Corrections (PWS ID No. 4310028)**, Smithfield Township, **Huntingdon County** on September 8, 2020 for facilities approved under Construction Permit No. 3119507 MA.

**Transferred Comprehensive Operation Permit No. 7360939** issued to: **Quarryville Resorts, LP (PWS ID No. 7360939)**, East Drumore Township, **Lancaster County** on August 14, 2020. Action is for a Change in Ownership for Yogi Bear Jellystone Park, Lancaster County for the operation of facilities previously issued to Yogi Bear's Jellystone Park.

**Comprehensive Operation Permit No. 3066584** issued to: **Niagara Bottling, LLC (PWS ID No. 3066584)**, Hamburg Borough, **Berks County** on September 17, 2020 for the operation of facilities submitted under Application No. 3066584.

**Transferred Comprehensive Operation Permit No. 4070054** issued to: **Ridge View Personal Care Home, Inc. (PWS ID No. 4070054)**, Blair Township, **Blair County** on September 21, 2020. Action is for a for the operation of facilities previously issued to Autumn Estates, LLC.

**Transferred Comprehensive Operation Permit No. 4050009** issued to: **Hillside Terrace MHP, LLC (PWS ID No. 4050009)**, East St. Clair Township, **Bedford County** on September 24, 2020. Action is for a Change in Ownership for Hillside Terrace Mobile Home Park, **Berks County** for the operation of facilities previously issued to Carl E. Dallmeyer.

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

**Operations Permit** issued to: **Aqua Pennsylvania, Inc.**, 1775 North Main Street, Honesdale, PA 18436, **PWSID No. 1719503**, Sandy Township, **Clearfield County** on October 19, 2020 for the operation of facilities approved under construction permit #1719503. This permit authorizes operation of dipotassium phosphate chemical feed systems for general corrosion control at Bimini and N23 Wellhouses.

**Operations Permit** issued to: **Milesburg Borough Water Authority**, P.O. Box 282, Milesburg, PA 16853, **PWSID No. 4140083**, Milesburg Borough, **Centre County** on October 20, 2020, for the operation of facilities approved under construction permit #1420508MA. This permit authorizes operation of your approximately 490,000-gallon finished water storage tank that has been rehabilitated.

**Permit No. 1720505MA, Construction.** Public Water Supply.

|                     |   |
|---------------------|---|
| Applicant           | <b>Aqua Pennsylvania, Inc.</b><br>1775 North Main Street<br>Honesdale, PA 18436 |
| Borough or Township | Sandy Borough   |
| County              | <b>Clearfield County</b>  |
| Type of Facility    | Public Water Supply   |

Consulting Engineer Mark Widdersheim, PE  
Entech Engineering, Inc.  
400 Rouser Rd, Bldg. 2  
Suite 200  
Coraopolis, PA 15108

Permit Issued October 14, 2020

**Permit No. 5920502MA, Construction.** Public Water Supply.

Applicant **Wellsboro Municipal Authority**  
14 Crafton Street  
Wellsboro, PA 16901

Borough or Township Wellsboro Borough

County **Tioga County**

Type of Facility Public Water Supply

Consulting Engineer Mr. Williams S. Bray, PE  
373 W. Branch Road  
Wellsboro, PA 16901

Permit Issued October 14, 2020

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

**Permit No. 3018518, Major Amendment.** Public Water Supply.

Applicant **The Monongalia County Coal Company**  
46446 National Road St.  
Clariville, OH 43950

Borough or Township Wayne Township

County **Greene County**

Type of Facility Water system improvements

Consulting Engineer CME Management LP  
165 East Union Street  
Suite 100  
Somerset, PA 15501

Permit Issued March 16, 2020

**Permit No. 6520504, Major Amendment.** Public Water Supply.

Applicant **Latrobe Municipal Authority**  
104 Guerrier Street  
Latrobe, PA 15650

Borough or Township Unity Township

County **Westmoreland County**

Type of Facility Booster stations

Consulting Engineer Gibson-Thomas  
Engineering Co., Inc.  
1004 Ligonier Street  
P.O. Box 853  
Latrobe, PA 15650

Permit Issued October 9, 2020

**Permit No. 3020506, Major Amendment.** Public Water Supply.

Applicant **Southwestern Pennsylvania Water Authority**  
1442 Jefferson Road  
P.O. Box 187  
Jefferson, PA 15344

Township or Borough Jefferson Township

County **Greene County**

Responsible Official Timothy Faddis, Manager

Type of Facility Water system

Consulting Engineer Bankson Engineers, Inc.  
267 Blue Run Road  
Suite 200  
Cheswick, PA 15024

Permit Issued October 9, 2020

**Operations Permit** issued to: **Municipal Authority of Westmoreland County**, 124 Park & Pool Road, New Stanton, PA 15672, **PWSID No. 5650032**, Vandergrift Borough and Park Township, **Westmoreland and Allegheny Counties** on March 16, 2020 for the operation of facilities approved under permit #6517519MA for the operation of the Kiskiminetas River Crossing at Vandergrift watermain project.

#### **SEWAGE FACILITIES ACT PLAN DISAPPROVAL**

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

*Northcentral Region: Clean Water 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> |
|----------------------------|--|---------------|
| Lewis Township             | 116 Maple Street<br>Millmont, PA 17845 | Union         |

*Plan Description:* The re-submitted plan was denied since it was administratively incomplete. The plan called for three separate extensions of public sewage and replacing the current sewage treatment plant with a new plant with an increased treatment and discharge capacity.

#### **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 Sections 301—308 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P.S. §§ 6026.301—6026.308) require the Department to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected. Submission of plans and reports, other than the final report, will also be published in the *Pennsylvania Bulletin*. These include the remedial investigation report, risk assessment report and cleanup plan for a site-specific standard remediation. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in

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

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

The Department has received the following plans and reports:

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

**United States Steel Corporation—143-Acre Parcel**, One Ben Fairless Drive, Falls Township, **Bucks County**. John Garges, GHD Services, Inc., 410 Eagleview Boulevard, Suite 110, Exton, PA 19341 on behalf of Mark Rupnow, United States Steel Corporation, 350 Penn Avenue, Suite 200, Pittsburgh, PA 15222 submitted a Remedial Investigation Report/Risk Assessment Report/Final Report concerning remediation of site soil contaminated with PAHs and PCBs. The report is intended to document remediation of the site to meet the Site-Specific Standard.

**East Tioga Lofts**, 2215 East Tioga Street, City of Philadelphia, **Philadelphia County**. Angelo Waters, PE, Urban Engineers, Inc., 530 Walnut Street, Philadelphia, PA 19106 on behalf of Justin Kaplan, East Tioga Lofts, LLC, 1200 Callowhill Street, Suite 403, Philadelphia, PA 19123, submitted a Remedial Investigation Report/Cleanup Plan concerning remediation of site soil contaminated with lead, benzo(a)pyrene, benzo(a)anthracene, benzo(b)fluoranthene, indeno(1,2,3-cd)pyrene and arsenic. The report is intended to document remediation of the site to meet the Site-Specific Standard.

**Colonial Heritage Mobil Homes**, 297-299 Evergreen Drive, New Britain Township, **Bucks County**. Alan R. Hirschfeld, L & A Environmental Specialties, Inc., 219 Laureen Road, Schwenksville, PA 19473 on behalf of Jason Perano, GSP Management—Colonial Village, LLC, P.O. Box 677, Morgantown, PA 19543 submitted a Final Report concerning remediation of site soil and groundwater contaminated with diesel fuel and No. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**United States Steel Corporation—(KIPC) 102-Acre Parcel**, One Ben Fairless Drive, Falls Township, **Bucks County**. John Garges, GHD Services, Inc., 410 Eagleview Boulevard, Suite 110, Exton, PA 19341 on behalf of Mark Rupnow, United States Steel Corporation, 350 Penn Avenue, Suite 200, Pittsburgh, PA 15222 submitted a Remedial Investigation Report/Risk Assessment Report/Final Report concerning remediation of site soil contaminated with iron and vanadium. The report is intended to document remediation of the site to meet the Site-Specific Standard.

**222 and 224 North Franklin Street**, 222 and 224 North Franklin Street, West Chester Borough, **Chester County**. Stephen Huxta, P.G., Brickhouse Environmental, 515 South Franklin Street, West Chester, PA

19382 on behalf of Sylvia Kenion, 224 North Franklin Street, West Chester, PA 19380 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.

**United States Steel Corporation—(KIPC) 77-Acre Parcel**, One Ben Fairless Drive, Falls Township, **Bucks County**. John Garges, GHD Services, Inc., 410 Eagleview Boulevard, Suite 110, Exton, PA 19341 on behalf of Mark Rupnow, United States Steel Corporation, 350 Penn Avenue, Suite 200, Pittsburgh, PA 15222 submitted a Remedial Investigation Report/Risk Assessment Report/Final Report concerning remediation of site soil contaminated with iron and vanadium. The report is intended to document remediation of the site to meet the Site-Specific Standard.

**Lansdale Finishers**, 117 South Broad Street, Lansdale Borough, **Montgomery County**. Marc Chartier, Pennoni Associates, Inc., 1900 Market Street, Suite 300, Philadelphia, PA 19103 on behalf of Jon Herzog, Commerce Pursuit Capital, L.P., 1300 Virginia Drive, Suite 215, Fort Washington, PA 19034 submitted a Remedial Investigation Report/Cleanup Plan concerning remediation of site soil and groundwater contaminated with chlorinated solvents. The report is intended to document remediation of the site to meet the Site-Specific Standard.

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

**Klugh/Beck Residence**, 6340 Lemon Street, East Petersburg, PA 17560, East Petersburg Borough, **Lancaster County**. August Mack Environmental, Inc., 941 Wheatland Avenue, Suite 202, Lancaster, PA 17603, on behalf of Nationwide Insurance, P.O. Box 182067, Columbus, OH 43218, and Timothy Beck and Ami Klugh, 6340 Lemon Street, East Petersburg, PA 17520, submitted a Final Report concerning remediation of site soil contaminated with heating oil. The Final Report is intended to document remediation of the site to meet the Residential Statewide Health Standard.

**Joyce Crouse Property**, 1110 Table Rock Road, Gettysburg, PA 17325, Cumberland Township, **Adams County**. P. Joseph Lehman Engineers, 117 Olde Farm Office Road, Suite 113, Duncansville, PA 16635, on behalf of Joyce Crouse (via Cathy Kunkle), 18 Dogwood Court, Gettysburg, PA 17325, and Big R Properties, 1085 Table Rock Road, Gettysburg, PA 17325, submitted a Final Report concerning remediation of site groundwater contaminated with MTBE 1,2,4, trimethylbenzene, and benzene. The Final Report is intended to document remediation of the site to meet the Residential Statewide Health Standard.

**Christine Hyle Residence**, 6920 Parkway East, Harrisburg, PA 17112, Lower Paxton Township, **Dauphin County**. Environmental Products and Services of Vermont, 1539 Bobali Drive, Harrisburg, PA 17104, on behalf of HB McClure Company, 600 South 17th Street, P.O. Box 1745, Harrisburg, PA 17105, submitted a Final Report concerning remediation of site soil contaminated with No. 2 fuel oil. The Final Report is intended to document remediation of the site to meet the Residential Statewide Health Standard.

**North American Communications, Inc.**, 141 NAC Drive, Duncansville, PA 16635, Blair Township, **Blair County**. KU Resources, 22 South Linden Street, Duquesne, PA 15110, on behalf of Energy Intermodal Associates, LLC, 597 Waverly Drive, Hollidaysburg, PA

16648, submitted a Special Industrial Area Baseline Environmental Report concerning remediation of site soil and groundwater contaminated with a historic release of chlorinated solvents and VOCs. The Report is intended to document remediation of the site to meet the Site-Specific Standard.

*Northcentral Region: Environmental Cleanup Program Manager, 208 West Third Street, Williamsport, PA 17701, Telephone number: 570-327-3636.*

**Valley Energy Inc., Diesel Fuel Release Cleanup**, 529 S Keystone Avenue, Sayre Borough, **Bradford County**. Moody and Associates, Inc., 101 N Main Street, Suite 3, Athens, PA 18810, on behalf of Valley Energy, Inc., 523 S Keystone Avenue, Sayre, PA 18840, has submitted a Final report concerning remediation of site soil contaminated with diesel fuel. The report is intended to document remediation of the site to meet the Non-Residential Statewide Health Standard.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

### UNDER ACT 2, 1995 PREAMBLE 3

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

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

For further information concerning the plans and reports, contact the environmental cleanup program manager in the Department regional office under which the notice of the plan or report appears. If information concerning a final report is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the 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.*

**Meenan Oil Company Facility**, 8301 Lansdowne Avenue, Upper Darby Township, **Delaware County**. Andrew Markoski, P.G., Patriot Environmental Management, LLC, 2404 Brown Street, Pottstown, PA 19464 on behalf of Barry Miller, Meenan Oil Company, LP, P.O. Box 659, Douglassville, PA 19518 submitted a Remedial Investigation Report/Cleanup Plan/Final Report concerning the remediation of site groundwater contaminated with No. 2 fuel oil. The Report was reviewed by the Department which issued a technical deficiency letter on October 8, 2020.

**Scholler Inc. Property**, 3320 Collins Street Property, City of Philadelphia, **Philadelphia County**. John Lydzinski, PG, RT Environmental Services, Inc., 215 West Church Road, King of Prussia, PA 19406 on behalf of David Goldstein, Follow Through Capital, 20 Conshohocken State Road, Apt. 312, Bala Cynwyd, PA 19004 submitted a Remedial Investigation Report/Cleanup Plan concerning the remediation of site soil and groundwater contaminated with PCE and TCE. The Report was reviewed by the Department which issued a technical deficiency letter on October 13, 2020.

**701 Main Street**, 701 Main Street, Phoenixville Borough, **Chester County**. Paul White, Brickhouse Environmental, 515 South Franklin Street, West Chester, PA 19382 on behalf of Mr. & Mrs. Paul Hartmann, CGF Properties, LLC, 20 Hedgerow Lane, Phoenixville, PA 19460 submitted a Risk Assessment Report/Final Report concerning the remediation of site soil and groundwater contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the site-specific standard and was approved by the Department on October 9, 2020.

**Former GE Elmwood Avenue Facility**, 6901 Elmwood Avenue, City of Philadelphia, **Philadelphia County**. Darren Szuch, Arcadis U.S., Inc., 50 Millstone Road, Building 220, Suite 220, East Windsor, NJ 08520 on behalf of Cody Platt, General Electric Company, 1935 Redmond Circle NW, Rome, GA 30165 submitted a Risk Assessment Report concerning the remediation of site soil and groundwater contaminated with TCE and PCE. The Report was reviewed by the Department which issued a technical deficiency letter on October 13, 2020.

**Former GE Elmwood Avenue Facility**, 6901 Elmwood Avenue, City of Philadelphia, **Philadelphia County**. Darren Szuch, Arcadis U.S., Inc., 50 Millstone Road, Building 220, Suite 220, East Windsor, NJ 08520 on behalf of Cody Platt, General Electric Company, 1935 Redmond Circle NW, Rome, GA 30165 submitted a Remedial Investigation Report concerning the remediation of site soil and groundwater contaminated with TCE and PCE. The Report was approved by the Department on October 13, 2020.

**Proposed AutoZone Store**, 6301 North Broad Street, City of Philadelphia, **Philadelphia County**. James M.

Connor, P.G., AEI Consultants, 211 Forrest Drive, Chalfont, PA 18914 on behalf of Bill Roundtree, AZ Broad Street, LLC, 20 South Olive Street, Suite 203, Media, PA 19063 submitted a Baseline Remedial Investigation Work Plan concerning the remediation of site soil and groundwater contaminated with unleaded gasoline. The Plan was approved by the Department on October 14, 2020.

**Former Ashbourne Cleaners**, 6 Township Line Road, Cheltenham Township, **Montgomery County**. Jason Kronenwetter, PG, Envirotrac, 176 Thorn Hill Road, Warrendale, PA 15086, on behalf of Saul Ellman, 707 Southeast 10th Street, Delray Beach, FL 33483 submitted a Remedial Investigation Report/Cleanup Plan/Final Report concerning the remediation of site groundwater contaminated with chlorinated solvents. The Final Report did not demonstrate attainment of the site-specific standard and was disapproved by the Department on October 13, 2020.

**Lehigh Rubber**, 32 West Bridge Street, Morrisville Borough, **Bucks County**. Jason Pero, Resource Control Consultants, 10 Lippincott Lane, Unit 1, Mount Holly, NJ 19007 on behalf of Christopher Cacace, 32 West Bridge Street, P.O. Box 3314, Hamilton, NJ 08619 submitted a Final Report concerning remediation of site soil and groundwater contaminated with inorganics. The Final Report did not demonstrate attainment of the site-specific standard and was disapproved by the Department on October 8, 2020.

**The Shops at Wedgewood**, 4311-4313 Lincoln Highway, Caln Township, **Chester County**. Shad Manning, PG, REPSG, 6901 Kingsessing Avenue, Suite 201, P.O. Box 5377, Philadelphia, PA 19142 on behalf of Michael Weaver, Wedgewood Associates, LP, 409 Stenton Avenue, Flourtown, PA 19031 submitted a Remedial Investigation Report concerning the remediation of site soil and groundwater contaminated with other organics. The Report was approved by the Department on October 2, 2020.

**Mullins Residence**, 1 Forsythia Drive, South Middletown Township, **Bucks County**. Matthew Mercuri, PG, RMS Environmental LLC, 2198 Pennsbury Drive, Jamison, PA 18929 on behalf of Joe Crooks, Superior Tank & Energy Company, LLC, 302 Jefferson Avenue, Bristol, PA 19007 submitted a Final Report concerning the remediation of site soil and groundwater contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the statewide health standard and was approved by the Department on October 5, 2020.

**Former Hale Products, Inc., Facility**, 720 Spring Mill Avenue, Conshohocken Borough and Whitemarsh Township, **Montgomery County**. Jon Rutledge, Arcadis U.S., Inc., 10 Friends Lane, Suite 200, Newtown, PA 18940 on behalf of Tim Zernzach, Hurst Jaws of Life, Inc., 1925 West Field Court, Suite 200, Lake Forest, IL 60045 submitted a Risk Assessment Report concerning the remediation of site soil and groundwater contaminated with other organics. The Report was approved by the Department on October 6, 2020.

**723 Wheatland Street**, 723 Wheatland Street, Phoenixville Borough, **Chester County**. Jennifer Poole, P.G., Pennoni Associates, 1900 Market Street, Suite 300, Philadelphia, PA 19103 on behalf of John Herzog, Westrum Development Corporation, 1300 Virginia Drive, Suite 215, Fort Washington, PA 19034 submitted a Final Report concerning the remediation of site groundwater contaminated with VOCs. The Final Report did not demonstrate attainment of the site-specific standard and was disapproved by the Department on October 5, 2020.

*Northeast Region: Environmental Cleanup & Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.*

*Contact: Eric Supey, Environmental Program Manager.*

**Gulf Oil Fullerton Terminal**, 2451 Main Street, Whitehall, PA 18052, Whitehall Township, **Lehigh County**. AECOM, 510 Carnegie Center, Princeton, NJ 08540, on behalf of Lucknow Highspire Terminals LLC, 900 South Eisenhower Boulevard, Middletown, PA 17057, submitted a combined Remedial Investigation Report and Cleanup Plan concerning remediation of soil and groundwater contaminated by historic releases of petroleum products at the site. The report was intended to document remediation of the site to meet Site-Specific and Statewide health standards but was disapproved by DEP on October 13, 2020.

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

**Joey and Patricia Burkman Property**, 1155 Wea-Wit Street, East Earl, PA 17519, East Earl Township, **Lancaster County**. Trimpi Associates, 1635 Old Plains Road, Pennsburg, PA 18073, on behalf of Joey and Patricia Burkman, 1153 Wea-Wit Street, East Earl, PA 17519, submitted a Final Report concerning remediation of site soil and groundwater contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Residential Statewide Health Standard and was approved by the Department on October 15, 2020.

**Former Caciolo Residence**, 1208 Huffs Church Road, Barto, PA 19504, Hereford Township, **Bucks County**. Trimpi Associates, 1635 Old Plains Road, Pennsburg, PA 18073, on behalf of Nationwide Insurance, P.O. Box 198, Harleysville, PA 19438 and Tylor Moore, 1208 Huffs Church Road, Barto, PA 19504, submitted a Final Report concerning remediation of site soil contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Residential Statewide Health Standard and was approved by the Department on October 8, 2020.

**Zenith Energy Altoona Terminal**, 6033 6th Avenue, Altoona, PA 16602, Allegheny Township, **Blair County**. Onesky Engineering, 444 Creamery Way, Suite 300, Exton, PA 19341, on behalf of Zenith Energy Terminals/PA Holdings, LLC, 3000 Essex Lane, Suite 700, Houston, TX 77027, submitted a Final Report concerning remediation of site soil contaminated with a surface spill of red dye containing VOCs. The Final Report demonstrated attainment of the Residential Statewide Health Standard and was approved by the Department on October 7, 2020.

*Northcentral Region: Environmental Cleanup Program Manager, 208 West Third Street, Williamsport, PA 17701, Telephone number: 570-327-3636.*

**Well Pad C08-G**, 893 Six Mile Hollow Lane, Shippen Township, **Cameron County**. ARM Group, LLC, 2548 Park Center Boulevard, State College, PA 16801 on behalf of Seneca Resources Company, LLC, 5800 Corporate Boulevard, Suite 300, Pittsburgh, PA 15237 has submitted a Final Report concerning site soil contaminated with production fluid. The report demonstrated attainment of the Background and Statewide Health Standards and was approved by the Department on October 16, 2020.

**Johnson Machine Company** (Clearfield Former MGP Site), 290 Bigler Avenue, Clearfield Borough, **Clearfield County**. Stantec Consulting Services, Inc., 400 Davis

Drive, Suite 400, Plymouth Meeting, PA 19462, on behalf of UGI Utilities, Inc., 1 UGI Drive, Denver, PA 17517, has submitted a Remedial Investigation Report and Cleanup Plan concerning remediation of site soil and groundwater contaminated with various Manufactured Gas Plant constituents. The Remedial Investigation Report and Cleanup Plan were approved by the Department on September 15, 2020.

**Grocery Haulers Release Cleanup**, State Route 147 Southbound, between Reagan and Line Streets, Sunbury City, **Northumberland County**. Northridge Group, Inc., P.O. Box 231, Northumberland, PA 17857, on behalf of Grocery Haulers, Inc., 485 US-1, Bldg F, Suite 310, Iselin, NJ 08830, has submitted a Final Report concerning remediation of the site soil contaminated with diesel fuel. The report demonstrated attainment of the Statewide Health Non-Residential Standard and was approved by the Department on October 2, 2020.

**McHugh Residence**, 222 Julia Street, Dushore Borough, **Sullivan County**. Aquaterra Technologies, Inc., P.O. Box 744, West Chester, PA 19381 on behalf of Peggy McHugh, 222 Julia Street, Dushore, PA 18614, has submitted a Final Report concerning site soil contaminated with No. 2 fuel oil. The report demonstrated attainment of the Residential Statewide Health Standard and was approved by the Department on September 28, 2020.

**SWNPC-TI 19 Connolly B Well Pad**, 535 Connolly Lane, Liberty Township, **Tioga County**. Penn Environmental & Remediation, Inc., 13180 Route 6, Mansfield, PA 16933, on behalf of SWN Production Company, LLC, 917 State Route 92 North, Tunkhannock, PA 18657, has submitted a Final report concerning remediation of site soil contaminated with elevated conductivity water. The report failed to demonstrate attainment of the Statewide Health Standards and was disapproved on October 13, 2020.

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

**Amphenol Thermometrics**, 967 Windfall Road, City of St. Marys, **Elk County**. Stantec Consulting Services, Inc., 1060 Andrew Drive, Suite 140, West Chester, PA 19380 on behalf of Baker Hughes, 13200 Bay Park Road, Pasadena, TX 77507 has submitted a Remedial Investigation Report concerning the remediation of site soil and site groundwater contaminated with Trichloroethylene, 1,1,1-Trichloroethane, 1,1-Dichloroethene, 1,1-Dichloroethane, and Chloroform. The report is intended to document remediation of the site to meet the Site-Specific Standard. The Remedial Investigation Report was approved by the Department on October 16, 2020.

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

**Permit(s) Renewed Under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904) and Regulations to Operate Solid Waste Processing or Disposal Area or Site.**

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

**Permit No. 101671, Park's Garbage Service, Inc.**, 11763 Shirley Ayr Road, Mount Union, PA 17066, **Huntingdon County**.

The permit for the Park's Transfer & Recycling Center, Solid Waste Permit No. 101671, was renewed on October 13, 2020, and is extended until November 28, 2030.

## 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.**

*Southwest Region, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

*Contact: Edward Orris, New Source Review Chief, 412.442.4168.*

**GP2-04-00489B: Sunoco Pipeline, L.P.** (525 Fritztown Road, Sinking Spring, PA 19608) on October 7, 2020, to allow the construction and operation of seven above ground storage tanks at their facility in Brighton Township, **Beaver County**. The facility will provide intermediate storage of gasoline and other refined liquids.

**GP5A-63-01042A (AG5A-63-00025A): EQT Production Company** (625 Liberty Avenue, Suite 1700, Pittsburgh, PA 15222) on October 2, 2020, received authorization under GP-5A for construction and/or operation of sources and controls associated with its Kuhn Well Pad, a natural gas production facility located in East Finley Township, **Washington 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.**

*Philadelphia: Air Management Services, 321 University Avenue, Philadelphia, PA 19104-4543.*

*Contact: Edward Wiener, Chief of Source Registration at 215-685-9426.*

**IP20-000497: SEPTA** (4301 Wissahickon Avenue, Philadelphia, PA 19140) issued on October 16, 2020 to extend the installation and temporary operation of two 6113 horsepower natural gas combined heat generators until November 29, 2021 in the City of Philadelphia, PA, **Philadelphia County**. The initial installation and temporary operation were approved under IP17-00009 dated November 29, 2017 and extended under IP19-000384 (May 15, 2019) and IP19-000699 (October 24, 2019). The plan approval contains operating, monitoring, and recordkeeping requirements to ensure operation within all applicable requirements.

The City of Philadelphia, Air Management Services (AMS) issued a Plan Approval for the following facility:

**IP20-000295: Federal Reserve Bank of Philadelphia** (Ten Independence Mall, Philadelphia, PA 19106) issued on October 14, 2020 for the installation of air emission sources at a bank in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources are: two (2) 1,865 HP emergency generators and two (2) 4,218 HP emergency generators firing diesel fuel.

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

**23-0003AD: Monroe Energy, LLC** (4104 Post Road, Trainer, PA 19061, **Delaware County**), on October 19, 2020 for a minor modification for approval of 9.0 tons of Volatile Organic Compounds (VOC) Emission Reduction Credits (ERCs) to complete the Non-Attainment New Source Review requirements for the Plan Approval and an extension of the Plan Approval No. 23-0003AD for 180 days. Plan Approval 23-0003AD authorized the construction of a 2 bay liquified petroleum gas (LPG) loading station. A total of 39.0 ERCs were required, with 30.0 ERCs approved with the original issuance of the Plan Approval in October 2018.

*Southwest Region, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

*Contact: Edward Orris, New Source Review Chief, 412.442.4168.*

**04-00740A: Shell Chemical Appalachia, LLC** (300 Frankford Road, Monaca, PA 15061) issued on October 8, 2020, to extend the period of temporary operation and for the continued construction of the Shell Petrochemicals Complex located in Potter and Center Townships, **Beaver County**. The new expiration date is April 28, 2021.

**PA-65-00887A: MSI Corporation** (210 1st Street, Vandergrift, PA 15690-1100). Plan Approval Extension issued on October 15, 2020, to facilitate the shake-down of sources and air cleaning devices at their metal processing facility located in Vandergrift Borough, **Westmoreland County**.

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

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

*Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, Thomas Bianca, New Source Review Chief, 717-705-4863, or William Weaver, Regional Air Quality Manager, 717-705-4702.*

**36-05117: Dart Container Corporation** (60 East Main Street, Leola, PA 17540-1940) on October 15, 2020 for the expandable polystyrene container manufacturing facility located in East Lampeter Township, **Lancaster County**. The Title V permit was renewed.

**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.*

**46-00261: US Tape Company, Inc.** (2452 Quakertown Road, Pennsburg, PA 18073-1010), on October 16, 2020 for the renewal of a State Only, Synthetic Minor Operating Permit for a manufacturer of measuring tapes using a printing operation and a nickel plating operation in Upper Hanover Township, **Montgomery County**.

**46-0144: US Department of Agriculture—Eastern Regional Research Center (USDA)** (600 East Mermaid Lane, Wyndmoor, PA 19038) on October 16, 2020, for the renewal of a State Only, Synthetic Minor Operating Permit for boilers, emergency generators, and parts washers that are used in support of their research in the preservation of food for longer periods of time at their facility in Springfield Township, **Montgomery County**.

*Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915.*

*Contact: Norman Frederick, Facility Permitting Chief—Telephone: 570-826-2409.*

**39-00101: Bimbo Bakeries USA Inc.**, Lehigh Valley Plant (150 Boulder Drive, Breinigsville, PA 18031-1838). On October 5, 2020, the Department issued a renewal State-Only (Synthetic Minor) Permit for the manufacture of bread, cake, and related products located in Upper Macungie Township, **Lehigh County**. The primary sources consist of roll ovens and a bread oven. The control devices are a catalytic oxidizer. The sources are considered minor emission sources of nitrogen oxide (NO<sub>x</sub>), sulfur oxides (SO<sub>x</sub>), carbon monoxide (CO), total suspended particulate (TSP), and volatile organic compounds (VOC) emissions. The operating permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

**45-00007: National Electric Carbon Products/East Stroudsburg** (100 Mill Creek Road, East Stroudsburg, PA 18301-1222). On October 13, 2020, the Department issued a renewal State-Only (Natural Minor) Permit for the manufacture of Carbon and Graphite Products in East Stroudsburg Borough, **Monroe County**. The sources consist of kilns, mixers, and bake ovens. The control devices are baghouses and afterburners on the bake ovens. The sources are considered minor emission sources of nitrogen oxide (NO<sub>x</sub>), sulfur oxides (SO<sub>x</sub>), carbon monoxide (CO), total suspended particulate (TSP), and volatile organic compounds (VOC) emissions. The operating permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

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

*Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, Thomas Bianca, New Source Review Chief, 717-705-4863, or William Weaver, Regional Air Quality Manager, 717-705-4702.*

**07-03033: James E. Van Zandt VA Medical Center** (2907 Pleasant Valley Blvd., Altoona, PA 16601) on October 13, 2020, for the boilers and generators at the Van Zandt VA Medical Center facility located in Logan Township, **Blair County**. The State-Only Permit was renewed.

*Southwest Region, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

*Contact: Thomas Joseph, Facilities Permitting Chief, 412.442.4336.*



**26-00002: Henwil Corporation/Newell Works** (899 Third Street, Newell, PA 15466) on October 14, 2020 a State Only Operating Permit (SOOP) renewal to Henwil Corporation to authorize the continued operation of their plant to manufacture aluminum sulfate, calcium nitrate, and poly diallyl dimethyl ammonium chloride (poly-DADMAC) chemicals located in Newell Township, **Fayette County**.

**63-00937: MarkWest Liberty Midstream & Resources, LLC** (4600 J. Barry Ct, Ste 500, Canonsburg, PA 15317-5854). On October 13, 2020, the Department of Environmental Protection issued an initial synthetic minor State-Only Operating Permit for the operation of the MarkWest Fulton natural gas compressor station located in Mount Pleasant Township, **Washington County**. This facility is subject to the applicable requirements of 25 Pa. Code Chapters 121—145 and the applicable Federal new source performance standards and national emission standards for hazardous air pollutants. The permit includes emission restrictions, operating requirements, monitoring requirements, work practice standards, and recordkeeping requirements for the site.

**63-00942: MarkWest Liberty Midstream & Resources, LLC** (4600 J. Barry Ct, Ste 500, Canonsburg, PA 15317-5854). On October 13, 2020, the Department of Environmental Protection issued an initial synthetic minor State-Only Operating Permit for the operation of the MarkWest Dryer natural gas compressor station located in Independence Township, **Washington County**. This facility is subject to the applicable requirements of 25 Pa. Code Chapters 121—145 and the applicable Federal new source performance standards and national emission standards for hazardous air pollutants. The permit includes emission restrictions, operating requirements, monitoring requirements, work practice standards, and recordkeeping requirements for the site.

**65-00143: Hanson Aggregates BMC, Inc./Torrance Quarry** (2200 Springfield Pike, Connellsville, PA 15425-6412). On October 14, 2020, the Department issued a Natural Minor Operating Permit renewal for the operation of the facility's air contamination sources consisting of one 500 tph limestone processing plant, one 400 tph limestone processing plant, two large diesel fuel tanks (12,000 gallons and 10,000 gallons), and five small diesel engines between 20 hp and 120 hp each. Limestone Processing Plant #1 is limited to 5,000 hours of operation per 12-consecutive month period (12-cmp) and 2,500,000 tons of crushed stone per 12-cmp. Limestone Processing Plant #2 is limited to 1,820 hours of operation per 12-cmp and 736,000 tons of crushed stone per 12-cmp. The small diesel engines are limited to 1,000 hours of operation per 12-cmp each. The facility is limited to 0.04 gr/dscf particulate matter and 500 ppmv sulfur oxides. The proposed operating permit includes conditions relating to applicable emission restrictions, testing, monitoring, recordkeeping, reporting, and work practice standards requirements for each unit located at the facility in Derry Township, **Westmoreland County**.

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

*Contact: Matthew Williams, Facilities Permitting Chief—Telephone: 814-332-6940.*

**37-00266: Shenango Area School District** (2501 Old Pittsburgh Road, New Castle, PA 16101-6095). On September 1, 2020, the Department issued a renewal of the State Only Operating Permit for the two Tri-Fuel Boilers (6.4 mmbtu/hr, each), miscellaneous natural gas combus-

tion units (total of 2.5 mmbtu/hr), and two diesel fired emergency generators at the High School located in Shenango Township, **Venango County**. The facility is a Natural Minor. The permit contains a requirement which only allows natural gas fuel usage since the boilers have not been fired on coal since April 2010. The emergency generator is exempt from 40 CFR 63 Subpart ZZZZ provided the facility operates the engine in compliance with § 63.6640(f).

*Philadelphia: Air Management Services, 321 University Avenue, Philadelphia, PA 19104-4543.*

*Contact: Edward Wiener, Chief, Source Registration at 215-685-9426.*

The City of Philadelphia, Air Management Services (AMS) issued an initial Operating Permit for the following facility:

**OP20-000020: Ayer Condominium** (210 West Washington Sq, Philadelphia, PA 19106) issued on October 14, 2020 for the installation of air emission sources at condominiums in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources are: six (6) boilers, each 0.399 MMBTU/hr and firing natural gas; one (1) 476 HP emergency generator firing diesel fuel and one (1) 145 HP fire pump firing diesel fuel.

**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.**

*Southcentral Region: Air Quality Program, 909 Elmer-ton Avenue, Harrisburg, PA 17110.*

*Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, Thomas Bianca, New Source Review Chief, 717-705-4863, or William Weaver, Regional Air Quality Manager, 717-705-4702.*

**36-03121: Intellicor, LLC** (330 Eden Road, Lancaster, PA 17601-4218) on October 13, 2020, for the commercial printing facility located in West Hempfield Township, **Lancaster County**. The State-Only Permit was administratively amended to reflect a change of ownership.

*Southwest Region, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

*Contact: Thomas Joseph, Facilities Permitting Chief, 412.442.4336.*

**SOOP-30-00099: Energy Harbor Generation, LLC** (341 White Pond Dr, Akron, OH 44320-1119). Administrative Amendment, issued on October 16, 2020, to change the name of the Owner/Operator, Responsible Official, and Permit Contact, on the Operating Permit. The name of the Owner/Operator was FirstEnergy Generation LLC. The Responsible Official is now Jay Bellingham and the name of the Permit Contact is now Glenn Truzzi. The Hatfield CCB Landfill is located in Monongahela Township, **Greene County**.

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

*Contact: Matthew Williams, Facilities Permitting Chief—Telephone: 814-332-6940.*

**10-00047: Ascensus Evans City Site** (1424 Mars-Evans City Road, Evans City, PA 16033-9360) on September 10, 2020, the Department issued an administrative amendment to the State Only Operating Permit for the

facility located in Forward Township, **Butler County**. The amendment incorporates the change of ownership and responsible official.

## ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

**Actions on Applications under the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.31); 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); 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 NPDES permit application and, if noted, the request for a Section 401 Water Quality Certification. Mining activity permits issued in response to such 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 Issued*

*California District Office: 25 Technology Drive, Coal Center, PA 15423, 724-769-1100, (Contact: Bonnie Herbert).*

**Permit No. 56841328 and NPDES Permit No. PA0033677 and GP12-56841328-R28. Rosebud Mining Company, 301 Market Street, Kittanning, PA 16201, to renew the permit and related NPDES Permit for Mine 78 located in Paint Township, **Somerset County** and Adams Township, **Cambria County**. Approval is authorized under General Permit BAQ-FPA/GP12 and is required to meet all applicable limitations, terms, and conditions of authorization GP12-56841328-R28. No additional discharges. The application was considered administratively complete on November 9, 2017. Application received: June 7, 2017. Permit issued: September 16, 2020.**

**Permit No. 30130701 and NPDES Permit No. PA0236268. Consol Pennsylvania Coal Company LLC, 1000 Consol Energy Drive, Suite 100, Canonsburg, PA 15317, to revise the permit and related NPDES Permit to construct the Coal Refuse Disposal Area No. 7 facility and add outfalls 701, 702, and 801 for Bailey Central Mine Complex Coal Refuse Disposal Areas No. 7 and No. 8 located in Morris Township, **Greene County**, affecting 335 coal refuse disposal support acres and 565 coal refuse disposal acres. In conjunction with this approval, the Department is granting 401 Water Quality Certification certifying that the approved activities will comply with the applicable provisions of sections 301—303, 306 and 307 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341) and will not violate applicable Federal and State water quality standards. Receiving stream(s): Booth Run classified for the following use: WWF; Unnamed Tributary to Enlow Fork classified for the following use: WWF; and Unnamed Tributary to Browns Creek classified for the following use: HQ-WWF. The application was considered administratively complete on January 30, 2017. Application received: March 31, 2016. Permit issued: August 19, 2020.**

**Permit No. 30161301. The Marshall County Coal Company, 46226 National Road, St. Clairsville, OH**

43950, to operate a new coal mining activity permit to allow Marshall County Mine to add underground acreage in Pennsylvania for Marshall County Mine located in Aleppo Township, **Greene County**, affecting 836.60 underground acres and 836.60 subsidence control plan acres. No discharges. The application was considered administratively complete on October 4, 2019. Application received: September 24, 2019. Permit issued: October 13, 2020.

**Permit No. 30161301 and NPDES Permit No. 0236519. The Marshall County Coal Company, 46226 National Road, St. Clairsville, OH 43950, to revise the permit and related NPDES for installation of two airshafts associated with the Marshall County Mine and to add NPDES Point 001 for Marshall County Mine located in Aleppo Township, **Greene County**, affecting 17.3 surface acres. Receiving stream(s): Unnamed Tributary to Harts Run classified for the following use: WWF. The application was considered administratively complete on October 23, 2019. Application received: July 22, 2019. Permit issued: October 13, 2020.**

**Permit No. 30841307 and NPDES Permit No. PA0213438. Emerald Contura, LLC, 158 Portal Road, P.O. Box 1020, Waynesburg, PA 15370, to revise the permit and related NPDES Permit for post-mining land use change of 61.0 previously permitted acres at the Emerald No. 8 Bleeder Shaft Site for Emerald Mine No. 1 located in Franklin Township, **Greene County**. No additional discharges. The application was considered administratively complete on May 21, 2018. Application received: November 20, 2017. Permit issued: October 8, 2020.**

*Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, 814-472-1900, (Contact: Melanie Ford-Wigfield).*

**Permit No. 11140101 and NPDES No. PA0269450. Laurel Sand & Stone Inc., 210 E. Main St., P.O. Box 556, Ligonier, PA 15658, permit renewal for reclamation of a bituminous surface mine in Jackson Township, **Cambria County** affecting 204.5 acres. Receiving streams: unnamed tributaries to and Bracken Run and unnamed tributaries to and South Branch Blacklick Creek classified for the following use: cold water fishes. The first downstream potable water supply intake from the point of discharge is Buffalo Township Municipal Authority of Freeport, PA on Allegheny River. Application received: May 6, 2020. Permit issued: October 13, 2020.**

**Permit No. 32890109 and NPDES No. PA0598640. Consol Mining Co., LLC, 1000 Consol Energy Drive, Suite 100, Canonsburg, PA 15317, permit renewal for reclamation only of a bituminous surface mine in Blacklick Township, **Indiana County** affecting 18.4 acres. Receiving stream: Aultmans Run classified for the following use: trout stocked fishes. There are no potable water supply intakes within 10 miles downstream. Application received: April 3, 2020. Permit issued: October 16, 2020.**

*Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200, (Contact: Ashley Smith).*

**Permit No. 17100110 and NPDES PA0257427. Black Cat Coal, LLC (446 WM Cemetery Road, Curwensville, PA 16833). Permit transfer of a bituminous surface coal mine from Horton Coal Company, LLC located in Brady Township, **Clearfield County** affecting 28.0 acres. Receiving stream(s): Stump Creek classified for the following use(s): CWF. There are no potable water**

supply intakes within 10 miles downstream. Application received: April 10, 2019. Permit issued: October 14, 2020.

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118, (Contact: Theresa Reilly-Flannery).*

**Permit No. 19881301R6. UAE CoalCorp. Associates** (142 Barry Road, Ashland, PA 17921), renewal for reclamation activities only of an existing anthracite underground mine operation in Conyngham & Mt. Carmel Townships, **Columbia and Northumberland Counties** affecting 776.3 acres. Receiving stream: Shamokin Creek. Application received: February 3, 2020. Renewal issued: October 14, 2020.

**Permit No. PAM120003. UAE Coal Corp. Associates** (142 Barry Road, Ashland, PA 17921), coverage under the General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Underground Mining Permit No. 19881301 in Conyngham & Mt. Carmel Townships, **Columbia and Northumberland Counties**, receiving stream: Shamokin Creek. Application received: February 3, 2020. Permit issued: October 14, 2020.

#### *Noncoal Permits Issued*

*Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, 814-472-1900, (Contact: Melanie Ford-Wigfield).*

**PAM416003-GP104. Glass Bagging Enterprises, Inc.**, P.O. Box 120, Duncansville, PA 16635. Renew coverage under the General NPDES Permit for Stormwater Discharges Associated with Mining Activities (BMP GP-104) on Noncoal Permit No. 31100301 located in Hopewell & Liberty Townships, **Huntingdon and Bedford Counties**. Receiving streams: unnamed tributary to Shy Beaver Creek classified for the following uses: warm water fishes. The first downstream potable water supply intake from the point of discharge is Lake Raystown Resort. Notice of Intent for Coverage received: August 26, 2020. Approved: October 15, 2020.

**PAM416002-GP104. Grannas Bros. Stone & Asphalt Co., Inc.**, P.O. Box 488, Hollidaysburg, PA 16648. Renew coverage under the General NPDES Permit for Stormwater Discharges Associated with Mining Activities (BMP GP-104) on Noncoal Permit No. 07960301 located in Catharine Township, **Blair County**. Receiving streams: unnamed tributary to Frankstown Branch Juniata River and Frankstown Branch Juniata River classified for the following uses: warm water fishes; trout stocked fishes. There are no potable water supply intakes within 10 miles downstream. Notice of Intent for Coverage received: August 21, 2020. Approved: October 15, 2020.

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

**PAM615007. Michael Defelice** (106 Perhsell Drive, Punxsutawney, PA 15767) renewal of coverage under General NPDES Permit for stormwater discharges (BMP GP 104) associated with mining activities on Surface Mining Permit No. 33152802 in Young Township, **Jefferson County**. Receiving streams: Unnamed tributary to Canoe Creek. Application received: August 14, 2020. Permit Issued: October 13, 2020.

**PAM615011. Duffy, Inc.** (P.O. Box 374, Smethport, PA 16749) renewal of coverage under General NPDES Permit for stormwater discharges (BMP GP 104) associated with mining activities on Surface Mining Permit No. 42910801

in Keating Township, **McKean County**. Receiving streams: Potato Creek. Application received: July 17, 2020. Permit Issued: October 13, 2020.

### **ACTIONS ON BLASTING ACTIVITY APPLICATIONS**

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

#### *Blasting Permits Issued*

*New Stanton District Office: P.O. Box 133, New Stanton, PA 15672, 724-925-5500, (Contact: Tracy Norbert).*

**Permit No. 65204103. Wampum Hardware Company**, 636 Paden Road, New Galilee, PA 16141. Blasting activity permit for the construction of the Paris II commercial development, located in Hempfield Township, **Westmoreland County** with an expiration date of December 31, 2021. Blasting permit issued: October 13, 2020.

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118, (Contact: Theresa Reilly-Flannery).*

**Permit No. 40204115. Maine Drilling & Blasting, Inc.** (P.O. Box 1140, Gardiner, ME 04345), construction blasting for Logo Plastics in Hanover Township, **Luzerne County** with an expiration date of October 13, 2021. Permit issued: October 13, 2020.

**Permit No. 67204115. M & J Explosives, LLC** (P.O. Box 1248, Carlisle, PA 17013), construction blasting for Rutters 60 in West Manchester Township, **York County** with an expiration date of December 7, 2020. Permit issued: October 13, 2020.

**Permit No. 36204136. Abel Construction Co., Inc.** (3925 Columbia Avenue, Mountville, PA 17554), construction blasting for Lime Spring Village in East Hempfield Township, **Lancaster County** with an expiration date of October 8, 2021. Permit issued: October 19, 2020.

**Permit No. 36204137. Abel Construction Co., Inc.** (3925 Columbia Avenue, Mountville, PA 17554), construction blasting for Parkside Reserve Phase I in Manheim Township, **Lancaster County** with an expiration date of December 1, 2021. Permit issued: October 19, 2020.

### **FEDERAL WATER POLLUTION CONTROL ACT SECTION 401**

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

Except as otherwise noted, the Department has granted 401 Water Quality Certification certifying that the construction and operation described will comply with 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.

Any person aggrieved by these actions may appeal, pursuant to Section 4 of the Environmental Hearing Board Act, 35 P.S. § 7514, and the Administrative Agency Law, 2 Pa.C.S. Chapter 5A, to the Environmental Hear-

ing 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 Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing 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 you want to challenge this action, your appeal must reach the Board within 30-days. You do not need a lawyer to file an appeal with the Board.

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

#### WATER OBSTRUCTIONS AND ENCROACHMENTS

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

*Southeast Region: Waterways & Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401, Telephone 484-250-5160, E-mail: ra-epww-sero@pa.gov.*

**Permit No. E2301220-025, Eastern University,** 1300 Eagle Road, St. Davids, PA 19087, Radnor Township, **Delaware County**, ACOE Philadelphia District.

To construct and maintain the following activities along the 100-year floodway of an a UNT to Gulf Creek (WWF) associated with the proposed internal loop road bridge replacement project throughout the University campus.

1. To construct a new 26 feet long by 34 feet wide and 9 feet high Con-Span Bridge across Gulf Creek.

2. To construct a new 32 feet long by 12 feet wide by 7.5 feet high box culvert along an a UNT to Gulf Creek as a permanent access to the above proposed bridge replacement.

The site is located near the southwest corner of Eagle and King of Prussia Roads (Norristown, PA, USGS Map, Latitude: 40.050556; Longitude: -75.37278) in Radnor Township, Delaware County. Permit issued October 15, 2020.

*Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.*

*Contact: Gillian Ostrum, Clerk Typist 2, 570-830-3077.*

**E3902220-021. Allentown Economic Development Corporation,** 905 Harrison Street, Allentown, PA 18103, City of Allentown, **Lehigh County**, Army Corps of Engineers Philadelphia District.

To construct and maintain the following water obstructions and encroachments associated with the Allentown Metalworks Redevelopment Project:

1. An outfall structure in the floodway of Little Lehigh Creek (HQ-CWF, MF) consisting of 50 linear feet of 18-inch HDPE pipe with a concrete headwall and rip rap apron.

2. An outfall structure in the floodway of Little Lehigh Creek (HQ-CWF, MF) consisting of 48 linear feet of 24-inch RCP pipe with a concrete headwall and rip rap apron.

The project is located on the left of South 10th Street approximately 0.1 mile after the intersection of South 10th Street and Harrison Street (Allentown East, PA Quadrangle Latitude: 40° 35' 41"; Longitude: -75° 28' 41") in the City of Allentown, Lehigh County.

**E3902220-025. PPL Electric Utilities Corp.,** 2 North Ninth Street, GENN4, Allentown, PA 18101-1179, Lower Milford Township, **Lehigh County**, Army Corps of Engineers Philadelphia District.

To construct and maintain a 250-foot long, 20.0-foot wide gravel access road with a turnaround area, and parking area for the purpose of accessing the Hosensack Substation Security Project. The access road crossing will permanently impact 0.12 acre of wetlands (EV). To compensate for the permanent wetland impacts, the applicant will purchase 0.13 acre of wetland bank credits through the Quaker Mitigation Bank.

When heading south on Kings Highway turn right onto Palm Road. The project is located approximately 0.3 mile down Palm Road on the left (East Greenville, PA Quadrangle Latitude: 40° 27' 23"; Longitude: -75° 30' 9") in Lower Milford Township, Lehigh County.

*Southwest Region: Dana Drake, Waterways and Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**E02052-1814, Memory Lane Venture, LLC,** 112 Hetherton Drive, Pittsburgh, PA 15237, Franklin Park Borough, **Allegheny County**; Pittsburgh ACOE District.

Has been given consent to:

1. Place and Maintain fill within, or excavate within the floodway, in and along approximately 456 LF of another reach of an a UNT to Lowries Run (TSF) (Encroachment Area No. 2/R001-2), and to construct and maintain approximately 513 LF of relocated watercourse; and

2. Place and maintain fill within 0.27 acre of floodway to a UNT to Lowries Run (TSF) (Encroachment Area No. 2/R001-2)

For the purpose of developing the 13.224-acre site into 10 single family lots. The project will permanently impact 456 LF of UNTs to Lowries Run and 0.27 acre of floodway. The relocated reaches of watercourse will mitigate for these impacts. The project site is located near the intersection of Heritage Drive and Reis Run Road (PA USGS topographic quadrangle; N: 40°, 32', 56.4503"; W: -80°, 4', 505184"; Sub-basin 18F; USACE Pittsburgh District), in Franklin Park Borough, Allegheny County.

**E30052-270, Dominion Energy Transmission, Inc.,** 5000 Dominion Boulevard, Glen Allen, Virginia, Freeport Township, **Greene County**; Pittsburgh ACOE District.

Has been given consent to:

1. Construct and maintain two landfill keys and drainage systems along the TL-492 Pipeline for the purpose of stabilizing a landslide and re-grading the area to pre-landslide conditions that will permanently impact three (3) PEM wetlands totaling 0.033 acre.

2. Construct a temporary road crossing for the purpose of accessing the landslide area and that will temporarily impact 20 linear feet of an unnamed tributary to Pennsylvania Fork Dunkard Creek (WWF), 0.047 acre of the floodway, and 0.051 acre of PEM wetland.

The project site commences approximately 500 feet southeast of the intersection of Renner Creek Road and Gilbert Road where TL-492 pipeline ROW crosses Renner Creek Road. The site runs from its intersection with Renner Creek Road northeast along the pipeline ROW for approximately 2,500 feet where it terminates (Hundred Acre, PA USGS topographic quadrangle; N: 39°, 43', 52.14"; W: -80°, 24', 42.52"; Sub-basin 19G; USACE Pittsburgh District), in Freeport Township, Greene County.

**E63052-725, Glencannon Homes Association**, P.O. Box 831, McMurray, PA 15317, North Strabane Township, **Washington County**; Pittsburgh ACOE District.

Has been given consent to:

Remove approximately 3,000 cubic yards of earthen material at the far west end of the existing Glencannon Pond in order to construct and maintain a 0.31 acre forebay with a rock filter berm within and along 148 LF of an unnamed tributary (UNT) to Little Chartiers Creek (HQ-WWF), for the purpose of collecting sediment to maintain and minimize impacts to the water quality of the downstream adjacent Glencannon pond. The project will permanently impact 148 linear feet of the UNT to Little Chartiers Creek and temporarily impact 10 linear feet of the UNT to Little Chartiers Creek. Concurrently, the Department's Division of Dam Safety is reviewing a new application (Permit# D63-127) for repairs to the existing Glencannon Dam. During the dam construction process, a temporary diversion pipe (706 linear feet x 12 inches) and sandbag barrier will be installed to block the flow of the stream to the pond and pump it around to the emergency spillway. The project will include the creation of a 0.90 acre forested riparian buffer to offset impacts in the floodways of the high-quality watershed of Little Chartiers Creek.

The project site is located on the northwest corner of the intersection of Hunting Creek Road and Glencannon Drive (Canonsburg, PA USGS topographic quadrangle; N: 40°, 15', 35.76"; W: -80°, 8', 41.05"; Sub-basin 20F; USACE Pittsburgh District), in North Strabane Township, Washington County.

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

**E6206220-021, Youngsville Borough**, 40 Railroad Street, Youngsville, PA 16365, 1 E Main Street Building Demolition, Youngsville Borough, **Warren County**, ACOE Pittsburgh District (Youngsville, PA Quadrangle N: 41.852481°; W: -79.318604°).

To remove an existing 8600 square foot abandoned commercial building and restore property within the 100-year flood plain of Brokenstraw Creek at 1 East Main Street in Youngsville Borough.

**E2506220-022, YMCA Camp Fitch**, 12600 Abels Road, North Springfield, PA 16430. Camp Fitch Outfalls, in Springfield Township, **Erie County**, ACOE Pittsburgh District (Fairview SW, PA Quadrangle N: 42°, 0', 10.2571"; W: -80°, 25', 49.3836").

To install, operate, and maintain a 30-inch diameter, corrugated plastic pipe, stormwater outfall with a precast concrete headwall along the streambank of Crooked Creek (HQ-CWF, MF) and to install, operate, and maintain a 15-inch diameter, corrugated plastic pipe,

stormwater outfall with a precast concrete headwall along the streambank of an unnamed tributary to Crooked Creek (HQ-CWF, MF) associated with YMCA's Camp Fitch facility approximately 500 feet east of the Abels Road and Holiday Road intersection (Fairview SW, PA Quadrangle N: 42°, 0', 10"; W: -80°, 25', 49") in Springfield Township, Erie County.

*Eastern Region: Oil and Gas Management Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448.*

**E5929220-022: SWEPI LP**, 150 North Dairy Ashford Road, Bldg E, 12th Floor, Houston, TX, 77079-1115, Sullivan Township, **Tioga County**, ACOE Baltimore District.

To construct, operate, and maintain:

1. Wetland 2—a temporary road crossing using a timber mats and an 8-inch diameter natural gas pipeline impacting 5,100 square feet of a palustrine emergent (PEM) wetland (Roseville, PA Quadrangle 41° 46' 30" N, 76° 59' 24" W);

2. Stream 1—a temporary road crossing using 20 foot long, 48 inch diameter corrugated metal pipes, and an 8 inch diameter natural gas pipeline impacting 58 linear feet of an unnamed tributary to Corey Creek (CWF) (Roseville, PA Quadrangle 41° 46' 30" N, 76° 59' 19" W);

3. Stream 3-1—a temporary road crossing using 20 foot long, 48 inch diameter corrugated metal pipes, and an 8 inch diameter natural gas gathering line impacting 71 linear feet of Corey Creek (CWF) (Roseville, PA Quadrangle 41° 46' 25" N, 76° 58' 47" W);

4. Stream 3-2, Wetland 7—a temporary road crossing using 20 foot long, 60 inch diameter corrugated metal pipes, timber mats, and an 8 inch diameter natural gas pipeline impacting 77 linear feet of Corey Creek (CWF) and 1,369 square feet of a palustrine emergent (PEM) wetland (Roseville, PA Quadrangle 41° 46' 21" N, 76° 58' 40" W);

5. Stream 4, Wetland 10—a temporary road crossing using 20 foot long, 48 inch diameter corrugated metal pipes, and an 8 inch diameter natural gas pipeline impacting 65 linear feet of Corey Creek (CWF) and 5,177 square feet of a palustrine emergent/palustrine forested (PEM/PFO) wetland (Roseville, PA Quadrangle 41° 46' 14" N, 76° 58' 30" W);

6. Wetland A—a temporary road crossing using a timber mats and a 12 inch diameter and an 8 inch diameter natural gas gathering lines impacting 9,892 square feet of a palustrine emergent (PEM) wetland (Roseville, PA Quadrangle 41° 46' 09" N, 76° 58' 20" W);

7. Stream 6, Wetland 11, Wetland 13—a temporary road crossing using 20 foot long, 36 inch diameter corrugated metal pipes, timber mats, and an 8 inch diameter natural gas pipeline impacting 57 linear feet of an unnamed tributary to Corey Creek (CWF), 2,167 square feet of a palustrine emergent (PEM) wetland, and 933 square feet of a palustrine scrub-shrub (PSS) wetland (Roseville, PA Quadrangle 41° 46' 07" N, 76° 58' 15" W);

8. Stream 7—a temporary road crossing using a 20 foot long, 12 inch diameter corrugated metal pipe, and an 8 inch diameter natural gas gathering line impacting 45 linear feet of an unnamed tributary to Corey Creek (CWF) (Roseville, PA Quadrangle 41° 46' 03" N, 76° 58' 01" W);

9. Wetland 17—a temporary road crossing using a timber mat bridge and an 8-inch diameter natural gas pipeline impacting 1,327 square feet of a palustrine emergent (PEM) wetland (Roseville, PA Quadrangle 41° 45' 57" N, 76° 57' 50" W);

10. Stream 8—a temporary road crossing using a 20 foot long, 36 inch diameter corrugated metal pipe, and an 8 inch diameter natural gas gathering line impacting 44 linear feet of an unnamed tributary to Corey Creek (CWF) (Roseville, PA Quadrangle 41° 45' 55" N, 76° 57' 42" W);

11. Wetland 23—a temporary road crossing using a timber mat bridge and an 8-inch diameter natural gas pipeline impacting 355 square feet of a palustrine emergent (PEM) (Roseville, PA Quadrangle 41° 45' 55" N, 76° 57' 27" W);

12. a temporary road crossing using a 20 foot long, 12 inch diameter corrugated metal pipe, and an 8 inch diameter natural gas pipeline impacting 133 linear feet of an unnamed tributary to Corey Creek (CWF) (Roseville, PA Quadrangle 41° 45' 55" N, 76° 57' 26" W).

The project will result in 550 linear feet of temporary stream impacts, 25,697 square feet (0.59 acre) of temporary wetland impacts, and 623 square feet (0.014 acre) of permanent wetland impacts all for the purpose of installing a natural gas pipeline in Sullivan Township, Tioga County.

**E0829220-021: Regency Marcellus Gas Gathering, LLC**, 101 West Third Street, Williamsport, PA 17701, Franklin and Leroy Township, **Bradford County**, ACOE Baltimore District.

To construct, operate and maintain:

1. a 24-inch steel gas line, a 12-inch HDPE waterline and a temporary timber mat bridge impacting 94 linear feet of an unnamed tributary to McCraney Run (EV, MF) (Leroy, PA Quadrangle, Latitude: 41.65722, Longitude: -76.67861°);

2. a 24-inch steel gas line, a 12-inch HDPE waterline and a temporary timber mat bridge impacting 347 square feet of a Palustrine Emergent Wetland (Leroy, PA Quadrangle, Latitude: 41.65528°, Longitude: -76.67667°);

3. a 24-inch steel gas line, a 12-inch HDPE waterline and a temporary timber mat bridge impacting 599 square feet of a Palustrine Emergent Wetland (Leroy, PA Quadrangle, Latitude: 41.65528°, Longitude: -76.67667°);

4. a 24-inch steel gas line, a 12-inch HDPE waterline and a temporary timber mat bridge impacting 61 linear feet of an unnamed tributary to Carbon Run (EV, MF) and impacting 21,503 square feet of an adjacent Palustrine Forested Wetland (EV) and 7,832 square feet of an adjacent Palustrine Scrub-Shrub Wetland (EV) (Leroy, PA Quadrangle, Latitude: 41.65111°, Longitude: -76.66722°);

5. a 24-inch steel gas line, a 12-inch HDPE waterline and a temporary timber mat bridge impacting 1,453 square feet of a Palustrine Forested Wetland (Leroy, PA Quadrangle, Latitude: 41.64972°, Longitude: -76.66139°);

6. a 24-inch steel gas line, a 12-inch HDPE waterline and a temporary timber mat bridge impacting 133 linear feet of an unnamed tributary to Carbon Run (EV, MF) (Leroy, PA Quadrangle, Latitude: 41.64972°, Longitude: -76.66028°);

7. a 24-inch steel gas line, a 12-inch HDPE waterline and a temporary timber mat bridge impacting 76 linear feet of an unnamed tributary to Carbon Run (EV, MF)

and impacting 804 square feet of an adjacent Palustrine Scrub-Shrub Wetland (EV) (Leroy, PA Quadrangle, Latitude: 41.64944°, Longitude: -76.65944°);

8. a 24-inch steel gas line, a 12-inch HDPE waterline and a temporary timber mat bridge impacting 21,502 square feet of a Palustrine Emergent Wetland (Leroy, PA Quadrangle, Latitude: 41.64917°, Longitude: -76.65750°);

9. a 24-inch steel gas line, a 12-inch HDPE waterline and a temporary timber mat bridge impacting 995 square feet of a Palustrine Emergent Wetland (Leroy, PA Quadrangle, Latitude: 41.64917°, Longitude: -76.65611°);

10. a 24-inch steel gas line, a 12-inch HDPE waterline and a temporary timber mat bridge impacting 77 linear feet of an unnamed tributary to Carbon Run (EV, MF) (Leroy, PA Quadrangle, Latitude: 41.6500°, Longitude: -76.64722°);

11. a temporary timber mat bridge impacting 393 square feet of a Palustrine Forested Wetland (Leroy, PA Quadrangle, Latitude: 41.65194°, Longitude: -76.64306°);

12. a temporary timber mat bridge impacting 591 square feet of a Palustrine Forested Wetland (Leroy, PA Quadrangle, Latitude: 41.65056°, Longitude: -76.64083°);

13. a 24-inch steel gas line, a 12-inch HDPE waterline and a temporary timber mat bridge impacting 251 square feet of a Palustrine Emergent Wetland (Leroy, PA Quadrangle, Latitude: 41.65028°, Longitude: -76.63333°);

The project will result in 332 linear feet or 16,264 square feet of temporary stream impacts and 23,694 square feet (0.54 acre) of temporary PEM, 8,636 square feet (0.20 acre) of PSS and, 26,940 square feet (0.62 acre) of permanent PFO wetland impacts all for the purpose of installing a natural gas pipeline with associated access roadways for Marcellus shale development in Franklin and Leroy Township, Bradford County. The project will have 22,886 square feet (0.53 acre) on-site wetland replanting and 53,038 square feet (1.21 acres) of mixed PSS/PFO wetland off-site enhancement of a PEM wetland at the Tunkhannock Viaduct Mitigation Site (Factoryville, PA Quadrangle, Latitude: 41.619139, Longitude: -75.771417).

#### EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control permits have been issued.

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

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

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

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

ESCGP-3 # ESG084219003-00  
 Applicant Name Seneca Resources Company LLC  
 Contact Person Doug Kepler  
 Address 51 Zents Boulevard  
 City, State, Zip Brookville, PA 15825  
 County McKean  
 Township(s) Sergeant Township  
 Receiving Stream(s) and Classification(s) UNT to South Fork West Branch Potato Creek (HQ-CWF)

*Eastern Region: Oil and Gas Management Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448.*

ESCGP-3 # ESG291220003-00  
 Applicant Name Seneca Resources Company, LLC  
 Contact Person Cindy Jones  
 Address 51 Zents Blvd  
 City, State, Zip Brookville, PA 15825-2701  
 County Cameron  
 Township(s) Shippen  
 Receiving Stream(s) and Classification(s) Left Branch to Cooks Run (EV, MF), Havens Run (CWF)  
 Secondary: Cooks Run (EV, MF), Potato Creek (TSF)

ESCGP-3 # ESG295820018-00  
 Applicant Name Cabot Oil & Gas Corporation  
 Contact Person Kenneth Marcum  
 Address 2000 Park Lane, Suite 300  
 City, State, Zip Pittsburgh, PA 15275-1121  
 County Susquehanna  
 Township(s) Brooklyn and Harford  
 Receiving Stream(s) and Classification(s) Martins Creek/East Branch of Martins Creek (CWF)  
 Secondary: Tunkhannock Creek (CWF)

ESCGP-3 # ESG295820019-00  
 Applicant Name SWN Production Company, LLC  
 Contact Person Marsha Vogel  
 Address P.O. Box 12359

City, State, Zip Spring, TX 77391-2359  
 County Susquehanna  
 Township(s) Forest Lake  
 Receiving Stream(s) and Classification(s) Wyalusing Creek (CWF, MF), Silver Creek (CWF, MF)  
 Secondary: Susquehanna River (WWF), Susquehanna River (WWF)

ESCGP-3 # ESG295820023-00  
 Applicant Name SWN Production Company, LLC  
 Contact Person Marsha Vogel  
 Address P.O. Box 12359  
 City, State, Zip Spring, TX 77391-2359  
 County Susquehanna  
 Township(s) Thompson  
 Receiving Stream(s) and Classification(s) UNT to South Branch Canawacta Creek (CWF, MF)  
 Secondary South Branch Canawacta Creek (CWF, MF)

ESCGP-3 # ESG295920004-00  
 Applicant Name SWEPI LP  
 Contact Person Jason Shoemaker  
 Address 150 North Dairy Ashford, BLDG E 12th Floor  
 City, State, Zip Houston, TX 77079  
 County Tioga  
 Township(s) Sullivan  
 Receiving Stream(s) and Classification(s) Corey Creek (CWF, MF)  
 Secondary: Tioga River (CWF, MF)

ESCGP-3 # ESG295820025-00  
 Applicant Name SWN Production Company, LLC  
 Contact Person Marsha Vogel  
 Address P.O. Box 12359  
 City, State, Zip Spring, TX 77391-2359  
 County Susquehanna  
 Township(s) Harford & New Milford  
 Receiving Stream(s) and Classification(s) UNT to East Branch Martins Creek (CWF, MF)  
 Secondary: Martins Creek (CWF, MF)

ESCGP-3 # ESG295820024-00  
 Applicant Name SWN Production Company, LLC  
 Contact Person Marsha Vogel  
 Address P.O. Box 12359  
 City, State, Zip Spring, TX 77391-2359  
 County Susquehanna  
 Township(s) Thompson  
 Receiving Stream(s) and Classification(s) South Branch to Canawacta Creek (CWF, MF)  
 Secondary: Susquehanna River (WWF, MF)

**STORAGE TANKS**

**SITE-SPECIFIC INSTALLATION PERMITS**

**The following Storage Tank Site-Specific Installation Permits, under the authority of the Storage Tank Spill Prevention Act (35 P.S. §§ 6021.304, 6021.504, 6021.1101 and 6021.1102) and under 25 Pa. Code Chapter 245, Subchapter C, have been issued by the Bureau of Environmental Cleanup and Brownfields, Director, P.O. Box 8763, Harrisburg, PA 17105-8763.**

| <i>SSIP Permit No.</i> | <i>Applicant Name &amp; Address</i>   | <i>County</i>         | <i>Municipality</i> | <i>Tank Type</i>          | <i>Tank Capacity</i> |
|------------------------|---|-----------------------|---------------------|---------------------------|----------------------|
| 20-49-005              | Sunoco Partners Marketing & Terminals, L.P.<br>144 Conchester Highway<br>Aston, PA 19014<br>Attn: Louis Gonzalves | Northumberland County | Point Township      | 1 AST storing diesel fuel | 2,310,000 gallons    |

## CORRECTIVE ACTION UNDER ACT 32, 1989

### PREAMBLE 2

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#### The Following Plans and Reports Were Submitted Under the Storage Tank and Spill Prevention Act (35 P.S. §§ 6021.101—6021.2104).

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Provisions of 25 Pa. Code Chapter 245, Subchapter D, Administration of the Storage Tank and Spill Prevention Program, require the Department of Environmental Protection (DEP) to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A remedial action plan is submitted to summarize the site characterization, document the design and construction details for the remedial action, and describe how the remedial action will attain the selected remediation standard. The remedial action plan also provides results of studies performed and data collected to support the remedial action and a description of postremediation care requirements. A remedial action completion report is submitted to document cleanup of a release of a regulated substance at a site to the selected remediation standard. A remedial action completion 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 non-residential 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.

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

DEP has received the following plans and reports:

*Northeast Region: Environmental Cleanup & Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.*

*Contact: Eric Supey, Environmental Program Manager.*

**Former Exxon Station #21753 (Moyer's Car Care Center)**, Storage Tank ID #54-50862, 102 South Route 183, Schuylkill Haven, PA 17972, Wayne Township, **Schuylkill County**. Arcadis, 6041 Wallace Road Extension, Suite 300, Wexford, PA 15090, on behalf of ExxonMobil Environmental and Property Solutions, 875 West Poplar Avenue, Suite 23, #353, Collierville, TN 38017, has submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum. The Remedial Action Completion Report is intended to document remediation of the site to meet a combination of Site-Specific and Statewide Health Standards.

**Losch Building**, Storage Tank ID #54-52708, 400 West Columbia Street, Schuylkill Haven Borough, **Schuylkill County**. United Environmental Services, P.O. Box 701, Schuylkill Haven, PA 17972 on behalf of Losch Boiler Sales and Service Company, 3023 Sequoia Drive, Macungie, PA 18062 has submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum. The Remedial

Action Completion Report is intended to document remediation of the site to meet a combination of Site-Specific and Statewide Health Standards.

*Southcentral Region: Environmental Cleanup & Brownfields Program, 909 Elmerton Avenue, Harrisburg, PA 17110, 717-705-4705.*

*Contact: Gregory Bowman, Environmental Group Manager.*

**Engines America of York**, Storage Tank Facility ID # 67-64913, 1001 East Philadelphia Street, York, PA 17403, York City, **York County**. Groundwater Sciences Corporation, 2601 Market Place Street, Suite 310, Harrisburg, PA 17110, on behalf of Outhouse Storage, LLC/RTO, 1251 Wallace Street, York, PA 17403 submitted a Remedial Action Plan and a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum constituents. The report is intended to document remediation of the site to meet the Non-Residential Statewide Health Standard.

**Crone's Gas and Goodies**, Storage Tank Facility ID #67-17545, 3071 Carlisle Road, Dover, PA 17315, Dover Township, **York County**. Liberty Environmental, Inc., 315 West James Street, Suite 205, Lancaster, PA 17603, on behalf of Ms. Andrea Crone, 6851 Bluebird Lane, Dover, PA 17315 submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum constituents. The report is intended to document remediation of the site to meet the Non-Residential Statewide Health Standard.

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

*Contact: Environmental Group Manager, Storage Tanks Program.*

**Former Roadway Auto Service**, Storage Tank Facility ID # 65-81037, 351 State Highway 56, Seward, PA 15954, Seward Borough, **Westmoreland County**. Letterle & Associates, Inc., 191 Howard St., Ste. 108, Franklin, PA 16323, on behalf of Stacy's Place LLC, 2447 Luciousboro Rd., Homer City, PA 15748, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum products. The report is intended to document remediation of the site to meet the Statewide health standard.

**Quik Serv**, Storage Tank Facility ID #02-80224, 400 Union Ave., Pittsburgh, PA 15202, Avalon Borough, **Allegheny County**. Sovereign Consulting, Inc., 359 Northgate Dr., Ste. 400, Warrendale, PA 15086, on behalf of Quik Serv LLC, 400 Union Ave., Pittsburgh, PA 15202, submitted a combined Remedial Action Plan and Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum products. The report is intended to document remediation of the site to meet the site-specific standard.

**7 Eleven No. 36192**, Storage Tank Facility ID #02-80291, 650 Clairton Blvd., Pittsburgh, PA 15236, Pittsburgh City, **Allegheny County**. AECOM, Inc., 625 W. Ridge Pike, Ste. E-100, Conshohocken, PA 19428, on behalf of 7 Eleven, Inc., 3200 Hackberry Rd., P.O. Box 711 (0148), Dallas, TX 75221, submitted a combined Site Characterization Report and Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum products. The plan is intended to document the remedial actions for meeting the Statewide health standard.



**Courtesy Oil**, Storage Tank Facility ID #26-31847, 429 Pechin Rd., Dunbar, PA 15431, Dunbar Township, **Fayette County**. Flynn Environmental, Inc., 5640 Whipple Ave., N.W., North Canton, OH 44720, on behalf of Courtesy Oil, 429 Pechin Rd., Dunbar, PA 15431, submitted a revised combination Site Characterization Report and Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum products. The plan is intended to document the remedial actions for meeting the Statewide health standard.

## CORRECTIVE ACTION UNDER ACT 32, 1989

### PREAMBLE 3

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**The Department of Environmental Protection (DEP) Has Taken Action on The Following Plans and Reports Under the Storage Tank and Spill Prevention Act (35 P.S. §§ 6021.101—6021.2104).**

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Provisions of 25 Pa. Code Chapter 245, Subchapter D, Administration of the Storage Tank and Spill Prevention Program, require DEP to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports.

A remedial action plan is submitted to summarize the site characterization, document the design and construction details for the remedial action, and describe how the remedial action will attain the selected remediation standard. The remedial action plan also provides results of studies performed and data collected to support the remedial action and a description of postremediation care requirements. A remedial action completion report is submitted to document cleanup of a release of a regulated substance at a site to the selected remediation standard. A remedial action completion 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 non-residential 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.

DEP may approve or disapprove plans and reports submitted. This notice provides DEP's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, please contact the Environmental Cleanup Program Manager in the DEP Regional Office under which the notice of the plan or report appears. If information concerning a report is required in an alternative form, contact the Community Relations Coordinator at the appropriate Regional Office listed. TDD users may telephone DEP through the Pennsylvania AT&T Relay Service at (800) 654-5984.

DEP has received the following plans and reports:

*Northeast Region: Environmental Cleanup & Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.*

*Contact: Eric Supey, Environmental Program Manager.*

**Global-Macungie Terminal**, Storage Tank ID #39-40792, Tank Farm Road and Shipper Road, Macungie, PA 18062, Lower Macungie and Upper Macungie Townships, **Northampton County**. Grellis En-

vironmental Services, 7 Cedar Lane, East Windsor, NJ 08520, on behalf of Global Companies, LLC, Watermill Center, 800 South Street, P.O. Box 9161, Waltham, MA 02454, submitted a Site Characterization Report that included the necessary components to be reviewed as a Remedial Action Completion Report concerning remediation of groundwater contaminated with petroleum. The Report demonstrated attainment of a combination of Background and Statewide Health Standards and was approved by DEP on October 20, 2020.

*Southcentral Region: Environmental Cleanup & Brownfields Program, 909 Elmerton Avenue, Harrisburg, PA 17110, 717-705-4705.*

*Contact: Robin L. Yerger, LPG.*

**Crones Gas and Goodies**, Storage Tank Facility ID #67-17545, 3071 Carlisle Road, Dover, PA 17315, Dover Township, **York County**. Liberty Environmental, Inc., 315 West James Street, Suite 205, Lancaster, PA 17603, on behalf of Ms. Andrea Crone, 6851 Bluebird Lane, Dover, PA 17315 submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum constituents. The Remedial Action Plan was acceptable to meet the Statewide Health Standard and was approved by the DEP on October 20, 2020.

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

*Contact: Environmental Group Manager, Storage Tanks Program.*

**Former Chippewa Buy-N-FLY**, Storage Tank Facility ID #04-28195, 2561 Constitution Blvd., Beaver Falls, PA 15010, Chippewa Township, **Beaver County**. Flynn Environmental, Inc., 5640 Whipple Ave., N.W., North Canton, OH 44720, on behalf Richard Blackwood, 644 Blackhawk Rd., Beaver Falls, PA 15010, submitted a combined Site Characterization Report and Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum products. The Remedial Action Completion Report did not demonstrate attainment of the Statewide health standard and was disapproved by DEP on October 16, 2020.

**Moore School Bus Garage**, Storage Tank Facility ID #65-18089, 142 State Route 356, Apollo, PA 15316, Washington Township, **Westmoreland County**. Letterle & Associates, Inc., 2859 Oxford Blvd, Allison Park, PA 15101, on behalf of Kevin Moore, William H. Moore, LP, 142 State Route 356, Apollo, PA 15316 submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum products. The Remedial Action Completion Report demonstrated attainment of the Statewide health standard and was approved by DEP on October 16, 2020.

**Sheetz #190**, Storage Tank Facility ID #02-83026, 2003 Rt. 286, Pittsburgh, PA 15239, Plum Borough, **Allegheny County**. EnviroTrac Ltd., 176 Thorn Hill Road, Warrendale, PA 15086, on behalf of Sheetz Inc., 351 Sheetz Way, Claysburg, PA 16625, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum products. The Remedial Action Completion Report demonstrated attainment of the Statewide health standard and was approved by DEP on October 16, 2020.

**Former Frankfort Springs Amoco**, Storage Tank Facility ID # 04-09712, 3370 State Hwy. 18, Frankfort Springs, PA 15050, Frankfort Springs Borough, **Beaver County**. Letterle & Associates, Inc., 2859 Oxford Blvd,

Allison Park, PA 15101, on behalf Coen Markets, Inc., 1000 Philadelphia St., Canonsburg, PA 15317, submitted a revised Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum products. The Remedial Action Plan was acceptable to meet the Statewide health standard and was approved by DEP on October 16, 2020.

**Solomons Mini Mart II**, Storage Tank Facility ID #65-81313, 600 Hancock Ave., Vandergrift, PA 15690, Vandergrift City, **Westmoreland County**. Letterle & Associates, Inc., 2859 Oxford Blvd, Allison Park, PA 15101, on behalf of Susan Solomon, 600 Hancock Ave., Vandergrift, PA 15690, submitted a revised Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum products. The Remedial Action Plan was acceptable to meet the Statewide health standard and was approved by DEP on October 16, 2020.

**Barber Oil**, Storage Tank Facility ID #11-25044, 503 Cedar St., Beaverdale, PA 15921, Summerhill Township, **Cambria County**. Letterle & Associates, Inc., 2859 Oxford Blvd, Allison Park, PA 15101, on behalf of Barber Oil Co., 1454 Ben Franklin Hwy., Ebensburg, PA 15931, submitted a combined Site Characterization Report and Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum products. The Remedial Action Plan was acceptable to meet the Statewide health standard and was approved by DEP on October 16, 2020.

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## SPECIAL NOTICES

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### ACTIVE AND ABANDONED MINE OPERATIONS DISTRICT MINING OPERATIONS

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#### **Request for Comment and Notice of Public Meeting.**

*Cambria Office, 286 Industrial Park Road, Ebensburg, PA 15931-4119.*

**J&J Excavating, Inc., Firetower, Surface Mining Permit No. 29190101**, Wells and Wood Townships, **Fulton and Huntingdon Counties**.

Cambria District Mining office has received a request for a formal public hearing concerning the permit revision application to add beneficial use of biosolids for the Firetower Mine. In accordance with Governor Tom Wolf's emergency disaster declaration and based on advice from the Department of Health regarding the mitigation of the spread of the novel coronavirus (COVID-19), the DEP has scheduled a virtual formal public hearing for Monday, November 9, 2020. An informal virtual session will be conducted between 6:30 p.m. to 7:00 p.m., during which time DEP will be available to answer questions concerning the permit revision application. Beginning at 7:00 p.m. the virtual public hearing will accept formal comments regarding the permit revision application.

Individuals who wish to observe or present testimony at the formal virtual public hearing must contact John Repetz at 717-705-4904 or at [jrepetz@pa.gov](mailto:jrepetz@pa.gov), at a minimum of 24 hours in advance of the hearing to reserve a time to ask questions or present testimony. Citizens who register for the event will receive the link and instructions on how to join via e-mail.

Verbal testimony is limited to 5 minutes for each witness. Video demonstrations and screen sharing by witnesses will not be permitted.

[Pa.B. Doc. No. 20-1492. Filed for public inspection October 30, 2020, 9:00 a.m.]

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## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### **Availability of Amended National Pollutant Discharge Elimination System General Permit for Operation of Concentrated Animal Feeding Operations (PAG-12)**

The Department of Environmental Protection (Department) is announcing the availability of a final amended National Pollutant Discharge Elimination System (NPDES) General Permit for Operation of Concentrated Animal Feeding Operations (PAG-12) that will take effect January 1, 2021. To access the amended General Permit and related documents, visit [www.depgreenport.state.pa.us/elibrary/](http://www.depgreenport.state.pa.us/elibrary/) (select "Permit and Authorization Packages," then "Clean Water," then "PAG-12 NPDES General Permit for Operation of Concentrated Animal Feeding Operations 3800-PM-BCW0032," then "2021 Amended PAG-12 NPDES General Permit").

The PAG-12 General Permit is intended to provide NPDES permit coverage to persons operating Concentrated Animal Feeding Operations (CAFO) within this Commonwealth in satisfaction of State and Federal NPDES permit requirements, as established in 25 Pa. Code Chapter 92a (relating to National Pollutant Discharge Elimination System permitting, monitoring and compliance), where such CAFOs meet the eligibility requirements of the PAG-12 General Permit.

On March 31, 2018, the Department published notice of the availability of a final General Permit (2018 General Permit) at 48 Pa.B. 1898 (March 31 2018), with an effective date of April 1, 2018, and an expiration date of March 31, 2023. Since reissuance of the 2018 General Permit, the Department has become aware of several modifications that are necessary to correct errors and reduce administrative burdens associated with the 2018 General Permit. A description of the modifications to the amendment of the General Permit are as follows:

- *Coverage Expiration Date*—A specific expiration date is identified on the coverage approval page of the amended General Permit. This date coincides with the expiration date of the master PAG-12 General Permit. All coverage under the amended General Permit expires on the same date. CAFOs are expected to submit a timely Notice of Intent (NOI) for continuation of coverage under a reissued General Permit prior to expiration of their existing coverage. The Department will provide information on what will be expected of CAFOs for future permit coverage at a later date.

- *Annual Report Serving as NOI*—Under the 2018 General Permit, CAFO Annual Reports were considered NOIs to continue coverage under the General Permit. The

Department chose to utilize this CAFO Annual Report/NOI arrangement in an effort to reduce administrative burden while ensuring that permitted CAFOs continue to be eligible for coverage. In the Department's experience since the 2018 General Permit was issued, the CAFO Annual Report/NOI arrangement has not reduced administrative burden as intended. In addition, members of the public have expressed confusion over the role and function of CAFO Annual Reports. The amended General Permit no longer considers CAFO Annual Reports as NOIs. Permittees authorized to operate under the PAG-12 General Permit will continue to submit CAFO Annual Reports under Part A.III.D. However, as of the effective amendment date of the amended General Permit (that is, January 1, 2021), the Department will no longer consider the CAFO Annual Report as an NOI. The submission of a timely and complete NOI acknowledging coverage under the amended General Permit is required by January 1, 2021.

- *Removal of Automatic Expiration of Coverage Language*—The 2018 General Permit specified that failure to submit the CAFO Annual Report and the annual NOI installment fee payment by the due date constituted an expiration of coverage. The Department has determined that this language reduces the Department's discretion, produces an administrative burden, and is no longer necessary with the change to the role and function of the CAFO Annual Report as previously explained. The amended General Permit clarifies that failure to submit the CAFO Annual Report and the annual NOI installment fee payment may result in enforcement action or revocation of coverage. The Department will continue to take necessary enforcement action in the event a permittee fails to submit timely CAFO Annual Reports or annual NOI installment fee payments.

- *Daily Water Line Inspections*—The 2018 General Permit included a requirement from Federal regulations at 40 CFR 412.37 (relating to additional measures) that operations with at least 700 mature dairy cows or 1,000 cattle, or both, other than mature dairy cows and veal calves must inspect water lines daily, including drinking water or cooling water lines, for the presence of leaks. The 2018 General Permit inadvertently omitted other types of operations that must conduct daily water line inspections under Federal regulations. Those operations include all Large CAFOs except those with sheep, lambs, horses or ducks. This omission is corrected in the amended General Permit.

The Department has amended the 2018 General Permit as previously described. The amended General Permit will be effective beginning January 1, 2021, through the remainder of the current permit term. An NOI to remain covered under the amended General Permit will be due by the effective amendment date of the amended General Permit (that is, January 1, 2021). The Department will publish notice of the receipt of NOIs in the *Pennsylvania Bulletin* and will publish notice when actions are taken by the Department to approve or deny a CAFO's coverage under the amended General Permit.

PATRICK McDONNELL,  
Secretary

[Pa.B. Doc. No. 20-1493. Filed for public inspection October 30, 2020, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Availability of Technical Guidance

Technical guidance documents (TGD) are available on the Department of Environmental Protection's (Department) web site at [www.depgreenport.state.pa.us/elibrary/](http://www.depgreenport.state.pa.us/elibrary/). The "Technical Guidance Final Documents" heading is the link to a menu of the various Department bureaus where each bureau's final TGDs are posted. The "Technical Guidance Draft Documents" heading is the link to the Department's draft TGDs.

#### *Ordering Paper Copies of Department Technical Guidance*

The Department encourages the use of the Internet to view and download TGDs. When this option is not available, persons can order a paper copy of any of the Department's draft or final TGDs 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 TGDs*

Following is the current list of recent changes. Persons who have questions or comments about a particular document should contact the person whose name and phone number are listed with each document.

#### *Draft Technical Guidance; Substantive Revision*

*DEP ID:* 563-0300-101 *Title:* Engineering Manual for Surface Mining Operations *Description:* This document provides guidance regarding engineering design methods and requirements for coal and noncoal surface mining permit applications. The Department has revised the guidance to reflect updates regarding the United States Environmental Protection Agency's requirements concerning National Pollutant Discharge Elimination System limits and Total Maximum Daily Load requirements and changes to 25 Pa. Code Chapter 93 (relating to water quality standards) requiring Non Discharge Alternatives in Special Protection Watersheds (High Quality and Exceptional Value). The information on passive treatment systems was also updated to reflect current methods and procedures for acid mine drainage treatment.

*Written Comments:* Interested persons may submit written comments on this draft TGD through Thursday, January 28, 2021. Comments submitted by facsimile will not be accepted. All comments, including comments submitted by e-mail, must include the commenter's name and address. Commentators are encouraged to submit comments using the Department's online eComment tool at [www.ahs.dep.pa.gov/eComment](http://www.ahs.dep.pa.gov/eComment) or by e-mail to [ecomment@pa.gov](mailto:ecomment@pa.gov). Written comments can be mailed to the Technical Guidance Coordinator, Department of Environmental Protection, Policy Office, Rachel Carson State Office Building, P.O. Box 2063, Harrisburg, PA 17105-2063.

*Contact:* Questions regarding this TGD can be directed to Gregory G. Shuler at [gshuler@pa.gov](mailto:gshuler@pa.gov) or (717) 783-1199.

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

PATRICK McDONNELL,  
Secretary

[Pa.B. Doc. No. 20-1494. Filed for public inspection October 30, 2020, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Coal and Clay Mine Subsidence Insurance Fund Board Special Virtual Meeting

The Coal and Clay Mine Subsidence Insurance Fund Board (Board) will hold a special virtual meeting on Tuesday, November 17, 2020, beginning at 10 a.m. Individuals who wish to join the meeting may do so remotely. Information will be provided on the Board's webpage. Individuals interested in providing public comments during the meeting must sign up prior to the start of the meeting by contacting James Charowsky at [jcharowsky@pa.gov](mailto:jcharowsky@pa.gov) or (717) 787-7007.

Information on how to join the meeting, as well as agenda and meeting materials, will be available on the Board's webpage, found through the Public Participation tab on the Department of Environmental Protection's (Department) web site at [www.dep.pa.gov](http://www.dep.pa.gov) (select "Public Participation," then "Advisory Committees," then "Mining Advisory Committees," then "Coal and Clay Mine Subsidence Insurance. . .," then "2020").

Individuals are encouraged to visit the Board's webpage to confirm meeting date, time and location prior to each meeting. Questions concerning the November 17, 2020, meeting can be directed to James Charowsky at [jcharowsky@pa.gov](mailto:jcharowsky@pa.gov) or (717) 787-7007.

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact James Charowsky at (717) 787-7007 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) to discuss how the Department may accommodate their needs.

PATRICK McDONNELL,  
Secretary

[Pa.B. Doc. No. 20-1495. Filed for public inspection October 30, 2020, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Proposed Conditional State Water Quality Certification under Section 401 of the Clean Water Act for the United States Army Corps of Engineers Nationwide Permits

The United States Army Corps of Engineers (Corps) has published its proposal to reissue and modify Nationwide permits (NWP), including the issuance of five new NWPs under section 404 of the Clean Water Act (act) (33 U.S.C.A. § 1344) and section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C.A. § 403) at 85 FR 57298

(September 15, 2020). The NWPs are listed as follows and would be effective for 5 years upon final issuance in the *Federal Register*. On October 15, 2020, the Corps Baltimore District requested State Water Quality Certification (SWQC) on behalf of the Baltimore, Philadelphia and Pittsburgh Districts under section 401 of the act (33 U.S.C.A. § 1341) from the Department of Environmental Protection (Department) for discharges of dredged and fill material into waters of this Commonwealth authorized by the final NWPs.

Consistent with section 401 of the act, the Department proposes to certify that activities authorized by the Corps under the final NWPs will comply with the applicable provisions of sections 301–303, 306 and 307 of the act (33 U.S.C.A. §§ 1311–1313, 1316 and 1317), provided the project applicant complies with the following SWQC conditions and constructs, operates and maintains the project in compliance with the terms and conditions of State law permits obtained to meet these SWQC conditions:

1. Prior to beginning any activity authorized by the Corps under a NWP, the applicant shall obtain from the Department all necessary environmental permits or approvals, and submit to the Department environmental assessments and other information necessary to obtain the permits and approvals, as required under State law, including The Clean Streams Law (35 P.S. §§ 691.1–691.1001), the Dam Safety and Encroachments Act (32 P.S. §§ 693.1–693.27), the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1–1396.19b), the Noncoal Surface Mining Conservation and Reclamation Act (52 P.S. §§ 3301–3326), The Bituminous Mine Subsidence and Land Conservation Act (52 P.S. §§ 1406.1–1406.21), the Coal Refuse Disposal Control Act (52 P.S. §§ 30.51–30.66), the Solid Waste Management Act (35 P.S. §§ 6018.101–6018.1003), the Hazardous Sites Cleanup Act (35 P.S. §§ 6020.101–6020.1305), the Land Recycling and Environmental Remediation Standards Act (35 P.S. §§ 6026.101–6026.908), 58 Pa.C.S. §§ 3201–3274 (relating to development), the Air Pollution Control Act (35 P.S. §§ 4001–4015) and the regulations promulgated thereunder, including 25 Pa. Code Chapters 77, 78, 78a, 86–91, 92a, 93, 95, 96, 102, 105, 127 and 260a–299.

2. Fill material may not contain any waste as defined in the Solid Waste Management Act.

3. Applicants and projects eligible for these NWPs must obtain all State permits or approvals, or both, necessary to ensure that the project meets the state's applicable water quality standards, including a project specific SWQC.

The Department has determined that these proposed SWQC conditions are necessary to achieve the Commonwealth's water quality standards, which have been approved by the United States Environmental Protection Agency as compliant with the act. The proposed SWQC conditions achieve these standards through compliance with existing environmental programs administered by the Department under State laws and regulations.

This proposed SWQC would be subject to the Department's determination that the final NWPs are consistent with the Coastal Zone Management Act (16 U.S.C.A. §§ 1451–1466).

This proposed SWQC would only be available for projects that do not require any Federal authorization other than authorization from the Corps under section 404 of the act or section 10 of the Rivers and Harbors Act of 1899. Applicants seeking authorization for activities not eligible for coverage under the NWP, or for activities that require another Federal authorization (such as an interstate natural gas pipeline, a gas storage field or a nuclear or hydroelectric project requiring authorization by another Federal agency), must submit a request to the Department for a project-specific SWQC.

The Department will consider all comments received on or before November 30, 2020, before taking the final action on this proposed conditional SWQC. Comments submitted by facsimile will not be accepted. Comments, including comments submitted by e-mail, must include the commentator's name and address. Commentators are encouraged to submit comments using the Department's online eComment tool at [www.ahs.dep.pa.gov/eComment](http://www.ahs.dep.pa.gov/eComment) or [ecomment@pa.gov](mailto:ecomment@pa.gov). Written comments can be mailed to the Department of Environmental Protection, Policy Office, 400 Market Street, P.O. Box 2063, Harrisburg, PA 17101-2063. Use "Proposed SWQC" as the subject line in written communication.

Comments on regional issues relating to the proposed NWP and proposed regional conditions should be sent to the United States Army Corps of Engineers, Baltimore District, State College Field Office, 1631 South Atherton Street, Suite 101, State College, PA 16801, Attn: Amy Elliott or [amy.h.elliott@usace.army.mil](mailto:amy.h.elliott@usace.army.mil). Comments relating to regional conditions are due to the Corps State College Field Office by 45 days from September 30, 2020.

A full text copy of the NWP is available on the Corps web site at [www.usace.army.mil/Missions/Civil-Works/Regulatory-Program-and-Permits/Nationwide-Permits](http://www.usace.army.mil/Missions/Civil-Works/Regulatory-Program-and-Permits/Nationwide-Permits), on the Federal Register web site at [www.federalregister.gov/documents/2020/09/15/2020-17116/proposal-to-reissue-and-modify-nationwide-permits](http://www.federalregister.gov/documents/2020/09/15/2020-17116/proposal-to-reissue-and-modify-nationwide-permits), or online at [www.regulations.gov](http://www.regulations.gov)—search by Docket COE-2020-0002.

The list of all NWP's proposed for modification or reissuance are as follows:

1. Aids to Navigation
2. Structures in Artificial Canals
3. Maintenance
4. Fish and Wildlife Harvesting, Enhancement, and Attraction Devices and Activities
5. Scientific Measurement Devices
6. Survey Activities
7. Outfall Structures and Associated Intake Structures
8. Oil and Gas Structures on the Outer Continental Shelf
9. Structures in Fleeting and Anchorage Areas
10. Mooring Buoys
11. Temporary Recreational Structures
12. Oil or Natural Gas Pipeline Activities
13. Bank Stabilization
14. Linear Transportation Projects
15. United States Coast Guard Approved Bridges
16. Return Water from Upland Contained Disposal Areas
17. Hydropower Projects

18. Minor Discharges
  19. Minor Dredging
  20. Response Operations for Oil or Hazardous Substances
  21. Surface Coal Mining Activities
  22. Removal of Vessels
  23. Approved Categorical Exclusions
  24. Indian Tribe or State Administered Section 404 Programs
  25. Structural Discharges
  26. (Reserved)
  27. Aquatic Habitat Restoration, Establishment and Enhancement Activities
  28. Modifications of Existing Marinas
  29. Residential Developments
  30. Moist Soil Management for Wildlife
  31. Maintenance of Existing Flood Control Facilities
  32. Completed Enforcement Actions
  33. Temporary Construction, Access and Dewatering
  34. Cranberry Production Activities
  35. Maintenance Dredging of Existing Basins
  36. Boat Ramps
  37. Emergency Watershed Protection and Rehabilitation
  38. Cleanup of Hazardous and Toxic Waste
  39. Commercial and Institutional Developments
  40. Agricultural Activities
  41. Reshaping Existing Drainage Ditches
  42. Recreational Facilities
  43. Stormwater Management Facilities
  44. Mining Activities
  45. Repair of Uplands Damaged by Discrete Events
  46. Discharges in Ditches
  47. (Reserved)
  48. Commercial Shellfish Mariculture Activities
  49. Coal Remining Activities
  50. Underground Coal Mining Activities
  51. Land-Based Renewable Energy Generation Facilities
  52. Water-Based Renewable Energy Generation Pilot Projects
  53. Removal of Low-Head Dams
  54. Living Shorelines
    - A. Seaweed Mariculture Activities
    - B. Finfish Mariculture Activities
    - C. Electric Utility Line and Telecommunications Activities
    - D. Utility Line Activities for Water and Other Substances
    - E. Water Reclamation and Reuse Facilities
- The proposed NWP suspensions (Enclosure 1) and regional conditions (Enclosure 3) applicable to the Com-

monwealth were released by Special Public Notice (SPN-20-60) and are available on the Corps web site by searching for "SPN-20-60" or at [www.nab.usace.army.mil/Missions/Regulatory/Public-Notices/Public-Notice-View/Article/2364484/spn-20-62-nationwide-permit-reissuance-request-for-comments](http://www.nab.usace.army.mil/Missions/Regulatory/Public-Notices/Public-Notice-View/Article/2364484/spn-20-62-nationwide-permit-reissuance-request-for-comments).

PATRICK McDONNELL,  
*Secretary*

[Pa.B. Doc. No. 20-1496. Filed for public inspection October 30, 2020, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Human Immunodeficiency Virus (HIV) Community Prevention Planning Committee; Virtual Public Meetings

The Statewide HIV Planning Group, established by the Department of Health (Department) under sections 301(a) and 317 of the Public Health Service Act (42 U.S.C.A. §§ 241(a) and 247b), will hold virtual meetings on Wednesday, November 18, 2020, from 9 a.m. to 4:45 p.m. and on Thursday, November 19, 2020, from 9 a.m. to 12 p.m.

Participants can access the meetings through the following options:

1. To join by computer, access the link for one of the following meetings. Individuals who have a camera and microphone on their computer need to do nothing further.

2. Individuals who need to connect by phone should dial the following number, and enter the meeting ID which is listed following the meeting link:

a. Dial-in Number: 1-267-332-8737

*Wednesday, November 18th—Day 1: Main Meeting*

To log-in by Skype:  
<https://meet.lync.com/pagov/c-kyfait/8z738znl>  
Meeting ID: 71398326#

*Wednesday, November 18th—Day 1: Evaluation Subcommittee*

To log-in by Skype:  
<https://meet.lync.com/pagov/c-kyfait/9p7p007j>  
Meeting ID: 256183003#

*Wednesday, November 18th—Day 1: Assessment Subcommittee*

To log-in by Skype:  
<https://meet.lync.com/pagov/c-kyfait/gg61zb9r>  
Meeting ID: 211047477#

*Thursday, November 19th—Day 2: Main Meeting*

To log-in by Skype:  
<https://meet.lync.com/pagov/c-kyfait/c6rzvrbv>  
Meeting ID (to join by phone): 466291043#

Jurisdictional HIV prevention planning is a required activity of the Department's Centers for Disease Control and Prevention Integrated HIV Surveillance and Prevention Programs for Health Departments grant. Additionally, the Ryan White HIV/AIDS Treatment Extension Act of 2009 (Pub.L. No. 111-87), previously known as the Ryan White Comprehensive AIDS Resources Emergency

Act of 1990 (42 U.S.C.A. §§ 300ff-21—300ff-38), requires that the Department engage in a public advisory planning process in developing a comprehensive plan. The purpose of these meetings is to conduct an integrated prevention and care HIV planning process by which the Department works in partnership with the community and stakeholders to enhance access to HIV prevention, care and treatment services.

For additional information or persons with a disability who wish to attend the meeting who require an auxiliary aid, service or other accommodation to do so should contact Kyle Fait, Planning Coordinator, Department of Health, Bureau of Communicable Diseases, 625 Forster Street, Health and Welfare Building, Harrisburg, PA 17120, (717) 260-8929, or for speech and/or hearing impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

The Department reserves the right to cancel these meetings without prior notice.

RACHEL L. LEVINE, MD,  
*Secretary*

[Pa.B. Doc. No. 20-1497. Filed for public inspection October 30, 2020, 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 § 201.18(e) (relating to management):

UPMC Magee-Womens Hospital Transitional Care Unit  
300 Halkett Street  
Pittsburgh, PA 15213  
FAC ID # 65030201

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 201.22(e) (relating to prevention, control and surveillance of tuberculosis (TB)):

The Williamsport Home  
1900 Ravine Road  
Williamsport, PA 17701  
FAC ID # 491902

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 201.22(e) and (j):

Fairview Manor  
900 Manchester Road  
Fairview, PA 16415  
FAC ID # 320802

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 211.9(g) (relating to pharmacy services):

Elk Haven Nursing Home  
785 Johnsonburg Road  
Saint Marys, PA 15857  
FAC ID # 051502

These requests are on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, ra-paexcept@pa.gov.

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

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing-impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

RACHEL L. LEVINE, MD,  
*Secretary*

[Pa.B. Doc. No. 20-1498. Filed for public inspection October 30, 2020, 9:00 a.m.]

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## DEPARTMENT OF HEALTH

### Newborn Screening and Follow-Up Technical Advisory Board Virtual Meeting

The Newborn Screening and Follow-Up Technical Advisory Board, established under the Newborn Child Testing Act (35 P.S. §§ 621—625), will hold a public meeting on Thursday, November 19, 2020, from 10 a.m. until 1 p.m. The meeting will be conducted as a teleconference Skype meeting. The dial-in number is (267) 332-8737 and the conference access ID is 264544372#.

The agenda will include discussions about the Newborn Screening Senate Bill 983 and House Bill 730, updates from the Bureau of Family Health (Bureau), and updates from the Hemoglobinopathy, Lysosomal Storage Disorders/X-ALD, Cystic Fibrosis, Ethics and Critical Congenital Heart Defects subcommittees. The Bureau will present data for each subcommittee update and for severe combined immunodeficiency disorder.

For additional information or for persons with a disability who wish to attend the meeting and require auxiliary aid, service or other accommodation to do so, contact Stacey Gustin, Director, Division of Newborn Screening and Genetics, at (717) 783-8143. Speech and/or hearing-impaired persons should use V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

This meeting is subject to cancellation without notice.

RACHEL L. LEVINE, MD,  
*Secretary*

[Pa.B. Doc. No. 20-1499. Filed for public inspection October 30, 2020, 9:00 a.m.]

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# DEPARTMENT OF LABOR AND INDUSTRY

## Bureau of Occupational and Industrial Safety Fee Schedule Update

Under section 240.13A(c) of the Administrative Code of 1929 (71 P.S. § 240.13A(c)) the Department of Labor and Industry is publishing the following fee increases, effective October 31, 2020:

### Elevators and Other Lifting Devices

|   | Service   | Fees Effective October 30, 2017 | CPI Adjustment September 2018 Northeast Region 12-Month Average (2.2%) | CPI Adjustment September 2019 Northeast Region 12-Month Average (1.4%) | CPI Adjustment September 2020 Northeast Region 12-Month Average (1.2%) |
|---|---|---------------------------------|--|--|--|
| 1 | Plans/Permit Approval Application   |                                 |  |  |  |
|   | A. Passenger, freight and combination passenger/freight elevators (not hydraulic elevators) 1-7 floors  | \$663.00                        | \$677.59   | \$687.07   | \$695.32   |
|   | Standard Fee  |                                 |  |  |  |
|   | Expedited plan review, approvals and inspections fee  |                                 |  |  |  |
|   | Flat Rate   | \$1,663.00                      | \$1,699.59   | \$1,723.38   | \$1,744.06   |
|   | Plus per hour for inspections that occur outside normal business hours  | \$160.00                        | \$163.52   | \$165.81   | \$167.80   |
|   | B. Passenger, freight and combination passenger/freight elevators (not hydraulic elevators) 8-20 floors   |                                 |  |  |  |
|   | Standard Fee  | \$768.00                        | \$784.90   | \$795.88   | \$805.44   |
|   | Expedited plan review, approvals and inspections fee  |                                 |  |  |  |
|   | Flat Rate   | \$1,768.00                      | \$1,806.90   | \$1,832.19   | \$1,854.18   |
|   | Plus per hour for inspections that occur outside normal business hours  | \$160.00                        | \$163.52   | \$165.81   | \$167.80   |
|   | C. Passenger, freight and combination passenger/freight elevators (not hydraulic elevators) More than 20 floors   |                                 |  |  |  |
|   | Standard Fee  | \$950.00                        | \$970.90   | \$984.49   | \$996.31   |
|   | Expedited plan review, approvals and inspections fee  |                                 |  |  |  |
|   | Flat Rate   | \$1,950.00                      | \$1,992.90   | \$2,020.80   | \$2,045.05   |
|   | Plus per hour for inspections that occur outside normal business hours  | \$160.00                        | \$163.52   | \$165.81   | \$167.80   |
|   | D. Hydraulic passenger, freight, combination passenger/freight elevators/vertical lifts, inclined platform lifts, inclined stairway chair lifts, belt manlifts, orchestra lifts, stage lifts, organ lifts and other lifting devices |                                 |  |  |  |
|   | Standard Fee  | \$581.00                        | \$593.78   | \$602.09   | \$609.32   |
|   | Expedited plan review, approvals and inspections fee  |                                 |  |  |  |
|   | Flat Rate   | \$1,581.00                      | \$1,615.78   | \$1,638.40   | \$1,658.06   |
|   | Plus per hour for inspections that occur outside normal business hours  | \$160.00                        | \$163.52   | \$165.81   | \$167.80   |
|   | E. Ski Lifts (aerial passenger ropeways)  |                                 |  |  |  |
|   | Standard Fee  | \$2,800.00                      | \$2,861.60   | \$2,901.66   | \$2,936.48   |
|   | Expedited plan review, approvals and inspections fee  |                                 |  |  |  |
|   | Flat Rate   | \$3,500.00                      | \$3,577.00   | \$3,627.08   | \$3,670.60   |
|   | Plus per hour for inspections that occur outside normal business hours  | \$320.00                        | \$327.04   | \$331.62   | \$335.60   |
|   | F. Ski Lifts non-aerial (surface lifts)   |                                 |  |  |  |
|   | Standard Fee  | \$600.00                        | \$613.20   | \$621.78   | \$629.25   |
|   | Expedited plan review, approvals and inspections fee  |                                 |  |  |  |
|   | Flat Rate   | \$1,600.00                      | \$1,635.20   | \$1,658.09   | \$1,677.99   |
|   | Plus per hour for inspections that occur outside normal business hours  | \$320.00                        | \$327.04   | \$331.62   | \$335.60   |
|   | G. Escalators and moving walks  |                                 |  |  |  |
|   | Standard Fee  | \$558.00                        | \$570.28   | \$578.26   | \$585.20   |
|   | Expedited plan review, approvals and inspections fee  |                                 |  |  |  |
|   | Flat Rate   | \$1,558.00                      | \$1,592.28   | \$1,614.57   | \$1,633.94   |
|   | Plus per hour for inspections that occur outside normal business hours  | \$160.00                        | \$163.52   | \$165.81   | \$167.80   |
| 2 | Alterations and major repairs   |                                 |  |  |  |
|   | Standard Fee  | \$696.00                        | \$711.31   | \$721.27   | \$729.93   |
|   | Expedited plan review, approvals and inspections fee  |                                 |  |  |  |
|   | Flat Rate   | \$1,696.00                      | \$1,733.31   | \$1,757.58   | \$1,778.67   |
|   | Plus per hour for inspections that occur outside normal business hours  | \$160.00                        | \$163.52   | \$165.81   | \$167.80   |
| 3 | Certificate renewals  |                                 |  |  |  |
|   | Two-year renewals   | \$72.00                         | \$73.58  | \$74.61  | \$75.51  |
|   | Four-year renewals  | \$144.00                        | \$147.17   | \$149.23   | \$151.02   |
| 4 | Elevator inspections  |                                 |  |  |  |
|   | A. Passenger, freight and combination passenger/freight elevators except hydraulic elevators 1-7 floors   |                                 |  |  |  |
|   | Standard Fee  | \$200.00                        | \$204.40   | \$207.26   | \$209.75   |
|   | Expedited inspections fee   |                                 |  |  |  |
|   | Flat Rate   | \$300.00                        | \$306.60   | \$310.89   | \$314.62   |
|   | Plus per hour for inspections that occur outside normal business hours  | \$160.00                        | \$163.52   | \$165.81   | \$167.80   |



|   |  |          |          |          |          |  |  |  |
|---|--|----------|----------|----------|----------|--|--|--|
|   | B. Passenger, freight and combination passenger/freight elevators except hydraulic elevators 8-20 floors             |          |          |          |          |  |  |  |
|   | Standard Fee   | \$236.00 | \$241.19 | \$244.57 | \$247.50 |  |  |  |
|   | Expedited inspections fee  |          |          |          |          |  |  |  |
|   | Flat Rate  | \$336.00 | \$343.39 | \$348.20 | \$352.38 |  |  |  |
|   | Plus per hour for inspections that occur outside normal business hours   | \$160.00 | \$163.52 | \$165.81 | \$167.80 |  |  |  |
|   | C. Passenger, freight and combination passenger/freight elevators except hydraulic elevators More than 20 floors     |          |          |          |          |  |  |  |
|   | Standard Fee   | \$250.00 | \$255.50 | \$259.08 | \$262.19 |  |  |  |
|   | Expedited inspections fee  |          |          |          |          |  |  |  |
|   | Flat Rate  | \$350.00 | \$357.70 | \$362.71 | \$367.06 |  |  |  |
|   | Plus per hour for inspections that occur outside normal business hours   | \$160.00 | \$163.52 | \$165.81 | \$167.80 |  |  |  |
|   | D. Hydraulic passenger, freight, combination passenger/freight elevators and other lifting devices                   |          |          |          |          |  |  |  |
|   | Standard Fee   | \$207.00 | \$211.55 | \$214.52 | \$217.09 |  |  |  |
|   | Expedited inspections fee  |          |          |          |          |  |  |  |
|   | Flat Rate  | \$307.00 | \$313.75 | \$318.15 | \$321.96 |  |  |  |
|   | Plus per hour for inspections that occur outside normal business hours   | \$160.00 | \$163.52 | \$165.81 | \$167.80 |  |  |  |
|   | E. Ski Lifts (aerial passenger ropeways)   |          |          |          |          |  |  |  |
|   | Standard Fee   | \$780.00 | \$797.16 | \$808.32 | \$818.02 |  |  |  |
|   | Expedited inspections fee  |          |          |          |          |  |  |  |
|   | Flat Rate  | \$880.00 | \$899.36 | \$911.95 | \$922.89 |  |  |  |
|   | Plus per hour for inspections that occur outside normal business hours   | \$160.00 | \$163.52 | \$165.81 | \$167.80 |  |  |  |
|   | F. Ski Lifts non-aerial (surface lifts)  |          |          |          |          |  |  |  |
|   | Standard Fee   | \$175.00 | \$178.85 | \$181.35 | \$183.53 |  |  |  |
|   | Expedited inspections fee  |          |          |          |          |  |  |  |
|   | Flat Rate  | \$275.00 | \$281.05 | \$284.98 | \$288.40 |  |  |  |
|   | Plus per hour for inspections that occur outside normal business hours   | \$160.00 | \$163.52 | \$165.81 | \$167.80 |  |  |  |
|   | G. Escalators and moving walks   |          |          |          |          |  |  |  |
|   | Standard Fee   | \$150.00 | \$153.30 | \$155.45 | \$157.31 |  |  |  |
|   | Expedited inspections fee  |          |          |          |          |  |  |  |
|   | Flat Rate  | \$250.00 | \$255.50 | \$259.08 | \$262.19 |  |  |  |
|   | Plus per hour for inspections that occur outside normal business hours   | \$160.00 | \$163.52 | \$165.81 | \$167.80 |  |  |  |
| 5 | Witnessing periodic test   |          |          |          |          |  |  |  |
|   | A. Electric elevators with one to ten openings   |          |          |          |          |  |  |  |
|   | Standard Fee   | \$435.00 | \$444.57 | \$450.79 | \$456.20 |  |  |  |
|   | Expedited action fee   |          |          |          |          |  |  |  |
|   | Flat Rate  | \$635.00 | \$648.97 | \$658.06 | \$665.95 |  |  |  |
|   | Plus per hour for inspections that occur outside normal business hours   | \$160.00 | \$163.52 | \$165.81 | \$167.80 |  |  |  |
|   | B. Electric elevators with 11-20 openings  |          |          |          |          |  |  |  |
|   | Standard Fee   | \$475.00 | \$485.45 | \$492.25 | \$498.15 |  |  |  |
|   | Expedited action fee   |          |          |          |          |  |  |  |
|   | Flat Rate  | \$675.00 | \$689.85 | \$699.51 | \$707.90 |  |  |  |
|   | Plus per hour for inspections that occur outside normal business hours   | \$160.00 | \$163.52 | \$165.81 | \$167.80 |  |  |  |
|   | C. Electric elevators with more than 20 openings   |          |          |          |          |  |  |  |
|   | Standard Fee   | \$530.00 | \$541.66 | \$549.24 | \$555.83 |  |  |  |
|   | Expedited action fee   |          |          |          |          |  |  |  |
|   | Flat Rate  | \$730.00 | \$746.06 | \$756.50 | \$765.58 |  |  |  |
|   | Plus per hour for inspections that occur outside normal business hours   | \$160.00 | \$163.52 | \$165.81 | \$167.80 |  |  |  |
|   | D. Roped hydraulic elevators and roped/chained vertical reciprocal conveyors   |          |          |          |          |  |  |  |
|   | Standard Fee   | \$530.00 | \$541.66 | \$549.24 | \$555.83 |  |  |  |
|   | Expedited action fee   |          |          |          |          |  |  |  |
|   | Flat Rate  | \$730.00 | \$746.06 | \$756.50 | \$765.58 |  |  |  |
|   | Plus per hour for inspections that occur outside normal business hours   | \$160.00 | \$163.52 | \$165.81 | \$167.80 |  |  |  |
|   | E. Hydraulic elevator, limited use/limited application elevator and direct hydraulic vertical reciprocating conveyor |          |          |          |          |  |  |  |
|   | Standard Fee   | \$435.00 | \$444.57 | \$450.79 | \$456.20 |  |  |  |
|   | Expedited action fee   |          |          |          |          |  |  |  |
|   | Flat Rate  | \$635.00 | \$648.97 | \$658.06 | \$665.95 |  |  |  |
|   | Plus per hour for inspections that occur outside normal business hours   | \$160.00 | \$163.52 | \$165.81 | \$167.80 |  |  |  |

|    |   |                     |                        |                        |                        |  |  |  |  |
|----|---|---------------------|------------------------|------------------------|------------------------|--|--|--|--|
| F. | Escalators and moving walk  |                     |                        |                        |                        |  |  |  |  |
|    | Standard Fee  | \$435.00            | \$444.57               | \$450.79               | \$456.20               |  |  |  |  |
|    | Expedited action fee  |                     |                        |                        |                        |  |  |  |  |
|    | Fiat Rate   | \$635.00            | \$648.97               | \$658.06               | \$665.95               |  |  |  |  |
|    | Plus per hour for inspections that occur outside normal business hours                | \$160.00            | \$163.52               | \$165.81               | \$167.80               |  |  |  |  |
| G. | Wheelchair lift or inclined stairchair lift   |                     |                        |                        |                        |  |  |  |  |
|    | Standard Fee  | \$280.00            | \$286.16               | \$290.17               | \$293.65               |  |  |  |  |
|    | Expedited action fee  |                     |                        |                        |                        |  |  |  |  |
|    | Fiat Rate   | \$480.00            | \$490.56               | \$497.43               | \$503.40               |  |  |  |  |
|    | Plus per hour for inspections that occur outside normal business hours                | \$160.00            | \$163.52               | \$165.81               | \$167.80               |  |  |  |  |
| H. | Orchestra lift, belt manlift, stage lift and organ lift                               |                     |                        |                        |                        |  |  |  |  |
|    | Standard Fee  | \$530.00            | \$541.66               | \$549.24               | \$555.83               |  |  |  |  |
|    | Expedited action fee  |                     |                        |                        |                        |  |  |  |  |
|    | Fiat Rate   | \$730.00            | \$746.06               | \$756.50               | \$765.58               |  |  |  |  |
|    | Plus per hour for inspections that occur outside normal business hours                | \$160.00            | \$163.52               | \$165.81               | \$167.80               |  |  |  |  |
| I. | Aerial tramways and detachable aerial grips   |                     |                        |                        |                        |  |  |  |  |
|    | Standard Fee  | \$2,400.00          | \$2,452.80             | \$2,487.14             | \$2,516.98             |  |  |  |  |
|    | Expedited action fee  |                     |                        |                        |                        |  |  |  |  |
|    | Fiat Rate   | \$2,600.00          | \$2,657.20             | \$2,694.40             | \$2,726.73             |  |  |  |  |
|    | Plus per hour for inspections that occur outside normal business hours                | \$320.00            | \$327.04               | \$331.62               | \$335.60               |  |  |  |  |
| J. | Fixed grip aerial lifts   |                     |                        |                        |                        |  |  |  |  |
|    | Standard Fee  | \$2,400.00          | \$2,452.80             | \$2,487.14             | \$2,516.98             |  |  |  |  |
|    | Expedited action fee  |                     |                        |                        |                        |  |  |  |  |
|    | Fiat Rate   | \$2,600.00          | \$2,657.20             | \$2,694.40             | \$2,726.73             |  |  |  |  |
|    | Plus per hour for inspections that occur outside normal business hours                | \$320.00            | \$327.04               | \$331.62               | \$335.60               |  |  |  |  |
| K. | Other equipment   |                     |                        |                        |                        |  |  |  |  |
|    | Standard Fee  | \$435.00            | \$444.57               | \$450.79               | \$456.20               |  |  |  |  |
|    | Expedited action fee  |                     |                        |                        |                        |  |  |  |  |
|    | Fiat Rate   | \$635.00            | \$648.97               | \$658.06               | \$665.95               |  |  |  |  |
|    | Plus per hour for inspections that occur outside normal business hours                | \$160.00            | \$163.52               | \$165.81               | \$167.80               |  |  |  |  |
| 6  | Special Approval  |                     |                        |                        |                        |  |  |  |  |
|    | Standard Fee  | \$1,000.00          | \$1,022.00             | \$1,036.31             | \$1,048.74             |  |  |  |  |
|    | Expedited special approval inspections fee  | plus \$115 per hour | plus \$117.53 per hour | plus \$119.18 per hour | plus \$120.61 per hour |  |  |  |  |
|    | Fiat Rate   | \$2,000.00          | \$2,044.00             | \$2,072.62             | \$2,097.49             |  |  |  |  |
|    | Plus per hour for inspections that occur outside normal business hours                | \$160.00            | \$163.52               | \$165.81               | \$167.80               |  |  |  |  |
| 7  | Reinspection following failed acceptance inspection                                   |                     |                        |                        |                        |  |  |  |  |
|    | Standard Fee  | \$500.00            | \$511.00               | \$518.15               | \$524.37               |  |  |  |  |
|    | Expedited special approval inspections fee  |                     |                        |                        |                        |  |  |  |  |
|    | Fiat Rate   | \$1,500.00          | \$1,533.00             | \$1,554.46             | \$1,573.12             |  |  |  |  |
|    | Plus per hour for inspections that occur outside normal business hours                | \$160.00            | \$163.52               | \$165.81               | \$167.80               |  |  |  |  |
| 8  | Reinspection following failure to correct violations within allotted time period      |                     |                        |                        |                        |  |  |  |  |
|    | Standard Fee  | \$200.00            | \$204.40               | \$207.26               | \$209.75               |  |  |  |  |
|    | Expedited special approval inspections fee  |                     |                        |                        |                        |  |  |  |  |
|    | Fiat Rate   | \$1,200.00          | \$1,226.40             | \$1,243.57             | \$1,258.49             |  |  |  |  |
|    | Plus per hour for inspections that occur outside normal business hours                | \$160.00            | \$163.52               | \$165.81               | \$167.80               |  |  |  |  |
| 9  | Copy of UCC Regulations for Elevators   | \$7.00              | Not Applicable         |                        |                        |  |  |  |  |
| 10 | Duplicate certificate of operation  | \$25.00             | \$25.55                | \$25.91                | \$26.22                |  |  |  |  |
| 11 | PA Industrial Board variances, appeals or requests for extensions of time             |                     |                        |                        |                        |  |  |  |  |
|    | Standard Fee  | \$321.00            | \$328.06               | \$332.65               | \$336.65               |  |  |  |  |
|    | Expedited action fee  | \$1,321.00          | \$1,350.06             | \$1,368.96             | \$1,385.39             |  |  |  |  |
| 12 | PA Accessibility Advisory Board variances, appeals or requests for extensions of time |                     |                        |                        |                        |  |  |  |  |
|    | Standard Fee  | \$321.00            | \$328.06               | \$332.65               | \$336.65               |  |  |  |  |
|    | Expedited action fee  | \$1,321.00          | \$1,350.06             | \$1,368.96             | \$1,385.39             |  |  |  |  |

Boiler and Unfired Pressure Vessel

|   | Service   | Fees Effective October 30, 2017 | CPI Adjustment September 2018 Northeast Region 12-Month Average (2.2%) | CPI Adjustment September 2019 Northeast Region 12-Month Average (1.4%) | CPI Adjustment September 2020 Northeast Region 12-Month Average (1.2%) |
|---|---|---------------------------------|--|--|--|
| 1 | Certificates of Operation-Annual  |                                 |  |  |  |
|   | Unfired Pressure Vessel   | \$72.00                         | \$73.58  | \$74.61  | \$75.51  |
|   | Boiler  | \$44.00                         | \$44.97  | \$45.60  | \$46.14  |
| 2 | Internal inspection of power boilers, high-pressure, high-temperature water boilers and miniature boilers |                                 |  |  |  |
|   | A. Boilers with heating surface of 50 sq. ft. or less   |                                 |  |  |  |
|   | Standard Fee  | \$65.00                         | \$66.43  | \$67.36  | \$68.17  |
|   | Expedited inspections   |                                 |  |  |  |
|   | Flat Rate   | \$165.00                        | \$168.63   | \$170.99   | \$173.04   |
|   | Plus per hour for inspections that occur outside normal business hours                                    | \$160.00                        | \$163.52   | \$165.81   | \$167.80   |
|   | B. Boilers with heating surface of 51 to 3,999 sq. ft.  |                                 |  |  |  |
|   | Standard Fee  | \$125.00                        | \$127.75   | \$129.54   | \$131.09   |
|   | Expedited inspections   |                                 |  |  |  |
|   | Flat Rate   | \$225.00                        | \$229.95   | \$233.17   | \$235.97   |
|   | Plus per hour for inspections that occur outside normal business hours                                    | \$160.00                        | \$163.52   | \$165.81   | \$167.80   |
|   | C. Boilers with heating surface of 4,000 to 9,999 sq. ft.   |                                 |  |  |  |
|   | Standard Fee  | \$175.00                        | \$178.85   | \$181.95   | \$183.53   |
|   | Expedited inspections   |                                 |  |  |  |
|   | Flat Rate   | \$275.00                        | \$281.05   | \$284.98   | \$288.40   |
|   | Plus per hour for inspections that occur outside normal business hours                                    | \$160.00                        | \$163.52   | \$165.81   | \$167.80   |
|   | D. Boilers with heating surface to 10,000 sq. ft. or more   |                                 |  |  |  |
|   | Standard Fee  | \$210.00                        | \$214.62   | \$217.62   | \$220.24   |
|   | Expedited inspections   |                                 |  |  |  |
|   | Flat Rate   | \$310.00                        | \$316.82   | \$321.26   | \$325.11   |
|   | Plus per hour for inspections that occur outside normal business hours                                    | \$160.00                        | \$163.52   | \$165.81   | \$167.80   |
|   | E. Miniature Boilers  |                                 |  |  |  |
|   | Standard Fee  | \$35.00                         | \$35.77  | \$36.27  | \$36.71  |
|   | Expedited inspections   |                                 |  |  |  |
|   | Flat Rate   | \$135.00                        | \$137.97   | \$139.90   | \$141.58   |
|   | Plus per hour for inspections that occur outside normal business hours                                    | \$160.00                        | \$163.52   | \$165.81   | \$167.80   |
| 3 | External inspection of power boilers, high-pressure, high-temperature water boilers                       |                                 |  |  |  |
|   | A. Boilers with heating surface of 50 sq. ft. or less   |                                 |  |  |  |
|   | Standard Fee  | \$55.00                         | \$56.21  | \$57.00  | \$57.68  |
|   | Expedited inspections   |                                 |  |  |  |
|   | Flat Rate   | \$155.00                        | \$158.41   | \$160.63   | \$162.56   |
|   | Plus per hour for inspections that occur outside normal business hours                                    | \$160.00                        | \$163.52   | \$165.81   | \$167.80   |
|   | B. Boilers with more than 50 sq. ft. of heating surface   |                                 |  |  |  |
|   | Standard Fee  | \$80.00                         | \$81.76  | \$82.90  | \$83.90  |
|   | Expedited inspections   |                                 |  |  |  |
|   | Flat Rate   | \$180.00                        | \$183.96   | \$186.54   | \$188.77   |
|   | Plus per hour for inspections that occur outside normal business hours                                    | \$160.00                        | \$163.52   | \$165.81   | \$167.80   |
| 4 | Internal or External inspection of low-pressure boilers   |                                 |  |  |  |
|   | A. Heating boiler without a manhole   |                                 |  |  |  |
|   | Standard Fee  | \$55.00                         | \$56.21  | \$57.00  | \$57.68  |
|   | Expedited inspections   |                                 |  |  |  |
|   | Flat Rate   | \$155.00                        | \$158.41   | \$160.63   | \$162.56   |
|   | Plus per hour for inspections that occur outside normal business hours                                    | \$160.00                        | \$163.52   | \$165.81   | \$167.80   |
|   | B. Heating boiler with a manhole  |                                 |  |  |  |
|   | Standard Fee  | \$100.00                        | \$102.20   | \$103.63   | \$104.87   |
|   | Expedited inspections   |                                 |  |  |  |
|   | Flat Rate   | \$200.00                        | \$204.40   | \$207.26   | \$209.75   |
|   | Plus per hour for inspections that occur outside normal business hours                                    | \$160.00                        | \$163.52   | \$165.81   | \$167.80   |

|    |   |            |                |            |            |  |  |  |
|----|---|------------|----------------|------------|------------|--|--|--|
|    | C. Hot water supply boiler/water heater   |            |                |            |            |  |  |  |
|    | Standard Fee  | \$55.00    | \$56.21        | \$57.00    | \$57.68    |  |  |  |
|    | Expedited inspections   |            |                |            |            |  |  |  |
|    | Fiat Rate   | \$155.00   | \$158.41       | \$160.63   | \$162.56   |  |  |  |
|    | Plus per hour for inspections that occur outside normal business hours                              | \$160.00   | \$163.52       | \$165.81   | \$167.80   |  |  |  |
| 5  | Internal or External inspection of pressure vessels   |            |                |            |            |  |  |  |
|    | A. Each pressure vessel subject to inspection having a cross-sectional area of 50 sq. ft. or less   |            |                |            |            |  |  |  |
|    | Standard Fee  | \$45.00    | \$45.99        | \$46.63    | \$47.19    |  |  |  |
|    | Expedited inspections fee   |            |                |            |            |  |  |  |
|    | Fiat Rate   | \$145.00   | \$148.19       | \$150.26   | \$152.07   |  |  |  |
|    | Plus per hour for inspections that occur outside normal business hours                              | \$160.00   | \$163.52       | \$165.81   | \$167.80   |  |  |  |
|    | B. Each additional 100 sq. ft. of area in excess of 50 sq. ft.                                      |            |                |            |            |  |  |  |
|    | Standard Fee  | \$45.00    | \$45.99        | \$46.63    | \$47.19    |  |  |  |
|    | Expedited inspections fee (per each additional 100 sq. ft. in excess of 50 sq. ft.)                 |            |                |            |            |  |  |  |
|    | Fiat Rate   | \$145.00   | \$148.19       | \$150.26   | \$152.07   |  |  |  |
|    | Plus per hour for inspections that occur outside normal business hours                              | \$160.00   | \$163.52       | \$165.81   | \$167.80   |  |  |  |
| 6  | "Intent to Install" approval  |            |                |            |            |  |  |  |
|    | High-pressure boilers and Low-pressure boilers  |            |                |            |            |  |  |  |
|    | Standard Fee  | \$100.00   | \$102.20       | \$103.63   | \$104.87   |  |  |  |
|    | Expedited action fee  |            |                |            |            |  |  |  |
|    | Fiat Rate   | \$1,100.00 | \$1,124.20     | \$1,139.94 | \$1,153.62 |  |  |  |
|    | Plus per hour for inspections that occur outside normal business hours                              | \$160.00   | \$163.52       | \$165.81   | \$167.80   |  |  |  |
| 7  | Boiler Inspections  |            |                |            |            |  |  |  |
|    | Inspector's examination fee   | \$150.00   | \$153.30       | \$155.45   | \$157.31   |  |  |  |
|    | New credential card (annual renewal)  | \$25.00    | \$25.55        | \$25.91    | \$26.22    |  |  |  |
| 8  | Hydrostatic test (witnessed)  |            |                |            |            |  |  |  |
|    | Standard Fee  | \$65.00    | \$66.43        | \$67.36    | \$68.17    |  |  |  |
|    | Expedited action  |            |                |            |            |  |  |  |
|    | Fiat Rate   | \$165.00   | \$168.63       | \$170.99   | \$173.04   |  |  |  |
|    | Plus per hour for inspections that occur outside normal business hours                              | \$160.00   | \$163.52       | \$165.81   | \$167.80   |  |  |  |
| 9  | Inspection of repair fee  |            |                |            |            |  |  |  |
|    | Standard Fee  | \$65.00    | \$66.43        | \$67.36    | \$68.17    |  |  |  |
|    | Expedited inspections   |            |                |            |            |  |  |  |
|    | Fiat Rate   | \$165.00   | \$168.63       | \$170.99   | \$173.04   |  |  |  |
|    | Plus per hour for inspections that occur outside normal business hours                              | \$160.00   | \$163.52       | \$165.81   | \$167.80   |  |  |  |
| 10 | Copy of department boiler regulations (including mailing expense)                                   | \$7.00     | \$7.11         | \$7.18     | \$7.27     |  |  |  |
| 11 | Duplicate certificate of operation  | \$5.00     | Not Applicable |            |            |  |  |  |
| 12 | Boiler registry CD  | \$75.00    | Not Applicable |            |            |  |  |  |
| 13 | Acceptance of boilers and pressure vessels not originally destined for use within this Commonwealth |            |                |            |            |  |  |  |
|    | Standard Fee  | \$1,500.00 | \$1,533.00     | \$1,554.46 | \$1,573.12 |  |  |  |
|    | Expedited action  |            |                |            |            |  |  |  |
|    | Fiat Rate   | \$2,500.00 | \$2,555.00     | \$2,590.77 | \$2,621.86 |  |  |  |
|    | Plus per hour for inspections that occur outside normal business hours                              | \$160.00   | \$163.52       | \$165.81   | \$167.80   |  |  |  |
| 14 | Industrial board variance, appeal and request for extension of time                                 |            |                |            |            |  |  |  |
|    | Standard Fee  | \$321.00   | \$328.06       | \$332.65   | \$336.65   |  |  |  |
|    | Expedited request   | \$1,321.00 | \$1,350.06     | \$1,368.96 | \$1,385.39 |  |  |  |

Building and Structures

|    | Service  | Fees Effective October 30, 2017 | CPI Adjustment September 2018 Northeast Region 12-Month Average (2.2%) | CPI Adjustment September 2019 Northeast Region 12-Month Average (1.4%) | CPI Adjustment September 2020 Northeast Region 12-Month Average (1.2%) |
|----|--|---------------------------------|--|--|--|
| 1  | Permit for new buildings and additions   |                                 |  |  |  |
|    | Standard Fee (plus \$0.68 per square foot of floor area or each fraction of floor area)                            | \$321.00                        | \$328.06   | \$332.65   | \$336.65   |
|    | Expedited Permits (plus \$0.68 per square foot of floor area or each fraction of floor area)                       |                                 |  |  |  |
|    | Fiat Rate  | \$1,321.00                      | \$1,350.06   | \$1,368.96   | \$1,385.39   |
|    | Plus per hour for inspections that occur outside normal business hours   | \$160.00                        | \$163.52   | \$165.81   | \$167.80   |
| 2  | Permit for new structures and facilities other than buildings  |                                 |  |  |  |
|    | Standard fee   | \$965.00                        | \$986.23   | \$1,000.04   | \$1,012.04   |
|    | Expedited Permits  |                                 |  |  |  |
|    | Fiat Rate  | \$1,965.00                      | \$2,008.23   | \$2,036.35   | \$2,060.79   |
|    | Plus per hour for inspections that occur outside normal business hours   | \$160.00                        | \$163.52   | \$165.81   | \$167.80   |
| 3  | Permit for alterations, renovations or modifications to existing building structures                               |                                 |  |  |  |
|    | Standard fee   | \$321.00                        | \$328.06   | \$332.65   | \$336.65   |
|    | Plus for each \$1,000 of estimated cost for alterations, renovations or modification as certified by the applicant | \$65.00                         | \$66.43  | \$67.36  | \$68.17  |
|    | Expedited Permits  | \$1,321.00                      | \$1,350.06   | \$1,368.96   | \$1,385.39   |
|    | Plus for each \$1,000 of estimated cost for alterations, renovations or modification as certified by the applicant | \$65.00                         | \$66.43  | \$67.36  | \$68.17  |
|    | Plus per hour for inspections that occur outside normal business hours   | \$160.00                        | \$163.52   | \$165.81   | \$167.80   |
| 4  | Accessibility plan review and inspection   |                                 |  |  |  |
|    | Standard fee   | \$645.00                        | \$659.19   | \$668.42   | \$676.45   |
|    | Expedited Permits  |                                 |  |  |  |
|    | Fiat Rate  | \$1,645.00                      | \$1,681.19   | \$1,704.73   | \$1,725.19   |
|    | Plus per hour for inspections that occur outside normal business hours   | \$160.00                        | \$163.52   | \$165.81   | \$167.80   |
| 5  | Permit for building structure or structure demolition  |                                 |  |  |  |
|    | Standard Fee   | \$321.00                        | \$328.06   | \$332.65   | \$336.65   |
|    | Expedited Permit   |                                 |  |  |  |
|    | Fiat Rate  | \$1,321.00                      | \$1,350.06   | \$1,368.96   | \$1,385.39   |
|    | Plus per hour for inspections that occur outside normal business hours   | \$160.00                        | \$163.52   | \$165.81   | \$167.80   |
| 6  | Annual Permit  |                                 |  |  |  |
|    | Standard Fee   | \$321.00                        | \$328.06   | \$332.65   | \$336.65   |
|    | Expedited Permits  |                                 |  |  |  |
|    | Fiat Rate  | \$1,321.00                      | \$1,350.06   | \$1,368.96   | \$1,385.39   |
|    | Plus per hour for inspections that occur outside normal business hours   | \$160.00                        | \$163.52   | \$165.81   | \$167.80   |
| 7  | Revision of approved plans   |                                 |  |  |  |
|    | Standard Fee   | \$500.00                        | \$511.00   | \$518.15   | \$524.37   |
|    | Expedited Permits  |                                 |  |  |  |
|    | Fiat Rate  | \$1,500.00                      | \$1,533.00   | \$1,554.46   | \$1,573.12   |
|    | Plus per hour for inspections that occur outside normal business hours   | \$160.00                        | \$163.52   | \$165.81   | \$167.80   |
| 8  | Industrial board variance, appeal and request for extension of time  |                                 |  |  |  |
|    | Standard Fee   | \$321.00                        | \$328.06   | \$332.65   | \$336.65   |
|    | Expedited Permits  | \$1,321.00                      | \$1,350.06   | \$1,368.96   | \$1,385.39   |
| 9  | Accessibility Advisory Board variance, appeal and request for extension of time                                    |                                 |  |  |  |
|    | Standard Fee   | \$321.00                        | \$328.06   | \$332.65   | \$336.65   |
|    | Expedited Permits  | \$1,321.00                      | \$1,350.06   | \$1,368.96   | \$1,385.39   |
| 11 | Permit-phased (accelerated) approval   | \$300.00                        | Not Applicable   |  |  |
| 12 | Permit for in home day care  | \$100.00                        | Not Applicable   |  |  |
| 13 | Copies of approval construction documents (per page)   | \$5.00                          | Not Applicable   |  |  |
| 14 | Duplicate certificate of occupancy (each)  | \$5.00                          | Not Applicable   |  |  |

Flammable and Combustible Liquids

|   | Service   | Fees Effective October 30, 2017 | CPI Adjustment September 2018 Northeast Region 12-Month Average (2.2%) | CPI Adjustment September 2019 Northeast Region 12-Month Average (1.4%) | CPI Adjustment September 2020 Northeast Region 12-Month Average (1.2%) |
|---|---|---------------------------------|--|--|--|
| 1 | Permit for the installation or replacement of tanks and pumps or dispensers               |                                 |  |  |  |
|   | Standard Fee  | \$700.00                        | \$715.40   | \$725.42   | \$734.12   |
|   | Expedited Permits and Inspections   |                                 |  |  |  |
|   | Flat Rate   | \$1,700.00                      | \$1,737.40   | \$1,761.72   | \$1,782.86   |
|   | Plus per hour for inspections that occur outside normal business hours                    | \$160.00                        | \$163.52   | \$165.81   | \$167.80   |
| 2 | Permit for the installation or replacement of tanks                                       |                                 |  |  |  |
|   | Standard Fee  | \$500.00                        | \$511.00   | \$518.15   | \$524.37   |
|   | Expedited Permits and Inspections   |                                 |  |  |  |
|   | Flat Rate   | \$1,500.00                      | \$1,533.00   | \$1,554.46   | \$1,573.12   |
|   | Plus per hour for inspections that occur outside normal business hours                    | \$160.00                        | \$163.52   | \$165.81   | \$167.80   |
| 3 | Permit for the installation or replacement of pumps or dispensers                         |                                 |  |  |  |
|   | Standard Fee  | \$200.00                        | \$204.40   | \$207.26   | \$209.75   |
|   | Expedited Permits and Inspections   |                                 |  |  |  |
|   | Flat Rate   | \$1,200.00                      | \$1,226.40   | \$1,243.57   | \$1,258.49   |
|   | Plus per hour for inspections that occur outside normal business hours                    | \$160.00                        | \$163.52   | \$165.81   | \$167.80   |
| 4 | Permit for the installation and rebuild of containers for compressed natural gas          |                                 |  |  |  |
|   | Standard Fee  | \$500.00                        | \$511.00   | \$518.15   | \$524.37   |
|   | Expedited Permits and Inspections   |                                 |  |  |  |
|   | Flat Rate   | \$1,500.00                      | \$1,533.00   | \$1,554.46   | \$1,573.12   |
|   | Plus per hour for inspections that occur outside normal business hours                    | \$160.00                        | \$163.52   | \$165.81   | \$167.80   |
| 5 | Permit for the installation or replacement of compressed natural gas pumps and dispensers |                                 |  |  |  |
|   | Standard Fee  | \$200.00                        | \$204.40   | \$207.26   | \$209.75   |
|   | Expedited Permits and Inspections   |                                 |  |  |  |
|   | Flat Rate   | \$1,200.00                      | \$1,226.40   | \$1,243.57   | \$1,258.49   |
|   | Plus per hour for inspections that occur outside normal business hours                    | \$160.00                        | \$163.52   | \$165.81   | \$167.80   |
| 6 | Duplicate Permit  | \$75.00                         | Not Applicable   |  |  |
| 7 | Industrial board variance, appeal and requests for extension of time                      |                                 |  |  |  |
|   | Standard Fee  | \$321.00                        | \$328.06   | \$332.65   | \$336.65   |
|   | Expedited Permits   | \$1,321.00                      | \$1,350.06   | \$1,368.96   | \$1,385.39   |

Liquified Petroleum Gas

|    | Service  | Fees Effective October 30, 2017 | CPI Adjustment September 2018 Northeast Region 12-Month Average (2.2%) | CPI Adjustment September 2019 Northeast Region 12-Month Average (1.4%) | CPI Adjustment September 2020 Northeast Region 12-Month Average (1.2%) |
|----|--|---------------------------------|--|--|--|
| 1  | New registration and plan approval for bulk plants of 30,000 gallons or less                                   |                                 |  |  |  |
|    | Standard Fee   | \$360.00                        | \$367.92   | \$373.07   | \$377.55   |
|    | Expedited Permits and Inspections  |                                 |  |  |  |
|    | Flat Rate  | \$1,360.00                      | \$1,389.92   | \$1,409.38   | \$1,426.29   |
|    | Plus per hour for inspections that occur outside normal business hours   | \$160.00                        | \$163.52   | \$165.81   | \$167.80   |
| 2  | New registration and plan approval for bulk plants of 30,001-90,000 gallons                                    |                                 |  |  |  |
|    | Standard Fee   | \$430.00                        | \$439.46   | \$445.61   | \$450.96   |
|    | Expedited Permits and Inspections  |                                 |  |  |  |
|    | Flat Rate  | \$1,430.00                      | \$1,461.46   | \$1,481.92   | \$1,499.70   |
|    | Plus per hour for inspections that occur outside normal business hours   | \$160.00                        | \$163.52   | \$165.81   | \$167.80   |
| 3  | New registration and plan approval for bulk plants of 90,001 gallons or more                                   |                                 |  |  |  |
|    | Standard Fee   | \$475.00                        | \$485.45   | \$492.25   | \$498.15   |
|    | Expedited Permits and Inspections  |                                 |  |  |  |
|    | Flat Rate  | \$1,475.00                      | \$1,507.45   | \$1,528.55   | \$1,546.90   |
|    | Plus per hour for inspections that occur outside normal business hours   | \$160.00                        | \$163.52   | \$165.81   | \$167.80   |
| 4  | New registration and plan approval for industrial or utility users of 2,001-30,000 gallons                     |                                 |  |  |  |
|    | Standard Fee   | \$250.00                        | \$255.50   | \$259.08   | \$262.19   |
|    | Expedited Permits and Inspections  |                                 |  |  |  |
|    | Flat Rate  | \$1,250.00                      | \$1,277.50   | \$1,295.39   | \$1,310.93   |
|    | Plus per hour for inspections that occur outside normal business hours   | \$160.00                        | \$163.52   | \$165.81   | \$167.80   |
| 5  | New registration and plan approval for industrial or utility users of 30,001-180,000 gallons                   |                                 |  |  |  |
|    | Standard Fee   | \$360.00                        | \$367.92   | \$373.07   | \$377.55   |
|    | Expedited Permits and Inspections  |                                 |  |  |  |
|    | Flat Rate  | \$1,360.00                      | \$1,389.92   | \$1,409.38   | \$1,426.29   |
|    | Plus per hour for inspections that occur outside normal business hours   | \$160.00                        | \$163.52   | \$165.81   | \$167.80   |
| 6  | Registration and plan approval for industrial or utility users of 180,001 gallons or more                      |                                 |  |  |  |
|    | Standard Fee   | \$475.00                        | \$485.45   | \$492.25   | \$498.15   |
|    | Expedited Permits and Inspections  |                                 |  |  |  |
|    | Flat Rate  | \$1,475.00                      | \$1,507.45   | \$1,528.55   | \$1,546.90   |
|    | Plus per hour for inspections that occur outside normal business hours   | \$160.00                        | \$163.52   | \$165.81   | \$167.80   |
| 7  | Plan approval of dispensing stations (please include applicable distributor registration fee with application) |                                 |  |  |  |
|    | Standard Fee   | \$50.00                         | Not Applicable   |  |  |
|    | Expedited Permits and Inspections  |                                 |  |  |  |
|    | Flat Rate  | \$1,050.00                      | \$1,073.10   | \$1,088.12   | \$1,101.18   |
|    | Plus per hour for inspections that occur outside normal business hours   | \$160.00                        | \$163.52   | \$165.81   | \$167.80   |
| 8  | Registration and plan approval for retail cylinder or exchange cabinets  |                                 |  |  |  |
|    | Standard Fee   | \$150.00                        | \$153.30   | \$155.45   | \$157.31   |
|    | Expedited Permits and Inspections  |                                 |  |  |  |
|    | Flat Rate  | \$1,150.00                      | \$1,175.30   | \$1,191.75   | \$1,206.06   |
|    | Plus per hour for inspections that occur outside normal business hours   | \$160.00                        | \$163.52   | \$165.81   | \$167.80   |
| 9  | Initial and annual registration renewal for distributors having less than 1,000 customers                      |                                 |  |  |  |
|    | Standard Fee   | \$175.00                        | \$178.85   | \$181.35   | \$183.53   |
| 10 | Initial and annual registration renewal for distributors having 1,000-2,999 customers                          |                                 |  |  |  |
|    | Standard Fee   | \$300.00                        | \$306.60   | \$310.89   | \$314.62   |
| 11 | Initial and annual registration renewal for distributors having 3,000-5,999 customers                          |                                 |  |  |  |
|    | Standard Fee   | \$375.00                        | \$383.25   | \$388.62   | \$393.28   |
| 12 | Initial and annual registration renewal for distributors having 6,000 or more customers                        |                                 |  |  |  |
|    | Standard Fee   | \$500.00                        | \$511.00   | \$518.15   | \$524.37   |
| 13 | Copy of department LP gas regulations  |                                 |  |  |  |
|    | Standard Fee   | \$5.00                          | \$5.11   | \$5.18   | \$5.24   |
| 14 | Annual registration renewal for bulk plants and industrial users   |                                 |  |  |  |
|    | Standard Fee   | \$135.00                        | \$137.97   | \$139.90   | \$141.58   |
| 15 | Annual registration renewal for cylinder or exchange cabinets  |                                 |  |  |  |
|    | Standard Fee   | \$75.00                         | \$76.65  | \$77.72  | \$78.66  |
| 16 | Industrial board variance, appeal and request for extension of time  |                                 |  |  |  |
|    | Standard Fee   | \$321.00                        | \$328.06   | \$332.65   | \$336.65   |
|    | Expedited request  | \$1,321.00                      | \$1,350.06   | \$1,368.96   | \$1,385.39   |

Certification, Accreditation and Licensing

| Service   | Fees Effective October 30, 2017 | CPI Adjustment September 2018 Northeast Region 12-Month Average (2.2%) | CPI Adjustment September 2019 Northeast Region 12-Month Average (1.4%) | CPI Adjustment September 2020 Northeast Region 12-Month Average (1.2%) |
|---|---------------------------------|--|--|--|
| Boiler Inspectors   |                                 |  |  |  |
| Inspector's examination fee                                   | \$150.00                        | \$153.30   | \$155.45   | \$157.31   |
| New credential card (annual renewal)                          | \$25.00                         | \$25.55  | \$25.91  | \$26.22  |
| Fees for Bedding and Upholstry                                |                                 |  |  |  |
| Manufacturer's license  | \$150.00                        | \$153.30   | \$155.45   | \$157.31   |
| Sterilization permit  | \$75.00                         | \$76.65  | \$77.72  | \$78.66  |
| Sterilization renewal   | \$35.00                         | \$35.77  | \$36.27  | \$36.71  |
| Auctioneer permit   | \$75.00                         | \$76.65  | \$77.72  | \$78.66  |
| Auctioneer renewal  | \$35.00                         | \$35.77  | \$36.27  | \$36.71  |
| Quarterly reports   | \$0.05                          | \$0.05   | \$0.05   | \$0.05   |
| Duplicate license or permit                                   | \$25.00                         | \$25.55  | \$25.91  | \$26.22  |
| Secondhanded initial application                              | \$100.00                        | \$102.20   | \$103.63   | \$104.87   |
| Secondhanded renewal  | \$50.00                         | \$51.10  | \$51.82  | \$52.44  |
| Fees for Asbestos Occupations                                 |                                 |  |  |  |
| Worker certification of less than six months                  | \$30.00                         | \$30.66  | \$31.09  | \$31.46  |
| Worker certification of six months or more                    | \$60.00                         | \$61.32  | \$62.18  | \$62.92  |
| Supervisor certification of less than six months              | \$58.00                         | \$59.28  | \$60.11  | \$60.83  |
| Supervisor certification of six months or more                | \$116.00                        | \$118.55   | \$120.21   | \$121.65   |
| Project designer certification of less than six months        | \$175.00                        | \$178.85   | \$181.35   | \$183.53   |
| Project designer certification of six months or more          | \$350.00                        | \$357.70   | \$362.71   | \$367.06   |
| Inspector certification of less than six months               | \$175.00                        | \$178.85   | \$181.35   | \$183.53   |
| Inspector certification of six months or more                 | \$350.00                        | \$357.70   | \$362.71   | \$367.06   |
| Management planner certification of less than six months      | \$175.00                        | \$178.85   | \$181.35   | \$183.53   |
| Management planner certification of six months or more        | \$350.00                        | \$357.70   | \$362.71   | \$367.06   |
| Dual inspector or management planner of less than six months  | \$175.00                        | \$178.85   | \$181.35   | \$183.53   |
| Dual inspector or management planner of six months or more    | \$350.00                        | \$357.70   | \$362.71   | \$367.06   |
| Individual contractor certification of less than six months   | \$290.00                        | \$296.38   | \$300.53   | \$304.14   |
| Individual contractor certification of six months or more     | \$580.00                        | \$592.76   | \$601.06   | \$608.27   |
| Company certification   | \$150.00                        | \$153.30   | \$155.45   | \$157.31   |
| Training course accreditation                                 | \$2,000.00                      | \$2,044.00   | \$2,072.62   | \$2,097.49   |
| Duplicate certification                                       | \$25.00                         | \$25.55  | \$25.91  | \$26.22  |
| Fees for Lead-based Paint Occupations                         |                                 |  |  |  |
| Worker certification of less than six months                  | \$30.00                         | \$30.66  | \$31.09  | \$31.46  |
| Worker certification of six months or more                    | \$60.00                         | \$61.32  | \$62.18  | \$62.92  |
| Supervisor certification of less than six months              | \$58.00                         | \$59.28  | \$60.11  | \$60.83  |
| Supervisor certification of six months or more                | \$116.00                        | \$118.55   | \$120.21   | \$121.65   |
| Project designer certification of less than six months        | \$175.00                        | \$178.85   | \$181.35   | \$183.53   |
| Project designer certification of six months or more          | \$350.00                        | \$357.70   | \$362.71   | \$367.06   |
| Inspector certification of less than six months               | \$175.00                        | \$178.85   | \$181.35   | \$183.53   |
| Inspector certification of six months or more                 | \$350.00                        | \$357.70   | \$362.71   | \$367.06   |
| Risk assessor certification of less than six months           | \$175.00                        | \$178.85   | \$181.35   | \$183.53   |
| Risk assessor certification of six months or more             | \$350.00                        | \$357.70   | \$362.71   | \$367.06   |
| Dual inspector and risk assessor of less than six months      | \$175.00                        | \$178.85   | \$181.35   | \$183.53   |
| Dual inspector and risk assessor of six months or more        | \$350.00                        | \$357.70   | \$362.71   | \$367.06   |
| Third-party examination                                       | \$50.00                         | \$51.10  | \$51.82  | \$52.44  |
| Initial training course accreditation                         | \$2,000.00                      | \$2,044.00   | \$2,072.62   | \$2,097.49   |
| Renewal training course accreditation                         | \$1,500.00                      | \$1,533.00   | \$1,554.46   | \$1,573.12   |
| Refresher of Initial or renewal training course accreditation | \$1,500.00                      | \$1,533.00   | \$1,554.46   | \$1,573.12   |
| Duplicate certification                                       | \$25.00                         | \$25.55  | \$25.91  | \$26.22  |
| Lead companies  | \$500.00                        | \$511.00   | \$518.15   | \$524.37   |
| Fees for Stuffed Toys   |                                 |  |  |  |
| Initial registration and renewals                             | \$75.00                         | \$76.65  | \$77.72  | \$78.66  |
| Duplicate   | \$25.00                         | \$25.55  | \$25.91  | \$26.22  |
| Fees for Uniform Construction Code Certifications             |                                 |  |  |  |
| Initial code official certification and renewal               | \$100.00                        | \$102.20   | \$103.63   | \$104.87   |
| Initial third-party agency certification and renewal          | \$300.00                        | \$306.60   | \$310.89   | \$314.62   |
| Duplicate   | \$25.00                         | \$25.55  | \$25.91  | \$26.22  |

W. GERARD OLEKSIK,  
Secretary

[Pa.B. Doc. No. 20-1500. Filed for public inspection October 30, 2020, 9:00 a.m.]



## DEPARTMENT OF LABOR AND INDUSTRY

### Current Prevailing Wage Act Debarments

The following contractors have been determined to have intentionally violated the Pennsylvania Prevailing Wage Act (act) (43 P.S. §§ 165-1—165-17). This notice is published for the information and convenience of public bodies subject to the act. Under section 11(e) of the act (43 P.S. § 165-11(e)), no contracts for public work shall be awarded to these contractors, or either one of them, or any firms, corporations or partnerships in which either one of these contractors has an interest, for 3 years after the date listed.

| <i>Contractor</i>   | <i>Address</i>                            | <i>Date of<br/>Debarment</i> |
|---|---|------------------------------|
| Cook's Service<br>Co., Inc.,<br>Stephen R. Cook, Robert R. Cook, Brock Cook and<br>Christopher L. Cook, individually FEIN No.<br>23-2263422 | 300 Industrial Road<br>Avondale, PA 19311 | 10/31/2020                   |

W. GERARD OLEKSIK,  
*Secretary*

[Pa.B. Doc. No. 20-1501. Filed for public inspection October 30, 2020, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Pennsylvania Fa-la-la-la-Llama Fast Play Game 5100

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 803.11 (relating to powers and duties of the Secretary of Revenue), the Secretary of Revenue hereby provides public notice of the rules for the following lottery game:

1. *Name*: The name of the lottery game is Pennsylvania Fa-la-la-la-Llama (hereinafter "Fa-la-la-la-Llama"). The game number is PA-5100.

2. *Definitions*:

(a) *Authorized retailer or retailer*: A person who is properly licensed by the Lottery pursuant to 61 Pa. Code §§ 805.1—805.17.

(b) *Bar code*: The symbology on the ticket containing certain encrypted validation and accounting data used for identifying winning and losing tickets.

(c) *Game Ticket*: A bearer instrument produced through a Lottery Terminal that is the player's record of a play for a Fast Play lottery game and sold by an authorized retailer containing the play and validation data as published in this game notice.

(d) *Lottery Central Computer System*: The computer gaming system on which all Fast Play plays are recorded.

(e) *Lottery Terminal*: A device authorized by the Lottery to function in an interactive mode with the Lottery Central Computer System for the purpose of issuing plays, executing Quick Pick selections, and entering, receiving, and processing lottery transactions, including making purchases, validating plays, transmitting reports, and performing inventory functions.

(f) *MISTLETOE MULTIPLIER*: The area on a ticket that contains either a 1X (PRIZE), 2X (2TIMES), 4X (4TIMES), 5X (5TIMES) or 10X (10TIMES) multiplier symbol that is applied to any winning combination.

(g) *Play*: A chance to participate in a particular Fast Play lottery game.

(h) *Play Area*: The area on a ticket which contains one or more play symbols.

(i) *Play Symbol*: A number, letter, symbol, image or other character found in the play area which is used to determine whether a player wins a prize.

(j) *Prize*: A non-monetary item, money, or experience that can be won as specified in section 7 (relating to prizes available to be won and determination of prize winners) of this game notice.

(k) *WINNING NUMBERS*: The numbers, letters, symbols or other characters found in the play area that, when matched against the play symbols in the "YOUR NUMBERS" area, determine whether a player wins a prize.

(l) *Winning ticket*: A game ticket which has been validated and qualifies for a prize.

(m) *YOUR NUMBERS*: The numbers, letters, symbols or other characters found in the play area that, when matched against the play symbols in the "WINNING NUMBERS" area, determine whether a player wins a prize.

3. *Price*: The price of a Fa-la-la-la-Llama ticket is \$2.

4. *Description of the Fa-la-la-la-Llama Fast Play lottery game*:

(a) Fa-la-la-la-Llama lottery game is an instant win game printed from a Lottery Terminal. All prizes are predetermined, and the player does not have the ability to select their own play symbols. Fa-la-la-la-Llama tickets may be purchased from an authorized retailer or at a Lottery self-service terminal that sells terminal-based Lottery game tickets. Tickets purchased from an authorized retailer shall be printed on-demand at the time of purchase and may not be preprinted by the retailer.

(b) Fa-la-la-la-Llama is played by matching any of the play symbols located in the "YOUR NUMBERS" area to any of the play symbols located in the "WINNING NUMBERS" area. A player matching play symbols in this manner will win the prize shown under the matching "YOUR NUMBERS" play symbol. A bet slip is not used to play this game.

(c) Fa-la-la-la-Llama tickets contain a "MISTLETOE MULTIPLIER" area. When a 2X (2TIMES) symbol ap-

pears in the "MISTLETOE MULTIPLIER" area, double any prize won in the "YOUR NUMBERS" area. When a 4X (4TIMES) symbol appears in the "MISTLETOE MULTIPLIER" area, multiply any prize won in the "YOUR NUMBERS" area by four. When a 5X (5TIMES) symbol appears in the "MISTLETOE MULTIPLIER" area, multiply any prize won in the "YOUR NUMBERS" area by five. When a 10X (10TIMES) symbol appears in the "MISTLETOE MULTIPLIER" area, multiply any prize won in the "YOUR NUMBERS" area by ten. When a 1X (PRIZE) symbol appears in the "MISTLETOE MULTIPLIER" area, any prize won in the "YOUR NUMBERS" area is not multiplied.

(d) Players can win the prizes identified in section 9 (relating to prizes available to be won and determination of prize winners).

(e) Fa-la-la-la-Llama tickets cannot be canceled or voided once printed by the Lottery Terminal, even if printed in error.

(f) To purchase a ticket at an authorized retailer, a player must remit the purchase price to the retailer and verbally request a Fa-la-la-la-Llama ticket. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

(g) To purchase a ticket at a Pennsylvania Lottery self-service terminal, the player must insert into the self-service terminal a dollar amount equal to the total purchase price of a Fa-la-la-la-Llama ticket and select the Fa-la-la-la-Llama option on the Lottery self-service terminal. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

#### 5. *Fa-la-la-la-Llama ticket characteristics:*

(a) Fa-la-la-la-Llama tickets shall contain a play area, the cost of the play, the date of sale, and a bar code.

(b) *Play Symbols:* Fa-la-la-la-Llama tickets will contain a "WINNING NUMBERS" area, a "YOUR NUMBERS" area and a "MISTLETOE MULTIPLIER" area. The play symbols and their captions, located in the "WINNING NUMBERS" area and the "YOUR NUMBERS" area, are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR) and 25 (TWYFIV). The play symbols and their captions, located in the "MISTLETOE MULTIPLIER" area, are: 1X (PRIZE), 2X (2TIMES), 4X (4TIMES), 5X (5TIMES) and 10X (10TIMES).

(c) *Prize Symbols:* The prize symbols and their captions, located in the "YOUR NUMBERS" area, are: \$2.<sup>00</sup> (TWO DOL), \$4.<sup>00</sup> (FOR DOL), \$5.<sup>00</sup> (FIV DOL), \$10.<sup>00</sup> (TEN DOL), \$15.<sup>00</sup> (FIFTEEN), \$20.<sup>00</sup> (TWENTY), \$30.<sup>00</sup> (THIRTY), \$50.<sup>00</sup> (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$500 (FIV HUN) and \$10,000 (TEN THO).

(d) *Prizes:* The prizes that can be won in this game are: \$2, \$4, \$5, \$10, \$15, \$20, \$30, \$50, \$100, \$200, \$500 and \$10,000. Fa-la-la-la-Llama contains a feature that can multiply the prize won as detailed in section 4 (related to description of the Fa-la-la-la-Llama Fast Play lottery game). For a complete list of all prizes that can be won in this game, see section 8 (relating to number and description of prizes and approximate chances of winning). A player can win up to ten times on a ticket.

(e) *Approximate number of tickets available for the game:* Approximately 1,200,000 tickets will be available for sale for Fa-la-la-la-Llama lottery game.

6. *Second-Chance Drawing:* The Pennsylvania Lottery will conduct a \$100,000 Wish List Second-Chance Drawing for which non-winning Fa-la-la-la-Llama lottery game tickets may be eligible as provided for in section 9.

7. *Prizes available to be won and determination of prize winners:*

(a) All Fa-la-la-la-Llama prize payments will be made as one-time, lump-sum cash payments.

(b) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$10,000 (TEN THO) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, and a 1X (PRIZE) symbol appears under the "MISTLETOE MULTIPLIER," on a single ticket, shall be entitled to a prize of \$10,000.

(c) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$500 (FIV HUN) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, and a 1X (PRIZE) symbol appears under the "MISTLETOE MULTIPLIER," on a single ticket, shall be entitled to a prize of \$500.

(d) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$100 (ONE HUN) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, and a 5X (5TIMES) symbol appears under the "MISTLETOE MULTIPLIER," on a single ticket, shall be entitled to a prize of \$500.

(e) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$50.<sup>00</sup> (FIFTY) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, and a 10X (10TIMES) symbol appears under the "MISTLETOE MULTIPLIER," on a single ticket, shall be entitled to a prize of \$500.

(f) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$200 (TWO HUN) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, and a 1X (PRIZE) symbol appears under the "MISTLETOE MULTIPLIER," on a single ticket, shall be entitled to a prize of \$200.

(g) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$100 (ONE HUN) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, and a 2X (2TIMES) symbol appears under the "MISTLETOE MULTIPLIER," on a single ticket, shall be entitled to a prize of \$200.

(h) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$50.<sup>00</sup> (FIFTY) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, and a 4X (4TIMES) symbol appears under the "MISTLETOE MULTIPLIER," on a single ticket, shall be entitled to a prize of \$200.



(z) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, and a 2X (2TIMES) symbol appears under the "MISTLETOE MULTIPLIER," on a single ticket, shall be entitled to a prize of \$10.

(aa) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$2<sup>00</sup> (TWO DOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, and a 5X (5TIMES) symbol appears under the "MISTLETOE MULTIPLIER," on a single ticket, shall be entitled to a prize of \$10.

(bb) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, and a 1X (PRIZE) symbol appears under the "MISTLETOE MULTIPLIER," on a single ticket, shall be entitled to a prize of \$5.

(cc) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the

"WINNING NUMBERS" play symbols and a prize symbol of \$4<sup>00</sup> (FOR DOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, and a 1X (PRIZE) symbol appears under the "MISTLETOE MULTIPLIER," on a single ticket, shall be entitled to a prize of \$4.

(dd) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$2<sup>00</sup> (TWO DOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, and a 2X (2TIMES) symbol appears under the "MISTLETOE MULTIPLIER," on a single ticket, shall be entitled to a prize of \$4.

(ee) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$2<sup>00</sup> (TWO DOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, and a 1X (PRIZE) symbol appears under the "MISTLETOE MULTIPLIER," on a single ticket, shall be entitled to a prize of \$2.

8. *Number and description of prizes and approximate chances of winning:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate chances of winning:

| <i>When Any of "YOUR NUMBERS" Match Any "WINNING NUMBER," Win Prize Shown Under The Matching Number. Win With:</i> | <i>"MISTLETOE MULTIPLIER":</i> | <i>Win:</i> | <i>Approximate Chances Of Winning Are 1 In:</i> | <i>Approximate No. Of Winners Per 1,200,000 Tickets:</i> |
|--|--------------------------------|-------------|---|--|
| \$2  | 1X                             | \$2         | 8.7   | 138,000  |
| \$2 × 2  | 1X                             | \$4         | 111.11  | 10,800   |
| \$2  | 2X                             | \$4         | 25  | 48,000   |
| \$4  | 1X                             | \$4         | 100   | 12,000   |
| \$5  | 1X                             | \$5         | 25  | 48,000   |
| \$2 × 5  | 1X                             | \$10        | 1,000   | 1,200  |
| \$5 × 2  | 1X                             | \$10        | 1,000   | 1,200  |
| \$2  | 5X                             | \$10        | 55.56   | 21,600   |
| \$5  | 2X                             | \$10        | 500   | 2,400  |
| \$10   | 1X                             | \$10        | 1,000   | 1,200  |
| \$5 × 3  | 1X                             | \$15        | 1,000   | 1,200  |
| \$10 + \$5   | 1X                             | \$15        | 1,000   | 1,200  |
| \$15   | 1X                             | \$15        | 500   | 2,400  |
| \$5 × 4  | 1X                             | \$20        | 5,000   | 240  |
| \$10 × 2   | 1X                             | \$20        | 3,333   | 360  |
| (\$4 × 4) + (\$2 × 2)  | 1X                             | \$20        | 3,333   | 360  |
| (\$5 × 2) + (\$4 × 2) + \$2  | 1X                             | \$20        | 5,000   | 240  |
| \$2  | 10X                            | \$20        | 285.71  | 4,200  |
| \$4  | 5X                             | \$20        | 2,000   | 600  |
| \$5  | 4X                             | \$20        | 909   | 1,320  |
| \$10   | 2X                             | \$20        | 3,333   | 360  |
| \$20   | 1X                             | \$20        | 5,000   | 240  |
| \$2 × 3  | 5X                             | \$30        | 2,400   | 500  |

| <i>When Any of "YOUR NUMBERS" Match Any "WINNING NUMBER," Win Prize Shown Under The Matching Number. Win With:</i> | <i>"MISTLETOE MULTIPLIER":</i> | <i>Win:</i> | <i>Approximate Chances Of Winning Are 1 In:</i> | <i>Approximate No. Of Winners Per 1,200,000 Tickets:</i> |
|--|--------------------------------|-------------|---|--|
| \$10 × 3   | 1X                             | \$30        | 12,000  | 100  |
| \$4 + \$2  | 5X                             | \$30        | 2,400   | 500  |
| \$10 + \$5   | 2X                             | \$30        | 12,000  | 100  |
| \$15 + \$10 + \$5  | 1X                             | \$30        | 12,000  | 100  |
| \$20 + \$10  | 1X                             | \$30        | 12,000  | 100  |
| \$15   | 2X                             | \$30        | 12,000  | 100  |
| \$30   | 1X                             | \$30        | 12,000  | 100  |
| \$2 × 5  | 5X                             | \$50        | 24,000  | 50   |
| \$5 × 2  | 5X                             | \$50        | 24,000  | 50   |
| (\$15 × 2) + (\$10 × 2)  | 1X                             | \$50        | 120,000   | 10   |
| (\$20 × 2) + (\$5 × 2)   | 1X                             | \$50        | 120,000   | 10   |
| \$15 + \$10  | 2X                             | \$50        | 24,000  | 50   |
| \$20 + \$5   | 2X                             | \$50        | 24,000  | 50   |
| \$20 + \$15 + \$10 + \$5   | 1X                             | \$50        | 120,000   | 10   |
| \$30 + \$20  | 1X                             | \$50        | 120,000   | 10   |
| \$5  | 10X                            | \$50        | 6,000   | 200  |
| \$10   | 5X                             | \$50        | 24,000  | 50   |
| \$50   | 1X                             | \$50        | 120,000   | 10   |
| \$5 × 5  | 4X                             | \$100       | 24,000  | 50   |
| \$15 + \$10  | 4X                             | \$100       | 24,000  | 50   |
| \$20 + \$5   | 4X                             | \$100       | 24,000  | 50   |
| \$10   | 10X                            | \$100       | 17,143  | 70   |
| \$20   | 5X                             | \$100       | 120,000   | 10   |
| \$50   | 2X                             | \$100       | 120,000   | 10   |
| \$100  | 1X                             | \$100       | 120,000   | 10   |
| \$10 × 5   | 4X                             | \$200       | 60,000  | 20   |
| (\$15 × 2) + (\$10 × 2)  | 4X                             | \$200       | 120,000   | 10   |
| \$20 + \$15 + \$10 + \$5   | 4X                             | \$200       | 120,000   | 10   |
| \$30 + \$20  | 4X                             | \$200       | 60,000  | 20   |
| \$20   | 10X                            | \$200       | 40,000  | 30   |
| \$50   | 4X                             | \$200       | 60,000  | 20   |
| \$100  | 2X                             | \$200       | 120,000   | 10   |
| \$200  | 1X                             | \$200       | 120,000   | 10   |
| \$5 × 10   | 10X                            | \$500       | 120,000   | 10   |
| \$10 × 5   | 10X                            | \$500       | 120,000   | 10   |
| \$30 + 20  | 10X                            | \$500       | 120,000   | 10   |
| \$50   | 10X                            | \$500       | 120,000   | 10   |
| \$100  | 5X                             | \$500       | 120,000   | 10   |
| \$500  | 1X                             | \$500       | 120,000   | 10   |
| \$10,000   | 1X                             | \$10,000    | 120,000   | 10   |

Multiply any prize won by the multiplier shown under the "MISTLETOE MULTIPLIER."

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Second-Chance Drawing*: The Pennsylvania Lottery's (hereafter, the "Lottery") \$100,000 Wish List Second-Chance Drawing for qualifying Fast Play lottery game tickets (hereafter, the "Drawing").

(a) *Qualifying Tickets*: Non-winning PA-5099 Peng-Win Plunge (\$5), PA-5100 Fa-la-la-la-Llama (\$2) and PA-5101 Ho Ho Whoa (\$1) Fast Play lottery game tickets ("Qualifying Tickets") are eligible for entry in the Drawing.

(b) *Participation and entry*:

(1) Entrants must be members of the Pennsylvania Lottery VIP Players Club to participate in the Drawing. To join the VIP Players Club, visit <http://www.palottery.state.pa.us/vipplayersclub/login.aspx>. Becoming a VIP Players Club member is free.

(2) To enter the Drawing, entrants must submit the identifying information from at least one Qualifying Ticket via the Drawing's promotional web site, available at <http://www.palottery.com>, or the Lottery's official mobile application during the entry period. The identifying information from a Qualifying Ticket may be submitted only once in the Drawing. No other method of submission will be accepted, and entries submitted using any other method, including entries mailed or hand-delivered to the Lottery, are not valid and will be disqualified.

(3) Each entry must be complete and the information supplied by the entrant must be accurate. Incomplete entries cannot be accepted.

(4) Only one claimant per entry is allowed.

(5) Entrants must be 18 years of age or older.

(6) Players may submit the identifying information from an unlimited number of Qualifying Tickets in the Drawing.

(7) Once an entry has been submitted it cannot be withdrawn or changed.

(c) *Drawing description*:

(1) The Drawing will consist of two drawings and an animated virtual image that will reveal the number of entries the entrant receives by entering a Qualifying Ticket.

(2) *Drawings*:

(i) The Lottery will conduct a total of two drawings. The drawings will consist of a "Nice List Drawing" and a "Naughty List Drawing." A Qualifying Ticket may only be entered into one of the drawings. The Entrant must choose which drawing to enter. Once an entry has been submitted it cannot be withdrawn or changed. All time references are Eastern Prevailing Time.

(ii) All entries received after 11:59:59 p.m. November 2, 2020, through 11:59:59 p.m. January 7, 2021, will be entered into the Drawing to be held between January 8, 2021 and January 19, 2021.

(3) The entry period for the Drawing will be posted to the Lottery's publicly accessible web site at <http://www.palottery.com>.

(4) The number of entries an entrant will receive for the Drawing is determined by the purchase price of the Qualifying Ticket entered. The respective purchase price and corresponding number of entries for the Qualifying Ticket is as follows: PA-5099 Peng-Win Plunge (\$5) = five

entries; PA-5100 Fa-la-la-la-Llama (\$2) = two entries and PA-5101 Ho Ho Whoa (\$1) = one entry.

(5) Players may review prizes won and their entries for the Drawing via the Drawing's promotional web site.

(d) *Prizes available to be won, determination of winners, and odds of winning*:

(1) The prize entitlements described below are subject to all restrictions and limitations described in section 9(e), or mentioned anywhere else in these rules.

(2) The Lottery will conduct two Drawings from among all the entries received during the entry period as described in section 9(c)(2).

(3) *Nice List Drawing*:

(i) The first entry selected in the Drawing will be a winning entry and the entrant who submitted that winning entry shall be entitled to a prize of \$100,000, less required income tax withholding.

(ii) The second entry selected in the Drawing will be a winning entry and the entrant who submitted that winning entry shall be entitled to a prize of \$10,000, less required income tax withholding.

(iii) The third through the seventh entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$5,000.

(iv) The eighth through the twenty-second entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize of \$1,000.

(v) The twenty-third through the seventy-second entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize \$100 iLottery Bonus Money.

(4) *Naughty List Drawing*:

(i) The first entry selected in the Drawing will be a winning entry and the entrant who submitted that winning entry shall each be entitled to a prize of \$100,000, less required income tax withholding.

(ii) The second entry selected in the Drawing will be a winning entry and the entrant who submitted that winning entry shall each be entitled to a prize of \$25,000, less required income tax withholding.

(iii) The third through the seventh entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$5,000.

(iv) The eighth through the fifty-seventh entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize \$100 iLottery Bonus Money.

(5) Winners of iLottery Bonus Money are not required to claim a prize. Winners of iLottery Bonus Money will have the iLottery Bonus Money credited to their Lottery account and will receive an email notifying them that they won a prize.

(6) The number of winning entries to be selected for the Drawing will be posted to the Lottery's publicly accessible web site.

(7) The odds of winning in the Drawing depend upon the number of entries received for the Drawing.

(8) A computer-generated randomizer will be used to select the Drawing winners.

(e) *Drawing restrictions:*

(1) To be eligible to participate in the Drawing, entrants must have complied with the requirements of these rules.

(2) The Lottery is not responsible for late, lost or misdirected entries not entered into the Drawing. The Lottery is not responsible for entries that are not entered into the Drawing because of incompatible internet browsers, mobile Lottery application failure or other technical issues. If an entry is selected as a winner and rejected or otherwise disqualified during or following the Drawing, the Lottery will select another entry to replace the rejected or otherwise disqualified entry in accordance with these rules and Lottery procedure.

(3) If any discrepancy exists between these rules and any material describing the Drawing, these rules shall govern.

(4) Employees of the Lottery, 9Rooftops Marketing, LLC (formerly known as MARC USA), Scientific Games International Inc., MDI Entertainment, LLC, and their subcontractors, or a spouse, child, brother, sister or parent residing as a member of the same household of any such person are not eligible to participate in the Drawing. Offer void where prohibited or restricted.

(5) The Pennsylvania Lottery reserves the right, in its sole discretion, to cancel or suspend the Drawing and change these rules if the Drawing cannot be conducted as planned due to errors in these rules or advertising, unauthorized intervention, tampering, fraud, technical errors, viruses, worms, bugs, or any other cause beyond the control of the Lottery that, in the Lottery's sole judgment, could corrupt or impair the administration, security, fairness, integrity, or proper conduct of the Drawing.

(6) All entries shall be subject to verification by the Lottery.

(7) The Pennsylvania Lottery reserves the right, in its sole discretion, to disqualify an entrant found to be tampering with the operation of the Drawing or to be acting in violation of these rules or applicable law.

(8) The Drawing is governed by the laws of the Commonwealth of Pennsylvania. Applicable laws and regulations apply.

(9) Final determination of winners will be made by the Secretary, whose judgment will be final and binding.

(10) A prize awarded in the Drawing to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of a prize winner).

(11) A winner is responsible for all taxes arising from or in connection with any prize won.

(12) A player may only win the prize for which the player is first selected in the Drawing. Subsequent entries, from the same individual, selected in the Drawing will be disqualified and a replacement entry will be selected.

(13) Winners of iLottery Bonus Money must abide by the iLottery Terms & Conditions, the iLottery Bonus Policy and these rules. iLottery Bonus Money will expire 90 days from the date on which the winner was notified, via email, of the prize win, as further detailed in section

9(d)(5). iLottery Bonus Money has a five times play through requirement in order to convert the iLottery Bonus Money into cash. For example, for a player winning \$100 of iLottery Bonus Money, the player is required to place \$500 in wagers before the iLottery Bonus Money awarded is converted into cash which may be withdrawn from the player's Lottery account.

(14) Prizes are not transferrable.

(15) Other restrictions may apply.

10. *Ticket responsibility:*

(a) A Fast Play lottery game ticket is a bearer document deemed to be owned by the person holding the game ticket, except that if a name is contained on the back of the game ticket, the person named will, for all purposes, be considered the owner of the game ticket.

(b) The holder of a Fast Play lottery game ticket has the sole responsibility for checking the accuracy and condition of the data printed on the game ticket.

(c) The Commonwealth shall not be responsible for a lost or stolen Fast Play lottery game ticket, or for a Fast Play ticket redeemed by a player in error.

11. *Ticket validation and requirements:*

(a) *Valid Fast Play lottery game tickets.* To be a valid Fast Play lottery game ticket, the presented game ticket must meet the following requirements:

(1) The game ticket's bar code shall be present in its entirety.

(2) The game ticket must be intact.

(3) The game ticket may not be mutilated, altered, reconstituted or tampered with.

(4) The game ticket may not be counterfeit or a duplicate of a winning ticket.

(5) The game ticket must have been validly issued.

(6) The game ticket data shall have been recorded on the Lottery Central Computer System and the game ticket data shall match the computer record in every respect.

(7) The game ticket must not be defectively printed or printed or produced in error such that it cannot be processed or validated by the Lottery.

(8) The game ticket must pass other confidential security checks of the Lottery.

(b) *Invalid or defective game tickets:* A game ticket not passing the validation requirements in subsection (a) will be considered invalid and no payment will be made on account of any play recorded thereon. The determination of the Secretary in this regard is final.

12. *Procedures for claiming and payment of prizes:*

(a) A prize may be claimed through an authorized retailer or the Lottery, as provided in this section. A prize must be claimed within 1 year of the sale date of the Fast Play lottery game ticket.

(b) An authorized retailer is authorized to pay prizes of \$2,500 or less. The holder of a game ticket evidencing a winning play representing a prize of \$2,500 or less may be paid by a participating authorized retailer if a proper validation pay ticket was issued by the retailer's Lottery Terminal.

(c) The holder of a game ticket evidencing a winning play representing a prize in excess of \$2,500 may present the game ticket to an authorized retailer, Lottery District Office, or Lottery Headquarters.

(d) The holder of a game ticket evidencing a winning play shall present the ticket, in person, to an authorized retailer, Lottery Headquarters or a Lottery District Office. The retailer or the Lottery will issue payment if:

(1) The game ticket is scanned and the play is validated through the Lottery Terminal or the Lottery Central Computer System;

(2) A claim form is properly and fully completed;

(3) The identification of the claimant is confirmed; and

(4) The winning ticket has not expired, pursuant to this section or section 14 (relating to unclaimed prizes).

(e) The Commonwealth shall not be responsible for a winning play paid in error by an authorized retailer.

(f) In the event a prize described in these rules is not available, the Lottery may either provide a substitute prize, determined by the Secretary to have an equivalent value to the prize won, or make a cash payment to the winner, in an amount determined by the Secretary to have an equivalent value to the prize won.

13. *Funding for prizes:* Moneys will be drawn from the State Lottery Fund, to the extent necessary, to fund the payment of prizes under this section. If this lottery game is terminated for any cause, prize moneys remaining undistributed will remain in the State Lottery Fund and used for purposes otherwise provided for by law.

14. *Unclaimed prizes:* Unclaimed prize money on winning Fast Play lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto for 1 year from the sale date of the Fast Play lottery game ticket. If no claim is made within 1 year from the sale date of the Fast Play lottery game ticket, the right of a ticket holder to claim the prize represented by that ticket, if any, shall expire.

15. *Purchase and prize restrictions:* A Fast Play lottery game ticket may not be purchased by, and a prize may not be paid, to an officer or employee of the Lottery, Lottery professional services contractors or subcontractors, or to a spouse, child, brother, sister or parent residing in the same household of an officer, employee, contractor or subcontractor who is involved in the production, distribution or operation of systems for the validation or accounting of Fast Play games.

16. *Governing law:*

(a) By purchasing a ticket, the purchaser agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), this notice, instructions, conditions and final decisions of the Secretary, and procedures established by the Secretary for the conduct of the Fast Play Fa-la-la-la-Llama lottery game.

(b) Decisions made by the Secretary, including the declaration of prizes and the payment thereof, in interpretation of this notice are final and binding on players and persons making a claim in respect thereof.

17. *Retailer compensation:*

(a) Authorized retailers may be entitled to compensation as determined by the Lottery.

(b) No authorized retailer or employee of an authorized retailer shall request, demand, or accept gratuities or any

compensation other than as provided in subsection (a) in exchange for the performance of duties authorized pursuant to the Lottery retailer's license without the Lottery's prior written authorization.

18. *Retailer Incentive Programs:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Pennsylvania Fast Play Fa-la-la-la-Llama lottery game tickets.

19. *Retailer bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania Fast Play lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which they qualify on a winning ticket. A bonus will be initiated for payment after the Fast Play game ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery Fast Play game ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

20. *Termination of the game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Fa-la-la-la-Llama or through normal communications methods.

21. *Applicability:* This notice applies only to the Fa-la-la-Llama lottery game announced in this notice.

C. DANIEL HASSELL,  
Secretary

[Pa.B. Doc. No. 20-1502. Filed for public inspection October 30, 2020, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Pennsylvania Ho Ho Whoa Fast Play Game 5101

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 803.11 (relating to powers and duties of the Secretary of Revenue), the Secretary of Revenue hereby provides public notice of the rules for the following lottery game:

1. *Name:* The name of the lottery game is Pennsylvania Ho Ho Whoa (hereinafter "Ho Ho Whoa"). The game number is PA-5101.

2. *Definitions:*

(a) *Authorized retailer or retailer:* A person who is properly licensed by the Lottery pursuant to 61 Pa. Code §§ 805.1—805.17.



(b) *Bar code*: The symbology on the ticket containing certain encrypted validation and accounting data used for identifying winning and losing tickets.

(c) *Game Ticket*: A bearer instrument produced through a Lottery Terminal that is the player's record of a play for a Fast Play lottery game and sold by an authorized retailer containing the play and validation data as published in this game notice.

(d) *Lottery Central Computer System*: The computer gaming system on which all Fast Play plays are recorded.

(e) *Lottery Terminal*: A device authorized by the Lottery to function in an interactive mode with the Lottery Central Computer System for the purpose of issuing plays, executing Quick Pick selections, and entering, receiving, and processing lottery transactions, including making purchases, validating plays, transmitting reports, and performing inventory functions.

(f) *Play*: A chance to participate in a particular Fast Play lottery game.

(g) *Play Area*: The area on a ticket, which contains one or more play symbols.

(h) *PLAY GRID*: The play symbols found in the play area that, when paired as instructed on the game ticket, determine whether a player wins a prize.

(i) *Play Symbol*: A number, letter, symbol, image or other character found in the play area, which is used to determine whether a player wins a prize.

(j) *Prize*: A non-monetary item, money, or experience that can be won as specified in section 7 (relating to prizes available to be won and determination of prize winners) of this game notice.

(k) *PRIZE LEGEND*: The area on the ticket that shows a player the corresponding prize that can be won by matching different winning scenarios.

(l) *Winning ticket*: A game ticket which has been validated and qualifies for a prize.

3. *Price*: The price of a Ho Ho Whoa ticket is \$1.

4. *Description of the Ho Ho Whoa Fast Play lottery game*:

(a) The Ho Ho Whoa lottery game is an instant win game printed from a Lottery Terminal. All prizes are predetermined, and the player does not have the ability to select their own play symbols. Ho Ho Whoa tickets may be purchased from an authorized retailer or at a Lottery self-service terminal that sells terminal-based Lottery game tickets. Tickets purchased from an authorized retailer shall be printed on-demand at the time of purchase and may not be preprinted by the retailer.

(b) Ho Ho Whoa is played by matching pairs of like play symbols in the "PLAY GRID" area. A player matching two or more pairs of like play symbols in the "PLAY GRID" area wins the corresponding prize shown in the "PRIZE LEGEND." A player matching zero pairs of like play symbols in the "PLAY GRID" area wins a prize of \$10. A bet slip is not used to play this game.

(c) Players can win the prizes identified in section 7 (relating to prizes available to be won and determination of prize winners).

(d) A Ho Ho Whoa game ticket cannot be canceled or voided once printed by the Lottery Terminal, even if printed in error.

(e) To purchase a ticket at an authorized retailer, a player must remit the purchase price to the retailer and verbally request a Ho Ho Whoa game ticket. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

(f) To purchase a ticket at a Pennsylvania Lottery self-service terminal, the player must insert into the self-service terminal a dollar amount equal to the total purchase price of a Ho Ho Whoa game ticket and select the Ho Ho Whoa option on the Lottery self-service terminal. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

5. *Ho Ho Whoa ticket characteristics*:

(a) A Ho Ho Whoa ticket shall contain a play area, the cost of the play, the date of sale, and a bar code.

(b) *Play Symbols*: Each Ho Ho Whoa ticket play area will contain a "PLAY GRID" area. The play symbols and their captions, located in the "PLAY GRID" area, are: Santa symbol, Snow Globe symbol, Gingerbread symbol, Reindeer symbol, Present symbol, Snowman symbol, Candy Cane symbol, Stocking symbol, Tree symbol, Fireplace symbol, Ornament symbol, Bag symbol, Hat symbol, Snowflake symbol, Sleigh symbol, Mitten symbol, Wreath symbol, Bow symbol, Candle symbol, List symbol and a Calendar symbol.

(c) *Prizes*: The prizes that can be won in this game are: \$1, \$2, \$5, \$10, \$20, \$50, \$100, \$200, \$500 and \$2,500. A player can win up to one time on a ticket.

(d) *Approximate number of tickets available for the game*: Approximately 2,400,000 tickets will be available for sale for the Ho Ho Whoa lottery game.

6. *Second-Chance Drawing*: The Pennsylvania Lottery will conduct a \$100,000 Wish List Second-Chance Drawing for which non-winning Ho Ho Whoa Fast Play lottery game tickets may be eligible as provided for in section 9.

7. *Prizes available to be won and determination of prize winners*:

(a) All Ho Ho Whoa prize payments will be made as one-time, lump-sum cash payments.

(b) Holders of tickets upon which a player matches ten pairs of like play symbols in the "PLAY GRID," on a single ticket, shall be entitled to a prize of \$2,500.

(c) Holders of tickets upon which a player matches nine pairs of like play symbols in the "PLAY GRID," on a single ticket, shall be entitled to a prize of \$500.

(d) Holders of tickets upon which a player matches eight pairs of like play symbols in the "PLAY GRID," on a single ticket, shall be entitled to a prize of \$200.

(e) Holders of tickets upon which a player matches seven pairs of like play symbols in the "PLAY GRID," on a single ticket, shall be entitled to a prize of \$100.

(f) Holders of tickets upon which a player matches six pairs of like play symbols in the "PLAY GRID," on a single ticket, shall be entitled to a prize of \$50.

(g) Holders of tickets upon which a player matches five pairs of like play symbols in the "PLAY GRID," on a single ticket, shall be entitled to a prize of \$20.

(h) Holders of tickets upon which a player matches zero pairs of like play symbols in the "PLAY GRID," on a single ticket, shall be entitled to a prize of \$10.

(i) Holders of tickets upon which a player matches four pairs of like play symbols in the “PLAY GRID,” on a single ticket, shall be entitled to a prize of \$5.

(j) Holders of tickets upon which a player matches three pairs of like play symbols in the “PLAY GRID,” on a single ticket, shall be entitled to a prize of \$2.

(k) Holders of tickets upon which a player matches two

pairs of like play symbols in the “PLAY GRID,” on a single ticket, shall be entitled to a prize of \$1.

8. *Number and description of prizes and approximate chances of winning:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate chances of winning:

| <i>When You Match At Least Two Pairs Of Like Symbols In The “PLAY GRID” Below, Win Corresponding Prize Shown In The “PRIZE LEGEND.” Win With:</i> | <i>Win:</i> | <i>Approximate Chances Of Winning Are 1 In:</i> | <i>Approximate No. Of Winners Per 2,400,000 Tickets:</i> |
|---|-------------|---|--|
| 2 PAIRS   | \$1         | 8   | 300,000  |
| 3 PAIRS   | \$2         | 13.33   | 180,000  |
| 4 PAIRS   | \$5         | 40  | 60,000   |
| 0 PAIRS   | \$10        | 62.5  | 38,400   |
| 5 PAIRS   | \$20        | 1,000   | 2,400  |
| 6 PAIRS   | \$50        | 60,000  | 40   |
| 7 PAIRS   | \$100       | 60,000  | 40   |
| 8 PAIRS   | \$200       | 60,000  | 40   |
| 9 PAIRS   | \$500       | 120,000   | 20   |
| 10 PAIRS  | \$2,500     | 240,000   | 10   |

When none of the symbols match, win \$10 instantly!

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Second-Chance Drawing:* The Pennsylvania Lottery’s (hereafter, the “Lottery”) \$100,000 Wish List Second-Chance Drawing for qualifying Fast Play lottery game tickets (hereafter, the “Drawing”).

(a) *Qualifying Tickets:* Non-winning PA-5099 Peng-Win Plunge (\$5), PA-5100 Fa-la-la-la-Llama (\$2) and PA-5101 Ho Ho Whoa (\$1) Fast Play lottery game tickets (“Qualifying Tickets”) are eligible for entry in the Drawing.

(b) *Participation and entry:*

(1) Entrants must be members of the Pennsylvania Lottery VIP Players Club to participate in the Drawing. To join the VIP Players Club, visit <http://www.palottery.state.pa.us/vipplayersclub/login.aspx>. Becoming a VIP Players Club member is free.

(2) To enter the Drawing, entrants must submit the identifying information from at least one Qualifying Ticket via the Drawing’s promotional web site, available at <http://www.palottery.com>, or the Lottery’s official mobile application during the entry period. The identifying information from a Qualifying Ticket may be submitted only once in the Drawing. No other method of submission will be accepted, and entries submitted using any other method, including entries mailed or hand-delivered to the Lottery, are not valid and will be disqualified.

(3) Each entry must be complete and the information supplied by the entrant must be accurate. Incomplete entries cannot be accepted.

(4) Only one claimant per entry is allowed.

(5) Entrants must be 18 years of age or older.

(6) Players may submit the identifying information from an unlimited number of Qualifying Tickets in the Drawing.

(7) Once an entry has been submitted it cannot be withdrawn or changed.

(c) *Drawing description:*

(1) The Drawing will consist of two drawings and an animated virtual image that will reveal the number of entries the entrant receives by entering a Qualifying Ticket.

(2) *Drawings:*

(i) The Lottery will conduct a total of two drawings. The drawings will consist of a “Nice List Drawing” and a “Naughty List Drawing.” A Qualifying Ticket may only be entered into one of the drawings. The Entrant must choose which drawing to enter. Once an entry has been submitted it cannot be withdrawn or changed. All time references are Eastern Prevailing Time.

(ii) All entries received after 11:59:59 p.m. November 2, 2020, through 11:59:59 p.m. January 7, 2021, will be entered into the Drawing to be held between January 8, 2021 and January 19, 2021.

(3) The entry period for the Drawing will be posted to the Lottery’s publicly accessible web site at <http://www.palottery.com>.

(4) The number of entries an entrant will receive for the Drawing is determined by the purchase price of the Qualifying Ticket entered. The respective purchase price and corresponding number of entries for the Qualifying Ticket is as follows: PA-5099 Peng-Win Plunge (\$5) = five entries; PA-5100 Fa-la-la-la-Llama (\$2) = two entries and PA-5101 Ho Ho Whoa (\$1) = one entry.

(5) Players may review prizes won and their entries for the Drawing via the Drawing’s promotional web site.

(d) *Prizes available to be won, determination of winners, and odds of winning:*

(1) The prize entitlements described below are subject to all restrictions and limitations described in section 9(e), or mentioned anywhere else in these rules.

(2) The Lottery will conduct two Drawings from among all the entries received during the entry period as described in section 9(c)(2).

(3) *Nice List Drawing:*

(i) The first entry selected in the Drawing will be a winning entry and the entrant who submitted that winning entry shall be entitled to a prize of \$100,000, less required income tax withholding.

(ii) The second entry selected in the Drawing will be a winning entry and the entrant who submitted that winning entry shall be entitled to a prize of \$10,000, less required income tax withholding.

(iii) The third through the seventh entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$5,000.

(iv) The eighth through the twenty-second entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize of \$1,000.

(v) The twenty-third through the seventy-second entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize \$100 iLottery Bonus Money.

(4) *Naughty List Drawing:*

(i) The first entry selected in the Drawing will be a winning entry and the entrant who submitted that winning entry shall each be entitled to a prize of \$100,000, less required income tax withholding.

(ii) The second entry selected in the Drawing will be a winning entry and the entrant who submitted that winning entry shall each be entitled to a prize of \$25,000, less required income tax withholding.

(iii) The third through the seventh entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$5,000.

(iv) The eighth through the fifty-seventh entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize \$100 iLottery Bonus Money.

(5) Winners of iLottery Bonus Money are not required to claim a prize. Winners of iLottery Bonus Money will have the iLottery Bonus Money credited to their Lottery account and will receive an email notifying them that they won a prize.

(6) The number of winning entries to be selected for the Drawing will be posted to the Lottery's publicly accessible web site.

(7) The odds of winning in the Drawing depend upon the number of entries received for the Drawing.

(8) A computer-generated randomizer will be used to select the Drawing winners.

(e) *Drawing restrictions:*

(1) To be eligible to participate in the Drawing, entrants must have complied with the requirements of these rules.

(2) The Lottery is not responsible for late, lost or misdirected entries not entered into the Drawing. The Lottery is not responsible for entries that are not entered into the Drawing because of incompatible internet browsers, mobile Lottery application failure or other technical issues. If an entry is selected as a winner and rejected or otherwise disqualified during or following the Drawing, the Lottery will select another entry to replace the rejected or otherwise disqualified entry in accordance with these rules and Lottery procedure.

(3) If any discrepancy exists between these rules and any material describing the Drawing, these rules shall govern.

(4) Employees of the Lottery, 9Rooftops Marketing, LLC (formerly known as MARC USA), Scientific Games International Inc., MDI Entertainment, LLC, and their subcontractors, or a spouse, child, brother, sister or parent residing as a member of the same household of any such person are not eligible to participate in the Drawing. Offer void where prohibited or restricted.

(5) The Pennsylvania Lottery reserves the right, in its sole discretion, to cancel or suspend the Drawing and change these rules if the Drawing cannot be conducted as planned due to errors in these rules or advertising, unauthorized intervention, tampering, fraud, technical errors, viruses, worms, bugs, or any other cause beyond the control of the Lottery that, in the Lottery's sole judgment, could corrupt or impair the administration, security, fairness, integrity, or proper conduct of the Drawing.

(6) All entries shall be subject to verification by the Lottery.

(7) The Pennsylvania Lottery reserves the right, in its sole discretion, to disqualify an entrant found to be tampering with the operation of the Drawing or to be acting in violation of these rules or applicable law.

(8) The Drawing is governed by the laws of the Commonwealth of Pennsylvania. Applicable laws and regulations apply.

(9) Final determination of winners will be made by the Secretary, whose judgment will be final and binding.

(10) A prize awarded in the Drawing to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of a prize winner).

(11) A winner is responsible for all taxes arising from or in connection with any prize won.

(12) A player may only win the prize for which the player is first selected in the Drawing. Subsequent entries, from the same individual, selected in the Drawing will be disqualified and a replacement entry will be selected.

(13) Winners of iLottery Bonus Money must abide by the iLottery Terms & Conditions, the iLottery Bonus Policy and these rules. iLottery Bonus Money will expire 90 days from the date on which the winner was notified, via email, of the prize win, as further detailed in section 9(d)(5). iLottery Bonus Money has a five times play through requirement in order to convert the iLottery Bonus Money into cash. For example, for a player winning \$100 of iLottery Bonus Money, the player is required to place \$500 in wagers before the iLottery Bonus Money awarded is converted into cash which may be withdrawn from the player's Lottery account.

- (14) Prizes are not transferrable.
- (15) Other restrictions may apply.

10. *Ticket responsibility:*

(a) A Fast Play lottery game ticket is a bearer document deemed to be owned by the person holding the game ticket, except that if a name is contained on the back of the game ticket, the person named will, for all purposes, be considered the owner of the game ticket.

(b) The holder of a Fast Play lottery game ticket has the sole responsibility for checking the accuracy and condition of the data printed on the game ticket.

(c) The Commonwealth shall not be responsible for a lost or stolen Fast Play lottery game ticket, or for a Fast Play ticket redeemed by a player in error.

11. *Ticket validation and requirements:*

(a) *Valid Fast Play lottery game tickets.* To be a valid Fast Play lottery game ticket, the presented game ticket must meet the following requirements:

(1) The game ticket's bar code shall be present in its entirety.

(2) The game ticket must be intact.

(3) The game ticket may not be mutilated, altered, reconstituted or tampered with.

(4) The game ticket may not be counterfeit or a duplicate of a winning ticket.

(5) The game ticket must have been validly issued.

(6) The game ticket data shall have been recorded on the Lottery Central Computer System and the game ticket data shall match the computer record in every respect.

(7) The game ticket must not be defectively printed or printed or produced in error such that it cannot be processed or validated by the Lottery.

(8) The game ticket must pass other confidential security checks of the Lottery.

(b) *Invalid or defective game tickets:* A game ticket not passing the validation requirements in subsection (a) will be considered invalid and no payment will be made on account of any play recorded thereon. The determination of the Secretary in this regard is final.

12. *Procedures for claiming and payment of prizes:*

(a) A prize may be claimed through an authorized retailer or the Lottery, as provided in this section. A prize must be claimed within 1 year of the sale date of the Fast Play lottery game ticket.

(b) An authorized retailer is authorized to pay prizes of \$2,500 or less. The holder of a game ticket evidencing a winning play representing a prize of \$2,500 or less may be paid by a participating authorized retailer if a proper validation pay ticket was issued by the retailer's Lottery Terminal.

(c) The holder of a game ticket evidencing a winning play representing a prize in excess of \$2,500 may present the game ticket to an authorized retailer, Lottery District Office, or Lottery Headquarters.

(d) The holder of a game ticket evidencing a winning play shall present the ticket, in person, to an authorized retailer, Lottery Headquarters or a Lottery District Office. The retailer or the Lottery will issue payment if:

(1) The game ticket is scanned and the play is validated through the Lottery Terminal or the Lottery Central Computer System;

(2) A claim form is properly and fully completed;

(3) The identification of the claimant is confirmed; and

(4) The winning ticket has not expired, pursuant to this section or section 14 (relating to unclaimed prizes).

(e) The Commonwealth shall not be responsible for a winning play paid in error by an authorized retailer.

(f) In the event a prize described in these rules is not available, the Lottery may either provide a substitute prize, determined by the Secretary to have an equivalent value to the prize won, or make a cash payment to the winner, in an amount determined by the Secretary to have an equivalent value to the prize won.

13. *Funding for prizes:* Moneys will be drawn from the State Lottery Fund, to the extent necessary, to fund the payment of prizes under this section. If this lottery game is terminated for any cause, prize moneys remaining undistributed will remain in the State Lottery Fund and used for purposes otherwise provided for by law.

14. *Unclaimed prizes:* Unclaimed prize money on winning Fast Play lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto for 1 year from the sale date of the Fast Play lottery game ticket. If no claim is made within 1 year from the sale date of the Fast Play lottery game ticket, the right of a ticket holder to claim the prize represented by that ticket, if any, shall expire.

15. *Purchase and prize restrictions:* A Fast Play lottery game ticket may not be purchased by, and a prize may not be paid, to an officer or employee of the Lottery, Lottery professional services contractors or subcontractors, or to a spouse, child, brother, sister or parent residing in the same household of an officer, employee, contractor or subcontractor who is involved in the production, distribution or operation of systems for the validation or accounting of Fast Play games.

16. *Governing law:*

(a) By purchasing a ticket, the purchaser agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), this notice, instructions, conditions and final decisions of the Secretary, and procedures established by the Secretary for the conduct of the Fast Play Ho Ho Whoa lottery game.

(b) Decisions made by the Secretary, including the declaration of prizes and the payment thereof, in interpretation of this notice are final and binding on players and persons making a claim in respect thereof.

17. *Retailer compensation:*

(a) Authorized retailers may be entitled to compensation as determined by the Lottery.

(b) No authorized retailer or employee of an authorized retailer shall request, demand, or accept gratuities or any compensation other than as provided in subsection (a) in exchange for the performance of duties authorized pursuant to the Lottery retailer's license without the Lottery's prior written authorization.

18. *Retailer Incentive Programs:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Pennsylvania Fast Play Ho Ho Whoa lottery game tickets.

19. *Retailer bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania Fast Play lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which they qualify on a winning ticket. A bonus will be initiated for payment after the Fast Play game ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery Fast Play game ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

20. *Termination of the game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Ho Ho Whoa or through normal communications methods.

21. *Applicability:* This notice applies only to the Ho Ho Whoa lottery game announced in this notice.

C. DANIEL HASSELL,  
Secretary

[Pa.B. Doc. No. 20-1503. Filed for public inspection October 30, 2020, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Pennsylvania Millionaire Raffle XXX Raffle Lottery Game

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 lottery game is Pennsylvania Millionaire Raffle XXX.

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

3. *Ticket Sales and Drawing Date:* Pennsylvania Millionaire Raffle XXX lottery game ticket sales will commence on or after November 3, 2020, and will continue until all 500,000 tickets have been sold, or 8:00 p.m. on January 2, 2021, whichever occurs earlier.

4. *Ticket Characteristics:* Each Pennsylvania Millionaire Raffle XXX lottery game ticket will contain one unique computer-generated eight-digit number between 00000001 and 00500000, the drawing date, amount bet, and validation data.

5. *Prizes:* The prizes that can be won in this game are \$100, \$1,000, \$100,000 and \$1,000,000.

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 XXX 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. *Weekly Drawings:*

(a) *Conduct of the Weekly Drawings:* The Lottery will conduct eight (8) Weekly Drawings, each of which will award one (1) prize of \$100,000, for a total of eight (8) prizes.

(1) Each ticket purchased during the entry period for each Weekly Drawing will be automatically entered into that week's Weekly Drawing, as described in section 7(b) (relating to Weekly Drawing entry periods), as well as the Millionaire Raffle Drawing on January 2, 2021, as described in section 8 (relating to conduct of Millionaire Raffle Drawing).

(2) A computer-generated randomizer will be used to conduct each Weekly Drawing. One unique eight-digit number will be drawn from the range of numbers representing the chances sold during each Weekly Drawing entry period. The unique eight-digit number drawn will be the winning number.

(3) The winning ticket numbers for each Weekly Drawing will be posted to the Pennsylvania Lottery's publicly accessible web site.

#### (b) *Weekly Drawing Entry Periods:*

(1) All tickets sold between November 3, 2020 at 12:00:00 a.m. and November 9, 2020 at 11:59:59 p.m. will be entered into Weekly Drawing 1, held between November 10, 2020 and November 16, 2020, with winners announced by November 16, 2020.

(2) All tickets sold between November 10, 2020 at 12:00:00 a.m. and November 16, 2020 at 11:59:59 p.m. will be entered into Weekly Drawing 2, held between November 17, 2020 and November 23, 2020, with winners announced by November 23, 2020.

(3) All tickets sold between November 17, 2020 at 12:00:00 a.m. and November 23, 2020 at 11:59:59 p.m. will be entered into Weekly Drawing 3, held between November 24, 2020 and December 1, 2020, with winners announced by December 1, 2020.

(4) All tickets sold between November 24, 2020 at 12:00:00 a.m. and November 30, 2020 at 11:59:59 p.m. will be entered into Weekly Drawing 4, held between December 1, 2020 and December 7, 2020, with winners announced by December 7, 2020.

(5) All tickets sold between December 1, 2020 at 12:00:00 a.m. and December 7, 2020 at 11:59:59 p.m. will be entered into Weekly Drawing 5, held between December 8, 2020 and December 14, 2020, with winners announced by December 14, 2020.

(6) All tickets sold between December 8, 2020 at 12:00:00 a.m. and December 14, 2020 at 11:59:59 p.m. will be entered into Weekly Drawing 6, held between December 15, 2020 and December 21, 2020, with winners announced by December 21, 2020.

(7) All tickets sold between December 15, 2020 at 12:00:00 a.m. and December 21, 2020 at 11:59:59 p.m.

will be entered into Weekly Drawing 7, held between December 22, 2020 and December 28, 2020, with winners announced by December 28, 2020.

(8) All tickets sold between December 22, 2020 at 12:00:00 a.m. and December 28, 2020 at 11:59:59 p.m. will be entered into Weekly Drawing 8, held between December 29, 2020 and January 2, 2021, with winners announced by January 2, 2021.

(9) All tickets sold after December 28, 2020 at 11:59:59 p.m. will only be eligible for the Millionaire Raffle drawing.

(c) *Determination of Weekly Drawing Prize Winners:*

(1) The first unique eight-digit number drawn from among the tickets automatically entered into each of the Weekly Drawings will be the winning number and the holder of the ticket that matches the winning number shall be entitled to a prize of \$100,000.

(2) The tickets bearing the winning numbers from each Weekly Drawing shall be ineligible to win a prize in any subsequent Weekly Drawing, but shall be entered into the Millionaire Raffle Drawing, as described in section 8 (relating to conduct of Millionaire Raffle Drawing), and shall be eligible to win a prize described in section 9 (relating to determination of Millionaire Raffle Drawing winners).

(d) *Conduct of Weekly Drawings in the Event that All Tickets Are Sold:*

(1) If all Raffle tickets are sold during any of the Weekly Drawing entry periods described in section 7(b) (relating to Weekly Drawing entry periods), the Lottery will conduct the Weekly Drawing for that entry period from among all tickets sold during that entry period. For all subsequent Weekly Drawings, all non-winning tickets from the prior Weekly Drawing(s) will be eligible to be entered into any remaining Weekly Drawings, subject to section 7(d)(2).

(2) A winning ticket selected in any Weekly Drawing conducted under subsection 7(d) (relating to conduct of Weekly Drawings in the event that all tickets are sold) will be ineligible to win in any subsequent Weekly Drawings conducted under this subsection.

(e) The odds of an entry being selected in each Weekly Drawing depends upon the number of tickets sold during the entry period for each Weekly Drawing.

(f) The entry periods for the Weekly Drawings will be posted to the Pennsylvania Lottery's publicly accessible web site.

8. *Conduct of Millionaire Raffle Drawing:* The results of the Pennsylvania Millionaire Raffle XXX lottery game will be posted to the Lottery's publicly accessible web site on January 2, 2021, after 10:00 p.m. A computer-generated randomizer will be used to conduct the drawing. Six-thousand (6,000) unique eight-digit numbers will be drawn from the range of numbers representing the chances sold. 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. A player may only win one time on each ticket or chance for the Millionaire Raffle Drawing.

9. *Determination of Millionaire Raffle Drawing Prize Winners:*

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

10. *Number and Description of Prizes and Approximate Odds:* The Pennsylvania Millionaire Raffle XXX lottery game prizes and determination of winners are as follows:

| <i>Ticket Matching Exactly the Unique Eight-digit Number Drawn:</i> | <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                | 84.86                                    | 5,892                     |

The odds of winning are based on selling all 500,000 tickets. If all 500,000 tickets are not sold, the odds of winning will depend on the total number of tickets sold. All Pennsylvania Millionaire Raffle XXX lottery game prize payments, including first-prize-tier prizes, will be made as one-time, lump-sum cash payments. All required income tax withholding will be automatically deducted from the lump-sum cash payment for all first-prize-tier and second-prize-tier prizes.

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

12. *Retailer Bonus:* The Lottery in its sole discretion may offer a retailer bonus in connection with the sale of Pennsylvania Millionaire Raffle XXX lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. A Lottery retailer is entitled only to the largest bonus for which they qualify for on a winning ticket. A bonus will be initiated for payment after the winning ticket is claimed and validated or approximately 30 days after the date of the drawing in which the winning ticket was entered, provided that Lottery security can and has verified the sales transaction as valid. A bonus will not be awarded to a Lottery retailer that sells a Pennsylvania Lottery Millionaire Raffle XXX ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize in that second-chance drawing or promotion.

13. *Promotional Drawings:* The Pennsylvania Lottery may conduct promotional drawings associated with the Pennsylvania Millionaire Raffle XXX lottery game. If the Lottery does conduct such a promotional drawing, Pennsylvania Millionaire Raffle XXX lottery game tickets will be imprinted with a unique code to be used by players to enter the promotional drawings. The promotional drawings may be held independently of or in conjunction with the regular Pennsylvania Millionaire Raffle XXX drawings. The Secretary will announce the existence of the promotional drawings. Winners of promotional drawings will be randomly selected from the group of qualified entries. A description of the available prize(s) and the specific rules and other information necessary for the conduct of the promotional drawings will be posted to the Lottery's publicly accessible website. A copy of the same will also be kept on file with the Lottery and will be available upon request.

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

15. *Unclaimed Prize Money:* Unclaimed prize money on winning Pennsylvania Millionaire Raffle XXX lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto for 1 year from the announced close of the Pennsylvania Millionaire Raffle XXX lottery game. If no claim is made within 1 year of the announced close of the Pennsylvania Millionaire Raffle XXX lottery game conducted by the State Lottery, the right of a ticket holder to claim the prize represented by that ticket, if any, expires and the prize money will be paid into the State Lottery Fund and used for purposes otherwise provided for by statute.

16. *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.

C. DANIEL HASSELL,  
Secretary

[Pa.B. Doc. No. 20-1504. Filed for public inspection October 30, 2020, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Pennsylvania Peng-Win Plunge Fast Play Game 5099

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 803.11 (relating to powers and duties of the Secretary of Revenue), the Secretary of Revenue hereby provides public notice of the rules for the following lottery game:

1. *Name:* The name of the lottery game is Pennsylvania Peng-Win Plunge (hereinafter "Peng-Win Plunge"). The game number is PA-5099.

2. *Definitions:*

(a) *Authorized retailer or retailer:* A person who is properly licensed by the Lottery pursuant to 61 Pa. Code §§ 805.1—805.17.

(b) *Bar code:* The symbology on the ticket containing certain encrypted validation and accounting data used for identifying winning and losing tickets.

(c) *BRR BONUS:* The area at the bottom of a Peng-Win Plunge ticket containing four play symbols that, when two like symbols are matched, determine whether the player wins the "BRR BONUS PRIZE." The BRR BONUS is played separately.

(d) *BRR BONUS PRIZE:* The area on a ticket containing the prize that can be won in the "BRR BONUS" game.

(e) *Game Ticket:* A bearer instrument produced through a Lottery Terminal that is the player's record of a play for a Fast Play lottery game and sold by an authorized retailer containing the play and validation data as published in this game notice.

(f) *Lottery Central Computer System:* The computer gaming system on which all Fast Play plays are recorded.

(g) *Lottery Terminal:* A device authorized by the Lottery to function in an interactive mode with the Lottery Central Computer System for the purpose of issuing plays, executing Quick Pick selections, and entering, receiving, and processing lottery transactions, including making purchases, validating plays, transmitting reports, and performing inventory functions.

(h) *Play:* A chance to participate in a particular Fast Play lottery game.

(i) *Play Area:* The area on a ticket which contains one or more play symbols.

(j) *Play Symbol:* A number, letter, symbol, image or other character found in the play area which is used to determine whether a player wins a prize.

(k) *Prize:* A non-monetary item, money, or experience that can be won as specified in section 7 (relating to prizes available to be won and determination of prize winners) of this game notice.

(l) *WINNING NUMBERS*: The numbers, letters, symbols or other characters found in the play area that, when matched against the play symbols in the “YOUR NUMBERS” area, determine whether a player wins a prize.

(m) *Winning ticket*: A game ticket which has been validated and qualifies for a prize.

(n) *YOUR NUMBERS*: The numbers, letters, symbols or other characters found in the play area that, when matched against the play symbols in the “WINNING NUMBERS” area, determine whether a player wins a prize.

3. *Price*: The price of a Peng-Win Plunge ticket is \$5.

4. *Description of Peng-Win Plunge Fast Play lottery game*:

(a) Peng-Win Plunge lottery game is an instant win game printed from a Lottery Terminal. All prizes are predetermined, and the player does not have the ability to select their own play symbols. Peng-Win Plunge tickets may be purchased from an authorized retailer or at a Lottery self-service terminal that sells terminal-based Lottery game tickets. Tickets purchased from an authorized retailer shall be printed on-demand at the time of purchase and may not be preprinted by the retailer.

(b) Peng-Win Plunge is played by matching the play symbols located in the “YOUR NUMBERS” area to the play symbols located in the “WINNING NUMBERS” area. A player matching play symbols in this manner will win the prize shown under the “YOUR NUMBERS” play symbol. A bet slip is not used to play this game.

(c) Peng-Win Plunge is also played by matching any two of the four symbols in the “BRR BONUS” area. Players matching two like play symbols in this manner will win the “BRR BONUS PRIZE.” The “BRR BONUS” is played separately.

(d) Players can win the prizes identified in section 7 (relating to prizes available to be won and determination of prize winners).

(e) Peng-Win Plunge tickets cannot be canceled or voided once printed by the Lottery Terminal, even if printed in error.

(f) To purchase a ticket at an authorized retailer, a player must remit the purchase price to the retailer and verbally request a Peng-Win Plunge ticket. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

(g) To purchase a ticket at a Pennsylvania Lottery self-service terminal, the player must insert into the self-service terminal a dollar amount equal to the total purchase price of a Peng-Win Plunge ticket and select Peng-Win Plunge option on the Lottery self-service terminal. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

5. *Peng-Win Plunge ticket characteristics*:

(a) Peng-Win Plunge tickets shall contain a play area, the cost of the play, the date of sale, and a bar code.

(b) *Play Symbols*: Peng-Win Plunge tickets will contain a “WINNING NUMBERS” area, a “YOUR NUMBERS” area and a “BRR BONUS” area. The play symbols and their captions, located in the “WINNING NUMBERS” area and the “YOUR NUMBERS” area, are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16

(SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRT), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN) and 40 (FORT). The “BRR BONUS” play symbols, located in the “BRR BONUS” area, are: Snowman symbol, Snowflake symbol, Hat symbol, Mountain symbol, Polar Bear symbol, and a Reindeer symbol.

(c) *Prize Symbols*: The prizes symbols and their captions, located in the play area, are: \$5<sup>00</sup> (FIV DOL), \$10<sup>00</sup> (TEN DOL), \$15<sup>00</sup> (FIFTEEN), \$20<sup>00</sup> (TWENTY), \$40<sup>00</sup> (FORTY), \$50<sup>00</sup> (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$500 (FIV HUN), \$1,000 (ONE THO) and \$25,000 (TWYFIVTHO). The prize symbols and their captions, located in the “BRR BONUS PRIZE” area, are: \$5<sup>00</sup> (FIV DOL), \$10<sup>00</sup> (TEN DOL), \$15<sup>00</sup> (FIFTEEN), \$20<sup>00</sup> (TWENTY), \$40<sup>00</sup> (FORTY), \$50<sup>00</sup> (FIFTY), \$100 (ONE HUN) and \$500 (FIV HUN).

(d) *Prizes*: The prizes that can be won in this game are: \$5, \$10, \$15, \$20, \$40, \$50, \$100, \$200, \$500, \$1,000 and \$25,000. The prizes that can be won in the “BRR BONUS PRIZE” area, are: \$5, \$10, \$15, \$20, \$40, \$50, \$100 and \$500. A player can win up to 12 times on a ticket.

(e) *Approximate number of tickets available for the game*: Approximately 1,200,000 tickets will be available for sale for the Peng-Win Plunge lottery game.

6. *Second-Chance Drawing*: The Pennsylvania Lottery will conduct a \$100,000 Wish List Second-Chance Drawing for which non-winning Peng-Win Plunge lottery game tickets may be eligible as provided for in section 9.

7. *Prizes available to be won and determination of prize winners*:

(a) All Peng-Win Plunge prize payments will be made as one-time, lump-sum cash payments.

(b) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$25,000 (TWYFIVTHO) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$25,000.

(c) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$1,000 (ONE THO) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(d) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$500 (FIV HUN) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$500.

(e) Holders of tickets upon which any two like play symbols are found in the “BRR BONUS” area, and a prize symbol of \$500 (FIV HUN) appears in the “BRR BONUS PRIZE” area, on a single ticket, shall be entitled to a prize of \$500.

(f) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$200 (TWO HUN) appears in the “Prize” area under the



matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$200.

(g) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$100 (ONE HUN) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(h) Holders of tickets upon which any two like play symbols are found in the "BRR BONUS" area, and a prize symbol of \$100 (ONE HUN) appears in the "BRR BONUS PRIZE" area, on a single ticket, shall be entitled to a prize of \$100.

(i) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$50<sup>.00</sup> (FIFTY) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(j) Holders of tickets upon which any two like play symbols are found in the "BRR BONUS" area, and a prize symbol of \$50<sup>.00</sup> (FIFTY) appears in the "BRR BONUS PRIZE" area, on a single ticket, shall be entitled to a prize of \$50.

(k) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$40<sup>.00</sup> (FORTY) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$40.

(l) Holders of tickets upon which any two like play symbols are found in the "BRR BONUS" area, and a prize symbol of \$40<sup>.00</sup> (FORTY) appears in the "BRR BONUS PRIZE" area, on a single ticket, shall be entitled to a prize of \$40.

(m) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$20<sup>.00</sup> (TWENTY) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(n) Holders of tickets upon which any two like play symbols are found in the "BRR BONUS" area, and a prize symbol of \$20<sup>.00</sup> (TWENTY) appears in the "BRR BONUS PRIZE" area, on a single ticket, shall be entitled to a prize of \$20.

(o) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$15<sup>.00</sup> (FIFTEEN) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$15.

(p) Holders of tickets upon which any two like play symbols are found in the "BRR BONUS" area, and a prize symbol of \$15<sup>.00</sup> (FIFTEEN) appears in the "BRR BONUS PRIZE" area, on a single ticket, shall be entitled to a prize of \$15.

(q) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$10<sup>.00</sup> (TEN DOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(r) Holders of tickets upon which any two like play symbols are found in the "BRR BONUS" area, and a prize symbol of \$10<sup>.00</sup> (TEN DOL) appears in the "BRR BONUS PRIZE" area, on a single ticket, shall be entitled to a prize of \$10.

(s) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$5<sup>.00</sup> (FIV DOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(t) Holders of tickets upon which any two like play symbols are found in the "BRR BONUS" area, and a prize symbol of \$5<sup>.00</sup> (FIV DOL) appears in the "BRR BONUS PRIZE" area, on a single ticket, shall be entitled to a prize of \$5.

8. *Number and description of prizes and approximate chances of winning:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate chances of winning:

| <i>When Any of "YOUR NUMBERS" Match Any "WINNING NUMBER," Win Prize Shown Under The Matching Number. Win With:</i> | <i>BRR BONUS:</i> | <i>Win:</i> | <i>Approximate Chances Of Winning Are 1 In:</i> | <i>Approximate No. Of Winners Per 1,200,000 Tickets:</i> |
|--|-------------------|-------------|---|--|
|  | \$5               | \$5         | 16.67   | 72,000   |
| \$5  |                   | \$5         | 16.67   | 72,000   |
| \$5 x 2  |                   | \$10        | 50  | 24,000   |
| \$5  | \$5               | \$10        | 50  | 24,000   |
|  | \$10              | \$10        | 50  | 24,000   |
| \$10   |                   | \$10        | 50  | 24,000   |
| \$5 x 3  |                   | \$15        | 200   | 6,000  |
| \$5  | \$10              | \$15        | 100   | 12,000   |
| \$10   | \$5               | \$15        | 100   | 12,000   |
|  | \$15              | \$15        | 111.11  | 10,800   |
| \$15   |                   | \$15        | 166.67  | 7,200  |

| <i>When Any of "YOUR NUMBERS"<br/>Match Any "WINNING NUMBER,"<br/>Win Prize Shown Under The<br/>Matching Number.<br/>Win With:</i> | <i>BRR BONUS:</i> | <i>Win:</i> | <i>Approximate<br/>Chances<br/>Of Winning<br/>Are 1 In:</i> | <i>Approximate No.<br/>Of Winners Per<br/>1,200,000 Tickets:</i> |
|--|-------------------|-------------|---|--|
| \$5 × 4  |                   | \$20        | 250   | 4,800  |
| \$5  | \$15              | \$20        | 333.33  | 3,600  |
| \$10   | \$10              | \$20        | 200   | 6,000  |
| \$15   | \$5               | \$20        | 333.33  | 3,600  |
|  | \$20              | \$20        | 333.33  | 3,600  |
| \$20   |                   | \$20        | 250   | 4,800  |
| \$5 × 5  | \$15              | \$40        | 1,000   | 1,200  |
| \$10 × 2   | \$20              | \$40        | 500   | 2,400  |
| \$15 × 2   | \$10              | \$40        | 500   | 2,400  |
| \$20 × 2   |                   | \$40        | 1,000   | 1,200  |
| \$20   | \$20              | \$40        | 500   | 2,400  |
|  | \$40              | \$40        | 1,000   | 1,200  |
| \$40   |                   | \$40        | 1,000   | 1,200  |
| \$5 × 2  | \$40              | \$50        | 1,200   | 1,000  |
| \$10 × 4   | \$10              | \$50        | 1,200   | 1,000  |
| \$15 × 3   | \$5               | \$50        | 1,200   | 1,000  |
| \$20 × 2   | \$10              | \$50        | 1,200   | 1,000  |
| (\$10 × 2) + (\$5 × 2)   | \$20              | \$50        | 1,200   | 1,000  |
| \$20 + \$15 + \$10   | \$5               | \$50        | 1,200   | 1,000  |
| \$40   | \$10              | \$50        | 1,200   | 1,000  |
|  | \$50              | \$50        | 1,200   | 1,000  |
| \$50   |                   | \$50        | 1,200   | 1,000  |
| \$40 × 2   | \$20              | \$100       | 24,000  | 50   |
| (\$10 × 6) + (\$5 × 5)   | \$15              | \$100       | 24,000  | 50   |
| (\$15 × 2) + (\$10 × 2) + (\$5 × 2)  | \$40              | \$100       | 24,000  | 50   |
| (\$20 × 2) + (\$15 × 2) + (\$10 × 2) + (\$5 × 2)   |                   | \$100       | 24,000  | 50   |
| \$40 + \$20 + \$15 + \$10 + \$5  | \$10              | \$100       | 12,000  | 100  |
| \$50   | \$50              | \$100       | 12,000  | 100  |
|  | \$100             | \$100       | 24,000  | 50   |
| \$100  |                   | \$100       | 24,000  | 50   |
| \$50 × 3   | \$50              | \$200       | 60,000  | 20   |
| (\$40 × 2) + (\$20 × 4) + (\$15 × 2)   | \$10              | \$200       | 60,000  | 20   |
| \$100  | \$100             | \$200       | 60,000  | 20   |
| \$200  |                   | \$200       | 60,000  | 20   |
| \$500 × 2  |                   | \$1,000     | 120,000   | 10   |
| (\$200 × 2) + \$50 + \$20 + \$15 + \$10 + \$5  | \$500             | \$1,000     | 120,000   | 10   |
| \$500  | \$500             | \$1,000     | 120,000   | 10   |
| \$1,000  |                   | \$1,000     | 120,000   | 10   |
| \$25,000   |                   | \$25,000    | 120,000   | 10   |

BRR BONUS: When you match two like symbols, win PRIZE shown in the PRIZE area.

BRR BONUS played separately.

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Second-Chance Drawing*: The Pennsylvania Lottery's (hereafter, the "Lottery") \$100,000 Wish List Second-Chance Drawing for qualifying Fast Play lottery game tickets (hereafter, the "Drawing").

(a) *Qualifying Tickets*: Non-winning PA-5099 Peng-Win Plunge (\$5), PA-5100 Fa-la-la-la-Llama (\$2) and PA-5101 Ho Ho Whoa (\$1) Fast Play lottery game tickets ("Qualifying Tickets") are eligible for entry in the Drawing.

(b) *Participation and entry*:

(1) Entrants must be members of the Pennsylvania Lottery VIP Players Club to participate in the Drawing. To join the VIP Players Club, visit <http://www.palottery.state.pa.us/vipplayersclub/login.aspx>. Becoming a VIP Players Club member is free.

(2) To enter the Drawing, entrants must submit the identifying information from at least one Qualifying Ticket via the Drawing's promotional web site, available at <http://www.palottery.com>, or the Lottery's official mobile application during the entry period. The identifying information from a Qualifying Ticket may be submitted only once in the Drawing. No other method of submission will be accepted, and entries submitted using any other method, including entries mailed or hand-delivered to the Lottery, are not valid and will be disqualified.

(3) Each entry must be complete and the information supplied by the entrant must be accurate. Incomplete entries cannot be accepted.

(4) Only one claimant per entry is allowed.

(5) Entrants must be 18 years of age or older.

(6) Players may submit the identifying information from an unlimited number of Qualifying Tickets in the Drawing.

(7) Once an entry has been submitted it cannot be withdrawn or changed.

(c) *Drawing description*:

(1) The Drawing will consist of two drawings and an animated virtual image that will reveal the number of entries the entrant receives by entering a Qualifying Ticket.

(2) *Drawings*:

(i) The Lottery will conduct a total of two drawings. The drawings will consist of a "Nice List Drawing" and a "Naughty List Drawing." A Qualifying Ticket may only be entered into one of the drawings. The Entrant must choose which drawing to enter. Once an entry has been submitted it cannot be withdrawn or changed. All time references are Eastern Prevailing Time.

(ii) All entries received after 11:59:59 p.m. November 2, 2020, through 11:59:59 p.m. January 7, 2021, will be entered into the Drawing to be held between January 8, 2021 and January 19, 2021.

(3) The entry period for the Drawing will be posted to the Lottery's publicly accessible web site at <http://www.palottery.com>.

(4) The number of entries an entrant will receive for the Drawing is determined by the purchase price of the Qualifying Ticket entered. The respective purchase price and corresponding number of entries for the Qualifying Ticket is as follows: PA-5099 Peng-Win Plunge (\$5) = five

entries; PA-5100 Fa-la-la-la-Llama (\$2) = two entries and PA-5101 Ho Ho Whoa (\$1) = one entry.

(5) Players may review prizes won and their entries for the Drawing via the Drawing's promotional web site.

(d) *Prizes available to be won, determination of winners, and odds of winning*:

(1) The prize entitlements described below are subject to all restrictions and limitations described in section 9(e), or mentioned anywhere else in these rules.

(2) The Lottery will conduct two Drawings from among all the entries received during the entry period as described in section 9(c)(2).

(3) *Nice List Drawing*:

(i) The first entry selected in the Drawing will be a winning entry and the entrant who submitted that winning entry shall be entitled to a prize of \$100,000, less required income tax withholding.

(ii) The second entry selected in the Drawing will be a winning entry and the entrant who submitted that winning entry shall be entitled to a prize of \$10,000, less required income tax withholding.

(iii) The third through the seventh entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$5,000.

(iv) The eighth through the twenty-second entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize of \$1,000.

(v) The twenty-third through the seventy-second entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize \$100 iLottery Bonus Money.

(4) *Naughty List Drawing*:

(i) The first entry selected in the Drawing will be a winning entry and the entrant who submitted that winning entry shall each be entitled to a prize of \$100,000, less required income tax withholding.

(ii) The second entry selected in the Drawing will be a winning entry and the entrant who submitted that winning entry shall each be entitled to a prize of \$25,000, less required income tax withholding.

(iii) The third through the seventh entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$5,000.

(iv) The eighth through the fifty-seventh entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize \$100 iLottery Bonus Money.

(5) Winners of iLottery Bonus Money are not required to claim a prize. Winners of iLottery Bonus Money will have the iLottery Bonus Money credited to their Lottery account and will receive an email notifying them that they won a prize.

(6) The number of winning entries to be selected for the Drawing will be posted to the Lottery's publicly accessible web site.

(7) The odds of winning in the Drawing depend upon the number of entries received for the Drawing.

(8) A computer-generated randomizer will be used to select the Drawing winners.

(e) *Drawing restrictions:*

(1) To be eligible to participate in the Drawing, entrants must have complied with the requirements of these rules.

(2) The Lottery is not responsible for late, lost or misdirected entries not entered into the Drawing. The Lottery is not responsible for entries that are not entered into the Drawing because of incompatible internet browsers, mobile Lottery application failure or other technical issues. If an entry is selected as a winner and rejected or otherwise disqualified during or following the Drawing, the Lottery will select another entry to replace the rejected or otherwise disqualified entry in accordance with these rules and Lottery procedure.

(3) If any discrepancy exists between these rules and any material describing the Drawing, these rules shall govern.

(4) Employees of the Lottery, 9Rooftops Marketing, LLC (formerly known as MARC USA), Scientific Games International Inc., MDI Entertainment, LLC, and their subcontractors, or a spouse, child, brother, sister or parent residing as a member of the same household of any such person are not eligible to participate in the Drawing. Offer void where prohibited or restricted.

(5) The Pennsylvania Lottery reserves the right, in its sole discretion, to cancel or suspend the Drawing and change these rules if the Drawing cannot be conducted as planned due to errors in these rules or advertising, unauthorized intervention, tampering, fraud, technical errors, viruses, worms, bugs, or any other cause beyond the control of the Lottery that, in the Lottery's sole judgment, could corrupt or impair the administration, security, fairness, integrity, or proper conduct of the Drawing.

(6) All entries shall be subject to verification by the Lottery.

(7) The Pennsylvania Lottery reserves the right, in its sole discretion, to disqualify an entrant found to be tampering with the operation of the Drawing or to be acting in violation of these rules or applicable law.

(8) The Drawing is governed by the laws of the Commonwealth of Pennsylvania. Applicable laws and regulations apply.

(9) Final determination of winners will be made by the Secretary, whose judgment will be final and binding.

(10) A prize awarded in the Drawing to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of a prize winner).

(11) A winner is responsible for all taxes arising from or in connection with any prize won.

(12) A player may only win the prize for which the player is first selected in the Drawing. Subsequent entries, from the same individual, selected in the Drawing will be disqualified and a replacement entry will be selected.

(13) Winners of iLottery Bonus Money must abide by the iLottery Terms & Conditions, the iLottery Bonus Policy and these rules. iLottery Bonus Money will expire 90 days from the date on which the winner was notified, via email, of the prize win, as further detailed in section

9(d)(5). iLottery Bonus Money has a five times play through requirement in order to convert the iLottery Bonus Money into cash. For example, for a player winning \$100 of iLottery Bonus Money, the player is required to place \$500 in wagers before the iLottery Bonus Money awarded is converted into cash which may be withdrawn from the player's Lottery account.

(14) Prizes are not transferrable.

(15) Other restrictions may apply.

10. *Ticket responsibility:*

(a) A Fast Play lottery game ticket is a bearer document deemed to be owned by the person holding the game ticket, except that if a name is contained on the back of the game ticket, the person named will, for all purposes, be considered the owner of the game ticket.

(b) The holder of a Fast Play lottery game ticket has the sole responsibility for checking the accuracy and condition of the data printed on the game ticket.

(c) The Commonwealth shall not be responsible for a lost or stolen Fast Play lottery game ticket, or for a Fast Play ticket redeemed by a player in error.

11. *Ticket validation and requirements:*

(a) *Valid Fast Play lottery game tickets:* To be a valid Fast Play lottery game ticket, the presented game ticket must meet the following requirements:

(1) The game ticket's bar code shall be present in its entirety.

(2) The game ticket must be intact.

(3) The game ticket may not be mutilated, altered, reconstituted or tampered with.

(4) The game ticket may not be counterfeit or a duplicate of a winning ticket.

(5) The game ticket must have been validly issued.

(6) The game ticket data shall have been recorded on the Lottery Central Computer System and the game ticket data shall match the computer record in every respect.

(7) The game ticket must not be defectively printed or printed or produced in error such that it cannot be processed or validated by the Lottery.

(8) The game ticket must pass other confidential security checks of the Lottery.

(b) *Invalid or defective game tickets:* A game ticket not passing the validation requirements in subsection (a) will be considered invalid and no payment will be made on account of any play recorded thereon. The determination of the Secretary in this regard is final.

12. *Procedures for claiming and payment of prizes:*

(a) A prize may be claimed through an authorized retailer or the Lottery, as provided in this section. A prize must be claimed within 1 year of the sale date of the Fast Play lottery game ticket.

(b) An authorized retailer is authorized to pay prizes of \$2,500 or less. The holder of a game ticket evidencing a winning play representing a prize of \$2,500 or less may be paid by a participating authorized retailer if a proper validation pay ticket was issued by the retailer's Lottery Terminal.

(c) The holder of a game ticket evidencing a winning play representing a prize in excess of \$2,500 may present the game ticket to an authorized retailer, Lottery District Office, or Lottery Headquarters.

(d) The holder of a game ticket evidencing a winning play shall present the ticket, in person, to an authorized retailer, Lottery Headquarters or a Lottery District Office. The retailer or the Lottery will issue payment if:

(1) The game ticket is scanned and the play is validated through the Lottery Terminal or the Lottery Central Computer System;

(2) A claim form is properly and fully completed;

(3) The identification of the claimant is confirmed; and

(4) The winning ticket has not expired, pursuant to this section or section 14 (relating to unclaimed prizes).

(e) The Commonwealth shall not be responsible for a winning play paid in error by an authorized retailer.

(f) In the event a prize described in these rules is not available, the Lottery may either provide a substitute prize, determined by the Secretary to have an equivalent value to the prize won, or make a cash payment to the winner, in an amount determined by the Secretary to have an equivalent value to the prize won.

13. *Funding for prizes:* Moneys will be drawn from the State Lottery Fund, to the extent necessary, to fund the payment of prizes under this section. If this lottery game is terminated for any cause, prize moneys remaining undistributed will remain in the State Lottery Fund and used for purposes otherwise provided for by law.

14. *Unclaimed prizes:* Unclaimed prize money on winning Fast Play lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto for 1 year from the sale date of the Fast Play lottery game ticket. If no claim is made within 1 year from the sale date of the Fast Play lottery game ticket, the right of a ticket holder to claim the prize represented by that ticket, if any, shall expire.

15. *Purchase and prize restrictions:* A Fast Play lottery game ticket may not be purchased by, and a prize may not be paid, to an officer or employee of the Lottery, Lottery professional services contractors or subcontractors, or to a spouse, child, brother, sister or parent residing in the same household of an officer, employee, contractor or subcontractor who is involved in the production, distribution or operation of systems for the validation or accounting of Fast Play games.

16. *Governing law:*

(a) By purchasing a ticket, the purchaser agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), this notice, instructions, conditions and final decisions of the Secretary, and procedures established by the Secretary for the conduct of the Fast Play Peng-Win Plunge lottery game.

(b) Decisions made by the Secretary, including the declaration of prizes and the payment thereof, in interpretation of this notice are final and binding on players and persons making a claim in respect thereof.

17. *Retailer compensation:*

(a) Authorized retailers may be entitled to compensation as determined by the Lottery.

(b) No authorized retailer or employee of an authorized retailer shall request, demand, or accept gratuities or any

compensation other than as provided in subsection (a) in exchange for the performance of duties authorized pursuant to the Lottery retailer's license without the Lottery's prior written authorization.

18. *Retailer Incentive Programs:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Pennsylvania Fast Play Peng-Win Plunge lottery game tickets.

19. *Retailer bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania Fast Play lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which they qualify on a winning ticket. A bonus will be initiated for payment after the Fast Play game ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery Fast Play game ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

20. *Termination of the game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Peng-Win Plunge or through normal communications methods.

21. *Applicability:* This notice applies only to the Peng-Win Plunge lottery game announced in this notice.

C. DANIEL HASSELL,  
*Secretary*

[Pa.B. Doc. No. 20-1505. Filed for public inspection October 30, 2020, 9:00 a.m.]

## DEPARTMENT OF TRANSPORTATION

### Public-Private Partnerships Board Meeting and Virtual Meeting

The Public-Private Partnerships Board will hold a meeting on November 12, 2020, from 11 a.m. to 12 p.m. in the KBMC Forest Room, Plaza Level, Keystone Building, Harrisburg, PA and also by means of Skype. For more information, contact Maddie Vergos, (717) 787-3154, mvergos@pa.gov.

YASSMIN GRAMIAN,  
*Secretary*

[Pa.B. Doc. No. 20-1506. Filed for public inspection October 30, 2020, 9:00 a.m.]

## DEPARTMENT OF TRANSPORTATION

### State Transportation Innovation Council Virtual Meeting

The State Transportation Innovation Council will hold its business meeting on Wednesday, November 18, 2020, from 10 a.m. to 11 a.m. over Skype. For more information, including an agenda and registration, contact Daniel Hartman, (717) 736-7225, danhartman@pa.gov. To call into the meeting, dial (267) 332-8737 and enter 754883180# as the meeting code.

YASSMIN GRAMIAN,  
*Secretary*

[Pa.B. Doc. No. 20-1507. Filed for public inspection October 30, 2020, 9:00 a.m.]

## INDEPENDENT REGULATORY REVIEW COMMISSION

### Actions Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10 a.m., Thursday, October 15, 2020, and announced the following:

#### *Actions Taken—Regulations Approved:*

State Board of Certified Real Estate Appraisers # 16A-7023: Appraisal Management Companies—Federally Mandated Revisions (amends 49 Pa. Code § 36.401)

Pennsylvania Gaming Control Board # 125-218: Down Under Blackjack; Table Game Rules of Play (amends 58 Pa. Code by adding Chapter 685a)

Department of Human Services # 14-542: Child Care Facilities (amends 55 Pa. Code Chapters 20, 3041, 3270, 3280 and 3290)

#### Approval Order

Public Meeting Held  
October 15, 2020

*Commissioners Voting:* George D. Bedwick, Chairperson; John F. Mizner, Esq., Vice Chairperson; John J. Soroko, Esq.; Murray Ufberg, Esq.; Dennis A. Watson, Esq.

*State Board of Certified Real Estate Appraisers—  
Appraisal Management Companies—Federally  
Mandated Revisions;  
Regulation No. 16A-7023 (# 3267)*

On September 3, 2020, the Independent Regulatory Review Commission (Commission) received this regulation from the State Board of Certified Real Estate Appraisers (Board). This rulemaking amends 49 Pa. Code § 36.401. Notice of proposed rulemaking was omitted for this regulation; it will become effective upon publication in the *Pennsylvania Bulletin*.

The rulemaking revises two existing definitions pertaining to the registration of appraisal management companies, specifically “appraiser panel” and “owner,” so that the definitions are consistent with Federal law and regulations.

We have determined this regulation is consistent with the statutory authority of the Board (63 P.S. § 457.24(a)) 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 15, 2020

*Commissioners Voting:* George D. Bedwick, Chairperson; John F. Mizner, Esq., Vice Chairperson; John J. Soroko, Esq.; Murray Ufberg, Esq., recused; Dennis A. Watson, Esq.

*Pennsylvania Gaming Control Board—  
Down Under Blackjack; Table Game Rules of Play;  
Regulation No. 125-218 (# 3213)*

On September 11, 2018, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Gaming Control Board (Board). This rulemaking amends 58 Pa. Code by adding Chapter 685a. The proposed regulation was published in the September 22, 2018 *Pennsylvania Bulletin* with a public comment period ending on October 22, 2018. The final-form regulation was submitted to the Commission on September 3, 2020.

This final-form regulation establishes table game rules of play for Down Under Blackjack.

We have determined this regulation is consistent with the statutory authority of the Board (4 Pa.C.S. §§ 1202(b)(30) and 13A02(1) and (2)) 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 15, 2020

*Commissioners Voting:* George D. Bedwick, Chairperson; John F. Mizner, Esq., Vice Chairperson; John J. Soroko, Esq.; Murray Ufberg, Esq.; Dennis A. Watson, Esq.

*Department of Human Services—  
Child Care Facilities;  
Regulation No. 14-542 (# 3216)*

On September 28, 2018, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Human Services (Department). This rulemaking amends 55 Pa. Code Chapters 20, 3041, 3270, 3280 and 3290. The proposed regulation was published in the October 13, 2018 *Pennsylvania Bulletin* with a public comment period ending on November 13, 2018. The final-form regulation was submitted to the Commission on September 14, 2020.

This final-form rulemaking amends certification and compliance standards for child care centers, group child care homes and family child care homes in order to protect the health, safety and rights of families, reduce

risks to children and improve quality of service. This regulation aligns standards for health and safety, professional development, fire safety, emergency plans and inspections for all child care facilities.

We have determined this regulation is consistent with the statutory authority of the Department (62 P.S. §§ 911 and 1021) 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.

GEORGE D. BEDWICK,  
*Chairperson*

[Pa.B. Doc. No. 20-1508. Filed for public inspection October 30, 2020, 9:00 a.m.]

## INDEPENDENT REGULATORY REVIEW COMMISSION

### Notice of Comments Issued

Section 5(g) of the Regulatory Review Act (71 P.S. § 745.5(g)) provides that the Independent Regulatory Review Commission (Commission) may issue comments within 30 days of the close of the public comment period. The Commission comments are based upon the criteria contained in section 5.2 of the Regulatory Review Act (71 P.S. § 745.5b).

The Commission has issued comments on the following proposed regulations. The agency must consider these comments in preparing the final-form regulation. The final-form regulation must be submitted within 2 years of the close of the public comment period or it will be deemed withdrawn.

| <i>Reg. No.</i> | <i>Agency/Title</i>   | <i>Close of the Public Comment Period</i> | <i>IRRC Comments Issued</i> |
|-----------------|---|---|-----------------------------|
| 125-229         | Pennsylvania Gaming Control Board<br>Interactive Gaming<br>50 Pa.B. 4248 (August 22, 2020)  | 9/21/20                                   | 10/21/20                    |
| 16A-4111        | State Architects Licensure Board<br>Digital Signature and Seal<br>50 Pa.B. 4241 (August 22, 2020)   | 9/21/20                                   | 10/21/20                    |
| 16A-4712        | State Registration Board for Professional Engineers, Land Surveyors and Geologists<br>Digital Signature and Seal<br>50 Pa.B. 4245 (August 22, 2020) | 9/21/20                                   | 10/21/20                    |
| 16A-6112        | State Board of Landscape Architects<br>Digital Signature and Seal<br>50 Pa.B. 4243 (August 22, 2020)  | 9/21/20                                   | 10/21/20                    |

#### **Pennsylvania Gaming Control Board Regulation # 125-229 (IRRC # 3261)**

#### **Interactive Gaming October 21, 2020**

We submit for your consideration the following comments on the proposed rulemaking published in the August 22, 2020 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (RRA) (71 P.S. § 745.5b). Section 5.1(a) of the RRA (71 P.S. § 745.5a(a)) directs the Pennsylvania Gaming Control Board (Board) to respond to all comments received from us or any other source.

#### **1. Protection of the public health, safety and welfare; Implementation procedures.**

Act 42 of 2017 amended Title 4 Pa.C.S., relating to Amusements, to expand gaming opportunities in the Commonwealth. As it pertains to this regulation, Act 42 provides the authorized Category 1, 2, and 3 slot machine licensees the opportunity to petition to offer three categories of interactive gaming: non-peer-to-peer interactive games which simulate slot machines, non-peer-to-peer interactive games which simulate table games, and peer-to-peer interactive games which simulate poker.

In order to implement interactive gaming, the General Assembly granted the Gaming Board (Board) authority to promulgate temporary regulations which would expire two years after publication in the *Pennsylvania Bulletin*. The temporary regulations were published in five packages as follows:

- Chapters 801—803 were published on January 6, 2018;
- Chapters 804, 811, 812, 814, 815 and 818 were published on May 5, 2018;
- Chapter 809 and Chapters 810, 813 and 817 were published in two packages on April 28, 2018; and
- Chapter 830 was published on March 9, 2019.

Chapter 830 is the only regulation which remains in effect, all others having expired between January and May of this year.

This proposed regulation begins the process of converting the Board's temporary interactive gaming regulations to permanent regulations. In response to Regulatory Analysis Form (RAF) question # 29, the Board indicates that the expected date of delivery of the final-form regulation is the third-fourth quarter of 2021. A cornerstone of the Pennsylvania Race Horse Development and Gaming Act (Act) (4 Pa.C.S. §§ 1101—4506) is the protec-

tion of the public health, safety and welfare and also the protection of the integrity of gaming. How will Board protect the public and also the integrity of the games it is charged with overseeing without temporary or permanent regulations in place? We urge the Board to return this regulatory package for final review to the Independent Regulatory Review Commission (IRRC) and the designated standing committees of the General Assembly as quickly as possible to ensure that interactive gaming is properly regulated.

## 2. Compliance with the RRA and regulations of IRRC.

Section 5.2 of the RRA (71 P.S. § 745.5b) directs IRRC to determine whether a regulation is in the public interest. When making this determination, IRRC considers criteria such as economic or fiscal impact and reasonableness. To make that determination, IRRC must analyze the text of the proposed regulation and the reasons for the new or amended language. IRRC also considers the information a promulgating agency is required to provide under Section 5 of the RRA in the RAF (71 P.S. § 745.5(a)).

There are several instances where the Board's responses to RAF questions are incomplete. In returning the final form regulation, we the Board to:

- Identify what other states allow interactive gaming and how those states administer interactive gaming in response to RAF question # 12;
- Categorize those entities mentioned in response to RAF question # 15, such as interactive gaming operators, interactive gaming manufacturers, interactive gaming suppliers, etc., as either small businesses or another size business; and
- Approximate the number of interactive gaming operators, interactive gaming manufacturers, interactive gaming suppliers, interactive gaming service providers, and the principals, key employees, gaming employees, and nongaming employees listed in response to RAF question # 16.

## 3. Section 811a.2. Internal controls.—Clarity and lack of ambiguity.

Paragraph (b)(13) states in part, "For the purpose of this paragraph, "personal identifiable information" means any data or information that can be used, on its own or with other data or information, to identify, contact or otherwise locate a registered player, including a registered player's name, address, date of birth and Social Security number." We note, however, that the term "personal identifiable information" is used elsewhere in the regulation. For example, Section 810a.6 (relating to software authentication) states in part, "(4) To prevent leakage of personal identifiable information, there must be a documented method to ensure that raw production data is not used in testing." We ask the Board to move the definition of the term "personal identifiable information" to Section 801a.2 (relating to definitions) of the final form regulation to provide clarity for the regulated community.

## 4. Section 812a.13. Dormant accounts.—Nonregulatory language.

Subsection (b) states, "An interactive gaming account will be deemed dormant if there is no activity (login, game play, withdrawal, *and the like*)" for [two] years." [Emphasis added.] "And the like" is nonregulatory language which does not provide a standard for the regulated community. We ask the Board to clarify this provision in the final-form regulation.

## 5. Chapter 815a. Interactive gaming self-excluded persons.—Protection of the public health, safety and welfare; Clarity and lack of ambiguity.

On January 29, 2020, IRRC submitted comments related to the Board's proposed regulation # 125-225 (IRRC #3246) entitled "Slot Machine Licenses; Accounting and Internal Controls; Compulsive and Problem Gambling Requirements; Casino Self-Exclusion; Table Game Equipment; Credit." IRRC's comment # 1 related to self-exclusion and raised several concerns regarding how the Board would handle the self-exclusion process as relates to the various forms of gaming, including interactive gaming. The Board has communicated with IRRC that the language included in Chapter 815a has been amended to align with the language in proposed regulation # 125-225. We ask the Board to ensure that the language in this final-form regulation mirrors, as appropriate, the language in final-form regulation # 125-225 in order to protect the public health, safety and welfare and to provide clarity for the regulated community.

### State Architects Licensure Board Regulation # 16A-4111 (IRRC # 3263)

#### Digital Signature and Seal

October 21, 2020

We submit for your consideration the following comments on the proposed rulemaking published in the August 22, 2020 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (71 P.S. § 745.5b). Section 5.1(a) of the Regulatory Review Act (71 P.S. § 745.5a(a)) directs the State Architects Licensure Board (Board) to respond to all comments received from us or any other source.

#### 1. Clarity and lack of ambiguity.

In response to Regulatory Analysis Form (RAF) Question # 7, the Board states that one purpose of the proposed regulation is "to update its current regulation on seals to make them as consistent as possible with the other design professional boards in Pennsylvania, which are the State Registration Board of Professional Engineers, Land Surveyors and Geologist and the State Board of Landscape Architects." Additionally, the Board responds to RAF Question # 10 that "providing consistency regarding all seals will help eliminate confusion among clients in the public and private sector and those members of the public who may view documents prepared by design professionals." Inasmuch that the Board, the State Board or Professional Engineers Land Surveyors and Geologists (regulation # 16A-4712: Digital Signature and Seal) and the State Board of Landscape Architects (regulation # 16A-6112: Digital Signature and Seal) each have nearly identical regulations addressing digital signature and seal, we ask the Board to work with the State Board for Professional Engineers, Land Surveyors and Geologists and the State Board of Landscape Architects to ensure that the final-form regulations of each are consistent and clear for the regulated community.

#### 2. Section 9.140. Definitions.—Clarity.

"*Digital seal*"

The Board proposes to define "Digital seal" as "an electronic sound, symbol, or process attached to or logically associated with a document and executed or adopted by a person with the intent to seal the document." [Emphasis added.] The Board should revise this definition by deleting "person" and inserting "licensee" or "architect." This same comment applies to the use of "person" in the definition of "digital signature."



*“Sole control”*

Should this definition also include “signature” since the term is used in Sections 9.141a(a) and (b) that pertain to signatures and seals?

*“Verification”*

Should this definition also include “seal” since the term is used in Sections 9.141a(a)(2) and (b)(2) that pertain to signatures and seals?

### 3. Section 9.141. Requirement.—Clarity; and Implementation procedures.

*Subsection (a)*

Section 9.141(a) of the Board’s rules and regulations require a licensee to obtain a seal authorized by the Board, which bears their name, license number and the legend, “Architect.” A stamp design identical to the prescribed seal may be obtained and used in lieu of, or in conjunction with, the seal. Is it the Board’s intent for the digital seal design and the Board-approved seal to be identical? Must a licensee apply for a traditional seal before using a digital seal? How does the use of an “electronic sound” or “process” satisfy the requirement in Section 9.141(a)? We ask the Board to clarify in the final-form regulation whether the digital seal and the Board-approved seal design are to be identical and whether a licensee must first obtain a traditional seal before using a digital seal. The Board should also explain how a digital seal in the form of a sound or process complies with this subsection.

*Subsection (b)*

Paragraph (2) is being amended to allow the use of digital seals to appear on all subsequent pages of plans. What is the Board’s intent with this amendment? Is it to require that a digital seal appear on all pages of final or complete documents that are digitally sealed or can licensees use a traditional seal on the first page, and use either a digital or facsimile seal on all subsequent pages of the plans? The Board should clarify its intent in the Preamble to the final-form rulemaking and amend the regulatory language in the Annex, if necessary.

Although the language in Paragraph (4) is not being amended by this proposal, it raises questions regarding the implementation of this regulation regarding violations. Section 12(c) of the Architects Licensure Law requires that upon forfeiture, revocation, suspension or annulment of a certificate, or upon expiration of a certificate without renewal, the architect must surrender his or her seal or stamp to the Board. How does the Board plan to address violations with regards to a licensee’s digital seal? What are the responsibilities and obligations of an architect whose digital signature or seal is compromised or stolen?

Section 9.141(b)(1) states that an architect may use their seal and signature only when the work being sealed and signed was prepared by the architect or under the architect’s “personal supervision, direction and *control*.” [Emphasis added.] For consistency, should “control” be “sole control?”

Section 9.141(b)(5) refers to “architectural documents” and in Section 9.141a “Drawings, reports and documents” is used. The Board should make certain that it is using terms consistently throughout the regulation or explain why it is unnecessary to do so.

### 4. Section 9.141a. Digital signature and seal.—Clarity and lack of ambiguity.

*Subsection (a) and (b)*

Subsections (a) and (b) refer to “Drawings, reports and documents” and in Section 9.141(b)(5) the term “architectural documents” is used. The Board should make certain that it is using terms consistently throughout the regulation or explain why it is unnecessary to do so.

*Subsection (c)*

National Council of Examiners in Engineering and Surveying Model Rule 240.20(H) (relating to seals) contains the following sentence: “A digital signature that uses a process approved by the board will be presumed to meet the criteria set forth in Section H above.” This sentence is not included in the proposed regulation. Why did the Board omit this provision? For clarity, the Board should consider adding a requirement relating to the processes required under subsections (a) and (b).

Subsection (c) sets forth the technical standards of a hard copy printed from an electronic document. In reference to alterations to an electronic file, why is a digital seal not included? We ask the Board to add digital seals to the alteration provisions in this subsection.

### 5. Miscellaneous.—Clarity.

The Preamble of the proposed regulation cites the Digital Signature and Electronic Authentication Law, a bill introduced in the United States Congress that was not enacted. As this is not an enacted law, the citation should either be deleted in the Preamble to the final-form regulation or replaced with any successor legislation.

**State Registration Board for  
Professional Engineers, Land Surveyors and  
Geologists Regulation  
# 16A-4712 (IRRC # 3264)**

**Digital Signature and Seal**

**October 21, 2020**

We submit for your consideration the following comments on the proposed rulemaking published in the August 22, 2020 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (71 P.S. § 745.5b). Section 5.1(a) of the Regulatory Review Act (71 P.S. § 745.5a(a)) directs the State Registration Board for Professional Engineers, Land Surveyors and Geologists (Board) to respond to all comments received from us or any other source.

#### 1. Clarity and lack of ambiguity.

In response to Regulatory Analysis Form (RAF) Question # 7, the Board states that one purpose of the proposed regulation is “to update its current regulation on seals to make them as consistent as possible with the other design professional boards in Pennsylvania, which are the State Architects Licensure Board and the State Board of Landscape Architects.” Additionally, the Board responds to RAF Question # 10 that “[p]roviding consistency regarding all seals will help eliminate confusion among clients in the public and private sector and those members of the public who may view documents prepared by design professionals.” Inasmuch that the Board, the State Architects Licensure Board (regulation # 16A-4111: Digital Signature and Seal) and the State Board of Landscape Architects (regulation # 16A-6112: Digital Signature and Seal) each have nearly identical regulations addressing digital signature and seal, we ask the Board to work with the State Architects Licensure Board and

the State Board of Landscape Architects to ensure that the final-form regulations of each are consistent and clear for the regulated community.

**2. Section 37.56a. Definitions.—Clarity.**

*“Digital seal”*

The Board proposes to define “digital seal” as “[a]n electronic sound, symbol, or process attached to or logically associated with a document and executed or adopted by a person with the intent to seal the document.” [Emphasis added.] The Board should revise this definition by deleting “person” and inserting “licensee” or “registrant.” This same comment applies to the use of “person” in the definition of “digital signature.”

Further, the definition of “digital seal” provides for an “electronic sound, symbol or process” to seal a document. How would a digital seal in the form of a sound or process meet the requirements of Section 37.58 (relating to seal)?

*“Sole control”*

Should this definition also include “signature” since the term is used in Sections 37.60(a) and (b) (relating to digital signature and seal) that pertain to both signatures and seals?

*“Verification”*

Should this definition also include “seal” since the term is used in Sections 37.60(a) and (b) (relating to digital signature and seal) that pertain to both signatures and seals?

**3. Section 937.59. Use of seal.—Clarity; Implementation procedures.**

Paragraph (2) is being amended to allow the use of digital seals to appear on all subsequent pages of plans. Is the Board’s intent to require that a digital seal appear on all pages of final or complete documents that are digitally sealed, or can a licensee use a traditional seal on the first page and use either a digital or facsimile seal on all subsequent pages of the plans or plats? The Board should clarify its intent in the Preamble to the final-form rulemaking and amend the regulatory language in the Annex, if necessary.

**4. Section 15.33a. Digital signature and seal.—Clarity and lack of ambiguity.**

National Council of Examiners in Engineering and Surveying Model Rule 240.20(H) (relating to seals) contains the following sentence: “A digital signature that uses a process approved by the board will be presumed to meet the criteria set forth in Section H above.” This sentence is not included in the proposed regulation. Why did the Board omit this provision? For clarity, the Board should consider adding a requirement relating to the processes required under subsections (a) and (b).

Subsection (c) sets forth the technical standards of a hard copy printed from an electronic document. In reference to alterations to an electronic file, why is a digital seal not included? We ask the Board to add digital seals to the alteration provisions in this subsection.

**5. RAF—Clarity.**

In response to RAF Questions # 15, # 16 and # 19, the Board provides inconsistent numbers when identifying the various licensees. We ask the Board to update and correct the numbers provided in the final-form RAF.

**6 Miscellaneous clarity.**

The Preamble to the proposed regulation cites the Digital Signature and Electronic Authentication Law, a bill introduced in the United States Congress that was

not enacted. As this is not an enacted law, the citation should either be deleted in the Preamble to the final-form regulation or replaced with any successor legislation.

**State Board of Landscape Architects Regulation  
# 16A-6112 (IRRC # 3265)**

**Digital Signature and Seal**

**October 21, 2020**

We submit for your consideration the following comments on the proposed rulemaking published in the August 22, 2020 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (71 P.S. § 745.5b). Section 5.1(a) of the Regulatory Review Act (71 P.S. § 745.5a(a)) directs the State Board of Landscape Architects (Board) to respond to all comments received from us or any other source.

**1. Clarity and lack of ambiguity.**

In response to Regulatory Analysis Form (RAF) Question # 7, the Board states that one purpose of the proposed regulation is “to update its current regulations on seals to make them as consistent as possible with the other design professional boards in Pennsylvania, which are the State Architects Licensure Board and the State Registration Board [for] Professional Engineers, Land Surveyors and Geologists.” Additionally, the Board responds to RAF Question # 10 that “[p]roviding consistency regarding all seals will help eliminate confusion among clients in the public and private sectors and those members of the public who may view documents prepared by design professionals.” Inasmuch that the Board, the State Architects Licensure Board (regulation # 16A-4111: Digital Signature and Seal) and the State Registration Board for Professional Engineers, Land Surveyors and Geologists (regulation # 16A-4712: Digital Signature and Seal) each have nearly identical regulations addressing digital signature and seal, we ask the Board to work with the State Architects Licensure Board and the State Registration Board for Professional Engineers, Land Surveyors and Geologists Regulation to ensure that the final-form regulations of each are consistent and clear for the regulated community.

**2. Section 15.32a. Definitions.—Clarity and lack of ambiguity.**

*“Digital seal”*

The Board proposes to define “digital seal” as “[a]n electronic sound, symbol or process attached to or logically associated with a document and executed or adopted by a person with the intent to seal the document.” [Emphasis added.] The Board should revise this definition by deleting “person” and inserting “licensee” or “registrant.” This same comment applies to the use of “person” in the definition of “digital signature.”

Further, the definition of “digital seal” provides for an “electronic sound, symbol or process” to seal a document. How would a digital seal in the form of a sound or process meet the requirements of Section 15.33 (relating to seals)?

*“Sole control”*

Should this definition also include “signature” since the term is used in Section 15.33a(a) and (b) (relating to digital signature and seal) that pertain to both signatures and seals?

*“Verification”*

Should this definition also include “seal” since the term is used in Section 15.33a(a) and (b) that pertain both to signatures and seals?

### 3. Section 15.33. Seals.—Clarity and lack of ambiguity; Implementation procedures.

A landscape architect is required to obtain an authorized seal or stamp bearing the text listed subsection (c). We have three questions. First, do the requirements in subsection (c) also apply to a digital seal? Second, is a digital seal a facsimile of the authorized seal? Third, is a licensee required to obtain a traditional seal before using a digital seal? We ask the Board to answer these questions in the Preamble to the final-form regulation. In addition, the final-form regulation should be clarified so that the requirements “are as consistent as possible with respect to both traditional seals and digital seals” as stated in RAF Question # 10.

Further, the Board explains in the Preamble of the proposed regulation that the amendment to subsection (c) “aligns with the sample of the visual depiction of the seal.” However, the sample of the seal does not depict the required text. To improve clarity, we ask the Board to provide an accurate sample in the final-form regulation or explain why it is not necessary to do so.

### 4. Section 15.33a. Digital signature and seal.—Clarity and lack of ambiguity.

National Council of Examiners in Engineering and Surveying Model Rule 240.20(H) (relating to seals) contains the following sentence: “A digital signature that uses a process approved by the board will be presumed to meet the criteria set forth in Section H above.” This sentence is not included in the proposed regulation. Why did the Board omit this provision? For clarity, the Board should consider adding a requirement relating to the processes required under subsections (a) and (b).

Subsection (c) sets forth the technical standards of a hard copy printed from an electronic document. In reference to alterations to an electronic file, why is a digital seal not included? We ask the Board to add digital seals to the alterations provisions in this subsection.

### 5. RAF—Clarity; Economic or fiscal impact.

The following questions were not adequately answered in the RAF submitted with the proposed regulation. We ask the Board to update the RAF submitted with the final-form regulation to address the following:

- The response to RAF Question # 15 states conflicting percentages of self-employed landscape architects and does not include an estimated number of small businesses;
- The responses to RAF Questions # 20, # 21 and # 23 do not include costs estimates for local and state governments; and
- The response to RAF Question # 23 does not contain costs and savings for six fiscal years.

### 6. Miscellaneous clarity.

The Preamble of the proposed regulation cites the Digital Signature and Electronic Authentication Law, a bill introduced in the United States Congress that was not enacted. As this is not an enacted law, the citation should either be deleted in the Preamble to the final-form regulation or replaced with any successor legislation.

[Pa.B. Doc. No. 20-1509. Filed for public inspection October 30, 2020, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Alleged Violation of Insurance Laws; Earnest Daniel; Doc. No. SC20-10-006

Notice is hereby given of the Order to Show Cause issued on October 15, 2020, by the Deputy Insurance Commissioner in the previously-referenced matter. Violations of the following are alleged: section 611-A(1), (13) and (20) of The Insurance Department Act of 1921 (40 P.S. § 310.11(1), (13) and (20)).

The respondent shall file a written answer to the Order to Show Cause within 30 days of the date of issue. If respondent files a timely answer, a formal administrative hearing shall be held in accordance with 2 Pa.C.S. §§ 501—588 (relating to Administrative Agency Law), 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure), 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure) and other relevant procedural provisions of law.

Answers, motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed in writing with the Hearings Administrator, Insurance Department, Administrative Hearings Office, 901 North 7th Street, Harrisburg, PA 17102, ra-hearings@pa.gov.

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 Domenica Dean, Agency ADA Coordinator, (717) 705-4194.

JESSICA K. ALTMAN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 20-1510. Filed for public inspection October 30, 2020, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Alleged Violation of Insurance Laws; Joenuel Ortiz; Doc. No. SC20-10-005

Notice is hereby given of the Order to Show Cause issued on October 15, 2020, by the Deputy Insurance Commissioner in the previously-referenced matter. Violations of the following are alleged: sections 611-A(20) and 678-A(b) of The Insurance Department act of 1921 (40 P.S. §§ 310.11(20) and 310.78(b)).

The respondent shall file a written answer to the Order to Show Cause within 30 days of the date of issue. If respondent files a timely answer, a formal administrative hearing shall be held in accordance with 2 Pa.C.S. §§ 501—588 (relating to Administrative Agency Law), 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure), 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure) and other relevant procedural provisions of law.

Answers, motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed in writing with the Hearings Administrator, Insurance Department, Administrative Hearings Office, 901 North 7th Street, Harrisburg, PA 17102, ra-hearings@pa.gov.

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 Domenica Dean, Agency ADA Coordinator, (717) 705-4194.

JESSICA K. ALTMAN,  
Insurance Commissioner

[Pa.B. Doc. No. 20-1511. Filed for public inspection October 30, 2020, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Alleged Violation of Insurance Laws; Grace Evangeline White; Doc. No. SC20-10-009

Notice is hereby given of the Order to Show Cause issued on October 15, 2020, by the Deputy Insurance Commissioner in the previously-referenced matter. Violations of the following are alleged: sections 4(a) and 6(a)(3), (a)(10), (a)(12) and (a)(13) of the act of December 20, 1983 (P.L. 260, No. 72).

The respondent shall file a written answer to the Order to Show Cause within 30 days of the date of issue. If respondent files a timely answer, a formal administrative hearing shall be held in accordance with 2 Pa.C.S. §§ 501—588 (relating to Administrative Agency Law), 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure), 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure) and other relevant procedural provisions of law.

Answers, motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed in writing with the Hearings Administrator, Insurance Department, Administrative Hearings Office, 901 North 7th Street, Harrisburg, PA 17102, ra-hearings@pa.gov.

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 Domenica Dean, Agency ADA Coordinator, (717) 705-4194.

JESSICA K. ALTMAN,  
Insurance Commissioner

[Pa.B. Doc. No. 20-1512. Filed for public inspection October 30, 2020, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Application for Approval to Acquire Control of American Sentinel Insurance Company

Pie Carrier Holdings, Inc., a Delaware corporation, has filed an application for approval to acquire control of American Sentinel Insurance Company, a Pennsylvania domiciled stock casualty insurance company. The filing was made under the requirements of Article XIV of The Insurance Company Law of 1921 (40 P.S. §§ 991.1401—991.1413).

Persons wishing to comment on the acquisition are invited to submit a written statement to the Insurance Department (Department) within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a

concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements must be e-mailed to the Cressinda Bybee, cbybee@pa.gov.

JESSICA K. ALTMAN,  
Insurance Commissioner

[Pa.B. Doc. No. 20-1513. Filed for public inspection October 30, 2020, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Application for Approval to Acquire Control of Continental Life Insurance Company

Pillar Insurance, LLC, a Delaware domiciled limited liability company, has filed an application for approval to acquire control of Continental Life Insurance Company, a Pennsylvania domiciled stock life insurance company. The filing was made under the requirements of Article XIV of The Insurance Company Law of 1921 (40 P.S. §§ 991.1401—991.1413).

Persons wishing to comment on the acquisition are invited to submit a written statement to the Insurance Department (Department) within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements must be e-mailed to Cressinda Bybee, cbybee@pa.gov.

JESSICA K. ALTMAN,  
Insurance Commissioner

[Pa.B. Doc. No. 20-1514. Filed for public inspection October 30, 2020, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Application for Voluntary Surrender of Pennsylvania Certificate of Authority Filed by Radian Guaranty Reinsurance, Inc.

Radian Guaranty Reinsurance, Inc., a domestic stock casualty insurance company, has submitted an application for approval to surrender its Insurance Department (Department) Certificate of Authority.

Persons wishing to comment on the grounds of public or private interest concerning the surrender are invited to submit a written statement to the Department within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include the name, address and telephone number of the writer; identification of the application to which the comment is addressed; and a concise statement with sufficient detail to inform the Department of the exact basis of the comment and the relevant facts upon which it is based. Written statements must be e-mailed to Cressinda Bybee, cbybee@pa.gov.

JESSICA K. ALTMAN,  
Insurance Commissioner

[Pa.B. Doc. No. 20-1515. Filed for public inspection October 30, 2020, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Medical Care Availability and Reduction of Error Fund; Notice of and Amount of Assessment Action; Notice 2020-22

The Insurance Department Medical Care Availability and Reduction of Error Fund (MCARE), by Tawny K. Mummah, Executive Director, under section 712 of the Medical Care Availability and Reduction of Error Act (40 P.S. § 1303.712) and the Settlement Agreement between MCARE and the Pennsylvania Medical Society, the Hospital and Healthsystem Association of Pennsylvania and the Pennsylvania Podiatric Medical Association, notifies all basic insurance coverage insurers and self-insured participating health care providers that the annual assessment to be levied for calendar year 2021 shall be 19% applied to the prevailing primary premium for each participating health care provider.

This action is subject to 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure).

JESSICA K. ALTMAN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 20-1516. Filed for public inspection October 30, 2020, 9:00 a.m.]

## PENNSYLVANIA INTERGOVERNMENTAL COOPERATION AUTHORITY

### Financial Statement

Under section 207 of the Pennsylvania Intergovernmental Cooperation Authority Act for Cities of the First Class (53 P.S. § 12720.207) the Pennsylvania Intergovernmental Cooperation Authority (Authority) is required to publish a “concise financial statement” annually in the *Pennsylvania Bulletin*. The Authority has issued its annual report for its fiscal year ended June 30, 2020, which includes an audit for this period performed in accordance with generally accepted auditing standards by an independent firm of certified public accountants. The complete annual report of the Authority may be obtained from the Authority’s web site at [www.picapa.org](http://www.picapa.org), or from the Authority at 1500 Walnut Street, Suite 1600, Philadelphia, PA 19102, (215) 561-9160.

HARVEY M. RICE,  
*Executive Director*

**PENNSYLVANIA INTERGOVERNMENTAL  
COOPERATION AUTHORITY**  
(A Blended Component Unit of the City of Philadelphia)  
STATEMENT OF NET POSITION - GOVERNMENTAL ACTIVITIES  
JUNE 30, 2020

| <b>Assets</b>   |                        |
|---|------------------------|
| Cash and cash equivalents:  |                        |
| Held by Trustee   | \$ 12,559,089          |
| Other   | 5,491,182              |
| Investments   | 22,061,732             |
| PICA taxes receivable   | 13,061,884             |
| Fair value of derivative instruments                              | 575,373                |
| Accrued interest receivable                                       | 1,116                  |
| Prepaid expenses  | 19,086                 |
| Equipment, net  | 189                    |
| <b>Total Assets</b>   | <b>53,769,651</b>      |
| <b>Deferred Outflows of Resources</b>                             |                        |
| Deferred outflows related to:                                     |                        |
| Pension   | 427,025                |
| Other post-employment benefits                                    | 143,104                |
| Contributions subsequent to measurement date:                     |                        |
| Pension   | 85,307                 |
| Other post-employment benefits                                    | 27,022                 |
| <b>Total Deferred Outflows of Resources</b>                       | <b>682,458</b>         |
| <b>Liabilities</b>  |                        |
| Accounts payable and accrued expenses                             | 224,432                |
| Due to City of Philadelphia                                       | 13,061,968             |
| Current portion of bonds payable                                  | 22,120,000             |
| Current portion of net other post-employment benefit liability    | 27,022                 |
| Net pension liability   | 1,413,033              |
| Noncurrent portion of net other post-employment benefit liability | 809,244                |
| Noncurrent portion of bonds payable                               | 37,770,547             |
| <b>Total Liabilities</b>  | <b>75,426,246</b>      |
| <b>Deferred Inflows of Resources</b>                              |                        |
| Deferred charges on bond refunding                                | 9,647,381              |
| Deferred inflows related to:                                      |                        |
| Pension   | 771,144                |
| Other post-employment benefits                                    | 794,155                |
| <b>Total Deferred Inflows of Resources</b>                        | <b>11,212,680</b>      |
| <b>Net Position</b>   |                        |
| Net investment in capital assets                                  | 189                    |
| Restricted for:   |                        |
| Debt service  | 15,003,744             |
| Benefit of the City of Philadelphia                               | 5,269,492              |
| Unrestricted  | (52,460,242)           |
| <b>Total Net Position</b>   | <b>\$ (32,186,817)</b> |

The accompanying notes are an integral part of these financial statements.

**PENNSYLVANIA INTERGOVERNMENTAL  
COOPERATION AUTHORITY**  
(A Blended Component Unit of the City of Philadelphia)  
**STATEMENT OF ACTIVITIES - GOVERNMENTAL ACTIVITIES**  
YEAR ENDED JUNE 30, 2020

|   |                        |
|---|------------------------|
| <b>Expenses:</b>                                    |                        |
| Grants to City of Philadelphia                      | \$ 495,948,069         |
| General management and support - general operations | 1,108,522              |
| Interest on long-term debt                          | 4,762,738              |
| Bond issuance costs                                 | 652,034                |
| Investment expenses                                 | 29,723                 |
| Total Expenses                                      | <u>502,501,086</u>     |
| <b>Revenues:</b>                                    |                        |
| PICA taxes  | 528,983,664            |
| Amortization of bond premium                        | 2,895,764              |
| Amortization of deferred charges on bond refunding  | 1,038,130              |
| Investment income                                   | 1,335,879              |
| Other income  | 886,880                |
| Termination of guaranteed investment contract       | 2,198,000              |
| Total Revenues                                      | <u>537,338,317</u>     |
| <b>Change in Net Position</b>                       | 34,837,231             |
| <b>Net Position:</b>                                |                        |
| Beginning of year                                   | <u>(67,024,048)</u>    |
| End of year   | <u>\$ (32,186,817)</u> |

The accompanying notes are an integral part of these financial statements.

**PENNSYLVANIA INTERGOVERNMENTAL  
COOPERATION AUTHORITY**  
(A Blended Component Unit of the City of Philadelphia)  
**BALANCE SHEET - GOVERNMENTAL FUNDS**  
JUNE 30, 2020

| <u>ASSETS</u>                             | General              | PICA Tax<br>Revenue  | Debt Service<br>Reserve Fund | 2009<br>Debt Service<br>Fund | Other<br>Governmental<br>Funds | Total<br>Governmental<br>Funds |
|---|----------------------|----------------------|------------------------------|------------------------------|--------------------------------|--------------------------------|
| <b>Assets:</b>                            |                      |                      |                              |                              |                                |                                |
| Cash and cash equivalents                 | \$ 5,491,182         | \$ -                 | \$ 3,091,349                 | \$ -                         | \$ 9,467,740                   | \$ 18,050,271                  |
| Investments                               | 13,540,360           | -                    | 8,521,372                    | -                            | -                              | 22,061,732                     |
| PICA taxes receivable                     | -                    | 13,061,884           | -                            | -                            | -                              | 13,061,884                     |
| Accrued interest receivable               | 57                   | 84                   | 106                          | -                            | 869                            | 1,116                          |
| Prepaid expenses                          | 19,086               | -                    | -                            | -                            | -                              | 19,086                         |
| <b>Total Assets</b>                       | <b>\$ 19,050,685</b> | <b>\$ 13,061,968</b> | <b>\$ 11,612,827</b>         | <b>\$ -</b>                  | <b>\$ 9,468,609</b>            | <b>\$ 53,194,089</b>           |
| <b>LIABILITIES AND FUND BALANCE</b>       |                      |                      |                              |                              |                                |                                |
| <b>Liabilities:</b>                       |                      |                      |                              |                              |                                |                                |
| Accounts payable                          | \$ 80,559            | \$ -                 | \$ -                         | \$ -                         | \$ 8,200                       | \$ 88,759                      |
| Due to the City of Philadelphia           | -                    | 13,061,968           | -                            | -                            | -                              | 13,061,968                     |
| Accrued payroll and taxes                 | 135,673              | -                    | -                            | -                            | -                              | 135,673                        |
| <b>Total liabilities</b>                  | <b>216,232</b>       | <b>13,061,968</b>    | <b>-</b>                     | <b>-</b>                     | <b>8,200</b>                   | <b>13,286,400</b>              |
| <b>Fund Balance:</b>                      |                      |                      |                              |                              |                                |                                |
| Nonspendable                              | 19,086               | -                    | -                            | -                            | -                              | 19,086                         |
| <b>Restricted:</b>                        |                      |                      |                              |                              |                                |                                |
| For debt service                          | -                    | -                    | 10,812,827                   | -                            | 4,190,917                      | 15,003,744                     |
| For benefit of City of Philadelphia       | -                    | -                    | -                            | -                            | 5,269,492                      | 5,269,492                      |
| <b>Committed:</b>                         |                      |                      |                              |                              |                                |                                |
| For subsequent PICA administration        | -                    | -                    | 800,000                      | -                            | -                              | 800,000                        |
| For future swaption activity              | 14,794,421           | -                    | -                            | -                            | -                              | 14,794,421                     |
| Unassigned                                | 4,020,946            | -                    | -                            | -                            | -                              | 4,020,946                      |
| <b>Total fund balance</b>                 | <b>18,834,453</b>    | <b>-</b>             | <b>11,612,827</b>            | <b>-</b>                     | <b>9,460,409</b>               | <b>39,907,689</b>              |
| <b>Total Liabilities and Fund Balance</b> | <b>\$ 19,050,685</b> | <b>\$ 13,061,968</b> | <b>\$ 11,612,827</b>         | <b>\$ -</b>                  | <b>\$ 9,468,609</b>            | <b>\$ 53,194,089</b>           |

The accompanying notes are an integral part of these financial statements.



**PENNSYLVANIA INTERGOVERNMENTAL  
COOPERATION AUTHORITY**

(A Blended Component Unit of the City of Philadelphia)

**RECONCILIATION OF GOVERNMENTAL FUNDS BALANCE SHEET  
TO THE STATEMENT OF NET POSITION**

JUNE 30, 2020

|   |                               |
|---|-------------------------------|
| <b>Total Fund Balance - Governmental Funds</b>  | \$ 39,907,689                 |
| Amounts reported for governmental activities in the statement of net position are different because:  |                               |
| Capital assets used in governmental activities are not financial resources and, therefore, are not reported in governmental funds. The cost of assets is \$10,699 and the accumulated depreciation is \$10,510  | 189                           |
| Deferred charges on bond refunding resulting from the issuance of debt are not financial resources and, therefore are not reported in the governmental funds  | (9,647,381)                   |
| Long-term liabilities applicable to the Authority's governmental activities are not due and payable in the current period and, accordingly, are not reported as fund liabilities. All liabilities, both current and long-term, are reported in the statement of net position. |                               |
| Bonds payable   | \$ (56,075,000)               |
| Premium on bonds  | (3,815,547)                   |
| Net pension liability, net of related deferred inflows and outflows of resources  | (1,671,845)                   |
| Net OPEB liability, net of related deferred inflows and outflows of resources   | <u>(1,460,295)</u>            |
|   | \$ (63,022,687)               |
| Fair value of derivative instruments is not reported in the governmental funds  | <u>575,373</u>                |
| <b>Net position - governmental activities</b>   | <u><u>\$ (32,186,817)</u></u> |

The accompanying notes are an integral part of these financial statements.

**PENNSYLVANIA INTERGOVERNMENTAL  
COOPERATION AUTHORITY**

(A Blended Component Unit of the City of Philadelphia)

**STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCE -  
GOVERNMENTAL FUNDS**

YEAR ENDED JUNE 30, 2020

|  | General              | PICA Tax<br>Revenue | Debt Service<br>Reserve Fund | 2009<br>Debt Service<br>Fund | Other<br>Governmental<br>Funds | Total<br>Governmental<br>Funds |
|--|----------------------|---------------------|------------------------------|------------------------------|--------------------------------|--------------------------------|
| <b>Revenues:</b>   |                      |                     |                              |                              |                                |                                |
| PICA taxes   | \$ -                 | \$ 528,983,664      | \$ -                         | \$ -                         | \$ -                           | \$ 528,983,664                 |
| Investment income  | 401,720              | 251,995             | 931,397                      | 56,655                       | 330,042                        | 1,971,809                      |
| Other  | 235,634              | -                   | 651,246                      | -                            | -                              | 886,880                        |
| Total revenues   | <u>637,354</u>       | <u>529,235,659</u>  | <u>1,582,643</u>             | <u>56,655</u>                | <u>330,042</u>                 | <u>531,842,353</u>             |
| <b>Expenditures:</b>   |                      |                     |                              |                              |                                |                                |
| Grants to the City of Philadelphia                                   | -                    | 495,948,069         | -                            | -                            | -                              | 495,948,069                    |
| Debt service:  |                      |                     |                              |                              |                                |                                |
| Principal  | -                    | -                   | -                            | 81,920,000                   | 21,470,000                     | 103,390,000                    |
| Interest   | -                    | -                   | -                            | 1,895,997                    | 2,866,741                      | 4,762,738                      |
| Bond issuance costs  | -                    | -                   | -                            | -                            | 652,034                        | 652,034                        |
| Administration:  |                      |                     |                              |                              |                                |                                |
| Investment expenses  | 17,323               | -                   | 12,400                       | -                            | -                              | 29,723                         |
| Operations   | 1,229,812            | -                   | -                            | -                            | -                              | 1,229,812                      |
| Total expenditures   | <u>1,247,135</u>     | <u>495,948,069</u>  | <u>12,400</u>                | <u>83,815,997</u>            | <u>24,988,775</u>              | <u>606,012,376</u>             |
| <b>Excess (Deficiency) of Revenues<br/>Over (Under) Expenditures</b> | <b>(609,781)</b>     | <b>33,287,590</b>   | <b>1,570,243</b>             | <b>(83,759,342)</b>          | <b>(24,658,733)</b>            | <b>(74,170,023)</b>            |
| <b>Other Financing Sources (Uses):</b>                               |                      |                     |                              |                              |                                |                                |
| Gain on termination of guaranteed<br>investment contract             | -                    | -                   | 2,198,000                    | -                            | -                              | 2,198,000                      |
| Refunding bonds issued   | -                    | -                   | -                            | -                            | 56,075,000                     | 56,075,000                     |
| Premiums on refunding bonds issued                                   | -                    | -                   | -                            | -                            | 4,495,604                      | 4,495,604                      |
| Payments to refunded escrow agent                                    | -                    | -                   | -                            | -                            | (27,013,875)                   | (27,013,875)                   |
| Transfers in (out)   | 366,407              | (33,287,590)        | (40,166,864)                 | 81,812,431                   | (8,724,384)                    | -                              |
| Total Other Financing Sources (Uses)                                 | <u>366,407</u>       | <u>(33,287,590)</u> | <u>(37,968,864)</u>          | <u>81,812,431</u>            | <u>24,832,345</u>              | <u>35,754,729</u>              |
| <b>Net Change in Fund Balance</b>                                    | <b>(243,374)</b>     | <b>-</b>            | <b>(36,398,621)</b>          | <b>(1,946,911)</b>           | <b>173,612</b>                 | <b>(38,415,294)</b>            |
| <b>Fund Balance:</b>   |                      |                     |                              |                              |                                |                                |
| Beginning of year  | 19,077,827           | -                   | 48,011,448                   | 1,946,911                    | 9,286,797                      | 78,322,983                     |
| End of year  | <u>\$ 18,834,453</u> | <u>\$ -</u>         | <u>\$ 11,612,827</u>         | <u>\$ -</u>                  | <u>\$ 9,460,409</u>            | <u>\$ 39,907,689</u>           |

The accompanying notes are an integral part of these financial statements.

**PENNSYLVANIA INTERGOVERNMENTAL  
COOPERATION AUTHORITY**

(A Blended Component Unit of the City of Philadelphia)

**RECONCILIATION OF THE STATEMENT OF REVENUES, EXPENDITURES,  
AND CHANGES IN FUND BALANCE OF GOVERNMENTAL  
FUNDS TO THE STATEMENT OF ACTIVITIES**

YEAR ENDED JUNE 30, 2020

|   |                   |                             |
|---|-------------------|-----------------------------|
| <b>Net Change in Fund Balance - Governmental Fund</b>   |                   | \$ (38,415,294)             |
| Cost of capital outlays is allocated over their estimated useful lives as depreciation in the government-wide statements  |                   | (1,251)                     |
| <p>Issuance of long-term debt provides current financial resources to governmental funds, while the repayment of the principal of long-term debt consumes the current financial resources of the governmental funds. Neither transaction, however, has any effect on net position in the government-wide statements. This amount is the net effect of these differences in the treatment of long-term debt and related items. The details are as follows:</p> |                   |                             |
| Refunding bonds issued  | (56,075,000)      |                             |
| Premiums on refunding bonds   | (4,495,604)       |                             |
| Repayment of bond principal   | 103,390,000       |                             |
| Payments to refund escrow agent   | <u>27,013,875</u> | 69,833,271                  |
| <p>Some expenses reported in the statement of activities do not require the use of current financial resources and, therefore, are not reported as expenditures in the governmental funds:</p>  |                   |                             |
| Amortization of deferred charges on bond refunding  | 1,038,130         |                             |
| Change in bond premium  | 2,895,764         |                             |
| Change in net pension liability, net of related deferred outflows and inflows of resources  | 14,984            |                             |
| Change in other post-employment benefit obligations, net of related deferred outflows and inflows of resources  | <u>107,557</u>    | 4,056,435                   |
| Derivative valuation adjustment is recognized as an assets and revenue/expense in the government-wide statement   |                   | <u>(635,930)</u>            |
| <b>Change in net position - Governmental Activities</b>   |                   | <u><u>\$ 34,837,231</u></u> |

The accompanying notes are an integral part of these financial statements.

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Review of Issues Relating to Commission Certification of Distributed Antennae System Providers in Pennsylvania; Doc. No. M-2016-2517831

#### I. Introduction

With this Notice, the Pennsylvania Public Utility Commission (Commission) advises that pursuant to the Pennsylvania Supreme Court's recent ruling in *Crown Castle*,<sup>1</sup> all neutral-host distributed antenna system (DAS) network owners or operators have been declared to be jurisdictional telecommunications public utilities under Section 102(1)(vi) of the Public Utility Code, 66 Pa.C.S. § 102(1)(vi) (relating to the definition of "public utility"). Specifically, the Commission issues this Notice to owners or operators of DAS networks<sup>2</sup> in Pennsylvania that are either (1) regulated Pennsylvania jurisdictional telecommunications public utilities already holding a certificate of public convenience (CPC) from the Commission or (2) currently unregulated de facto jurisdictional telecommunications public utilities that have not obtained a CPC from the Commission.

The Commission advises that all neutral-host DAS network services offered to the public for compensation in Pennsylvania fall under the regulatory jurisdiction of the Commission. Neutral-host DAS network owners or operators that are not currently certificated must immediately apply for a CPC from the Commission, if they have not already done so.

This Notice (1) provides an overview of the procedural background leading up to the Supreme Court's decision; (2) provides guidance to currently uncertificated neutral-host DAS network owners or operators for obtaining a CPC from the Commission and coming into compliance with their public utility status; and (3) reminds all neutral-host DAS network owners or operators of their statutory and regulatory obligations under the Public Utility Code.

#### II. Background

By Order entered February 23, 2016, the Commission initiated a formal investigatory proceeding in order to examine issues relevant to the jurisdictional status of owners or operators of neutral-host DAS networks as competitive access providers.<sup>3</sup> After reviewing numerous comments and reply comments from various stakeholders, the Commission concluded in its DAS Certification Final Order that neutral-host DAS networks fall under the "wireless" exemption to the definition of a jurisdictional telecommunications public utility that is set forth at Section 102(2)(iv) of the Code, 66 Pa.C.S. § 102(2)(iv), and, therefore, are not public utilities subject to Commission jurisdiction and are not eligible for a CPC from the

Commission.<sup>4</sup> The DAS Certification Final Order also directed Commission staff to conduct an investigation to identify all certificated neutral-host DAS networks, conduct a review of the services such entities provided to determine whether they provide services within the Commission's jurisdiction, and initiate a process to rescind the CPCs of entities that do not provide any jurisdictional services.<sup>5</sup>

Existing CPC holders appealed the DAS Certification Final Order to the Commonwealth Court, which by Order issued June 7, 2018, unanimously reversed the Commission's DAS Certification Final Order.<sup>6</sup> The Commission petitioned and was granted allowance to appeal to the Supreme Court, which on July 21, 2020, issued an opinion unanimously affirming the Commonwealth Court.<sup>7</sup> The Supreme Court found that neutral-host DAS network owners or operators are jurisdictional telecommunications public utilities under 66 Pa.C.S. § 102(1)(vi), and as such fall under the regulatory jurisdiction of the Commission. Accordingly, the Court overturned the Commission's DAS Certification Final Order at Docket No. M-2016-2517831.

#### III. Notice

As a result of the Supreme Court's ruling in *Crown Castle*, all neutral-host DAS network owners or operators that currently are operating in Pennsylvania without a CPC from the Commission are operating unlawfully as de facto telecommunications public utilities. Under *Crown Castle*, these de facto public utilities must obtain a CPC from the Commission to operate lawfully in Pennsylvania. With this Notice, the Commission hereby directs these de facto public utilities to apply for a CPC from the Commission within 90 days of this Notice. Instructions and forms for filing for and requesting a CPC to provide telecommunications service can be found on the Commission's website at the following webpage:

<https://www.puc.pa.gov/telecommunications/application-to-provide-telecomm-services/>.

Please contact Derek Vogelsong in the Commission's Bureau of Technical Utility Services at 717-787-3861 or by email at [devogelson@pa.gov](mailto:devogelson@pa.gov) with any questions about the Commission's CPC application process.

Any non-compliant neutral-host DAS network owner or operator that does not apply for a CPC within 90 days of publication in the *Pennsylvania Bulletin*, as instructed by this Notice, is providing unauthorized service in violation of Pennsylvania law. Any such non-compliant entity will become subject to referral to the Commission's Bureau of Investigation and Enforcement for investigation and potential prosecution for providing de facto public utility service in violation of Sections 102(1)(vi), 502, 1101, and 1102(a)(1) of the Code, 66 Pa.C.S. §§ 102(1)(vi), 502, 1101, and 1102(a)(1).

With this Notice, the Commission also reminds currently-certificated neutral-host DAS network owners or operators of their statutory obligations as jurisdictional public utilities. Such statutory obligations include reporting gross intrastate revenues and paying fiscal assessments under Section 510 of the Code, 66 Pa.C.S. § 510. Failure to report revenues and/or pay fiscal assessments will result in referral to the Commission's Bureau of

<sup>1</sup> *Crown Castle NG E. LLC v. Pa. PUC*, 234 A.3d 665 (Pa. 2020), 2020 Pa. LEXIS 3835 (Crown Castle).

<sup>2</sup> A DAS network transports the wireless traffic of its wireless service provider (WSP) customers, consisting of voice, data, and video traffic generated by a consumer's mobile device (smartphone), over terrestrial fiber optic lines between "nodes" and "hubs." The nodes are located on utility, streetlight, or traffic poles in public rights-of-way. They are comprised of small, low power antennae that receive radio frequency (RF) signals and additional equipment that converts the RF signals to optical signals. The optical signals are then transported over the DAS provider's fiber optic lines to a WSP's central hub, which is typically housed in a building on private property, where the signals are returned to the WSP customers. *Crown Castle*, 234 A.3d 665, \_\_\_, 2020 Pa. LEXIS 3835, at 2.

<sup>3</sup> See Review of Issues Relating to Commission Certification of Distributed Antennae System Providers in Pennsylvania, Docket No. M-2016-2517831 (Order entered February 23, 2016) (DAS Investigation Order).

<sup>4</sup> See Review of Issues Relating to Commission Certification of Distributed Antennae System Providers in Pennsylvania, Docket No. M-2016-2517831 (Order entered March 17, 2017) (DAS Certification Final Order).

<sup>5</sup> *Id.*

<sup>6</sup> *Crown Castle NG East LLC v. Pa. PUC*, 188 A.3d 617 (Pa. Cmwlth. 2018).

<sup>7</sup> See *Crown Castle*, supra note 1.

Investigation and Enforcement, which could result in penalties up to and including revocation of any non-compliant entity's CPC. Certificated entities that did not report gross intrastate revenues and/or did not pay their assessments pending the outcome of the appeal of the DAS Certification Final Order and that wish to review the status of their assessments and pay any past-due balances should, within 30 days of the publication of this Notice in the *Pennsylvania Bulletin*, contact Amy Zuvich in the Commission's Fiscal Office at 717-783-6806 or by email at [azuvich@pa.gov](mailto:azuvich@pa.gov).

Additionally, the Commission reminds all currently-certificated neutral-host DAS networks that they must comply with all of the existing reporting requirements that are applicable to all other jurisdictional telecommunications utilities. A full list of telecommunications carrier reports required by the Commission can be found at: [www.puc.pa.gov/general/onlineforms/doc/Telco\\_Reporting\\_Requirements.docx](http://www.puc.pa.gov/general/onlineforms/doc/Telco_Reporting_Requirements.docx).

Please direct questions about this Notice to Assistant Counsel Tiffany L. Tran at 717-783-5413 or by email at [tiftran@pa.gov](mailto:tiftran@pa.gov). This Notice concludes this proceeding at Docket No. M-2016-2517831, and it will be marked closed by the Secretary's Bureau.

ROSEMARY CHIAVETTA,  
Secretary

[Pa.B. Doc. No. 20-1518. Filed for public inspection October 30, 2020, 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. 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. Protests may only be filed if there is evidence that the applicant lacks fitness. Protests based on endangering or impairing operations of an existing carrier will not be honored. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120, with a copy served on the applicant by November 16, 2020. 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-2020-3021101. Montas Corp.** (500 Court Street, Reading, PA 19601) for the right to begin to transport, as a common carrier, by motor vehicle, persons in paratransit service, from points in Berks County, to points in Pennsylvania, and return.

**A-2020-3022112. Someguyandhiscar, LLC** (P.O. Box 3791, 3607 Poplar Street, Erie, Erie County, PA 16508) for the right to begin to transport, as a common carrier, by motor vehicles, persons in paratransit service, between points in the Counties of Butler, Crawford, Lawrence, Mercer, Venango and Warren.

**A-2020-3022360. Charles C. Zook** (8170 Groninger Valley Road, Port Royal, Juniata County, PA 17082) in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in Juniata County, to points in Pennsylvania, and return.

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

**A-2020-3022378. Clutter, Inc.** (8 East Stow Road, Suite 100, Marlton, NJ 08053) household goods in use between points in Pennsylvania. *Attorney:* Frank C. Botta, 375 Southpointe Boulevard, Suite 100, Canonsburg, PA 15317.

**Applications of the following for the approval of the *right and privilege to discontinue/abandon operating as common carriers by motor vehicle and for cancellation of the certificate of public convenience as described under each application.***

**A-2020-3022256. 45 Wheels, LLC** (711 North 2nd Street, Suite 2, Harrisburg, Dauphin County, PA 17102) for the discontinuance of service and cancellation of its certificate, to transport, as a common carrier, by motor vehicle, persons in limousine service, from points in Dauphin County, to points in Pennsylvania, and return; excluding service that is under the jurisdiction of the Philadelphia Parking Authority.

**A-2020-3022440. Gold Cross Limousine of PA, Inc.** (26 Sexton Street, Struthers, OH 44471) discontinuance of service and cancellation of its certificate, to transport, as a common carrier, by motor vehicle, persons in paratransit service, at A-00107205, between points in the County of Mercer, and from points in said county, to points in Pennsylvania, and return.

ROSEMARY CHIAVETTA,  
Secretary

[Pa.B. Doc. No. 20-1519. Filed for public inspection October 30, 2020, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Telecommunications

**A-2020-3022524. Verizon Pennsylvania, LLC and Sprint Communications Company LP.** Joint petition of Verizon Pennsylvania, LLC and Sprint Communications Company LP for approval of an amendment to interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, LLC and Sprint Communications Company LP, by their counsel, filed on October 21, 2020, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an amendment to

interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon Pennsylvania, LLC and Sprint Communications Company LP, joint petition are available for inspection at the Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov) and at the applicant's business web site.

The contact person is Kathryn Sophy, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 20-1520. Filed for public inspection October 30, 2020, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Telecommunications

**A-2020-3022528. Verizon Pennsylvania, LLC and RCN Telecom Services (Lehigh), LLC.** Joint petition of Verizon Pennsylvania, LLC and RCN Telecom Services (Lehigh), LLC for approval of an amendment to interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, LLC and RCN Telecom Services (Lehigh), LLC, by their counsel, filed on October 21, 2020, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an amendment to interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon Pennsylvania, LLC and RCN Telecom Services (Lehigh), LLC joint petition are available for inspection at the Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov) and at the applicant's business web site.

The contact person is Kathryn Sophy, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 20-1521. Filed for public inspection October 30, 2020, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Telecommunications

**A-2020-3022532. Verizon North, LLC and RCN Telecom Services (Lehigh), LLC.** Joint petition of Verizon North, LLC and RCN Telecom Services (Lehigh),

LLC for approval of an amendment to interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, LLC and RCN Telecom Services (Lehigh), LLC, by their counsel, filed on October 21, 2020, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an amendment to interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon North, LLC and RCN Telecom Services (Lehigh), LLC joint petition are available for inspection at the Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov) and at the applicant's business web site.

The contact person is Kathryn Sophy, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 20-1522. Filed for public inspection October 30, 2020, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Telecommunications

**A-2020-3022533. Verizon North, LLC and Sprint Communications Company LP.** Joint petition of Verizon North, LLC and Sprint Communications Company LP for approval of an amendment to interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, LLC and Sprint Communications Company LP, by their counsel, filed on October 21, 2020, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an amendment to interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon North, LLC and Sprint Communications Company LP joint petition are available for inspection at the Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov) and at the applicant's business web site.

The contact person is Kathryn Sophy, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 20-1523. Filed for public inspection October 30, 2020, 9:00 a.m.]

## SUSQUEHANNA RIVER BASIN COMMISSION

### Grandfathering Registration Notice

The Susquehanna River Basin Commission lists the following Grandfathering (GF) Registration for projects under 18 CFR 806, Subpart E (relating to registration of grandfathered projects) from September 1, 2020, through September 30, 2020.

For further information contact Jason E. Oyler, General Counsel and Secretary, (717) 238-0423, Ext. 1312, fax (717) 238-2436, joyler@srbc.net. Regular mail inquiries may be sent to the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788.

#### *Supplementary Information*

This notice lists GF Registration for projects, described as follows, under 18 CFR 806, Subpart E for the time period previously specified:

#### *GF Registration Under 18 CFR Part 806, Subpart E*

1. Federal Bureau of Prisons—Federal Correctional Institution at Loretto, GF Certificate No. GF-202009111, Allegheny Township and Borough of Loretto, Cambria County, PA; Well 1 and consumptive use; Issue Date: September 10, 2020.
2. Troy Borough—Troy Borough Water Department, GF Certificate No. GF-202009112, Troy Borough, Bradford County, PA; Wells 1—3; Issue Date: September 10, 2020.
3. Weaverland Valley Authority—Blue Ball Water System, GF Certificate No. GF-202009113, East Earl Township, Lancaster County, PA; Wells 1—3; Issue Date: September 10, 2020.
4. Virginia and Larry Morton—Virginia and Larry Morton Farms, GF Certificate No. GF-202009114, Porter Township, Schuylkill County, PA; Wiconisco Creek; Issue Date: September 10, 2020.
5. City of Oneonta—Public Water Supply System, GF Certificate No. GF-202009115, City and Town of Oneonta, Otsego County, NY; Wilber Lake/Lower Reservoir; Issue Date: September 10, 2020.
6. The Municipal Authority of the Borough of Berlin—Public Water Supply System, GF Certificate No. GF-202009116, Allegheny Township, Somerset County, PA; Well 6; Issue Date: September 18, 2020.
7. Iron Masters Country Club, GF Certificate No. GF-202009117, Bloomfield Township, Bedford County, PA; Wells 10 and 14; Issue Date: September 18, 2020.
8. Sinking Valley Country Club, GF Certificate No. GF-202009118, Tyrone Township, Blair County, PA; 14th Fairway Well and 8th Tee Well; Issue Date: September 18, 2020.

*Authority:* Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806 and 808

*Dated:* October 15, 2020

ANDREW D. DEHOFF,  
*Executive Director*

[Pa.B. Doc. No. 20-1524. Filed for public inspection October 30, 2020, 9:00 a.m.]

## SUSQUEHANNA RIVER BASIN COMMISSION

### Projects Approved for Consumptive Uses of Water

The Susquehanna River Basin Commission (Commission) has approved by rule the following list of projects from September 1, 2020, through September 30, 2020.

For further information contact Jason E. Oyler, General Counsel and Secretary, (717) 238-0423, Ext. 1312, fax (717) 238-2436, joyler@srbc.net. Regular mail inquiries may be sent to the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788.

#### *Supplementary Information*

This notice lists the projects, described as follows, receiving approval for the consumptive use of water under the Commission's approval by rule process in 18 CFR 806.22(e) and (f) (relating to standards for consumptive uses of water) for the time period previously specified:

#### *Water Source Approval—Issued Under 18 CFR 806.22(e):*

1. Warrior Trail Properties, LLC; Project Schooner; ABR-202009005; Hazle Township, Luzerne County, PA; Consumptive Use of Up to 1.400 mgd; Approval Date: September 4, 2020.

#### *Water Source Approval—Issued Under 18 CFR 806.22(f):*

1. Chief Oil & Gas, LLC; Pad ID: Allen Drilling Pad # 1; ABR-201009002.R2; Asylum Township, Bradford County, PA; Consumptive Use of Up to 2.0000 mgd; Approval Date: September 3, 2020.
2. Chesapeake Appalachia, LLC; Pad ID: Alberta; ABR-201009007.R2; Albany Township, Bradford County, PA; Consumptive Use of Up to 7.50000 mgd; Approval Date: September 3, 2020.
3. Diversified Production, LLC; Pad ID: Phoenix C; ABR-201006114.R2; Duncan Township, Tioga County, PA; Consumptive Use of Up to 3.0000 mgd; Approval Date: September 3, 2020.
4. Blackhawk Energy, LLC; Pad ID: Shannon Todd Pad A; ABR-201009006.R2; Todd Township, Huntingdon County, PA; Consumptive Use of Up to 3.0000 mgd; Approval Date: September 3, 2020.
5. ARD Operating, LLC; Pad ID: COP Tr 344 Pad A; ABR-20100694.R2; Noyes Township, Clinton County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: September 3, 2020.
6. Rockdale Marcellus, LLC; Pad ID: Zeafla 747; ABR-20100682.R2; Jackson Township, Lycoming County, PA; Consumptive Use of Up to 4.9900 mgd; Approval Date: September 3, 2020.
7. ARD Operating, LLC; Pad ID: COP Tr 342 A; ABR-20100695.R2; Beech Creek Township, Clinton County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: September 7, 2020.
8. XTO Energy, Inc.; Pad ID: MARQUARDT 8534H; ABR-20100664.R2; Penn Township, Lycoming County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: September 8, 2020.
9. Seneca Resources Company, LLC; Pad ID: C09-J; ABR-201507002.R1; Shippen Township, Cameron County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: September 8, 2020.

10. Chesapeake Appalachia, LLC; Pad ID: Connell; ABR-201009084.R2; Cherry Township, Sullivan County, PA; Consumptive Use of Up to 7.50000 mgd; Approval Date: September 10, 2020.

11. Chesapeake Appalachia, LLC; Pad ID: Decker Farms; ABR-201009037.R2; Rush Township, Susquehanna County, PA; Consumptive Use of Up to 7.50000 mgd; Approval Date: September 10, 2020.

12. ARD Operating, LLC; Pad ID: Robert C. Ulmer Pad A; ABR-201007049.R2; Watson Township, Lycoming County, PA; Consumptive Use of Up to 4.00000 mgd; Approval Date: September 14, 2020.

13. Repsol Oil & Gas (USA), LLC; Pad ID: YURKANIN (03 014) J; Columbia Township, Bradford County, PA; Consumptive Use of Up to 7.50000 mgd; Approval Date: September 14, 2020.

14. ARD Operating, LLC; Pad ID: COP 551 Pad B; ABR-202009001; Cascade Township, Lycoming County, PA; Consumptive Use of Up to 4.00000 mgd; Approval Date: September 14, 2020.

15. ARD Operating, LLC; Pad ID: Chapman Bohlin Pad A; ABR-202009002; Cascade Township, Lycoming County, PA; Consumptive Use of Up to 4.00000 mgd; Approval Date: September 14, 2020.

16. Cabot Oil & Gas Corporation; Pad ID: RozellC P1; ABR-20100542.R2; Jessup Township, Susquehanna County, PA; Consumptive Use of Up to 5.00000 mgd; Approval Date: September 16, 2020.

17. Cabot Oil & Gas Corporation; Pad ID: HullR P2; ABR-20100612.R2; Springville Township, Susquehanna County, PA; Consumptive Use of Up to 5.00000 mgd; Approval Date: September 16, 2020.

18. LPR Energy, LLC; Pad ID: Shannon Land & Mining Drilling Pad # 1; ABR-20100628.R2; Lawrence Township, Clearfield County, PA; Consumptive Use of Up to 2.00000 mgd; Approval Date: September 25, 2020.

19. ARD Operating, LLC; Pad ID: Ann M. Mercier Pad A; ABR-201007071.R2; Cogan House Township, Lycoming County, PA; Consumptive Use of Up to 4.00000 mgd; Approval Date: September 25, 2020.

20. LPR Energy, LLC; Pad ID: Lightner Drilling Pad # 1; ABR-201007045.R2; Juniata Township, Blair County, PA; Consumptive Use of Up to 2.00000 mgd; Approval Date: September 28, 2020.

21. SWN Production Company, LLC; Pad ID: Robinson; ABR-20100653.R2; Stevens Township, Bradford County, PA; Consumptive Use of Up to 4.99900 mgd; Approval Date: September 28, 2020.

22. Cabot Oil & Gas Corporation.; Pad ID: Griffiths J P1; ABR-202009004; Rush Township, Susquehanna County, PA; Consumptive Use of Up to 5.00000 mgd; Approval Date: September 28, 2020.

*Approvals By Rule—Revoked Under 18 CFR 806.22(f):*

1. EQT Production Company; Pad ID: Phoenix B; ABR-201511003; Morris Township, Tioga County, PA; Revocation Date: September 22, 2020.

2. Rockdale Marcellus, LLC; Pad ID: Zeafra 747; ABR-20100682.R2; Jackson Township, Lycoming County, PA; Revocation Date: September 28, 2020.

*Authority:* Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806—808

*Dated:* October 15, 2020

ANDREW D. DEHOFF,  
*Executive Director*

[Pa.B. Doc. No. 20-1525. Filed for public inspection October 30, 2020, 9:00 a.m.]

## SUSQUEHANNA RIVER BASIN COMMISSION

### Projects Approved for Minor Modifications

The Susquehanna River Basin Commission (Commission) lists the minor modifications approved for previously approved projects from September 1, 2020, through September 30, 2020.

For further information contact Jason E. Oyler, General Counsel, (717) 238-0423, Ext. 1312, fax (717) 238-2436, joyler@srbc.net. Regular mail inquiries may be sent to the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788.

#### *Supplementary Information*

This notice lists previously approved projects, receiving approval of minor modifications, described as follows, under 18 CFR 806.18 (relating to approval modifications) or to Commission Resolution Nos. 2013-11 and 2015-06 for the time period previously specified:

#### *Minor Modification Issued Under 18 CFR 806.18*

1. Tulpehocken Spring Water, Inc., Docket No. 20200315, Sugarloaf and Benton Townships, Columbia County, PA; approval authorizing the additional water use purpose of bulk supply for hydrostatic testing; Approval Date: September 1, 2020.

*Authority:* Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806—808

*Dated:* October 15, 2020

ANDREW D. DEHOFF,  
*Executive Director*

[Pa.B. Doc. No. 20-1526. Filed for public inspection October 30, 2020, 9:00 a.m.]

## SUSQUEHANNA RIVER BASIN COMMISSION

### Telephonic Public Hearing

The Susquehanna River Basin Commission (Commission) will hold a telephonic public hearing on November 5, 2020, at 2:30 p.m. Due to the novel coronavirus (COVID-19) situation and the relevant orders in place in the Commission's member jurisdictions, the Commission will hold this hearing telephonically. The conference call number is (888) 387-8686. The conference room code number is 9179686050. The telephonic public hearing will end at 5 p.m. or at the conclusion of public testimony, whichever is sooner. Notice of this telephonic public hearing was published in the *Federal Register* on October 7, 2020. In addition to the items listed in that October 7, 2020,



notice, the Commission wishes to supplement that notice to include additional items. The Commission will also hear testimony on a proposed Use of Lesser Quality Waters Policy as well as proposals to amend its Regulatory Program Fee Schedule. At this telephonic public hearing, the Commission will hear testimony on the projects listed in the October 7, 2020, notice and the proposals in the Supplementary Information section of this notice. The projects and proposals are intended to be scheduled for Commission action at its next business meeting, tentatively scheduled for December 11, 2020, which will be noticed separately. The public should take note that this telephonic public hearing will be the only opportunity to offer oral comment to the Commission for the listed proposals. The deadline for the submission of written comments is November 18, 2020.

For further information contact Jason Oyler, General Counsel and Secretary, (717) 238-0423, fax (717) 238-2436.

Information concerning the proposals discussed in this notice can be found at the Commission's web site at [www.srbc.net](http://www.srbc.net). Additional supporting documents are available to inspect and copy in accordance with the Commission's Access to Records Policy at [www.srbc.net/regulatory/policies-guidance/docs/access-to-records-policy-2009-02.pdf](http://www.srbc.net/regulatory/policies-guidance/docs/access-to-records-policy-2009-02.pdf).

#### *Supplementary Information*

The Commission is proposing a new Use of Lesser Quality Waters Policy that would replace its current policy. The Commission is also proposing changes to its Regulatory Program Fee Schedule, which it typically does on an annual basis. This notice supplements the October 7, 2020, notice of telephonic public hearing and the projects listed in that notice remain a part of the telephonic public hearing.

#### *Opportunity to Appear and Comment:*

Interested parties may call into the hearing to offer comments to the Commission on any business previously listed required to be subject of a public hearing. Given the telephonic nature of the meeting, the Commission strongly encourages those members of the public wishing to provide oral comments to pre-register with the Commission by e-mailing Jason Oyler at [joyler@srbc.net](mailto:joyler@srbc.net) prior to the hearing date. The presiding officer reserves the

right to limit oral statements in the interest of time and to otherwise control the course of the hearing. Access to the hearing by means of telephone will begin at 2:15 p.m. Guidelines for the public hearing are posted on the Commission's web site, [www.srbc.net](http://www.srbc.net), prior to the hearing for review. The presiding officer reserves the right to modify or supplement the guidelines at the hearing. Written comments on any business previously listed required to be subject of a public hearing may also be mailed to Jason Oyler, Secretary to the Commission, Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788, or submitted electronically through <https://www.srbc.net/regulatory/public-comment/>. Comments mailed or electronically submitted must be received by the Commission on or before November 18, 2020, to be considered.

*Authority:* Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806—808

*Dated:* October 15, 2020

ANDREW D. DEHOFF,  
*Executive Director*

[Pa.B. Doc. No. 20-1527. Filed for public inspection October 30, 2020, 9:00 a.m.]

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## THADDEUS STEVENS COLLEGE OF TECHNOLOGY

### Request for Bids

Thaddeus Stevens College of Technology is soliciting bids for a multitouch table for the Engineering CAD Technology Lab. Bid documents can be obtained from Carrie Harmon, Thaddeus Stevens College, 750 East King Street, Lancaster, PA 17062, (717) 299-7787, [harmon@stevenscollege.edu](mailto:harmon@stevenscollege.edu).

PEDRO A. RIVERA,  
*President*

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