

NOTICES

DEPARTMENT OF AGRICULTURE

Peach and Nectarine Research Program

Under 3 Pa.C.S. §§ 4501—4513 (relating to Agricultural Commodities Marketing Act), a review referendum was held from March 17 to March 31, 2009, to determine if the producers affected by the Peach and Nectarine Research Program (Program) desired to continue the Program for an additional 5 years. To pass, a majority of eligible producers voting had to vote in favor of the Program's continuation. An impartial Teller Committee met on April 23, 2009, to count the ballots. The following

results were submitted by the Teller Committee: a total of 57 eligible votes were cast with 44 producers voting in favor of and 13 voting against the continuation of the Program. One additional ballot was invalid because it was unsigned. Votes favoring continuation of the Program by number of producers represented 77.2% of eligible votes and votes against continuation of the Program represented 22.8% of eligible votes. Because a majority of the votes were cast in favor of the program, the Program shall continue for 5 years, effective immediately.

DENNIS C WOLFF,
Secretary

[Pa.B. Doc. No. 09-930. Filed for public inspection May 22, 2009, 9:00 a.m.]

DEPARTMENT OF BANKING

Actions on Applications

The Department of Banking (Department), under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 9, 2002 (P. L. 1572, No. 207), known as the Credit Union Code, has taken the following action on applications received for the week ending May 12, 2009.

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

BANKING INSTITUTIONS

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
5-4-2009	Marquette Savings Bank Erie Erie County	Erie	Filed
	Purchase of assets and assumption of liabilities of three branches of National City Bank, Cleveland, OH, located at:		
	210 Water Street Conneaut Lake Crawford County	349 North Street Meadville Crawford County	
	16086 Conneaut Lake Road Meadville Crawford County		

Branch Applications

Branch Relocations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
5-4-2009	First Commonwealth Bank Indiana Indiana County	<i>To:</i> 3045 US Route 30 West Latrobe Westmoreland County <i>From:</i> 3954 US Route 30 West Latrobe Westmoreland County	Effective

Branch Consolidations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
4-30-2009	Susquehanna Bank Lititz Lancaster County	<i>Into:</i> 1950 Old Philadelphia Pike Lancaster Lancaster County <i>From:</i> 2034 Lincoln Highway East Lancaster Lancaster County	Effective
5-7-2009	Susquehanna Bank Lititz Lancaster County	<i>Into:</i> 1345 Baltimore Street Hanover York County <i>From:</i> 2100 Utz Terrace Hanover York County (Limited Service Facility)	Filed
5-7-2009	Susquehanna Bank Lititz Lancaster County	<i>Into:</i> 270 Good Drive Lancaster Lancaster County <i>From:</i> 2098 Spring Valley Road Lancaster Lancaster County	Filed
5-7-2009	Susquehanna Bank Lititz Lancaster County	<i>Into:</i> 502 North Main Street Spring Grove York County <i>From:</i> 1000 Hanover Road York York County	Filed
5-7-2009	Susquehanna Bank Lititz Lancaster County	<i>Into:</i> 3130 Lititz Pike Lititz Lancaster County <i>From:</i> 2568 Lititz Pike Lancaster Lancaster County	Filed
5-7-2009	Susquehanna Bank Lititz Lancaster County	<i>Into:</i> 3130 Lititz Pike Lititz Lancaster County <i>From:</i> Brethren Village 3001 Lititz Pike Lancaster Lancaster County (Limited Service Facility)	Filed
5-7-2009	Susquehanna Bank Lititz Lancaster County	<i>Into:</i> 402 Eisenhower Drive Hanover York County <i>From:</i> 600 Carlisle Street Hanover York County	Filed
5-7-2009	Susquehanna Bank Lititz Lancaster County	<i>Into:</i> 10900 Owings Mills Boulevard Owings Mills Baltimore County, MD <i>From:</i> 10802 Red Run Boulevard Owings Mills Baltimore County, MD	Filed

Branch Discontinuances

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
5-1-2009	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	190 Gamma Drive Pittsburgh Allegheny County	Closed
5-1-2009	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	2900 East College Avenue State College Centre County	Closed

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
5-1-2009	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	3154 SR 257 Seneca Venango County	Closed

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS

No activity.

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

STEVEN KAPLAN,
Secretary

[Pa.B. Doc. No. 09-931. Filed for public inspection May 22, 2009, 9:00 a.m.]

DEPARTMENT OF EDUCATION

Availability of 2009-2010 Career and Technical Education Equipment Grants

Applications for equipment grant funds are invited. The project period is substantial approval date to June 30, 2010. The maximum amount per project is \$50,000 per grant award.

1. *Eligibility Requirements*

Funding is available on a competitive basis to career and technical education centers/area vocational-technical schools that offer approved career and technical education programs, school districts with approved career and technical education agriculture programs and school districts with eight or more approved career and technical education programs two of which must be trade and industrial programs.

2. *Application Deadline*

Applications are due Friday, June 26, 2009, by 5 p.m.

3. *How to Apply*

The Department of Education (Department) has implemented an Internet-based E-Grant system that requires eligible applicants to apply for funding online. The grant guidelines will be available on the Department's web site: www.pde.state.pa.us. On the left side, click on Pre K-12 Schools, Career and Technical Education, Grants and Funding and Funding Sources. This page provides a listing of the various funding guidelines. Click on Equipment Grants.

4. *Questions Concerning the Grant Application*

Questions concerning the grant application should be addressed to John Bonchalk, General Vocational Education Advisor, Department of Education, Bureau of Career and Technical Education, Data Analysis, Assessment and Contracts Division, 333 Market Street, 11th Floor, Harrisburg, PA 17126-0333, (717) 772-4853, jbonchalk@state.pa.us.

GERALD L. ZAHORCHAK, D. Ed.,
Secretary

[Pa.B. Doc. No. 09-932. Filed for public inspection May 22, 2009, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

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

This notice provides information about persons who have applied for a new, amended or renewed NPDES or WQM permit, a permit waiver for certain stormwater discharges or submitted a Notice of Intent (NOI) for coverage under a

general permit. The applications concern, but are not limited to, discharges related to industrial, animal or sewage waste, discharges to groundwater, discharges associated with municipal separate storm sewer systems (MS4), stormwater associated with construction activities or concentrated animal feeding operations (CAFOs). This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92 and 40 CFR Part 122, implementing The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Federal Clean Water Act.

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or amendment
Section III	WQM	Industrial, sewage or animal waste; discharge into groundwater
Section IV	NPDES	MS4 individual permit
Section V	NPDES	MS4 permit waiver
Section VI	NPDES	Individual permit stormwater construction
Section VII	NPDES	NOI for coverage under NPDES general permits

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

For applications for new NPDES permits and renewal applications with major changes in Section II, as well as applications for MS4 individual permits and individual stormwater construction permits in Sections IV and VI, the Department, based upon preliminary reviews, has made a tentative determination of proposed effluent limitations and other terms and conditions for the permit applications. These determinations are published as proposed actions for comments prior to taking final actions.

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

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

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

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

I. NPDES Renewal Applications

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0100838	Barkeyville Borough WTP Routes 8 and 208 Intersection Barkeyville, PA 16127	Barkeyville Borough Venango County	UNT to the North Branch Slippery Rock Creek 20-C	Y
PA0222372	VFW Post 740 10613 PA Route 98 Edinboro, PA 16412	Franklin Township Erie County	A UNT to Little Elk Creek 15	Y

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

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

PA0012572, Industrial Waste, SIC 2631, **PaperWorks Industries, Inc.**, 5000 Flat Rock Road, Philadelphia, PA 19127. This facility is located in the City of Philadelphia, **Philadelphia County**.

The application is for renewal of an NPDES permit to discharge noncontact cooling water, backwash from river water intake screens, river water pump intake chamber cleaning water and stormwater runoff from PaperWorks Industries, Inc., located at 5000 Flat Rock Road in the City of Philadelphia, Philadelphia County. This is an existing discharge to Schuylkill River. At the point of discharge, the stream is in the State Water Plan Watershed 3F and is classified for WWF. The nearest downstream public water supply intake is for City of Philadelphia—Queen Lane water filtration plant is approximately 2.4 miles below the point of discharge.

The proposed effluent limit for Outfall 001 are based on an average discharge flow of noncontact cooling water at 5.73 mgd:

Effluent Concentration limitations (mg/l)

<i>Parameter</i>	<i>Average Month</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Temperature (° F)			110
pH (Standard Units)	Within limits of 6.0 to 9.0 Standard Units at all times		

The proposed effluent limits for Outfalls 008 are based on an average discharge flow of 0.88 mgd of river intake screen backwash and river water pump intake chamber cleaning water:

Effluent Concentration limitations (mg/l)

<i>Parameter</i>	<i>Average Month</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Total Suspended Solids			Monitor and Report
Oil and Grease			Monitor and Report
pH (Standard Units)	Within limits of 6.0 to 9.0 Standard Units at all times		

The proposed effluent limits for Outfalls 103, 105, 107 and 108 are as based on a storm event:

<i>Parameter</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	Monitor and Report
COD	Monitor and Report
Total Suspended Solids	Monitor and Report
Oil and Grease	Monitor and Report
Total Kjeldahl Nitrogen	Monitor and Report
Total Phosphorus (as P)	Monitor and Report
Iron, Dissolved	Monitor and Report
pH (Standard Units)	Monitor and Report

The EPA waiver is in effect.

Other Requirements:

1. No Temperature Changes Greater Than 2° F.
2. No Use of Chemical Additive Without Approval.
3. Change in Ownership.
4. Stormwater Requirements.
5. Laboratory Certifications.
6. PCBs Monitoring Requirements.

PA0038296, Industrial Waste, SIC 5171, **Sunoco Partners Marketing and Terminals, LP**, 1735 Market Street, Suite LL, Philadelphia, PA 19103-7583. This facility is located in Upper Moreland Township, **Montgomery County**.

The application is for renewal of an NPDES permit to discharge stormwater runoff and hydrostatic test water from Willow Grove Marketing terminal located at 3290 Sunset Drive in Upper Moreland Township, Montgomery County. This is an existing discharge to a UNT (Stream Code 02460) to Pennypack Creek. At point of discharge, stream is in the State Water Plan Watershed 3J and is classified for TSF and MF.

The proposed effluent limits for Outfall 001, based on an average storm event, are as follows:

Effluent Concentration limitations (mg/l)

<i>Parameter</i>	<i>Average Month</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Total Recoverable Petroleum Hydrocarbons	15		30

The proposed effluent limits for Outfalls 001, during Hydrostatic test water discharges, are as follows:

<i>Parameter</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (gpm)	Monitor and Report
Duration (Hours)	Monitor and Report
Dissolved Oxygen	Minimum of 5.0 mg/l
Total Suspended Solids	60
Oil and Grease	30
Iron	7.0
Benzene*	0.0025
Total BETX*	0.25
Ethylbenzene*	Monitor and Report
Toluene*	Monitor and Report
Xylene (Total)*	Monitor and Report
Total Residual Chlorine**	0.5 mg/l

Parameter
 pH (Standard Units) *Instantaneous
 Maximum (mg/l)*
 Within limits of 6.0 to 9.0 Standard Units at all times

- * Not applicable to new pipelines and/or tanks.
- ** Applicable only if chlorinated water is used as the source of test water.

The EPA waiver is in effect.

Other Requirements:

1. Product Contaminated Stormwater Runoff.
2. PPC Plan Requirements.
3. Hydrostatic Test Water Discharge Requirements.
4. Other Wastewater Discharge Associated with the Facility.

PA0011428, Industrial Waste, SIC 5171, **Hess Corporation**, 1 Hess Plaza, Woodbridge, NJ 07095-0961. This facility is located in City of Philadelphia, **Philadelphia County**.

The application is for renewal of an NPDES permit to discharge stormwater run-off from Hess Corporation—Philadelphia terminal located at 1630 South 51st Street, Philadelphia, PA. This is an existing discharge to Schuylkill River. At point of discharge, stream is in the State Water Plan Watershed 3F and is classified for WWF.

The proposed effluent limits for Outfall 001, based on an average storm event, are as follows:

<i>Parameter</i>	<i>Effluent Concentration limitations (mg/l)</i>		
	<i>Average Month</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Total Recoverable Petroleum Hydrocarbons	15		30
Benzene			Monitor and Report
Methyl Tert Butyl Ether			Monitor and Report

The proposed effluent limits for Outfalls 001, during Hydrostatic test water discharges, are as follows:

<i>Parameter</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (gpm)	Monitor and Report
Duration (Hours)	Monitor and Report
Dissolved Oxygen	Minimum of 5.0 mg/l
Total Suspended Solids	60
Oil and Grease	30
Iron	7.0
Benzene*	0.0025
Total BETX*	0.25
Ethylbenzene*	Monitor and Report
Toluene*	Monitor and Report
Xylene (Total)*	Monitor and Report
Total Residual Chlorine**	0.5 mg/l
pH (Standard Units)	Within limits of 6.0 to 9.0 Standard Units at all times

- * Not applicable to new pipelines and/or tanks.
- ** Applicable only if chlorinated water is used as the source of test water.

The EPA waiver is in effect.

Other Requirements:

1. Product Contaminated Stormwater Runoff.
2. PPC Plan Requirements.
3. Hydrostatic Test Water Discharge Requirements.
4. Other Wastewater Discharge Associated with the Facility.
5. Groundwater Monitoring Requirements.

PA0058831, Industrial Waste, SIC 2033, **Queens Produce, LLC**, 554 Creek Road, Kennett Square, PA 19348. This facility is located in Kennett Township, **Chester County**.

Description of Proposed Activity: This application requests renewal of an NPDES permit to discharge 15,000 gpd of treated industrial wastewater from rinsing and cooking of mushrooms.

The receiving stream, East Branch Red Clay Creek, is in the State Water Plan Watershed 3I and is classified for: TSF, aquatic life, water supply and recreation.

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

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅					
(5-1 to 10-31)	1.1	2.3	9.0	18.0	22.5
(11-1 to 4-30)	2.3	4.5	18.0	36.0	45.0
Total Suspended Solids	1.3	2.5	10.0	20.0	25.0
NH ₃ N					
(5-1 to 10-31)	0.2	0.4	1.5	3.0	3.8
(11-1 to 4-30)	0.4	0.8	3.0	6.0	7.5
NO ₂ + NO ₃	1.3	2.5	10.0	20.0	25.0
Total Phosphorus	0.1	0.2	0.5	1.0	1.3
Dissolved Oxygen					
Fecal Coliform			50/100 ml		6.0 (Instantaneous Minimum)
Total Residual Chlorine			0.5		1.2
Temperature					110° F
Total Nitrogen *	Monitor and Report		Monitor and Report		
(years 1 and 2)					

* Total Nitrogen = Total Kjeldahl-N + Nitrite-N + Nitrate-N

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

1. DMR to DEP.
2. Remedial Measures If Unsatisfactory Effluent.
3. BAT/ELG Reopener.
4. Cl₂ Requirements.
5. Proper Sludge Removal.
6. 2/Month Monitoring.
7. DMR for No Discharge.
8. Change of Ownership.
9. Instantaneous Maximum Limitations.
10. I-Maximum for Fecal Coliform.
11. Fecal Coliform 10% Rule.
12. Laboratory Certification.

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

Application No. PA 0038598, Industrial Waste, SIC Code 0921, **Susquehanna Aquacultures, Inc.**, P. O. Box 306, York Haven, PA 17370. This facility is located in East Manchester Township, **York County**.

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

The receiving stream, Susquehanna River, is in Watershed 7-F, and classified for WWF, water supply, recreation and fish consumption. The nearest downstream public water supply intake is Wrightsville Water Supply Company located on the Susquehanna River, approximately 11 miles downstream. The discharge is not expected to affect the water supply.

The proposed effluent limits for Outfall 001 based on a design flow of 6.62 mgd are:

<i>Parameter</i>	<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
pH		From 6.0 to 9.0 inclusive	
Temperature		Monitor and Report	
Net Total Suspended Solids	30		60
Total Suspended Solids (Intake)	Monitor and Report		
Solids (Effluent)	Monitor and Report		
Net CBOD ₅	25		50
CBOD ₅ (Intake)	Monitor and Report		
CBOD ₅ (Effluent)	Monitor and Report		

Chesapeake Bay Requirements

	Concentration (mg/L)		Mass (lbs)
	Monthly Average	Quarterly	Annual
Ammonia-N	Report	Report	Report
Kjeldahl-N	Report	Report	XXX
Nitrate-Nitrite as N	Report	Report	XXX
Total Nitrogen	Report	Report	Report
Total Phosphorus	Report	Report	Report

Persons may make an appointment to review the Department of Environmental Protections files on this case by calling the file review coordinator at (717) 705-4732.

The EPA waiver is not in effect.

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

PA0101320, Sewage, **Titusville Estates, LLC**, 21321 Campbell Road, Titusville, PA 16354. This existing facility is located in Oil Creek Township, **Crawford County**.

Description of Proposed Activity: New NPDES permit to discharge treated sewage from an existing mobile home park.

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride, phenolics, sulfate and chloride, the existing/proposed downstream potable water supply, considered during the evaluation is the Emlenton Water Company located on the Allegheny River and is approximately 60 miles below point of discharge.

The receiving stream, the UNT to Pine Creek, is in Watershed 16-E and classified for: CWF, aquatic life, water supply and recreation.

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

Parameter	Concentrations		
	Average Monthly (mg/l)	Average Weekly (mg/l)	Instantaneous Maximum (mg/l)
Flow (mgd)	XX		
CBOD ₅	25		50
Total Suspended Solids	30		60
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)		200/100 ml as a Geometric Average 2,000/100 ml as a Geometric Average	
Total Residual Chlorine	1.4		3.3
Dissolved Oxygen		minimum of 3.0 mg/l at all times	
pH		6.0 to 9.0 Standard Units at all times	

XX—Monitor and report on monthly DMRs.

The EPA waiver is in effect.

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

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

WQM Permit No. 4609406, Sewerage, **Berks—Montgomery Municipal Authority**, 136 Municipal Drive, P. O. Box 370, Gilbertsville, PA 19525-0370. This proposed facility is located in Douglass Township, **Montgomery County**.

Description of Action/Activity: Construction of a new comminutor building and modifications of influent piping.

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

WQM Permit No. 0270413-A5, Sewerage, **Moon Township Municipal Authority**, 1700 Beaver Grade Road, Moon Township, PA 15108. This existing facility is located in Moon Township, **Allegheny County**.

Description of Proposed Action/Activity: Application for permit amendment for the Leonard L. Nary Wastewater Treatment Plant at Montour Run.

WQM Permit No. 3206401-A1, Sewerage, **Guardian LTC Management, Inc.**, P. O. Box 240, Brockway, PA 15824. This existing facility is located in Armstrong Township, **Indiana County**.

Description of Proposed Action/Activity: Application for permit amendment to replace equalization tank.

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

WQM Permit No. 2509403, Sewerage, **North East Township Water and Sewer Authority**, 10300 West Main Street, P. O. Box 249, North East, PA 16428. This proposed facility is located in North East Township, **Erie County**.

Description of Proposed Action/Activity: The purpose of the project is to provide publicly owned sewer to portions of North East Township with documented malfunctioning privately owned onlot systems. This includes service to four different areas: Lake Erie Shoreline, Route 89 Subsystem, Southeast Subsystem and Western Subsystem.

IV. NPDES Applications for Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)**V. Applications for NPDES Wavier Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)****VI. NPDES Individual Permit Applications for Discharges of Stormwater Associated with Construction Activities**

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10-G539-R	Rouse/Chamberlin, LTD 500 Exton Commons Exton, PA 19341	Chester	East Nottingham Township	Little Elk Creek HQ-TSF-MF

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

Lackawanna County Conservation District: 1300 Old Plank Road, Mayfield, PA 18433, (570) 281-9495.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023509001	Thomas Yerke R. R. 6 Box 6315 Moscow, PA 18444	Lackawanna	Covington Township	Roaring Brook HQ-CWF

Lehigh County Conservation District: Lehigh Agriculture Center, Suite 102, 4184 Dorney Park Road, Allentown, PA 18104, (610) 391-9583.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023909012	Jeffrey Chandler Chandmar Assoc. 6858 Sunflower Lane Macungie, PA 18062	Lehigh	Lower Macungie Township	Little Lehigh Creek HQ-CWF
PAI023907015(1)	Raymond Bartholomew Lighthouse Baptist Church of the Lehigh Valley 8700 Breinigsville Road Breinigsville, PA 18031	Lehigh	Weisenberg Township	Schaefer Run HQ-CWF

Monroe County Conservation District: 8050 Running Valley Road, Stroudsburg, PA 18360, (570) 629-3060.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10S013R	LTS Development, LLC R. R. 5 Box 5348 East Stroudsburg, PA 18301	Monroe	Stroud Township Stroudsburg Borough	Brodhead Creek CWF, MF Cherry Creek HQ-CWF, MF
PAI024503019R	LTS Development, LLC Seven Bridge Road R. R. 5 Box 5348 East Stroudsburg, PA 18301	Monroe	Jackson Township	Pocono Creek HQ-CWF
PAI024509004	Iroquois Ridge Partners, LLP 600 Smith Hill Road Stroudsburg, PA 18360	Monroe	Pocono Township	Transue Run HQ-CWF Dry Sawmill Run HQ-CWF
PAI024509005	Monroe-Pike Land, LLC R. R. 5 Box 5199 East Stroudsburg, PA 18301	Monroe	Hamilton Township	McMichaels Creek HQ-CWF

Pike County Conservation District: HC 6, Box 6770, Hawley, PA 18428, (570) 226-8220.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI025209003	Danalex Developing Corp. 81-15 192nd Street Jamaica Estates, NY 11423	Pike	Delaware Township	Dingmans Creek HQ-CWF

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

Tioga County Conservation District: 50 Plaza Lane, Wellsboro, PA 16901, (570) 724-1801, Ext. 3.

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAI045909003	Robert Miller 486 Desing Road Liberty, PA 16930	Tioga	Liberty Township	Zimmerman Creek HQ-CWF

Central Office: Bureau of Abandoned Mine Reclamation, 400 Market Street, Floor 5, P. O. Box 8476, Harrisburg, PA 17105-8476.

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAI103709002	BAMR P. O. Box 8476 Harrisburg, PA 17105-8476 (717) 783-1311	Lawrence	Slippery Rock Township	UNT to Hell Run EV

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

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

STATE CONSERVATION COMMISSION

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

This notice provides information about agricultural operations that have submitted nutrient management plans (NMPs) for approval under the act of July 6, 2005 (Act 38 of 2005, 3 Pa.C.S. §§ 501—522) (hereinafter referred to as Act 38), and that have or anticipate submitting applications for new, amended or renewed NPDES permits, or Notices of Intent (NOIs) for coverage under a general permit, for CAFOs, under 25 Pa. Code Chapter 92. This notice is provided in accordance with 25 Pa. Code Chapter 92 and 40 CFR Part 122, implementing The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Federal Clean Water Act.

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

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

The address for the SCC is Agriculture Building, Room 407, 2301 North Cameron Street, Harrisburg, PA 17110.

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

NUTRIENT MANAGEMENT PLAN—PUBLIC NOTICE SPREADSHEET—APPLICATIONS

Agricultural Operation Name and Address	County	Total Acres	Animal Equivalent Units	Animal Type	Special Protection Waters (HQ or EV or NA)	Renewal/New
Curvin Martin 322 Hatchery Road Dalmatia, PA 17017	Northumberland	1	59.6	Ducks	None	Renewal
James Kurtz	Union	0	603.04	Swine	NA	New animal type

PUBLIC WATER SUPPLY (PWS) PERMIT

Under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17), the following parties have applied

for a PWS permit to construct or substantially modify a public water system.

Persons wishing to comment on a permit application are invited to submit a statement to the office listed before the application within 30 days of this public notice.

Comments received within the 30-day comment period will be considered in the formulation of the final determinations regarding the application. Comments should include the name, address and telephone number of the writer and a concise statement to inform the Department of Environmental Protection (Department) of the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held after consideration of comments received during the 30-day public comment period.

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

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

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

SAFE DRINKING WATER

Applications Received under the Pennsylvania Safe Drinking Water Act

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

Permit No. 3609505, Public Water Supply.

Applicant **Landis Homes**
 Municipality Manheim Borough
 County **Lancaster**
 Responsible Official Craig G. Sensenig
 Director of Maintenance
 1001 East Oregon Road
 Lititz, PA 17543-9205

Type of Facility Public Water Supply
 Consulting Engineer Charles A. Kehew II, P. E.
 James A. Holley & Associates,
 Inc.
 18 South George Street
 York, PA 17401

Application Received April 2, 2009
 Description of Action Installation of a sodium hypochlorite disinfection and phosphate booster system for a consecutive system.

Permit No. 2209502, Public Water Supply.

Applicant **Camp Hebron**
 Municipality Halifax Township
 County **Dauphin**
 Responsible Official Harlan A. Millette
 Executive Director
 957 Camp Hebron Road
 Halifax, PA 17032

Type of Facility Public Water Supply
 Consulting Engineer Stephen R. Morse, P. E.
 Skelly and Loy, Inc.
 2601 North Front Street
 Harrisburg, PA 17110-1185

Application Received April 28, 2009
 Description of Action Installation of sodium hypochlorite disinfection at each of the system's entry points.

Permit No. 2209503, Public Water Supply.

Applicant **Halifax Area Water & Sewer Authority**
 Municipality Halifax Township
 County **Dauphin**
 Responsible Official Fred L. Ford, Chairperson
 P. O. Box 443
 Halifax, PA 17032

Type of Facility Public Water Supply
 Consulting Engineer Harry E. Bingaman, P. E.
 Glace Assoc., Inc.
 3705 Trindle Road
 Camp Hill, PA 17011

Application Received May 5, 2009
 Description of Action Construction of a new treatment building for Well No. 4.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 1

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

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

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

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

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

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

Enterprises Rent-a-Car, City of Philadelphia, **Philadelphia County**. Christopher Collet, ERM, 350 Eagleview Boulevard, Suite 200, Exton, PA 19341 on behalf of Scott Schusko, Enterprise Rent-a-Car, 170 North Radnor-Chester Road, Suite 200, Radnor, PA 19087 has submitted a Notice of Intent to Remediate. Groundwater and soil at the site has been impacted with the release of used benzene, arsenic and lead. The future use of the property is expected to continue to be commercial.

Forman Mill Site, City of Philadelphia, **Philadelphia County**. Bruce Middleman, P. G., Stantec, 450 South Gravers Road, Suite 105, Plymouth Meeting, PA 19462 on behalf of David O'Sullivan, The Great Atlantic and Pacific Tea Company, Inc., 2 Paragon Drive, Montvale, NJ 07645 has submitted a Notice of Intent to Remediate. Groundwater and soil at the site has been impacted with the release of chlorinated solvents and inorganic. Following completion of the cleanup, the property is expected to be developed for use as a bank, and so the future use of the site will remain nonresidential.

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

Fabian Residence, 615 North Muhlenberg Street, Allentown City, **Lehigh County**. Jeremy Boly, Environmental Maintenance Company, Inc., 1420 East Mermaid Lane, Glenside, PA 19038 has submitted a Notice of Intent to Remediate (on behalf of his client, Matthew Fabian, 615 North Muhlenberg Street, Allentown, PA 18104), concerning the remediation of soil found to have been impacted by No. 2 fuel oil as a result of overpressurization of the property's aboveground storage tank. The applicant proposes to remediate the site to meet the Residential Statewide Health Standard. A summary of the Notice of Intent to Remediate is expected to be published in a local newspaper serving the general area sometime in the near future.

Buckeye Terminals, LLC, Tank 102 Release Site, 5198 Buckeye Road, Lower Macungie Township, **Lehigh County**. J. Matthew Brainard, Groundwater & Environmental Services, Inc., 440 Creamery Way, Suite 500, Exton, PA 19341 has submitted a Notice of Intent to Remediate (on behalf of his client, Buckeye Partners, LP, P. O. Box 368, Emmaus, PA 18049), concerning the remediation of soil found to have been impacted by unleaded gasoline due to a surface release from Tank 102 on the property. The applicant proposes to remediate the site to meet the Statewide Health Standard. The intended use of the property for the foreseeable future is to remain commercial as an active terminal which stores and distributes petroleum products. A summary of the Notice of Intent to Remediate is expected to be published in a local newspaper serving the general area sometime in the near future.

Medeiros Property, 20 North Cedar Street, Hazleton City, **Luzerne County**. Richard D. Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073 has submitted a Notice of Intent to Remediate (on behalf of his client, Victor Medeiros, 1403 Beech Court, Hazle Township, PA 18202), concerning the remediation of soil found to have been impacted by No. 2 fuel oil as a result of a release due to an aboveground storage tank failure during a fuel oil delivery. The applicant proposes to remediate the site to meet the Statewide Health Standard. The intended future use of the site will remain residential. A summary of the Notice of Intent to Remediate was published in *The Hazleton Standard Speaker* on April 29, 2009. A Final Report was simultaneously submitted.

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

Safe Harbor Former Incinerator Site, Conestoga Township, **Lancaster County**. NTH Consultants, 444 Creamery Way, Suite 100, Exton, PA 19341, on behalf of Safe Harbor Water Power Corporation, 1 Powerhouse Road, Conestoga, PA 17516, submitted a Notice of Intent to Remediate site soils contaminated with metals and PAHs associated with the abandoned incinerator and debris soils. The site will be remediated to the residential Statewide Health Standard, and the future use of the property will be nonresidential.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

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

Permit Application No. 100148. Waste Management Disposal Service of Pennsylvania, Inc., 1000 New Ford Mill Road, Morrisville, PA 19067. This minor permit modification application is for revisions to the geosynthetic cap system materials at the G.R.O.W.S. Landfill, a municipal waste landfill located in Falls Township, **Bucks County**. The application was received by the Southeast Regional Office on May 4, 2009.

Permit Application No. 101680. Waste Management Disposal Service of Pennsylvania, Inc., 1000 New Ford Mill Road, Morrisville, PA 19067. This minor permit modification application is for revisions to the

geosynthetic cap system materials at the G.R.O.W.S. North Landfill, a municipal waste landfill located in Falls Township, **Bucks County**. The application was received by the Southeast Regional Office on May 1, 2009.

Permit Application No. 101494. Waste Management of Pennsylvania, Inc., 1000 New Ford Mill Road, Morrisville, PA 19067. This minor permit modification application is for revisions to the geosynthetic cap system materials at the Tullytown Resource Recovery Facility, a municipal waste landfill located in Tullytown Borough and Falls Township, **Bucks County**. The application was received by the Southeast Regional Office on May 1, 2009.

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

Permit ID No. 300837. Reliant Energy Northeast Management Company, 121 Champion Way, Suite 200, Canonsburg, PA 15317. Keystone Generating Station Ash/Mine Refuse Disposal Site, 313 Keystone Drive, Shelocta, PA 15774-7625. Application for a permit renewal of a residual waste disposal facility in Plumcreek Township, **Armstrong County** was received in the Regional Office on April 8, 2009.

DETERMINATION FOR APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMITS

Application for Determination of Applicability deemed complete 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

Northcentral Region: Regional Solid Waste Manager, 208 West Third Street, Williamsport, PA 17701.

General Permit Application No. WMGR028 NC001A, Glenn O. Hawbaker, Inc., 711 East College Avenue, Bellefonte, PA 16823. The application for Determination of Applicability for the beneficial use of baghouse fines as an aggregate in the production of hot mix asphalt at their facility in Sping Township, **Centre County**, was deemed complete by the Williamsport Regional Office on April 24, 2009.

Comments concerning the application should be directed to James Miller, Environmental Program Manager, Williamsport Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Persons interested in obtaining more information about the permit application may contact the Williamsport Regional Office, (570) 327-3740. TDD users may contact the Department of Environmental Protection 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 applications.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

NEW SOURCES AND MODIFICATIONS

The Department of Environmental Protection (Department) has developed an "integrated" plan approval, State operating permit and Title V operating permit program. This integrated approach is designed to make the permitting process more efficient for the Department, the regu-

lated community and the public. This approach allows the owner or operator of a facility to complete and submit all the permitting documents relevant to its application one time, affords an opportunity for public input and provides for sequential issuance of the necessary permits.

The Department has received applications for plan approvals and/or operating permits from the following facilities.

Copies of the applications, subsequently prepared draft permits, review summaries and other support materials are available for review in the regional office identified in this notice. Persons interested in reviewing the application files should contact the appropriate regional office to schedule an appointment.

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

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

Final plan approvals and operating permits will contain terms and conditions to ensure that the source is constructed and operating in compliance with applicable requirements in 25 Pa. Code Chapters 121—143, the Federal Clean Air Act (act) and regulations adopted under the act.

PLAN APPROVALS

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

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

09-0196A: Abington Reldan Metals, LLC (550 Old Bordertown Road, Fairless Hills, PA 19030) for construction of 12 ball mills, five sifters and two blenders exhausting to two baghouses at a new precious metal recovery facility in Falls Township, **Bucks County**. This facility is a non-Title V facility. This construction will result in PM being emitted into the atmosphere. The Plan Approval will contain recordkeeping requirements, monitoring requirements, operating conditions and performance testing requirements designed to keep the facility operating within the allowable emission limitations and all applicable air quality requirements.

09-0196B: Abington Reldan Metals, LLC (550 Old Bordentown Road, Fairless Hills, PA 19030) for construction of nine electric melt furnaces and five natural gas-fired melt furnaces exhausting to three baghouses at a new precious metal recovery facility, in Falls Township, **Bucks County**. This facility is a non-Title V facility. This construction will result PM being emitted into the atmosphere. The Plan Approval will contain recordkeeping requirements, monitoring requirements, operating conditions and performance testing requirements designed to keep the facility operating within the allowable emission limitations and all applicable air quality requirements.

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790, Ray Kempa, New Source Review Chief, (570) 826-2507.

54-399-044: Hexcel Corp. (P. O. Box 179, Pottsville, PA 17901-0179) for construction and operation of a metal parts cleaning process at their facility in East Norwegian Township, **Schuylkill County**.

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

24-165A: Elkhorn Gas Processing, LLC (5422 Highland Road, Lamont, PA 16365) for construction of a new gas processing facility including two inlet compressor engines in Jones Township, **Elk County**. This is a State-only facility.

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

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

09-0037G: CMS Gilbreth Systems, Inc. (3001 State Road, Croydon, PA 19021) for modification of a new ten color Rotomec Rotogravure Printing Press (Source ID 204A); emissions from the press are controlled by the existing Regenerative Thermal Oxidizer in Bristol Township, **Bucks County**. Plan Approval No. 09-0037G supersedes Plan Approval No. 09-0037F. The modification revises the hours of operation and the precontrol VOC emission limit for the Source ID 204A. The post-control VOC emission limit has not been changed. The facility is an area source for HAPs, therefore not subjected to 40 CFR 63, Subpart KK. The facility is subjected to 25 Pa. Code § 129.67 for graphic arts systems. The plan approval modification will contain requirements to keep the facility operating within all applicable air quality requirements for this source.

09-0209: Univar USA, Inc. (4 Steel Road East, Morrisville, PA 19067) for an existing liquid organic chemical transfer and repackaging facility consisting of storage tanks along with bulk loading stations, rail unloading stations and drum loading stations. Univar USA would be a Natural Minor facility. Univar will not exceed the VOC and HAP thresholds. The Plan Approval will contain monitoring, recordkeeping and operating restrictions designed to minimize emissions and keep the facility operating within all applicable air quality requirements.

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

08-313-038J: Global Tungsten & Powders, Corp. (Hawes Street, Towanda, PA 18848-0504) for the proposed installation of a new Cameron Manufacturing and Design cyclone, model SC-3.6 to control PM emissions from existing Calciner No. 5 (Source ID P219) in the tungsten scrap department (009) at their North Towanda Township, **Bradford County** facility. This is a State-only facility.

The Department of Environmental Protection's (Department) review of the information contained in the application submitted by GTP indicates that the calciner controlled by the proposed cyclone will comply with all applicable air quality requirements pertaining to air contamination sources and the emission of air contaminants, including the fugitive air contaminant emission requirement of 25 Pa. Code § 123.1, the PM emission limitation of 25 Pa. Code § 123.13 and the visible emission limitation of 25 Pa. Code § 123.41. The plan approval, if issued, will subsequently be incorporated into the State-only operating permit by means of an administrative amendment in accordance with 25 Pa. Code § 127.450 at a later date.

Based upon this finding, the Department proposes to issue a plan approval for the installation of the cyclone to control PM emissions from the calciner. The following is a summary of the conditions the Department proposes to place in the plan approval to ensure compliance with all applicable regulatory requirements:

1. Source ID P219 is a Harper Furnace model GU-30D180-RTA-20 tungsten carbide scrap calciner (Calciner 30-5), and the air contaminant emissions shall be controlled by a Cameron Manufacturing and Design, model SC-3.6 cyclone (Control ID C219A) followed by an Anderson 2000 Inc., model WAF-53 venturi scrubber (Control ID C219B) followed by a cyclonic entrainment separator with chevron mist eliminator (Anderson 2000, Inc., model VES-53). The fugitive emissions from Source ID P219 shall be controlled a Mikro-Pulsaire model 100S 1020 TR fabric collector (Control ID C220).

2. Under 25 Pa. Code § 123.13, no person may permit the emission into the outdoor atmosphere of PM from the exhaust of ID C219 associated with Source ID P219B in a manner that the concentration in the effluent gas exceeds 0.04 gr/dscf.

3. Under 25 Pa. Code § 123.21, no person may permit the emission into the outdoor atmosphere of SO_x from a source in a manner that the concentration of SO_x, expressed as SO₂, in the effluent gas exceeds 500 ppm, by volume, dry basis.

4. The Cameron Manufacturing and Design, model SC-3.6 cyclone (Control ID C219A) shall be equipped with instrumentation to continuously monitor the pressure drop across the cyclone.

5. The permittee shall keep records of the pressure drop across the cyclone (ID C219A) associated with Source ID P219 at least once per operating day.

6. These records shall be kept on site for minimum of 5 years and shall be presented to the Department upon request.

7. The Department reserves the right to establish a pressure drop range for the Cameron Manufacturing and Design, model SC-3.6 cyclone (ID C219A) upon the issuance of an operating permit.

A copy of the plan approval application and the Department's review is available for public review between 8 a.m. and 4 p.m. at the Department's Northcentral Re-

gional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review may be made by calling the Department at (570) 327-3693. Written comments or requests for a public hearing should be directed to Muhammad Q. Zaman, Manager, Facilities Permitting Section, Department of Environmental Protection, Air Quality Program, Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-0512.

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

62-172A: Glenn O. Hawbaker, Inc.—Brokenstraw—Plant No. 22 (711 East College Avenue, Bellefonte, PA 16823) to issue a plan approval to combine all the existing general permits into a plan approval, modify equipment at a sand and gravel plant and permit three portable plants to crush and screen materials as needed in Pittsfield Township, **Warren County**.

Notice is hereby given in accordance with 25 Pa. Code §§ 127.44(b) and 127.424(b), that the Department of Environmental Protection intends to issue a plan approval to combine all the existing general permits into a plan approval, modify equipment at a sand and gravel plant and permit three portable plants to crush and screen materials as needed at the Glenn O. Hawbaker, Inc., Brokenstraw Plant No. 22 in Pittsfield Township, Warren County.

This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into a State-only operating permit through an administrative amendment at a later date.

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

AMS 09064: Seravalli, Inc. (10059 Sandmeyer Lane, Philadelphia, PA 19116) for operation of a nonmetallic mineral processing plant consisting of an Extec Megabite C-12 concrete crusher with a 366 horsepower diesel engine and a Extec Robotrac screener powered by a 111 horsepower diesel engine in the City of Philadelphia, **Philadelphia County**. There will be a potential annual emission increase of 2 tons of NO_x and 2 tons of PM for the facility. The Plan Approval will contain operating, testing, monitoring, recordkeeping and reporting requirements to ensure operation within all applicable requirements.

OPERATING PERMITS

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

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

23-00016: PQ Corporation (1201 West Front Street, Chester, PA 19013) for a renewal of the Title V Operating Permit in the City of Chester, **Delaware County**. The initial permit was issued July 6, 2000. PQ operates a glass manufacturing process. Under this permit renewal, Source IDs 036 and 104 are being removed and Source ID 037, which was installed under General Plan Approval/General Permit No. 23-302-141GP, is being incorporated into the Title V Operating Permit. Individual limits apply to the various sources at the facility. None of these limits will be changed. The facility is not subject to Compliance

Assurance Monitoring under 40 CFR Part 64. The Operating Permit will contain requirements to keep the facility operating within all applicable air quality requirements for this source.

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

28-05015: IESI Blue Ridge Landfill Corp. (1660 Orchard Road, Scotland, PA 17257) for operation of a refuse disposal facility in Greene Township, **Franklin County**. This action is a renewal of the Title V Operating Permit issued in 2004. The facility's major sources of emissions include fugitive PM and landfill gasses. The primary emissions also include combustion products from the flare used as a control device for the landfill gasses, which primarily emit NO_x and CO from combustion of the landfill gasses as well as VOCs. The Title V operating permit contains monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

Intent to Issue Operating Permits 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 19428, Janine Tulloch-Reid, Facilities Permitting Chief, (484) 250-5920.

46-00003: Stroehmann Bakeries, LC (1810 East Ridge Pike, Norristown, PA 19404) for operation of various natural gas-fired sources (two boilers, 32 space heaters, a roll oven, a bread oven and a catalytic oxidizer), 11 inkjet printers and a cold parts cleaner at its facility, in Plymouth Township, **Montgomery County**. In lieu of renewing Title V Operating Permit (TVOP) No. 46-00003, Stroehmann is restricting VOC emissions from the facility to 24.9 tpy. As a result, the facility will be issued a non-Title V (State-only) Operating Permit. No major changes have occurred at the facility. The permit will 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 18711-0790, Ray Kempa, New Source Review Chief, (570) 826-2507.

39-00057: St. Luke's Hospital and Health Network (1736 Hamilton Street, Allentown, PA 18104), for operation of a hospital with three boilers in Allentown City, **Lehigh County**. This is a State-only Synthetic Minor operating permit.

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

24-00025: Alpha Sintered Metals, Inc.—Ridgeway Plant (95 Mason Run Road, Ridgeway, PA 15853) to reissue a Natural Minor Operating Permit to operate this powdered metal part manufacturing facility, in Ridgeway Township, **Elk County**. The facility's primary emission sources include Sintering and Heat Treating Furnaces. The emissions of criteria pollutants from this facility are below major source levels.

COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation

Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Act (52 P. S. §§ 30.51—30.66); The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

The following permit applications to conduct mining activities have been received by the Department of Environmental Protection (Department). A copy of the application is available for inspection at the District Mining Office indicated above each application. Where a 401 Water Quality Certification is needed for any aspect of a particular proposed mining activity, the submittal of the permit application will serve as the request for the certification.

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

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

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

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. The Department has made a tentative determination to issue the NPDES permit in conjunction with the mining activity permit, but the issuance of the NPDES permit is contingent upon the approval of the associated mining activity permit.

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

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

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

The procedures for determining the final effluent limits, using a mass-balance equation or model, are found in Technical Guidance Document 362-0600-001, NPDES Program Implementation—Memorandum of Understanding Concerning Water Quality Management, NPDES Program Implementation and Related Matters. Other specific factors to be considered include public comments and Total Maximum Daily Loads (TMDLs).

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

The Department will also accept requests or petitions for a public hearing on NPDES permit applications, as provided in 25 Pa. Code § 92.61. The request or petition for a public hearing shall be filed within 30 days of this public notice and shall contain the name, address, telephone number and the interest of the party filing the request, and shall state the reasons why a hearing is warranted. A public hearing may be held if the Department considers the public interest significant. If a hearing is scheduled, a notice of the hearing on the NPDES permit application will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation within the relevant geographical area. In the case where a public hearing is held, the Department will consider comments from the public hearing in the final determination on the NPDES permit application.

Coal Applications Received

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

Parameter	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

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Aluminum (Total) pH ¹ Alkalinity greater than acidity ¹	0.75 to 2.0 mg/l	1.5 to 4.0 mg/l greater than 6.0; less than 9.0	2.0 to 5.0 mg/l

¹The parameter is applicable at all times.

A settleable solids instantaneous maximum limit of 0.5 ml/l applied to: surface runoff (resulting from a precipitation event of less than or equal to a 10-year 24-hour event) from active mining areas; active areas disturbed by coal refuse disposal activities; and mined areas backfilled and revegetated; and drainage (resulting from a precipitation event of less than or equal to a 1-year 24-hour event) from coal refuse disposal piles.

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

Permit Number 03060701 and NPDES Permit No. PA0235661, McVile Mining Company, (301 Market Street, Kittanning, PA 16201), to revise the permit for the McVile Coal Refuse Disposal Area No. 2 in South Buffalo Township, **Armstrong County** to install a pipeline and sludge injection borehole into Clementine Mine No. 1. No additional discharges. Application received April 8, 2009.

Permit Number 03870701 and NPDES Permit No. PA0214558, TJS Mining, Inc., (2340 Smith Road, Shelocta, PA 15774), to renew the permit for the Coal Refuse Disposal Area No. 2 in Plumcreek Township, **Armstrong County** and related NPDES permit. No additional discharges. Application received January 13, 2009.

Permit Number 63901701 and NPDES Permit No. PA0001147, Consolidation Coal Company, (Consol Energy, Inc., CNX Center, 1000 Consol Energy Drive, Canonsburg, PA 15317), to renew the permit for the Montour No. 4 Mine—Hahn Treatment Facility in Cecil Township, **Washington County** and related NPDES permit. No additional discharges. Application received April 3, 2009.

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

32980112 and NPDES No. PA0234893, Alverda Enterprises, Inc., P. O. Box 245, Alverda, PA 15710, permit renewal for reclamation only of a bituminous surface mine in Pine and Green Townships, **Indiana County**, affecting 54.7 acres. Receiving stream: UNTs to Yellow Creek classified for the following use: CWF. The first downstream potable water supply intake from the point of discharge is Central Indiana County Water Authority Yellow Creek SWI. Application received May 1, 2009.

56040103 and NPDES No. PA0249581, Fieg Brothers, 3070 Stoystown Road, Stoystown, PA 15563, permit renewal for the continued operation and restoration of a bituminous surface mine in Southampton Township, **Somerset County**, affecting 74.8 acres. Receiving stream: UNTs to North Branch Jennings Run classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received May 1, 2009.

56070105 and NPDES No. PA0262421, Amerikohl Mining, Inc., 1384 SR 711, Stahlstown, PA 15687, revision of an existing bituminous surface mine to conduct mining activities including coal removal, E & S controls and a stream crossing in Black Township,

Somerset County, affecting 155.2 acres. Receiving stream: UNTs to/and Casselman River classified for the following uses: CWF, WWF. There are no potable water supply intakes within 10 miles downstream. Application received May 4, 2009.

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

03980108 and NPDES Permit No. PA0202371, Stitt Coal Co., Inc. (811 Garretts Run Road, Ford City, PA 16226). Renewal application for continued operation and reclamation of an existing bituminous surface mine, located in Kittanning Township, **Armstrong County**, affecting 83 acres. Receiving streams: Garretts Run and UNTs to Garretts Run, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received May 5, 2009.

63090102 and NPDES Permit No. PA0251666, Neiswonger Construction, Inc. (17592 Route 322, Strattanville, PA 16258). Application for commencement, operation and reclamation of a bituminous surface mine, located in Somerset Township, **Washington County**, affecting 82.3 acres. Receiving streams: UNTs to Center Branch of Pigeon Creek, classified for the following use: WWF. The potable water supplies with intakes within 10 miles downstream from the point of discharge: Eighty Four Mining Co., Mine 60 Reservoir, Ellsworth Borough Water Department, and Somerset Water Co. Application received May 7, 2009.

26753065 and NPDES Permit No. PA0251674, Purco Coal, Inc. (22 Van Vooris Lane, Monongahela, PA 16053). NPDES application for a passive treatment system to the postmining drainage, located in Stewart Township, **Fayette County**, affecting 27.4 acres. Receiving stream: UNT to Jonathan Run, classified for the following use: EV. There is not potable water supply intake within 10 miles downstream from the point of discharge. NPDES application received May 4, 2009.

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

17793044 and NPDES No. PA0119334, River Hill Coal Company, Inc. (P. O. Box 141, Kylertown, PA 16847), permit renewal for the continued operation and restoration of a bituminous surface mine in Karthaus Township, **Clearfield County**, affecting 112.0 acres. Receiving stream: UNT to Marks Run to Upper Three Runs, classified for the following use: HQ-CWF. There are no potable water supply intakes within 10 miles downstream. Application received March 16, 2009.

Noncoal Applications Received

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

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

* The parameter is applicable at all times.

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

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

Permit No. 11040301 and NPDES Permit No. PA0249556. Laurel Sand & Stone, Inc., P. O. Box 556, 210 East Main Street, Ligonier, PA 15658, renewal of NPDES Permit, Jackson Township, **Cambria County**. Receiving streams: UNTs to South Branch of Blacklick Creek, UNTs to Bracken Run and Shuman Run classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received May 1, 2009.

Permit No. 44950803. Doug Sellers, 211 Greenbrier Road, Lewistown, PA 17044, bond release on a small noncoal (industrial minerals) operation in Bratton Township, **Mifflin County**, affecting 5 acres. Receiving stream: no discharge. Application received May 1, 2009.

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

63080601 and NPDES Permit No. PA0251682. Fayette Coal & Coke, Inc. (195 Enterprise Lane, Connellsville, PA 15425). Application for commencement, operation and reclamation of large noncoal surface mine, located in Buffalo Township, **Washington County**, affecting 40.1 acres. Receiving streams: UNTs to Buffalo Creek, classified for the following use: HQ-WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Application received May 1, 2009.

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

66880301C3 and NPDES Permit No. PA0594229. Reading Materials, Inc., (P. O. Box 1467, Skippack, PA 19474), depth correction to an existing quarry operation in Falls Township, **Wyoming County** affecting 328.6 acres, receiving streams: UNT to Falls Creek and Butter Mill Creek, classified for the following use: CWF. Application received May 4, 2009.

7776SM1A1C6 and NPDES Permit No. PA0611883. Martin Stone Quarries, Inc., (P. O. Box 297, Bechtelsville, PA 19505), correction to an existing quarry operation to increase the permitted acreage from 205.0 to 349.35 acres, increase the depth of mining to -640 feet MSL and increase the NPDES discharge rate for treated mine drainage in Colebrookdale Township, **Berks County**, receiving streams: UNTs to Swamp Creek, classified for the following uses: TSF and MF. Application received May 7, 2009.

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

The following permit applications, requests for Environmental Assessment approval and requests for 401 Water Quality Certification have been received by the Department of Environmental Protection (Department). Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341) requires the State to certify that the involved projects will not violate the applicable provisions of sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) as well as relevant State requirements. Persons objecting to approval of a request for certification under section 401 of the FWPCA or to the issuance of a Dam Permit, Water Obstruction and Encroachment Permit or the approval of an Environmental Assessment must submit comments, suggestions or objections within 30 days of the date of this notice, as well as questions, to the regional office noted before the application. Comments should contain the name, address and telephone number of the person commenting, identification of the certification request to which the comments or objections are addressed and a concise statement of comments, objections or suggestions including the relevant facts upon which they are based.

The Department may conduct a fact-finding hearing or an informal conference in response to comments if deemed necessary. Individuals will be notified, in writing, of the time and place of a scheduled hearing or conference concerning the certification request to which the comment, objection or suggestion relates. Maps, drawings and other data pertinent to the certification request are available for inspection between 8 a.m. and 4 p.m. on each working day at the regional office noted before the application.

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

Applications received under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and requests for certification under section 401(a) of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E17-451. EOG Resources, Inc., 2039 South Sixth Street, Indiana, PA 15801-6012. EOC Resources Punxsutawney Hunt Club Natural Gas Exploration, Development and Transmission Project, Lawrence, Pine and Union Townships, **Clearfield County**, United States

Army Corps of Engineers, Baltimore District (Huntley, PA Quadrangle Latitude: 41° 09' 50.20"; Longitude: 78° 27' 31.67").

EOG Resources, Inc. proposes to construct, operate, repair and maintain gas pipelines and road crossings for

natural gas well exploration, development and transmission that require encroachment of the following of five Exceptional Value wetlands and 10 HQ-CWF streams:

<i>Permit ID</i>	<i>Activity</i>	<i>Resource</i>	<i>Water Quality</i>	<i>Latitude</i>	<i>Longitude</i>
RA1-3	Pipeline Crossing	Tributary Alex Branch	HQ-CWF	41° 10' 09.58"	78° 26' 48.55"
RA2-2	Pipeline Crossing	Little Laurel Run	HQ-CWF	41° 10' 28.68"	78° 28' 16.09"
RA2-4	Pipeline Crossing	Little Laurel Run	HQ-CWF	41° 10' 50.14"	78° 28' 25.21"
RA2-5	Pipeline Crossing	Tributary Little Laurel Run	HQ-CWF	41° 10' 50.40"	78° 28' 25.67"
RA2-6	Temporary Road Crossing	Tributary Little Laurel Run	HQ-CWF	41° 10' 56.47"	78° 28' 28.61"
RA2-7	Pipeline Crossing	Tributary Little Laurel Run	HQ-CWF	41° 10' 56.47"	78° 28' 28.61"
RA2-10	Temporary Road Crossing	Tributary Little Laurel Run	HQ-CWF	41° 11' 18.77"	78° 28' 38.67"
RA2-11	Pipeline Crossing	Tributary Little Laurel Run	HQ-CWF	41° 11' 18.77"	78° 28' 38.67"
RA2-12	Temporary Road Crossing	Tributary Little Laurel Run	HQ-CWF	41° 10' 09.58"	78° 26' 48.55"
RA2-13	Pipeline Crossing	Tributary Little Laurel Run	HQ-CWF	41° 10' 09.58"	78° 26' 48.55"
RA2-1	Pipeline Crossing	Wetland	EV	41° 10' 27.91"	78° 28' 16.07"
RA2-3	Pipeline Crossing	Wetland	EV	41° 10' 48.35"	78° 28' 23.16"
RA2-8	Temporary Road Crossing	Wetland	EV	41° 11' 16.90"	78° 28' 38.29"
RA2-9	Pipeline Crossing	Wetland	EV	41° 11' 16.90"	78° 28' 38.29"
RA2-14	Clearing and Grubbing	Wetland	EV	41° 11' 16.90"	78° 28' 38.29"

All in-stream construction, repair and maintenance work shall be conducted in dry work conditions by boring, dam and pumping, fluming or diverting stream flow around work areas. Since Alex Branch and Little Laurel Run are WFT, no construction or future repair work shall be done in or along the stream channels between October 1 and December 31 without prior written approval from the Fish and Boat Commission. This permit also authorizes the construction, operation, maintenance and removal of temporary stream diversions, flumes, cofferdams, roadways and causeways necessary for pipeline construction and repair. With the exception of 0.03 acre of wetland conversion, all impacts incurred for activities authorized herein shall be temporary, and the permittee shall perform all activities strictly in accordance with the maps, plans, profiles, specifications provided for this authorization. The project is located along the western right-of-way of the McGeorge Road approximately 1.5 miles south of Tyler and McGeorge Roads intersection. The Department of Environmental Protection has deemed the 0.03 acre of permanent wetland impacts incurred by clearing and grubbing pipeline right-of-way as de minimis, for which replacement wetlands as mitigation of the impacts shall not be required.

E19-275. Matthew J. Crone, 292 Buckhorn Road, Bloomsburg, PA 17816. Crone stabilization/floodway structure, in Hemlock Township, **Columbia County**,

United States Army Corps of Engineers, Baltimore District (Millville, PA Quadrangle Latitude: 41° 02' 27"; Longitude: 76° 31' 36.1").

The applicant proposes to, authorize a previously moved 22 feet by 24 feet garage, to remain in the floodway of Hemlock Creek, CWF. The structure sits on a high bank and is approximately 40 feet off the edge of the roadway. This structure was originally moved to provide additional safety to the resident and to the traveling public on SR 44. The application also is requesting to place 150 linear feet of R-7 riprap and to maintain 85 linear feet of the riprap that is currently in place along the west/right bank. This rock is to stabilize the eroding stream banks along with preventing potential pond failure. Matthew Crone is also requesting that authorization for a walk bridge to be placed across the creek. The bridge is intended to have a span of 32 linear feet and a minimum underclearance of 7.5 feet from the bed of the stream. This structure is proposed to span from bank to bank and to be set on spread footers. This project is located 2 miles outside of Buckhorn along SR 44 at the intersection with Lovers Drive.

E57-113. Charles and Ruth Baumunk, 76 Route 4008, Forksville, PA 18616. Water Obstruction and Encroachment Joint Permit Application, in Laporte Township, **Sullivan County**, United States Army Corps of Engineers, Susquehanna River Basin District (Laporte, PA Quadrangle N: 41° 26' 43.7"; W: 76° 26' 16.4").

To construct and maintain a steel I-beam bridge having a span of 30 feet, a width of 14 feet and an average underclearance of 4 feet over Floodwood Creek, located 0.64 mile west of the intersection of SR 0220 and Thorndale Lane. This project proposes to permanently impact 14 linear feet of Floodwood Creek, which is designated a CWF stream and does not propose to impact any jurisdictional wetlands.

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

E02-1609. Allegheny County Department of Public Works, 501 County Office Building, 542 Forbes Avenue, Pittsburgh, PA 15219-2904. To remove and replace the existing Girty's Run Bridge in Reserve Township and Millvale Borough, **Allegheny County**, United States Army Corps of Engineers, Pittsburgh District (Pittsburgh East, PA Quadrangle N: 19.3 inches; W: 14.8 inches, Latitude: 40° 28' 53"; Longitude: 79° 58' 53"). The applicant proposes to remove the existing structure (Girty's Run Bridge No. 16) and construct and maintain a new bridge consisting of a concrete box culvert having a span of 12.0 feet with an underclearance of 6.0 feet (1.0 foot depressed below the natural stream bed elevation) in the channel of a UNT to Girty's Run (WWF) for the purpose of improving highway safety. The project is located on Hoffman Road near the intersection of Hoffman Road, Stanton Avenue and Karen Drive and will impact approximately 140.0 linear feet of stream channel.

E02-1610. Jefferson Hills Borough, 925 Old Clairton Road, Jefferson Hills, PA 15025. To construct a stream restoration project in Jefferson Hills Borough, **Allegheny County**, United States Army Corps of Engineers, Pittsburgh District (Glassport, PA Quadrangle N: 6.0 inches; W: 8.7 inches, Latitude: 40° 16' 59"; Longitude: 79° 56'

15"). The applicant proposes to construct and maintain a stream restoration project in and along the channel of Peters Creek (TSF) for a distance of approximately 600.0 linear feet and will consist of a cross rock vane, a dry stacked retaining wall, J-hook vanes, a thalweg, fill and a rock vane. The project is located on the east side of Peters Creek Road, approximately 800.00 feet southwest from the confluence of Peters Creek and Beam Run and will impact approximately 600.0 linear feet of stream channel.

E65-930. Turtle Creek Watershed Association, 325 Commerce Street, Wilmerding, PA 15148. To construct and maintain stream channel improvements in Murrysville, **Westmoreland County**, United States Army Corps of Engineers, Pittsburgh District (Murrysville, PA Quadrangle North: 12.0"; West 9.5", Latitude: 40° 26' 31", Longitude: 79° 41' 37"). The applicant proposes to construct and maintain approximately 2,200' of stream channel improvements consisting of channel reconstruction, rock cross veins, J-hook veins, riparian zone plantings and channel re-alignment, all on a UNT to Haymaker Run (HQ-CWF). The project is located approximately 1 mile north of US Route 22.

DAM SAFETY

Central Office: Bureau of Waterways Engineering, 400 Market Street, Floor 3, P. O. Box 8554, Harrisburg, PA 17105-8554.

D40-225A. Beech Mountain Lakes Homeowners Association, 1 Burkes Drive, Drums, PA 18222. To modify, operate and maintain Beech Mountain Lake Dam across Oley Creek (CWF), for the purpose of constructing an additional auxiliary spillway on the existing saddle dam to increase spillway capacity to safely pass the required design storm (Freeland, PA Quadrangle N: 9.7 inches; W: 7.05 inches) in Butler Township, **Luzerne County**.

ACTIONS

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

The Department of Environmental Protection (Department) has taken the following actions on previously received applications for new, amended and renewed NPDES and WQM permits, applications for permit waivers and Notices of Intent (NOI) for coverage under general permits. This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92 and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Federal Clean Water Act.

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or amendment
Section III	WQM	Industrial, sewage or animal wastes; discharges to groundwater
Section IV	NPDES	MS4 individual permit
Section V	NPDES	MS4 permit waiver
Section VI	NPDES	Individual permit stormwater construction
Section VII	NPDES	NOI for coverage under NPDES general permits

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

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

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

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

I. NPDES Renewal Permit Actions

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0062006 (Minor Sewage)	YMCA of Wilkes-Barre, Inc. Camp Kresge 40 West Northampton Street Wilkes-Barre, PA 18711	Luzerne County Dennison Township	Creasy Creek 05D	Y
PA-0063223 (Single-Family Residence)	Martha J. Vetter 1562 River Road Damascus, PA 18415-3003	Damascus Township Wayne County	Delaware River 1A	Y
PA0061671	Greenfield Township Sewer Authority P. O. Box 501 Carbondale, PA 18407	Greenfield Township Lackawanna County	UNT to Dundaff Creek 4F	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0028720 (Sew)	Reading Regional Airport Authority 2501 Bernville Road Reading, PA 19605	Berks County Bern Township	Schuylkill River 3-C	Y
PA0082708 (Sew)	Calamus Estates, LLP 652 Georgetown Road Ronks, PA 17572	Lancaster County Paradise Township	Calamus Run 7-K	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0024163 Sewage	Cambria Township Sewer Authority P. O. Box 247 Revloc, PA 15948	Cambria County Cambria Township	South Branch Blacklick Creek	Y
PA0204161 Sewage	Valley School of Ligonier P. O. Box 616 Ligonier, PA 15658	Westmoreland County Ligonier Township	Linn Run	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0101176	Harvey J. Wolfe 1547 Rosely Road St. Marys, PA 15857	City of St. Marys Elk County	UNT to the South Fork of West Creek 8-A	Y

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0104451	Erie Forge & Steel, Inc. 1341 West 16th Street Erie, PA 16502	City of Erie Erie County	Cascade Creek 15	Y
PA0239453	Intech Metals 7028 Ridgway/St. Marys Road Ridgway, PA 15853	Ridgway Borough Elk County	Elk Creek 17-A	Y
PA0222836	Wendy L. Davis, SFTF 106 Bend Road New Wilmington, PA 16142	Wilmington Township Mercer County	UNT to the West Branch Little Neshannock Creek 20-A	Y
PA0210153	Morco Manufacturing 125 High Street Cochranton, PA 16314	Cochranton Borough Crawford County	UNT to French Creek 16-D	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. PA0052761, Sewage, **Buckingham SNF, LLC**, 820 Durham Road, Newtown, PA 18940. This proposed facility is located in Buckingham Township, **Bucks County**.

Description of Proposed Action/Activity: Approval for the transfer and renewal to discharge treated sewage effluent to a UNT to Mill Creek in Watershed 2F.

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

NPDES Permit No. PA0026051, Amendment No. 1, Sewage, **Borough of Chambersburg**, 100 South Second Street, Chambersburg, PA 17201. This proposed facility is located in Chambersburg Borough, **Franklin County**.

Description of Proposed Action/Activity: Authorization to discharge to Conococheague Creek in Watershed 13-C.

NPDES Permit No. PA0261122, Sewage, **John Luppino, Train Collectors Association**, P. O. Box 248, Strasburg, PA 17579-0248. This proposed facility is located in Paradise Township, **Lancaster County**.

Description of Proposed Action/Activity: Authorization to discharge to UNT Pequea Creek in Watershed 7-K.

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

PA0023531, Sewage, SIC 4952, **Borough of Danville**, 239 Mill Street, Danville, PA 17821. This existing facility is located in the Borough of Danville, **Montour County**.

Description of Proposed Activity: The amendment of a major NPDES permit for the wastewater treatment facility consisting of primary settling, contact stabilization, final settling and chlorine disinfection.

The receiving stream for Outfall 001, the Susquehanna River, is in the State Water Plan Watershed 5E and is classified for: WWF. The nearest public water supply surface water intake, owned by Merck and Company, Inc., is located on the Susquehanna River, 0.95 mile below the point of discharge.

The proposed effluent limits for Outfall 001 are based on a design flow of 3.62 mgd.

<i>Parameter</i>	<i>Concentration (mg/L)</i>				<i>Mass (lbs)</i>	
	<i>Monthly Average</i>	<i>Weekly Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>	<i>Monthly Load</i>	<i>Annual Load</i>
CBOD ₅	25	40		50		
Total Suspended Solids	30	45		60		
Total Chlorine Residual	0.5			1.6		
Fecal Coliforms (5-1 to 9-30) (10-1 to 4-30)	200 col/100 mL (2,000 col/100 mL) as a Geometric Mean					
pH	Within the range of 6.0 to 9.0					

Chesapeake Bay Tributary Strategy Nutrient Requirements

<i>Parameter</i>	<i>Concentration (mg/L)</i>		<i>Mass (lbs)</i>	
	<i>Monthly Average</i>	<i>Monthly Load</i>	<i>Monthly Load</i>	<i>Annual Load</i>
Ammonia-N	Report	Report	Report	Report**
Kjeldahl-N	Report	Report	Report	
Nitrate-Nitrate as N	Report	Report	Report	
Total Nitrogen	Report	Report	Report	Report

<i>Parameter</i>	<i>Concentration (mg/L)</i>	<i>Mass (lbs)</i>	
	<i>Monthly Average</i>	<i>Monthly Load</i>	<i>Annual Load</i>
Total Phosphorus	Report	Report	Report
Net Total Nitrogen		Report	66,118*
Net Total Phosphorus		Report	8,816*

* 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 of Environmental Protection's (Department) Trading of Nutrients and Sediment Reduction Credits Policy and Guidelines (Document No. 392-0900-001, December 30, 2006). The condition includes the requirement to report the application of these credits in Supplemental Discharge Monitoring Reports (DMRs) submitted to the Department.

* The compliance date for Net Total Nitrogen and Net Total Phosphorus will begin on October 1, 2010. Since these reporting requirements are annual loads, the reporting on compliance with the annual limitations will be required to be reported on the Supplemental DMR—Annual Nutrient Summary by November 28, 2011. This facility is required to monitor and report for Net Total Nitrogen and Net Total Phosphorus from the effective date of the permit until September 30, 2010.

** Total Annual Ammonia Load will be required to be reported on the Supplemental DMR—Annual Nutrient Summary by November 28, 2011.

Outfall S01—Stormwater—Best Management Practices

In addition to the effluent limits and best management practices, the permit contains the following major permit conditions:

1. Chesapeake Bay Nutrient Requirements.
2. Requirements Applicable to Stormwater Outfalls.

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

NPDES Permit No. PA0253740, Sewerage, **Ingram Borough**, 40 West Prospect Street, Pittsburgh, PA 15205-2296. This proposed facility is located in Ingram Borough, **Allegheny County**.

Description of Proposed Action/Activity: Permit issuance for combined sewer outfall related discharges.

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

NPDES Permit No. PA0092819, Sewage, **Fair Winds Manor, LP**, 126 Iron Bridge Road, Sarver, PA 16055. This proposed facility is located in Winfield Township, **Butler County**.

Description of Proposed Action/Activity: New NPDES permit for an existing discharge of treated sewage.

NPDES Permit No. PA0041564, Sewage, **S2 Properties, Inc.**, P. O. Box 24509, Pittsburgh, PA 15234. This proposed facility is located in Lancaster Township, **Butler County**.

Description of Proposed Action/Activity: Issuance of a new permit to replace an expired permit.

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

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

WQM Permit No. 3609402, Sewage, **Peanut Investments, Inc., c/o Larry DeMarco**, 312 Paradise Lane, Ronks, PA 17572. This proposed facility is located in Paradise Township, **Lancaster County**.

Description of Proposed Action/Activity: Permit approval for the construction/operation of sewerage facilities consisting of septic tank, recirculation sand filter, pea gravel bed and subsurface disposal bed to treat 9,900 gpd.

WQM Permit No. 0197406 09-1, Sewage, **New Oxford Municipal Authority**, 409 Waterworks Road, New Oxford, PA 17350. This proposed facility is located in Oxford Township and New Oxford Borough, **Adams County**.

Description of Proposed Action/Activity: Amendment approval for the construction and modification of sewerage facilities consisting of modification of existing aeration basin with central clarifier to an aeration basin only, construction of new clarifier, upgrade of blower system to provide air for new design.

WQM Permit No. WQG01360901, Sewage, **John Luppino, Train Collectors Association**, P. O. Box 248, Strasburg, PA 17579-0248. This proposed facility is located in Paradise Township, **Lancaster County**.

Description of Proposed Action/Activity: Permit approval for the construction/operation of small flow sewage treatment facilities to serve the National Toy Train Museum.

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

WQM Permit No. 3006201, Industrial Waste, **Allegheny Energy Supply Company, LLC**, 800 Cabin Hill Drive, Greensburg, PA 15601. This proposed facility is located in Monongahela Township, **Greene County**.

Description of Proposed Action/Activity: Permit issuance for the construction and operation of treatment facilities associated with the CCB Landfill expansion.

WQM Permit No. 1108402, Sewerage, **Dale Borough**, 810 Bedford Street, Johnstown, PA 15904. This proposed facility is located in Dale Borough, **Cambria County**.

Description of Proposed Action/Activity: Permit issuance for the construction and operation of a sanitary sewer system to separate existing combined sewer system.

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

WQM Permit No. 6309402, Sewerage, **Municipal Authority of the City of Monongahela**, 521 West Main Street, Monongahela, PA 15063. This proposed facility is located in the City of Monongahela, **Washington County**.

Description of Proposed Action/Activity: Permit issuance for the construction and operation of sanitary sewers, force main and pump station to serve the City of Monongahela.

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

WQM Permit No. 5608402, Sewerage, **PBS Coals, Inc.**, P. O. Box 260, Friedens, PA 15541-0260. This proposed facility is located in Shade Township, **Somerset County**.

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

WQM Permit No. 8775S-A3, Sewerage, **City of Clairton**, 551 Ravensburg Boulevard, Clairton, PA 15025. This existing facility is located in the City of Clairton, **Allegheny County**.

Description of Proposed Action/Activity: Permit amendment issuance to renovate existing Wilson Ejector Station.

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

WQM Permit No. WQG018626, Sewerage, **Cynthia and Joseph Selby**, 3090 Valley View Road, Sharpsville, PA 16150. This proposed facility is located in City of Hermitage, **Mercer County**.

Description of Proposed Action/Activity: Issuance of a single-residence sewage treatment plant.

WQM Permit No. 6191402, Minor Amendment No. 1, Sewerage, **Barkeyville Sewage, LLC**, 15 Bradley Street, Warren, PA 16365. This proposed facility is located in Barkeyville Borough, **Venango County**.

Description of Proposed Action/Activity: Issuance of permit. The permittee has requested that the rapid sand filter no longer be listed as a treatment unit.

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

WQM Permit No. WQG02150901, Sewerage, **Willistown Township**, 688 Sugartown Road, Malvern, PA 19355. This proposed facility is located in Willistown Township, **Chester County**.

Description of Action/Activity: Construction and operation of a municipally owned force main to serve the privately owned Devereux Foundation Pump Station.

WQM Permit No. WQG02150902, Sewerage, **The Devereux Foundation**, 655 Sugartown Road, Malvern, PA 19355. This proposed facility is located in Willistown Township, **Chester County**.

Description of Action/Activity: Construction and operation of a pump station to serve existing and proposed facilities at the Devereux Foundation—Mapleton Campus.

WQM Permit No. 2309406, Sewerage, **DEL CORA**, P. O. Box 999, Chester, PA 19016-0999. This proposed facility is located in City of Chester, **Delaware County**.

Description of Action/Activity: The relocation of an existing combined sewer overflow.

IV. NPDES Stormwater Discharges from MS4 Permit Actions

V. NPDES Waiver Stormwater Discharges from MS4 Actions

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAS10-G531-R	Heritage Building Group, Inc. 2500 York Road Jamison, PA 18929	Chester	East Coventry Township	UNT Schuylkill River and Pigeon Creek HQ
PAI01 1509001	IHM Immaculata—Villa Maria House of Studies 1140 King Road Immaculata, PA 19345	Chester	East Whiteland Township	UNT Ridley Creek HQ-TSF
PAI01 5109002	Essington Avenue Partners II, LP 2701 Renaissance Boulevard King of Prussia, PA 19406	Philadelphia	City of Philadelphia	Schuylkill Tidal Watershed B

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024805021(1)	Route 512 Associates, LLC 100 Gateway Drive Suite 310 Bethlehem, PA 18017	Northampton	East Allen Township	Monocacy Creek HQ-CWF
PAS10S119	Alpine Rose Resorts, Inc. 4626 Kathi Drive Bethlehem, PA 18017-8701	Monroe	Eldred Township	EV Wetlands, Aquashicola Creek and tributaries thereof HQ-CWF
PAI025808002	Elk Mountain Ski Resort, Inc. R. R. 2 Box 3328 Union Dale, PA 18470	Susquehanna	Herrick Township	East Branch Tunkhannock Creek HQ-CWF

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

Tioga County Conservation District: 50 Plaza Lane, Wellsboro, PA 16901, (570) 724-1801, Ext. 3.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI045909002	Gary R. Butters Beutertown Road Subdivision Phase II 54 Railroad Street Mansfield, PA 16933	Tioga	Liberty Township	Zimmerman Creek HQ-CWF

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

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

List of NPDES and/or Other General Permit Types

PAG-1	General Permit for Discharges From Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities (PAR)
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges From Small Flow Treatment Facilities
PAG-5	General Permit for Discharges From Gasoline Contaminated Groundwater Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges From Combined Sewer Systems (CSO)
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Nonexceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest, or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharge Resulting from Hydrostatic Testing of Tanks and Pipelines
PAG-11	(To Be Announced)
PAG-12	Concentrated Animal Feeding Operations (CAFOs)
PAG-13	Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)

General Permit Type—PAG-2

Facility Location:

<i>Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Bedminster Township Bucks County	PAG200 0909018	Pulte Homes 1100 Northbrook Drive Trevose, PA 19053	Deep Run WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Falls Township Bucks County	PAG200 0908112	Gamesa Wind US, LLC 400 Gamesa Drive Fairless Hills, PA 19030-5099	Delaware River WWF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Richland Township Bucks County	PAG200 0909004	309 Venture Partners, LP 120 West Germantown Pike Plymouth Meeting, PA 19428	Tohickon Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Doylestown Township Bucks County	PAG200 0909035	John Mains 77 Pine Run Road Doylestown, PA 18901	Queen Ann, Mill and Otter Creeks; Oxford Valley Mall and Silver Lakes and Delaware River	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
West Rockhill Township Bucks County	PAG200 0908076	The Log Cabin at Green Top Road, LLC 2465 Milford Square Pike Quakertown, PA 18951	UNT Tohickon Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Bedminster Township Bucks County	PAG200 0908054	Telvil Corporation, Inc. 527 Main Street Harleysville, PA 19438	Deep Run WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Plumstead Township Bucks County	PAG200 0908085	Deborah M. Wagner 4655 Burnt House Hill Road Doylestown, PA 18902	Pine Run TSF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Northampton Township Bucks County	PAG200 0909016	Stanton Systems 50 Richard Road Ivylnd, PA 18974	Little Neshaminy Creek WWF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Middletown Township Bucks County	PAG200 0909001	Township of Middletown 3 Municipal Way Langhorne, PA 19047	Neshaminy Creek WWF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Warminster Township Bucks County	PAG200 0909031	Warminster Township 1101 Little Lane Warminster, PA 18974	UNT Neshaminy Creek WWF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Warrington Township Bucks County	PAG200 0909038	Warrington Township 852 Easton Road Warrington, PA 18976	Little Neshaminy Creek WWF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
New Garden Township Chester County	PAG200 1509006	The Oppy Property, LP P. O. Box 368 Kennett Square, PA 19348	UNT West Branch Red Clay Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Caln Township Chester County	PAG200 1508041	Jand Enterprises 126 Aspen Drive Downingtown, PA 19335	Valley Run TSF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Schuylkill Township Chester County	PAG200 1508059	Eastern Die Cutting, Inc. 1000 Township Line Road Phoenixville, PA 19460	Tributary to French Creek TSF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Parkesburg Borough Chester County	PAG200 1508003	T.R. White, Inc. 1380 Wilmington Pike Suite 209 West Chester, PA 19382	Little Buck Run TSF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900

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<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
West Goshen Township Chester County	PAG200 1508032	Saunders Lane, LP 319 Westtown Road West Chester, PA 19382	East Branch Brandywine Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
City of Coatesville Chester County	PAG200 1508070	S and I Coatesville, LP 111 Presidential Boulevard Suite 209 Bala Cynwyd, PA 19004	West Branch Brandywine Creek WWF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Springfield Township Delaware County	PAG200 2309002	Kimco Realty Corporation 170 West Ridgely Road Suite 210 Lutherville, MD 21093	Whiskey Run WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Lower Pottsgrove Township Montgomery County	PAG200 4608173	Tri County Urologic Assoc. 824 Main Street Suite 301 Phoenixville, PA 19460	Sprogels Run WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Hatfield Township Montgomery County	PAG200 4609031	SJM Real Estate, LLC P. O. Box 373 7241 Hollywood Road Springhouse, PA 19477	West Branch Neshaminy Creek WWF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Skippack Township Montgomery County	PAG200 4608135	Cindy J. Sole 2092 Hudnut Road Schwenksville, PA 19473	Perkiomen Creek WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
Hatfield Township Montgomery County	PAG200 4609013	Produce Junction 2119 Center Square Road Swedesboro, NJ 08095	West Branch Neshaminy Creek WWF, MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
City of Philadelphia Philadelphia County	PAG201 5109005	The Church of Redeemer 2336 Wisteria Drive Suite 360 Snellville, GA 30078	Schuylkill River WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5900
City of Scranton Lackawanna County	PAG2003509008	George Roberts Department of Transportation District 4-0 55 Keystone Industrial Park Dunmore, PA 18512	Stafford Meadow Brook WWF	Lackawanna County Conservation District (570) 281-9495
North Union and East Union Townships Schuylkill County and Hazle and Black Creek Townships Luzerne County	PAG2005403032R	Eagle Rock Resort Attn: Randy Gracy 1031 Valley of Lakes Hazleton, PA 18202	Tomhicken Creek CWF Little Tomhicken Creek CWF Sugarloaf Creek CWF	Schuylkill County Conservation District (570) 622-3742
Butler Township Luzerne County	PAG2004009002	Beech Mountain Lakes Homeowners Association Attn: Larry Grove 1 Burkes Drive Drums, PA 18222	Oley Creek CWF	Luzerne County Conservation District (570) 674-7991

*Facility Location:
Municipality &
County*

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Union County Kelly Township	PAG2006009002	Evangelical Community Hospital Michael N. O'Keefe Hospital Drive Lewisburg, PA 17837	UNT to Buffalo Creek CWF	Union County Conservation District Union County Government Center 155 North 15th Street Lewisburg, PA 17837 (570) 524-3860
Indiana County White Township	PAG2003209008	Department of Transportation Engineering District 10-0 2550 Oakland Avenue Indiana, PA 15701	McCarthy Run Whites Run CWF	Indiana County Conservation District (814) 445-4652
Washington County Canton and Chartiers Townships	PAG2006309014	Sam Stockton Chartiers Township 2 Buccaneer Drive Houston, PA 15342	Georges Run WWF	Washington County Conservation District (724) 228-6774
Butler County Butler Township	PAG2001009004	Shearer Road Business Park Diane Sheets Butler Economic Development Corporation	UNT Connoquenessing Creek WWF	Butler County Conservation District (727) 284-5270

*General Permit Type—PAG-3**Facility Location:
Municipality &
County*

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
York County West Manchester Township	PAR803717	York County Transportation Authority d/b/a Rabbittransit 1230 Roosevelt Avenue York, PA 17404	UNT Willis Run WWF 7-H	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Dauphin County Swatara Township	PAR803666	Rolling Frito-Lay Sales, LP 408 Inverhaddon Trail Bel Air, MD 21014	Spring Creek SWF 7-C	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Blair County Antis Township	PAR803662	Rolling Frito-Lay Sales, LP 408 Inverhaddon Trail Bel Air, MD 21014	UNT to Sandy Run CWF 11-A	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Franklin County Greene Township	PAR803665	Rolling Frito-Lay Sales, LP 408 Inverhaddon Trail Bel Air, MD 21014	Conococheague Creek CWF 13-C	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Lancaster County Lancaster City	PAR323512	Armstrong World Industries, Inc. P. O. Box 3001 Lancaster, PA 17603	Little Conestoga Creek WWF 7-J	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Springdale Borough Allegheny County	PAR216105	R. I. Lampus Company 816 R. I. Lampus Avenue P. O. Box 167 Springdale, PA 15144-0167	Allegheny River	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Albion Borough Erie County	PAR208309	Altman Manufacturing, Inc. P. O. Box 67 Albion, PA 16401	Stormwater sewers to a UNT to the East Branch of Conneaut Creek	DEP—NWRO Water Management 230 Chestnut Street Meadeville, PA 16335-3481 (814) 332-6942

General Permit Type—PAG-4

Facility Location:

<i>Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Plumstead Township Bucks County	PAG040071	Gerald Bachinsky 5642 Old Durham Road Pipersville, PA 18947	Geddes Run Three Mile Run Watershed 2D	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5970
Plumstead Township Bucks County	PAG040117	Peter and Mary Van Ellis 6179 Covered Bridge Road Pipersville, PA 18947	UNT to Tohickon Creek Three Mile Run Watershed 2D	Southeast Regional Office 2 East Main Street Norristown, PA 19401 (484) 250-5970
Glade Township Warren County	PAG048457	Richard Lauffenburger 3212 Cobham Park Road Warren, PA 16365	Glade Run 16-B	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
City of Hermitage Mercer County	PAG049437	Cynthia and Joseph Selby 3090 Valley View Road Sharpsville, PA 16150	UNT to Golden Run 20-A	DEP—NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

STATE CONSERVATION COMMISSION

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

The State Conservation Commission has taken the following actions on previously received applications for nutrient management plans under the act of July 6, 2005 (Act 38 of 2005, 3 Pa.C.S. §§ 501—522) (hereinafter referred to as Act 38), for agricultural operations that have or anticipate submitting applications for new, amended or renewed NPDES permits, or Notices of Intent for coverage under a general permit, for CAFOs, under 25 Pa. Code Chapter 92. This notice is provided in accordance with 25 Pa. Code Chapter 92 and 40 CFR Part 122, implementing The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Federal Clean Water Act.

Persons aggrieved by any action may appeal under section 517 of Act 38, section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law) to the Environmental Hearing Board, Second Floor, Rachael Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service at (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

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

Important legal rights are at stake, 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.

CAFO PUBLIC NOTICE SPREADSHEET—ACTIONS

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Approved or Disapproved</i>
H. Lamar Zimmerman Rumar Farms 1908 Shumaker Road Manheim, PA 17545	Lancaster	100	373.98	Broilers	NA	Approved
Larry E. Breneman 774 Bunker Hill Road Strasburg, PA 17579	Lancaster	130.5	361.64	Swine	NA	Approved

PUBLIC WATER SUPPLY (PWS) PERMITS

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

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

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

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

SAFE DRINKING WATER

Actions taken under the Pennsylvania Safe Drinking Water Act

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

Permit No. 4009511MA, Minor Amendment, Public Water Supply.

Applicant	United Water Pennsylvania, Inc. 4211 East Park Circle P. O. Box 4151 Harrisburg, PA 17111
Borough or Township	Harveys Lake Borough
County	Luzerne
Type of Facility	PWS
Consulting Engineer	Arthur C. Saunders, P. E. United Water Pennsylvania, Inc. 4211 East Park Circle P. O. Box 4151 Harrisburg, PA 17111
Permit to Construct Issued	April 30, 2009

Permit No. 4009512MA, Minor Amendment, Public Water Supply.

Applicant	United Water Pennsylvania, Inc. 4211 East Park Circle P. O. Box 4151 Harrisburg, PA 17111
Borough or Township	Harveys Lake Borough
County	Luzerne
Type of Facility	PWS
Consulting Engineer	Arthur C. Saunders, P. E. United Water Pennsylvania, Inc. 4211 East Park Circle P. O. Box 4151 Harrisburg, PA 17111
Permit to Construct Issued	May 7, 2009

Permit No. 2406411, Operations Permit, Public Water Supply.

Applicant	Nature's Way Purewater Systems, Inc. 164 Commerce Road Dupont, PA 18641
Borough or Township	Dupont Borough
County	Luzerne
Type of Facility	BVRB
Consulting Engineer	James Palumbo, P. E. Quad Three Group 72 Glenmaura National Boulevard Moosic, PA 18507
Permit to Operate Issued	April 28, 2009

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

Permit No. 3808506, Public Water Supply.

Applicant	Iona Swim Club
Municipality	South Lebanon Township
County	Lebanon
Type of Facility	Installation of softening and nitrate treatment.
Consulting Engineer	Scott M. Rights, P. E. Steckbeck Engineering Associates 279 North Zinns Mill Road Lebanon, PA 17042
Permit to Construct Issued	May 8, 2009

Permit No. 3809502 MA, Minor Amendment, Public Water Supply.

Applicant	City of Lebanon Authority
Municipality	North Lebanon Township
County	Lebanon
Type of Facility	Installation of an altitude valve on the Sand Hill Tank along with some site modifications.

Consulting Engineer Laurence S. Zimmermann, P. E.
Gannett Flemming, Inc.
P. O. Box 67100
Harrisburg, PA 17106-7100

Permit to Construct May 8, 2009
Issued

Operations Permit issued to **Gerald Cox**, 7360504, Little Britain Township, **Lancaster County** on May 8, 2009, for the operation of facilities approved under Construction Permit No. 3608515.

Operations Permit issued to **Seven Twenty Four Corporation**, 3060534, Union Township, **Berks County** on May 5, 2009, for the operation of facilities approved under Construction Permit No. 0608519 MA.

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

Permit No. 4300503-T1-MA3, Public Water Supply.

Applicant **Aqua PA, Inc.**
Township or Borough City of Hermitage
County **Mercer County**
Type of Facility Public Water Supply
Consulting Engineer Peter J. Kusky, P. E.
Permit to Construct May 11, 2009
Issued

Permit No. 2578503-T1-MA1, Public Water Supply.

Applicant **Greene Township**
Township or Borough Greene Township
County **Erie County**
Type of Facility Public Water Supply
Consulting Engineer Mark J. Corey, P. E.
Permit to Construct May 11, 2009
Issued

Transfer of Operations Permit issued to **Carl E. Ames, d/b/a Ames Mobile Home Park**, PWSID No. 6200054, Oil Creek Township, **Crawford County**, May 8, 2009, for the operation of the public water system servicing Ames Mobile Home Park, according to specifications approved by Operation Permit No. 2007505, issued August 12, 2008.

Operations Permit issued to **Presque Isle Wine Cellars, Inc.; The Five Restaurant**, PWSID No. 6250995, North East Township, **Erie County**, May 8, 2009, for water treatment system servicing The Five Restaurant, as permitted under construction permit No. 2508501, issued October 29, 2008.

Operations Permit issued to **Pennsylvania American Water Company**, PWSID No. 6160001, Clarion Township, **Clarion County**, May 11, 2009, for operation of PAX mechanical mixer inside Clarion Township's 310,000-gallon water storage tank, as permitted under construction permit No. 8771-W-T1-MA3, issued December 15, 2008.

SEWAGE FACILITIES ACT PLAN APPROVAL

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

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Hamlin Township	P. O. 235 Hazel Hurst, PA 16733	McKean

Plan Description: The approved plan provides for the construction of a public sewage collection and conveyance system for the Lantz Corners/Route 6 and Campbelltown Road areas with treatment at the existing Mount Jewett STP and the construction of a sewage collection system and wastewater treatment plant to serve the Village of Kushequa. The Department of Environmental Protection's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Knox Borough	620 South Main Street Knox, PA 16232	Clarion

Plan Description: The approved plan initially provides for replacement of Knox Borough's collection and conveyance system, including the laterals. Once completed, a 6 month study of the sanitary sewage flows will provide information for Phase 2. By means of a special study, STP and collection system size and anticipated costs/user fees will be explored, culminating in the construction of a new STP. The Department of Environmental Protection's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 2

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

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

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

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

The Department has received the following plans and reports:

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

101—103 Cricket Avenue, Lower Township, **Montgomery County**. Samuel Kucia, Environmental Consulting, Inc., 500 East Washington Street, Suite 375, Norristown, PA 19401 on behalf of Samuel Galib, JAL Partners, 409 Boxwood Road, Bryn Mawr, PA 19010 has submitted a Remedial Investigation and Final Report concerning remediation of site soil and groundwater contaminated with unleaded gasoline. The report is intended to document remediation of the site to meet the Statewide Health Standard and Site-Specific Standard.

Wyeth Lab, West Chester Borough, **Chester County**. Daniel P. Sheehan, Malcolm Pirnie, Inc., 824 Market Street, Suite 820, Wilmington, DE 19801 on behalf of Robert H. Taggart, Wyeth, 5 Giralda Farms, Madison, NJ 07940 has submitted a Remedial Investigation concerning remediation of site groundwater contaminated with chlorinated solvents. The report is intended to document remediation of the site to meet the Site-Specific Standard.

211 Belmont Avenue Site, Lower Merion Township, **Montgomery County**. Jeffery Walsh, Penn Environmental & Remediation, Inc., 2755 Bergey Road, Hatfield, PA 19440 on behalf of Kevin Kyle, 211 Belmont Avenue Associated, LP, 2701 Renaissance Boulevard, Fourth Floor, King of Prussia, PA 19406 has submitted a Final Report concerning remediation of site groundwater and soil contaminated with leaded gasoline and lead. The report is intended to document remediation of the site to meet the Statewide Health Standard.

619—629 North Broad Street, City of Philadelphia, **Philadelphia County**. Andrew Hubley, Environmental Consulting, Inc., 500 East Washington Street, Suite 375, Norristown, PA 19401, Richard Werner, Environmental Consulting, Inc., 500 East Washington Street, Suite 375, Norristown, PA 19401, Martin Liebhardt, Sunoco, Inc. (R & M), 350 Eagleview Boulevard, Exton, PA 19341 on behalf of Daniel Polett, Lexus of Chester Springs, 400 Pottstown Pike, Chester Springs, PA 19425 has submitted a Final Report concerning remediation of site soil contaminated with unleaded gasoline. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Fleet Fuel Site, East Pikeland Township, **Montgomery County**. Mike Faith, Lewis Environmental, 155 Railroad Plaza, Royersford, PA 19468 on behalf of Stephen Koons, Fleet Fuel Services, P. O. Box 444,

Phoenixville, PA 19460 has submitted a Final Report concerning remediation of site soil contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

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

Medeiros Property, 20 North Cedar Street, Hazleton City, **Luzerne County**. Richard D. Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073 has submitted a Final Report (on behalf of his client, Victor Medeiros, 1403 Beech Court, Hazle Township, PA 18202), concerning the remediation of soil found to have been impacted by No. 2 fuel oil as a result of a release due to an aboveground storage tank failure during a fuel oil delivery. The report was submitted to document attainment of the Statewide Health Standard. A public notice regarding the submission of the Final Report was published in *The Hazleton Standard Speaker* on April 29, 2009. A Notice of Intent to Remediate was simultaneously submitted.

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

Samuel Leese Property, Paradise Township, **York County**. Herbert, Rowland and Grubic, Inc., 1820 Linglestown Road, Harrisburg, PA 17110, on behalf of Samuel and Margaret Leese, 1195 Old 220 Road, Milesburg, PA 16853 and EPS of Vermont, Inc., 5100 Paxton Street, Harrisburg, PA 17111-2520 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 Residential Statewide Health Standard.

US Foodservice, Inc., Allegheny Township, **Blair County**. Delta Consultants, P. O. Box 415, Hershey, PA 17033, on behalf of US Foodservice, Inc., 6685 Crescent Drive, Norcross, GA 30071, submitted a Final Report concerning remediation of site soils contaminated with non-PCB transformer oil from electrical transformers. The report is intended to document remediation of the site to meet the Residential Statewide Health Standard. The site will remain commercial.

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

American Rock Salt Co., LLC, City of Dubois and Sandy Township, **Clearfield County**. EnSol, Inc., 661 Main Street, Niagara Falls, NY 14302 on behalf of American Rock Salt Co., LLC, P. O. Box 190, Mt. Morris, PA 14510 has submitted a Final Report concerning remediation of site soil and groundwater contaminated with volatile and semivolatile compounds. The report is intended to document remediation of the site to meet the Statewide Health Standard.

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

Centerville United Methodist Church, Borough of Centerville, **Crawford County**. Environmental Remediation & Recovery, Inc., 4250 Route 6N, Edinboro, PA 16412 on behalf of Buffalo Structural Steel Corp., 60 Bryant Woods South, West Amherst, NY 14228 has submitted a Final Report concerning remediation of site soil and site groundwater contaminated with benzene, toluene, ethylbenzene, total xylenes, cumene, MTBE, naphthalene, 1,2,4-trimethylbenzene and 1,3,5-trimethylbenzene. The Report is intended to document remediation of the site to meet the 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—6026.908).

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

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

The Department has received the following plans and reports:

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

Clemens Cleaners Hillcrest Shop Center, Lansdale Borough, **Montgomery County**. Richard Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA

18073, Randy Clemens, Clemens Cleaners, 811 West 5th Street, Lansdale, PA 19446 on behalf of John Lloyd, HC Spectrum Partners, LP, 1690 Sumneytown Pike, Suite 240, Lansdale, PA 19446 has submitted a Final Report concerning the remediation of site groundwater and soil contaminated with PCE. The Final Report did not demonstrate attainment of the Site-Specific Standard and was placed on hold by the Department of Environmental Protection on April 28, 2009.

120 Butcher Drive Site, Lower Providence Township, **Montgomery County**. Michael Welsh, Applied Environmental Management, Inc., 16 Chester County Commons, Malvern, PA 19355, Robin Gardner, US Environmental, 409 Boot Road, Downingtown, PA 19335 on behalf of Joseph Carbone, Newbury Management, 31200 Northwestern Highway, Farmington Hills, MI 48334 has submitted a 90 day Final Report concerning the remediation of site soil contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on April 29, 2009.

Goshen Terrace Apartments, West Goshen Township, **Chester County**. David Fennimore, Earth Data Northeast, 924 Springdale Drive, Exton, PA 19341, George Seidman, Earth Data Northeast, 924 Springdale Drive, Exton, PA 19341 on behalf of Steve Berger, Pennsylvania Management Corporation, P. O. Box 1036, Blue Bell, PA 19244 has submitted a Final Report concerning the remediation of site groundwater contaminated with chlorinated solvents and MTBE and unleaded gasoline. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on April 20, 2009.

Dalke Residence, Radnor Township, **Delaware County**. Ann Smith, Eldredge, Inc., 898 Fernhill Road, West Chester, PA 19380 on behalf of Jeffery Dalke, 410 Old Lane, Wayne, PA 19087 has submitted a Final Report concerning the remediation of site soil contaminated with No. 2 fuel oil, diesel fuel. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on April 21, 2009.

Calderon Residence, Falls Township, **Bucks County**. Michael Raffoni, Reliance Environmental, Inc., 130 East Chestnut Street, Lancaster, PA 17602 on behalf of Jose Calderon, 27 Top Hill Lane, Levittown, PA 19054 has submitted a 90 day Final Report concerning the remediation of site soil contaminated with No. 2 fuel oil. The 90 day Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on April 22, 2009.

Sun Malvern Tanker Spill Site, East Whiteland Township, **Chester County**. Krista Snyder, GES, Inc., 440 Creamery Way, Suite 500, Exton, PA 1934, Martin Liebhardt, Sunoco, Inc. (R & M), 350 Eagleview Boulevard, Suite 300, Exton, PA 19341 on behalf of Tony Bamonte, Liberty Property Trust, LP, 500 Chesterfield Parkway, Malvern, PA 19355 has submitted a Final Report concerning the remediation of site groundwater and soil contaminated with petroleum hydrocarbons. The Final Report demonstrated attainment of the Statewide Health Standard and Site-Specific Standard and was approved by the Department of Environmental Protection on April 23, 2009.

269 Canal Road, Falls Township, **Bucks County**. Trevan Houser, Land Resource Solutions, LLC, 1274 North Church Street, Moorestown, NJ 08057 on behalf of

Anthony Cino, Trevan J. Houseer, QEP, 1274 North Church Street, Moorestown, NJ 08057 has submitted a Final Report concerning the remediation of site groundwater and soil contaminated with inorganic, chlorinated solutions PCB's and other organics. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on April 21, 2009.

56 West Lincoln Highway, Middletown Township and Pennel Borough, **Bucks County**. Charlene Drake, React Environmental Professional Services Group, 6901 Kingsessing Avenue, Suite 210, Philadelphia, PA 19142 on behalf of Chris Neill, Primak Properties, LLC, 1065 East Moreland Street, 4th Floor, Charlotte, NC 28204 has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with inorganic. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on April 20, 2009.

Manhattan Bagel, Glenolden Borough, **Delaware County**. Jennifer L. O'Reilly, GES, Inc., 440 Creamery Way, Suite 500, Exton, PA 19341, Stephanie Rose, GES, Inc., 440 Creamery Way, Suite 500, Exton, PA 19341 on behalf of John Hoban, Exxon Mobil Environmental Service Co., 220 Commerce Drive, Suite 205, Fort Washington, PA 19034 has submitted a Cleanup Plan and Risk Assessment Report concerning the remediation of site groundwater and contaminated with unleaded gasoline and MTBE. The Cleanup Plan and Risk Assessment Report were approved by the Department of Environmental Protection on May 5, 2009.

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

Bethlehem Commerce Center—Lots 15 and 16, 1805 East 4th Street, Bethlehem City, **Northampton County**. Kenneth G. Robbins, HDR Engineering, Inc., 1720 Spillman Drive, Suite 280, Bethlehem, PA 18015-2165 submitted a Cleanup Plan (on behalf of his client, Lehigh Valley Industrial Park, Inc., 1720 Spillman Drive, Suite 150, Bethlehem, PA 18015-2164), concerning the remediation of soils found to have been impacted by SVOCs (Benzo (a) Pyrene) and heavy metals (Total Chromium) as a result of historical manufacturing operations at the site. The report met the requirements of the Site-Specific Standard for soils and was approved by Central Office on April 7, 2009.

Lakeside Energy/Hazleton Generation Facility, 10 Maplewood Drive, Hazle Township, **Luzerne County**. Jeffrey C. Thomas, P. G., EPSYS, LLC, 1414 North Cameron Street, Suite A, Harrisburg, PA 17103 submitted a Final Report (on behalf of his client, Lakeside Energy, LLC, 150 North Michigan Avenue, Suite 2930, Chicago, IL 60601), concerning the remediation of soils found to have been impacted by fuel oil in April 2002 and in May 2003 and by glycol in November 2005 and in April 2006 as a result of accidental releases. The report demonstrated attainment of the Statewide Health Standard and was approved on January 16, 2009.

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

Samuel Leese Property, Paradise Township, **York County**. Herbert, Rowland and Grubic, Inc., 1820 Linglestown Road, Harrisburg, PA 17110, on behalf of Samuel and Margaret Leese, 1195 Old 220 Road, Milesburg, PA 16853 and EPS of Vermont, Inc., 5100 Paxton Street, Harrisburg, PA 17111-2520 submitted a

Residential Statewide Health Final Report concerning remediation of site soil contaminated with No. 2 fuel oil. The report was approved by the Department of Environmental Protection on May 8, 2009.

Kenneth Miller Residence, Straban Township, **Adams County**. Environmental Maintenance Company, Inc., 1420 East Mermaid Lane, Glenside, PA 19038, on behalf of Kenneth Miller, 24 Montclair Road, Gettysburg, PA 17325, submitted a Residential Statewide Health Final Report concerning the remediation of site soils and surface water contaminated with kerosene. The report was approved by the Department of Environmental Protection on May 6, 2009.

Former Mobil York Terminal/Goodling Bulk Plant, North York Borough, **York County**. Groundwater & Environmental Services, Inc., 440 Creamery Way, Suite 500, Exton, PA 19341, on behalf of ExxonMobil Oil Corporation, Room CCM 09E, 1545 Route 22 East, Annandale, NJ 08801 and Rotz Development, LLC, 907 Roosevelt Avenue, York, PA 17404, submitted a Remedial Investigation Report, Risk Assessment Report and Cleanup Plan for site soils and groundwater contaminated with petroleum hydrocarbons. The reports were approved by the Department of Environmental Protection on May 8, 2009.

Defense National Stockpile Center Marietta Depot, East Donegal Township, **Lancaster County**. Parsons Corporation, 290 Elwood Davis Road, Suite 312, Liverpool, NY 13088, on behalf of General Services Administration, Property Disposal Division (4PR), 401 West Peachtree Street, Suite 820, Atlanta, GA 30308 and the Defense National Stockpile Center, 8725 John J. Kingman Road, Suite 3229, Fort Belvoir, VA 22060, submitted a Remedial Investigation Report for site soils, groundwater and surface water contaminated with metals. The report was approved by the Department of Environmental Protection on May 8, 2009.

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

CC Express I80 MM 157 Diesel Spill, Boggs Township, **Centre County**. Taylor GeoServices, 38 Bishop Hollow Road, Suite 200, Newtown Square, PA 19073 on behalf of CC Express, 409 Greenwood Avenue, Fort Wayne, IN 46808 has submitted a Final Report within 90 days of the release concerning remediation of site soil contaminated with diesel fuel. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department of Environmental Protection on May 5, 2009.

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

(CORRECTED) Erie Golf Course Expansion Parcel 33-186-553-25, Millcreek Township, **Erie County**. Environmental Remediation & Recovery, Inc., 4250 Route 6N, Edinboro, PA 16412 on behalf of The City of Erie, 626 State Street, Erie, PA 16501, has submitted a Remedial Investigation Report and Cleanup Plan concerning remediation of site soil contaminated with arsenic and nonmedia solids including glass, rubber, wood, concrete and small metal containers. The Remedial Investigation Report and Cleanup Plan were approved by the Department of Environmental Protection on April 14, 2009.

**REGISTRATION FOR GENERAL
PERMIT—RESIDUAL WASTE**

Registration Approved under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003); the Residual Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and/or the Beneficial Use of Residual Waste Other Than Coal Ash.

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

Registration Under **General Permit No. WMGR090R056, York Building Products Co., Inc.**, P. O. 1708, York, PA 17405-1708.

General Permit Number WMGR090 authorizes the processing and beneficial use of reclaimed asphalt pavement materials as a roadway construction material. Central Office approved this registration for coverage under the general permit on May 7, 2009.

Persons interested in obtaining more information, or obtaining copies of the general permit should contact Ronald C. Hassinger, Chief, General Permits and Beneficial Use Section, Division of Municipal and Residual Waste, Bureau of Waste Management, Rachel Carson State Office Building, P. O. Box 8472, Harrisburg, PA 17105-8472, (717) 787-7381. TDD users should contact the Department of Environmental Protection through the Pennsylvania AT&T Relay Service, (800) 654-5984.

**OPERATE WASTE PROCESSING OR DISPOSAL
AREA OR SITE**

Permits issued under the Solid Waste Management Act, of July 7, 1980, P. L. 380, 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.

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

Permit ID No. 301310, Tri-State Petroleum Recovery, Inc., 12 Creek Road, McKees Rocks, PA 15136. Permit renewal for a residual waste (waste oil, oily wastewater, spent antifreeze, used oil filters, spent lead-acid batteries) facility in Kennedy Township, **Allegheny County** issued by the Regional Office on May 7, 2009.

AIR QUALITY

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

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790, Ray Kempa, New Source Review Chief, (570) 826-2507.

45-310-055GP3: Simonds Excavating, Inc. (301 Shepard Road, Sayre, PA 18840-9103) on May 5, 2009, to

construct and operate a Portable Crushing Operation with watersprays at their site in Smithfield Township, **Monroe County**.

66-301-010GP14: RH Jones Crematory (2 Twin Drive, Tunkhannock, PA 18657) on May 5, 2009, to install and operate a human remains crematory at their site in Tunkhannock Township, **Wyoming County**.

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

GP1-22-03059: Keystone Central Storage, LP (4900 Ritter Road, Mechanicsburg, PA 17055) on May 4, 2009, for a Small Gas and No. 2 Oil Fired Combustion Unit under GP1 in the City of Harrisburg, **Dauphin County**. This is a renewal of the GP1 permit.

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

GP14-49-332: Cronrath-Grenoble Funeral Home (121 South Main Street, Muncy, PA 17756) on April 14, 2009, to construct and operate the B & L Cremation Systems, Inc. model N-20 human cremation unit under the General Plan Approval and General Operating Permit for Human or Animal Crematories (BAQ-GPA/GP-14) in Watsontown Borough, **Northumberland County**.

GP5-41-02C: Chief Gathering, LLC (6051 Wallace Road Ext., Suite 210, Wexford, PA 15090) on April 27, 2009, to construct and operate a 375,000 Btu/hr glycol dehydrator under the General Plan Approval and/or General Operating Permit for Natural Gas, Coal Bed Methane or Gob Gas Production or Recovery Facilities (BAQ-GPA/GP-5) at their Barto Compressor Station in Penn Township, **Lycoming County**.

GP5-08-03B: Chesapeake Appalachia, LLC (P. O. Box 6070, Charleston, WV 25362) on April 27, 2009, to construct and operate a 50 million standard cubic foot per day glycol dehydrator, 1 mmBtu/hr reboiler and a 3.5 mmBtu/hr line heater under the General Plan Approval and/or General Operating Permit for Natural Gas, Coal Bed Methane or Gob Gas Production or Recovery Facilities (BAQ-GPA/GP-5) at their Granville Station in Granville Township, **Bradford County**.

GP14-08-00023: Faithful Companions Pet Cemetery (R. D. 2, Box 210, Ulster, PA 18850) on April 29, 2009, to construct and operate two Matthews Cremation Division model IE43-SPPIII animal cremation units under the General Plan Approval and General Operating Permit for Human or Animal Crematories (BAQ-GPA/GP-14) in Smithfield Township, **Bradford County**.

GP5-18-188: Anadarko E&P Co., LP (1201 Lake Robbins Drive, The Woodlands, TX 77380-1176) on May 8, 2009, to construct and operate a 145 brake horsepower natural gas-fired compressor engine equipped with a catalytic converter under the General Plan Approval and/or General Operating Permit for Natural Gas, Coal Bed Methane or Gob Gas Production or Recovery Facilities (BAQ-GPA/GP-5) at their COP Tract 653, Well 1000 Compressor Station in Beech Creek Township, **Clinton County**.

GP1-18-00013: Clinton Hospital Corp. (24 Cree Drive, Lock Haven, PA 17745) on April 17, 2009, to operate two dual-fired (natural gas and No. 2 oil) boilers under the General Plan Approval and General Operating Permit for Small Gas and No. 2 Oil Fired Combustion Units (BAQ-GPA/GP-1). The facility is in Lock Haven City, **Clinton County**.

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

GP5-65-00964A: Rex Energy I, LLC (476 Rolling Ridge Drive, Suite 300, State College, PA 16801-7639) on March 31, 2009, to allow the transfer of ownership and continued operation of a natural gas production facility at the Launtz Compressor Site located in Unity Township, **Westmoreland County**.

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

GP-10-359A: Rex Energy I LLC—Yellow Creek Project (736 Prospect Road, Route 528, Evans City, PA 16033) on May 5, 2009, to operate a natural gas fired compressor engine (BAQ-GPA/GP-5) in Forward Township, **Butler County**.

GP-33-177B: Seneca Resources Corp.—Brookville South Station (Pump Station Road, Brookville, PA 15825) on May 7, 2009, to operate natural gas fired compressor engines (BAQ-GPA/GP-5) in Knox Township, **Jefferson County**.

GP-62-154A: Range Resources-Appalachia, LLC—Swart Compressor Station (Jinks Road, Spring Creek, PA 16436) on May 4, 2009, to operate a natural gas fired compressor engine (BAQ-GPA/GP-5) in Spring Creek Township, **Warren County**.

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, Sachin Shankar, New Source Review Chief, (484) 250-5920.

09-0179: Bucks County Furniture, LTD (174 Keystone Drive, Telford, PA 18969) on May 7, 2009, to operate a surface coating processor and control equipment in West Rockhill Township, **Bucks County**.

09-0126C: Air Liquide Electronics US, LP (19 Steel Road West, Morristown, PA 19067) on May 7, 2009, to operate an ammonia purification system in Falls Township, **Bucks County**.

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

06-05079D: United Corrstack, LLC (720 Laurel Street, Reading, PA 19602-2718) on May 5, 2009, to construct a 482 mmBtu/hr circulating fluidized bed boiler and a 30 mW steam turbine adjacent to the company's existing plant in the City of Reading, **Berks County**. This plan approval was extended.

06-05085A: New Morgan Landfill Co., Inc. (420 Quarry Road, Morgantown, PA 19543) on May 4, 2009, to expand the existing municipal solid waste landfill controlled by a gas collection system and three ground flares in New Morgan Borough, **Berks County**. This plan approval was extended.

06-05105A: Green GAS Pioneer Crossing Energy, LLC (2400 Boston Street, Suite 348, Baltimore, MD 21224) on May 4, 2009, to construct an electric generation plant at their Pioneer Crossing Landfill in Exeter Township, **Berks County**. This plan approval was extended.

06-05109A: Atlas Minerals & Chemicals (1127 Valley Road, P. O. Box 38, Mertztown, PA 19539) on May 1, 2009, to install a second asphalt processing line in Longswamp Township, **Berks County**. This plan approval was extended.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, M. Gorog and B. Hatch, Environmental Engineer Managers, (412) 442-4163/5226.

11-00241A: State Correctional Institution at Cresson (P. O. Box 598, Camp Hill, PA 17001-0598) on May 7, 2009, allow additional time to complete construction of the biomass boiler and associated equipment at SCI Cresson Center, located in Cresson Township, **Cambria County**. The new expiration date for this plan approval is November 13, 2010. This Plan Approval has been extended.

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.

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790, Ray Kempa, New Source Review Chief, (570) 826-2507.

35-00028: Moses Taylor Hospital (700 Quincy Avenue, Scranton, PA 18510) on May 11, 2009, to re-issue a State-only (Natural Minor) Operating Permit for operation of three boilers at their facility in the City of Scranton, **Lackawanna County**.

35-00048: Pioneer Aggregates, Inc. (202 Main Street, Laflin, PA 18702) on May 7, 2009, to re-issue a State-only (Natural Minor) Operating Permit for operation of a rock crushing operation and associated air cleaning devices at their Simpson Stone Quarry in Fell Township, **Lackawanna County**.

40-00104: Brdaric Excavating, Inc. (913 Miller Street, Luzerne, PA 18709) on May 8, 2009, to issue a State-only (Natural Minor) Operating Permit for operation of a rock crushing operation and associated air cleaning devices at their facility in Kingston Township, **Luzerne County**.

48-00064: Ungerer and Company (110 North Commerce Way, Bethlehem, PA 18017) on May 6, 2009, to issue a State-only (Synthetic Minor) Operating Permit for operation of spray driers and associated air cleaning devices at their facility in Hanover Township, **Northampton County**.

54-00047: Pennsy Supply, Inc. (1001 Paxton Street, Harrisburg, PA 17104) on May 11, 2009, to re-issue a State-only (Synthetic Minor) Operating Permit for operation of a rock crushing operation and associated air cleaning devices at their Summit Station Quarry in Wayne Township, **Schuylkill County**.

45-00021: Pocono Medical Center (602 East Brown Street, East Stroudsburg, PA 18301-3094) on May 6, 2009, to renew a State-only Operating Permit for operation of two boilers at their hospital in East Stroudsburg, **Monroe County**.

54-00070: H.M.M.K., LLC—d/b/a Foster Materials (2052 Lucon Road, Skippack, PA 19474) on May 12, 2009, to issue a State-only (Natural Minor) Operating Permit for operation of a rock crushing operation and associated air cleaning devices at their facility in Foster Township, **Schuylkill County**.

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

06-03069: Highway Materials, Inc. (P. O. Box 1667, Blue Bell, PA 19422-0465) on May 5, 2009, to operate their Temple Quarry in Alsace Township, **Berks County**. This is a renewal of the State-only operating permit.

34-05004: Jay Fulkroad & Sons, Inc. (R. R. 1, Box 3060, McAlisterville, PA 17049-9600) on May 5, 2009, for operation of a limestone crushing plant and two batch asphalt plants in Fayette Township, **Juniata County**.

36-03129: Kalas Manufacturing, Inc. (25 Main Street, Denver, PA 17517-1609) on May 5, 2009, for operation of their existing battery terminal manufacturing facility in Denver Borough, **Lancaster County**. This is a renewal of the State-only operating permit.

67-03056: SKF USA, Inc. (20 Industrial Drive, Hanover, PA 17331-9582) on May 4, 2009, for operation of its spherical roller bearing manufacturing facility in Penn Township, **York County**. This is a renewal of the State-only operating permit.

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

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

09-00015: Rohm and Haas Co.—Bristol Facility (200 Route 413, Bristol Township, Bucks County, PA 19007) on May 6, 2009, for an administrative amendment to the Title V Operating Permit at their Bristol facility in Bristol Township, **Bucks County**. The facility is a diverse chemical manufacturing plant with a variety of continuous and batch-type processes. In general, the plant specializes in various acrylate polymerization reactions to produce products such as emulsions, plastics, coatings and resins. The permit is being amended to incorporate changes approved under the following plan approvals: Plan Approval 09-0015G to revise the limit for emissions of NO_x and CO from the regenerative thermal oxidizer; Plan Approval 09-0015H for the installation of a carbon adsorption system to replace the existing waste water treatment plant scrubber (Source C03).

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

18-00026: First Quality Products, Inc. (Clinton County Industrial Park, 121 North Road, McElhatten, PA 17748) on May 8, 2009, to incorporate, by means of administrative amendment, the conditions established in Plan Approval 18-315-002A, issued on July 3, 2007, for the construction of two adult brief machines (Lines 31 and 32) at the McElhatten facility located in Wayne Township, **Clinton County**.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Barbara Hatch, Facilities Permitting Chief, (412) 442-4174.

32-00059: Reliant Energy Northeast Management Co. (121 Champion Way, Canonsburg, PA 15317-5817) on May 7, 2009, for an administrative amendment to the Title V permit for Conemaugh Generating Station, in West Wheatfield Township, **Indiana County**, to update the facility's responsible official and telephone number

information, to clarify source testing requirements for Source No. 039 and No. 041 and to correct a typographical error regarding the performance of visible emissions monitoring for Source No. 039 and No. 041 whenever these sources are combusting fuel oil.

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

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

09-00088: Chicago Steel (80 Roebing Road, Fairless Hills, PA 19030-5000) on May 8, 2009, requested revocation of their non-Title V operating permit for the operation of a steel cleaning process and fume scrubber in Falls Township, **Bucks County**. This operating permit was revoked because of a permanent shutdown of operations at the facility.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). The final action on each application also constitutes action on the request for 401 Water Quality Certification and the NPDES permit application. Mining activity permits issued in response to the applications will also address the application permitting requirements of the following statutes: the Air Quality Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

Coal Permits Actions

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

Permit Number 33901602 and NPDES Permit Number PA0214604, AMFIRE Mining Company, LLC, (One Energy Place, Latrobe, PA 15650), to renew the permit for the Brockway Tipple in Snyder Township, **Jefferson County** and related NPDES permit. No additional discharges. Application received December 22, 2008. Permit issued May 5, 2009.

Permit Number 56911602 and NPDES Permit Number PA0214400, Berwind Coal Sales Company, (509 15th Street, Windber, PA 15963-1603), to renew the permit for the Huskin Run Tipple in Shade Township, **Somerset County** and related NPDES permit. No additional discharges. Application received December 9, 2008. Permit issued May 5, 2009.

Permit Number 10841302 and NPDES Permit Number PA0002780, ArcelorMittal Pristine Resources, Inc., (P. O. Box 36, 129 Bethlehem Road, Revloc, PA 15948), to renew the permit and related NPDES permit for reclamation only and to revise the permit for the Fawn Mine No. 91 in Clinton Township, **Butler County** to install an above-ground pipeline for

underground sludge disposal. Surface Acres Proposed 2.5. No additional discharges. Application received October 25, 2006. Permit issued May 8, 2009.

Permit Number 10841302 and NPDES Permit Number PA0002780, ArcelorMittal Pristine Resources, Inc., (P. O. Box 26, 129 Bethlehem Road, Revloc, PA 15948), to revise the permit for the Fawn Mine No. 91 in Clinton Township, **Butler County** and related NPDES permit to construct a water treatment plant for mine water discharge treatment and increase effluent limits to existing NPDES discharge. Surface Acres Proposed 5.9. Receiving stream: Lardintown Run, classified for the following use: TSF. Application received July 14, 2008. Permit issued May 8, 2009.

Permit Number 11841301 and NPDES Permit Number PA0001317, ArcelorMittal Pristine Resources, Inc., (P. O. Box 26, 129 Bethlehem Road, Revloc, PA 15948), to renew the permit for the Cambria Slope Mine No. 33 in Cambria, Allegheny, Munster, Portage, Summerhill and Croyle Townships, **Cambria County** and related NPDES permit for reclamation and water treatment. No additional discharges. Application received October 11, 2005. Permit issued May 8, 2009.

Permit Number 32831602 and NPDES Permit Number PA0214515, General Trade Corporation, (One 8th Street, Braddock, PA 15104), to renew the permit for The Central Preparation Plant in West Wheatfield Township, **Indiana County** and related NPDES permit. No additional discharges. Application received March 24, 2008. Permit issued May 8, 2009.

Permit Number 56071301 and NPDES Permit Number 0235814, RoxCOAL, Inc., (P. O. Box 149, Friedens, PA 15541), to operate the Horning Deep Mine in Stonycreek Township, **Somerset County** a new underground mine and related NPDES permit. Surface Acres Proposed 116.5, Underground Acres Proposed 2469.1, Subsidence Control Plan Acres Proposed 869.7. Receiving stream: UNT to Glades Creek, classified for the following use: WWF. Application received August 15, 2007. Permit issued May 8, 2009.

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

32813031 and NPDES No. PA0125547. Indiana Investments, Inc., 4469 McCreight Road, Shelocta, PA 15774, permit renewal for reclamation only of a bituminous surface and auger mine in Center Township, **Indiana County**, affecting 97.0 acres. Receiving streams: UNT to/and Tearing Run classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received December 26, 2008. Permit issued May 4, 2009.

11940102 and NPDES No. PA0212725. E. P. Bender Coal Company, Inc., P. O. Box 594, Main and Lehmier Streets, Carrolltown, PA 15722, permit renewal for reclamation only of a bituminous surface auger and coal refuse disposal mine in Reade Township, **Cambria County**, affecting 133 acres. Receiving streams: UNTs to/and Powell Run and UNT to Clearfield Creek classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received February 27, 2009. Permit issued May 4, 2009.

32930107 and NPDES No. PA0212687. TLH Coal Company, 4401 Pollock Road, Marion Center, PA 15759, permit renewal for reclamation only of a bituminous surface mine in Grant Township, **Indiana County**, affecting 93.3 acres. Receiving streams: UNTs to/and East Run classified for the following use: HQ-CWF. There are

no potable water supply intakes within 10 miles downstream. Application received March 9, 2009. Permit issued May 4, 2009.

32040101 and NPDES No. PA024958. Twin Brook Coal, Inc., P. O. Box 225, Clymer, PA 15728, permit renewal for reclamation only of a bituminous surface and auger mine in Green Township, **Indiana County**, affecting 41.0 acres. Receiving streams: UNT to Dixon Run classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received March 12, 2009. Permit issued May 4, 2009.

56663094 and NPDES No. PA0606031. Croner, Inc., P. O. Box 260, Friedens, PA 15541, permit renewal for reclamation only of a bituminous surface mine in Brothersvalley Township, **Somerset County**, affecting 182.0 acres. Receiving streams: UNTs to/and Blue Lick Creek classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received March 19, 2009. Permit issued May 4, 2009.

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

65030103 and NPDES Permit No. PA0250481. Sosko Coal Company, Inc. (716 Ruffsdale Alverton Road, Mt. Pleasant, PA 15666). Permit renewed for continued reclamation only of a bituminous surface mining site located in East Huntingdon Township, **Westmoreland County**, affecting 100 acres. Receiving streams: Stauffer Run and UNT to Stauffer Run. Application received February 13, 2009. Renewal issued May 4, 2009.

26890103 and NPDES Permit No. PA0591327. Durant Excavating Company (18 North Ross Street, Masontown, PA 15461). Permit renewed for continued operation and reclamation of a bituminous surface mining site located in Nicholson Township, **Fayette County**, affecting 32 acres. Receiving streams: UNTs to Cats Run to Monongahela River. Application received February 27, 2009. Renewal issued May 6, 2009.

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

17930117 and NPDES No. PA0219584. RES Coal, LLC (224 Grange Hall Road, P. O. Box 228, Armagh, PA 15849), revision of an existing bituminous surface mine to add auger mining in Goshen Township, **Clearfield County**, affecting 329.8 acres. Receiving stream: UNT to Surveyor Run, classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received January 23, 2009. Permit issued April 30, 2009.

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

54830107C. Selkirk Enterprises, Inc., (10 Gilberton, Road, Gilberton, PA 17934), correction to an existing anthracite surface mine operation to 4.99 acres to the permit for a total of 2,211.99 permitted acres, receiving stream: West Branch Schuylkill River. Application received October 17, 2008. Correction issued May 4, 2009.

Noncoal Permit Actions

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

64000301 and NPDES Permit No. PA0224073. Reading Materials, Inc., (P. O. Box 1467, Skippack, PA

19474), commencement, operation and restoration of a quarry operation and NPDES Permit for discharge of treated mine drainage in Lebanon Township, **Wayne County** affecting 178.7 acres, receiving stream: UNT to Big Brook. Application received March 24, 2000. Permit issued May 6, 2009.

06920301C3 and NPDES Permit No. PA0595641. Martin Stone Quarries, Inc., (P. O. Box 297, Bechtelsville, PA 19505), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Washington Township, **Berks County**, receiving stream: Swamp Creek and UNT to Swamp Creek. Application received March 25, 2009. Renewal issued May 8, 2009.

58092803. B.S. Quarries, Inc., (R. R. 3, Box 324A-1, Montrose, PA 18801), commencement, operation and restoration of a quarry operation in New Milford Township, **Susquehanna County** affecting 5.0 acres, receiving stream: none. Application received February 9, 2009. Permit issued May 8, 2009.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

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

Blasting Permits Actions

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

21094116. M & J Explosives, Inc., P. O. Box 608, Carlisle, PA 17013-0608, blasting activity permit issued for single dwelling development in North Middleton Township, **Cumberland County**. Blasting activity permit end date is April 30, 2010. Permit issued April 29, 2009.

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

02094003. City of Pittsburgh (200 Ross Street, Pittsburgh, PA 15219). Blasting activity permit for demolition of the Davis Avenue Bridge over Woods Run Avenue, located in the City of Pittsburgh, **Allegheny County**. The blasting is expected to take place on May 6, 2009. Blasting activity permit issued: May 5, 2009.

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

48094105. Hayduk Enterprises, Inc., (257 Riverside Drive, Factoryville, PA 18419), construction blasting for a hotel in Bethlehem Township, **Northampton County** with an expiration date of December 31, 2009. Permit issued May 5, 2009.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

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

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

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

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

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

Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and The Clean Streams Law (35 P. S. §§ 691.1—691.702) and Notice of Final Action for Certification under section 401 of the FWPCA (33 U.S.C.A. § 1341).

Permits, Environmental Assessments and 401 Water Quality Certifications Issued

WATER OBSTRUCTIONS AND ENCROACHMENTS

Northeast Regional Office: Watershed Management Program, 2 Public Square, Wilkes-Barre, PA 18711-0790.

E54-330. Department of Conservation and Natural Resources, 8th Floor, Rachel Carson State Office Building, P. O. Box 8551, Harrisburg, PA 17105-8551. Pine Grove Township, **Schuylkill County**, United States Army Corps of Engineers, Baltimore District.

To authorize the following water obstructions and encroachments associated with the Schuylkill County portion of Swatara State Park Trail Project:

1. (Swopes Valley Pedestrian Bridge) To construct and maintain a 12-foot wide, two span steel truss pedestrian bridge across Swatara Creek (CWF) having spans of 138 feet and 106 feet and an average underclearance of 15 feet. Riprap scour protection will be placed at the abutments and center pier. The bridge is located on Swopes Valley Road (T-390) at the intersection of Old State Road (T-635) (Pine Grove, PA Quadrangle Latitude: 40° 31' 25"; Longitude: 76° 28' 05") in Pine Grove Township, Schuylkill County.

2. (Mill Creek Pedestrian Bridge) To construct and maintain a single span steel truss pedestrian bridge across Mill Creek (CWF) having a span of 88 feet and an approximate underclearance of 15 feet. The bridge is located approximately 150 feet downstream of SR 0443 (Pine Grove, PA Quadrangle Latitude: 40° 31' 37"; Longitude: 76° 28' 04") in Pine Grove Township, Schuylkill County.

3. (Bear Hole Run Culvert Replacement) To remove the existing structure and to construct and maintain a road crossing of Bear Hole Run (CWF) consisting of two 7.5' by 4.5' elliptical reinforced concrete pipes with riprap aprons and concrete endwalls, the first pipe having a length of approximately 40 feet and the second pipe having a length of approximately 50 feet with the upstream end of the second shifted approximately 30 feet to the east to accept flow from a side channel. Both pipes are depressed 1-foot below streambed elevation. The road crossing is located on Old State Road (T-635) approximately 0.7 mile west of its intersection with Swopes Valley Road (T-390) (Pine Grove, PA Quadrangle Latitude: 40° 31' 18"; Longitude: 76° 28' 53") in Pine Grove Township, Schuylkill County.

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

E18-440. Lock Haven University, 301 West Church Street, Room 107, Lock Haven, PA 17745. Operation and Maintenance of Lusk Run Access Road, Lock Haven City, **Clinton County**, United States Army Corps of Engineers, Baltimore District (Lock Haven, PA Quadrangle Latitude: 41° 08' 36.6"; Longitude: 77° 28' 12.3").

The Department of Environmental Protection gives the applicant consent to operate and maintain an access road within the 100-year floodplain of Lusk Run for the operation of an existing stream enclosure. Construction of the existing access road was previously completed through GP 111807503. The project is located along the southwestern right-of-way of Susquehanna Avenue approximately 1,320-feet southeast of Hill Street and Susquehanna Avenue intersection. This permit was issued under section 105.13(e) "Small Projects."

E41-595. Chief Gathering, LLC, 6051 Wallace Road Extension, Suite 210, Wexford, PA 15090. Water Obstruction and Encroachment Joint Permit, in Mifflin and Watson Townships, **Lycoming County**, United States Army Corps of Engineers, Susquehanna River Basin District (Waterville, PA Quadrangle N: 41° 15' 59.5"; W: 77° 17' 22.3").

To construct and maintain a 1.22 mile natural gas pipeline to be located in eastern Watson and southwestern Mifflin Townships, Lycoming County, PA. The proposed pipeline extends generally east to west. There will be four impacts from the natural gas pipeline installation. The first impact of 0.025 acre will be an open cut and backfill of a UNT to the North Fork of Tombs Run. Three impacts will occur adjacent to SR 973. Directional boring will be utilized to avoid the impacts to the North Fork of Tombs Run, the wetland on the southwestern side of SR 973 and the UNT to the North Fork of Tombs Run, which flows through the wetland. Construction will involve clearing and grubbing a width of 60-feet the entire length of the pipeline. Approximate disturbance area of 8.83 acres is expected from this project. A 30-foot wide permanent right of way will be reserved for operation and maintenance of said pipeline. The project is located along SR 973, 4,800-feet southwest of the intersection of T-444,

Ridge Road and SR 973, (Waterville, PA Quadrangle N: 41° 15' 59.5"; W: 77° 17' 22.3") in Mifflin and Watson Townships, Lycoming County. This project proposes to have a minimal impact on Tombs Run, which is designated a HQ-CWF and minimal impact to jurisdictional wetlands.

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

E24-252, Jeffrey L. Buchheit, Elk County Freshwater Association, 10 Erie Avenue, Saint Marys, PA 15837. Ellithorpe Run Treatment System, in Highland Township, **Elk County**, United States Army Corps of Engineers, Pittsburgh District (James City, PA Quadrangle N: 41° 34' 55"; W: 78° 49' 8").

The applicant proposes to construct and maintain a passive water treatment system on a UNT to Ellithorpe Run situated approximately 2,000 feet upstream from its confluence with Ellithorpe Run (James City, PA Quadrangle N: 41° 34' 55"; W: 78° 49' 8"). The treatment system proposes to mitigate the impacts of acid deposition by alkaline addition. The applicant proposes to conduct the following activities associated with the construction of the passive water treatment system.

1. To install and maintain across the UNT to Ellithorpe Run a reinforced concrete dam having dimensions of 25 feet wide by 1 1/2 feet thick and having a maximum height of 2.95 feet.

2. To install and maintain an intake structure consisting of a screened pipe upstream of the dam to divert a portion of stream flow to the treatment system.

3. To install and maintain a passive water treatment system involving a combination aerobic limestone basin and anaerobic vertical flow wetland within 50 feet of the top of the western bank of the UNT to Ellithorpe Run.

4. To install and maintain a rock lined channel downstream of the treatment facility to return the treated flow to the UNT to Ellithorpe Run.

The UNT to Ellithorpe Run is a perennial stream classified as HQ-CWF.

E27-083, Department of Transportation, District 1-0, 255 Elm Street, Oil City, PA, SR 1003, Section B01 Lynch Bridge, in Howe Township, **Forest County**, United States Army Corps of Engineers, Pittsburgh District (Lynch, PA Quadrangle N: 41° 36' 06.3"; W: 79° 02' 58.6").

To remove the existing steel through truss bridge and to construct and maintain a steel girder bridge having two clear, normal spans of 97.5 feet and 96.2 feet and an underclearance of 12 feet across Tionesta Creek approximately 75 feet upstream of the existing bridge on SR 1003; Section B01, Segment 0110, Offset 2852 at its intersection with SR 0666.

EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control Permits have been issued.

Any person aggrieved by these actions may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. Chapter 5, Subchapter A (relating to practice and procedure of Commonwealth agencies), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with

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

If individuals want to challenge this action, their appeal must reach the Board within 30 days. Individuals do not need a lawyer to file an appeal with the Board. Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. If individuals cannot afford a lawyer, individuals may qualify for free pro bono representation. Call the Secretary to the Board (717) 787-3483 for more information.

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

<i>ESCP No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
ESCGP-1 5809802 (2)	Cabot Oil & Gas Corp. L. L. Tonkin 900 Lee Street East Huntington Square Charleston, WY 25301	Susquehanna	Springville and Dimock Townships	Meshoppen Creek CWF
<i>Northcentral Region: Water Management Program Manager, 208 West Third Street, Williamsport, PA 17701.</i>				
<i>ESCP No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
ESCGP-1 0809811-6	Fortuna Energy, Inc. 203 Colonial Drive Suite 101 Horseheads, NY 14845	Bradford	Troy Township	South Branch Sugar Creek TSF
ESCGP-1 4108806-1	Chief Oil & Gas, LLC 6051 Wallace Road Suite 210 Wexford, PA 15090	Lycoming	Penn Township	Sugar Run/Gregs Run CWF
ESCGP-1 5309801	Pennsylvania General Energy Company, LLC 120 Market Street Warren, PA 16365	Potter	Keating Township	Healey Hollow HQ-CWF Right Fork Reed Run HQ-CWF UNT to Brown Hollow HQ-CWF

SPECIAL NOTICES

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

**APPENDIX B
Notice for *Pennsylvania Bulletin***

Notice of Projects under the Environmental Good Samaritan Act

The Environmental Good Samaritan Act (27 Pa.C.S.A. §§ 8001—8114) provides certain protections and immunities from civil liability for landowners and persons who voluntarily undertake reclamation and abatement projects to address land and water adversely affected by mining or oil or gas extraction or exploration for natural resources and left in an unreclaimed condition or left discharging water pollution. For landowners and persons to qualify for immunity, the projects must be approved by the Department of Environmental Protection (Department).

The following project proposals have been received by the Department. A copy of the proposal is available for inspection at the Pottsville District Mining Office.

PROJECT PROPOSALS RECEIVED

EGS35001 US Army Reserve Proposed Military Construction Project, Marvin Property Business

Park Site, submitted by the US Army Corp of Engineers, Louisville District. The project is located in City of Scranton, **Lackawanna County**.

Written comments or objections may be submitted by any person or any office or head of any Federal, State or local Government Agency or Authority to the Department of Environmental Protection, District Mining Operations, Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2522 within 30 days of this publication.

Written comments or objections should contain the name, address and telephone number of the person submitting comments or objections; the proposal identification number and a statement of sufficient detail to inform the Department of the basis of the comment or objections and the relevant facts upon which it is based.

[Pa.B. Doc. No. 09-933. Filed for public inspection May 22, 2009, 9:00 a.m.]

Ambient Air Monitoring Network Plan for the City of Philadelphia; Available for Public Comment

Under 40 CFR Part 58 (relating to ambient air quality surveillance) requires State and local air pollution control

agencies to adopt and submit to the Environmental Protection Agency (EPA) Regional Administrator an Annual Monitoring Network Plan (AMNP) on July 1, 2009. The AMNP provides for the establishment and maintenance of an air quality surveillance system that consists of a network of monitoring stations. A proposed AMNP must be made available for public inspection for at least 30 days prior to submission to the EPA. The EPA will also provide an opportunity for review and comment prior to approving or disapproving a Monitoring Network Plan submitted by a State and local air pollution control agency.

Air Management Services (AMS) is the local air pollution control agency for the City of Philadelphia under the Department of Public Health. Philadelphia has an air monitoring network of ten air monitoring stations that house instruments that measure ambient levels of air pollutants. Included in this AMNP is the plan for an NCore multipollutant station in the network to start by January 1, 2011.

The proposed AMNP is available for public inspection on the City's web site at: www.phila.gov/health/units/ams/index.html and at the office of Air Management Services, 321 University Avenue, 2nd Floor, Philadelphia, PA 19104, during normal business hours. For further information, contact Henry Kim, Chief of Program Services at (215) 685-9439.

Written comments on the proposed AMNP should be sent to Henry Kim, Chief of Program Services, Air Management Services, 321 University Avenue, 2nd Floor, Philadelphia, PA 19104 or henry.kim@phila.gov. Only written comments will be accepted. Comments received by facsimile will not be accepted. Persons wishing to file comments on the proposed AMNP must submit comments by June 22, 2009.

JOHN HANGER,
Secretary

[Pa.B. Doc. No. 09-934. Filed for public inspection May 22, 2009, 9:00 a.m.]

Environmental Laboratory Accreditation Proficiency Test Study Requirements

In accordance with 25 Pa. Code § 252.501(a) (relating to proficiency test study requirements), the Department of Environmental Protection (Department) is providing the following list of new fields of accreditation (FOA) for which proficiency test (PT) studies are available. To obtain or maintain a field of accreditation (FOA), the Department requires that an environmental laboratory successfully participate in PT studies when available.

The following Fields of Proficiency Testing (FoPT) listing updates the previous listings published at 36 Pa.B. 2006 (December 30, 2006) and 39 Pa.B. 2009 (March 21, 2009). The new FoPT listings are effective immediately. Note that this listing of FoPTs includes additions to those previously printed on December 30, 2006, and March 21, 2009. Environmental laboratories seeking to maintain accreditation for a FOA that has been added to the tables by this notice must successfully complete a PT study for that analyte(s) by April 30, 2010. Environmental laboratories seeking accreditation for total Coliform presence/absence methods are now required to verify and report Fecal Coliform and E.coli separately. Environmental laboratories seeking initial accreditation or laboratories seek-

ing to add FOAs to their current Scope of Accreditation must successfully complete a PT study before accreditation is granted. Accredited environmental laboratories must successfully complete at least one PT study for each FOA, where available, once every 12 months to maintain accreditation. Additional information regarding the proficiency test study requirements is contained in 25 Pa. Code Chapter 252, Subchapter E (relating to proficiency test study requirements).

Updates to the following additions will be published in the *Pennsylvania Bulletin* as revisions are made. Questions concerning this notice, including the lists of proficiency testing currently available, should be directed to Aaren S. Alger, Department of Environmental Protection, Bureau of Laboratories, (717) 346-8212, aaalger@state.pa.us.

JOHN HANGER,
Secretary

Pennsylvania State (Chapter 252) Accreditation Fields of Proficiency Testing Drinking Water Effective May 1, 2009

<i>Matrix</i>	<i>Analyte</i>
	Microbiology
Drinking Water	Fecal Coliform (P/A)
Drinking Water	E.coli (P/A)

Pennsylvania State (Chapter 252) Accreditation Fields of Proficiency Testing Nonpotable Water Effective May 1, 2009

<i>Matrix</i>	<i>Organism/Technology</i>	<i>Endpoint/Analyte</i>
	Whole Effluent Toxicity Testing (WETT) Fathead minnow (Pimephales promelas)	
NPW	48-hr Acute, nonrenewal, 25° C, MHSF	LC50
NPW	48-hr Acute, nonrenewal, 25° C, 20% DMW	LC50
NPW	7-day Chronic, daily renewal, MHSF	NOEC Survival
NPW	7-day Chronic, daily renewal, MHSF	IC25 (ON) Growth
NPW	7-day Chronic, daily renewal, MHSF	NOEC (ON) Growth
NPW	7-day Chronic, daily renewal, 20% DMW	NOEC Survival
NPW	7-day Chronic, daily renewal, 20% DMW	IC25 (ON) Growth
NPW	7-day Chronic, daily renewal, 20% DMW	NOEC (ON) Growth
	Ceriodaphnia dubia	
NPW	48-hr Acute, renewal, 25° C, MHSF	LC50
NPW	48-hr Acute, renewal, 25° C, 20% DMW	LC50
NPW	7-day Chronic, daily renewal, MHSF	NOEC Survival

<i>Matrix</i>	<i>Organism/Technology</i>	<i>Endpoint/Analyte</i>
NPW	7-day Chronic, daily renewal, MHSF	IC25 Reproduction
NPW	7-day Chronic, daily renewal, MHSF	NOEC Reproduction
NPW	7-day Chronic, daily renewal, 20% DMW	NOEC Survival
NPW	7-day Chronic, daily renewal, 20% DMW	IC25 Reproduction
NPW	7-day Chronic, daily renewal, 20% DMW	NOEC Reproduction

Daphnia magna

NPW	48-hr Acute, nonrenewal, 25° C, MHSF	LC50
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Daphnia pulex

NPW	48-hr Acute, nonrenewal, 25° C, MHSF	LC50
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Mysid (Mysidopsis bahia, Americamysis bahia)

NPW	48-hr Acute, nonrenewal, 25° C, 40-fath SW	LC50
NPW	7-day Chronic, daily renewal, 40-fath SW	NOEC Survival
NPW	7-day Chronic, daily renewal, 40-fath SW	IC25 (ON) Growth
NPW	7-day Chronic, daily renewal, 40-fath SW	NOEC (ON) Growth

Inland silverside (Menidia beryllina)

NPW	48-hr Acute, nonrenewal, 25° C, 40-fath SW	LC50
NPW	7-day Chronic, daily renewal, 40-fath SW	NOEC Survival
NPW	7-day Chronic, daily renewal, 40-fath SW	IC25 (ON) Growth
NPW	7-day Chronic, daily renewal, 40-fath SW	NOEC (ON) Growth

Sheepshead minnow (Cyprinodon variegatus)

NPW	48-hr Acute, nonrenewal, 25° C, 40-fath SW	LC50
NPW	7-day Chronic, daily renewal, 40-fath SW	NOEC Survival
NPW	7-day Chronic, daily renewal, 40-fath SW	IC25 (ON) Growth
NPW	7-day Chronic, daily renewal, 40-fath SW	NOEC (ON) Growth

[Pa.B. Doc. No. 09-935. Filed for public inspection May 22, 2009, 9:00 a.m.]

Extension of Pennsylvania NPDES General Permit for Stormwater Discharges Associated With Construction (PAG-2)

Under the authority of The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and sections 1905-A, 1917-A and 1920-A of The Administrative Code of 1929 (71 P. S. §§ 510-5, 510-17 and 510-20), the Department of Environmental Protection (Department) is, by this notice, extending for 6 months the availability of the current National Pollutant Discharge Elimination System (NPDES) General Permit for Stormwater Discharges Associated With Construction Activities (PAG-2, 2002 amendment). The current PAG-2 permit is scheduled to expire at midnight June 7, 2009. The extension will be effective on June 8, 2009, and expires at midnight December 7, 2009, unless rescinded by the Department at an earlier date. The Department is extending the availability of this permit to adequately complete preparation of the renewal of PAG-2.

The existing PAG-2 permit documents will continue to be available from the Department's regional offices and local county conservation districts until they are replaced or updated. In addition, the permit documents are on file at the Department of Environmental Protection, Bureau of Watershed Management, 10th Floor, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101. This package is also available on the Department's web site.

The permit documents can also be obtained by contacting Barbara Beshore at bbeshore@state.pa.us or at (717) 772-5961. Persons with a disability may use the Pennsylvania AT&T Relay Service, (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

JOHN HANGER,
Secretary

[Pa.B. Doc. No. 09-936. Filed for public inspection May 22, 2009, 9:00 a.m.]

Laboratory Accreditation Advisory Committee; Meeting Cancellation

The Laboratory Accreditation Advisory Committee meeting scheduled for Thursday, June 11, 2009, has been cancelled.

The next regularly scheduled meeting will be held on September 10, 2009, in Room 206 of the Bureau of Laboratories Building, 2575 Interstate Drive, Harrisburg, PA 17105-1467. The agenda and meeting materials will be available through the Public Participation Center on the Department of Environmental Protection's web site at <http://www.dep.state.pa.us>.

Questions concerning this meeting cancellation can be directed to Aaren S. Alger at (717) 346-8212 or aaalger@state.pa.us.

JOHN HANGER,
Secretary

[Pa.B. Doc. No. 09-937. Filed for public inspection May 22, 2009, 9:00 a.m.]

Pennsylvania's Climate Change Advisory Committee

The Department of Environmental Protection (Department) announces the following meetings of Pennsylvania's Climate Change Advisory Committee (Committee):

Monday, June 29, 2009, from 10 a.m. to 3 p.m.

Friday, July 17, 2009, from 10 a.m. to 3 p.m.

The Committee meeting will be held in Room 105 of the Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17105. The public may participate by attending the meeting or by first dialing (800) 704-9804 and then entering access code 677 722 44# for connection to the conference call.

The Committee is required by the Pennsylvania Climate Change Act (71 P.S. §§ 1361.1—1361.8) for purposes of advising the Department on implementation of the act. These activities include, but are not limited to designating a voluntary greenhouse gas registry, delivering a greenhouse gas inventory report, creating an impacts assessment and developing a climate change action plan.

Questions concerning this meeting should be directed to Kim Hoover, Office of Energy and Technology Deployment, P. O. Box 8772, Harrisburg, PA 17105-8772, (717) 772-5161, khoover@state.pa.us

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Kim Hoover at (717) 772-5161 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

JOHN HANGER,
Secretary

[Pa.B. Doc. No. 09-938. Filed for public inspection May 22, 2009, 9:00 a.m.]

DEPARTMENT OF HEALTH

Application of Abington Memorial Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Abington Memorial Hospital has requested an exception to the requirements of 28 Pa. Code § 51.6 (relating to identification of personnel).

The request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

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

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation

to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-939. Filed for public inspection May 22, 2009, 9:00 a.m.]

Application of Alle-Kiski Medical Center—Allegheny Valley Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Alle-Kiski Medical Center—Allegheny Valley Hospital has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standard contained in this publication: 2.4.3.2.1 (relating to daily living unit).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120 (717) 783-8980, fax (717) 772-2163, ra-paexcept@state.pa.us.

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

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980 for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-940. Filed for public inspection May 22, 2009, 9:00 a.m.]

Application of Brandywine Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Brandywine Hospital has requested an exception to the requirements of 28 Pa. Code § 123.25 (relating to regulations for control of anesthetic explosion hazards).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

The facility is requesting a waiver of the comment period, as set forth in 28 Pa. Code § 51.33(c).

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-941. Filed for public inspection May 22, 2009, 9:00 a.m.]

Application of Conyngham Valley Surgicenter for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Conyngham Valley Surgicenter has requested an exception to the requirements of 28 Pa. Code § 551.3 (relating to definitions).

The request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

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

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-942. Filed for public inspection May 22, 2009, 9:00 a.m.]

Application of DuBois Regional Medical Center—Brookville Family Medical Practice for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that DuBois Regional Medical Center—Brookville Family Medical Practice has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: 3.1-5.2.11 (relating to corridor width) and 3.1-2.1.1.1.1(1) (relating to minimum floor area).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@state.pa.us.

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

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980 for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-943. Filed for public inspection May 22, 2009, 9:00 a.m.]

Application of DuBois Regional Medical Center—Charles Medical Center, Suite C for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that DuBois Regional Medical Center—Charles Medical Center, Suite C has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: 3.1-5.2.11 (relating to corridor width) and 3.1-2.1.1.1.1(1) (relating to minimum floor area).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@state.pa.us.

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

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980 for speech and/or

hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-944. Filed for public inspection May 22, 2009, 9:00 a.m.]

Application for Exception to 28 Pa. Code § 127.32

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that the following facilities have requested an exception to the requirements of 28 Pa. Code § 127.32 (relating to written orders):

Bryn Mawr Hospital
Jeanes Hospital
Lankenau Hospital
Lewistown Hospital
Paoli Hospital
Penn Presbyterian Medical Center
Sunbury Community Hospital
Susquehanna Health

These requests are on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

These facilities are requesting a waiver of the comment period, as set forth in 28 Pa. Code § 51.33(c).

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-945. Filed for public inspection May 22, 2009, 9:00 a.m.]

Application of Geisinger Medical Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Geisinger Medical Center has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: 5.3.2.5, 2.5.1.1 and 2.5.1.2 (relating to patient change areas in the endoscopy suite).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@state.pa.us.

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

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980 for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-946. Filed for public inspection May 22, 2009, 9:00 a.m.]

Application of Muncy Valley Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Muncy Valley Hospital has requested an exception to the requirements of 28 Pa. Code § 107.2 (relating to medical staff membership).

The request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

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

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-947. Filed for public inspection May 22, 2009, 9:00 a.m.]

Application of Sunbury Community Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Sunbury Community Hospital has requested an exception to the requirements of 28 Pa. Code § 123.25(2) (relating to regulations for control of anesthetic explosion hazards).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

The facility is requesting a waiver of the comment period, as set forth in 28 Pa. Code § 51.33(c).

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-948. Filed for public inspection May 22, 2009, 9:00 a.m.]

Application of Surgery Center of Allentown for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Surgery Center of Allentown has requested an exception to the requirements of 28 Pa. Code § 551.21(d) (relating to criteria for ambulatory surgery).

The request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

The facility is requesting a waiver of the comment period, as set forth in 28 Pa. Code § 51.33(c).

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-949. Filed for public inspection May 22, 2009, 9:00 a.m.]

Application of Susquehanna Endoscopy Center, LLC for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Susquehanna Endoscopy Center, LLC has requested an exception to the requirements of 28 Pa. Code § 551.3 (relating to definitions).

The request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and

Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

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

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-950. Filed for public inspection May 22, 2009, 9:00 a.m.]

Application of Temple University Hospital—Episcopal Campus for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Temple University Hospital—Episcopal Campus has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: 10.1.4 (relating to vacuum, oxygen and air outlets in Fast Track area).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@state.pa.us.

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

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980 for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-951. Filed for public inspection May 22, 2009, 9:00 a.m.]

Application of University of Pennsylvania/Penn Radiation Oncology at Doylestown for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that University of Pennsylvania/Penn Radiation Oncology at Doylestown has requested an exception to the requirements of 28 Pa. Code § 101.31 (relating to hospital requirements).

The request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

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

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

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-952. Filed for public inspection May 22, 2009, 9:00 a.m.]

Application of Wellspan Surgical Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Wellspan Surgical Center has requested an exception to the requirements of 28 Pa. Code § 551.21(d) (relating to criteria for ambulatory surgery).

The request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

The facility is requesting a waiver of the comment period, as set forth in 28 Pa. Code § 51.33(c).

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-953. Filed for public inspection May 22, 2009, 9:00 a.m.]

Application of Wellspan Surgical Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Wellspan Surgical Center has requested an exception to the requirements of 28 Pa. Code § 569.35 (relating to general safety precautions).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

The facility is requesting a waiver of the comment period, as set forth in 28 Pa. Code § 51.33(c).

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-954. Filed for public inspection May 22, 2009, 9:00 a.m.]

Application of West Shore Surgery Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that West Shore Surgery Center has requested an exception to the requirements of 28 Pa. Code § 551.21(d) (relating to criteria for ambulatory surgery).

The request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, paexcept@health.state.pa.us.

The facility is requesting a waiver of the comment period, as set forth in 28 Pa. Code § 51.33(c).

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers or for speech and/or hearing impaired persons V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984.

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-955. Filed for public inspection May 22, 2009, 9:00 a.m.]

Decisions on Requests for Exceptions to Health Care Facility Regulations

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), effective June 6, 1998, the Department of Health (Department) has published in the *Pennsylvania Bulletin* all requests by entities licensed under the Health Care Facilities Act (35 P. S. §§ 448.101—448.904b), for exceptions to regulations contained in 28 Pa. Code Part IV, Subparts B—G.

Section 51.33(d) provides that the Department will publish notice of all approved exceptions on a periodic basis. The Department has determined that it will publish notice of all exceptions, both approved and denied. The following list contains the decisions made on exception requests published in the *Pennsylvania Bulletin* from January 2009 through March 2009. Future publications of decisions on exception requests will appear on a quarterly basis.

Requests for additional information on the exception requests and the Department's decision should be made to the relevant division of the Department. Inquiries regarding hospitals and ambulatory surgical facilities shall be addressed to the Division of Acute and Ambulatory Care, Joanne Salsgiver, Acting Director, Room 532, Health and Welfare Building, Harrisburg, PA 17120. Inquiries regarding long-term care facilities shall be addressed to the Division of Nursing Care Facilities, William Bordner, Director, Room 528, Health and Welfare Building, Harrisburg, PA 17120. Persons requiring special assistance for speech and/or hearing impairment should call V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

Hospitals

<i>Facility Name</i>	<i>Regulation</i>	<i>Relating to</i>	<i>Request Published</i>	<i>Decision</i>
Chambersburg Hospital	28 Pa. Code § 51.6(c)	staff identification	12/13/08	granted
Waynesboro Hospital	28 Pa. Code § 51.6	staff identification	03/07/09	granted
Butler Memorial Hospital	28 Pa. Code § 51.23	PET scanning services	03/07/09	denied
Easton Hospital	28 Pa. Code § 51.23	PET scanning services	02/14/09	granted
Gettysburg Hospital	28 Pa. Code § 51.23	PET scanning services	02/21/09	granted
Lewistown Hospital	28 Pa. Code § 101.31	hospital requirements	01/24/09	granted
The Children's Institute	28 Pa. Code § 101.31	hospital requirements	02/14/09	denied
Evangelical Community Hospital	28 Pa. Code § 101.172	patient limits	02/14/09	denied
HealthSouth Regional Specialty Hospital	28 Pa. Code § 103.31	CEO	12/13/08	granted for 3 months
Robert Packer Hospital	28 Pa. Code § 107.2	medical staff	12/20/08	not necessary
Penn State Hershey Rehabilitation Hospital	28 Pa. Code § 107.26	tissue committee	02/14/09	granted
Select Specialty Hospital Johnstown	28 Pa. Code § 107.26	tissue committee	12/03/08	granted
Southwest Regional Medical Center	28 Pa. Code § 107.26	tissue committee	02/14/09	granted
Southwest Regional Medical Center	28 Pa. Code § 107.32	meetings and attendance	01/24/09	granted
St. Mary Medical Center	28 Pa. Code § 107.32	medical staff meetings		denied
Elk Regional Hlth Center	28 Pa. Code § 107.62	oral orders	01/31/09	granted/denied in part
West Penn Allegheny Health System—Allegheny Gen Hospital	28 Pa. Code § 115.25	infant footprints	03/21/09	granted
Canonsburg General Hospital	28 Pa. Code § 123.25	explosion hazards	12/20/08	granted
Charles Cole Memorial Hospital	28 Pa. Code § 123.25	explosion hazards	04/25/09	granted
Lancaster Regional Medical Center	28 Pa. Code § 123.25	explosion hazards	03/14/09	granted
Mercy Hospital Scranton	28 Pa. Code § 123.25	explosion hazards	03/07/09	granted
Southwest Regional Medical Center	28 Pa. Code § 123.25	explosion hazards	12/13/08	granted
Washington Hospital	28 Pa. Code § 123.25	explosion hazards	11/29/08	granted
Westfield Medical Center	28 Pa. Code § 123.25	explosion hazards	04/25/09	granted
ACMH Hospital	28 Pa. Code § 127.32	written orders	12/13/08	granted
Altoona Regional Health System	28 Pa. Code § 127.32	written orders	02/21/09	granted
Brookville Hospital	28 Pa. Code § 127.32	written orders	12/13/08	granted

<i>Facility Name</i>	<i>Regulation</i>	<i>Relating to</i>	<i>Request Published</i>	<i>Decision</i>
Chambersburg Hospital	28 Pa. Code § 127.32	written orders	03/28/09	granted
Children's Hospital of Pittsburgh of UPMC	28 Pa. Code § 127.32	written orders	12/20/08	granted
Doylestown Hospital	28 Pa. Code § 127.32	written orders	02/14/09	granted
Easton Hospital	28 Pa. Code § 127.32	written orders	04/25/09	granted
Edgewood Surgical Hospital	28 Pa. Code § 127.32	written orders	04/25/09	granted
Elk Regional Health Center	28 Pa. Code § 127.32	written orders	12/20/08	granted
Excelsa Frick Hospital	28 Pa. Code § 127.32	written orders	03/07/09	granted
Excelsa Latrobe Hospital	28 Pa. Code § 127.32	written orders	03/07/09	granted
Fulton County Medical Center	28 Pa. Code § 127.32	written orders	04/25/09	granted
Gettysburg Hospital	28 Pa. Code § 127.32	written orders	03/21/09	granted
Grand View Hospital	28 Pa. Code § 127.32	written orders	04/25/09	granted
Hamot Medical Center	28 Pa. Code § 127.32	written orders	02/21/09	granted
Heart of Lancaster Regional Medical Center	28 Pa. Code § 127.32	written orders	02/14/09	granted
Heritage Valley Beaver	28 Pa. Code § 127.32	written orders	01/24/09	granted
Heritage Valley Sewickley	28 Pa. Code § 127.32	written orders	01/24/09	granted
Holy Redeemer Hospital and Medical Center	28 Pa. Code § 127.32	written orders	02/14/09	granted
Holy Spirit Hospital	28 Pa. Code § 127.32	written orders	01/24/09	granted
JC Blair Memorial Hospital	28 Pa. Code § 127.32	written orders	02/21/09	granted
Jennersville Regional Hospital	28 Pa. Code § 127.32	written orders	03/28/09	granted
Lancaster General Hospital	28 Pa. Code § 127.32	written orders	04/25/09	granted
Lancaster Regional Medical Center	28 Pa. Code § 127.32	written orders	02/17/09	granted
Lehigh Valley Hospital and Lehigh Valley Hospital Muhlenberg	28 Pa. Code § 127.32	written orders	04/25/09	granted
Magee-Womens Hospital	28 Pa. Code § 127.32	written orders	02/14/09	granted
Marian Community Hospital	28 Pa. Code § 127.32	written orders	01/24/09	granted
Memorial Hospital—York	28 Pa. Code § 127.32	written orders	03/28/09	granted
Mercy Fitzgerald Hospital	28 Pa. Code § 127.32	written orders	04/25/09	granted
Mercy Hospital Scranton	28 Pa. Code § 127.32	written orders	02/21/09	granted
Mercy Philadelphia Hospital	28 Pa. Code § 127.32	written orders	04/25/09	granted
Mercy Suburban Hospital	28 Pa. Code § 127.32	written orders	02/14/09	granted
Millcreek Community Hospital	28 Pa. Code § 127.32	written orders	02/21/09	granted
Miners Medical Center	28 Pa. Code § 127.32	written orders	12/13/08	granted
Monongahela Valley Hospital, Inc.	28 Pa. Code § 127.32	written orders	03/21/09	granted
Montrose General Hospital	28 Pa. Code § 127.32	written orders	04/25/09	granted
Mount Nittany Medical Center	28 Pa. Code § 127.32	written orders	12/20/08	granted
Penn State Milton S. Hershey Medical Center	28 Pa. Code § 127.32	written orders	03/14/09	granted
Pinnacle Health	28 Pa. Code § 127.32	written orders	12/13/08	granted
Pottstown Memorial Medical Center	28 Pa. Code § 127.32	written orders	04/25/09	granted
Robert Packer Hospital	28 Pa. Code § 127.32	written orders	03/21/09	granted
Roxborough Memorial Hospital	28 Pa. Code § 127.32	written orders	03/28/09	granted
St. Christopher's Hospital for Children	28 Pa. Code § 127.32	written orders	12/13/08	granted

<i>Facility Name</i>	<i>Regulation</i>	<i>Relating to</i>	<i>Request Published</i>	<i>Decision</i>
Saint Vincent Health Center	28 Pa. Code § 127.32	written orders	03/28/09	granted
St. Mary Medical Center	28 Pa. Code § 127.32	written orders	04/25/09	granted
The Bloomsburg Hospital	28 Pa. Code § 127.32	written orders	04/25/09	granted
The Ellwood City Hospital	28 Pa. Code § 127.32	written orders	03/14/09	granted
The Washington Hospital	28 Pa. Code § 127.32	written orders	03/28/09	granted
UPMC Bedford	28 Pa. Code § 127.32	written orders	02/21/09	granted
UPMC Braddock	28 Pa. Code § 127.32	written orders	02/21/09	granted
UPMC Mercy	28 Pa. Code § 127.32	written orders	04/25/09	granted
UPMC Northwest	28 Pa. Code § 127.32	written orders	12/13/08	granted
UPMC Presbyterian Shadyside	28 Pa. Code § 127.32	written orders	12/13/08	granted
UPMC South Side	28 Pa. Code § 127.32	written orders	04/25/09	granted
UPMC St. Margaret	28 Pa. Code § 127.32	written orders	02/21/09	granted
Warren General Hospital	28 Pa. Code § 127.32	written orders	12/20/08	granted
Waynesboro Hospital	28 Pa. Code § 127.32	written orders	03/28/09	granted
West Penn Allegheny Health System—Allegheny General Hospital	28 Pa. Code § 127.32	written orders	03/21/09	granted
York Hospital	28 Pa. Code § 127.32	written orders	03/28/09	granted
Jersey Shore Hospital	28 Pa. Code § 131.22	treatment orders	12/20/08	granted
Bucktail Medical Center	28 Pa. Code § 131.22	treatment orders	12/20/08	granted
Soldiers & Sailors Memorial Hospital	28 Pa. Code § 137.12(d)	delivery suite	03/14/09	granted
Meadville Medical Center	28 Pa. Code § 138.15	high risk cardiac	02/21/09	granted w/conditions
Uniontown Hospital	28 Pa. Code §§ 138.15 & 138.18(b)	high risk cardiac	02/21/09	granted
Excelsa Health Westmoreland Hospital	28 Pa. Code § 138.18	EPS Studies		granted after reconsideration
Waynesboro Hospital	28 Pa. Code § 143.4 & 143.7	podiatric patients	02/14/09	denied
Altoona Regional Health System	28 Pa. Code § 153.1	2.1.1.4 (desk), 2.2.1	11/15/08	withdrawn
DuBois Regional Medical Center—Brookville Hospital Campus	28 Pa. Code § 153.1	3.1-5.2.1.1 (corridor width)	12/20/08	granted
DuBois Regional Medical Center—Charles Medical Center	28 Pa. Code § 153.1	3.1-5.2.1.1 (corridor width)	12/20/08	granted
Elk Regional Health Center	28 Pa. Code § 153.1	3.1, 2.1.3.1 (space requirements)	03/28/09	granted
Elk Regional Health Center	28 Pa. Code § 153.1	3.1-2.1.7.5 (soiled workroom)	03/28/09	not necessary
Hospital of the University of Pennsylvania	28 Pa. Code § 153.1	2.1-3.4.2.1(1)	12/20/08	granted
Main Line Surgery	28 Pa. Code § 153.1	2.4.2 stepdown recovery	03/28/09	granted
Pinnacle Health @ Harrisburg Hospital	28 Pa. Code § 153.1	2.1-5.3.2.4 clearance	01/10/09	granted
Southwest Regional Medical Center	28 Pa. Code § 153.1	2.3-2.2.1.1	03/14/09	granted
Southwest Regional Medical Center	28 Pa. Code § 153.1	3.1.1.5 handwashing	02/21/09	granted
St. Luke's Hospital	28 Pa. Code § 153.1	2.1-10.3 electrical		denied
St. Luke's Quakertown Hospital	28 Pa. Code § 153.1	2.1-10.3 (NFPA 70)		denied
Center for Cosmetic Surgery PC, d/b/a The Skin Center	28 Pa. Code § 153.1	3.7-5.2.1.1 (corridor width)	11/22/08	granted

<i>Facility Name</i>	<i>Regulation</i>	<i>Relating to</i>	<i>Request Published</i>	<i>Decision</i>
The Children's Hospital of Philadelphia	28 Pa. Code § 153.1	7.2.A5 toilet room doors	03/14/09	denied
The Western Pennsylvania Hospital	28 Pa. Code § 153.1	2.1.2.1(2) (clearances)	02/21/09	granted
Thomas Jefferson University	28 Pa. Code § 153.1	3.2.2.4(3) borne infection	03/14/09	denied
Trevoze Specialty Care Surgical Center	28 Pa. Code § 153.1	3.7-2.4.1.1(2) PACU	10/18/08	granted in part/not necessary
UPMC Braddock	28 Pa. Code § 153.1	10.1.4.2 vacuum	03/21/09	not necessary
UPMC Mercy Hospital	28 Pa. Code § 153.1	2.1-3.1.1.1(1)	10/18/08	granted in part/not necessary
UPMC Presbyterian Shadyside	28 Pa. Code § 153.1	2.1.2.1 (space requirements)	02/21/09	granted
UPMC Presbyterian Shadyside	28 Pa. Code § 153.1	2.1-5.5.4.2	02/21/09	granted
West Penn Allegheny Health System The Western Pennsylvania Hospital	28 Pa. Code § 153.1	2.4-2.1.1.2.(1)	03/21/09	granted
Ambulatory Surgical Facilities				
Bethlehem Endoscopy Center	28 Pa. Code § 551.3	definitions	02/14/09	granted
Brandywine Valley Endoscopy Center	28 Pa. Code § 551.3	definitions	12/20/08	granted
Saint Vincent Endoscopy Center, LLC	28 Pa. Code § 551.3	definitions	02/21/09	denied
SAM Surgery Center	28 Pa. Code § 551.3	definitions	02/14/09	denied
The Pain & Surgical Center of Langhorne	28 Pa. Code § 551.3	definitions	02/21/09	denied
The PMA Gastroenterology Center	28 Pa. Code § 551.3	definitions	03/14/09	granted
Blue Bell Ambulatory Surgery Center	28 Pa. Code § 551.21	criteria for ambulatory surgery	03/28/09	granted
Center for Specialized Surgery	28 Pa. Code § 551.21	criteria for ambulatory surgery	12/01/07	granted subject to terms
Lackawanna Surgery Center	28 Pa. Code § 551.21	criteria for ambulatory surgery	12/13/08	granted
Lee Ambulatory Surgery Facility	28 Pa. Code § 551.21	criteria for ambulatory surgery	12/20/08	denied
Mount Nittany Surgical Center	28 Pa. Code § 551.21	criteria for ambulatory surgery	03/07/09	granted
Northwood Surgery Center	28 Pa. Code § 551.21	criteria for ambulatory surgery	03/28/09	denied
Physicians Surgery Center Lancaster Regional	28 Pa. Code § 551.21	criteria for ambulatory surgery	04/19/08	granted
Surgical Specialty Center	28 Pa. Code § 551.21	criteria for ambulatory surgery	03/21/09	denied
Surgery Center at Limerick	28 Pa. Code § 551.22	criteria for ambulatory surgery	02/14/09	denied
UPMC Mercy SouthSide Surgery Center	28 Pa. Code § 553.1, 555.2; 555.3	principle, medical staff	03/28/09	granted
Warminster Surgical Center	28 Pa. Code § 553.31	administrative responsibilities	01/24/09	granted
SAM Surgery Center	28 Pa. Code § 555.31	principle	02/14/09	denied
Ambulatory Surgery Center of Pennsylvania Hospital	28 Pa. Code § 569.35	general safety precautions	04/25/09	granted
Geisinger Endoscopy & Surgery Center	28 Pa. Code § 569.35	general safety precautions	02/21/09	granted

<i>Facility Name</i>	<i>Regulation</i>	<i>Relating to</i>	<i>Request Published</i>	<i>Decision</i>
Holy Redeemer Ambulatory Surgery Center	28 Pa. Code § 569.35	general safety precautions	10/04/08	granted
Warminster Surgical Center	28 Pa. Code § 569.35	general safety precautions	12/20/08	granted
Westfield Surgery Center	28 Pa. Code § 569.35	general safety precautions	02/14/09	granted
Carlisle Outpatient Surgery Center	28 Pa. Code § 569.35	general safety precautions	03/28/09	granted
St. Christopher Hospital for Children	28 Pa. Code § 569.35	general safety precautions	01/24/09	granted
Surgery Center of Lancaster	28 Pa. Code § 569.35	general safety precautions	01/24/09	granted
UOC Surgical Services	28 Pa. Code § 569.35	general safety precautions	04/25/09	granted
Carlisle Outpatient Surgery Center	28 Pa. Code § 571.1	3.7-5.2.2.2 ceiling finishes	03/28/09	not necessary
Mahoning Valley Ambulatory Surgery Center	28 Pa. Code § 571.1	3.7-A2.3.3	02/14/09	granted
Susquehanna Endoscopy Center	28 Pa. Code § 571.1	3.9.2.2	12/13/08	not necessary
Nursing Care Facilities				
Neshaminy Manor Home	28 Pa. Code § 201.3	definitions	12/06/08	granted
Jefferson Manor Health Center	28 Pa. Code § 201.3	definitions	01/03/09	granted
Presbyterian Home of Greater Johnstown	28 Pa. Code § 201.3	definitions	01/17/09	granted
UPMC McKeesport Long-Term Care Facility	28 Pa. Code § 201.18	management	01/31/09	granted
Progressive Care Center at Braddock	28 Pa. Code § 201.18	management	01/31/09	granted
Renaissance Gardens at Maris Grove	28 Pa. Code § 201.18	management	02/21/09	temp. granted
Harrison Senior Living of Christiana	28 Pa. Code § 205.6(a)	function of building	12/06/08	granted
Wyncote Church Home	28 Pa. Code § 205.6	function of building	02/21/09	granted
Renaissance Gardens at Maris Grove	28 Pa. Code § 205.6	function of building	02/21/09	granted
Rest Haven—York	28 Pa. Code § 205.9	corridors	09/27/08	granted
St. Joseph's Manor	28 Pa. Code § 205.19	windows & windowsills	02/21/09	granted
Manorcare Health Services Lancaster	28 Pa. Code § 205.25	kitchen	11/01/08	granted
Kindred Hospital Pittsburgh North Shore	28 Pa. Code § 205.27	lounge and recreation rooms	02/21/09	granted
Millcreek Comm Hospital Transitional Care Unit	28 Pa. Code § 205.36	bathing facilities	11/22/08	granted
St. Joseph's Manor	28 Pa. Code § 205.36	bathing facilities	02/21/09	granted
Longwood at Oakmont Health Care Center	28 Pa. Code § 205.67	electric requirements	12/20/08	granted
Village Vista Manor	28 Pa. Code § 205.67	electric requirements	01/03/09	granted
Longwood at Oakmont Health Care Center	28 Pa. Code § 205.67	electrical requirements	01/03/09	granted
Kepler Home, Inc.	28 Pa. Code § 211.12(f)(1)	nursing services	08/23/08	temp. granted

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-956. Filed for public inspection May 22, 2009, 9:00 a.m.]

Long-Term Care Nursing Facilities; Requests for Exception

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

Messiah Village
100 Mount Allen Drive
Mechanicsburg, PA 17055

The following long-term care nursing facility is seeking an exception to 28 Pa. Code §§ 205.6(a) and 205.26(e) (relating to function of building; and laundry).

Coldstream Crossing
3000 Balfour
Phoenixville, PA 19460
FAC ID 21760201

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

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

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

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

EVERETTE JAMES,
Secretary

[Pa.B. Doc. No. 09-957. Filed for public inspection May 22, 2009, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

Federal Poverty Income Guidelines for 2009

The Department of Public Welfare (Department) announces the implementation in this Commonwealth of the 2009 Federal Poverty Income Guidelines (FPIGs) which were issued by the Department of Health and Human Services and published at 74 FR 4199 (January 23, 2009).

The FPIGs are the basis for the income eligibility limits for several categories of Medicaid whose regulations are published in 55 Pa. Code (relating to public welfare) and administered by the Department. These categories include Healthy Beginnings for Pregnant Women and Qualified Children (55 Pa. Code Chapter 140, Subchapter A (relating to the categorically needy healthy beginnings program for pregnant women and qualified children)), Healthy Horizons for the Elderly and Disabled (55 Pa. Code Chapter 140, Subchapter B (relating to eligibility provisions for the healthy horizons program for the elderly/disabled)) and Extended Medical Coverage under the Categorically Needy TANF-Related Categories (55 Pa. Code Chapter 140, Subchapter C (relating to eligibility provisions for EMC under the categorically needy program for TANF-related categories)).

The percentages for the Medicaid categories of Healthy Beginnings and Healthy Horizons are set forth as follows:

These percentages apply as follows:

Healthy Beginnings—

- a. 185% for pregnant women and infants up to 1 year of age.
- b. 133% for children age 1—5 years of age.
- c. 100% for children age 6 and older.

Healthy Horizons—

- a. 100% for persons eligible for the categorically needy, Medicare Buy-In, and Medicare cost-sharing benefits.
- b. 120% for persons eligible for the Specified Low-Income Medicare Beneficiaries.
- c. 135% for persons eligible for the Qualifying Individuals Beneficiaries benefits.

Persons	100% of FPIG		120% of FPIG		133% of FPIG		135% of FPIG	
	Month	Annual	Month	Annual	Month	Annual	Month	Annual
1	\$903	\$10,830	\$1,083	\$12,996	\$1,201	\$14,404	\$1,219	\$14,621
2	\$1,215	\$14,570	\$1,457	\$17,484	\$1,615	\$19,379	\$1,640	\$19,670
3	\$1,526	\$18,310	\$1,831	\$21,972	\$2,030	\$24,353	\$2,060	\$24,719
4	\$1,838	\$22,050	\$2,205	\$26,460	\$2,444	\$29,327	\$2,481	\$29,768
5	\$2,150	\$25,790	\$2,579	\$30,948	\$2,859	\$34,301	\$2,902	\$34,817
6	\$2,461	\$29,530	\$2,953	\$35,436	\$3,273	\$39,275	\$3,323	\$39,866
7	\$2,773	\$33,270	\$3,327	\$39,924	\$3,688	\$44,250	\$3,743	\$44,915
8	\$3,085	\$37,010	\$3,701	\$44,412	\$4,102	\$49,224	\$4,164	\$49,964
Each Additional Person	\$312	\$3,740	\$374	\$4,488	\$415	\$4,975	\$421	\$5,049

Persons	185% of FPIG		200% of FPIG		235% of FPIG		250% of FPIG	
	Month	Annual	Month	Annual	Month	Annual	Month	Annual
1	\$1,670	\$20,036	\$1,805	\$21,660	\$2,121	\$25,451	\$2,257	\$27,075
2	\$2,247	\$26,955	\$2,429	\$29,140	\$2,854	\$34,240	\$3,036	\$36,425
3	\$2,823	\$33,874	\$3,052	\$36,620	\$3,586	\$43,029	\$3,815	\$45,775
4	\$3,400	\$40,793	\$3,675	\$44,100	\$4,319	\$51,818	\$4,594	\$55,125
5	\$3,976	\$47,712	\$4,299	\$51,580	\$5,051	\$60,607	\$5,373	\$64,475
6	\$4,553	\$54,631	\$4,922	\$59,060	\$5,783	\$69,396	\$6,153	\$73,825
7	\$5,130	\$61,550	\$5,545	\$66,540	\$6,516	\$78,185	\$6,932	\$83,175
8	\$5,706	\$68,469	\$6,169	\$74,020	\$7,248	\$86,974	\$7,711	\$92,525
Each Additional Person	\$577	\$6,919	\$624	\$7,480	\$733	\$8,789	\$780	\$9,350

There are different resource limits for each of the Healthy Horizons programs.

Additional information on the programs is available at the county assistance offices.

This notice shall take effect upon publication in the *Pennsylvania Bulletin* and apply retroactively to January 23, 2009.

Public Comments

Interested persons are invited to submit written comments regarding this notice to the Department of Public Welfare, Office of Income Maintenance, Edward J. Zogby, Director, Bureau of Policy, Room 431, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-4081. Comments received within 30 calendar days will be reviewed and considered for any subsequent revision of the notice.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

ESTELLE B. RICHMAN,
Secretary

Fiscal Note: 14-NOT-594. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 55. PUBLIC WELFARE

PART II. PUBLIC ASSISTANCE MANUAL

Subpart C. ELIGIBILITY REQUIREMENTS

CHAPTER 140. SPECIAL MA ELIGIBILITY PROVISIONS

Subchapter C. ELIGIBILITY PROVISIONS FOR EMC UNDER THE CATEGORICALLY NEEDY PROGRAM FOR AFDC/AFDC-U RELATED CATEGORIES

APPENDIX A

EXTENDED MEDICAL COVERAGE (EMC) MONTHLY INCOME LIMITS

185% OF THE 2009 FEDERAL POVERTY INCOME GUIDELINES

Family Size	185% of the Federal Poverty Income Guidelines
1	\$1,670
2	\$2,247

Family Size	185% of the Federal Poverty Income Guidelines
3	\$2,823
4	\$3,400
5	\$3,976
6	\$4,553
7	\$5,130
8	\$5,706
Each Additional Person	\$577

[Pa.B. Doc. No. 09-958. Filed for public inspection May 22, 2009, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Proposed Disadvantaged Business Enterprise Goals for Participation in Federally-Funded Highway, Aviation and Transit Contracts for Federal Fiscal Year 2010

The Department of Transportation (Department) is providing notice of its proposed Disadvantaged Business Enterprise (DBE) goals for Federal Fiscal Year (FFY) 2010. The goals for DBE participation cover contracts assisted with Federal highway, transit and aviation funds. The proposed methodologies used in determining the DBE goals are available for inspection and upon request at the Department, Bureau of Equal Opportunity; see contact information as follows. The proposed FFY 2010 goals are as follows:

- The overall goal for Federally-assisted highway contracts is 5.00%.
- The overall goal for Federally-assisted transit contracts is 6.58%.
- The overall goal for Federally-assisted aviation contracts is 13.10%.

Methodologies used in determination of the goals are available for inspection during normal business hours at the Department of Transportation, Bureau of Equal Op-

portunity, 400 North Street, 5th Floor, Harrisburg, PA 17120-0041, (717) 787-5891, (800) 468-4201, <http://pasdc.hbg.psu.edu/pasdc/dot/>.

The information will be available for inspection for 30 days from the date of this notice. The Department will accept written comments on the proposed goals for 45 days from the date of this notice. Comments, questions or suggestions regarding this notice may be directed in writing to Jocelyn I. Harper, Director, Bureau of Equal Opportunity, Department of Transportation, P. O. Box 3251, Harrisburg, PA 17105-3251, fax (717) 772-4026.

ALLEN D. BIEHLER, P. E.,
Secretary

[Pa.B. Doc. No. 09-896. Filed for public inspection May 15, 2009, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Action Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10:30 a.m., Thursday, May 7, 2009, and announced the following:

Action Taken—Regulations Approved:

Department of State #16-42: Alteration of Local Election Districts (amends 4 Pa. Code Chapter 191)

Approval Order

Public Meeting held
May 7, 2009

Commissioners Voting: Arthur Coccodrilli, Chairperson; George D. Bedwick; Nancy Sabol Frantz, Esq., by Phone; Karen A. Miller; John F. Mizner, Esq., by Phone

Department of State—Alteration of Local Election Districts; Regulation No. 16-42 (#2716)

On August 14, 2008, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of State (Department). This rulemaking amends 4 Pa. Code Chapter 191. The proposed regulation was published in the August 23, 2008, *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on April 2, 2009.

This regulation adds provisions to establish efficient reporting of changes to local election districts by each county board of elections and for the reporting of election data for the local election districts within each county.

We have determined this regulation is consistent with the statutory authority of the Department (25 P. S. § 2750) and the intention of the General Assembly. Having considered all of the other criteria of the Regula-

tory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

ARTHUR COCCODRILLI,
Chairperson

[Pa.B. Doc. No. 09-959. Filed for public inspection May 22, 2009, 9:00 a.m.]

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. § 645.5b).

The Commission has issued comments on the following proposed regulation. 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>
7-432	Environmental Quality Board Administration of the Storage Tank and Spill Prevention Program	4/13/09	5/13/09
	39 Pa.B. 1300 (March 14, 2009)		

Environmental Quality Board Regulation #7-432 (IRRC #2753)

Administration of the Storage Tank and Spill Prevention Program

May 13, 2009

We submit for your consideration the following comments on the proposed rulemaking published in the March 14, 2009 *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 Environmental Quality Board (Board) to respond to all comments received from us or any other source.

General.—Reasonableness; Clarity.

The United States Environmental Protection Agency, Region III (EPA) submitted comments requesting that the Board revise this proposed rulemaking to make it consistent with EPA guidelines. EPA's suggested amendment would require operator retraining if an underground storage tank system is determined to be out of compliance. The Board should amend the regulation to be consistent with EPA guidelines or explain the reason that it is deviating from these guidelines.

1. Section 245.436. Operator training.—Protection of public safety; Reasonableness; Clarity.

We have five concerns with this regulation.

First, FirstEnergy requested clarification on whether its 24-hour emergency contact number would meet the Board's requirements in Subsection (a)(3)(iii). The Board should explain whether FirstEnergy's emergency contact number would be sufficient and what would need to be done to ensure that these requirements are satisfied.

Second, under Subsections (e)(1) and (3), FirstEnergy asserts that it would be difficult to maintain a current list of Class C operators and phone numbers because of the high turnover rate for these operators. It suggests that if a company has a 24-hour emergency contact number, that number could be used in lieu of a Class C contact list at each facility. If the posting of a 24-hour emergency contact number would sufficiently address public safety and environmental concerns, the Board should include this option in the final-form regulation.

Third, a commentator expressed multiple concerns that public safety is not protected by allowing tank installers or inspectors to act as the educated tank operator under Subsections (b)(2)(iv)(A) and (B). The Board should explain how the public safety is protected by these provisions.

Fourth, Subsection (b)(3) requires the Class C operator to notify the Class A or B operator and emergency responders "when necessary." In its comments, Sunoco states that it interprets this provision as requiring notification only "as appropriate or necessary depending on the type of incident or emergency." The regulation is vague in that it doesn't identify the instances in which notification to the Class A or B operator is mandatory. In the final-form regulation, the Board should clarify the circumstances which require mandatory notification.

Finally, Subsection (e)(2) contains the phrase "readily available" in two places. What does the Board consider to be "readily available"? Must the documents be kept onsite? This should be clarified in the final-form regulation.

ARTHUR COCCODRILLI,
Chairperson

[Pa.B. Doc. No. 09-960. Filed for public inspection May 22, 2009, 9:00 a.m.]

INSURANCE DEPARTMENT

Aetna Health, Inc.—Individual Advantage HMO Plans Rate Filing; Rate Filing

On May 8, 2009, Aetna Health, Inc. submitted a filing for the Individual Advantage Plans, requesting an overall aggregate rate increase of 9.7%. Rate increases will range from 2.5% to 20%. The filing will affect approximately 28,499 subscribers and generate additional revenue of approximately \$12 million annually. An effective date of October 1, 2009, is requested.

In addition, benefits for members with the HMO 10, Superior and Standard plans will be modified to align with the HMO 15 plan.

Unless formal administrative action is taken prior to August 6, 2009, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at www.ins.state.pa.us. Under the Quick Links section, click on the link "Rate Filings Published in the PA Bulletin."

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Department's Harrisburg Regional Office.

Interested parties are invited to submit written comment's, suggestions or objections to Rashmi Mathur, Actuary, Bureau of Accident and Health Insurance, Insurance Department, 1311 Strawberry Square, Harrisburg, PA 17120, rmathur@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JOEL SCOTT ARIO,
Insurance Commissioner

[Pa.B. Doc. No. 09-961. Filed for public inspection May 22, 2009, 9:00 a.m.]

Agency Contract Termination of Evans N. Fishel under Act 143; ECM Insurance Group; Doc. No. AT09-05-005

A prereview telephone conference initiated by this office is scheduled for June 23, 2009, at 10 a.m. A date for a review shall be determined, if necessary, at the prereview telephone conference.

Motion preliminary to those at the review, protests, petitions to intervene or notice of intervention, if any must be filed on or before June 8, 2009, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before June 22, 2009.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing, contact Donna R. Fleischauer, Human Resources Director, at (717) 705-3873.

JOEL SCOTT ARIO,
Insurance Commissioner

[Pa.B. Doc. No. 09-962. Filed for public inspection May 22, 2009, 9:00 a.m.]

Highmark, Inc. and Highmark Blue Cross Blue Shield; Provider Reimbursement Adjustments to Allowances—UCR and PremierBlue; Rate Filing

On May 11, 2008, the Insurance Department (Department) received from Highmark Blue Cross Blue Shield and Highmark Blue Shield filing number 1-Pricing (Provider Reimbursement) 09-HI requesting to adjust the base UCR Level II allowances and PremierBlue Shield preferred provider program Fee Schedule allowances for select procedures.

Highmark requests approval to implement the increases effective immediately upon approval, subject to notification and disclosure requirements.

Unless formal administrative action is taken prior to August 5, 2009, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Department's web site at www.ins.state.pa.us. Under the Quick Links section, click on the link "Rate Filings Published in the PA Bulletin."

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg office.

Interested parties are invited to submit written comments, suggestions or objections to Cherri Sanders-Jones, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, csandersjo@state.pa.us within 15 days after publication of this notice in the *Pennsylvania Bulletin*.

JOEL SCOTT ARIO,
Insurance Commissioner

[Pa.B. Doc. No. 09-963. Filed for public inspection May 22, 2009, 9:00 a.m.]

Review Procedure Hearings under the Unfair Insurance Practices Act

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

The following hearings will be held in the Philadelphia Regional Office, Room 1701, State Office Building, 1400 Spring Garden Street, Philadelphia, PA 19130.

Appeal of Leonard Johnson; file no. 09-216-68656; Keystone Insurance Company; Doc. No. PH09-05-010; June 18, 2009, 1 p.m.

Appeal of George and Barbara Scherbak; file no. 09-214-68408; Saucon Mutual Insurance Company; Doc. No. PH09-05-012; June 18, 2009, 11 a.m.

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

In some cases, the Insurance Commissioner (Commissioner) may order that the company reimburse an insured for the higher cost of replacement insurance coverage obtained while the appeal is pending.

Reimbursement is available only when the insured is successful on appeal and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce documentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

Following the hearing and receipt of the stenographic transcript, the Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated represen-

tatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing, contact Donna R. Fleischauer, Human Resources Director, at (717) 705-3873.

JOEL SCOTT ARIO,
Insurance Commissioner

[Pa.B. Doc. No. 09-964. Filed for public inspection May 22, 2009, 9:00 a.m.]

MILK MARKETING BOARD

Sunshine Meetings for Fiscal Year 2009-2010

<i>Date</i>	<i>Room</i>	<i>Time</i>
July 1, 2009	202 Agriculture Building Harrisburg, PA 17110	1 p.m.
August 5, 2009	202 Agriculture Building Harrisburg, PA 17110	1 p.m.
September 2, 2009	202 Agriculture Building Harrisburg, PA 17110	1 p.m.
October 7, 2009	202 Agriculture Building Harrisburg, PA 17110	1 p.m.
November 4, 2009	309 Agriculture Building Harrisburg, PA 17110	1 p.m.
December 2, 2009	202 Agriculture Building Harrisburg, PA 17110	1 p.m.
January 6, 2010	202 Agriculture Building Harrisburg, PA 17110	1 p.m.
February 3, 2010	202 Agriculture Building Harrisburg, PA 17110	1 p.m.
March 3, 2010	202 Agriculture Building Harrisburg, PA 17110	1 p.m.
April 7, 2010	202 Agriculture Building Harrisburg, PA 17110	1 p.m.
May 5, 2010	202 Agriculture Building Harrisburg, PA 17110	1 p.m.
June 2, 2010	202 Agriculture Building Harrisburg, PA 17110	1 p.m.

KEITH BIERLY,
Secretary

[Pa.B. Doc. No. 09-965. Filed for public inspection May 22, 2009, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Local Exchange Carrier Services

A-2009-2105210. IDT America, Corp. Application of IDT America, Corp. for approval to provide Competitive Local Exchange Carrier Services to the public in the service territory of Frontier Communications of Breezewood, LLC.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before June 8, 2009. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the applicant's business address.

Applicant: IDT America, Corp.

Through and By Counsel: Carl Billek, Senior Regulatory Counsel, IDT America, Corp., 520 Broad Street, Newark, NJ 07102-3111

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 09-966. Filed for public inspection May 22, 2009, 9:00 a.m.]

Rescission Order

Public Meeting held
April 30, 2009

Commissioners Present: James H. Cawley, Chairperson; Tyrone J. Christy, Vice Chairperson; Robert F. Powelson; Kim Pizzingrilli; Wayne E. Gardner

Pennsylvania Public Utility Commission; Law Bureau Prosecutory Staff v. One Voice Communications, Inc. (2006 Annual Rpt); Doc. No. C-2008-2036552; A-311051F0004

Rescission Order

On March 19, 2009, the Commission entered a Default Order at this docket against One Voice Communications, Inc. (the "Respondent"), a competitive local exchange carrier certificated at A-311051F0004, for failure to file its 2006 Annual Report. The Default Order was published in the *Pennsylvania Bulletin* on April 4, 2009, at 39 Pa.B. 1791. Even before publication in the *Bulletin*, however, the Respondent, by letter dated March 30, 2009, submitted its 2006 Annual Report and a check in the amount of \$250 payable to the Commonwealth of Pennsylvania to satisfy the late fee previously assessed against the Respondent for failure to file its 2006 Annual Report in a timely manner. The Respondent also filed a Petition to Rescind Default Order and Reinstate Operating Authority on the same date. In its petition, based upon its own internal investigation, the Respondent believed that it had submitted its 2006 and 2007 annual reports in June 2008 via regular mail and was unaware that the 2006 report was missing. Additionally, the Respondent determined that its internal mailroom processes needed to be revised to ensure all correspondence are routed to the proper personnel for timely response. Finally, the Respondent advised in its letter that it has hired a third-party company to assist it in preparing and filing the annual reports in order to ensure timely filing of all future reports; *Therefore,*

It Is Ordered That:

1. The Default Order entered March 19, 2009, is hereby rescinded.

2. A copy of this Order be published in the *Pennsylvania Bulletin*.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 09-967. Filed for public inspection May 22, 2009, 9:00 a.m.]

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by June 8, 2009. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

Applications of the following for approval to *begin* operating as *common carriers* for transportation of *persons* as described under each application.

A-2009-2103305. (Corrected) Alvin Powell, t/a A P Taxi (1350 Penn Avenue, Scranton, Lackawanna County, PA 18509)—persons, upon call or demand, in the County of Monroe.

A-2009-2106675. Dada's 3, LLC (7724 Mount Carmel Road, Verona, Allegheny County, PA 15147)—a limited liability company of the Commonwealth, for the begin right to transport, as a common carrier, by motor vehicle, persons, in limousine service, between points in Allegheny County, and from points in Allegheny County to points in the Counties of Butler, Beaver, Washington and Westmoreland, and return. *Attorney:* Joshua M. Farber, Esquire, Meyer, Unkovic & Scott, LLP, 535 Smithfield Street, Suite 1300, Pittsburgh, PA 15222.

Application of the following for *amendment* to the certificate of public convenience approving the operation of motor vehicles as *common carriers* for transportation of *household goods* by *transfer of rights* as described under the application.

A-2009-2106643. Gardner Moving Company (757 Millers Run Road, McDonald, Allegheny County, PA 15057)—a corporation of the Commonwealth—household goods in use, from points in Allegheny County, to points in Pennsylvania: *So As To Permit*—of household goods in use from points in that portion of the County of Allegheny which is south of the Ohio and Monongahela Rivers, to other points in Pennsylvania within 40 miles by the usually traveled highways of the limits of said portion of the County of Allegheny, and vice versa, provided no haul shall exceed a distance of 40 miles from the point of origin to point of destination, which is to be a transfer of all rights authorized under the certificate issued at A-00100420 to Thomas M. Clayton, t/a Foster Transfer and Storage Company. *Attorney:* John A. Pillar, 680 Washington Road, Suite B101, Pittsburgh, PA 15228.

Pennsylvania Public Utility Commission; Bureau of Transportation and Safety v. Tri-Star Enterprises, Inc., t/a Car One & Supershuttle; Doc. No. C-2009-2074371

COMPLAINT

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

1. That Tri-Star Enterprises, Inc., t/a Car One & Supershuttle, respondent maintains its principal place of business at 333 Jenkintown Commons, Jenkintown, PA 19046.

2. That respondent was issued Certificates of Public Convenience by this Commission at Application Docket No. A-00113748, F.1 for limousine authority, F.2 for schedule route authority, and F.3 for airport transfer authority.

3. On March 17, 2008, Enforcement Officer William Kilrain contacted J. Lakis, the Manager of Tri-Star Enterprises, Inc., t/a Car One & Supershuttle, to conduct its annual safety inspection. Mr. Lakis advised Officer Kilrain that Tri-Star Enterprises has not been active in the airport transfer carrier business in the last four years and does not know when they will enter it again. Respondent abandoned or discontinued airport transfer service without having submitted an application with this Commission to discontinue service.

4. That respondent, by failing to file an application to discontinue airport transfer service with this Commission, violated 52 Pa. Code § 3.381(a)(1)(v) and 66 Pa.C.S. § 1102(a)(2).

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission revoke Tri-Star Enterprises, Inc., t/a Car One & Supershuttle's certificate of public convenience at A-00113748, F.3, for the illegal activity described in this complaint and order such other remedy as the Commission may deem to be appropriate.

Respectfully submitted,

Wendy J. Keezel, Chief of Enforcement
Motor Carrier Services & Enforcement Division
Bureau of Transportation and Safety
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, Wendy J. Keezel, Chief of Enforcement for the Motor Carrier Services and Enforcement Division of the Bureau of Transportation and Safety, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____

Wendy J. Keezel
Motor Carrier Services and Enforcement
Bureau of Transportation and Safety

NOTICE

A. You must file an answer within twenty (20) days of the date of service of this complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this complaint and notice, 52 Pa. Code § 1.56(a). An answer is a written explanation of circumstances wished to be considered in determining the outcome. The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this complaint. Your answer must be verified and the original and three (3) copies sent to:

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this complaint within twenty (20) days, the Bureau of Transportation and Safety will request that the Commission issue a Secretarial Letter imposing a penalty.

C. If you file an answer which either admits or fails to deny the allegations of the complaint, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty.

D. If you file an answer which contests the complaint, the matter will be assigned to an administrative law judge for hearing and decision. The judge is not bound by the optional fine set forth above.

E. Alternative formats of this material are available, for persons with disabilities, by contacting the Compliance Office at (717) 787-1227.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 09-968. Filed for public inspection May 22, 2009, 9:00 a.m.]

Tentative Order

Public Meeting held
April 16, 2009

Commissioners Present: James H. Cawley, Chairperson; Tyrone J. Christy, Vice Chairperson; Robert F. Powelson; Kim Pizzingrilli; Wayne E. Gardner

In re: Application filed *nunc pro tunc* by Jenner Township, Somerset County, on behalf of Ligonier Mountain Land Company, d/b/a Ligonier Highlands Water & Sewer, for the abandonment of the right to offer, furnish and supply water service to the public in a portion of Jenner Township, Somerset County, in an area locally known as Laurel Mountain Village; Doc. No. A-2009-2099569

In re: Application filed *nunc pro tunc* by Jenner Township, Somerset County, on behalf of Ligonier Mountain Land Company, d/b/a Ligonier Highlands Water & Sewer, for the abandonment of the right to offer, furnish, supply and provide wastewater collection, treatment and disposal service to the public in a portion of Jenner Township, Somerset County, in an area locally known as Laurel Mountain Village; Doc. No. A-2009-2099570

Tentative Order

By the Commission:

On March 20, 2009, Jenner Township (Township) of Somerset County, 2058 Lincoln Highway, Boswell, PA 15531 filed two applications *nunc pro tunc*, on behalf of Ligonier Mountain Land Company, d/b/a Ligonier Highlands Water & Sewer-Water Division (Water System) and Wastewater Division (Wastewater System), a defunct and nonoperating business, seeking certificates of public convenience pursuant to section 1102(a)(2) of the Public Utility Code, 66 Pa.C.S. § 1102(a)(2), evidencing Commission approval for the Water System and Wastewater System to abandon water and wastewater services to the public in Jenner Township, Somerset County, in an area locally known as Laurel Mountain Village (Village).

By Administrative Orders of the Pennsylvania Department of Environmental Protection (DEP), the Township was directed to assume ownership, operation, maintenance and control of the Wastewater System and the Water System on April 7, 2004, and August 27, 2008, respectively.

The Village was originally a planned 1,000 lot development with home construction beginning about 1960 by Laurel Mountain Development Corporation. By the late 1970s, only 50 homes were built with individual water wells and onlot septic wastewater systems. In 1971, DEP (then Resources) placed a moratorium for onlot septic systems; thus, virtually halting all home construction. In less than a decade, the current onlot septic systems began to fail.

Ridge Line Development Company (Ridge Line) bought the development and constructed a wastewater treatment plant. Ridge Line was certificated on July 13, 1979, at Docket No. A-00101384, and was approved to provide wastewater collection, treatment and disposal service. Ridge Line's tariff was approved and became effective on October 16, 1979. A monthly rate of \$15.00/month was charged to the residential customers.

However, soon thereafter, Ridge Line fell into financial hardship and was foreclosed upon circa 1985. Another entity, The Hutchinson Property Development Group, Inc., acquired Ridge Line's assets. This new entity developed a spring and began supplying water to the Village residents and in 1987, added a few additional water and sewer customers. This company did not file notice to the Commission concerning any of these actions. Circa 1990, this latest company declared bankruptcy.

Ligonier Mountain Land Company (LMLC) filed with the Department of State and incorporated on September 17, 1996. On or about March 1, 1998, the Resolution Trust Corporation (at that time, current holder of all real estate and assets in the Village) awarded LMLC title to 450 lots, a clubhouse, seven residential homes, the Wastewater System and the Water System.

On June 22, 2001, LMLC, d/b/a Ligonier Highlands Water & Sewer was approved by this Commission to provide wastewater service to the Village. The company also received Commission approval to provide water service on July 18, 2001. Approved quarterly flat rates were \$67.45 for wastewater and \$67.45 for water service. In or about 2003-2004, LMLC became defunct and ceased all responsibility of both utility systems.

On April 7, 2004, DEP entered an Administrative Order thereby ordering the Township to assume all responsibility of the Wastewater System.

In 2004, Somerset Trust Company filed foreclosure proceedings against LMLC for defaulting on its loans consisting of real estate lots as well as the Wastewater System and Water System.

On June 16, 2006, LMLC tendered Deeds in Lieu of Mortgage Foreclosure to Ligonier Laurel Transfer, LLC, a subsidiary of Somerset Trust Company, concerning all real property, including both utilities, in the Village.

On August 27, 2008, DEP entered an Administrative Order thereby ordering the Township to file an application for obtaining a valid Public Water Supply Permit that requires installation of a well pump, treatment equipment, pump building, chlorine contact tank, associated piping and a storage tank.

On January 29, 2009, Ligonier Laurel Transfer, LLC conveyed all associated real estate, infrastructure, right-of-way and easements associated with both utilities to the Township.

On March 6, 2009, the Township sent notices of the change of ownership with the first quarter billing to the existing customers in the Village. The rates are the same as the rates contained in LMLC's existing tariffs. The notice further stated that the Township intends to install two wastewater pump stations and connect with the Jenner Area Joint Sewer Authority. The Water system will remain stand alone at this time.

In the instant applications, the Township requests that the Commission waive the \$350 filing fee for both utilities as prescribed in our Regulations as the Township avers that the take over of these systems will require substantial expenditures to bring them into compliance with DEP regulations. We will waive the filing fees.

The Township further states that the utility systems are wholly contained within the Township's boundary limits and therefore, will not fall under the Commission's jurisdiction.

In recognition of the circumstances identified in the subject Applications, the record provides substantial evidence of affirmative public benefit sufficient to warrant approval of the proposed transaction under *City of York v. Pennsylvania Public Utility Commission*, 449 Pa. 136, 295 A.2d 825 (1972) and *Irwin A. Popowsky v. Pa. PUC*, 937 A.2d 1040 (Pa. 2007).

Based upon the fact that the Township, by these applications on behalf of LMLC *nunc pro tunc*, is mandated by DEP to rehabilitate, construct new facilities, operate and maintain these wastewater and water utilities, approval is necessary or proper for the service, accommodation, convenience or safety of the public; *Therefore*,

It Is Ordered That:

1. The applications *nunc pro tunc* for abandonment filed by Jenner Township of Somerset County on behalf of Ligonier Mountain Land Company, d/b/a Laurel Highlands Water & Sewer filed at Docket Nos. A-2009-2099569 and A-2009-2099570 are hereby approved.

2. The appropriate certificates of public convenience shall be issued to Jenner Township pursuant to section 1102(a)(2) of the Public Utility Code, 66 Pa.C.S. § 1102(a)(2), authorizing Ligonier Mountain Land Company, d/b/a Laurel Highlands Water & Sewer to abandon providing wastewater collection, treatment and disposal service and water service to the public in a portion of Jenner Township, Somerset County.

3. A copy of this Tentative Order be served upon the Department of Environmental Protection's Southwest Regional Office and Bureau of Regulatory Counsel, the Department of Revenue—Bureau of Corporation Taxes, Ligonier Laurel Transfer, LLC, Seven Springs Farms, Inc. d/b/a Seven Springs Mountain Resort and the Pennsylvania Emergency Management Agency.

4. The Secretary shall certify this Tentative Order and deposit it with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

5. Jenner Township of Somerset County is directed to cause to be published in a newspaper of general circulation in the Jenner Township area, notice of this Tentative Order and of the Commission's intent to cancel the Ligonier Mountain Land Company, d/b/a Laurel Highlands Water & Sewer filed certificates of public convenience at A-230088 and A-210108 absent adverse public comment within the 20-day time constraint established in the *Pennsylvania Bulletin*.

6. If no objection to this Tentative Order is filed with the Commission within 20 days of the publication date in the *Pennsylvania Bulletin*, this Tentative Order shall become final, and the Commission's Secretary's Bureau shall cancel the operating authority of Ligonier Mountain Land Company, d/b/a Laurel Highlands Water & Sewer.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 09-969. Filed for public inspection may 22, 2009, 9:00 a.m.]

PHILADELPHIA REGIONAL PORT AUTHORITY

Request for Bids

The Philadelphia Regional Port Authority (PRPA) will accept sealed bids for Project No. 08-134.1, installation of 20 marine fenders, Packer Avenue Marine Terminal until 2 p.m. on Thursday, June 18, 2009. The bid documents can be obtained from the Director of Procurement, PRPA, 3460 North Delaware Avenue, 2nd Floor, Philadelphia, PA 19134, (215) 426-2600 and available May 26, 2009. Additional info and project listings may be found at www.philaport.com. The cost of the bid document is \$35 (includes 7% PA Sales Tax) and is nonrefundable. PRPA is an Equal Opportunity Employer. Contractor must comply with all applicable EOE laws. Mandatory prebid job site meeting will be held Wednesday, June 3, 2009, 10 a.m. at Delaware and Packer Avenues, Pier Entrance South Gate on Service Road, Philadelphia, PA. Bidders must provide to the Procurement Department in writing (24 hours prior to the meeting), the names of individuals that will be attending, fax to (215) 426-6800, Attn: Procurement Department.

JAMES T. MCDERMOTT, Jr.,
Executive Director

[Pa.B. Doc. No. 09-970. Filed for public inspection May 22, 2009, 9:00 a.m.]

Request for Bids

The Philadelphia Regional Port Authority (PRPA) will accept sealed bids for Project No. 09-049.2, HVAC maintenance and repairs, Tioga Administration Building (TAB) until 2 p.m. on Thursday, June 18, 2009. The bid documents can be obtained from the PRPA web site www.philaport.com and will be available online not later than May 26, 2009. PRPA is an Equal Opportunity Employer (EOE). Contractor must comply with all applicable EEO laws. Mandatory prebid job site meeting will be held June 4, 2009, 10 a.m. at PRPA's Main Office, Philadelphia, PA. Bidders must provide to the Procurement Department in writing (24 hours prior to the meeting), the names of individuals that will be attending, fax to (215) 426-6800, Attn: Procurement Department.

JAMES T. MCDERMOTT, Jr.,
Executive Director

[Pa.B. Doc. No. 09-971. Filed for public inspection May 22, 2009, 9:00 a.m.]

STATE BOARD OF NURSING

Bureau of Professional and Occupational Affairs v. Margie Leh Rondish, LPN; Doc. No. 1753-51-08

On April 3, 2009, Margie Leh Rondish, LPN, license number PN-104502-L, of Wilkes-Barre, Luzerne County, was granted reinstatement of her license to practice practical nursing, subject to 3 years probation.

Individuals may obtain a copy of the adjudication by writing to C. William Fritz, Board Counsel, State Board of Nursing, P. O. Box 2649, Harrisburg, PA 17105-2649.

This adjudication and order represents the State Board of Nursing (Board) final decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of their petition for review. The Board contact for receiving service of the appeals is the previously-named Board Counsel.

ANN L. O'SULLIVAN, Ph.D., FAAN, CRNP,
Chairperson

[Pa.B. Doc. No. 09-972. Filed for public inspection May 22, 2009, 9:00 a.m.]

SUSQUEHANNA RIVER BASIN COMMISSION

Projects Approved for Consumptive Uses of Water

This notice lists the projects approved by rule by the Susquehanna River Basin Commission (Commission) during the period of January 1, 2009, through April 30, 2009.

For further information contact Richard A. Cairo, General Counsel, (717) 238-0423, Ext. 306, fax (717) 238-2436, rcairo@srbc.net or Stephanie L. Richardson, Secre-

tary to the Commission, (717) 238-0423, Ext. 304, fax (717) 238-2436, srichardson@srbc.net. Regular mail inquiries may be sent to Susquehanna River Basin Commission, 1721 North Front Street, Harrisburg, PA 17102-2391.

Supplementary Information

This notice lists the projects, described, receiving approval for the consumptive use of water under the Commission's approval by rule process set forth in 18 CFR 806.22(e) and (f) (relating to standards for consumptive uses of water) for the time period specified previously:

Approvals Issued

Approvals By Rule Issued under 18 CFR 806.22(e):

1. Church & Dwight Co., Inc., Arm and Hammer, ABR20081205, Jackson Township, York County, PA, Consumptive Use of Up to 0.420 mgd, Approval Date: January 14, 2009.

2. ADM Cocoa, ADM Cocoa—Hazleton, PA, ABR20090302, Hazle Township, Luzerne County, PA, Consumptive Use of Up to 0.160 mgd, Approval Date: March 24, 2009.

Approvals By Rule Issued under 18 CFR 806.22(f):

1. Alta Operating Company, LLC, Webster No. 1, ABR20090401, Franklin Township, Susquehanna County, PA, Consumptive Use of Up to 0.990 mgd, Approval Date: April 6, 2009.

2. Alta Operating Company, LLC, Holbrook No. 1, ABR20090402, Bridgewater Township, Susquehanna County, PA, Consumptive Use of Up to 0.999 mgd, Approval Date: April 6, 2009.

3. Alta Operating Company, LLC, Turner No. 1, ABR20090403, Liberty Township, Susquehanna County, PA, Consumptive Use of Up to 0.999 mgd, Approval Date: April 6, 2009.

4. Alta Operating Company, LLC, Fiondi No. 1, ABR20090404, Middletown Township, Susquehanna County, PA, Consumptive Use of Up to 0.999 mgd, Approval Date: April 6, 2009.

5. Anadarko E&P Company, LP, COP Tract 653 (1000), ABR20090405, Beech Creek Township, Clinton County, PA, Consumptive Use of Up to 1.680 mgd, Approval Date: April 6, 2009.

6. Anadarko E&P Company, LP, COP Tract 231 (1000), ABR20090406, Boggs Township, Centre County, PA, Consumptive Use of Up to 1.680 mgd, Approval Date: April 6, 2009.

7. Anadarko E&P Company, LP, Larry's Creek F&G No. 1, ABR20090407, Cummings Township, Lycoming County, PA, Consumptive Use of Up to 1.680 mgd, Approval Date: April 6, 2009.

8. Anadarko E&P Company, LP, COP Tract 285 (1000), ABR20090408, Grugan Township, Clinton County, PA, Consumptive Use of Up to 1.680 mgd, Approval Date: April 6, 2009.

9. Anadarko E&P Company, LP, Penn State Forest Tract 289 No. 1, ABR20090409, McHenry Township, Lycoming County, PA, Consumptive Use of Up to 1.680 mgd, Approval Date: April 6, 2009.

10. Anadarko E&P Company, LP, COP Tract 289 No. 1000H and No. 1001H, ABR20090410, McHenry Township, Lycoming County, PA, Consumptive Use of Up to 5.000 mgd, Approval Date: April 6, 2009.

11. Anadarko E&P Company, LP, Larry's Creek F&G No. 2H, ABR20090411, Cummings Township, Lycoming County, PA, Consumptive Use of Up to 5.000 mgd, Approval Date: April 6, 2009.

12. Anadarko E&P Company, LP, COP Tract 231 No. 1001H and No. 1002H, ABR20090412, Snow Shoe Township, Centre County, PA, Consumptive Use of Up to 5.000 mgd, Approval Date: April 6, 2009.

13. Anadarko E&P Company, LP, COP Tract 285 No. 1001H and No. 1002H, ABR20090413, Grugan Township, Clinton County, PA, Consumptive Use of Up to 5.000 mgd, Approval Date: April 6, 2009.

14. Anadarko E&P Company, LP, COP Tract 653 No. 1001H, ABR20090414, Beech Creek Township, Clinton County, PA, Consumptive Use of Up to 5.000 mgd, Approval Date: April 6, 2009.

15. Anadarko E&P Company, LP, COP Tract 653 No. 1002H, ABR20090415, Beech Creek Township, Clinton County, PA, Consumptive Use of Up to 5.000 mgd, Approval Date: April 6, 2009.

16. Anadarko E&P Company, LP, Larry's Creek F&G No. 3H, ABR20090416, Cummings Township, Lycoming County, PA, Consumptive Use of Up to 5.000 mgd, Approval Date: April 6, 2009.

17. Carrizo Oil & Gas, Inc., Cowfer No. 1, ABR20090417, Rush Township, Centre County, PA, Consumptive Use of Up to 0.999 mgd, Approval Date: April 6, 2009.

18. Eastern American Energy Corporation, Whitetail Gun & Rod Club No. 1, ABR20090418, Goshen Township, Clearfield County, PA, Consumptive Use of Up to 0.900 mgd, Approval Date: April 6, 2009.

19. EOG Resources, Inc., Houseknecht No. 2H, ABR20090419, Springfield Township, Bradford County, PA, Consumptive Use of Up to 0.490 mgd, Approval Date: April 6, 2009.

20. EOG Resources, Inc., Houseknecht C 1V, ABR20090420, Springfield Township, Bradford County, PA, Consumptive Use of Up to 0.099 mgd, Approval Date: April 6, 2009.

21. EOG Resources, Inc., Ward M 1H, ABR20090421, Springfield Township, Bradford County, PA, Consumptive Use of Up to 0.490 mgd, Approval Date: April 6, 2009.

22. EOG Resources, Inc., Houseknecht 3H, ABR20090422, Springfield Township, Bradford County, PA, Consumptive Use of Up to 0.490 mgd, Approval Date: April 6, 2009.

23. EOG Resources, Inc., Houseknecht 1H, ABR20090423, Springfield Township, Bradford County, PA, Consumptive Use of Up to 0.499 mgd, Approval Date: April 6, 2009.

24. EOG Resources, Inc., PHC 3H, ABR20090424, Lawrence Township, Clearfield County, PA, Consumptive Use of Up to 0.499 mgd, Approval Date: April 6, 2009.

25. EXCO-North Coast Energy, Inc., Litke (1H and 2H), ABR20090425, Burnside Township, Centre County, PA, Consumptive Use of Up to 2.000 mgd, Approval Date: April 6, 2009.

26. EXCO-North Coast Energy, Inc., Litke (7H and 8H), ABR20090426, Burnside Township, Centre County, PA, Consumptive Use of Up to 2.000 mgd, Approval Date: April 6, 2009.

27. EXCO-North Coast Energy, Inc., Sterling Run Club No. 4, ABR20090427, Burnside Township, Centre County, PA, Consumptive Use of Up to 1.000 mgd, Approval Date: April 6, 2009.

28. EXCO-North Coast Energy, Inc., Sterling Run Club No. 5, ABR20090428, Burnside Township, Centre County, PA, Consumptive Use of Up to 1.000 mgd, Approval Date: April 6, 2009.

29. EXCO-North Coast Energy, Inc., Derrick Unit No. 1, ABR20090429, Franklin Township, Lycoming County, PA, Consumptive Use of Up to 1.600 mgd, Approval Date: April 6, 2009.

30. EXCO-North Coast Energy, Inc. Snyder Unit No. 1, ABR20090430, Franklin Township, Lycoming County, PA, Consumptive Use of Up to 1.600 mgd, Approval Date: April 6, 2009.

31. EXCO-North Coast Energy, Inc., Litke (14H, 15H, 16H), ABR20090431, Burnside Township, Centre County, PA, Consumptive Use of Up to 5.000 mgd, Approval Date: April 6, 2009.

32. Seneca Resources Corporation, DCNR 595 1V, ABR20090432, Bloss Township, Tioga County, PA, Consumptive Use of Up to 0.099 mgd, Approval Date: April 6, 2009.

33. Seneca Resources Corporation, Wilcox (TEOG 1), ABR20090433, Covington Township, Tioga County, PA, Consumptive Use of Up to 0.099 mgd, Approval Date: April 6, 2009.

34. Seneca Resources Corporation, Hemenway (TSRC 1), ABR20090434, Charleston County, Tioga County, PA, Consumptive Use of Up to 0.099 mgd, Approval Date: April 6, 2009.

35. Seneca Resources Corporation, DCNR 293, ABR20090435, Cummings Township, Lycoming County, PA, Consumptive Use of Up to 0.099 mgd, Approval Date: April 6, 2009.

36. Seneca Resources Corporation, DCNR 100 1V, ABR20090436, Lewis Township, Lycoming County, PA, Consumptive Use of Up to 0.099 mgd, Approval Date: April 6, 2009.

37. Southwestern Energy Production Co., Greenzweig [1 (706575)], ABR20090437, Herrick Township, Bradford

County, PA, Consumptive Use of Up to 1.750 mgd, Approval Date: April 6, 2009.

38. Southwestern Energy Production Co., Range No. (1 and 1H), ABR20090438, New Milford Township, Susquehanna County, PA, Consumptive Use of Up to 1.750 mgd, Approval Date: April 6, 2009.

39. Southwestern Energy Production Co., Price No. 1 Vertical and Horizontal, ABR20090439, Lenox Township, Susquehanna River, PA, Consumptive Use of Up to 1.750 mgd, Approval Date: April 6, 2009.

40. Anadarko E&P Company, LP, COP Tract 259 No. 1001H, ABR20090440, Burnside Township, Centre County, PA, Consumptive Use of Up to 5.000 mgd, Approval Date: April 27, 2009.

41. Anadarko E&P Company, LP, COP Tract 259 No. 1002H, ABR20090441, Burnside Township, Centre County, PA, Consumptive Use of Up to 5.000 mgd, Approval Date: April 27, 2009.

42. Anadarko E&P Company, LP, R. Carlin No. 1H, ABR20090442, Snow Shoe Township, Centre County, PA, Consumptive Use of Up to 5.000 mgd, Approval Date: April 27, 2009.

43. Anadarko E&P Company, LP, R. Carlin No. 2H and No. 3H, ABR20090443, Snow Shoe Township, Centre County, PA, Consumptive Use of Up to 5.000 mgd, Approval Date: April 27, 2009.

44. Anadarko E&P Company, LP, COP Tract 252 No. 1000H, ABR20090444, Grugan Township, Clinton County, PA, Consumptive Use of Up to 5.000 mgd, Approval Date: April 27, 2009.

45. Anadarko E&P Company, LP, COP Tract 252 No. 1001H and No. 1002H, ABR20090445, Grugan Township, Clinton County, PA, Consumptive Use of Up to 5.000 mgd, Approval Date: April 27, 2009.

Authority: Pub. L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806—808. Dated: May 6, 2009.

THOMAS W. BEAUDUY,
Deputy Director

[Pa.B. Doc. No. 09-973. Filed for public inspection May 22, 2009, 9:00 a.m.]