

NOTICES

COMMONWEALTH FINANCING AUTHORITY

Business in Our Sites and PennWorks Programs; Solar Energy Program; Applications for Funds

On July 12, 2011, the Commonwealth Financing Authority (CFA) Board of Directors approved a motion to accept applications requesting funding under the Business in Our Sites (BOS) and PennWorks Programs for the development of business sites in this Commonwealth. The application period opened on July 12, 2011, and will remain open until October 31, 2011.

The CFA plans to deploy approximately \$38.5 million in funds that are available from loan repayments and projects that either did not use all of the awarded funding or did not proceed. Within the \$38.5 million there is approximately \$25 million in BOS loan repayments that can be reloaned and approximately \$13.5 million in unused PennWorks funds that can be loaned or granted to projects for water and sewer improvements. The CFA intends to use the BOS and PennWorks funds in tandem to help finance the construction of high-impact projects in regions of this Commonwealth where there is a significant need for developed business sites.

Eligible applicants are encouraged to contact Brian Eckert at (717) 720-1400 or Scott Dunkelberger at (717) 720-1418 to discuss potential projects before beginning the application process. The CFA is not intending to fund stand alone water or sewer projects with the limited PennWorks funds, but rather use the available funds to compliment the BOS funds for projects where there are water or sewer components. Review the BOS and PennWorks guidelines thoroughly before applying. If applying for both BOS and PennWorks funding for a project, indicate that in the application narrative and budget sections. Where application addendum information is the same for both the BOS and PennWorks applications, only

submit that information as part of the BOS application. Only the application fee for BOS is applicable if applying for both programs.

The CFA anticipates acting on BOS and PennWorks applications at the January 2012 board meeting.

Solar Energy Program

On July 12, 2011, the CFA Board of Directors approved a motion to again accept applications requesting funding under the Solar Energy Program to encourage further development of solar energy projects in this Commonwealth. The application period will open on September 1, 2011, and will remain open until October 31, 2011.

The CFA plans to deploy funds that are (or will be) available from projects that either did not use all of the originally awarded funding or will not proceed. As a result of previous approvals through the Solar Energy Program, there are currently completed or started projects representing almost 25 megawatts of solar power installed across this Commonwealth.

Review the Solar Energy Program guidelines thoroughly before applying. Eligible applicants are encouraged to contact Tigh Savercool at (717) 720-1401 to discuss potential projects before beginning the application process. It is important to note that CFA contracts extended to newly approved projects will be 12 months in length. Applications should be submitted with this in mind and should represent projects ready to move forward within 6 months of application submission.

Previously submitted applications for still viable projects that were not approved by the CFA in the past must be updated and resubmitted following Solar Energy Program guidelines. It is possible to request an application fee waiver for those projects. The CFA anticipates acting on Solar Energy Program applications at the January 2012 board meeting.

SCOTT DUNKELBURGER,
Executive Director

[Pa.B. Doc. No. 11-1316. Filed for public inspection August 5, 2011, 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 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending July 19, 2011.

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**Section 112 Acquisitions**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
7-13-2011	Warren H. Weiner WFP2, LP.	Approved
	Application for approval to collectively acquire up to 24.7% of the outstanding shares of Hyperion Bank, Philadelphia, Philadelphia County	

Branch Applications**De Novo Branches**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
7-13-2011	Luzerne Bank Luzerne Luzerne County	1073 Route 315 Plains Township Luzerne County	Approved

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS

No activity.

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

GLENN E. MOYER,
Secretary

[Pa.B. Doc. No. 11-1317. Filed for public inspection August 5, 2011, 9:00 a.m.]

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Wild Resource Conservation Program Hearing on Applications for Funding

A hearing will be held on Wednesday, August 10, 2011, to comment on the applications submitted to the Wild Resource Conservation Program for grant funding in Fiscal Year 2011-2012. The hearing will be held at 10 a.m. in the 9th Floor Conference Room 9B, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning this hearing can be directed to Deb Miller at (717) 787-3212, debmiller@state.pa.us or Greg Czarnecki at (717) 783-1337, gczarnecki@state.pa.us. Persons who plan to make comments should contact the previously listed individuals.

Persons in need of accommodations as provided for the Americans with Disabilities Act of 1990 should contact Greg Czarnecki directly or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department of Conservation and Natural Resources may accommodate their needs.

RICHARD J. ALLAN,
Secretary

[Pa.B. Doc. No. 11-1318. Filed for public inspection August 5, 2011, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

APPLICATIONS FOR NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS AND WATER QUALITY MANAGEMENT (WQM) PERMITS

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

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

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

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

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

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

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

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

I. NPDES Renewal Applications

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PAS633506 (Stormwater)	Royal Green, LLC PO Box 9 Temple, PA 19560	Berks County / Ontelaunee Township	Schuylkill River / 3-C	Y
PA0082627 (Sew)	CBM Ministries 3741 Joy-El Drive Greencastle, PA 17225	Franklin County / St. Thomas Township	Back Creek / 13-C	Y
PA0088650 (Sew)	Capital Area Christian Church 1775 Lambs Gap Road Mechanicsburg, PA 17055	Cumberland County/ Silver Spring & Hampden Townships	UNT Conodoguinet Creek/ 7-B	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>
PA0238635	Frank A. Jr. Melissa A. Blaine 304 Eagle Mill Road Butler, PA 16001-8786	Butler County Connoquenessing Township	Little Connoquenessing Creek 20-C	Y
PA0222038	Robert B. Pangallo 3111 Trails End Lane Sigel, PA 15860-5719	Jefferson County Barnett Township	Unnamed tributary to Cathers Run 17-B	Y

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

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

PA0020214 A-1, Sewage, SIC Code 4952, **Mount Union Borough Municipal Authority Huntingdon County**, 400 North Drake Street, Mount Union, PA 17066. Facility Name: Mt Union STP. This existing facility is located in Mount Union Borough, **Huntingdon County**.

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

The receiving stream(s), Juniata River, is located in State Water Plan watershed 12-C and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 1.1 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Weekly Average	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
CBOD ₅		367				
	229	Wkly Avg	XXX	25	40	50
BOD ₅						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids		413				
	275	Wkly Avg	XXX	30	45	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30				200		
	XXX	XXX	XXX	Geo Mean	XXX	1,000
Oct 1 - Apr 30				2000		
	XXX	XXX	XXX	Geo Mean	XXX	10,000

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

Parameters	Mass (lbs)		Minimum	Concentration (mg/l)	
	Monthly	Annual		Monthly Average	Maximum
Ammonia—N	Report	Report	XXX	Report	XXX
Kjeldahl—N	Report	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX
Total Nitrogen	Report	Report	XXX	Report	XXX
Total Phosphorus	Report	Report	XXX	Report	XXX
Net Total Nitrogen (Interim)	Report	Report	XXX	XXX	XXX
Net Total Nitrogen (Final)	Report	20,091	XXX	XXX	XXX
Net Total Phosphorus (Interim)	Report	Report	XXX	XXX	XXX
Net Total Phosphorus (Final)	Report	2,679	XXX	XXX	XXX

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

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

The EPA Waiver is not in effect.

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

PA0043036, Sewage, **Pennsylvania Conference Association of Seventh Day Adventists, Inc.**, 720 Museum Road, Reading, PA 19611 Facility Name: Laurel Lake STP. This existing facility is located in Banks Township, **Indiana County**.

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

The receiving stream(s), Straight Run, is located in State Water Plan Watershed 17-D and is classified for High Quality—Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0105 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	
Flow (MGD)	0.0105	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	1.1	XXX	2.7
CBOD ₅	XXX	XXX	XXX	15	XXX	30
Total Suspended Solids	XXX	XXX	XXX	25	XXX	50
Fecal Coliform (CFU/100 ml)				200		
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean	XXX	1000
Oct 1 - Apr 30	XXX	XXX	XXX	2000 Geo Mean	XXX	10000
Ammonia-Nitrogen						
May 1 - Oct 31	XXX	XXX	XXX	3.0	XXX	6.0
Nov 1 - Apr 30	XXX	XXX	XXX	9.0	XXX	18.0

The EPA Waiver is in effect.

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

PA0263842, Sewage, SIC Code 4952, **Keating Township**, PO Box 103, East Smethport, PA 16730. Facility Name: Keating Township Farmers Valley STP. This proposed facility is located in Keating Township, **McKean County**.

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

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

The proposed effluent limits for Outfall 001 are based on a design flow of 0.085 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Average Weekly	Minimum	Average Monthly	Average Weekly	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.2
CBOD ₅	17.7	26.5	XXX	25	37.5	50
Total Suspended Solids	21.2	31.9	XXX	30	45	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean 200	XXX	Geo Mean 1,000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2,000	XXX	Geo Mean 10,000

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

- Requirement to Use eDMR System

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6340.

The EPA Waiver is in effect.

PA0263851, Sewage, SIC Code 4952, **Keating Township**, PO Box 103, East Smethport, PA 16730. Facility Name: Keating Township Cyclone STP. This proposed facility is located in Keating Township, **McKean County**.

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

The receiving stream, the Kinzua Creek, is located in State Water Plan watershed 16-B and is classified for Cold Water Fish, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.085 MGD.

Parameters	Mass (lbs/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly		
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0

Parameters	Mass (lbs/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly		
Total Residual Chlorine	XXX	XXX	XXX	0.32	XXX	0.76
CBOD ₅	17.7	26.5	XXX	25	37.5	50
Total Suspended Solids	21.2	31.9	XXX	30	45	60
Fecal Coliform (CFU/100 ml)				200		1,000
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean	XXX	Geo Mean
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000 Geo Mean
Ammonia-Nitrogen						
May 1 - Oct 31	XXX	XXX	XXX	2.6	XXX	5.2
Nov 1 - Apr 30	XXX	XXX	XXX	7.8	XXX	15.6

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

- Requirement to Use eDMR System

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6340.

The EPA Waiver is in effect.

PA0263869, SIC Code 4952, 8811, **Jerald Dickerson** PO Box 82, Eldred, PA 16731. Facility Name: Dickerson Palmer SFTF. This proposed facility is located in Ceres Township, **McKean County**.

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

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

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0004 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly		Minimum	Average Monthly		
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
BOD ₅	XXX	XXX	XXX	10	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10	XXX	20
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200 Geo Mean	XXX	XXX

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6340.

The EPA Waiver is in effect.

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

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

WQM Permit No. 3410401, Amendment 11-1, Sewerage, **Beale Township**, 573 Cider Press Road, Port Royal, PA 17082.

This proposed facility is located in Beale Township, **Juniata County**.

Description of Proposed Action/Activity: Seeking permit amendment approval for the Village of Walnut for construction of a community small diameter gravity collection system and septic tank treatment and disposal via sand mounds.

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

WQM Permit No. 5311201, CAFO Operation [0241], **Four Winds Dairy**, LLC, 400 Van Etten Road, Ulysses, PA 16948-9562.

This proposed facility is located in Harrison Township, **Potter County**.

Description of Proposed Action/Activity: Four Winds Dairy, LLC, an existing dairy farm, proposes construction of a new 4.06 MG, HDPE-lined, manure storage facility impoundment with related manure transfer piping. The new and existing manure storage facilities will hold a total stored volume of approximately 6.27 MG of manure. The proposed facility is designed with a leak detection system.

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

WQM Permit No. 0275217-A4, Industrial Waste, **Shenango, Inc.**, 200 Neville Road, Pittsburgh, PA 15225-1690

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

Description of Proposed Action/Activity: Permit amendment application.

WQM Permit No. 0277205-A2, Industrial Waste, **US Steel Corporation**, PO Box 878, Dravosburg, PA 15034-0878.

This existing facility is located in West Mifflin Borough, **Allegheny County**.

Description of Proposed Action/Activity: Permit amendment application.

WQM Permit No. 6511402, Sewerage, **Ligonier Township Municipal Authority**, One Municipal Park Drive, Ligonier, PA 15658.

This proposed facility is located in Ligonier Township, **Westmoreland County**.

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

WQM Permit No. 0379404-A1, Sewerage, **West Hills Area Water Pollution Control Authority**, 257 Linde Road, Kittanning, PA 16201.

This existing facility is located in North Buffalo Township, **Armstrong County**.

Description of Proposed Action/Activity: Permit amendment application.

WQM Permit No. 0311403, Sewerage, **Parks Township Municipal Authority**, 1106 Highland Avenue, Vandergrift, PA 15690.

This proposed facility is located in Parks Township, **Armstrong County**.

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

WQM Permit No. 6311402, Sewerage, **Peters Township Sanitary Authority**, 111 Bell Drive, McMurray, PA 15317-3415.

This proposed facility is located in Peters Township, **Washington County**.

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

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

WQM Permit No. 4211401, Sewerage, **Jerald Dickerson**, P. O. Box 82, Eldred, PA 16731.

This proposed facility is located in Ceres Township, **McKean County**.

Description of Proposed Action/Activity: A Single Residence Small Flow Treatment Facility.

IV. NPDES Applications for Stormwater Discharges from MS4

V. Applications for NPDES Waiver Stormwater Discharges from MS4

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI01 0909010	Cold Springs Investment Group 301 Oxford Valley Road Suite 702 Yardley, PA 19067-7713	Bucks	Yardley Borough and Lower Makefield Township	Bucks and Brock Creeks (WWF)
PAI01 2311001	Quarry Center, LP 940 Haverford Road Bryn Mawr, PA 19010	Delaware	Haverford Township	Naylor's Run/Cobbs Creek (WWF-MF)

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

Wyoming County Conservation District: One Hollowcrest Complex, Tunkhannock, PA 18657, 570-836-2589.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI026608001(1)	Mehoopany Wind LLC 455 2nd Street, SE Suite 400 Charlottesville, VA 22902	Wyoming	Eaton Twp., Forkston Twp., Noxen Twp., Washington Twp., Mehoopany Twp.	Bowmans Creek, HQ-CWF, MF; Stone Run, HQ-CWF, MF; Kasson Brook, HQ-CWF, MF; SB Roaring Run, HQ-CWF, MF; Roaring Run, HQ-CWF, MF; Newton Run, HQ-CWF, MF; Sugar Hollow Creek, HQ-CWF, MF; Hettesheimer Run, HQ-CWF, MF; York Run, HQ-CWF, MF; Bowman Hollow, HQ-CWF, MF

Lehigh County Conservation District: Lehigh Ag. Ctr., Ste. 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>
PAI023911012	Eric Barties Wegmans Food Markets, Inc. 1500 Brooks Ave. Rochester, NY 14603	Lehigh	City of Allentown	Little Lehigh Creek, HQ-CWF, MF

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI032111006	Mark L. Horst 174 Fire House Road Shippensburg, PA 17257	Cumberland County	North Newton Township	Big Spring Creek & Green Spring Creek
PAI032111007	Lester Z. Martin 415 East Old York Road Carlisle, PA 17015	Cumberland County	South Middleton Township	Yellow Breeches Creek HQ-CWF
PAI030711001	Williamsburg Municipal Authority 305 East 2nd Street Williamsburg, PA 16693-1041	Blair County	Woodbury Township	Frankstown Branch Juniata River WWF, MF Piney Creek HQ-CWF, MF

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

Centre County Conservation District: 414 Holmes Avenue, Suite 4, Bellefonte, PA 16823, (814) 355-6817

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041406008-R	Dave Palmer S&A Homes, Inc. 2121 Old Gatesburg Rd State College, PA 16803	Centre	Walker Township	UNT to Nittany Creek CWF UNT to Little Fishing Creek HQ-CWF

Lycoming County Conservation District: 542 County Farm Road Suite 202, Montoursville, PA 17754, (570) 433-3003

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI044111003	PA Dept of Conservation & Natural Resources 10 Lower Pine Bottom Rd Waterville PA 17776	Lycoming	McHenry Township	Campbell Run trib to Lick Run EV, MF UNT to Browns Run HQ-CWF, MF

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

Allegheny County Conservation District, 400 North Lexington Street, Pittsburgh PA 15208 (412-241-7645)

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI050211001	Aerotech, Inc. 101 Zeta Drive Pittsburgh, PA 15238-2897	Allegheny	O'Hara Township	Squaw Run (HQ)

Beaver County Conservation District, 156 Cowpath Road, Aliquippa, PA 15001 (724-378-1701)

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI050411003	Blackhawk School District 500 Blackhawk Road Beaver Falls, PA 15010	Beaver	Chippewa Township	North Fork Little Beaver Creek (HQ-CWF)

Fayette County Conservation District, 10 Nickman Plaza, Lemont Furnace, PA 15456 (724-438-4497)

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI052611002	PennDot District 12-0 PO Box 459 825 North Gallatin Avenue Uniontown, PA 15401	Fayette	Springfield Township	Indian Creek (CWF) Mill Run (HQ-CWF)
PAI052611003	Deer Lake Improvement Association 464 Meadow Run Trail Chalk Hill, PA 15470	Fayette	Wharton Township	Meadow Run (HQ-CWF)

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

PAG-12	CAFOs
PAG-13	Stormwater Discharges from MS4

STATE CONSERVATION COMMISSION

NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR NPDES PERMITS FOR CAFOs

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

Persons aggrieved by an action may appeal under 3 Pa.C.S. § 517, section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law) to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service at (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decision law.

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

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

NUTRIENT MANAGEMENT PLAN—PUBLIC NOTICE SPREADSHEET

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Renewal/ New</i>
Carsonville Farm LP (site) 2716 Powells Valley Road Halifax, Pa 17032 Jeff Wagner (owner) 1651 Furnace Hills Road Lititz, Pa 17543	Dauphin	18.3	635.39	Pullets & Swine	N/A	New
Laverne Rohrer 118 Bentz Mill Rd. East Berlin, PA 17316	York	2	310.63	Turkey	NA	Renewal
Elvin Martin 980 Little Mountain Road, Myerstown, PA 17067	Berks	114.4	388.51	Hogs, Beef, Dairy, Layers	NA	Renewal
Lloyd Brubacker 561 Brown Road, Myerstown, PA 17067	Berks	178.0	267.75	Layers	NA	Renewal

PUBLIC WATER SUPPLY (PWS) PERMITS

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

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

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

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

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

SAFE DRINKING WATER

Applications Received Under the Pennsylvania Safe Drinking Water Act

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

Permit No. 5611511 , Public Water Supply.
Applicant Municipal Water Authority of the Township of Jenner, PO Box 115, Boswell, PA 15531
[Township or Borough] Jenner Township
Responsible Official Robert Blough, Chairman Municipal Water Authority of the Township of Jenner, PO Box 115, Boswell, PA 15531
Type of Facility Water system
Consulting Engineer Somerset Planning & Engineering Services, LLC, 222 West Main Street, Suite 100, Somerset, PA 15501
Application Received Date July 11, 2011
Description of Action Construction of a pump station, installation of new 8-inch waterline and replacement of 8-inch waterline.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

**UNDER ACT 2, 1995
PREAMBLE 1**

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

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P. S. §§ 6026.302—6026.305) require the Department to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. A person intending to

use the background standard, Statewide health standard, the site-specific standard or intend to remediate a site as a special industrial area shall file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known or suspected contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one or a combination of cleanup standards or receives approval of a special industrial area remediation identified under the act will be relieved of further liability for the remediation of the site for contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

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

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

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

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

Schaffer Property, 1455 Pennsylvania Avenue, Emmaus Borough, **Lehigh County**. Douglas Sammak, American Analytical & Environmental, Inc., 738 Front Street, Catasauqua, PA 18031 has submitted a Notice of Intent to Remediate (on behalf of his client, Charles H. and Christine Schaffer, 1455 Pennsylvania Avenue, Emmaus, PA 18049), concerning the remediation of soil found to have been impacted by No. 2 fuel oil as a result of a release from an outdoor aboveground storage tank that was caused by an act of vandalism. The applicant proposes to remediate the site to meet the Residential Statewide Health Standard for soil. The intended future use of the property is for residential purposes. 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.

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

Former Agway Energy Products Facility, Borough of Turbotville, Lewis Township, **Northumberland County**. Groundwater Sciences Corp., 2601 Market Place St., Suite 310, Harrisburg, PA 17110 on behalf of Yawga Energy Products, P. O. Box 4933, Syracuse, NY 13221-4933 has submitted a Notice of Intent to Remediate soil and groundwater contaminated with fuel-related volatile organic compounds, particularly benzene and MTBE. The applicant proposes to remediate the site to meet the Site Specific Standard. A summary of the Notice of Intent to Remediate was reported to have been published in *The Daily Item* on June 11, 2011. The intended future use of the property is as a non-residential commercial property.

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 a Solid Waste Processing or Disposal Area or Site.

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

Permit ID No. 301360. CNX Gas Company, LLC, 200 Evergreen Drive, Waynesburg, PA 15370. Lone Pine Water Transfer Station, Lone Pine Road, Washington PA 15301. An application for a residual waste transfer station permit in Amwell Township, **Washington County**, was received in the Regional Office on July 11, 2011.

Northwest Region: Regional Solid Waste Manager, 230 Chestnut Street, Meadville, PA 16335-3481

Permit Application No. 301353. Advanced Waste Services of PA LLC, 101 River Park Drive, New Castle, PA 16101, New Castle, **Lawrence County**. A major permit modification to the existing residual waste processing permit was received on July 20, 2011. The application requests the acceptance of limited types of municipal waste (sludges) for processing. No new processing or storage areas will be created. The application was considered administratively complete by the Northwest Regional Office on July 24, 2011.

Comments concerning the application should be directed to Todd Carlson, Program Manager, Northwest Regional Office, 230 Chestnut Street, Meadville, PA 16335. Persons interested in obtaining more information about the general permit application may contact the Northwest Regional Office at (814) 332-6848. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS NEW SOURCES AND MODIFICATIONS

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

application one time, affords an opportunity for public input and provides for sequential issuance of the necessary permits.

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

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

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

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

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

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

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

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

23-0003T: ConocoPhillips (4101 Post Road, Trainer, PA 19061) to install a reduced volatility Alkylation process (Re-VAP) technology and perform maintenance related activities to the existing Alkylation unit located at 4101 Post Road, Trainer Borough, **Delaware County**. This plan approval will authorize the construction of the project, and the transfer and use of volatile organic compound (VOC) and nitrogen oxides (NOx) emission reduction credits (ERCs). The project is described in the Applicant's application of November 14, 2010 and subsequent submissions.

Based on the information provided by the Applicant and DEP's own analysis, the project will increase emissions of 1.78 tons VOC per year, and 1.74 tons NOx per

year. The required ERCs to offset the contemporaneous emission increases are 34.55 tons VOC and 138.24 tons NOx.

Copies of the application, draft Plan Approval and other documents used in evaluation of the application are available for public inspection during normal business hours at the address shown below.

In order to assure compliance with the applicable standards, DEP will place the following conditions on the plan approval:

25 Pa. Code § 127.208—ERC use and transfer requirements

- The permittee shall use and transfer ERC in accordance with 25 Pa. Code § 127.208.

25 Pa. Code § 127.210—Offset ratios

- The permittee shall provide VOC ERC at a 1.3:1.0 ratio to offset the VOC net emissions increase of 26.58 tons as per 25 Pa. Code §§ 127.203(b)(1)(ii), 127.205(3), and 127.210. The requirement VOC ERC is 34.55 tons.

- The permittee shall provide VOC ERC at a 1.3:1.0 ratio to offset the VOC net emission increase of 106.34 tons as per 25 Pa. Code §§ 127.205(3) and 127.210. The required NOx ERC is 138.24 tons.

25 Pa. Code § 127.12b—Plan approval terms and conditions

- The requirements for Source ID 034 in current TVOP No. 23-00003 apply.

- The requirements for Source ID 035 in current TVOP No. 23-00003 apply.

- The requirements for Source ID 106 in current TVOP No. 23-00003 apply.

- The requirements for Source ID 111 in current TVOP No. 23-00003 apply.

- The requirements for Source ID 114 in current TVOP No. 23-00003 apply.

- The requirements for Source ID 128 in current TVOP No. 23-00003 apply.

- The requirements for Source ID 136 in current TVOP No. 23-00003 apply.

- The Alkylation unit and associated equipment shall be operated in accordance with 40 CFR Part 60, Subpart GGGa—Standards of Performance for Equipment Leaks of VOC in Petroleum Refineries for Which Construction, Reconstruction, or Modification Commenced After November 7, 2006.

- The Alky unit and associated equipment are subject to the leak detection and repair (LDAR) requirements applicable to fugitive sources at petroleum refineries, specified in 25 Pa. Code § 129.58. Certain of these components may also be subject to federal LDAR requirements established under 40 CFR 60, Subpart VVa (through Subpart GGGa), or 40 CFR 63, Subpart CC, as appropriate. In accordance with an alternative monitoring plan submitted by the permittee, and approved by the Department, a source that is subject to both the provisions of 25 Pa. Code § 129.58 and either federal LDAR requirement, satisfies the requirements of 25 Pa. Code § 129.58 by complying with the provisions of the applicable federal LDAR standard. Therefore, each component at the facility that is subject to an LDAR requirement under state or federal regulations complies with applicable LDAR standards by implementing an LDAR program consistent with the single designated regulatory program. The fugitive

monitoring plan developed and maintained on-site by the permittee identifies which portions of each unit are subject to fugitive Sources IDs #114, 128, or 215. This section of the permit identifies applicable standards for Source ID #114, which satisfies LDAR obligations through compliance with the provisions of 25 Pa. Code § 129.58.

- Prior to the issuance of the Operating Permit, the permittee shall provide to the Department a list of the equipment that is subject to the NSPS Subpart GGGa, the applicable requirements for the equipment, and the methods of complying the requirements.

Any person wishing to provide DEP with additional information they believe should be considered prior to the issuance of the Plan Approval may submit the information to the address shown below. Each written comment shall include the following:

- 1) Name, address and telephone number of the person submitting the comments.
- 2) Identification of the proposed Plan Approval No. 23-0003T.
- 3) Concise statement regarding the relevancy of the information or any objections to issuance of the Plan Approval.

Requests for a public fact finding conference or hearing may also be made by writing DEP at the address shown below. A public conference may be held, if DEP in its discretion decides that such a conference is warranted on the basis of the information received. All persons who have submitted comments or have requested a conference will be notified of the decision to hold such a conference by publication in this newspaper or the *Pennsylvania Bulletin*, or by telephone, where DEP determines such notification by telephone is sufficient.

James Rebarchak
Regional Manager
Air Quality
Department of Environmental Protection
Southeast Regional Office
2 East Main Street
Norristown, PA 19401

For additional information, please contact Mr. Sachin Shankar at 484-250-7501

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

Contact: Thomas J. Hanlon, Chief, East Permitting Section—Telephone: 717-705-4862 or Daniel Husted, Chief, West Permitting Section—Telephone: 717-949-7935

28-05002C: Letterkenny Army Depot—US Department of Defense (One Overcash Avenue, Chambersburg, PA 17201) for construction of two coating booths for miscellaneous metal coating operations at their facility in Greene / Letterkenny Townships, **Franklin County**.

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

28-05002C is for the construction of two coating booths in building 57 at the Letterkenny Army Depot Greene / Letterkenny Townships facility. The company shall be subject to and comply with the requirements of Best Available Technology (BAT) in accordance with 25 Pa. Code §§ 127.1 and 127.12(a)(5). Best available tech-

nology (BAT) for this source type is a limit on pounds of VOCs per gallon of coating solids. A limit of 4.52 lbs. VOCs/gallon coating solids is required for general coatings, and a limit of 6.67 lbs. VOCs/gallon coating solids is required for specialized coatings, which is more clearly specified in EPA Control Techniques Guidelines for Miscellaneous Metal and Plastic Parts Coatings. The company shall be subject to and comply with 25 Pa Code § 129.52 Surface Coating Processes and 25 Pa. Code § 129.51 Sources of VOCs. Particulate emissions will be controlled by dry panel filters. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements. The potential air emissions from the proposed project are less than 16 TPY VOCs and 1 TPY HAPs.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at DEP's Southcentral Regional Office, 909 Elmerton Avenue, Harrisburg, PA 17110-8200.

A person may oppose the proposed plan approval, or may provide the Department with additional information to consider in its review, by filing a written protest with the Department at the address listed above. Each written comment must contain the following:

- Name, address and telephone number of the person submitting the comments.
- Identification of the proposed permit by the permit number listed above.
- A concise statement regarding the relevancy of the information or objections to the issuance of the permit.

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

Daniel C. Husted may be contacted at 717-705-4863, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments, protests, or requests for a public hearing.

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

21-03055B: Fry Communications, Inc. (800 West Church Road, Mechanicsburg, PA 17055) for the installation of a web offset printing press with afterburner emissions control system at the Building 4 facility in Silver Spring Township, **Cumberland County**.

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

Plan Approval 21-03055B authorizes the installation of the Source ID 106 printing press with integral afterburner for volatile organic compound (VOC) emissions control. The plant's potential VOC emissions will increase

by an estimated 3 tons per year total for the new press and support activities. The Plan Approval and Operating permit will contain emission limits, along with monitoring, recordkeeping and reporting requirements to ensure the plant complies with the applicable air quality requirements.

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

A person may oppose the proposed plan approval, or may provide the Department with additional information to consider in its review, by filing a written protest with the Department at the address listed above. Each written comment must contain the following:

- Name, address and telephone number of the person submitting the comments.
- Identification of the proposed permit by the permit number listed above.
- A concise statement regarding the relevancy of the information or objections to the issuance of the permit.

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

Daniel C. Husted, PE may be contacted at 717-705-4863, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

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

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

08-399-019E: Global Tungsten & Powders, Corp. (Hawes Street, Towanda, PA 18848-0504), for the proposed construction of and operation of one new process reactor tank (CR-6) for digesting tungsten carbide scrap metal with hydrochloric acid at the North Towanda Township, **Bradford County** facility. This is a state only facility. The facility has taken a synthetic minor restriction to limit the carbon monoxide, nitrogen oxides, and volatile organic compounds emissions below the major thresholds.

The Department's review of the information contained in the application submitted by GTP indicates that the hydrochloric acid emissions from the tanks controlled by the proposed Bionomics scrubber and the existing sources will comply with applicable air quality requirements pertaining to air contamination sources and the emission of air contaminants, including the best available technology requirement (BAT) of 25 Pa. Code §§ 127.1 and 127.12. Based on this finding, the Department proposes to issue a plan approval for the proposed construction.

The emissions from the proposed new source combined with existing sources will not exceed 0.2 tons of hydrochloric acid per year. The following is a summary of the types of conditions the Department intends to place in the plan approval to ensure compliance with applicable regulatory requirements including the best available technology requirements of 25 Pa. Code §§ 127.1 and 127.12.

Work practice requirements to install and operate the sources and control device in accordance with manufacturer's recommendations and good air pollution control practices.

Monitoring and Recordkeeping conditions to verify compliance with the applicable requirements and good air pollution control practices.

A copy of the plan approval application and the Department's review is available for public review between 8 a.m. and 4 p.m. at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review may be made by calling the Department at 570-327-3693. Written comments or requests for a public hearing should be directed to Muhammad Q. Zaman, Environmental Program Manager, Department of Environmental Protection, Air Quality Program, Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, 570-327-3648.

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

Contact: B. Hatch, Environmental Engineer Managers—Telephone: 412-442-4163/5226

63-00936E: MarkWest Liberty Midstream and Resources, LLC (1515 Arapahoe Street Tower 2, Suite 700, Denver, CO 80202-2126) Notice is hereby given in accordance with 25 Pa. Code §§ 127.44—127.46 that the Department of Environmental Protection (DEP) intends to issue Air Quality Plan Approval: PA-63-00936E to allow the installation and initial temporary operation of a rail load-out facility for the transfer of up to 402 million gallons of natural gas liquids produced at the Houston Gas Plant located in Chartiers Township, **Washington County**.

Potential emit from the rail load-out facility is estimated to be 4.53 tons of nitrogen oxides (NO_x), 24.63 tons of carbon monoxide (CO), and 9.85 tons of volatile organic compounds (VOC) per year. Best available technology (BAT) for the proposed sources is the load-out of natural gas liquids into railcars under positive pressure or under normal pressure conditions with control by a vapor collection unit and enclosed flare. Minimization of natural gas liquids loss during loading hose disconnects and equipment inspection for the presence of leaks is also required. The authorization is subject to State regulations including 25 Pa. Code § 129.57. The reporting of greenhouse gas emissions in the form of CO₂ equivalent and on a mass basis has also been included in this Plan Approval. Plan Approval has been conditioned to ensure compliance with all applicable rules. This includes testing, work practice, monitoring, recordkeeping, and reporting conditions. Once compliance with the Plan Approval is demonstrated, the applicant will subsequently apply for or amend a Title V Operating Permit in accordance with 25 Pa. Code Chapter 127, Subchapter F.

Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of the Plan Approval may submit the information to Alan Binder, Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA, 15222. Each written comment must contain the following:

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

Identification of the proposed Plan Approval (PA-63-00936E).

Concise statements regarding the relevancy of the information or objections to issuance of the Plan Approval.

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

For additional information you may contact Alan Binder at 412-442-4168.

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

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

AMS 11006: Southeastern Pennsylvania Transportation Authority—Callowhill Bus Facility, (59th and Callowhill Streets, Philadelphia, PA 19132) for installation of the following: three (3) boilers, each rated at 4.8 MMBtu/hr or less and firing natural gas or No. 2 fuel oil; one (1) 0.6 MMBtu/hr pressure washer firing natural gas; nine (9) 0.83 MMBTU/hr rooftop heaters, each firing natural gas; one (1) thermal oxidizer for soil remediation; activated carbon units for soil remediation; two (2) parts washer/degreasers; and one (1) 200 kilowatt emergency generator firing natural gas in the City of Philadelphia, **Philadelphia County**. After the installation, there will be a potential emission increase of the following pollutants: 13.0 tpy of NO_x; 1.1 tpy of VOC, and 1.1 tpy of PM, 7.0 tpy of CO, and 9.8 tpy of SO_x. The Plan Approval will contain operating, monitoring, recordkeeping, and reporting requirements to ensure operation within all applicable requirements.

AMS 11032: Southeastern Pennsylvania Transportation Authority—Overbrook Maintenance Facility, (5320 West Jefferson Street, Philadelphia, PA 19131) for installation of the following: sixteen (16) space heaters, each rated at 0.8 MMBtu/hr or less and firing natural gas; one (1) 0.56 MMBtu/hr pressure washer firing natural gas; and two (2) parts washer/degreasers in the City of Philadelphia, **Philadelphia County**. After the installation, there will be a potential emission increase of the following pollutants: 3.4 tpy of NO_x; 0.4 tpy of VOC, and 2.9 tpy of CO. The Plan Approval will contain operating, 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 and 25 Pa. Code Chapter 127, Subchapter G.

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

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

46-00001: JBS Souderton Inc. (741 Souder Road, Souderton, PA 18964) for renewal of the Title V Operating Permit in Franconia Township, **Montgomery County**. The current permit will expire on November 28, 2011. The facility is a meat-packing and rendering plant, which emits major levels of Nitrogen Oxides (NO_x) from the boilers on site. Source ID 112 Parts Washers has been moved from Section A (Site Inventory) and Section D (Source Level) to Section G (Miscellaneous) of permit because the facility has replaced the solvent-based product with an aqueous-based washer solution in the parts washers. The following on-going projects at the facility are exempt from plan approval but have been added to the operating permit as follows: (a) Source ID 302 Anaerobic Lagoon Project RFD No. 711 and Control Device Source ID CD13 Gas Flare Project RFD No. 757, (b) Source ID 113 Exempt Emergency Generators RFD No. 839. The renewal contains all applicable requirements including monitoring, recordkeeping and reporting.

The sources at this facility are not subject to Compliance Assurance Monitoring (CAM) pursuant to 40 CFR Part 64 because the existing control devices are not used to reduce emissions for which the facility is major (NO_x).

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

Contact: Thomas J. Hanlon, Chief, East Permitting Section—Telephone: 717-705-4862 or Daniel Husted, Chief, West Permitting Section—Telephone: 717-949-7935

38-05003: Carmeuse Lime, Inc. (3 Clear Spring Road, Annville, PA 17003) for operation of a lime manufacturing plant in North Londonderry Township, **Lebanon County**.

In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has received an application and intends to issue an Air Quality Operating Permit for the abovementioned facility. This is a renewal of their Title V Operating permit issued in November 2006. Included in the permit renewal is the incorporation of emission reduction credits (ERCs) to be entered into Pennsylvania's ERC registry for the shut-down of kilns No. 1 & 2. The facility will be granted ERCs in the amount of 161.05 tons per year (tpy) for nitrogen oxides (NO_x), 238.94 tpy of carbon monoxide (CO), 149.48 tpy of sulfur oxides (SO_x), 10.57 tpy of particulate matter (PM-10), 3.12 tpy of particulate matter (PM2.5), and 0.46 tpy of volatile organic compounds (VOCs). The facility is subject to 40 CFR Part 63, Subpart AAAAA—National Emission Standards for Hazardous Air Pollutants for Lime Manufacturing Plants. The subject facility has actual emissions of approximately 157.1 tons of CO, 329.9 tons of NO_x, 29.3 tons of PM10, 167.2 tons of SO_x, and 1.0 ton of VOCs. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping, and reporting requirements to ensure the facility complies with the applicable air quality regulations.

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

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

- Name, address and telephone number of the person submitting the comments.
- Identification of the proposed permit by the permit number listed above.
- A concise statement regarding the relevancy of the information or objections to the issuance of the permit.

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

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

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

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

Contact: Thomas J. Hanlon, Chief, East Permitting Section—Telephone: 717-705-4862 or Daniel Husted, Chief, West Permitting Section—Telephone: 717-949-7935

06-05122: Roeberg Enterprise Inc.—dba Yorgey's Cleaners (1700 Fairview Street, Reading, PA 19606) for operation of a dry cleaning facility in Reading City, **Berks County**.

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

The subject facility has actual emissions of 11.8 tpy of VOC. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 40 CFR 60 Subpart JJJ—Standards of Performance for Petroleum Dry Cleaners.

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

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

- Name, address and telephone number of the person submitting the comments.
- Identification of the proposed permit by the permit number listed above.
- A concise statement regarding the relevancy of the information or objections to the issuance of the permit.

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

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

38-05027: Reading Materials Inc. (155 Syner Road, Annville, PA 17003) for the operation of a batch asphalt plant in North Annville Township, **Lebanon County**.

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

The subject facility has actual emissions of 18.6 tpy of CO, 1.2 tpy of NO_x, 0.2 tpy of SO_x, 0.4 tpy of VOC and 1.3 tpy of PM-10. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include

provisions derived from 40 CFR 60 Subpart I—Standards of Performance for Hot Mix Asphalt Facilities.

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

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

- Name, address and telephone number of the person submitting the comments.
- Identification of the proposed permit by the permit number listed above.
- A concise statement regarding the relevancy of the information or objections to the issuance of the permit.

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

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

06-03149: The Bachman Co. (51 Spring Valley Road, Reading, PA 19605) for production of pretzels and Jax in Muhlenberg Township, **Berks County**.

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

The subject facility has actual emissions of 2.64 tpy of NO_x, 2.22 tpy of CO, 0.20 tpy of PM, and 0.15 tpy of VOC. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

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

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

- Name, address and telephone number of the person submitting the comments.
- Identification of the proposed permit by the permit number listed above.
- A concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *PA Bulletin*, will exist for the submission of comments or protests. Mr. Thomas Hanlon, Chief, East Permitting Section may be contacted at 717-705-4862, or at PA DEP Air Quality Program, 909

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

21-05044: Dairy Farmers of America, Inc. (4825 Old Gettysburg Road, Mechanicsburg, PA 17055) for the bottled beverage production facility in Lower Allen Township, **Cumberland County**.

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

The subject facility has the following actual emissions: 9 TPY of CO; 5 TPY of NO_x; and 1 TPY of VOC. The Operating Permit will include emission limits and work practice standards along with testing, monitoring, record keeping and reporting requirements to ensure the facility complies with all applicable air quality regulations. All three boilers are subject to 40 CFR Part 60, Subpart D—Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units as well as 40 CFR Part 63, Subpart JJJJJJ—National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers Area Sources.

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

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

- Name, address and telephone number of the person submitting the comments.
- Identification of the proposed permit by the permit number listed above.
- A concise statement regarding the relevancy of the information or objections to the issuance of the permit.

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

Daniel C. Husted, P.E., Chief, West Permitting Section, may be contacted at 717-705-4863, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

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

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

63-00494: Fort Cherry School District (110 Fort Cherry Rd., McDonald, PA, 15057-2927). Synthetic Minor Operating Permit renewal for the Fort Cherry Jr/Sr High School located in Mt. Pleasant Township, **Washington County**. Equipment at this facility includes one tri-fuel boiler equipped to burn either coal or natural gas and a second tri-fuel boiler equipped to burn only natural gas. Additional insignificant sources include a small dust collector, hot water heaters, gas ovens, and steam kettles. Potential emissions from the facility are based on a limit of burning 2,160 tons of coal per consecutive 12 month period and are estimated to be 23.7 tons NO_x, 3.0 tons

VOCs, 14.4 tons CO, 5.1 tons particulate matter and 80.4 tons SO_x. Actual emissions from the facility are much lower. The facility is subject to the applicable requirements of Pa Code Title 25 Chapters 121 through 145. The proposed Operating Permit contains applicable emission limits, as well as testing, monitoring, recordkeeping, reporting and work practice requirements. This is a State Only Permit Renewal.

PLAN APPROVALS

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

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

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

66-329-012: Chief Gathering LLC (6051 Wallace Road Ext., Suite 210, Wexford, PA 15090-7386) for construction of a natural gas compressor station at their Wyoming North Compressor Station in Lemon Twp., **Wyoming County**.

Notice is hereby given in accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), that the Department of Environmental Protection (DEP) has received and intends to issue a Plan Approval to Chief Gathering LLC (6051 Wallace Road Ext., Suite 210, Wexford, PA 15090-7386) for their facility to be located in Lemon Twp., Wyoming County. This Plan Approval No. 66-329-012 will be incorporated into a Synthetic Minor Permit through an administrative amendment at a later date.

Plan Approval No. 66-329-012 is for the construction of a natural gas compressor station at the Wyoming North Compressor Station. The site will consist of eight lean-burn compressor engines, two dehydration units with reboilers and associated equipment. The VOC emissions from the facility will not equal or exceed 50 TPY, based on a 12-month rolling sum. The NO_x emissions from the facility will not equal or exceed 100 TPY, based on a 12-month rolling sum. Total PM, SO_x, and CO emissions from the facility will not equal or exceed 100 TPY, based on a 12-month rolling sum. The HAPs from the facility must never equal or exceed 10 TPY of any single HAP and must never equal or exceed 25 TPY of all aggregated HAPs, based on a 12-month rolling sum. The Plan approval and Operating Permit will include testing, monitoring, record keeping and reporting requirements designed to keep the sources operating within all applicable air quality requirements.

The facility is subject to MACT 40 CFR Part 63 Subparts ZZZZ and HH, NSPS Subpart JJJJ and 25 Pa. Code § 127.12(a)(5) Best Available Technology (BAT) requirements. The visible emission opacity shall not be equal to or greater than 20% at any time. The company shall be subject to and comply with 25 Pa. Code § 123.31 for malodorous emissions.

Emissions from the engines will meet MACT Subpart ZZZZ, MACT Subpart HH, BAT & NSPS Subpart JJJJ requirements. The Plan Approval and Operating permit will contain additional recordkeeping and operating re-

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

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915.

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

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

Identification of the proposed permit No.: 66-329-012.

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

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Ray Kempa, Chief, New Source Review Section, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, Phone # 570-826-2511 within 30 days after publication date.

COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

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

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

Written comments or objections regarding a mining permit application should contain the name, address and telephone number of persons submitting comments or

objections, application number and a statement of sufficient detail to inform the Department on the basis of comment or objection and relevant facts upon which it is based.

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

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

Coal Applications Received

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

17841607 and NPDES No. PA0100803 and GP12-17841607. Rosebud Mining Company, (301 Market Street, Kittanning, PA 16201), to renew the permit for the Bigler Coal Preparation Plant in Bradford Township, **Clearfield County** and related NPDES permit. Includes renewal of Bureau of Air Quality GPA/GP12 Authorization. No additional discharges. Application received: December 27, 2010.

30831303 and NPDES No. PA0013511, Cumberland Coal Resources, LP, (158 Portal Road, P. O. Box 1020, Waynesburg, PA 15370), to revise the permit for the Cumberland Mine in Center and Wayne Townships, **Greene County** to install the No. 7 Bleeder Shaft Site. Surface Acres Proposed 3.7. No additional discharges. Application received: February 15, 2011.

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

56990105 and NPDES No. PA0235202. Marquise Mining Corporation, 3889 Menoher Boulevard, Johnstown, PA 15905, permit renewal for reclamation only of a bituminous surface and auger mine in Quemahoning Township, **Somerset County**, affecting 168.5 acres. Receiving stream(s): unnamed tributaries to/and Stonycreek River classified for the following use(s): cold water fishery. The first downstream potable water supply intake from the point of discharge is Cambria Somerset Authority Border Dam SWI. Application received: July 11, 2011.

05070101 and NPDES No. PA0262544. Heritage Coal & Natural Resources, LLC, 208 West Mud Pike Road, Rockwood, PA 15557, transfer of an existing bituminous surface mine from Forcey Coal, Inc., P. O. Box 225, Madera, PA 16661, located in Broadtop Township, **Bedford County**, affecting 110.0 acres. Receiving stream(s): East Fork Brewster Hollow Run and Brewster Hollow Run classified for the following use(s): warm water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: June 20, 2011.

56060101 and NPDES No. PA0249904. Fieg Brothers, 3070 Stoystown Road, Stoystown, PA 15563, permit renewal for the continued operation and restoration of a bituminous surface mine in Stonycreek Township, **Somerset County**, affecting 194.6 acres. Receiving stream(s): UTS to Buck Run, Schrock Run and Stonycreek River classified for the following use(s): cold water fisheries. The first downstream potable water

supply intake from the point of discharge is Hooversville Municipal Authority. Application received: July 11, 2011.

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

03803044 and NPDES Permit No. PA0126375. State Industries, Inc. (P. O. Box 1022, Kittanning, PA 16201). Revision application for additional operation area and gas well variance to an existing bituminous surface mine, located in East Franklin Township, **Armstrong County**, affecting 97.9 acres. Receiving streams: unnamed tributary to Limestone Run, classified for the following use: WWF. The potable water supply intake within 10 miles downstream from the point of discharge: West Penn Water Co. Application received: May 2, 2011.

63090103 and NPDES Permit No. PA0251747. Amerikohl Mining, Inc. (1384 State Route 711, Stahlstown, PA 15687). Revision application for increase of mining area to an existing bituminous surface mine, located in Fallowfield & Somerset Townships, **Washington County**, affecting 222.2 acres. Receiving streams: Sawmill Creek and unnamed tributaries to Sawmill Creek, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Application received: July 18, 2011.

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

10080103. Ben Hal Mining Company (389 Irishtown Road, Grove City, PA 16127). Revision to an existing bituminous surface and auger mine to change the post-mining land use from forestland and forestland (now abandoned surface mine) to unmanaged natural habitat on the Raymond F. Webb and Helen D. Schubert properties and to change the post-mining land use from forestland to unmanaged natural habitat on the Roger M. Wick and Edward Rudolchick properties in Concord Township, **Butler County**. Receiving streams: Unnamed tributary No. 3 to Pine Run, classified for the following uses: HQ-WWF. The first downstream potable water supply intake from the point of discharge is Pennsylvania American Water Company. Application received: July 21, 2011.

10920112 and NPDES Permit No. PA0211401. State Industries, Inc. (P. O. Box 1022, Kittanning, PA 16201) Renewal of an existing bituminous strip, auger and coal ash placement in Concord Township, **Butler County** affecting 230.1 acres. Receiving streams: Four unnamed tributaries of Bear Creek and Bear Creek, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. This application is for reclamation only. Application received: July 20, 2011.

33070108. Ben Hal Mining Company (389 Irishtown Road, Grove City, PA 16127). Revision to an existing bituminous surface mine to change the post-mining land use from forestland to unmanaged natural habitat on the Donald D. Ramsey (now Jacob Miller) property in McCalmont Township, **Jefferson County**. Receiving streams: Six unnamed tributaries to Little Sandy Creek, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: July 21, 2011.

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

17800147 and NPDES No. PA0256463. Sky Haven Coal, Inc. (5510 State Park Road, Penfield, PA 15849).

Renewal of an existing bituminous surface mine located in Lawrence Township, **Clearfield County** affecting 298.0 acres. Receiving streams: unnamed tributaries to Moose Creek and Montgomery Creek classified for cold water fisheries. There are no potable water supply intakes within 10 miles downstream. Application received: July 5, 2011.

17080114 and NPDES No. PA0256951. Waroquier Coal Co. (P. O. Box 128, Clearfield, PA 16830). Revision to an existing bituminous surface mine located in Jordan Township, **Clearfield County** affecting 97.0 acres. This revision is for an incidental boundary extension to add 5.2 acres to the surface mine permit boundary which includes the location of a new haul road and additional spoil storage area. Receiving streams: North Witmer Run and Davidson Run classified for cold water fisheries. There are no potable water supply intakes within 10 miles downstream. Application received: July 8, 2011.

Noncoal Applications Received

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

6276SM1A1C6 and NPDES Permit No. PA0594571. New Enterprise Stone & Lime Co., Inc. d/b/a Martin Limestone, Inc. (P. O. Box 550, Blue Ball, PA 17506), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Salisbury Township, **Lancaster County**, receiving stream: unnamed tributary to Pequea Creek, classified for the following use: High Quality, cold water fishers. Application received: July 20, 2011.

PROJECTS UNDER THE ENVIRONMENTAL GOOD SAMARITAN ACT

Chapter 81 of 27 Pa.C.S. (relating to Environmental Good Samaritan Act) 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.

The following project proposals have been received by the Department. A copy of a proposal is available for inspection at the office indicated before each proposal.

Written comments or objections may be submitted by a person or office or head of a Federal, state or local government agency or authority to the Department at the same address 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 objection and the relevant facts upon which it is based.

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

Pursuant to the Environmental Good Samaritan Act (27 Pa.C.S.A. 8001—8114), notice is hereby given that the Clearfield Creek Watershed Association has submitted a proposal to the Department of Environmental Protection (DEP) for a water pollution abatement project to construct a passive abandoned mine treatment system on properties owned by the Blair County Solid Waste Authority; located one mile N.W. of Buckhorn, PA along Little Laurel Run.

A copy of the project proposal is on file for public review at the Cambria Office, 286 Industrial Park Road, Ebensburg, PA 15931 between the hours of 9:00 a.m.—4:00 p.m. Written comments or objections may be submitted to the Cambria Office within thirty (30) days of the date of the 4th/last publication of this public notice. The comments must include the person's name, address, telephone number and a brief statement describing the reason for the objection.

MINING ACTIVITY NPDES DRAFT PERMITS

This notice provides information about applications for a new, amended or renewed NPDES permits associated with mining activity (coal or noncoal) permits. The applications concern industrial waste (mining) discharges to surface water and discharges of stormwater associated with mining activities. This notice is provided in accord-

ance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Federal Clean Water Act(33 U.S.C.A. §§ 1251—1376).

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

Effluent Limits for Coal Mining Activities

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

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

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

*The parameter is applicable at all times.

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

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

limits apply to iron, manganese and suspended solids in surface runoff, discharges and drainage resulting from these precipitation events and those of greater magnitude in accordance with 25 Pa. Code §§ 87.102, 88.92, 88.187, 88.292, 89.52 and 90.102.

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

Effluent Limits for Noncoal Mining Activities

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

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

* The parameter is applicable at all times.

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

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

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

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

limitations may apply in the event that unexpected discharges occur.

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

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

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

and a newspaper of general circulation within the relevant geographical area. When a public hearing is held, the Department will consider comments from the public hearing in the final determination on the NPDES permit application.

Coal NPDES Draft Permits

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

NPDES No. PA 0257613 (Mining permit no. 17110104), Strishock, LLC, 220 Hillcrest Drive, DuBois, PA 15801, new of an NPDES permit for bituminous surface and auger mining in Decatur and Boggs Township, **Clearfield County**, affecting 52.4 acres. Receiving stream(s): an unnamed tributary to Little Laurel Run, classified for the following use(s): Cold Water Fisheries. A TMDL titled Little Laurel Run Watershed TMDL has been completed. Application received: March 30, 2011. Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits described above for coal mining activities.

The outfall(s) listed below discharge to [list receiving stream]: unnamed tributary to Little Laurel Run.

Outfall No.

TB-1
A

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

DISCHARGE LIMITATIONS*

<i>Discharge Parameter</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Iron	3.0	6.0	7.0
Manganese	2.0	4.0	5.0
Total Suspended Solids	35.0	70.0	90.0
Aluminum	2.0	4.0	5.0
Osmotic Pressure			50 milliosmoles/kilogram

pH not less than 6.0 standard units nor greater than 9.0 standard units at all times.
Alkalinity must exceed acidity at all times.

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

** milliosmoles/kilogram

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

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

commenting, identification of the certification request to which the comments or objections are addressed and a concise statement of comments, objections or suggestions including the relevant facts upon which they are based.

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

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

Applications Received under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and Requests for Certification under section 401(a) of the FWPCA.

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E01-298: Texas Eastern Transmission, LP, 890 Winter Street, Suite 300, Waltham, MA 02451, in Reading Township, **Adams County**, ACOE Baltimore District

To: 1) remove the existing structure and install and maintain a 36.0-inch gas pipeline in and across four unnamed tributaries to Mud Run (WWF, MF), two unnamed tributaries to Market Run (WWF, MF) and two unnamed tributaries to Red Run (WWF, MF), and 2) install and maintain temporary crossings in four unnamed tributaries to Mud Run (WWF, MF), two unnamed tributaries to Market Run (WWF, MF), and four unnamed tributaries to Red Run (WWF, MF); all for the purpose of replacing 4.0 miles of 24.0-inch gas pipeline with 36.0-inch gas pipe. The project location begins approximately an 0.8 mile northeast of the intersection of Lake Meade Road and Carlisle Pike (Route 94) and ends approximately an 0.8 mile east of Bakers Watering Trough Road approximately a 0.4 mile northeast of its intersection with Stoney Point Road (Hampton, PA Quadrangle; N: 16.9 inches, W: 16.1 inches; beginning at Latitude: 39°57'35.28", Longitude: -77°04'28.56" and ending at Latitude: 39°58'20.64", Longitude: -77°00'48.5994"), in Reading Township, Adams County.

E22-571: Borough of Millersburg, Riverfront Park Gateway Project, 101 West Street, Millersburg, PA 17061, in Millersburg Borough, **Dauphin County**, ACOE Baltimore District

To construct and maintain: 1) an 8.0-foot wide, 1,055.0-foot long walkway with sitting areas; 2) 280.0 square feet of concrete walks; 3) 258.0 square feet of dry laid pavers; 4) 630.0 square feet of pedestrian area; 5) 30.0 feet of steel guiderail; 6) 138.0 square feet of bituminous parking area; 7) to perform approximately 1,380.0 square feet of regarding and paving to existing boat ramp access drives located within the floodplain of the Susquehanna River (WWF, MF), and 8) a 20.0-foot by 30.0-foot concession/restroom building within the floodway of the Susquehanna River (WWF, MF). The project is located west of River Street from Keystone Street (Millersburg, PA Quadrangle, N: 6.56 inches, W: 12.47 inches; Latitude: 40°32'10", Longitude: -76°57'53") to Moore Street (Millersburg, PA Quadrangle; N: 7.57 inches, W: 12.50 inches; Latitude 40°32'30", Longitude: -76°57'54") located in the Borough of Millersburg, Dauphin County. The purposed of the project is to expand and upgrade the existing community park.

E28-369: Texas Eastern Transmission, LP, TEAM 2012, Natural Gas Pipeline Replacement, in Greene, Guilford, and Peters Townships, **Franklin County**, ACOE Baltimore District

To remove the existing 24.0-inch diameter gas pipeline and to install and maintain a 36.0-inch diameter gas pipeline in and across: 1) four unnamed tributaries to Conococheague Creek (CWF, MF), 2) Stump Run (CWF, MF), 3) an unnamed tributary to West Branch Conococheague Creek (TSF, MF), 4) five wetland crossings in the Conococheague Creek Watershed, being 41.0,

100.0, 31.0, 395.0, and 140.0 feet long (Start: Chambersburg, PA Quadrangle; N: 3.09 inches, W: 2.47 inches; Latitude: 39°53'31.3", Longitude: -77°38'33.3"; End: Scotland, PA Quadrangle; N: 4.94 inches, W: 1.22 inches; Latitude; 39°54'8.0", Longitude: -77°30'31.2") in Greene, Guilford, and Peters Townships, Franklin County. The purpose of the project is to provide additional natural gas supply diversity and security of supply. All impacts are temporary impacts and mitigation is not required.

E67-887: York City Public Works, James Gross, 50 West King Street, PO Box 509, York, PA 17405, in York City and West Manchester Township, **York County**, ACOE Baltimore District

To remove a portion of the existing stream enclosure and to relocate and maintain 700.0 feet of an unnamed tributary to Willis Run (WWF, MF) for the purpose of increasing the capacity of the current conveyance system during high flows. The project is located at the southwest corner of the intersection of Marbrook Lane and Roosevelt Avenue (West York, PA Quadrangle; N: 18.25 inches, W: 1.0 inch; Latitude: 39°58'34.36", Longitude: -76°45'25.59") in York City and West Manchester Township, York County.

E67-893: P. H. Glatfelter Company, Phyllis Chant, 228 South Main Street, Spring Grove, PA 17362-0500, in Spring Grove Borough, **York County**, ACOE Baltimore District

To: 1) construct and maintain a temporary 22.05-foot wide, single span bridge having a normal span of 144.6 feet and an underclearance of 12.0 feet across Codorus Creek (WWF, MF), and 2) temporarily place and maintain fill in 0.018 acre of emergent/forested wetland for the purpose of improving transportation safety on the P. H. Glatfelter property. The project is located along Route 116/York Road/Hanover Road on the P. H. Glatfelter property, approximately 800.0 feet downstream of the existing bridge (Seven Valleys, PA Quadrangle; N: 22.0 inches, W: 16.0 inches; Latitude: 39°52'14.8", Longitude: -76°51'45.2") in Spring Grove Borough, York County.

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

E02-584. Hanson Aggregates, BMC, Inc., 2200 Springfield Pike, Connellsville, PA 15425. The applicant proposes to reissue and amend commercial sand and gravel dredging permits in Allegheny, **Armstrong**, and **Beaver Counties**. To continue performing commercial sand and gravel dredging in select areas of the Allegheny River (WWF) within Pool 5 (Mile Points 30.4 to 36.3) (Starting at Freeport, PA Quadrangle N: 10.6 inches; W: 5.8 inches and ending at Leechburg, PA Quadrangle N: 16.6 inches; W: 11.0 inches) (Starting Latitude 40°41'02" N - Longitude 79°40'00"; ending Latitude 40°42'58" N - Longitude 79°34'44" W), and in the Ohio River (WWF) within the Dashields, Montgomery and New Cumberland Pools (Mile Points 6.2 to 40.0) (Starting at Emsworth, PA Quadrangle N: 0.6 inches; W: 12.4 inches, and ending at East Liverpool North, OH-PA-WV Quadrangles N: 2.3 inches; W: 2.6 inches) (Starting Latitude 40°30'10" N - Longitude 80°05'21"; ending Latitude 40°38'15" N - Longitude 80°31'08" W), subject to review of Fish and Mussel Surveys and Prescribed setback in Allegheny, Armstrong, and Beaver Counties. The site Specific currently approved dredging locations are as follows (see attached tables):

Permit No. E02-584
Attachment No. 2 Approved Dredging Areas by River Mile

<i>County</i>	<i>River</i>	<i>Pool</i>	<i>River Miles</i>	<i>Municipalities</i>	<i>Comments/ Restrictions</i>	<i>Mussel Survey Expiration Date</i>
Beaver	Ohio	Montgomery	19.2 to 20.2 L	City of Aliquippa Baden Borough Hopewell Township		10/01/13
			26.2 to 27.2 L&R	Beaver Borough, Center Township, Potter Township, Vanport Borough		12/31/11

Permit No. E02-584
Attachment No. 3 Approved Dredging Areas by River Mile

<i>County</i>	<i>River</i>	<i>Pool</i>	<i>River Miles</i>	<i>Municipalities</i>	<i>Comments/ Restrictions</i>	<i>Mussel Survey Expiration Date</i>
Armstrong	Allegheny	5	30.7 to 31.7 L&R	South Buffalo Township, Gilpen Township		05/19/13

E02-919. Tri-State River Products, Inc., PO Box 218, Beaver, PA 15009. The applicant proposes to reissue and amend commercial sand and gravel dredging permits in Allegheny, **Armstrong**, and **Beaver Counties**. The applicant proposes to continue performing commercial sand and gravel dredging in select areas of the Allegheny River (WWF) within Pool 5 (Mile Points 30.4 to 36.3) (Starting at Freeport, PA Quadrangle N: 10.6 inches; W: 5.8 inches and ending at Leechburg, PA Quadrangle N: 16.6 inches; W: 11.0 inches) (Starting Latitude 40°41'02"N - Longitude 79°40'00"; ending Latitude 40°42'58" N - Longitude 79°34'44" W), and in the Ohio River (WWF) within the Dashields, Montgomery and New Cumberland Pools (Mile Points 6.2 to 40.0) (Starting at Emsworth, PA Quadrangle N: 0.6 inches; W: 12.4 inches, and ending at East Liverpool North, OH-PA-WV Quadrangles N: 2.3 inches; W: 2.6 inches) (Starting Latitude 40°30'10"N - Longitude 80° 05'21"; ending Latitude 40°38'15" N - Longitude 80°31'08" W), subject to review of Fish and Mussel Surveys and Prescribed setback in Allegheny, Armstrong, and Beaver Counties. The site Specific currently approved dredging locations are as follows (see attached tables):

Permit No. E02-919
Attachment No. 2 Approved Dredging Areas by River Mile

<i>County</i>	<i>River</i>	<i>Pool</i>	<i>River Miles</i>	<i>Municipalities</i>	<i>Comments/ Restrictions</i>	<i>Mussel Survey Expiration Date</i>
Beaver	Ohio	Montgomery	19.2 to 20.2 L	City of Aliquippa Baden Borough Hopewell Township		10/01/13
			26.2 to 27.2 L&R	Beaver Borough, Center Township, Potter Township, Vanport Borough		12/31/11

Permit No. E02-919
Attachment No. 3 Approved Dredging Areas by River Mile

<i>County</i>	<i>River</i>	<i>Pool</i>	<i>River Miles</i>	<i>Municipalities</i>	<i>Comments/ Restrictions</i>	<i>Mussel Survey Expiration Date</i>
Armstrong	Allegheny	5	30.7 to 31.7 L&R	South Buffalo Township, Gilpen Township		05/19/13

E30-238. Consol Pennsylvania Coal Co LLC, 1525 Pleasant Grove Drive, P O Box J, Claysville, PA 15323. The applicant proposed to remove an existing single span concrete bridge and construct and maintain a precast concrete box culvert approximately 40 feet downstream along Patterson Creek Road (T-581). The proposed culvert will be a 28 ft. X 8.5 ft. single cell culvert and include wingwalls and rock protection at both the inlet and outlet in Patterson Creek (HQ-WWF) to make road improvements on T-581. The project is located near the intersection of Patterson Creek Road and West Run Road (USGS Rogersville, PA quadrangle; N: 11.95 inches, W: 5.6

inches; Latitude: 39° 56' 22.4"; Longitude: 80° 17' 33.5") in Morris Township, **Greene County**.

E56-358. Conemaugh Township Municipal Authority, PO Box 429, 113 South Main Street, Davidsville, PA 15928-0429. The applicant proposes to construct and maintain an outfall structure consisting of a 3" diameter wastewater discharge pipe and R-5 rip-rap bank protection, for the purpose of discharging treated wastewater from a slow sand water treatment plant. The project is located approximately 1600' southeast of the Conemaugh Township Municipal Authority's water treatment facility in Jenner Township, **Somerset County**. (Pittsburgh

ACOE District; Boswell, PA Quadrangle N 19.8" W 9.3" Latitude 40° 14' 2", Longitude 79° 3' 59").

E56-360. NiSource/Columbia Gas Transmission, 1700 MacCorkle Ave. SE, Charleston, WV 25314. Applicant proposes to remove an existing 10" natural gas transmission line, to repair and maintain an existing 20" natural gas transmission line by excavating the line, recoating it, cutting back the banks to reduce the slope and installing articulating concrete revetment mat across the line, and to cover a 24" existing natural gas transmission line with articulating concrete mats that is not currently exposed but is of concern, in the North Branch of Jennings Run (CWF MF). This section of North Branch Jennings Run is listed as a naturally reproducing (wild) trout stream by the Pennsylvania Fish and Boat Commission. A temporary access road is included with the project. The project is located approximately 190 feet north of the Pennsylvania/Maryland Border in the Borough of Wellersburg, **Somerset County**. (Baltimore ACOE District, Cumberland, Md quadrangle, N 17.9" W 13.6" Latitude 39° 43' 24"; Longitude 78° 50' 49")

E65-940. Saint Vincent College, 300 Fraser Purchase Road, Latrobe, PA 15650. The applicant proposes to construct and maintain a pedestrian bridge, of fiberglass truss construction, with a span of 40', a width of 10' 2" and an under clearance of approximately 5' 6" above water surface elevation. The project is located on the campus of St. Francis College in Unity Township, **Westmoreland County**, PA. (Pittsburgh ACOE District; Latrobe, PA quadrangle; N: 6.8" W: 3.5"; Latitude 40° 17' 15", Longitude 79° 24' 00").

E65-941. Westmoreland Conservation District, 218 Donohoe Road, Greensburg, PA 15601. The applicant proposes to construct and Maintain a sediment collection facility, consisting of stream diverter build with 3' x 3' concrete pillars in the stream bed, and an approximately 275' x 125' off stream debris basin, for the purpose of preventing sediment buildup downstream. The project is located approximately 2000' northeast of Valley High School in the City of New Kensington, **Westmoreland County**. (Pittsburgh ACOE District, New Kensington PA quadrangle N 12.81" W 0.01"; latitude 40° 34' 14"; longitude 79° 45' 00").

E65-942. Pennsylvania DCNR Bureau of State Parks, 435 State Park Road, Schellsburg, PA 15559. The applicant proposes to impact 0.59 acre of wetlands and 1.99 acres of open water in the watershed of the Rolling Rock Creek (HQ-CWF) for the purpose of restoration and rehabilitation of the ski area at Laurel Mountain State Park located in Ligonier Township, **Westmoreland County** (Ligonier, PA Quadrangle N: 7.25 inches; W: 6.00 inches; Latitude 40°09'51"; Longitude: 79°09'59"). The activities are as follows: Enlarging two existing storage ponds, re-grading the Deer Path and a portion of Lower Innsbruck trails, constructing a level skier loading area for new Wildcat Lift and developing a new tubing park.

E5329-008. Ultra Resources, Inc., 304 Inverness Way South, Suite 295, Englewood, CO 80112-5828. PL-119 Pipeline, in West Branch and Abbott Townships, **Potter County**, ACOE Baltimore District.

To construct, operate, and maintain one 8-inch underground natural gas pipeline and two 6-inch underground waterlines impacting:

(1) 5330 square feet (0.12 acres) of EV wetland (PEM) via open cut trenching, (Galeton, PA Quadrangle, Latitude: N41°39'25", Longitude: W77°38'29");

(2) 40 lineal feet of Straight Run (EV, MF) via open cut trenching, (Galeton, PA Quadrangle, Latitude: N41°38'59", Longitude: W77°37'53");

(3) 52 lineal feet of an Unnamed Tributary to Shaar Hollow (EV, MF) via open cut trenching, (Marshlands, PA Quadrangle, Latitude: N41°39'41", Longitude: W77°37'26");

(4) 57 lineal feet of Shaar Hollow (EV, MF) via open cut trenching, (Galeton, PA Quadrangle, Latitude: N41°39'53", Longitude: W77°37'31");

The project will result in 5330 square feet (0.12 acres) of EV wetland impacts via open cut trenching, and 149 lineal feet channel impacts via open cut trenching, all for the purpose of Marcellus Shale wellsite development.

ENVIRONMENTAL ASSESSMENTS

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

EA67-017: Robert Miller, 110 Lexington Road, York, PA 17402, in York Township, **York County**, ACOE Baltimore District

To construct and maintain two (2) rock J-hook vanes, one (1) cross rock vane, 60.0 linear feet of rock toe protection, and a 200.0-linear foot stream relocation in an unnamed tributary to Codorus Creek (WWF, MF), for the purpose of restoring and stabilizing the stream channel, all located southwest of Lexington Road in York Township, York County (Latitude: 39°55'13", Longitude: -76°41'43").

EROSION AND SEDIMENT CONTROL PERMITS

The following parties have applied for Erosion and Sediment Control Permits for earth disturbance activities associated with either road maintenance or timber harvesting operations.

Unless otherwise indicated, on the basis of preliminary review and application of lawful standards and regulations, the Department proposes to issue a permit to discharge, subject to certain limitations in the permit conditions. These proposed determinations are tentative. Limitations are provided as erosion and sediment control best management practices which restrict the rate and quantity of sediment discharged.

A person wishing to comment on a proposed permit are invited to submit a statement to the appropriate Department regional office listed before the application within 30 days of this public notice. Comments reviewed within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses 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 relevant facts upon which it is based. A public hearing may be held after consideration of comments received by the appropriate Department regional office during the 30-day public comment period.

Following the 30-day comment period, the appropriate regional office water management program manager will make a final determination regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board (Board).

The application and related documents, including the erosion and sediment control plan for the earth disturbance activity, are on file and may be inspected at the appropriate regional office.

Persons with a disability that require an auxiliary aid, service or other accommodation to participate during the 30-day public comment period should contact the specified

regional office. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

Applications received under sections 5 and 402 of The Clean Streams Law (35 P.S. §§ 691.5 and 691.402)

Northcentral Region: Oil & Gas Management Program Manager, 208 West Third Street, Williamsport, PA 17701

ESCGP-1 # ESX11-115-0027 (01)
Applicant Name Southwestern Energy Production Company
Contact Person Dave Sweeley
Address 917 Stare Route 92 North
City, State, Zip Tunkhannock, PA 18657
County Susquehanna County
Township(s) Lenox Township
Receiving Stream(s) and Classification(s) Tunkhannock Creek—Other—CWF/Trout Stocked/Native Trout

ESCGP-1 # ESX09-117-0075 (02)
Applicant Name SWEPI LP
Contact Person James Sewell
Address 190 Thorn Hill Road
City, State, Zip Warrendale, PA 15086
County Tioga County
Township(s) Nelson Township
Receiving Stream(s) and Classification(s) UNT to Cowanesque River/Susquehanna River Basin in PA ~ Tioga River (List H), Second Water: Cowanesque River

ESCGP-1 # ESX11-117-0082
Applicant Name SWEPI LP
Contact Person James Sewell
Address 190 Thorn Hill Road
City, State, Zip Warrendale, PA 15086
County Tioga County
Township(s) Deerfield Township
Receiving Stream(s) and Classification(s) UNT to Boatman Brook/Susquehanna River Basin in PA,
Secondary Water: Boatman Brook (WWF)

ESCGP-1 # ESX11-117-0074
Applicant Name SWEPI LP
Contact Person James Sewell
Address 190 Thorn Hill Road
City, State, Zip Warrendale, PA 15086
County Tioga County
Township(s) Rutland Township
Receiving Stream(s) and Classification(s) Mill Creek, Bailey Creek, Painter Run, Trib to Mill Creek, Trib to Bailey Creek, Trib to Hibbards Run, Trib to Painter Run, all (TSF, MF)

ESCGP-1 # ESX11-035-0003 (01)
Applicant Name Mountain Gathering, LLC
Contact Person Dewey Chalos
Address 810 Houston Street
City, State, Zip Fort Worth, TX 76102-6289
County Clinton
Township(s) Chapeman Township
Receiving Stream(s) and Classification(s) UNT to Dry Run & Dry Run, UNT to West Branch Susquehanna River

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

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

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

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law). The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board

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

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

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

I. NPDES Renewal Permit Actions

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 No.)</i>	<i>EPA Waived Y/N?</i>
PA0036382 (Sewage)	Camp Morasha 274 High Lake Road Lakewood PA 18439	Wayne County Buckingham Township	Unnamed trib to Equinunk Creek High Quality Cold Water Fishes Watershed 1A	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0081001 (Sew)	Saint Thomas Township Municipal Authority 6442 Lincoln Way West St. Thomas, PA 17252	Franklin County / Saint Thomas Township	Back Creek / 13-C	Y
PA0085928 T-1 Transfer (IW)	Highspire Terminals Corporation PO Box 2621 Harrisburg, PA 17105-2621	Dauphin County / Lower Swatara Township	UNT to Buser Run / 7-C	Y
PA0032379 (IW)	Safe Harbor Water Power Corporation 1 Powerhouse Drive Conestoga, PA 17516-9651	Lancaster County / Manor Township	Conestoga River / 7-J	Y
PA0086762 (Sew)	IESI Blue Ridge Landfill Corp PO Box 399 Scotland, PA 17254	Franklin County / Greene Township	Phillaman Run / 13-C	Y
PA0023183 (Sew)	Mount Holly Springs Borough Authority 200 Harman St. Mount Holly Springs, PA 17065-1339	Cumberland County/ Mount Holly Springs Borough	Mountain Creek / 7-E	Y
PA0080080 (Sew)	Conewago Valley Mobile Home Park, Inc. 800 York Road Dover, PA 17315-1605	York County / Newberry Township	Conewago Creek / 7-F	Y
PA0043443 (Sew)	Alexandria Borough & Porter Township Joint Sewer Authority PO Box 113 Alexandria, PA 16611	Huntingdon County / Porter Township	Frankstown Branch Juniata River / 11-A	Y
PA0088188 (Sew)	Gratz Borough Municipal Authority 125 N. Center Street Gratz, PA 17030	Dauphin County / Gratz Borough	UNT Wiconisco Creek / 6-C	Y
PA0083607- Amendment #1 (Sew)	Union Township 3111 State Route 72 Jonestown, PA 17038	Lebanon County / Union Township	Forge Creek / 7-D	Y
PA0081191 (Sew)	MHC PA Dutch Country LP 185 Lehman Road Manheim, PA 17545-8720	Lebanon County / West Cornwall Township	Chickies Creek (via swale) / 7-G	Y
PA0087041 (Sew)	Klaas Bakker, Inc. (Lake-in-Wood Campground) 576 Yellow Hill Road Narvon, PA 17555-9335	Lancaster County / Brecknock Township	UNT Black Creek / 7-J	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>
PA0082643 (Sew)	Flatbush Golf Course Inc. 940 Littlestown Road Littlestown, PA 17340	Adams County / Union Township	UNT South Branch Conewago Creek / 7-F	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>
PA0093202 (Sewage)	Penn State New Kensington Campus STP 3550 Seventh Street Road New Kensington, PA 15068	Westmoreland County Upper Burrell Township	UN to Pucketa Creek	Y

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

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

NPDES Permit No. PA0008231, Industrial Waste, SIC Code 2258 (NAICS Code 313312), **Gold Mills LLC**, 1 Penn Dye Street, Pine Grove, PA 17963.

This existing facility is located in Pine Grove Borough, **Schuylkill County**.

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

NPDES Permit No. PA0037052, Sewage, SIC Code 4952, **Pen Argyl Municipal Authority**, 11 North Robinson Avenue, Pen Argyl, PA 18072.

This existing facility is located in Pen Argyl Borough, **Northampton County**.

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

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

NPDES Permit No. PA0261645, Sewage, **Officers Christian Fellowship**, 4499 Milligans Cove Road, Manns Choice, PA 15550.

This proposed facility is located in Harrison Township, **Bedford County**.

Description of Proposed Action/Activity: Authorization to discharge to Sulphur Springs Creek in Watershed 11-C.

NPDES Permit No. 0111402, Sewage, **Reading Township Municipal Authority**, 235 Browns Dam Road, New Oxford, PA 17350.

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

Description of Proposed Action/Activity: Permit approval for the construction of sewerage facilities consisting of the replacement of the Browns Dam Pumping Station and proposed 8 inch force main.

NPDES Permit No. PA0261581, Industrial Waste, **Red Lion Borough Municipal Authority**, PO Box 190, Red Lion, PA 17356.

This proposed facility is located in Windsor Township, **York County**.

Description of Proposed Action/Activity: Authorization to discharge to Cabin Creek in Watershed 7-I.

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

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

WQM Permit No. 2170410 Amendment No. 11-1, Sewage, **Lower Allen Township Authority**, 120 Limekiln Road, New Cumberland, PA 17070-2428.

This proposed facility is located in Lower Allen Township, **Cumberland County**.

Description of Proposed Action/Activity: Amendment approval for the construction / operation of sewage facilities consisting of BNR upgrade converting existing aeration tanks to Primary Anoxic and Oxidation Zones, construction of additional tankage for additional Oxidation Zones, Secondary Anoxic and Reaeration Zones, construction of 3" Final Clarifier, modification and addition of splitter boxes, replacement of some clarifier mechanisms and other assorted equipment, and addition of covered biosolids storage.

WQM Permit No. 2111401, Sewage, **Marjorie Greeger**, 1 Alliance Drive, Room 202, Carlisle, PA 17013.

This proposed facility is located in North Middleton Township, **Cumberland County**.

Description of Proposed Action/Activity: Permit approval for the construction/operation of sewage facilities consisting of a small flow treatment plant with septic tank, peat filter, chlorination and discharge to Conodoguinet Creek.

WQM Permit No. 6711201, Industrial Waste, **Red Lion Borough Municipal Authority**, PO Box 190, Red Lion, PA 17356.

This proposed facility is located in Windsor Township, **York County**.

Description of Proposed Action/Activity: Permit approval for the modification of industrial wastewater facilities consisting of an existing holding tank and line with a new decanter and polymer feed system.

IV. NPDES Stormwater Discharges from MS4 Permit Actions

V. NPDES Waiver Stormwater Discharges from MS4 Actions

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI01 1508068	Robert H. Davies 273 Polly Drummond Hill Rd Newark, DE 19711	Chester	Franklin Township	East Branch Big Elk Creek (HQ-TSF-MF)
PAI01 4607002-R1	Summit Realty Advisors, LLC 610 West Germantown Pike Plymouth Meeting, PA 19462	Montgomery	Ambler Borough	Wissahickon Creek—Schuylkill River (TSF-MF)

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>
PAI023909009(2)	Lehigh Carbon Community College 4525 Education Park Drive Schnecksville, PA 18078	Lehigh	North Whitehall Twp.	UNT to Jordan Creek, HQ-CWF, MF

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI030611001	Mr. David H. Robins Conrad Weiser Area School District (West Elem. School Additions & Renovations) 44 Big Spring Road Robesonia, PA 19551	Berks	Womelsdorf Boro	UNT to Tulpehocken Creek (TSF-HQ-CWF)
PAI030610008	Pa. Department of Transportation Engineering District 5-0 1002 Hamilton Street Allentown, PA 18101	Berks	Ontelaunee and Muhlenberg Townships	Willow Creek (HQ-CWF) Maiden Creek (WWF-MF) Schuylkill River (WWF)

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

VIII. The EPA Region III Administrator has waived the right to review or object to this permit action under the waiver provision in 40 CFR 123.23(d). IX. List of NPDES and/or Other General Permit Types

PAG-1	General Permit for Discharges from Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated with Construction Activities (PAR)
PAG-3	General Permit for Discharges of Stormwater from Industrial Activities
PAG-4	General Permit for Discharges from Small Flow Treatment Facilities
PAG-5	General Permit for Discharges from Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges from Combined Sewer Systems
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	CAFOs
PAG-13	Stormwater Discharges from MS4

*General Permit Type—PAG-02**Facility Location:*

<i>Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Haverford Township Delaware County	PAG0200 2311012	Haverford College 370 West Lancaster Avenue Haverford, PA 19041	Cobbs Creek (WWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAG0201 5109001	Bureau of State Parks Department of Conservation and Natural Resources PO Box 8551 Harrisburg, PA 17105-8551	Poquessing Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Old Forge Borough, Lackawanna Co.	PAG02003506025R	George Dunbar 211 Amity Ave. Old Forge, PA 18518	Lackawanna River, CWF, MF	Lackawanna Co. Cons. Dist. 570-281-9495
Butler Township, Luzerne Co.	PAG02004006001R	Mountain View Property, LLC Edmund Mullin 375 Morris Road PO Box 1479 Lansdale, PA 19446	UNT to Black Creek, CWF, MF	Luzerne Co. Cons. Dist. 570-674-7991
Larksville Borough, Luzerne Co.	PAG02004011003 (1)	Wyoming Valley West School District Charles P. Suppon 450 N. Maple Ave. Kingston, PA 18704	Susquehanna River, WWF, MF	Luzerne Co. Cons. Dist. 570-674-7991
Lehigh Township, Northampton Co.	PAG02004811006	Lisa M. Folajtar Archery Addictions, LTD. 3975 Dale Circle Northampton, PA 18067	Lehigh River, TSF, MF	Northampton Co. Cons. Dist. 610-746-1971
Washington Township, Schuylkill Co.	PAG02005405036R	Hidden Valley Estates Bobbi J. Fasnacht and Heather M. Horning 23 Park Lane Hegins, PA 17938	Lower Little Swatara Creek, CWF, MF	Schuylkill Co. Cons. Dist. 570-622-3742
Greenfield Township, Blair County	PAG2000711009	Sheetz, Inc. Anthony Sassano Sheetz Way RR 1 Box 587 Claysburg, PA 16625	Beaverdam Creek (CWF)	Blair County Conservation District, 814-696-0877 ext 5
Catherine Township, Blair County	PAG2000711008	Dennis Clapper, Williamsburg Municipal Authority, 305 East 2nd Street, Williamsburg, PA 16693	Frankstown Branch Juniata River (TSF)	Blair County Conservation District, 814-696-0877 ext 5
City of Altoona Blair County	PAG2000709002(1)	Rare Hospitality International, Inc. Neil Terwilliger 1000 Darden Center Drive, 2nd Floor North Orlando, FL 18034	Mill Run (WWF)	Blair County Conservation District 814-696-0877, ext. 5

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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>
Hampden Township, Cumberland County	PAG02002111007	Valley Road and Millenium Road Development Weis Markets, Inc. Alexander Ororbia 1000 South Second Street, PO Box 471 Sunbury, PA 17801	Pine Run/WWF	Cumberland Co Conservation District 310 Allen Road Carlisle, PA 17013 717-240-7812
East Pennsboro Township	PAG02002110027	Scott D. Rouk The Overlook Harrisburg-Holmes, L.P. 4750 Wings Mills Blvd. Owings Mills, MD 21117	UNT Susquehanna River (WWF)	Cumberland Co Conservation District 310 Allen Road Carlisle, PA 17013 717-240-7812
South Hanover Township, Dauphin County	PAG02002211018	Lester Weaver Meadow Lark Lane LLC 474 Mt Sidney Rd Lancaster, PA 17602	Swatara Creek/WWF	Dauphin Co Conservation District 1451 Peters Mountain Rd Dauphin, PA 17018
Derry Township, Dauphin County	PAG02002211019	David Kaufman PA American Water Co 800 W Hershey Park Dr Hershey, PA 17033	Spring Creek East/WWF	Dauphin Co Conservation District 1451 Peters Mountain Rd Dauphin, PA 17018
Borough of Chambersburg Franklin County	PAG2002806027R	Grandview Crossings Darrin Rine 39 Independence Drive Shippensburg PA 17257	UNT to Conococheague Creek WWF	Franklin Co Conservation District 185 Franklin Farm Lane Chambersburg PA 17201 717-264-5499
Greene Township Franklin County	PAG02002811005	Dollar General Bob Gage—GBT Reality Corp 201 Summit View Dr suite 110 Brentwood TN 37027	UNT to Conococheague Creek CWF/MF	Franklin Co Conservation District 185 Franklin Farm Lane Chambersburg PA 17201 717-264-5499
Peters Township Franklin County	PAG02002811015	Stoner's Dairy Expansion Tim Stoner 8512 Oellig Road Mercersburg PA 17236	UNT to West Branch Conococheague Creek CWF/MF	Franklin Co Conservation District 185 Franklin Farm Lane Chambersburg PA 17201 717-264-5499
Mount Joy Twp Lancaster County	PAG02003611011	Robert Brubaker 2871 Colebrook Rd Manheim PA 17545	Little Chickies Creek/TSF; MF	Lancaster Co Conservation District 1383 Arcadia Rd Rm 200 Lancaster PA 17601 717-299-5361 Ext. 5
East Hempfield Twp Lancaster County	PAG02003611033	Lancaster Toyota 5270 Manheim Pike East Petersburg PA 17520	UNT Little Conestoga Creek/TSF	Lancaster Co Conservation District 1383 Arcadia Rd Rm 200 Lancaster PA 17601 717-299-5361 Ext. 5
Penn Twp Lancaster County	PAG02003611035	Northwestern Lancaster Co Auth 97 N Penryn Rd Manheim PA 17545	UNT Chiques Creek/ WWF; MF	Lancaster Co Conservation District 1383 Arcadia Rd Rm 200 Lancaster PA 17601 717-299-5361 Ext. 5

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Upper Leacock Twp Lancaster County	PAG02003611046	Horseshoe Real Estate LP 1272 Auction Rd Manheim PA 17545	UNT Mill Creek/CWF; MF	Lancaster Co Conservation District 1383 Arcadia Rd Rm 200 Lancaster PA 17601 717-299-5361 Ext. 5
East Lampeter Twp Lancaster County	PAG02003611049	High Associates LP 1853 William Penn Way Box 10008 Lancaster PA 17605	Mill Creek/ WWF	Lancaster Co Conservation District 1383 Arcadia Rd Rm 200 Lancaster PA 17601 717-299-5361 Ext. 5
Manor Twp Lancaster County	PAG02003611051	Barley Farms—Rob Barley 37 Chestnut Grove Rd Conestoga PA 17516	Witmer Run/WWF	Lancaster Co Conservation District 1383 Arcadia Rd Rm 200 Lancaster PA 17601 717-299-5361 Ext. 5
Manheim Twp Lancaster County	PAG02003611052	Mildred Shepherd 616 Paxton St Lititz PA 17543	Landis Run/ WWF; MF	Lancaster Co Conservation District 1383 Arcadia Rd Rm 200 Lancaster PA 17601 717-299-5361 Ext. 5
Danville Borough Montour County	PAG2004711004	Jacob's Landing, LLC 519 N. Derr Dr. Lewisburg, PA 17837	Susquehanna River WWF, MF	Montour County Conservation District 112 Woodbine Ln Ste 2 Danville PA 17821 Phone: (570) 271-1140
Conneautville Borough Crawford County	PAG02 0020 11 004	GBT Realty Corporation 201 Summit View Dr, Suite 110 Brentwood TN 37027	Conneaut Creek WWF	Crawford Conservation District 814-763-5269
Millcreek Township Erie County	PAG02 0025 11 023	Millcreek Township 3608 West 26th Street Erie PA 16506-2037	Cascade Creek WWF; MF	Erie Conservation District 814-825-6403
City of New Castle Lawrence County	PAG02 0037 11 004	Ellwood Mill Products Attn: Mark Panaia 712 Moravia Street New Castle PA 16101	Shenango River-WWF	Lawrence Conservation District 724-652-4512

General Permit Type—PAG-3

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant's Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Hatboro Borough Montgomery County	PAR600116	Rhino Incl, d/b/a/Sullivan Scrap Metal 3971 Mann Road Huntingdon Valley, PA 19006	Pennypack Creek	Southeast Region Water Management 484.250.5970
Bristol Township Bucks County	PAR800139	First Student, Inc. 2201 Green Lane, Unit 12 Levittown, PA 19057	Mill Creek—2E	Southeast Region Water Management 484.250.5970
Hatfield Township Montgomery County	PAR200047	Schlosser Steel Inc. 2641 Township Line Road Hatfield, PA 19440	Skipack Creek—3-E	Southeast Region Water Management 484.250.5970

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant's Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Rush Twp. Schuylkill County	PAR232201	Air Products and Chemicals, Inc. 357 Marian Ave. Tamaqua PA 18252	Neiferts Creek (CWF, MF)	PA DEP Northeast Regional Office 2 Public Square Wilkes-Barre, PA 18701-1915 570-826-2511
Huntingdon County Walker Township	PAR803522	New Enterprise Stone & Lime Co., Inc. PO Box 77 New Enterprise, PA 16664	Crooked Creek / WWF	DEP / SCRO 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Cumberland County Camp Hill Borough	PAR123546	ADM Alliance Nutrition, Inc. 2000 Hummel Avenue Camp Hill, PA 17011-0398	Cedar Run / CWF	DEP / SCRO 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Lancaster County Rapho Township	PAR803572	Con-Way Freight 2211 Old Earhart Road Ste, 100 Ann Arbor, MI 48105	Little Chickies Creek / 7-G	DEP / SCRO 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Canton Township Bradford County	PAR314812	Cudd Energy Service 2897 Route 414 Canton, PA 17724	Mill Creek—4-C	DEP Northcentral Regional Office Water Management 208 W Third Street Suite 101, Williamsport, PA 17701-6448 570.327.3664
Cambria Township Cambria County	PAR326103	New Enterprise Stone & Lime Company, Inc. PO Box 77 New Enterprise, PA 16664	Howell's Run	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 412-442-4000
City of New Castle Lawrence County	PAR208361	Blair Strip Steel Company P. O. Box 7159 New Castle, PA 16107	Unnamed tributary to Big Run 20-A	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942
Millcreek Township, Erie County	PAR208316	Lincoln Foundry, Inc. 1600 Industrial Drive Erie, Pa 16505	Municipal Storm Sewers to Scott Run 15	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

General Permit Type—PAG-8

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Site Name & Location</i>	<i>Contact Office & Phone No.</i>
Pleasant Township, Warren County	PAG088312	Brokenstraw Valley Area Authority 770 Rouse Avenue Youngsville, PA 16371	Brokenstraw Valley Area Authority STP 660 Shannon Lane Warren, PA 16365	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

*General Permit Type—PAG-10**Facility Location:
Municipality &
County*

Henkels & McCoy
Blue Bell Facility
985 Jolly Road
Whitpain Township
Montgomery County

Permit No.
PAG10-0001

*Applicant Name &
Address*
Henkels & McCoy, Inc.
985 Jolly Road
Blue Bell, PA 19422

*Receiving
Water/Use*
UNT to Stony
Creek—3F

*Contact Office &
Phone No.*
Southeast Region
Water Management
484-250-5970

*General Permit Type—PAG-12**Facility Location:
Municipality &
County*

Lancaster County /
East Donegal
Township

Permit No.
PAG123520

*Applicant Name &
Address*
Leroy Zimmerman Farm CAFO
327 Stackstown Road
Marietta, PA 17547

*Receiving
Water/Use*
UNT Susquehanna
River / WWF / 7G

*Contact Office &
Phone No.*
DEP—SCRO—
Watershed
Management
909 Elmerton Avenue
Harrisburg, PA 17110
717-705-4802

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

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

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

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

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

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>
Lukens Farm Daniel Lukens 7075 Old Stage Road McClure, PA 17841	Mifflin	0	341.42	Swine	N/A	Approved
Shady Rill Hog Farm 252 Tharp Rd Mt Pleasant Mills PA 17853	Snyder	1231 537.1 owned & 105.5 rented for manure application	915.99	Swine	N/A	Approved

**PUBLIC WATER SUPPLY (PWS)
PERMITS**

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

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

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

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

SAFE DRINKING WATER

Actions taken under the Pennsylvania Safe Drinking Water Act

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

Permit No. 5610504, Public Water Supply.

Applicant	Brooke Grove Foundation, 18100 Slade School Road, Sandy Springs, MD 20832
[Borough or Township]	Southampton Township
County	Somerset
Type of Facility	Rest Assured Residential Living Center
Consulting Engineer	James R. Holley & Associates, Inc. 18 South George Street York, PA 17401
Permit to Construct Issued	July 19, 2011

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 2

The following plans and reports were submitted under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.907).

Provisions of Sections 301—308 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P. S. §§ 6026.301—6026.308) require the Department to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act’s remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected. Submission of plans and reports, other than the final report, will also be published in the *Pennsylvania Bulletin*. These include the remedial investigation report, risk assessment report and cleanup plan for a site-specific standard remediation. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

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

The Department has received the following plans and reports:

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

Ackerman Property, 1314 Detweiler Avenue, Hellertown Borough, **Northampton County**. Christopher A. Jacangelo, J. Rockwood & Associates, Inc., P. O. Box 1006, Easton, PA 18044-1006 has submitted a Final Report (on behalf of his client, David C. Ackerman, 2276 Jordan Road, Orefield, PA 18069), concerning the remediation of soil found to have been impacted by No. 2 fuel oil, which was discovered during the removal of an underground, fuel oil storage tank. The report was submitted in order to document attainment of the Residential Statewide Health Standard for soil. A public notice regarding the submission of the Final Report was to have been published in *The Morning Call* on July 15, 2011.

Austin’s Auto Service, 1843 West Broad Street, Bethlehem City, **Lehigh County**. Scott Campbell and

Andrew Gutshall, EarthRes Group, Inc., P. O. Box 468, Pipersville, PA 18947 have submitted a combined Remedial Investigation Report/Final Report (on behalf of their client, Austin's Auto Service, 1843 West Broad Street, Bethlehem, PA 18018), concerning the remediation of soil found to have been impacted by unleaded gasoline as a result of historical operations at a former gasoline station and the current auto service station. The combined report was submitted to document attainment of the Site-Specific Standard for soil. A public notice regarding the submission of the combined Remediation Investigation Report/Final Report was expected to be published in *The Morning Call* on July 22, 2011.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 3

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

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

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

appropriate regional office. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

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

GVH Coopersburg (Coopersburg SMT Bank), 208-214 North Third Street, Coopersburg Borough, **Lehigh County**. Toby Kessler, Gilmore and Associates, Inc., 65 East Butler Avenue, Suite 100, New Britain, PA 18901 submitted a Final Report (on behalf of his client, GVH Coopersburg, L.P., 323 Union Street, Suite 300, Nashville, TN 37201), concerning the remediation of groundwater found to have been impacted by volatile organic substances possibly related to a cesspool associated with historical operations at this former automobile service center. The report documented attainment of the Residential Statewide Health Standard for groundwater and was approved on July 18, 2011.

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

Boward Residence, 4020 Locust Lane, Harrisburg, PA, Lower Paxton Township, **Dauphin County**. Skelly and Loy, Inc., 449 Eisenhower Boulevard, Suite 300, Harrisburg, PA, 17111, on behalf of June Boward, 4020 Locust Lane, Harrisburg, PA 17109, submitted a Final Report concerning the remediation of site soils and groundwater contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Residential Statewide Health standard, and was approved by the Department on July 18, 2011.

Former Allison Hill Automotive Property, 47 South 14th Street, City of Harrisburg, **Dauphin County**. Skelly & Loy, Inc., 449 Eisenhower Boulevard, Harrisburg, PA 17111, on behalf of the Redevelopment Authority of the City of Harrisburg, PO Box 2157, Harrisburg, PA 17105-2157, submitted a Remedial Investigation Report concerning remediation of site soils contaminated with VOCs, PAHs and inorganics. The Report was approved by the Department on July 19, 2011. The site will be remediated to a combination of Non-Residential Statewide Health and Site-Specific standards.

Oak Knoll Estates, Lot 36, 36 Oak Knoll Estates, Elizabethtown, PA 17022 Conewago Township, **Dauphin County**. Brownfield Associates, Inc., 500 Coatesville Road, West Grove, PA 19390, on behalf of PCS Chadaga (dba, Oak Knoll Estates) c/o Property Management, Inc., 1300 Market Street, Lemoyne, PA 17043, submitted a Final Report concerning remediation of site soils contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Residential Statewide Health standard, and was approved by the Department on July 20, 2011.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Permits Issued Under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) and 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 No. 301220. Clean Earth Of Philadelphia Inc., 3201 South 61st Street, Philadelphia PA 19153-3502, City of Philadelphia, **Philadelphia County**. This solid waste permit is being issued to allow for the short term, continued operation under previously permitted terms and conditions at the Clean Earth of Philadelphia, Inc., facility, an existing residual waste processing facility, during the review of the facility's 10-year renewal application. The permit was issued by the Southeast Regional Office on July 22, 2011.

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.

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

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

GP3-15-0058: Limestone Properties, LLC (1020 Broad Road, Landenberg, PA 19350) on July 20, 2011, to construct and operate a portable nonmetallic mineral processing plant in Avondale Borough, **Chester County**.

GP3-15-0059: Limestone Properties, LLC (1020 Broad Road, Landenberg, PA 19350) on July 20, 2011, to construct and operate a portable nonmetallic mineral processing plant in Avondale Borough, **Chester County**.

GP9-15-0010: Limestone Properties, LLC (1020 Broad Road, Landenberg, PA 19350) on July 20, 2011, to construct and operate a diesel fuel-fired internal combustion (IC) engines(s) in Avondale Borough, **Chester County**.

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

Contact: Thomas J. Hanlon, Chief, East Permitting Section—Telephone: 717-705-4862 or Daniel Husted, Chief, West Permitting Section—Telephone: 717-949-7935

GP3-22-05046C: Haines & Kibblehouse, Inc. (PO Box 196, 2052 Lucon Road, Skippack, PA 19474) on July 18, 2011, to relocate a crusher and two conveyors under GP3 to the Handwerk Materials quarry in Lower Swatara Township, **Dauphin County**.

GP9-22-05046C: Haines & Kibblehouse, Inc. (PO Box 196, 2052 Lucon Road, Skippack, PA 19474) on July 18, 2011, to relocate a diesel-fired engine under GP9 to the Handwerk Materials quarry in Lower Swatara Township, **Dauphin County**.

GP1-22-03076A: Milton Hershey School (PO Box 830, 1201 Homestead Lane, Hershey, PA 17033) on July 19, 2011, for two natural gas-fired boilers (16.3 MMBtu each) under GP1 at the Milton Hershey School Catherine Hall on 300 Hotel Road in Derry Township, **Dauphin County**. The general permit authorization was renewed.

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

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

GP5-17-488B: RW Gathering LLC (1000 Town Center, Suite 130, Canonsburg, PA 15317) on July 6, 2011, to construct and operate two (2) 1,340 brake horsepower Caterpillar model G3516 LE natural gas-fired compressor

engines and a Midco model 7921-01 dehydrator pursuant to 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) for your Moshannon Compressor Station in Cooper Township, **Clearfield County**.

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

Contact: Mark Gorog and Barb Hatch, Environmental Engineer Managers—Telephone: 412-442-4163/5226

GP3-11-00528: RS Services (119 Falls Road, Beech Creek, PA 16822) on July 20, 2011, to operate a RAP crushing operation under GP-3 for portable nonmetallic mineral processing plants at the HRI Johnstown asphalt plant in Richland Township, **Cambria County**.

GP11-11-00528: RS Services (119 Falls Road, Beech Creek, PA 16822) on July 20, 2011, to install and operate two diesel engines, rated at 350 bhp and 100 bhp respectively, to power a portable nonmetallic crusher under GP-11 for nonroad engines at the HRI Johnstown asphalt plant in Richland Township, **Cambria County**.

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

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

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

09-0090B: Praxair Distribution Mid-Atlantic, LLC—dba GTS—WELCO (One Steel Road East, Morrisville, PA 19067) on July 18, 2011, to add a new automated gas cylinder coating booth and a decrease in capacity in the existing manual gas cylinder spray booths under Source ID No. 110 at their facility in Falls Township, **Bucks County**. The potential volatile organic compound emissions from the automated spray booth are expected to be 4.24 pounds per hour, 50.92 pounds per day, and 6.4 tons per year on a 12-month rolling sum basis. The automated spray booth is subject to the coating restrictions, testing, monitoring, and recordkeeping requirements from 25 Pa. Code § 129.52. The volatile organic compound emissions from Source ID No. 110 will be limited to 3 pounds per hour, 15 pounds per day, and 2.75 tons per year on a 12-month rolling sum basis, and Source ID No. 110 will no longer be subject to the coating restrictions, testing, monitoring, and recordkeeping requirements from 25 Pa. Code § 129.52. Monitoring and recordkeeping requirements were added to Source ID No. 110 to demonstrate compliance with the applicable limits on the source.

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

Contact: Thomas J. Hanlon, Chief, East Permitting Section—Telephone: 717-705-4862 or Daniel Husted, Chief, West Permitting Section—Telephone: 717-949-7935

21-03081A: Keystone BioFuels (2850 Appleton Street, Suite E, Camp Hill, PA 17011) on July 19, 2011, for construction and temporary operation of a 33 million gallon per year biodiesel production facility with methanol emissions controlled by a vapor recovery system in Lower Allen Township, **Cumberland County**.

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

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

47-00001E: PPL Montour, LLC (PO Box 128, Washingtonville, PA 17884-0128) on July 25, 2011 for the revised plan approval at the Montour Steam Electric Station located in Derry Township, **Montour County**.

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

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

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

08-399-038D: Global Tungsten & Powders, Corp. (Hawes Street, North Towanda, PA 18848) on July 20, 2011, to temporarily operate eleven (11) existing tungsten wire drawing capstan annealing heads and ten (10) existing wire annealing ovens in department (012) and associated control devices for their facility, located in North Towanda Township, **Bradford County** until February 11, 2012. The plan approval has been extended.

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

Contact: M. Gorog & B. Hatch, Environmental Engineer Managers—Telephone: 412-442-4163/5226

26-00500A: Alpha Pa Coal Terminal (158 Portal Road Waynesburg, PA 15370) on July 22, 2011, to allow construction and operation of on-ground stockpiling and transfer of coal from barge to barge in Luzerne Township, **Fayette County**. The plan approval has been extended.

32-00409: Rosebud Mining Co. (301 Market Street, Kittanning, PA 16201-9642) on July 22, 2011, as a result of equipment startup, to establish the 180-day period of temporary operation of the coal preparation plant authorized under PA-32-00409, until January 11, 2012, at their Starford Mine Coal Preparation Plant in Green Township, **Indiana County**.

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

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636

20-303A: Crawford Central School District (860 Thurston Road, Meadville, PA 16335), issued July 31, 2011, plan approval is for the construction of a new biomass combustion unit providing renewal energy to heat the Meadville Area Middle/High School, Crawford County Career & Technical Center and the Meadville Recreation Complex located in the City of Meadville, **Crawford County**.

62-176A: Allegheny Pellet Corporation (1055 Matthews Run Road, Youngsville, PA 16371) on July 31, 2011, to install a 22 MMBtu/hr wood-fired pellet drying operation at their facility in Brokenstraw Township, **Warren County**.

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

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

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

46-00036: Morris Road Investors, LP—Visteon Systems, LLC (2750 Morris Road, Lansdale, PA 19446) on July 18, 2011, for renewal of the Title V Operating Permit and also administratively amend the permit for change of ownership in Worcester Township, **Montgomery County**. The current permit was issued on 06-28-2005. The facility is used for office and warehouse space. As a result of potential emissions of NOx and VOCs, the facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments, and is therefore subject to the Title V permitting requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The Title V Operating Permit will contain Compliance Assurance Monitoring (CAM) conditions pursuant to 40 CFR Part 64. The renewal contains all applicable requirements including monitoring, recordkeeping and reporting.

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

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

42-00011: International Waxes Plant (45 Route 446, Smethport, PA 16749-5413) on July 15, 2011, to reissue the Title V Permit for the Farmers Valley Plant in Keating Township, **McKean County**. The facility's representative to contact concerning this application is Mr. Daniel Goldsmith, Environmental Manager. His phone number is (814) 887-4056.

The facility's major emission sources include the boilers (controlled by an ESP), rerun unit charge heater 2, crude unit vacuum heater, resin heater, No. 2 Earth Burner (controlled by a scrubber), emergency fire pumps and compressors, storage tanks (controlled by a flare), plant wide-fugitive emissions, wastewater treatment, propane deresiner unit (controlled by a flare), degreasers, flue gas holder, coal unloading, and flyash loading. The facility is a major facility due to its potential to emit Nitrogen Oxides (NOx), Sulfur Oxides (Sox), and Volatile Organic Compounds (VOCs). The facility is subject to the Title V Operating Permit requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The facility is subject to the New Source Performance Standards (NSPS) for Stationary Compression Ignition Internal Combustion Engines (40 CFR 60, Subpart IIII) and the National Emission Standards for Hazardous Air Pollutants (NESHAP) for Organic Hazardous Air Pollutant for Equipment Leaks (40 CFR 63, Subpart H), Recovery Device and Routing to Fuel Gas System or a Process (40 CFR 63, Subpart SS), Organic Liquids Distribution (40 CFR 63, Subpart EEEE), Stationary Reciprocating Internal Combustion Engines (40 CFR 63, Subpart ZZZZ), and, Industrial, Commercial and Institutional Boilers and Process Heaters (40 CFR 63, Subpart DDDDD).

62-00012: GENON REMA LLC—Warren Generating Station (121 Champion Way, Suite 200, Canonsburg, PA 15317) on July 20, 2011, issued an administrative amendment to the Title V Operating Permit to incorporate the change in responsible and permit contact for their facility in Conewango Township, **Warren County**.

Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.

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

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

15-00077: Hanson Aggregates PA, LLC (499 Quarry Road, East Caln Township, PA 19335) on July 18, 2011, for a State Only, Natural Minor Operating Permit in East Caln Township, **Chester County**. This is a nonmetallic mineral processing plant. The pollutant of concern is particulate matter. Dust collectors and wet suppression system are used on all sources for particulate matter control. The permit will include monitoring, record keeping and reporting requirements designed to address all applicable air quality requirements.

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

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

35-00023: United Gilsonite Laboratories (1396 Jefferson Avenue, Dunmore, PA 18510) on July 12, 2011, to operate a paint/coating manufacturing facility in Dunmore Borough, **Lackawanna County**.

54-00071: VanHoekelen Greenhouses, Inc. (Route 309, PO Box 88, McAdoo, PA 18237-0088) on July 11, 2011, for the operation of boilers at their greenhouse operation l in Kline Township, **Schuylkill County**.

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

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-616636

43-00308: Ergon Trucking, Inc. (944 New Castle Mercer Road, Mercer, PA 16137) on July 20, 2011, for renewal of a Synthetic Minor Permit to operate crude oil storage and dispensing plant in East Lackawannock Township, **Mercer County**. The sources include three crude oil storage tanks and one loading rack. The facility has taken a facility wide throughput restriction of 39,000,000 gallons per year and become synthetic minor.

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

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

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

37-00328: Resco Products, Inc.—Shenango Advanced Ceramics (606 McCleary Avenue, New Castle, PA 16101) on July 19, 2011, issued an administrative amendment to the State Operating Permit to incorporate the change in responsible official and permit contact for the facility located in New Castle City, **Lawrence County**.

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

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

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

56-00232: Shade Landfill, Inc. (1310 Luciusboro Road, Blairsville, PA 15717). Per Title 25 Pa Code Section 127.449(i), this Notice is for the following de minimis emission increase at the Shade Landfill, Inc. facility located in Shade Township, **Somerset County**:

Emissions from the installation and operation of a 0.645 MMBtu/hr Lochinvar Corp., model no. CBL645, propane fired boiler to pre-heat leachate during cold weather prior to biological treatment will not exceed 0.4 tpy NOx, 0.3 tpy CO, and 0.04 tpy of each other criteria pollutant and total hazardous air pollutants.

The list of de minimis increases includes only this project: This is a Title V Facility.

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

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636

62-00018: Warren State Hospital (33 Main Drive, North Warren, PA 16365), for its facility located in Conewango Township, **Warren County**. The De minimis emission increase is for the construction of an emergency generator located outside building 4. In addition, this source is exempt from plan approval as it complies with 25 Pa. Code § 127.14(a)(8). The Department hereby approves the De minimis emission increase. The following table is a list of the De minimis emission increases as required by 25 PA Code 127.449(i). This list includes the De minimis emission increases since the facility Operating Permit issuance on August 20, 2007.

Date	Source	PM10 (tons)	SOx (tons)	NOx (tons)	VOC (tons)	CO (tons)
7-25-11	Emergency Generator	0.061	0.054	0.19	0.0014	0.029
Total Reported Increases		0.061	0.054	0.19	0.0014	0.029
Allowable		0.6 ton/source 3 tons/facility	1.6 tons/source 8 tons/facility	1 ton/source 5 tons/facility	1 ton/source 5 tons/facility	4 tons/source 20 tons/facility

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

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

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636

25-00951: Bay City Forge Division Patriot Forge (280 Henry Street PO Box 996 Brantford, ON N3T 5S7) on July 22, 2011, for revocation of their State Operating Permit for their iron and steel forging facility in Erie City, **Erie County**. The plant has not been operated since May 2009 and a deactivation / maintenance plan was not submitted for the facility, the operating permit was therefore revoked.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

Coal Permits Actions

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

30841317 and NPDES No. 0213527, Consol Pennsylvania Coal Company, (P. O. Box J, 1525 Pleasant Grove Road, Claysville, PA 15234), to revise the permit for the Enlow Fork Mine in East Finley Township, **Washington County** and Richhill Township, **Greene County** to add acreage for an overland beltline. In conjunction with this approval, the Department is granting 401 Water Quality Certification certifying that the approved activities will comply with the applicable provisions of sections 301—303, 306 and 307 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341) and will not violate applicable Federal and State water quality standards. Surface Acres Proposed 361.9. No additional discharges. Application received: March 31, 2010. Permit issued: July 21, 2011.

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

05090101 and NPDES no. PA0262781. Robindale Energy Services, Inc., 224 Grange Hall Road, Armagh, PA 15920, revision of an existing bituminous surface mine to add a stream crossing on Sandy Run and an additional 5 acres to the SMP in Broadtop Township, **Bedford County**, affecting 159.0 acres. Receiving stream(s): Longs Run and Sandy Run classified for the following use(s): warm water fishery. There are no potable water supply

intakes within 10 miles downstream. Application received February 24, 2011. Permit issued: July 13, 2011.

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

14900301 and NPDES No. PA0206229. Glenn O. Hawbaker, Inc. (1952 Waddle Road, State College, PA 16803). Renewal of an existing bituminous surface mine located in Spring Township, **Centre County** affecting 260.6 acres. Receiving stream: Logan Branch classified for cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: May 19, 2011. Permit issued: June 23, 2011.

17100108 and NPDES No. PA0257362. Waroquier Coal Co. (P. O. Box 123, Clearfield, PA 16830). Commencement, operation and restoration of a bituminous surface mine located in Glen Hope Borough and Beccaria Township, **Clearfield County** affecting 65.0 acres. Receiving streams: Dotts Run (cold water fishery), unnamed tributaries to Clearfield Creek (cold water fishery) and Blue Run (cold water fishery). There are no potable water supply intakes within 10 miles downstream. Application received: May 3, 2010. Permit issued: July 15, 2011.

Noncoal Applications Returned

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

34100802. Matthew Sieber, 58 Stoney Lane, Mifflin, PA 17058, commencement, operation, and restoration of a small noncoal (industrial minerals) operation in Milford Township, **Juniata County**, affecting 5.0 acres, receiving stream(s): unnamed tributary to Licking Creek. Permit received: October 7, 2010. Application returned: July 18, 2011.

Noncoal Permits Actions

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

08080810. Wendy West (719 Mercur Hill Road, Wysox, PA 18854), noncoal mining operation located in Standing Stone Township, Bradford County. Total bond release-site was never activated. Receiving streams: none. Permit issued: March 11, 2009. Final bond release: July 19, 2011.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

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

Blasting Permits Actions

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

36114144. Keystone Blasting Service, (15 Hopeland Road, Lititz, PA 17543), construction blasting for Lincoln Christian Home in Ephrata Township, **Lancaster County** with an expiration date of December 30, 2011. Permit issued: July 19, 2011.

38114113. Keystone Blasting Service, (15 Hopeland Road, Lititz, PA 17543), construction blasting for a Trench Silo at Musser Ridge Farm in Heidelberg Township, **Lebanon County** with an expiration date of August 15, 2011. Permit issued: July 19, 2011.

54114103. Maine Drilling & Blasting, (P. O. Box 1140, Gardiner, ME 04345), construction blasting for Graham Pet Tech in East Union Township, **Schuylkill County** with an expiration date of July 13, 2012. Permit issued: July 19, 2011.

66114113. Meshoppen Blasting, Inc., (P. O. Box 127, Meshoppen, PA 18630), construction blasting for Yarasavage Well Pad and Roadway in Washington Township, **Wyoming County** with an expiration date of September 30, 2011. Permit issued: July 19, 2011.

09114106. American Rock Mechanics, Inc., (7531 Chestnut Street, Zionsville, PA 18092), construction blasting for Carson Helicopter, Inc. in Hilltown Township, **Bucks County** with an expiration date of July 16, 2012. Permit issued: July 20, 2011.

36114145. Keystone Blasting Service, (15 Hopeland Road, Lititz, PA 17543), construction blasting for East Lampeter and Upper Leacock Townships, **Lancaster County** with an expiration date of December 30, 2012. Permit issued: July 20, 2011.

64114108. Explosive Services, Inc., (7 Pine Street, Bethany, PA 18431), construction blasting for Wallenpaupack Lake Estates in Paupack Township, **Wayne County** with an expiration date of July 31, 2012. Permit issued: July 20, 2011.

67114108. Maine Drilling & Blasting, (P. O. Box 1140, Gardiner, ME 04345), construction blasting at 300 Arsenal Road in Manchester Township, **York County** with an expiration date of July 19, 2012. Permit issued: July 20, 2011.

58114023. Geokinetics, (133 West Tioga Street, Suite 3, Tunkhannock, PA 18657), construction blasting for Ardent 2 3D Seismic Operation in Auburn Township, **Susquehanna County** with an expiration date of July 31, 2012. Permit issued: July 22, 2011.

64114002. Northeast Blasting, (403 Middle Creek Road, Honesdale, PA 18431), construction blasting for the Roger Shaffer Sawmill in Salem Township, **Wayne County** with an expiration date of July 31, 2012. Permit issued: July 22, 2011.

64114003. Northeast Blasting, (403 Middle Creek Road, Honesdale, PA 18431), construction blasting for the Bob Boogertman House & Driveway Project in Paupack Township, **Wayne County** with an expiration date of July 31, 2012. Permit issued: July 22, 2011.

64114004. Northeast Blasting, (403 Middle Creek Road, Honesdale, PA 18431), construction blasting for the Damascus Township Shale Bank in Damascus Township, **Wayne County** with an expiration date of July 31, 2012. Permit issued: July 22, 2011.

66114004. Geokinetics, (133 West Tioga Street, Suite 3, Tunkhannock, PA 18657), construction blasting for the Ardent 2 3D Seismic Operation in Meshoppen, Washington, Lemon, Eaton, Mehoopany and Tunkhannock Townships, **Wyoming County** with an expiration date of July 31, 2012. Permit issued: July 22, 2011.

66114114. Hayduk Enterprises, Inc., (257 Riverside Drive, Factoryville, PA 18419), construction blasting for Richard Larson in Tunkhannock Township, **Wyoming County** with an expiration date of December 31, 2011. Permit issued: July 22, 2011.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

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

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

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

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

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

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

Permits, Environmental Assessments and 401 Water Quality Certifications Issued:

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E28-365: Antrim Business Park, LP, Ten East Baltimore Street, Suite 1600, Baltimore, MD 21202, in Antrim Township, **Franklin County**, ACOE Baltimore District

To fill 0.07 acre of PEM wetland in the Conococheague Creek (WWF-MF) Watershed. The project is located west of Exit 3 on Interstate 81 and Molly Pitcher Highway (U.S. Route 11 (Greencastle, PA Quadrangle, N: 1.3 inches, W: 15.5 inches; Latitude: 39°45'32", Longitude: -77°44'16") in Antrim Township, Franklin County. The

purpose of the project is to construct a 1,400,000.0-square foot industrial/distribution facility. The permittee is required to provide a minimum of 0.07 acres of replacement PEM wetlands.

E28-368: Pennsylvania Department of Transportation, Engineering District 8-0, 2140 Herr Street, Harrisburg, PA 17103, in Hamilton and St. Thomas Townships, **Franklin County**, ACOE Baltimore District

To: 1) remove the existing structure, 2) construct and maintain a two-span prestressed concrete bulb-tee beam bridge skewed 70°, having a total clear span of 112.30 feet, a width of 35.375 feet, and an underclearance of 10.33 feet across Back Creek (WWF, MF), 3) relocate and maintain approximately 55.0 feet of an unnamed tributary to Back Creek (WWF, MF) underneath the proposed bridge, and 4) place and maintain fill in 0.01 acre of PEM wetland, all for the purpose of improving transportation safety and roadway standards. The project is located along SR 3012 (Jack Road) in Hamilton and St. Thomas Townships (Chambersburg, PA Quadrangle; N: 3.3 inches, W: 16.3 inches; Latitude: 39°53'35", Longitude: -77°44'29"). The amount of wetland impact is considered de minimus impact 0.01 acre and wetland replacement is not required.

E29-100: Pennsylvania Department of Transportation, Engineering District 9-0, 1620 North Juniata Street, Hollidaysburg, PA 16648, in Licking Creek Township, **Fulton County**, ACOE Baltimore District

To remove the existing structure and to construct and maintain a single span, prestressed concrete spread box beam bridge having a span of 48.0 feet, a width of 33.4 feet, and an underclearance of 9.1 feet across Patterson Run (CWF, MF) for the purpose of improving transportation safety and roadway standards located along SR 0030, Segment 0230, Offset 0000, approximately 43.0 feet downstream from the current alignment of the bridge (Meadow Grounds, PA Quadrangle; N: 19.1 inches, W: 7.1 inches; Latitude: 39°58'49", Longitude: -78°3'2") in Licking Creek Township, Fulton County.

E36-885: Pennsylvania Department of Transportation, Engineering District 8-0, 2140 Herr Street, Harrisburg, PA 17103, in East Cocalico Township, **Lancaster County**, ACOE Baltimore District

To: 1) remove the existing structure, 2) construct and maintain a single span concrete spread box beam bridge having a length of 95.00 feet, a width of 61.29 feet, and an underclearance of 11.44 feet across Cocalico Creek (WWF, MF), 3) temporarily impact 0.01 acre of PEM wetland, and 4) place and maintain fill in 0.01 acre of PEM wetland all for the purpose of improving transportation safety and roadway standards. The project is located along SR 0272 (North Reading Road) in East Cocalico Township, Lancaster County (Ephrata, PA Quadrangle; N: 15.2 inches, W: 1.5 inches; Latitude: 40°12'32", Longitude: -76°8'9"). The amount of wetland impact is considered a de minimus impact of 0.01 acre and wetland replacement is not required.

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

E02-1532. No. 1 Cochran Automotive, 4520 William Penn Highway, Monroeville, PA 15146. To place and maintain fill on 0.05 acres of wetlands, and to construct and maintain a 287.5 ft, 48" diameter RCP stream enclosure, in an unnamed tributary to Campbell's Run (CWF), for the purpose of modifying an existing automobile dealership campus (a.k.a. Cochran Robinson campus),

to sell varying brands of vehicles. Riprap outlet protection will be installed and maintained, a section of the existing stream enclosure will be replaced, and several outfall structures will be connected to the stream enclosure and its end wall. To compensate for these impacts, approximately 0.06 acres of replacement wetland will be constructed on site. In addition, grade control structures and/or riparian vegetation will be constructed or planted, on site, in or along approximately 460 ft of the affected watercourse. The project is located at the intersection of Campbell's Run Road and DeVassie Road in Robinson Township, **Allegheny County**. (Oakdale Quadrangle: N: 12 inches; W: 4 inches; Latitude: 40° 26' 31"; Longitude: 80° 09' 24").

E11-340. Glendale Valley Municipal Authority, 1800 Beaver Valley Road, Flinton, PA 16640. To construct and maintain approximately 235 utility line stream crossings, to construct and maintain 54 utility line wetland crossings and to place and maintain fill in .03 acres of wetlands, and all for the purpose of installing a public sewer and water supply system, consisting of approximately 180,000' of sewer line and approximately 46,000' of waterline, six pump stations and a sewage treatment plant.

Impacted Waters of the Commonwealth include the following watersheds:

Clearfield Creek (WWF)
 UNT to Clearfield Creek (CWF)
 Beaverdam Run (CWF)
 UNT to Beaverdam Run (CWF)
 Fallentimber Run (CWF)
 UNT to Fallentimber Run (CWF)
 Powell Run (CWF)
 UNT to Powell Run (CWF)
 Sandy Run (HQ-CWF)
 UNT to Sandy Run (HQ-CWF)

A table of all individual stream and wetland impacts is attached. The project is located White and Reade Townships, Cambria County. (the project is located at: Southwest Corner of project area: Coalport, Pa quadrangle N 4.4"; W 1.9"; Latitude 40° 38' 57"; Longitude 78° 30' 50"; Northwest Corner of project area; Coalport, Pa Quadrangle N 16" W 6.9"; Latitude 40° 42' 48"; Longitude 78° 32' 59" Eastern Extreme of project: Blandburg, Pa quadrangle N 10.8"; W 4.5" Latitude 40° 41' 4", Longitude 78° 24' 27").

E56-354. Pennsylvania Interchange Modifications, PO Box 67676, Harrisburg, PA 17106-7676.

1. construct and maintain a culvert crossing consisting of two parallel 49 inch by 33 inch elliptical, and one 57 inch by 38 inch, depressed 6 inches, 59 ft. long, CMP culverts, in an unnamed tributary to East Branch Coxes Creek (WWF) with a drainage area of 119 acres, for the purpose of constructing Tollgate Road. This culvert crossing is located in Somerset Township (Somerset, PA Quadrangle, N: 3.3 inches, W: 11.8 inches; Latitude: 40° 1' 1" and Longitude: 79° 5' 2").

2. Construct and maintain a two lane 39.3 ft. wide, 36.7 ft. long, single span bridge, skewed 60 degrees, having a total length of 47 ft. and a minimum underclearance of 3.3 ft. over an unnamed tributary of East Branch Coxes Creek (WWF) with a drainage area of 3.08 square miles. This bridge is located 0.3 miles east of the above culvert crossing in Somerset Borough (Somerset, PA Quadrangle, N: 3.3 inches, W: 11.3 inches; Latitude: 40° 1' 5" and Longitude: 79° 4' 52").

3. Construct and maintain 130' of a relocated portion of an unnamed tributary to East Branch Coxes Creek (WWF).

4. Construct and maintain a road crossing over a wetland, consisting of three (3) 42" x 29" CMPA pipes (depressed 1') and eight (8) 12" CMPA pipes.

5. Construct and maintain multiple roadway storm-water outfalls.

The aforementioned water obstructions are associated with the construction of Tollgate Road, (relocated Laurel Crest Road), for the purpose of improving traffic flow and safety, at the Somerset Interchange, of the Pennsylvania Turnpike.

The project will impact a cumulative total of 0.37 acres of PEM/PSS wetland and approximately 416' of water-course, in the East Branch Coxes Creek basin. Wetland mitigation will be provided at PennDOT's Louie Beach Advanced Wetland Compensation Site, **Somerset County** (Somerset, PA Quadrangle, N: 3.3 inches, W: 11.5 inches; Latitude: 40° 1' 13" and Longitude: 79° 4' 54"). Approximately 435' of stream mitigation will be provided, in and near the project area.

E63-632. Pennsylvania Department of Transportation, District 12-0, PO Box 459, Uniontown, PA 15401. To place and maintain fill in 0.01 acres of PFO and 0.24 acres of PEM wetlands, associated temporary crossings of Little Daniels Run (TSF), improve an existing ford crossing of Little Daniels Run, and high flow stream diversions of unnamed tributaries to Little Daniels Run with drainage areas of less than 100 acres for the purpose of constructing and maintaining a 5.0 acres wetland compensation site located in State Game Land 297 (Amity, PA Quadrangle, N: 0.7 inches; W: 15.0 inches; Latitude: 40° 4' 53" and 80° 7' 56"); North Bethlehem Township, **Washington County**.

E65-939. Ligonier Township Supervisors, 1 Municipal Park Drive, Ligonier, PA 15658. To construct and maintain a Truss Pedestrian bridge having a clear span of 90 feet and an underclearance of 11.5 feet on the existing concrete abutment of an abandoned railroad bridge across Mill Creek (CWF) as part of the new Ligonier Valley Trail System. The project is located in Ligonier Township, Westmoreland County (Ligonier, PA Quadrangle N: 22.5 inches; W: 15.25 inches; Latitude: 40° 14' 56"; Longitude: 79° 14' 03") in Ligonier Township, **Westmoreland County**.

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

E25-727A, Erie-Western Pennsylvania Port Authority, 208 E Bayfront Pkwy, Ste 201, Erie PA 16507-2413, Seaway Trail Roadway along Presque Isle Bay, Lake Erie in the City of Erie, **Erie County**, United States Army Corps of Engineers, Pittsburgh District (Erie North, PA Quadrangle Latitude: 42° 7' 50"; Longitude: 80° 6' 2").

Permit No. E25-727 which authorizes the Erie-Western Pennsylvania Port Authority to construct and maintain a roadway and associated features between Walnut and Cherry Streets north of the Bayfront Parkway resulting in approximately 6,933 square feet of permanent and 9,061 square feet of temporary impacts within Presque Isle Bay, Lake Erie, in the City of Erie, Erie County is amended to modify the project eliminating the originally proposed soldier pile wall and sidewalk in favor of a rock riprap slope along the shoreline and modify the roadway to consist of a 12-foot wide, one-way, westbound roadway,

with twenty-eight (28) 12-foot wide adjacent parallel parking spaces on the south side of the facility, and a 12-foot wide shared pedestrian/bike path on the north side of the facility. The curb-to-curb width of the facility with rain gardens, oil/grit separators and landscaping as originally permitted will be unchanged. The project will include the construction and maintenance of the originally authorized 12-foot wide by 50-foot long permanent, handicapped-accessible fishing pier and demolition of existing dock structures in Presque Isle Bay. The total disturbance within Presque Isle Bay will remain unchanged.

E42-299A, Bradford Economic Development Corp., P. O. Box 490, 20 Russel Boulevard, Bradford, PA 16701. Lafferty Hollow Industrial Park - Major Amendment, in Foster Township, **McKean County**, ACOE Pittsburgh District (Derrick City, PA Quadrangle N: 41°, 57', 32.3"; W: -78°, 35', 51.2").

To amend Permit No. E42-299 which authorized Bradford Economic Development Corporation to conduct various stream and wetland impacts associated with the construction of Lafferty Hollow Industrial Park, a 350-acre industrial park in five phases including building pads and access roads along Lafferty Hollow Road in Foster Township, McKean County. The permit is amended to include construction and maintenance of an extension of existing sewer and water lines along Lafferty Hollow Road Crossing Kendall Creek, a sub-channel of Kendall Creek and a tributary to Kendall Creek for a total of 3 crossings.

E61-293, Cornplanter Township, 138 Petroleum Center Road, Oil City, PA 16301. T-560 Waitz Road Across Cherrytree Run, in Cornplanter Township, **Venango County**, ACOE Pittsburgh District (Oil City, PA Quadrangle N: 41°, 28', 52"; W: 79°, 41', 46").

To remove the existing bridge and to construct and maintain a 19.3-foot long prestressed concrete spread box beam bridge having a clear, normal span of 64 feet and an underclearance of 10 feet across Cherrytree Run at the confluence with Oil Creek on a new alignment shifted approximately 15 feet downstream resulting in the placement of fill within the mapped 100-year flood plain and floodway of Oil Creek beginning approximately 100 feet south of S.R. 8 and extending downstream along the right bank approximately 550 feet on T-560, Waitz Road.

ENVIRONMENTAL ASSESSMENTS

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

EA17-010. EQT Gathering, LLC, EQT Plaza, 625 Liberty Avenue-Suite 1700, Pittsburgh, PA 15222. Concrete Road Removal and Site Restoration of Jack Dents Branch-Medix Run, Goshen Township, **Clearfield County**, ACOE Baltimore District

The applicant proposes to remove an existing concrete road crossing Jack Dents Branch, Medix Run, to restore the natural stream channel cross-section, profile and stability. As proposed, the restoration of the stream channel section shall include but not be limited to, construction of a temporary rock construction access along the stream left and right over-bank, complete removal of the 12-foot (wide) by 18-foot (long) concrete slab, and stabilization of stream bank along both stream banks that were affected by the concrete road section. Construction of the temporary access road shall be with clean AASHTO rock with minimal Number 1 gradation. Upon completion of the concrete slab removal, the tempo-

rary construction access road shall be completely removed with the area graded, scarified, and vegetative cover established to good condition. The concrete slab road section shall be completely removed from the stream channel, floodway and floodplain. Removal of the slab shall be completed in dry work conditions by dam and pumping, fluming or diverting stream flow around the work area. The concrete slab and its encased pipes shall be properly disposed. Since Jack Dents Branch is both a wild trout and stock trout fishery, no in-stream activity shall be conducted in or along the stream channel between October 1 to December 31 and March 1 to June 15 without prior written approval from the Pennsylvania Fish and Boat Commission. The project is located along the northern right-of-way of Jack Dent Road approximately 1.8-miles east of Medix Grade Road and Jack Dent Road intersection. This approval under Chapter 105, Section 105.12(a)(11) also includes 401 Water Quality Certification.

(The Knobs, PA Quadrangle Latitude: 41° 13' 24.34"; Longitude: 78° 22' 24.40").

SPECIAL NOTICES

Notice of Requirements The Covered Device Recycling Act— Act 108 of 2010 (CDRA)

This notice provides information about the requirements of the CDRA.

Electronic products constitute one of the fastest growing streams of today's consumer and commercial waste. On November 23, 2010, the Pennsylvania General Assembly passed the Covered Device Recycling CDRA; which establishes a number of requirements for individuals and entities involved throughout the life cycle of certain "covered" electronic devices. Covered devices include desktop computers, laptop computers, computer monitors, computer peripherals and televisions.

Beginning January 1, 2012, most of the CDRA requirements go into effect. Outlined below, these requirements address the manufacture, sales, and end-of-life collection, management and recycling of covered devices in Pennsylvania.

Manufacturers of covered devices offered for sale in Pennsylvania:

- Beginning January 1, 2012, must annually register their covered device brands with DEP, and affix brand labels to their new covered devices.
- Must establish and conduct ongoing recycling programs that offer no cost covered device collection opportunities to consumers. No cost means no fee may be charged unless a financial incentive, such as a coupon or rebate, of equal or greater value is provided. The devices collected through these programs must be properly recycled at certified electronics recycling facilities.
- Must report covered device collection and recycling data to DEP annually.

Retailers that offer covered devices for sale in Pennsylvania:

- Beginning January 1, 2012, may only sell covered devices that are labeled with a brand registered with DEP.
- Must notify customers of how and where they can recycle their covered devices.

- Are not required to offer covered device collection opportunities; but if they do, they must offer them to consumers at no cost. No cost means no fee may be charged unless a financial incentive, such as a coupon or rebate, of equal or greater value is provided. Any devices collected from consumers must be properly recycled at certified recycling facilities.

Electronics Recycling Facilities:

- Whether located in or outside of Pennsylvania, facilities that process or recycle covered devices that are collected from consumers through any electronics collection program in Pennsylvania, whether municipal, manufacturer, retailer, etc., must have achieved and maintained one of the following certifications:

- R2 (Responsible Recycling Practices Standard) Certification,
- e-Stewards Certification,
- An internationally accredited third-party environmental management standard for the safe and responsible handling of covered devices.

- Current PA Residual Waste Regulations, requiring electronics processing/recycling facilities that are located in Pennsylvania to obtain a DEP general permit #WMGR081 (regarding the processing and beneficial use of electronic equipment and components by sorting, disassembling or mechanical processing) prior to processing any electronic devices or electronic waste, remain in effect.

Haulers and Transfer Stations:

- Covered devices that are collected from consumers through electronics collection programs in Pennsylvania may only be recycled at certified electronics recycling facilities.

The PA Department of Environmental Protection (DEP):

- Will post and maintain a list of registered and non-compliant covered device brands on its website for retailers and consumers to access.
- Will also post on its website and make available via its toll-free recycling hotline (1-800-346-4242) an up-to-date list of all covered device collection opportunities offered to consumers, including those offered by manufacturers and retailers.
- Will review manufacturers' covered device collection and recycling plans, and will oversee the implementation of all approved plans to ensure compliance with the CDRA.
- Will encourage the use of existing covered device collection infrastructure to the extent that it is cost effective, and is environmentally sound.
- Will organize and coordinate public education and outreach regarding the recycling of covered devices, including assisting retailers as necessary in the conduct of their public education and outreach efforts.

Beginning January 24, 2013, a disposal ban on covered devices goes into effect in Pennsylvania. From this point forward, no person may dispose of a covered device, or any of its components, with their municipal solid waste. These devices and their components must be properly recycled and may not be taken to nor accepted by landfills or other solid waste disposal facilities for disposal. However, non-hazardous residuals of covered devices that are produced during the recycling of those devices by solid

waste disposal facilities are excluded from the disposal ban. The effects of the disposal ban are outlined below.

Consumers:

- May not dispose of their covered devices with municipal waste.
- Will need to take their covered devices to an electronics collection location for proper recycling, or place for curbside collection if a specific electronics collection program is offered.

Businesses:

- May not dispose of their covered devices with municipal waste.
- Will need to recycle their covered devices.

Landfills and Resource Recovery Facilities:

- May not accept covered devices or their components for disposal. However, they may accept non-hazardous residuals produced during the recycling of covered devices.
- Owners and operators of landfills will not be found in violation of the CDRA so long as they make a good faith effort to comply with the Act; post, in a conspicuous location at the facility, a sign stating that covered devices and their components will not be accepted; and notify, in writing, all collectors registered to deposit solid waste to the facility that covered devices and their components will not be accepted at the facility.

Haulers:

- May not intentionally accept covered devices for disposal from any source of waste, and may not knowingly commingle covered devices with waste destined for disposal.

For further information about the CDRA, contact:

Department of Environmental Protection, Division of Waste Minimization and Planning, P. O. Box 8472, Harrisburg, PA 17105-8472, (717) 787-7382, ra-epwaste@state.pa.us or visit the Department's web site at www.depweb.state.pa.us, choose "DEP Programs A-Z," then choose "Electronics Management."

[Pa.B. Doc. No. 11-1319. Filed for public inspection August 5, 2011, 9:00 a.m.]

Availability of Modified Chapter 105 Water Obstruction and Encroachment Permit Application and Supporting Documents for Consistency with the Pennsylvania State Programmatic General Permit 4 (PASPGP-4)

The Department of Environmental Protection (Department) announces the modification of Chapter 105 Water Obstruction and Encroachment permit application (permit application) and supporting documents for consistency with the Pennsylvania State Programmatic General Permit 4 (PASPGP-4). The permit application and supporting documents required minor revisions to remain consistent with PASPGP-4 and to reflect the changes made from PASPGP-3. The minor revisions also provide clarity and updated contact information for the applicant. No changes have been made to the General Permits. This notice is for information only and is not legally mandated and does not represent a decision or final action of the Department.

On June 3, 2011, the Army Corps of Engineers (Corps) published Special Public Notice—11-44, issuing PASPGP-4 for a 5-year period with an effective date of July 1, 2011. The Department published a proposed conditional Water Quality Certification under section 401(a) of the Federal Clean Water Act (33 U.S.C.A. § 1341(a)) and a determination of Coastal Zone Management Consistency under section 307 of the Coastal Zone Management Act of 1972 (16 U.S.C.A. § 1456) for PASPGP-4 at 41 Pa.B. 2762 (May 28, 2011). The final 401 WQC and CZM Consistency for PASPGP-4 was published at 41 Pa.B. 3938 (July 16, 2011).

This action by the Corps continues the present Federal permitting process undertaken jointly with the State permitting process for activities affecting waterways, water bodies and wetlands authorized under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27). PASPGP-4 places the Department Regional Offices and delegated county conservation districts in the lead for the majority of permit actions. Through the consolidation of Federal and State permitting standards in one process, the PASPGP-4 continues a streamlined process for permit applicants without compromising comprehensive environmental protection.

The permit application and supporting documents required minor revisions to remain consistent with PASPGP-4 and to reflect the changes made from PASPGP-3. The minor revisions also provide clarity and updated contact information for the applicant. The revised documents include:

<i>Document Number</i>	<i>Document Name</i>
3930-PM-WM0016	Application for Transfer of Permit and Submerged Lands License Agreement
3930-PM-WM0016a	Office listing
3930-PM-WM0017	Environmental Assessment Form (E.A. Form) Instructions
3930-PM-WM0017a	Environmental Assessment Form (E.A. Form)
3930-PM-WM0023	Emergency Permit
3930-PM-WM0036	Joint Permit Application Instructions for a Pennsylvania Water Obstruction and Encroachment Permit and United States Army Corps of Engineers Section 404 Permit
3930-PM-WM0036A	Joint Application for Pennsylvania Water Obstruction and Encroachment Permit and United States Army Corps of Engineers Section 404 Permit
3930-PM-WM0050	PASPGP-4 Cumulative Impacts Project Screening Form
3930-PM-WM0500	General Permit Registration
3930-PM-WM0500A	Pennsylvania offices
3930-PM-WM0500B	Army Corps of Engineers and Department of Environmental Protection offices
3930-PM-WM0500C	County Conservation District offices

<i>Document Number</i>	<i>Document Name</i>
3930-PM-WM0511A	General Permit Registration BWM-GP-11 Maintenance, Testing, Repair, Rehabilitation, or Replacement of Water Obstructions and Encroachments
3930-PM-WM0550	Request for a Bog Turtle Habitat Screening

Copies of the documents as modified may be obtained by contacting Joanne Pitman, Bureau of Watershed Management, Division of Waterways, Wetlands and Stormwater Management, P. O. Box 8775, Harrisburg, PA 17105-8775, (717) 787-6827, jpitman@state.pa.us. Persons with a disability may obtain these documents by contacting the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users). These documents are also available on the Department's web site at www.depweb.state.pa.us (DEP Keywords: "Tools" then choose "eLibrary" once in eLibrary, choose "Permit and Authorization Packages" then choose "Water Management" then choose "Water Obstruction and Encroachment and Wetlands").

MICHAEL L. KRANCER,
Secretary

[Pa.B. Doc. No. 11-1320. Filed for public inspection August 5, 2011, 9:00 a.m.]

Modifications and Consolidation of Residual Waste General Permits WMGR119, WMGR121 and WMGR123

Permit Modification Proposed under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and the Beneficial Use of Residual Waste other than Coal Ash

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

General Permit Numbers WMGR119, WMGR121 and WMGR123. These general permits authorize the processing of drilling fluids, flowback and produced water generated during the development and operation of oil and gas wells, including wells producing gas from unconventional formations such as the Marcellus Shale. The resultant processed water is authorized for beneficial use as makeup water for further hydraulic fracturing and extraction of natural gas from unconventional geologic formations.

The proposed modifications would consolidate the three general permits into a single general permit, WMGR123, and authorize the processing and transfer of oil and gas wastewater and beneficial use of dewatered oil and gas wastewater, and set minimum sampling and treatment concentrations for storage, including in tanks and open impoundments, prior to beneficial use.

The Department of Environmental Protection (Department) is soliciting public comment on proposed modifications to the consolidated WMGR123. Revisions to Section A clarify the beneficial use authorization for processed oil and gas wastewater and add definitions for the terms

"dewaste" and "oil and gas wastewater." New operating conditions have been developed to allow storage of processed water in tanks and impoundments constructed specifically to hold water prior to use for fracturing a well. Sections D and E have been amended to increase recordkeeping and reporting requirements. Appendix A, which lists concentration limits for specific constituents, has also been added. Minor editorial changes, including consistent use of terminology, have also been made throughout the general permit.

The proposed permit modifications are available on the Department's web site at www.depweb.state.pa.us under the Public Participation Center, select "Proposals Currently Open for Comment." Comments concerning the application should be directed to Scott E. Walters, Chief, General Permits/Beneficial Use Section, Division of Municipal and Residual Waste, Bureau of Waste Management, P. O. Box 8472, Harrisburg, PA 17105-8472, 717-787-7381. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984. Public comments must be submitted within 30 days of this notice and may recommend revisions to, and approval or denial of the application.

Persons with questions concerning the general permit modifications may contact Scott E. Walters at scwalters@state.pa.us or at the telephone number listed previously. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

MICHAEL L. KRANCER,
Secretary

[Pa.B. Doc. No. 11-1321. Filed for public inspection August 5, 2011, 9:00 a.m.]

Nutrient Credit Trading Program; Notice of Certification Requests

The Department of Environmental Protection (Department) provides notice of the following certification requests that have been submitted under the Nutrient Credit Trading Program (Trading Program). See 25 Pa. Code § 96.8 (relating to use of offsets and tradable credits from pollution reduction activities in the Chesapeake Bay Watershed), published at 40 Pa.B. 5790 (October 9, 2010).

Nutrient trading is a market-based program that provides incentives for entities to create nutrient reduction credits (credits) by going beyond statutory, regulatory or voluntary obligations and goals to remove nutrients from a watershed. The credits can be traded to help others more cost-effectively meet their obligations or goals. The primary purpose of the Trading Program is to provide for more efficient ways for National Pollutant Discharge Elimination System (NPDES) permittees to meet their effluent limits for nutrients.

The information described in this notice relates to submitted certification requests from July 18, 2011, through July 22, 2011.

Background

Before a credit can be used by an NPDES permittee, a three-step process is followed: (1) the certification request must be approved; (2) generation of the credits must be verified; and (3) the credits must be registered.

Approval is also known as certification, which is a written approval by the Department for the use of a pollutant reduction activity to generate credits. Certifications are based on at least: (1) a written request describing the qualifying pollutant reduction activity that will reduce the pollutant loadings delivered to the applicable watershed; (2) the calculation to quantify the pounds of reductions expected; and (3) a verification plan that, when implemented, ensures that the qualifying pollutant reduction activity has taken place.

Once the credits are certified, they must be verified in order to be applied toward an NPDES permit for compliance with effluent limits. Verification means implementation of the verification plan contained in the certification. Verification plans require annual submittal of documentation to the Department that demonstrates that the qualifying pollutant reduction activity has taken place for the applicable compliance year.

The credits also need to be registered by the Department before they can be applied toward an NPDES permit for compliance with effluent limits. Registration occurs only after credits have been certified, verified and a contract has been submitted. The Department registers credits for use during the compliance year in which the qualifying pollutant reduction activity has taken place. The Department provides registered credits with an annual registry number for reporting and tracking purposes.

Certification Requests

The following requests are being reviewed by the Department. The Department will accept written comments on these proposed pollutant reduction activities for 30 days.

<i>Applicant</i>	<i>Pollution Reduction Activity Description</i>
University Area Joint Authority	This certification request is for phosphorus credits to be generated from the pollutant reduction activity of the University Area Joint Authority's installed treatment process.
Borough of Mifflinburg	This certification request is for nutrient reduction credits to be generated from the pollutant reduction activity of the Borough of Mifflinburg's installed treatment process.

Written Comments

Interested persons may submit written comments on these proposed pollutant reduction activities by September 6, 2011. The Department will accept comments submitted by e-mail, but comments submitted by facsimile will not be accepted. A return name and address must be included in each e-mail transmission. Written comments should be submitted to Ann Roda, Water Planning Office, Department of Environmental Protection, P. O. Box 2063, Harrisburg, PA 17105-2063, (717) 787-4785, aroda@state.pa.us.

For further information about these proposals or the Trading Program contact Ann Roda, at the previously

listed address or phone number or visit the Department's web site at www.depweb.state.pa.us (DEP Keywords: "Nutrient Trading").

MICHAEL L. KRANCER,
Secretary

[Pa.B. Doc. No. 11-1322. Filed for public inspection August 5, 2011, 9:00 a.m.]

Oil and Gas Technical Advisory Board Meeting Change

The Oil and Gas Technical Advisory Board (Board) meeting originally scheduled for Tuesday, August 23, 2011, is rescheduled for Friday, October 21, 2011, at 10 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning the next scheduled meeting of the Oil and Gas Board can be directed to Darek Jagiela at (717) 787-4817 or djagiela@pa.gov. The agenda and meeting materials for the October 21, 2011, meeting will be available through the Public Participation Center on the Department of Environmental Protection's (Department) web site at www.depweb.state.pa.us (select "Public Participation").

Persons in need of accommodations as provided for the Americans with Disabilities Act of 1990 should contact the Department at (717) 783-2290 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

MICHAEL L. KRANCER,
Secretary

[Pa.B. Doc. No. 11-1323. Filed for public inspection August 5, 2011, 9:00 a.m.]

Proposed Modification to General Permit BWQP-GP-15: Private Residential Construction in Wetlands and 401 Water Quality Certification for Consistency with the Pennsylvania State Programmatic General Permit 4 (PASPGP-4)

The Department of Environmental Protection (Department), under the authority of section 7 of the Dam Safety and Encroachments Act (32 P.S. § 693.7) and 25 Pa. Code Chapter 105, Subchapter L (relating to general permits), proposes to modify General Permit BWQP-GP-15 which allows the placement and maintenance of fill in, or the excavation of, wetlands for the construction of a private residence, driveway, storage shed and utilities, on residential lots within established subdivisions where these activities do not impact greater than 0.50 acre of wetland. The General Permit BDWW-GP-15 was initially published in final-form at 26 Pa.B. 526 (February 3, 1996) and the Department issued a modified BDWW-GP-15, renamed BWQP-GP-15, at 27 Pa.B. 1195 (March 8, 1997).

The proposed modifications are minor and are meant to provide consistency with the Pennsylvania State Programmatic General Permit 4 (PASPGP-4). On June 3, 2011, the Army Corps of Engineers (Corps) published Special Public Notice—11-44, issuing PASPGP-4 for a 5-year period with an effective date of July 1, 2011. The

Department published Water Quality Certification under section 401(a) of the Federal Clean Water Act (33 U.S.C.A. § 1341(a)) and a determination of Coastal Zone Management Consistency under section 307 of the Coastal Zone Management Act of 1972 (16 U.S.C.A. § 1456) for PASPGP-4 at 41 Pa.B. 3938 (July 16, 2011).

Prior to the development and issuance of PASPGP-4, applicants seeking to perform activities authorized under BWQP-GP-15 would register use of BWQP-GP-15 with the Department regional office and then seek Corps authorization separately. BWQP-GP-15 is eligible for PASPGP-4 and therefore continues a streamlined process for permit applicants without compromising comprehensive environmental protection. The minor proposed modifications are limited to the registration process which removes reference to separate Corps authorization and a separate registration form and incorporates BWQP-GP-15 into the same registration process as the other Chapter 105 General Permits.

401 Water Quality Certification

The projects covered by the proposed modified General Permit BWQP-GP-15 may also require a Federal license or permit. Section 401(a) of the Federal Clean Water Act requires that any applicant for a Federal license or permit to conduct any activity which may result in any discharge into the waters of the United States provide the Federal licensing or result in any discharge into the waters of the United States provide the Federal licensing or permitting agency a certificate from the state in which the discharge will originate that the discharge will comply with applicable provisions of The Clean Water Act as well as applicable state law related to water quality protection.

The Department, by this notice, proposes to certify that the construction, operation, maintenance and removal of any encroachment or water obstruction as proposed in the amended BWQP-GP-15 complies with the applicable provisions of sections 301—303, 306 and 307 of the Federal Clean Water Act (33 U.S.C.A. §§ 1311—1313, 1316 and 1317). The Department further proposes to certify that the construction, operation, maintenance and removal of the projects comply with applicable state laws related to water quality protection and standards provided that the construction, operation and maintenance complies with the criteria and conditions of the permit.

This certification is further subject to the following conditions:

1. Prior to beginning any activity covered by the General Permit, the applicant must obtain all other necessary permits or approvals from the Department, including, but not limited to, those required by The Clean Streams Law (35 P.S. §§ 691.1—691.1001), the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27) and the regulation promulgated thereunder including 25 Pa. Code Chapters 75, 91, 92a, 93, 95, 101, 102 and 105.

2. Fill material cannot contain wastes as defined in the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003).

A copy of the draft modified General Permit will be made available on the Department's web site at www.depweb.state.pa.us (DEP Keyword: Public Participation; select Proposals Open for Comment). A copy of the draft revised General Permit may also be obtained by contacting the Department of Environmental Protection, Bureau of Watershed Management, Division of Waterways, Wetlands and Stormwater Management, P. O. Box 8775, Harrisburg, PA 17105-8775. Persons with a disability may

obtain these documents by contacting the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

The Department requests written comments on the proposed modifications to this General Permit by October 7, 2011. Comments received by facsimile will not be accepted. Interested persons may submit written comments, suggestions or objections to the Department of Environmental Protection, Bureau of Bureau of Watershed Management, Division of Waterways, Wetlands and Stormwater Management, P. O. Box 8775, Harrisburg, PA 17105-8775, ra-gp15comments@state.pa.us. Questions can be addressed by calling (717) 787-6827 or e-mailing kmurin@state.pa.us.

MICHAEL L. KRANCER,
Secretary

[Pa.B. Doc. No. 11-1324. Filed for public inspection August 5, 2011, 9:00 a.m.]

Renewal of Department of Transportation's State-wide NPDES MS4 Individual Permit

The Department of Environmental Protection (Department) issued a National Pollutant Discharge Elimination System (NPDES) Individual Permit, PAI-1315-00-05-0002, on July 15, 2011, to the Department of Transportation (PennDOT), P. O. Box 2857, Harrisburg, PA 17105. The permit authorizes the discharge of stormwater from PennDOT's regulated small Municipal Separate Storm Sewer System (MS4) in all designated urbanized areas within this Commonwealth. No new discharges are authorized by this permit.

This notice is provided in accordance with 25 Pa. Code Chapter 92a (relating to National Pollutant Discharge Elimination System permitting, monitoring and compliance) implementing The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and 40 CFR Part 122 (relating to EPA administered permit programs: the National Pollutant Discharge Elimination System) implementing the Federal Clean Water Act.

NPDES permit PAI-1315-00-05-0002 is the renewal of NPDES PAI-1315-00-05-0001. Notice of the application for renewal of PennDOT's former Statewide NPDES MS4 Individual Permit (PAI-1315-00-05-0001) was published at 41 Pa.B. 1342 (March 12, 2011), a correction to the notice was published at 41 Pa.B. 2450 (May 14, 2011). No comments on the renewal application were received and no public hearing was requested.

Special conditions in the renewal permit include a Stormwater Management Program to satisfy six Minimum Control Measures that meet the narrative effluent limitations required by 40 CFR 122.34 (relating to as an operator of a regulated small MS4, what will my NPDES MS4 storm water permit require) and to comply with applicable Total Maximum Daily Loads (TMDLs). The permit requires PennDOT to implement applicable approved TMDLs for new discharges through NPDES permits issued to PennDOT for stormwater discharges associated with construction activities, and for existing discharges through a TMDL Implementation Plan.

The term of the renewal permit, PAI-1315-00-05-0002, is from July 15, 2011, and continuing for 5 years, until 12 a.m. on July 14, 2016. The applicant's prior MS4 individual permit, PAI-1315-00-05-0001, was extended through July 14, 2011.

Individuals interested in obtaining a copy of the permit may contact Barry A. Newman, Chief of the Stormwater Planning and Management Section, Department of Environmental Protection, Bureau of Watershed Management, Rachel Carson State Office Building, P. O. Box 8775, 10th Floor, Harrisburg, PA 17105-8775.

Persons aggrieved by an action may appeal under 3 Pa.C.S. § 517 (relating to appealable actions), section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to 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 at (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decision law. For individuals who wish to challenge actions, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board. Important legal rights are at stake however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for pro bono

representation. Call the Secretary of the Board at (717) 787-3483 for more information.

MICHAEL L. KRANCER,
Secretary

[Pa.B. Doc. No. 11-1325. Filed for public inspection August 5, 2011, 9:00 a.m.]

**DEPARTMENT OF
GENERAL SERVICES**

**Real Estate for Sale
Delaware County**

The Department of General Services (Department) will accept bids for the purchase of .25 acre of land and single family residence located at 215 East Avon Road, City of Chester, Delaware County. Bids are due Friday, September 9, 2011. Interested parties wishing to receive a copy of Solicitation No. 94431 should view the Department web site at www.dgs.state.pa.us or call Jayne Fitzpatrick at (717) 787-2834.

SHERI PHILLIPS,
Secretary

[Pa.B. Doc. No. 11-1326. Filed for public inspection August 5, 2011, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

Medical Assistance Program Fee Schedule Revisions; 2011 HCPCS Updates; Prior Authorization Requirements

The Department of Public Welfare (Department) announces changes to the Medical Assistance (MA) Program Fee Schedule and prior authorization requirements. These changes are effective for dates of service on and after August 8, 2011.

Fee Schedule Revisions

The Department is adding and end-dating procedure codes as a result of implementing the 2011 updates made by the Centers for Medicare and Medicaid Services (CMS) to the Healthcare Common Procedure Coding System (HCPCS). The Department is also adding and end-dating other procedure codes. As set forth as follows, some of the procedure codes being added to the MA Program Fee Schedule will require prior authorization.

Fees for the new procedure codes will be published in a Medical Assistance Bulletin that will be issued to all providers.

The following procedure codes, or procedure code and modifier combinations, are being added to the MA Program Fee Schedule as a result of the 2011 HCPCS updates:

<i>Procedure Codes and Modifiers</i>				
11045	11046	11047	22551	22551 (80)
22552	22552 (80)	29914	29914 (SG)	29915
29915 (SG)	29916	29916 (SG)	31295	31295 (SG)
31296	31296 (SG)	31297	31297 (SG)	31634
31634 (SG)	33620	33620 (80)	33621	33621 (80)
33622	33622 (80)	37220	37220 (80)	37220 (SG)
37221	37221 (80)	37221 (SG)	37222	37222 (80)
37223	37223 (80)	37224	37224 (80)	37224 (SG)
37225	37225 (80)	37225 (SG)	37226	37226 (80)
37226 (SG)	37227	37227 (80)	37227 (SG)	37228
37228 (80)	37228 (SG)	37229	37229 (80)	37229 (SG)

<i>Procedure Codes and Modifiers</i>				
37230	37230 (80)	37230 (SG)	37231	37231 (80)
37231 (SG)	37232	37232 (80)	37233	37233 (80)
37234	37234 (80)	37235	37235 (80)	38900
43283	43283 (80)	43327	43327 (80)	43328
43328 (80)	43332	43332 (80)	43333	43333 (80)
43334	43334 (80)	43335	43335 (80)	43336
43336 (80)	43337	43337 (80)	43338	43338 (80)
43753	43753 (SG)	43754	43754 (SG)	43755
43755 (SG)	43756	43756 (SG)	43757	43757 (SG)
49327	49327 (80)	49412	49412 (80)	49418
49418 (SG)	57156	57156 (SG)	64568	64568 (SG)
64569	64569 (SG)	64570	64570 (SG)	64611
65778	65778 (SG)	65779	65779 (SG)	74176
74176 (TC)	74176 (26)	74177	74177 (TC)	74177 (26)
74178	74178 (TC)	74178 (26)	76881	76881(TC)
76881 (26)	76882	76882 (TC)	76882 (26)	80104
82930	85598	86481	86902	87501
87502	87503	87906	88120	88120 (TC)
88120 (26)	88121	88121(TC)	88121 (26)	88363
91013	91013 (TC)	91013 (26)	91117	92132
92132 (TC)	92132 (26)	92133	92133 (TC)	92133 (26)
92134	92134 (TC)	92134 (26)	92227	92228
92228 (TC)	92228 (26)	93451 (SG)	93451 (26)	93452 (SG)
93452 (26)	93453 (SG)	93453 (26)	93454 (SG)	93454 (26)
93455 (SG)	93455 (26)	93456 (SG)	93456 (26)	93457 (SG)
93457 (26)	93458 (SG)	93458 (26)	93459 (SG)	93459 (26)
93460 (SG)	93460 (26)	93461 (SG)	93461 (26)	93462
93464 (26)	93563	93564	93565	93566
93567	93568	96446	A4566	A7020
E2622 (NU)	E2623 (NU)	E2624 (NU)	E2625 (NU)	L3674
L4631				

The following procedure codes are being added to the MA Program Fee Schedule as a result of significant program exception requests:

<i>Procedure Codes and Modifiers</i>				
69220	V5170	V5180	V5190	V5200
V5210	V5220	V5230	V5240	

The following 2010 HCPCS procedure codes are being added to the MA Program Fee Schedule. The Department has established pricing and is now adding the procedure codes to the MA Program Fee Schedule:

<i>Procedure Code</i>	<i>Procedure Description</i>
L2861	Addition to lower extremity joint, knee or ankle, concentric adjustable torsion style mechanism for custom fabricated orthotics only, each
L3891	Addition to upper extremity joint, wrist or elbow, concentric adjustable torsion style mechanism for custom fabricated orthotics only, each

The following procedure codes are being end-dated from the MA Program Fee Schedule either as a result of the 2011 HCPCS updates or because they were previously end-dated by CMS:

<i>Procedure Codes</i>					
11040	11041	20000	33861	35454	35456
35459	35470	35473	35474	35480	35481

<i>Procedure Codes</i>					
35482	35483	35484	35485	35490	35491
35492	35493	35494	35495	39502	39520
39530	39531	43324	43326	43600	49420
64573	75992	75993	75994	75995	75996
76150	76880	82926	82928	86903	89105
89225	89235	91011	91012	91055	92135
93012	93014	93230	93231	93232	93233
93235	93236	93237	93501	93510	93511
93514	93524	93526	93527	93528	93529
93539	93540	93541	93542	93543	93544
93545	93555	93556	96445	K0734	K0735
K0736	K0737	L3672	L3673		

The following procedure code is being end-dated from the MA Program Fee Schedule as a result of the 2011 HCPCS update which added the word “unattended” to the description. The MA Program does not cover unattended electroencephalographic (EEG) monitoring as it is not the accepted standard of practice.

<i>Procedure Code</i>	<i>Procedure Description</i>
95953	Monitoring for localization of cerebral seizure focus by computerized portable 16 or more channel EEG, EEG recording and interpretation, each 24 hours, unattended.

Prior Authorization Requirements

The Department is removing the prior authorization requirement for the following procedure code, which currently appears on the MA Program Fee Schedule, because it is not a prosthetic, but the dispensing of a prosthetic, and therefore does not require prior authorization under section 443.6(b)(1) of the Public Welfare Code (code) (62 P. S. § 443.6(b)(1)), as amended by the act of July 7, 2005 (P. L. 177, No. 42) (Act 42):

<i>Procedure Code</i>	<i>Procedure Description</i>
V5160	Dispensing fee, binaural

The following procedure codes that are being added to the MA Program Fee Schedule are prostheses and orthoses that require prior authorization under section 443.6(b)(1) of the code, as amended by Act 42:

<i>Procedure Code</i>	<i>Procedure Description</i>
L2861	Addition to lower extremity joint, knee or ankle, concentric adjustable torsion style mechanism for custom fabricated orthotics only, each
L3674	Shoulder orthosis, abduction positioning (airplane design), thoracic component
L3891	Addition to upper extremity joint, wrist or elbow, concentric adjustable torsion style mechanism for custom fabricated orthotics only, each
L4631	Ankle foot orthosis, walking boot type, varus/valgus correction, rocker bottom,
V5170	Hearing aid, CROS, in the ear
V5180	Hearing aid, CROS, behind the ear
V5190	Hearing aid, CROS, glasses
V5210	Hearing aid, BICROS, in the ear
V5220	Hearing aid, BICROS, behind the ear
V5230	Hearing aid, BICROS, glasses

The following procedure code being added to the MA Program Fee Schedule will require prior authorization, as authorized under section 443.6(b)(7) of the code, as amended by Act 42:

<i>Procedure Code</i>	<i>Procedure Description</i>
A7020	Interface for cough stimulating device, includes all components, replacement

The following procedure codes being added to the MA Program Fee Schedule are considered advanced radiology services and will require prior authorization as described in MA Bulletin 99-08-08 (Prior Authorization of Advanced Radiologic Imaging Services) which may be viewed online at <http://services.dpw.state.pa.us/olddpw/bulletinsearch.aspx>:

<i>Procedure Code</i>	<i>Procedure Description</i>
74176	Computed tomography, abdomen and pelvis; without contrast material
74177	Computed tomography, abdomen and pelvis; with contrast material(s)
74178	Computed tomography, abdomen and pelvis; without contrast material in one or both body regions, followed by contrast material(s) and further sections in one or both body regions

Fiscal Impact

The estimated cost for Fiscal Year (FY) 2011-2012 is \$2.730 million (\$1.255 million in State funds). The annualized cost for FY 2012-2013 is \$3.275 million (\$1.520 million in State funds).

Public Comment

Interested persons are invited to submit written comments regarding this notice to the Department of Public Welfare, Office of Medical Assistance Programs, c/o Deputy Secretary's Office, Attention: Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. Comments received will be reviewed and considered for any subsequent revisions to the MA Program Fee Schedule.

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

GARY D. ALEXANDER,
Secretary

Fiscal Note: 14-NOT-710. (1) General Fund; (2) Implementing Year 2011-12 is \$1,255,000; (3) 1st Succeeding Year 2012-13 is \$1,520,000; 2nd Succeeding Year 2013-14 is \$1,523,000; 3rd Succeeding Year 2014-15 is \$1,523,000; 4th Succeeding Year 2015-16 is \$1,523,000; 5th Succeeding Year 2016-17 is \$1,523,000; (4) 2008-09 Program—\$555,085,000; 2009-10 Program—\$435,939,000; 2010-11 Program—\$357,358,000; (7) MA—Outpatient; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 11-1327. Filed for public inspection August 5, 2011, 9:00 a.m.]

DEPARTMENT OF REVENUE

Realty Transfer Tax; 2010 Common Level Ratio; Real Estate Valuation Factors

The following real estate valuation factors are based on sales data compiled by the State Tax Equalization Board in 2010. These factors are the mathematical reciprocals of the actual common level ratio (CLR). For Pennsylvania Realty Transfer Tax purposes, these factors are applicable for documents accepted from July 1, 2011, to June 30, 2012, except as indicated as follows. The date of acceptance of a document is rebuttably presumed to be its date of execution, that is, the date specified in the body of the document as the date of the instrument (61 Pa. Code § 91.102).

<i>County</i>	<i>CLR Factor</i>
Adams (1)	1.00
Allegheny	1.17
Armstrong	2.65
Beaver	3.06
Bedford	1.28
Berks	1.37
Blair	6.67
Bradford	2.99
Bucks	8.85
Butler	5.24
Cambria	2.99
Cameron	2.44
Carbon	2.33
Centre	3.56

<i>County</i>	<i>CLR Factor</i>
Chester	1.79
Clarion	3.38
Clearfield	4.95
Clinton	1.01
Columbia	3.79
Crawford	2.68
Cumberland (1)	1.00
Dauphin	1.36
Delaware	1.48
Elk	2.36
Erie	1.18
Fayette	1.21
Forest	3.73
Franklin	7.63
Fulton	2.85
Greene	1.20
Huntingdon	7.19
Indiana	5.21
Jefferson	1.85
Juniata	4.74
Lackawanna	5.49
Lancaster	1.31
Lawrence	1.05
Lebanon	6.33
Lehigh	2.80
Luzerne	1.00
Lycoming	1.21
McKean	1.16
Mercer	2.89
Mifflin	1.91
Monroe	5.95
Montgomery	1.72

<i>County</i>	<i>CLR Factor</i>
Montour	1.23
Northampton	2.98
Northumberland	3.62
Perry (1)	1.00
Philadelphia	5.53
Pike	4.67
Potter	3.21
Schuylkill	2.11
Snyder	5.56
Somerset	2.51
Sullivan	1.44
Susquehanna	2.82
Tioga	1.36
Union	1.29
Venango	1.11
Warren	2.89
Washington	4.69
Wayne	1.25
Westmoreland	4.20
Wyoming	5.08
York	1.19

(1) Adjusted by the Department of Revenue to reflect an assessment base change effective January 1, 2011.

DANIEL MEUSER,
Secretary

[Pa.B. Doc. No. 11-1328. Filed for public inspection August 5, 2011, 9:00 a.m.]

ENVIRONMENTAL QUALITY BOARD

Meeting Cancellation

The August 16, 2011, meeting of the Environmental Quality Board (Board) is cancelled. The next regularly scheduled meeting of the Board is scheduled for Tuesday, September 20, 2011, at 9 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17105. An agenda and meeting materials for the September 20, 2011, meeting will be available on the Department of Environmental Protection's web site at <http://www.depweb.state.pa.us> (Select "Public Participation"; "Public Participation Center").

Questions concerning the Board's next scheduled meeting may be directed to Michele Tate at (717) 783-8727 or mtate@state.pa.us.

MICHAEL L. KRANCER,
Chairperson

[Pa.B. Doc. No. 11-1329. Filed for public inspection August 5, 2011, 9:00 a.m.]

FISH AND BOAT COMMISSION

Addition to List of Class A Wild Trout Waters; Big Spring Creek, Section 02, Cumberland County

The Fish and Boat Commission (Commission) has approved the addition of Big Spring Creek, Section 02,

Cumberland County, from the Former Piper Mill Dam (RM 4.47) downstream to Nealy Road Bridge (RM 3.54), to its list of Class A Wild Trout Streams as set forth at 41 Pa.B. 2913 (June 4, 2011). Under 58 Pa. Code § 57.8a (relating to Class A wild trout streams), it is the Commission's policy to manage self-sustaining Class A wild trout populations as a renewable natural resource and to conserve that resource and the angling that it provides. Class A wild trout populations represent the best of this Commonwealth's naturally reproducing trout fisheries. The Commission manages these stream sections for wild trout with no stocking.

JOHN A. ARWAY,
Executive Director

[Pa.B. Doc. No. 11-1330. Filed for public inspection August 5, 2011, 9:00 a.m.]

Designations and Redesignations of Waters Subject to Special Fishing Regulations

The Fish and Boat Commission (Commission) designated or redesignated the following streams, stream sections and lakes as waters subject to 58 Pa. Code Chapter 65 (relating to special fishing regulations), effective January 1, 2012:

58 Pa. Code § 65.6. Delayed Harvest Artificial Lures Only (DHALO) Areas

The Commission redefined the limits of the DHALO Area on Quittapahilla Creek, Section 04, Lebanon County, that is regulated and managed under 58 Pa. Code § 65.6. The Commission extended the limits 0.2 mile so that the redefined limits are from the Spruce Street Bridge (T-398) downstream to the Route 934 Bridge, a distance of 1.1 miles.

58 Pa. Code § 65.15. Catch and Release All-tackle Areas

The Commission managed Spring Creek, Section 05, Centre County, as an exhibition area from the railroad trestle located 100 meters upstream of the dam in Tallyrand Park downstream to Lamb Street Bridge, a distance of approximately 550 meters. The Commission now will maintain the reach of Spring Creek flowing through Tallyrand Park as an exhibition area but will open the adjacent reach downstream of the park to public angling. The new limits of the exhibition area are from the railroad trestle located 100 meters upstream of the dam in Tallyrand Park downstream to High Street Bridge, a distance of approximately 200 meters. In addition, the Commission will manage the approximately 350-meter reach of Spring Creek that has been reopened to public angling as part of Section 06 under catch and release all-tackle regulations under 58 Pa. Code § 65.15. The description of the limits of the catch and release all-tackle area remains the same. They are from the Boalsburg Road Bridge (SR 3010) at Oak Hall upstream of Hanson Quarry (formerly HRI/Neidig Bros. Quarry) downstream to the mouth with the exception of the special regulations area at Fishermen's Paradise and the exhibition area in Bellefonte.

58 Pa. Code § 65.19. Approved Trout Waters Open to Year-Round Fishing

The Commission designated the following waters as part of the Approved Trout Waters Open to Year-Round Fishing Program managed under 58 Pa. Code § 65.19:

<i>County</i>	<i>Water</i>
Bucks	Lake Luxembourg
Cumberland	Laurel Lake
Lancaster	Muddy Run Recreation Lake
Schuylkill	Sweet Arrow Lake

JOHN A. ARWAY,
Executive Director

[Pa.B. Doc. No. 11-1331. Filed for public inspection August 5, 2011, 9:00 a.m.]

Exhibition Area Designation; Spring Creek, Centre County

Under 58 Pa. Code § 67.1 (relating to nursery waters and exhibition areas), the Executive Director of the Fish and Boat Commission (Commission), with the approval of the Commission, may designate waters as nursery waters or exhibition areas to which the penalties of 30 Pa.C.S. § 2106 (relating to fishing in hatchery or nursery waters) apply. The designation of waters as nursery waters or exhibition areas shall be effective upon posting of the waters after publication of a notice that the waters have been so designated in the *Pennsylvania Bulletin*.

Effective January 1, 2012, the Commission has changed the limits of the exhibition area on Spring Creek, Section 05, Centre County. The Commission previously managed this section of Spring Creek as an exhibition area from the railroad trestle located 100 meters upstream of the dam in Tallyrand Park downstream to Lamb Street Bridge, a distance of approximately 550 meters. The Commission will maintain the reach of Spring Creek flowing through Tallyrand Park as an exhibition area but has opened the adjacent reach downstream of the park to public angling. The new limits of the exhibition area are from the railroad trestle located 100 meters upstream of the dam in Tallyrand Park downstream to High Street Bridge, a distance of approximately 200 meters. The approximately 350-meter reach of Spring Creek that has been reopened to public angling will be managed as part of Section 06 under 58 Pa. Code § 65.15 (relating to catch and release all-tackle areas).

JOHN A. ARWAY,
Executive Director

[Pa.B. Doc. No. 11-1332. Filed for public inspection August 5, 2011, 9:00 a.m.]

GAME COMMISSION

Cervid Parts Importation Ban No. 4

Order

Whereas, Chronic Wasting Disease (CWD) is an infectious and progressive neurological disease that is found in, and always proves fatal to, members of the Family Cervidae (deer); and

Whereas, The specific cause of CWD is believed to be prions (abnormal infectious protein particles) that are known to be concentrated in the nervous system and lymphoid tissues of infected cervids; and

Whereas, There are no known treatments for CWD infection, no vaccines against CWD transmission, and no approved live animal tests that can detect the presence of CWD in cervids; and

Whereas, CWD has been designated a “dangerous transmissible disease” of animals by order of the Secretary of Agriculture under the provisions of the Domestic Animal Law (3 Pa.C.S. §§ 2301 et seq.), at 3 Pa.C.S. § 2321(d); and

Whereas, CWD is known to be transmissible from infected to uninfected cervids by contact with or ingestion of CWD-infected or contaminated cervid parts or materials; and

Whereas, CWD is of particular concern to the Commonwealth of Pennsylvania because, should it enter this Commonwealth, it has the potential to have a severe, detrimental impact on both Pennsylvania’s wild and captive cervid populations; and

Whereas, the Pennsylvania Game Commission (PGC) has determined that importation of potentially infectious parts or materials from cervids harvested in CWD-endemic States or Canadian Provinces into the Commonwealth of Pennsylvania poses an unacceptable risk of introducing CWD into the state; and

Whereas, The Game and Wildlife Code (Code) (34 Pa.C.S. §§ et seq.) and regulations promulgated thereunder (58 Pa. Code §§ 131.1 et seq.) collectively provide broad authority to the PGC to regulate activities relating to the protection, preservation, and management of game and wildlife, including cervids; and

Whereas, 58 Pa. Code § 137.34 provides specific emergency authority to the Executive Director of the PGC to ban the importation of certain cervid parts from other states or nations to prevent the introduction or spread of CWD into the Commonwealth of Pennsylvania; and

Now Therefore, I, Carl G. Roe, Executive Director of the Pennsylvania Game Commission, pursuant to the authority vested in me by the Code and regulations promulgated thereunder, do hereby order and direct the following:

1. My previous executive order concerning cervid parts importation restrictions issued on July 30, 2010 is hereby rescinded in its entirety and replaced by this Order.

2. The importation of any high-risk parts or materials from cervids harvested in any CWD-endemic States or Canadian Provinces into the Commonwealth of Pennsylvania is hereby strictly prohibited.

3. For the purposes of this Order, CWD-endemic States or Canadian Provinces shall be defined as any States or Canadian Provinces where CWD has been detected in wild or captive cervid populations. At present, this includes the following specific States and Canadian Provinces: Alberta, Colorado, Kansas, Illinois, Maryland (only designated CWD Management Area), Michigan, Minnesota, Missouri, Montana, Nebraska, New Mexico, New York (only Madison and Oneida counties), North Dakota, Oklahoma, Saskatchewan, South Dakota, Utah, Virginia (only CWD Designated Containment Area), West Virginia (only CWD Designated Containment Area), Wisconsin, and Wyoming.

4. For the purposes of this Order, the term cervid shall include any member of the Family Cervidae (deer), specifically including the following species: black-tailed deer, caribou, elk, fallow deer, moose, mule deer, red deer, sika deer, white-tailed deer, and any hybrids thereof.

5. For the purposes of this Order, high-risk parts or materials shall be defined as any parts or materials, derived from cervids, which are known to accumulate abnormal prions. This includes any of the following:

- a. Head (including brain, tonsils, eyes, and lymph nodes);
- b. Spinal Cord / Backbone (vertebra);
- c. Spleen;
- d. Skull plate with attached antlers, if visible brain or spinal cord material is present;
- e. Cape, if visible brain or spinal cord material is present;
- f. Upper canine teeth, if root structure or other soft material is present;
- g. Any object or article containing visible brain or spinal cord material;
- h. Brain-tanned hide.

6. This Order shall not be construed to limit the importation of the following cervid parts or materials into the Commonwealth of Pennsylvania:

- a. Meat, without the backbone;
- b. Skull plate with attached antlers, if no visible brain or spinal cord material is present;
- c. Tanned hide or rawhide with no visible brain or spinal cord material present;
- d. Cape, if no visible brain or spinal cord material is present;
- e. Upper canine teeth, if no root structure or other soft material is present; and
- f. Taxidermy mounts, if no visible brain or spinal cord material is present.

7. This Order shall not be construed in any manner to limit the PGC's authority to establish additional importation or testing requirements on imported cervid parts or materials.

8. This Order is effective immediately and shall remain in effect until rescinded or modified by subsequent order.

Given under my hand and seal of the Pennsylvania Game Commission on this 20th day of July 2011.

CARL G. ROE,
Executive Director

[Pa.B. Doc. No. 11-1333. Filed for public inspection August 5, 2011, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Action Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10 a.m., Thursday, July 21, 2011, and announced the following:

Regulations Deemed Approved Under Section 5(g) of the Regulatory Review Act—Effective July 20, 2011

Environmental Quality Board #7-456: Unsuitable for Surface Mining; (Muddy Run) (amends 25 Pa. Code Chapter 86)

Environmental Quality Board #7-461: Stream Redesignations (Fishing Creek, et al.) (amends 25 Pa. Code Chapter 93)

Action Taken—Regulations Approved:

Department of Public Welfare #14-520: Transition to RUG-III Version 5.12 and Latest Assessment (amends 55 Pa. Code Chapters 1187 and 1189)

State Board of Social Workers, Marriage/Family Therapists and Professional Counselors #16A-6916: Licensure by Endorsement; Hours of Supervised Clinical Experience (amends 49 Pa. Code §§ 47.12c, 47.12d, 47.16, 48.17 and 49.18)

Environmental Quality Board #7-438: Clarks Creek, et al; Stream Redesignations (amends 25 Pa. Code Chapter 93)

Pennsylvania Public Utility Commission #57-265: Standards and Billing Practices for Residential Utility Services (amends 52 Pa. Code Chapter 56)

Environmental Quality Board #7-450: New Source Review (amends 25 Pa. Code Chapters 121 and 127)

Approval Order

Public Meeting held
July 21, 2011

Commissioners Voting: Silvan B. Lutkewitte, III, Chairperson; George D. Bedwick, Vice Chairperson; Arthur Coccodrilli; John F. Mizner, Esq.; Lawrence J. Tabas, Esq.

*Department of Public Welfare—
Transition to RUG-III Version 5.12 and Latest Assessment;
Regulation No. 14-520 (#2881)*

On October 28, 2010, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Public Welfare (Department). This rulemaking amends 55 Pa. Code Chapters 1187 and 1189. The proposed regulation was published in the November 13, 2010 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on June 16, 2011.

This regulation amends the Department's payment methodology to phase-in the use of the most updated version of the resident classification system, and applies the most recent resident assessments in determining the case-mix indices.

We have determined this regulation is consistent with the statutory authority of the Department (62 P. S. §§ 201(2), 206(2), 403(b) and 443.1) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Approval Order

Public Meeting held
July 21, 2011

Commissioners Voting: Silvan B. Lutkewitte, III, Chairperson; George D. Bedwick, Vice Chairperson; Arthur Coccodrilli; John F. Mizner, Esq.; Lawrence J. Tabas, Esq.

*State Board of Social Workers, Marriage/Family Therapists and Professional Counselors—
Licensure by Endorsement; Hours of Supervised Clinical Experience;
Regulation No. 16A-6916 (#2831)*

On April 8, 2010, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Social Workers, Marriage/Family Therapists and Professional Counselors (Board). This rulemaking amends 49 Pa. Code §§ 47.12c, 47.12d, 47.16, 48.17 and 49.18. The proposed regulation was published in the April 24, 2010 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on June 15, 2011.

This regulation implements Act 68 of 2008 (Act 68). Act 68 reduced the total number of hours of supervised clinical experience needed for licensure from 3,600 to 3,000 hours. The regulation also adds requirements for licensure by endorsement.

We have determined this regulation is consistent with the statutory authority of the Board (63 P. S. § 1906(2)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Approval Order

Public Meeting held
July 21, 2011

Commissioners Voting: Silvan B. Lutkewitte, III, Chairperson; George D. Bedwick, Vice Chairperson; Arthur Coccodrilli; John F. Mizner, Esq.; Lawrence J. Tabas, Esq.

*Environmental Quality Board—
Clarks Creek, et al; Stream Redesignations;
Regulation No. 7-438 (#2834)*

On April 14, 2010, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Quality Board (Board). This rulemaking amends 25 Pa. Code Chapter 93. The proposed regulation was published in the April 24, 2010 *Pennsylvania Bulletin* with a 45-day public comment period. The final-form regulation was submitted to the Commission on June 16, 2011.

This regulation amends the designation of six streams for which the EQB made a determination of the appropriate level of protection.

We have determined this regulation is consistent with the statutory authority of the Board (35 P. S. § 691.5) and the intention of the General Assembly. Having considered

all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Approval Order

Public Meeting Held
July 21, 2011

Commissioners Voting: Silvan B. Lutkewitte, III, Chairperson; George D. Bedwick, Vice Chairperson; Arthur Coccodrilli; John F. Mizner, Esq.; Lawrence J. Tabas, Esq.

*Pennsylvania Public Utility Commission—
Standards and Billing Practices for
Residential Utility Services;
Regulation No. 57-265 (#2743)*

On February 4, 2009, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Public Utility Commission (PUC). This rulemaking amends 52 Pa. Code Chapter 56. The proposed regulation was published in the February 14, 2009 *Pennsylvania Bulletin* with a 65-day public comment period. At its May 19, 2011 public meeting, the Commission voted to disapprove the final-form regulation. On June 14, 2011, the PUC submitted its report containing the revised final-form regulation to the Commission.

The regulation implements that portion of the law commonly known as Chapter 14 or the Responsible Utility Customer Protection Act. It includes provisions necessary to administer and enforce Chapter 14, as well as language added as a result of the PUC's review of Chapter 56 in its entirety.

We have determined this regulation is consistent with the statutory authority of the PUC (66 Pa.C.S. §§ 102, 501, 504—506, 1301, 1401—1418 and 1501) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Approval Order

Public Meeting held
July 21, 2011

Commissioners Voting: Silvan B. Lutkewitte, III, Chairperson; George D. Bedwick, Vice Chairperson; Arthur Coccodrilli; John F. Mizner, Esq.; Lawrence J. Tabas, Esq.

*Environmental Quality Board—
New Source Review;
Regulation No. 7-450 (#2818)*

On January 27, 2010, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Quality Board (Board). This rulemaking amends 25 Pa. Code Chapters 121 and 127. The proposed regulation was published in the February 6, 2010 *Pennsylvania Bulletin* with a 65-day public comment period. The final-form regulation was submitted to the Commission on June 16, 2011.

This final-form regulation revises and updates the Board's existing "New Source Review" program to incorporate Federal requirements.

We have determined this regulation is consistent with the statutory authority of the Board (35 P.S. § 4005(a)(1)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

SILVAN B. LUTKEWITTE, III,
Chairperson

[Pa.B. Doc. No. 11-1334. Filed for public inspection August 5, 2011, 9:00 a.m.]

Notice of Filing of Final Rulemakings

The Independent Regulatory Review Commission (Commission) received the following regulations. They are scheduled to be considered on the date noted. The Commission's public meetings are held at 333 Market Street, 14th Floor, Harrisburg, PA at 10 a.m. To obtain a copy of the regulation, interested parties should first contact the promulgating agency. If a copy cannot be obtained from the promulgating agency, the Commission will provide a copy or a copy can be obtained from the web site, www.irrc.state.pa.us.

Final-Form

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>	<i>Public Meeting</i>
125-141	Pennsylvania Gaming Control Board Preliminary Provision: Bureau of Investigations and Enforcement	7/21/11	8/25/11
126-1	Philadelphia Parking Authority Philadelphia Taxicab and Limousine Regulations	7/21/11	8/25/11
7-455	Board of Coal Mine Safety Underground Coal Mine Safety	7/22/11	8/25/11

SILVAN B. LUTKEWITTE, III,
Chairperson

[Pa.B. Doc. No. 11-1335. Filed for public inspection August 5, 2011, 9:00 a.m.]

INSURANCE DEPARTMENT

Alleged Violation of Insurance Laws; Janet Gutman; Doc. No. SC11-06-018

Notice is hereby given of the Order to Show Cause issued on July 22, 2011, by the Deputy Insurance Commissioner in the previously-referenced matter. Violation of the following is alleged: sections 611-A(6), (7), (17) and (20) and 678-A(a) of The Insurance Department Act of 1921 (40 P.S. §§ 310.11(6), (7), (17) and (20) and 310.78(a)).

Respondent shall file a written answer to the Order to Show Cause within 20 days of the date of issue. If respondent files a timely answer, a formal administrative hearing shall be held in accordance with 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law), 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) and 31 Pa. Code §§ 56.1—56.3 (relating to special rules of administrative practice and procedure) and other relevant procedural provisions of law.

Answers, motions preliminary to those at hearing, protests, petitions to intervene, or notices of intervention, if any, must be filed in writing with the Hearings Administrator, Insurance Department, Administrative Hearings Office, 901 North 7th Street, Harrisburg, PA 17102.

Persons with a disability who wish to attend the previously-referenced administrative hearing, and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Donna Fleischauer, Agency ADA Coordinator at (717) 705-4194.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 11-1336. Filed for public inspection August 5, 2011, 9:00 a.m.]

Application for Approval to Acquire Control of Commerce Protective Insurance Company

George B. Palmos, III and William Paul Palmos have filed an application to acquire control of Commerce Protective Insurance Company, a Pennsylvania domiciled stock casualty insurance company. The filing was made under Article XIV of The Insurance Company Law of 1921 (40 P.S. §§ 991.1401—991.1413).

Persons wishing to comment on the acquisition are invited to submit a written statement to the Insurance Department (Department) within 7 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the

statement. Written statements should be directed to Robert Brackbill, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557 or rbrackbill@state.pa.us.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 11-1337. Filed for public inspection August 5, 2011, 9:00 a.m.]

Application for Approval to Acquire Control of Commerce Protective Insurance Company

Michael A. Rossi has filed an application to acquire control of Commerce Protective Insurance Company, a Pennsylvania domiciled stock casualty insurance company. The filing was made under Article XIV of The Insurance Company Law of 1921 (40 P. S. §§ 991.1401—991.1413).

Persons wishing to comment on the acquisition are invited to submit a written statement to the Insurance Department (Department) within 7 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Robert Brackbill, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557 or rbrackbill@state.pa.us.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 11-1338. Filed for public inspection August 5, 2011, 9:00 a.m.]

Application and Request for a Certificate of Authority to Provide a Continuing Care Retirement Community by Pennwood Operator, LP

Pennwood Operator, LP has applied for a Certificate of Authority to operate a Continuing Care Retirement Community at Village of Pennwood in Pittsburgh, PA. The initial filing was received on July 15, 2011, and was made under the Continuing-Care Provider Registration and Disclosure Act (40 P. S. §§ 3201—3225).

Persons wishing to comment on the grounds of public or private interest to the issuance of a Certificate of Authority are invited to submit a written statement to the Insurance Department (Department) within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a concise statement with sufficient detail to inform the Department of the exact basis of the statement. Written statements should be directed to Steven L. Yerger, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557 or syerger@pa.gov.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 11-1339. Filed for public inspection August 5, 2011, 9:00 a.m.]

Brian Reid Johnson; Prehearing

Brian Reid Johnson; Order to Show Cause; Doc. No. SC11-06-022

A prehearing telephone conference initiated by this office is scheduled for August 11, 2011, at 10 a.m. Each party shall provide the Hearings Administrator a telephone number to be used for the telephone conference on or before August 5, 2011. A date for a hearing shall be determined, if necessary, at the prehearing telephone conference.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Donna R. Fleischauer, Human Resources Director at (717) 705-4194.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 11-1340. Filed for public inspection August 5, 2011, 9:00 a.m.]

Highmark Blue Cross Blue Shield; Direct Pay ClassicBlue Hospital Plan (Western Region); Rate Filing

By filing No. 1A-CPE-11-HBCBS, Highmark, Inc., d/b/a Highmark Blue Cross Blue Shield, requests approval to increase the premium rates for its Direct Pay ClassicBlue Hospital Plan (Western Region). The filing requests an average increase of about 9.9% or \$44.97 per contract per month. This will affect about 960 contract holders and produce additional premium income of about \$516,000 annually. For HIPAA and HCTC eligibles, the filing requests an average increase of about 9.9% or \$45.11 per contract per month. This will affect an estimated 230 contract holders and produce additional premium income of about \$132,000 annually. The requested effective date of the change is January 1, 2012.

Unless formal administrative action is taken prior to October 19, 2011, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at www.insurance.pa.gov. Under the tab "How to Find . . ." click on the link "Current Rate Filings."

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to Cherri Sanders-Jones, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, csandersjo@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 11-1341. Filed for public inspection August 5, 2011, 9:00 a.m.]

Highmark Blue Cross Blue Shield; Direct Pay ClassicBlue Major Medical Plan (Western Region); Rate Filing

By filing No. 1A-PMM-11-HBCBS, Highmark, Inc., d/b/a Highmark Blue Cross Blue Shield, requests approval to increase the premium rates for the Direct Pay ClassicBlue Major Medical Plan (Western region). The filing requests an average increase of about 9.9% or \$17.26 per contract per month. This will affect about 640 contract holders and produce additional premium income of about \$132,000 annually. For HIPAA and HCTC eligibles, the filing requests an average increase of about 9.9% or \$16.39 per contract per month. This will affect an estimated 220 contract holders and produce additional premium income of about \$43,200 annually. The requested effective date of the change is January 1, 2012.

Unless formal administrative action is taken prior to October 19, 2011, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at www.insurance.pa.gov. Under the tab "How to Find . . ." click on the link "Current Rate Filings."

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, Room 1311, Strawberry Square, Harrisburg, PA 17120, csandersjo@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 11-1342. Filed for public inspection August 5, 2011, 9:00 a.m.]

Highmark, Inc. Filing No. 1A-SSC-11-HBS; Requesting Approval to Increase Rates for the Direct Pay Special Care Hospital Plans (Central Region); Rate Filing

By filing No. 1A-SSC-11-HBS, Highmark, Inc., d/b/a Highmark Blue Shield requests approval to revise premium rates for its Direct Pay Special Care Hospital Plan in the Central Pennsylvania region.

Highmark is requesting a 9.9% increase or \$11.80 per contract per month. This will affect 3,000 contracts and generate an additional \$35,000 per month in premium. The requested effective date of the change is January 1, 2012.

Unless formal administrative action is taken prior to October 19, 2011, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's web site at www.insurance.pa.gov. Under the tab "How to Find . . ." click on the link "Current Rate Filings."

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square,

Harrisburg, PA 17120, jlaverty@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 11-1343. Filed for public inspection August 5, 2011, 9:00 a.m.]

Highmark Inc. Filing No. 1A-SSC-11-HBCBS; Requesting Approval to Increase Rates for the Direct Pay Special Care Hospital Plans (Western Region); Rate Filing

By filing No. 1A-SSC-11-HBS, Highmark, Inc., d/b/a Highmark Blue Cross Blue Shield requests approval to revise premium rates for its Direct Pay Special Care Hospital Plan in the Western Pennsylvania region.

Highmark is requesting a 9.9% increase or \$13.18 per contract per month. This will affect 14,000 contracts and generate an additional \$186,000 per month in premium. The requested effective date of the change is January 1, 2012.

Unless formal administrative action is taken prior to October 19, 2011, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's web site at www.insurance.pa.gov. Under the tab "How to Find . . ." click on the link "Current Rate Filings."

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, jlaverty@state.pa.us within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 11-1344. Filed for public inspection August 5, 2011, 9:00 a.m.]

Request to Surrender a Certificate of Authority to Provide a Continuing Care Retirement Community by Green Ridge Health Care Center, LLC

Green Ridge Health Care Center, LLC has submitted a request to surrender their Certificate of Authority to operate a Continuing Care Retirement Community at Green Ridge Village of Scranton in Scranton, PA. The request was received on July 25, 2011, and was made under the Continuing-Care Provider Registration and Disclosure Act (40 P. S. §§ 3201—3225).

Persons wishing to comment on the grounds of public or private interest to the surrender of a Certificate of Authority are invited to submit a written statement to the Insurance Department (Department) within 15 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a concise statement with sufficient detail to inform the

Department of the exact basis of the statement. Written statements should be directed to Steven L. Yerger, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557 or syerger@pa.gov.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 11-1345. Filed for public inspection August 5, 2011, 9:00 a.m.]

MILK MARKETING BOARD

Hearing and Presubmission Schedule; Milk Marketing Area No. 1

Under the Milk Marketing Law (31 P. S. §§ 700j-101—700j-1302), the Milk Marketing Board (Board) will conduct a public hearing for Milk Marketing Area No. 1 on October 5, 2011, at 10 a.m. in Room 202, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA.

The purpose of the hearing is to receive testimony and exhibits concerning cost replacement in Milk Marketing Area No. 1. Evidence will be limited to the following: annualized processing, packaging and delivery costs; updated costs for containers, ingredients and Class II products; updated labor, utility and insurance costs based on comparisons between costs per point for the second quarters of calendar years 2010 and 2011; skim and butterfat contents of products regulated by the Board; adjustment for shrinkage, sales of bulk products and cream processing costs; monthly adjustments to in-store handling costs; and a reasonable rate of return to milk dealers and stores. In accordance with OGO A-937, evidence and testimony will be considered regarding the heating fuel adjuster in Area 1. In accordance with OGO A-939, evidence and testimony will be considered regarding the diesel fuel cost adjuster in Area 1.

The staff of the Board is deemed to be a party to this hearing, and the attorney representing staff is deemed to have entered his appearance. Other persons who wish to present evidence may be included on the Board's list of parties by: (1) having their attorney file with the Board by 3 p.m. on September 2, 2011, a notice of appearance substantially in the form prescribed by 1 Pa. Code § 31.25 (relating to form of notice of appearance); or (2) if unrepresented by counsel, filing with the Board by 4 p.m. on September 2, 2011, notification of their desire to be included as a party. Parties should indicate in their notices of appearance if alternate means of service, that is, e-mail or fax, are acceptable. Notices of appearance filed electronically should be directed to deberly@pa.gov.

The parties shall observe the following requirements for advance filing of witness information and exhibits:

1. By 3 p.m. on September 9, 2011, Board staff shall file with the Board, in person or by mail, one original and four single-sided copies and ensure receipt by all other parties of one copy of:

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

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

2. By 3 p.m. on September 23, 2011, each responding party shall file and serve as set forth in paragraph 1 information concerning rebuttal witnesses and copies of rebuttal exhibits.

3. By 3 p.m. on September 29, 2011, each party shall file and serve as set forth in paragraph 1 information concerning surrebuttal witnesses and copies of surrebuttal exhibits.

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

Requests by parties for Board staff to provide data pertinent to the hearing shall be made in writing and received in the Board office by 1 p.m. on September 26, 2011.

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

For persons who require this information in an alternate format, call (717) 787-4194 or (800) 654-5984 (Pennsylvania AT&T Relay Service for TDD Users).

TIM MOYER,
Acting Secretary

[Pa.B. Doc. No. 11-1346. Filed for public inspection August 5, 2011, 9:00 a.m.]

Hearing and Presubmission Schedule; Milk Marketing Area No. 2

Under the Milk Marketing Law (31 P. S. §§ 700j-101—700j-1302), the Milk Marketing Board (Board) will conduct a public hearing for Milk Marketing Area No. 2 on October 5, 2011, at 11 a.m. in Room 202, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA.

The purpose of the hearing is to receive testimony and exhibits concerning cost replacement in Milk Marketing Area No. 2. Evidence will be limited to the following: annualized processing, packaging and delivery costs; updated costs for containers, ingredients and Class II products; updated labor, utility and insurance costs based on comparisons between costs per point for the second quarters of calendar years 2010 and 2011; skim and butterfat contents of products regulated by the Board; adjustment for shrinkage, sales of bulk products and cream processing costs; monthly adjustments to in-store handling costs; and a reasonable rate of return to milk dealers and stores. In accordance with OGO A-937, evidence and testimony will be considered regarding the heating fuel adjuster in Area 2. In accordance with OGO A-939, evidence and testimony will be considered regarding the diesel fuel cost adjuster in Area 2.

The staff of the Board is deemed to be a party to this hearing, and the attorney representing staff is deemed to have entered his appearance. Other persons who wish to

present evidence may be included on the Board's list of parties by: (1) having their attorney file with the Board by 3 p.m. on September 2, 2011, a notice of appearance substantially in the form prescribed by 1 Pa. Code § 31.25 (relating to form of notice of appearance); or (2) if unrepresented by counsel, filing with the Board by 3 p.m. on September 2, 2011, notification of their desire to be included as a party. Parties should indicate in their notices of appearance if alternate means of service, that is, e-mail or fax, are acceptable. Notices of appearance filed electronically should be directed to deberly@pa.gov.

The parties shall observe the following requirements for advance filing of witness information and exhibits:

1. By 3 p.m. on September 9, 2011, Board Staff shall file with the Board, in person or by mail, one original and four single-sided copies and ensure receipt by all other parties of one copy of:

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

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

2. By 3 p.m. on September 23, 2011, each responding party shall file and serve as set forth in paragraph 1 information concerning rebuttal witnesses and copies of rebuttal exhibits.

3. By 3 p.m. on September 29, 2011, each party shall file and serve as set forth in paragraph 1 information concerning surrebuttal witnesses and copies of surrebuttal exhibits.

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

Requests by parties for Board staff to provide data pertinent to the hearing shall be made in writing and received in the Board office by 1 p.m. on September 26, 2011.

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

For persons who require this information in an alternate format, call (717) 787-4194 or (800) 654-5984 (Pennsylvania AT&T Relay Service for TDD Users).

TIM MOYER,
Acting Secretary

[Pa.B. Doc. No. 11-1347. Filed for public inspection August 5, 2011, 9:00 a.m.]

Hearing And Presubmission Schedule; Milk Marketing Area No. 3

Under the Milk Marketing Law (31 P. S. §§ 700j-101—700j-1302), the Milk Marketing Board (Board) will conduct a public hearing for Milk Marketing Area No. 3 on November 9, 2011, at 10 a.m. in Room 202, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA.

The purpose of the hearing is to receive testimony and exhibits concerning cost replacement in Milk Marketing Area No. 3. Evidence will be limited to the following: annualized processing, packaging and delivery costs; updated costs for containers, ingredients and Class II products; updated labor, utility and insurance costs based on comparisons between costs per point for the second quarters of calendar years 2010 and 2011; skim and butterfat contents of products regulated by the Board; adjustment for shrinkage, sales of bulk products and cream processing costs; monthly adjustments to in-store handling costs; and a reasonable rate of return to milk dealers and stores. In accordance with OGO A-937, evidence and testimony will be considered regarding the heating fuel adjuster in Area 3. In accordance with OGO A-939, evidence and testimony will be considered regarding the diesel fuel cost adjuster in Area 3.

The staff of the Board is deemed to be a party to this hearing, and the attorney representing staff is deemed to have entered his appearance. Other persons who wish to present evidence may be included on the Board's list of parties by: (1) having their attorney file with the Board by 3 p.m. on September 30, 2011, a notice of appearance substantially in the form prescribed by 1 Pa. Code § 31.25 (relating to form of notice of appearance); or (2) if unrepresented by counsel, filing with the Board by 3 p.m. on September 30, 2011, notification of their desire to be included as a party. Parties should indicate in their notices of appearance if alternate means of service, that is, e-mail or fax, are acceptable. Notices of appearance filed electronically should be directed to deberly@pa.gov.

The parties shall observe the following requirements for advance filing of witness information and exhibits:

1. By 3 p.m. on October 12, 2011, Board staff shall file with the Board, in person or by mail, one original and four single-sided copies and ensure receipt by all other parties of one copy of:

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

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

2. By 3 p.m. on October 26, 2011, each responding party shall file and serve as set forth in paragraph 1 information concerning rebuttal witnesses and copies of rebuttal exhibits.

3. By 3 p.m. on November 3, 2011, each party shall file and serve as set forth in paragraph 1 information concerning surrebuttal witnesses and copies of surrebuttal exhibits.

Parties that wish to offer in evidence documents on file with the Board, public documents or records in other proceedings before the Board or who wish the Board to

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

Requests by parties for Board staff to provide data pertinent to the hearing shall be made in writing and received in the Board office by 1 p.m. on October 31, 2011.

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

For persons who require this information in an alternate format, call (717) 787-4194 or (800) 654-5984 (Pennsylvania AT&T Relay Service for TDD Users).

TIM MOYER,
Acting Secretary

[Pa.B. Doc. No. 11-1348. Filed for public inspection August 5, 2011, 9:00 a.m.]

Hearing and Presubmission Schedule; Milk Marketing Area No. 4

Under the Milk Marketing Law (31 P. S. §§ 700j-101—700j-1302), the Milk Marketing Board (Board) will conduct a public hearing for Milk Marketing Area No. 4 on November 9, 2011, at 11 a.m. in Room 202, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA.

The purpose of the hearing is to receive testimony and exhibits concerning cost replacement in Milk Marketing Area No. 4. Evidence will be limited to the following: annualized processing, packaging and delivery costs; updated costs for containers, ingredients and Class II products; updated labor, utility and insurance costs based on comparisons between costs per point for the second quarters of calendar years 2010 and 2011; skim and butterfat contents of products regulated by the Board; adjustment for shrinkage, sales of bulk products and cream processing costs; monthly adjustments to in-store handling costs; and a reasonable rate of return to milk dealers and stores. In accordance with OGO A-937, evidence and testimony will be considered regarding the heating fuel adjuster in Area 4. In accordance with OGO A-939, evidence and testimony will be considered regarding the diesel fuel cost adjuster in Area 4.

The staff of the Board is deemed to be a party to this hearing, and the attorney representing staff is deemed to have entered his appearance. Other persons who wish to present evidence may be included on the Board's list of parties by: (1) having their attorney file with the Board by 3 p.m. on September 30, 2011, a notice of appearance substantially in the form prescribed by 1 Pa. Code § 31.25 (relating to form of notice of appearance); or (2) if unrepresented by counsel, filing with the Board by 3 p.m. on September 30, 2011, notification of their desire to be included as a party. Parties should indicate in their notices of appearance if alternate means of service, that is, e-mail or fax, are acceptable. Notices of appearance filed electronically should be directed to deberly@pa.gov.

The parties shall observe the following requirements for advance filing of witness information and exhibits:

1. By 3 p.m. on October 12, 2011, Board staff shall file with the Board, in person or by mail, one original and four single-sided copies and ensure receipt by all other parties of one copy of:

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

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

2. By 3 p.m. on October 26, 2011, each responding party shall file and serve as set forth in paragraph 1 information concerning rebuttal witnesses and copies of rebuttal exhibits.

3. By 3 p.m. on November 3, 2011, each party shall file and serve as set forth in paragraph 1 information concerning surrebuttal witnesses and copies of surrebuttal exhibits.

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

Requests by parties for Board staff to provide data pertinent to the hearing shall be made in writing and received in the Board office by 1 p.m. on October 31, 2011.

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

For persons who require this information in an alternate format, call (717) 787-4194 or (800) 654-5984 (Pennsylvania AT&T Relay Service for TDD Users).

TIM MOYER,
Acting Secretary

[Pa.B. Doc. No. 11-1349. Filed for public inspection August 5, 2011, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Default Service Implementation Plan

P-2011-2252042. Pike County Light & Power. Petition of Pike County Light & Power for approval of a default service implementation plan for a period beginning June 1, 2012.

Formal protests, petitions to intervene and answers must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before August 22, 2011. Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the petitioner and a

copy provided to the Administrative Law Judge. The documents filed in support of the petition are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the petitioner's business address.

Applicant: Pike County Light & Power Company, c/o Orange & Rockland Utilities, Inc., 4 Irving Place, New York, NY 10003

Through and by Counsel: John J. Gallagher, Esq., 711 Forrest Road, Harrisburg, PA 17112, (717) 599-5839, jgallagher@jglawpa.com

Notice

A prehearing conference on the previously-captioned case will be held as follows:

Date: Friday, August 12, 2011

Time: 10 a.m.

Location: Hearing Room 2
Plaza Level
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

Presiding: Administrative Law Judge
Elizabeth H. Barnes
P. O. Box 3265
Harrisburg, PA 17105-3265
Phone: (717) 787-1399
Fax: (717) 787-0481

Persons with a disability who wish to attend the hearing should contact the Pennsylvania Public Utility Commission (Commission) to make arrangements for their special needs. Call the scheduling office at the Commission at least 5 business days prior to the hearing to submit a request.

For persons who require an interpreter to participate in the hearings, the Commission will make every reasonable effort to have an interpreter present. Call the scheduling office at the Commission at least 10 business days prior to the hearing to submit the request.

- Scheduling Office: (717) 787-1399
- Pennsylvania AT&T Relay Service number for persons who are deaf or hearing-impaired: (800) 654-5988

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 11-1350. Filed for public inspection August 5, 2011, 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 August 22, 2011. 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-2011-2248960. 549 Corp., t/a Keystone Ambulance (645 Main Street, Edwardsville, PA 18704)—persons, in paratransit service, from points in the County of Luzerne, to points in Pennsylvania, and return. *Attorney:* Steven K. Haas, Hawke, McKeon & Sniscak, LLP, 100 North Tenth Street, Harrisburg, PA 17101.

A-2011-2250615. Youth Transit Authority, LLC (188 Blue Jay Way, Hummelstown, Dauphin County, PA 17036)—a limited liability corporation of the State of Pennsylvania—persons in paratransit service, for clients of Keystone Human Service from points in Dauphin County, and for Fairmount Behavioral Health from points in the City and County of Philadelphia, to points in Pennsylvania, and return; excluding service to the counties of Chester, Luzerne, Lackawanna, and Monroe.

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-2011-2251336. Canterbury International, Inc., t/a Two Men and a Truck (3555 Valley Drive, Pittsburgh, Allegheny County, PA 15234)—for amendment to its common carrier certificate, which grants the right, inter alia, to transport, by motor vehicle, household goods in use, from points in Allegheny County to points in Pennsylvania and vice versa: *So As To Permit* the transportation of household goods in use from points in the Counties of Beaver, Butler, Westmoreland, Fayette and Washington, to points in Pennsylvania and vice versa.

Applications of the following for the approval of the right and privilege to *discontinue/abandon operating as common carriers by motor vehicle and for cancellation of the certificate of public convenience as described under each application.*

A-2011-2248102. Lois L Feister, t/d/b/a Feister's Taxi Service (2202 Mine Road, Paradise, PA 17562-9509) for the discontinuance of service and cancellation of her certificate as a common carrier, by motor vehicle, at A-00114984, authorizing the transportation of persons in paratransit service, between points in the township of Bart, Lancaster County, and within an airline distance of 50 statute miles of the limits of said township, and from points in said territory to points in Pennsylvania, and return; subject to the following conditions: That service is limited to the transportation of persons, who because of their personal beliefs, prevent them from owning or operating motor vehicles. That no right, power or privilege is granted to initiate service between in or from the borough of Hatboro and the Townships of Upper Moreland, Horsham, and that part of Abington, bounded and described as follows: Beginning at the intersection of Moreland Road and North Hills Avenue, thence on North Hills Avenue to Fitzwatertown Road, thence northwardly on Fitzwatertown Road to a line running along Patane Avenue as it would be extended westwardly, thence on said line to Patane Avenue beginning at Lindburgh Avenue, thence on a line at Patane Avenue, which would be extended to Reading Railroad to Glendale Avenue, thence on Glendale Avenue to Edge Hill Road, thence on

Edge Hill Road to Moreland Road, thence on Moreland Road to North Hills Avenue, the place of beginning, all in Montgomery County.

A-2011-2248233. Williams Bus Lines Co. (532 Blackman Street, Wilkes-Barre, Luzerne County, PA 18702)—discontinuance of service—persons, in paratransit service, in vehicles with a seating capacity of 66 or less, between points in the county of Luzerne, for Saint Mary's Church, located in the city of Wilkes-Barre, Luzerne County.

*Pennsylvania Public Utility Commission Bureau
of Transportation and Safety v. Cynthia G. and
Andrew J. Carr, Jr., t/a Briar Patch Achers;
Doc. No. C-2011-2234164*

COMPLAINT

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

1. That all authority issued to Cynthia G. and Andrew J. Carr, Jr., t/a Briar Patch Achers, (respondent) is under suspension effective March 23, 2011 for failure to maintain evidence of insurance on file with this Commission.
2. That respondent maintains a principal place of business at 3102 Seisholtzville Road, Macungie, PA 18062.
3. That respondent was issued a Certificate of Public Convenience by this Commission on May 23, 1996, at A-00112906.
4. That respondent has failed to maintain evidence of Liability insurance and Cargo insurance on file with this Commission. The Bureau of Transportation and Safety Motor Carrier Services and Enforcement's Prosecutory Staff's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.
5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 and causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Transportation and Safety Prosecutory Staff will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-00112906 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,

Michael E. Hoffman, Director
Bureau of Transportation and Safety
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, Michael E. Hoffman, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____

Michael E. Hoffman, Director
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:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within twenty (20) days of the date of service, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or any other remedy as may be appropriate. Each day you continue to violate any regulation, direction, requirement, determination or Order of the Commission is a separate and distinct offense, subject to additional penalties.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the \$500 fine proposed in the Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Transportation and Safety
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Acord certificates of insurance and faxed Form Es and Hs are unacceptable as evidence of insurance.

The fine payment must be made to the Commonwealth of Pennsylvania and forwarded to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations.

Upon receipt of the evidence of insurance from your insurer and receipt of your fine payment, the Complaint proceeding shall be closed.

D. If you file an Answer which admits or fails to deny the allegations of the Complaint, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty, which may include the cancellation of your Certificate of Public Convenience. Should the Commission cancel your Certificate of Public Convenience, it may also impose an additional fine of up to \$1,000.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The judge is not bound by the optional fine set forth above.

F. If you have questions regarding this Complaint or if you would like an alternative format of this Complaint (for persons with disabilities), please contact the Compliance Office at (717) 787-1227.

—————
*Pennsylvania Public Utility Commission Bureau of
Transportation and Safety v. Ty-N-Di, LLC;
Doc. No. C-2011-2236576; A-00121364*

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 TY-N-DI, LLC, Respondent, maintains its principal place of business at 373 Stahl Road, Somerset, PA 15501.
2. That Respondent was issued a Certificate of Public Convenience by this Commission on February 1, 2005 at A-00121364.
3. That on January 3, 2008, Respondent received an initial assessment of \$208.00. Respondent failed to pay this assessment; therefore, a balance is due in the amount of \$208.00.
4. That Respondent has an outstanding assessment of \$208.00.
5. That Respondent failed to file objections to the assessment, pursuant to 66 Pa.C.S. § 510(c).
6. That Respondent, by failing to pay the assessments, violated the Public Utility Code at 66 Pa.C.S. § 510(c).

Wherefore, unless Respondent pays the overdue assessment in full within twenty days of the date of service of this Complaint, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission issue an Order which cancels the Certificate of Public Convenience issued to Respondent, notifies the Pennsylvania Department of Revenue that Respondent's Certificate of Public Convenience has been revoked, notifies Respondent's insurance carrier that Respondent's Certificate of Public Convenience has been revoked, and imposes an additional fine on the Respondent.

Respectfully submitted,

Michael E. Hoffman, Director
Bureau of Transportation and Safety
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, Michael E. Hoffman, 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 to 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: 5/6/2011

Michael E. Hoffman, Director

NOTICE

A. You must file an Answer within twenty 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). 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 copies sent to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within twenty days, the Bureau of Transportation and Safety will request that the Commission issue an Order imposing a penalty. Pursuant to 66 Pa.C.S. § 3301(a), the penalty could include a fine of up to \$1,000 for each violation, the revocation of your Certificate of Public Convenience, or any other remedy as may be appropriate.

C. You may elect not to contest this Complaint by paying your outstanding assessment within twenty (20) days. Your certified check or money order for the assessment should be payable to the Commonwealth of Pennsylvania and should be forwarded to:

Bureau of Administrative Services
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

D. 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 the Commission to issue an Order imposing a penalty (see Paragraph B). Should the Commission cancel your Certificate of Public Convenience, it may also impose an additional fine of up to \$1,000.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an administrative law judge for hearing and decision. The judge is not bound by the penalty set forth in Paragraph B.

F. If you have questions regarding this Complaint, or if you would like an alternative format of this Complaint for persons with disabilities, please contact the Compliance Office at 717-787-1227.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 11-1351. Filed for public inspection August 5, 2011, 9:00 a.m.]

Telecommunications

A-2011-2253634. Pymatuning Independent Telephone Company and Time Warner Cable Information Services (Pennsylvania), LLC. Joint petition of Pymatuning Independent Telephone Company and Time Warner Cable Information Services (Pennsylvania), LLC for approval of the adoption of an interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Pymatuning Independent Telephone Company and Time Warner Cable Information Services (Pennsylvania), LLC, by its counsel, filed on July 21, 2011, at the Pennsylvania Public Utility Commission (Commission), a joint petition for the approval of the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Pymatuning Independent Telephone Company and Time Warner Cable Information Services (Pennsylvania), LLC joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 11-1352. Filed for public inspection August 5, 2011, 9:00 a.m.]

Telecommunications

A-2011-2254054. Verizon Pennsylvania, Inc. and 321 Communications, Inc. Joint petition of Verizon Pennsylvania, Inc. and 321 Communications, Inc. for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and 321 Communications, Inc., by its counsel, filed on July 25, 2011, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and 321 Communications, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 11-1353. Filed for public inspection August 5, 2011, 9:00 a.m.]

Telecommunications

A-2011-2254062. Verizon North, LLC and 321 Communications, Inc. Joint petition of Verizon North, LLC and 321 Communications, Inc. for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, LLC and 321 Communications, Inc., by its counsel, filed on July 25, 2011, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North, LLC and 321 Communications, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 11-1354. Filed for public inspection August 5, 2011, 9:00 a.m.]

Universal Service Low Income Support; Notice to Telecommunications Providers and Interested Parties

The Pennsylvania Public Utility Commission (Commission) invites comment on the following pending wireless carriers' petitions for designation as eligible telecommunications carriers (ETC) for purposes of Federal universal service low income support. Including:

Telrite Corporation, d/b/a Life Wireless—Doc. No. P-2011-2234287

Aegis Telecom, Inc., d/b/a Off the Hook Telecom—Doc. No. P-2011-2236827

i-wireless, LLC—Doc. No. P-2011-2235119

The Commission, at its July 29, 2010, public meeting adopted a final policy statement on ETC designation and ETC annual recertification and reporting requirements for all telecommunications carriers. This notice informs telecommunications providers and interested parties that the Commission intends to act on the previously-referenced ETC petitions pending before the Commission.

Interested parties are invited to file comments at the relevant docket numbers within 20 days of publication of this notice. Reply comments of the carrier are due within 10 days thereafter. Interested parties may review the pending petitions at the Commission web site <http://www.puc.state.pa.us/> or hard copies are available for a fee by means of written request to the Secretary of the Commission, Pennsylvania Public Utility Commission, Rosemary Chiavetta, Secretary, P. O. Box 3265, Harrisburg, PA 17105-3265.

The contact for questions regarding this notice is Elizabeth A. Lion Januzzi, Assistant Counsel, Law Bureau, (717) 772-0696.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 11-1355. Filed for public inspection August 5, 2011, 9:00 a.m.]

STATE BOARD OF BARBER EXAMINERS

**Bureau of Professional and Occupational Affairs v.
Miguel Rivera; Doc. No. 0928-42-2011**

On May 25, 2011, the State Board of Barber Examiners (Board) suspended the license of Miguel Rivera, license no. BL053772, of Lancaster, Lancaster County. The Board took this action under the Order of the Court of Common Pleas of Allegheny dated May 10, 2011, which the Court issued under 23 Pa.C.S. § 4355 (relating to denial or suspension of licenses). The suspension is effective immediately.

Individuals may obtain a copy of the order by writing to Cynthia K. Montgomery, Senior Counsel in Charge, State Board of Barber Examiners, P. O. Box 2649, Harrisburg, PA 17105-2649.

L. ANTHONY SPOSSEY,
Chairperson

[Pa.B. Doc. No. 11-1356. Filed for public inspection August 5, 2011, 9:00 a.m.]

STATE BOARD OF EDUCATION

**Approval of Keystone Exam Performance Level
Descriptors and Performance Level Cut Scores**

At its public meeting on July 20, 2011, the State Board of Education (Board) approved new performance level descriptors (PLDs) and performance level cut scores for the Keystone Exams for Algebra I, Literature and Biology as recommended to the Board by the Department of Education (Department). The approved PLDs and performance level cut scores are based upon the recommendations of teachers and administrative staff who participated in a workshop facilitated by the Department's assessment contractor. Recommended cut scores and PLDs were presented at a public meeting of the Board on July 6, 2011, 2 weeks before scheduled Board action on the cuts scores, as required by 22 Pa. Code § 4.51(f)(9) (relating to State assessment system).

The performance level descriptors and performance level cut scores for Keystone Exams in Algebra I, Literature and Biology were established for the first time as 2011 was the first year in which these assessments were administered.

The Board action was taken under general authority granted to it by the Public School Code of 1949 (24 P. S. §§ 1-101—27-2702) and in accordance with specific provi-

sions of the Board's regulations codified in 22 Pa. Code Chapter 4 (relating to academic standards and assessment). The approved Keystone Exam performance level cut scores are described in the Appendix. The approved performance level descriptors are available for review on the Department's web site at www.education.state.pa.us.

Development and Approval of Descriptors and Scores

As part of the State assessment system established by the regulations, the Board delegated to the Department the very important task of developing specific criteria for each of the performance levels prescribed by 22 Pa. Code § 4.51(b)(4)—advanced, proficient, basic and below basic. Specifically, the Department is directed by 22 Pa. Code § 4.51(b)(5) to consult with “educators, students, parents and citizens,” and then to “develop and recommend to the Board for its approval specific criteria” for each performance level.

As reported to the Board at its public meetings held July 6, 2011, and July 20, 2011, the Department met with educators from across this Commonwealth to assist the Department in developing the performance level descriptors and scores. Based on these efforts as described in detail for the Board at its meetings, the Department recommended the performance level descriptors and scores that the Board ultimately adopted at its July 20, 2011, meeting. Before adopting the performance level descriptors and scores on July 20, 2011, the Board provided members of the public in attendance with the opportunity to comment on the Department's recommendations. The Board at its July 6, 2011, meeting also provided members of the public with the opportunity to comment on the recommended performance level descriptors and scores.

The approved performance levels in the Appendix will be applied to the 2011 Keystone Exam scores, which will be publicly released in the fall of 2011. The PLDs, due to their length, are not included here but may be accessed on the Department's web site. The Department and the Board will review the descriptors and scores periodically based on actual experience in using them and consider revisions as appropriate, using the same process prescribed by 22 Pa. Code § 4.51(b)(4).

Persons with questions or who need additional information regarding the Board's approval of these performance level descriptors and performance level cut scores may contact Karen Molchanow, Acting Executive Director, State Board of Education, 333 Market Street, Harrisburg, PA 17126-0333, (717) 787-3787 or TDD (717) 787-7367. Persons with questions or needing additional information regarding the development and implementation of them should contact John Weiss, Director, Bureau of Assessment and Accountability, 333 Market Street, Harrisburg, PA 17126-0333, (717) 787-4234 or TDD (717) 787-7367.

KAREN MOLCHANOW,
Acting Executive Director

Appendix

Keystone Exam Performance Level Cut Scores for Algebra I, Literature and Biology, as approved by the State Board of Education, are as follows:

**Performance Level Cut Scores
Keystone Exams: Algebra I, Biology & Literature**

<i>Content Area</i>	<i>Below Basic</i>	<i>Basic</i>	<i>Proficient</i>	<i>Advanced</i>
Algebra I	1200-1438	1439-1499	1500-1545	1546-1800
Biology	1200-1459	1460-1499	1500-1548	1549-1800
Literature	1200-1443	1444-1499	1500-1583	1584-1800

[Pa.B. Doc. No. 11-1357. Filed for public inspection August 5, 2011, 9:00 a.m.]

STATE BOARD OF NURSING

Bureau of Professional and Occupational Affairs vs. Angelene M. Baker, LPN; Doc. No. 2007-51-2009

On May 3, 2011, Angelene M. Baker, LPN, license no. PN257734L, of York, York County had her license revoked based upon her conviction of multiple felony crimes of moral turpitude.

Individuals may obtain a copy of the adjudication by writing to C. William Fritz, II, Board Counsel, State Board of Nursing, P. O. Box 2649, Harrisburg, PA 17105-2649.

This adjudication and final order represents the State Board of Nursing's (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.

JOSEPH J. NAPOLITANO, PhD, MPH, CRNP,
Chairperson

[Pa.B. Doc. No. 11-1358. Filed for public inspection August 5, 2011, 9:00 a.m.]

Bureau of Professional and Occupational Affairs vs. Elizabeth H. McLaughlin, RN; Doc. No. 0214-51-2011

On June 9, 2011, Elizabeth H. McLaughlin, RN, license no. RN564667, of Media, Delaware County had her license suspended for no less than 3 years retroactive to February 17, 2011, for failing to comply with a previously issued State Board of Nursing order.

Individuals may obtain a copy of the adjudication by writing to C. William Fritz, II, Board Counsel, State Board of Nursing, P. O. Box 2649, Harrisburg, PA 17105-2649.

JOSEPH J. NAPOLITANO, PhD, MPH, CRNP,
Chairperson

[Pa.B. Doc. No. 11-1359. Filed for public inspection August 5, 2011, 9:00 a.m.]

Bureau of Professional and Occupational Affairs vs. John D. Meyers, LPN; Doc. No. 0088-51-2011

On May 17, 2011, John D. Meyers, LPN, license no. PN259543IL of Vestaburg, Washington County had his license indefinitely suspended retroactive to February 17, 2011, because he is unable to competently practice practical nursing with reasonable skill and safety to patients due to addiction to alcohol or hallucinogenic or narcotic drugs or other drugs which tend to impair judgment or coordination.

Individuals may obtain a copy of the adjudication by writing to C. William Fritz, II, Board Counsel, State Board of Nursing, P. O. Box 2649, Harrisburg, PA 17105-2649.

This adjudication and final order represents the State Board of Nursing's (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.

JOSEPH J. NAPOLITANO, PhD, MPH, CRNP,
Chairperson

[Pa.B. Doc. No. 11-1360. Filed for public inspection August 5, 2011, 9:00 a.m.]

Bureau of Professional and Occupational Affairs v. Sara J. Whitlatch, RN; Doc. No. 1958-51-2010

On April 26, 2011, Sara J. Whitlatch, RN, license no. RN598054, of Uniontown, Fayette County, had her license indefinitely suspended retroactive to November 22, 2010, because she is unable to practice nursing with reasonable skill and safety to patients by reason of mental or physical illness or condition or physiological or psychological dependence upon alcohol, hallucinogenic or narcotic drugs or other drugs which tend to impair judgment or coordination.

Individuals may obtain a copy of the adjudication by writing to Roberta L. Silver, Board Counsel, State Board of Nursing, P. O. Box 2649, Harrisburg, PA 17105-2649.

This adjudication and final order represents the State Board of Nursing's (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 Com-

monwealth 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.

JOSEPH J. NAPOLITANO, PhD, MPH, CRNP,
Chairperson

[Pa.B. Doc. No. 11-1361. Filed for public inspection August 5, 2011, 9:00 a.m.]

STATE BOARD OF VEHICLE MANUFACTURERS, DEALERS AND SALESPERSONS

Bureau of Professional and Occupational Affairs v. Chase Auto Center, Inc.; Doc. No. 1583-60-2010

On May 3, 2011, Chase Auto Center, Inc., of Manheim, Lancaster County, was ordered to pay a civil penalty of \$3,000 for multiple facility violations.

Individuals may obtain a copy of the adjudication by writing to C. William Fritz, II, Board Counsel, State Board of Vehicle Manufacturers, Dealers and Salespersons, P. O. Box 2649, Harrisburg, PA 17105-2649.

This adjudication and final order represents the State Board of Vehicle Manufacturers, Dealers and Salespersons' (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.

KENNETH GLATFELTY,
Chairperson

[Pa.B. Doc. No. 11-1362. Filed for public inspection August 5, 2011, 9:00 a.m.]

STATE CONSERVATION COMMISSION

Dirt and Gravel Roads Pollution Prevention Maintenance Program

As required by 25 Pa. Code § 83.604(f) (relating to apportionment criteria), the State Conservation Commission (Commission) is providing public notice of the apportionment of Fiscal Year (FY) 2011-2012 Dirt and Gravel Road Pollution Prevention Maintenance Program funds to participating County Conservation Districts. This apportionment is authorized under 75 Pa.C.S. § 9106 (relating to dirt and gravel road maintenance).

A. Effective Date

This apportionment is effective upon publication in the *Pennsylvania Bulletin*. Allocations will be disbursed when funds are released from the Treasury after July 1, 2011. The final amount and time of release of these allocations are subject to the final passage of the State budget of 2011-2012.

B. Background

The Commission approved the following allocations at their public meeting on May 17, 2011: \$3,528,000.00 of FY 2011-2012 funds are apportioned according to stipulations in 75 Pa.C.S. § 9106(c). Copies of the referenced statement of policy in 25 Pa. Code § 83.604, as published at 28 Pa.B. 4634 (September 12, 1998), and 75 Pa.C.S. § 9106 are available from Karen Ely, State Conservation Commission Office, Room 310, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA 17110-9408, (717) 787-8821.

The following allocations are being made to the County Conservation Districts participating in the program. Not all counties receive an allocation as provided for in 25 Pa. Code § 83.613(a) (relating to performance standards). Listed alphabetically, the allocations are as follows:

<i>District</i>	<i>FY 2011-12 Allocations</i>
* Adams	\$ 16,667
Allegheny	na
Armstrong	\$ 142,307
* Beaver	\$ 16,667
Bedford	\$ 45,327
* Berks	\$ 16,667
Blair	\$ 20,548
** Bradford	\$ 302,988
Bucks	\$ 17,790
*** Butler	\$ -
Cambria	\$ 16,816
Cameron	\$ 28,921
Carbon	\$ 24,034
Centre	\$ 31,300
Chester	\$ 18,183
Clarion	\$ 65,569
Clearfield	\$ 67,911
Clinton	\$ 26,727
Columbia	\$ 78,947
Crawford	\$ 150,206
* Cumberland	\$ 16,667
Dauphin	\$ 22,446
Elk	\$ 26,570
Erie	\$ 57,803
Fayette	\$ 34,801
Forest	\$ 21,251
Franklin	\$ 16,904
Fulton	\$ 29,269
Greene	\$ 51,764
Huntingdon	\$ 66,714

<i>District</i>	<i>FY 2011-12 Allocations</i>
Indiana	\$ 93,580
Jefferson	\$ 50,602
Juniata	\$ 31,022
Lackawanna	\$ 27,958
Lancaster	\$ 17,884
* Lawrence	\$ 16,667
* Lebanon	\$ 16,667
Lehigh	\$ 25,023
Luzerne	\$ 29,493
Lycoming	\$ 83,229
McKean	\$ 26,592
Mercer	\$ 45,757
Mifflin	\$ 20,621
* Monroe	\$ 16,667
* Montgomery	\$ 16,667
Montour	\$ 18,651
*** Northampton	\$ -
Northumberland	\$ 44,768
Perry	\$ 37,823
Pike	\$ 46,011
Potter	\$ 141,416
Schuylkill	\$ 47,750
Snyder	\$ 26,779
Somerset	\$ 40,806
Sullivan	\$ 70,153
** Susquehanna	\$ 182,761
Tioga	\$ 280,832
Union	\$ 23,681
Venango	\$ 81,125
Warren	\$ 169,640
Washington	\$ 74,729
Wayne	\$ 109,938
Westmoreland	\$ 28,014
Wyoming	\$ 58,068
York	\$ 94,886
TOTAL	\$3,528,000

Notes:

- * Minimum allocation (\$16,667 for FY 2011-12)
- ** Impacted by maximum allocation cap of \$275,000
- *** Spending requirements not met

GEORGE GREIG,
Chairperson

[Pa.B. Doc. No. 11-1363. Filed for public inspection August 5, 2011, 9:00 a.m.]

STATE REAL ESTATE COMMISSION

Bureau of Professional and Occupational Affairs v. Jorge Figueroa; Doc. No. 0809-56-2011

On May 11, 2011, Jorge Figueroa, Pennsylvania license no. BE000970, of Bronx, NY, was suspended under the Order of the Court of Common Pleas of Allegheny County dated April 11, 2011, which the Court issued under 23 Pa.C.S. § 4355 (relating to denial or suspension of licenses). The suspension is effective immediately.

Individuals may obtain a copy of the order by writing to Cynthia K. Montgomery, Senior Counsel in Charge, State Real Estate Commission, P. O. Box 2649, Harrisburg, PA 17105-2649.

JOSEPH J. MCGETTIGAN,
Chairperson

[Pa.B. Doc. No. 11-1364. Filed for public inspection August 5, 2011, 9:00 a.m.]

Bureau of Professional and Occupational Affairs v. Jeffrey L. Tonelis; Doc. No. 0660-56-2011

On April 26, 2011, the State Real Estate Commission (Commission) suspended the license of Jeffrey L. Tonelis, license no. BE-000279 of Albrightsville, Carbon County. The Commission took this action under the Order of the Court of Common Pleas of Philadelphia County dated April 12, 2011, which the Court issued under 23 Pa.C.S. § 4355 (relating to denial or suspension of licenses). The suspension is effective immediately.

Individuals may obtain a copy of the order by writing to Cynthia K. Montgomery, Senior Counsel in Charge, State Real Estate Commission, P. O. Box 2649, Harrisburg, PA 17105-2649.

JOSEPH J. MCGETTIGAN,
Chairperson

[Pa.B. Doc. No. 11-1365. Filed for public inspection August 5, 2011, 9:00 a.m.]

STATE TAX EQUALIZATION BOARD

2010 Common Level Ratios

The State Tax Equalization Board (Board) has established a Common Level Ratio for each county in this Commonwealth for the calendar year 2010. The ratios were mandated by the act of December 13, 1982 (P. L. 1158, No. 267).

The law requires the Board to use statistically acceptable techniques, to make the methodology for computing ratios public and to certify, prior to July 1, the ratio to the Chief Assessor of each county each year.

The statistical acceptable technique which the Board used for the 2010 Common Level Ratio is to determine the arithmetic mean of the individual sales ratios for every valid sale received from the county for the calendar year 2010.

The methodology used is to include every valid sale and compute an average mean. Using this mean as a base, the Board has defined high and low limits by multiplying and dividing this computed mean by 4. For those counties which have a predetermined assessment ratio of 100% the extreme upper sales ratio limit is 200%. Using these computed limits, the Board has utilized the valid sales, rejecting those sales, which exceed the limits. The resulting arithmetic mean ratio which the Board is certifying as the Common Level Ratio for each county for 2010.

The Common Level Ratios for 2010 are listed as follows:

2010 COMMON LEVEL RATIOS

<i>County</i>	<i>CLR</i>
^ Adams	26.2%
* Allegheny	85.8%
Armstrong	37.8%
Beaver	32.7%
* Bedford	78.4%
* Berks	73.2%
* Blair	15.0%
Bradford	33.5%
* Bucks	11.3%
* Butler	19.1%
* Cambria	33.4%
Cameron	41.0%
Carbon	42.9%
Centre	28.1%
* Chester	56.0%
Clarion	29.6%
Clearfield	20.2%
* Clinton	98.9%
Columbia	26.4%
Crawford	37.3%
* Cumberland	79.2%
* Dauphin	73.5%
* Delaware	67.5%
Elk	42.4%
* Erie	84.4%
* Fayette	82.7%
Forest	26.8%
* Franklin	13.1%
* Fulton	35.1%
* Greene	83.3%
Huntingdon	13.9%
* Indiana	19.2%

<i>County</i>	<i>CLR</i>
* Jefferson	54.1%
* Juniata	21.1%
* Lackawanna	18.2%
* Lancaster	76.5%
* Lawrence	95.6%
* Lebanon	15.8%
Lehigh	35.7%
* Luzerne	100.4%
* Lycoming	82.9%
* McKean	86.4%
* Mercer	34.6%
Mifflin	52.3%
Monroe	16.8%
* Montgomery	58.0%
* Montour	81.4%
Northampton	33.6%
* Northumberland	27.6%
* Perry	74.0%
Philadelphia	18.1%
Pike	21.4%
* Potter	31.2%
Schuylkill	47.3%
* Snyder	18.0%
Somerset	39.9%
* Sullivan	69.6%
Susquehanna	35.4%
* Tioga	73.8%
* Union	77.8%
* Venango	90.4%
Warren	34.6%
Washington	21.3%
* Wayne	80.0%
* Westmoreland	23.8%
Wyoming	19.7%
* York	83.7%

^ Partial sales data for the year

* Counties with a predetermined assessment ratio of 100%

JAMES A. ZURICK, Esq.,
Chairperson

[Pa.B. Doc. No. 11-1366. Filed for public inspection August 5, 2011, 9:00 a.m.]

