

PENNSYLVANIA BULLETIN

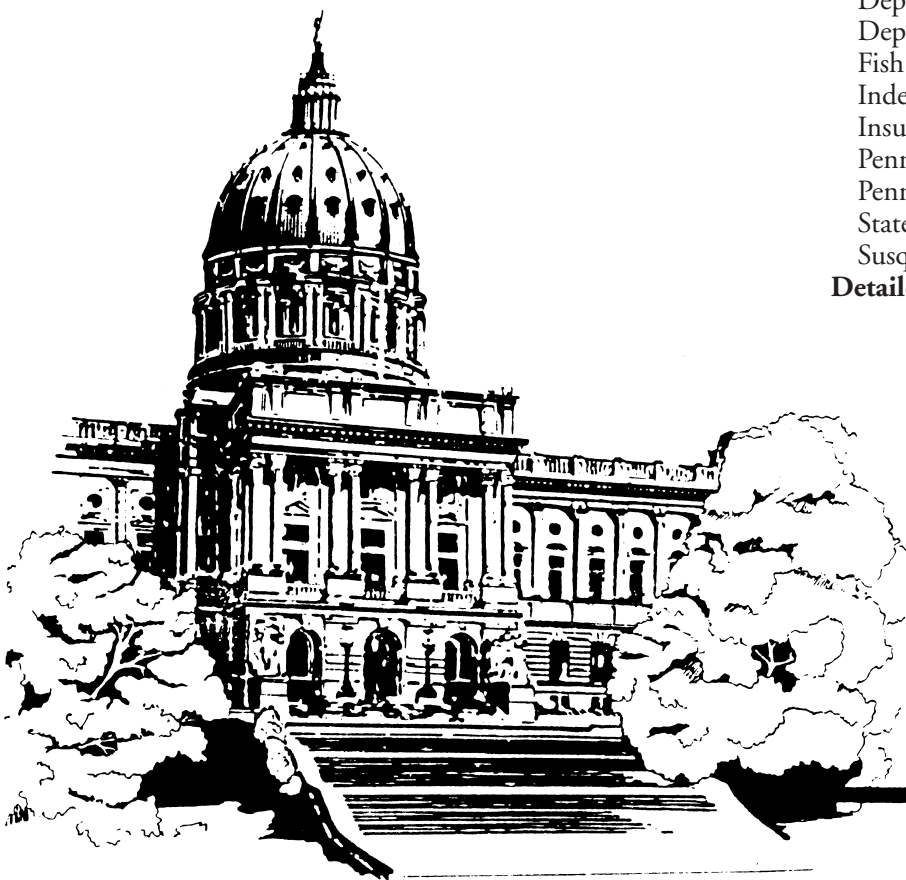
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January—September 2011

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No. 443, October 2011

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READER'S GUIDE TO THE PENNSYLVANIA BULLETIN AND PENNSYLVANIA CODE

Pennsylvania Bulletin

The *Pennsylvania Bulletin* is the official gazette of the Commonwealth of Pennsylvania. It is published every week and includes a table of contents. A cumulative subject matter index is published quarterly.

The *Pennsylvania Bulletin* serves several purposes. First, it is the temporary supplement to the *Pennsylvania Code*, which is the official codification of agency rules and regulations and other statutorily authorized documents. Changes in the codified text, whether by adoption, amendment, repeal or emergency action must be published in the *Pennsylvania Bulletin*. Further, agencies proposing changes to the codified text do so in the *Pennsylvania Bulletin*.

Second, the *Pennsylvania Bulletin* also publishes: Governor's Executive Orders; State Contract Notices; Summaries of Enacted Statutes; Statewide and Local Court Rules; Attorney General Opinions; Motor Carrier Applications before the Public Utility Commission; Applications and Actions before the Department of Environmental Protection; Orders of the Independent Regulatory Review Commission; and other documents authorized by law.

The text of certain documents published in the *Pennsylvania Bulletin* is the only valid and enforceable text. Courts are required to take judicial notice of the *Pennsylvania Bulletin*.

Adoption, Amendment or Repeal of Regulations

Generally an agency wishing to adopt, amend or repeal regulations must first publish in the *Pennsylvania Bulletin* a Notice of Proposed Rulemaking. There are limited instances where the agency may omit the proposal step; they still must publish the adopted version.

The Notice of Proposed Rulemaking contains the full text of the change, the agency contact person, a fiscal note required by law and background for the action.

The agency then allows sufficient time for public comment before taking final action. An adopted proposal must be published in the *Pennsylvania*

Bulletin before it can take effect. If the agency wishes to adopt changes to the Notice of Proposed Rulemaking to enlarge the scope, they must re-propose.

Citation to the *Pennsylvania Bulletin*

Cite material in the *Pennsylvania Bulletin* by volume number and page number. Example: Volume 1, *Pennsylvania Bulletin*, page 801 (short form: 1 Pa.B. 801).

Pennsylvania Code

The *Pennsylvania Code* is the official codification of rules and regulations issued by Commonwealth agencies and other statutorily authorized documents. The *Pennsylvania Bulletin* is the temporary supplement to the *Pennsylvania Code*, printing changes as soon as they occur. These changes are then permanently codified by the *Pennsylvania Code Reporter*, a monthly, loose-leaf supplement.

The *Pennsylvania Code* is cited by title number and section number. Example: Title 10 *Pennsylvania Code*, § 1.1 (short form: 10 Pa.Code § 1.1).

Under the *Pennsylvania Code* codification system, each regulation is assigned a unique number by title and section. Titles roughly parallel the organization of Commonwealth government. Title 1 *Pennsylvania Code* lists every agency and its corresponding *Code* title location.

How to Find Documents

Search for your area of interest in the *Pennsylvania Code*.

The *Pennsylvania Code* contains, as Finding Aids, subject indexes for the complete *Code* and for each individual title, a list of Statutes Used As Authority for Adopting Rules and a list of annotated cases. Source Notes give you the history of the documents. To see if there have been recent changes, not yet codified, check the List of *Pennsylvania Code* Chapters Affected in the most recent issue of the *Pennsylvania Bulletin*.

The *Pennsylvania Bulletin* also publishes a quarterly List of Pennsylvania Code Sections Affected which lists the regulations in numerical order, followed by the citation to the *Pennsylvania Bulletin* in which the change occurred.

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Printing Format

Material proposed to be added to an existing rule or regulation is printed in **bold face** and material proposed to be deleted from such a rule or regulation is enclosed in brackets [] and printed in **bold face**. Asterisks indicate ellipsis of *Pennsylvania Code* text retained without change. Proposed new or additional regulations are printed in ordinary style face.

Fiscal Notes

Section 612 of The Administrative Code of 1929 (71 P. S. § 232) requires that the Office of Budget prepare a fiscal note for regulatory actions and administrative procedures of the administrative departments, boards, commissions or authorities receiving money from the State Treasury stating whether the proposed action or procedure causes a loss of revenue or an increase in the cost of programs for the Commonwealth or its political subdivisions; that the fiscal note be published in the *Pennsylvania Bulletin* at the same time as the proposed change is advertised; and that the fiscal note shall provide the following information: (1) the designation of the fund out of which the appropriation providing for expenditures under the action or procedure shall be made; (2) the probable cost for the fiscal year the program is implemented; (3) projected cost estimate of the program for each of the five succeeding fiscal years; (4) fiscal history of the program for which expenditures are to be made; (5) probable loss of revenue for the fiscal year of its implementation; (6) projected loss of revenue from the program for each of the five succeeding fiscal years; (7) line item, if any, of the General Appropriation Act or other appropriation act out of which expenditures or losses of Commonwealth funds shall occur as a result of the action or procedures; (8) recommendation, if any, of the Secretary of the Budget and the reasons therefor.

The required information is published in the foregoing order immediately following the proposed change to which it relates; the omission of an item indicates that the agency text of the fiscal note states that there is no information available with respect thereto. In items (3) and (6) information is set forth for the first through fifth fiscal years; in that order, following the year the program is implemented, which is stated. In item (4) information is set forth for the current and two immediately preceding years, in that order. In item (8) the recommendation, if any, made by the Secretary of Budget is published with the fiscal note. See 4 Pa. Code § 7.231 *et seq.* Where “no fiscal impact” is published, the statement means no additional cost or revenue loss to the Commonwealth or its local political subdivision is intended.

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List of Pa. Code Chapters Affected

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THE GOVERNOR

Amendment to Proclamation of August 26, 2011

September 16, 2011

Whereas, On August 26, 2011, I declared an emergency declaration due to the impending storms, rain and flooding that was expected to impact the Commonwealth of Pennsylvania; and

Whereas, the severe weather conditions have persisted causing adverse impacts to the community and have increased the needs of state agencies; and

Whereas, state investigations of these severe weather events reveal the need for an increase to the original amount of \$5,000,000.00 in unused appropriated funds, which were transferred to the Pennsylvania Emergency Management Agency for disaster related expenses.

Now Therefore, Pursuant to the provisions of Subsection 7301(c) and (f) of the Emergency Management Services Code (35 Pa.C.S.A. Section 7101 et seq. as amended), I do hereby amend my Proclamation of August 26, 2011, as follows:

1. I hereby transfer the additional amount of up to \$15,000,000.00 in unused appropriated funds to the Pennsylvania Emergency Management Agency. The aforementioned funds shall be used for disaster-related expenses incurred by various state agencies and departments. These funds shall be credited to a special account established by the Office of the Budget. All Commonwealth agencies purchasing construction, supplies or services in response to this emergency are authorized to utilize the emergency procurement procedures set forth in Section 516 of the Commonwealth Procurement Code, Act of May 15, 1998, P. L. 358, No. 57, § 516. The Proclamation of August 26, 2011 shall serve as the written determination of the basis for the emergency under Section 516.

2. I hereby authorize the Secretary of Environmental Protection to use all available equipment, resources and personnel of the Department, in whatever manner that he deems necessary, to protect the environment, and public health and safety by, among other things, ensuring that any petroleum spills, hazardous materials and contaminated debris that may be released into the environment as a result of flooding be remediated. In addition, I hereby suspend any laws or regulations that would restrict the use of the Department's equipment, resources and personnel for the aforementioned purposes. In addition, I hereby authorize the Secretary of Environmental Protection, in his sole discretion, to suspend or waive any provision of any law or regulation which he is authorized by law to administer or enforce, for such length of time as may be necessary to respond to this emergency.

3. Pursuant to the powers vested in me by the Constitution and laws of this Commonwealth (51 Pa.C.S. 508), I hereby authorize the Adjutant General of Pennsylvania to place on state active duty for the duration of the emergency disaster proclamation, such individuals and units of the Pennsylvania National Guard, for missions designated by the Pennsylvania Emergency Management Agency, needed to address the threats caused by, and the consequences of, the aforementioned emergency.

4. I hereby authorize—if investigations made on my behalf determine that the Commonwealth is in need of greater flexibility in the application of state and federal motor carrier regulations to accommodate truck drivers in the finding and transporting of fuel, food or other commodities or who are otherwise engaged in operations across the state to provide emergency relief during this emergency—the Department of Transportation to waive or suspend any laws or Federal or state regulations related to the drivers of commercial vehicles.

5. I hereby suspend the provisions of any other regulatory statute prescribing the procedures for conduct of Commonwealth business, or the

orders, rules or regulations of any Commonwealth agency, if strict compliance with the provisions of any statute, order, rule or regulation would in any way prevent, hinder or delay necessary action in coping with the emergency. All Commonwealth agencies may implement their emergency assignments without regard to procedures required by other laws (except mandatory constitutional requirements) pertaining to the performance of public work, entering into contracts, incurring of obligations, employment of temporary workers, rental of equipment, purchase of supplies and materials and expenditures of public funds.

6. The Proclamation of August 26, 2011, remains in full force and effect except as amended herein.

7. This Amendment to the August 26, 2011, Proclamation shall take effect immediately.

Given under my hand and the Seal of the Governor, in the City of Harrisburg, on this sixteenth day of September in the year of our Lord two thousand eleven and of the Commonwealth the two hundred and thirty-fifth.



Governor

[Pa.B. Doc. No. 11-1686. Filed for public inspection September 30, 2011, 9:00 a.m.]

THE COURTS

Title 231—RULES OF CIVIL PROCEDURE

PART I. GENERAL

[231 PA. CODE CH. 1910]

Amendment of Rule 1910.19 of the Rules of Civil Procedure; No. 552 Civil Procedural Rules Doc.

Order

Per Curiam

And Now, this 19th day of September, 2011, upon the recommendation of the Domestic Relations Procedural Rules Committee; the proposal having been published for public comment in the *Pennsylvania Bulletin*, 41 Pa.Bull. 1619 (March 26, 2011) and *West's Pennsylvania Reporter*, 13 A.3d No. 2 (April 1, 2011):

It Is Ordered pursuant to Article V, Section 10 of the Constitution of Pennsylvania that Rule 1910.19 of the Pennsylvania Rules of Civil Procedure is amended in the following form.

This *Order* shall be processed in accordance with Pa.R.J.A. No. 103(b), and shall be effective on October 31, 2011.

Annex A

TITLE 231. RULES OF CIVIL PROCEDURE

PART I. GENERAL

CHAPTER 1910. ACTIONS FOR SUPPORT

Rule 1910.19. Support. Modification. Termination. Guidelines as Substantial Change in Circumstances. **Overpayments.**

* * * * *

(e) Within [**one year of**] **six months prior to** the date a child who is the subject of a child support order reaches eighteen (18) years of age, the domestic relations section shall issue an emancipation inquiry and notice to the obligee, with a copy to the obligor, seeking the following information:

(1) confirmation of the child's date of birth, date of graduation or withdrawal from high school;

(2) whether the child has left the obligee's household and, if so, the date of departure;

(3) the existence of any agreement between the parties requiring payments for the benefit of the child after the child has reached age eighteen (18) or graduated from high school; and

(4) any special needs of the child which may be a basis for continuing support for that child beyond the child's eighteenth birthday or graduation from high school, whichever is last to occur.

The notice shall advise the obligee that if the inquiry is not returned within thirty (30) days of mailing or if there is no agreement or the child does not have any special needs, the charging order may be modified or terminated by the court. [**When**] **In order to avoid overpayment, when** no other children are subjects of the child

support order and the obligee either does not return the emancipation inquiry within thirty (30) days of its mailing or does not assert grounds for continuing support for the child, then the [**court shall have the authority to**] **domestic relations section shall** administratively terminate the child support charging order without further proceedings [**at any time on or after**] **on** the last to occur of the date the last child reaches age eighteen (18) or graduates from high school. Termination of the charging order shall not affect any arrears accrued through the date of termination. The court shall have the authority to enter an order requiring the obligor to pay on arrears in an amount equal to the amount of the charging order until all arrears are paid.

If the order applies to another child or children and/or the obligee asserts that there is an agreement between the parties or that a child has special needs requiring continued support, then the domestic relations section may schedule a conference **prior to the child's attaining age 18 or graduating from high school** to determine if the charging order should be modified.

(f) Upon notice to the obligee, with a copy to the obligor, explaining the basis for the proposed modification or termination, the court may modify or terminate a charging order for support and remit any arrears, all without prejudice, when it appears to the court that:

(1) the order is no longer able to be enforced under state law; or

(2) the obligor is unable to pay, has no known income or assets and there is no reasonable prospect that the obligor will be able to pay in the foreseeable future.

The notice shall advise the obligee to contact the domestic relations section within 60 days of the date of the mailing of the notice if the obligee wishes to contest the proposed modification or termination. If the obligee objects, the domestic relations section shall schedule a conference to provide the obligee the opportunity to contest the proposed action. If the obligee does not respond to the notice or object to the proposed action, the court shall have the authority to modify or terminate the order and remit any arrears, without prejudice.

(g) *Overpayments.*

(1) If there is an overpayment and a charging order remains in effect, after notice to the parties as set forth below, the domestic relations section shall reduce the charging order by 20% of the obligor's share of the basic child support obligation or an amount sufficient to retire the overpayment by the time the charging order is terminated. The notice shall advise the obligee to contact the domestic relations section within 60 days of the date of the mailing of the notice if the obligee wishes to contest the reduction of the charging order. If the obligee objects, the domestic relations section shall schedule a conference to provide the obligee the opportunity to contest the proposed action. If the obligee does not respond to the notice or object to the proposed action, the domestic relations section shall have the authority to reduce the charging order.

(2) If there is an overpayment and there is no charging order in effect, within one year of the termination of the charging order, the former obligor may file a petition with the domestic relations section seeking recovery of the overpayment. A copy shall be served upon the former obligee as original process. The domestic relations section shall schedule a conference on the petition, which shall be conducted consistent with the rules governing support actions. The domestic relations section shall have the authority to enter an order against the former obligee for the amount of the overpayment in a monthly amount to be determined by the trier of fact after consideration of the former obligee's ability to pay.

* * * * *

[Pa.B. Doc. No. 11-1687. Filed for public inspection September 30, 2011, 9:00 a.m.]

Title 249—PHILADELPHIA RULES

PHILADELPHIA COUNTY

Administrative Order No. 2011-1; Community Court Closing

Effective September 16, 2011 the Philadelphia Municipal Court will close Community Court located at 1401 Arch Street, Philadelphia, PA. All cases within the jurisdiction of Community Court will be assigned to courtrooms in the Criminal Justice Center. Municipal Court Local Rule of Criminal Procedure 102, Procedure in Non-traffic Summary Cases, insofar as it governs procedures in Community Court, is suspended.

Copies of this Administrative Order will be filed with the Prothonotary in a docket maintained for Administrative Orders issued by the President Judge of the Philadelphia Municipal Court, and will be submitted to the Administrative Office of Pennsylvania Courts, the Legislative Reference Bureau, and the Criminal Procedural Rules Committee. Copies of the Order will also be submitted to American Lawyer Media, Jenkins Memorial Law Library, and the Law Library for the First Judicial District of Pennsylvania and will be posted on the Unified Judicial System's web site.

HONORABLE MARSHA H. NEIFIELD,
President Judge

[Pa.B. Doc. No. 11-1688. Filed for public inspection September 30, 2011, 9:00 a.m.]

Title 255—LOCAL COURT RULES

BUCKS COUNTY

Order Amending Administrative Order No. 38; Ad- ministrative Order No. 38

Order

And Now, this 15th day of September, 2011, Bucks County Criminal Division Administrative Order No. 40 is hereby rescinded.

Further, Bucks County Criminal Division Administrative Order No. 38 is hereby amended to read in its entirety as follows:

1. A probation supervision fee of twenty-five dollars (\$25.00) per month is hereby imposed on all probation and/or parole sentences where the defendant is placed under the supervision of the Bucks County Adult Probation Department on or after the effective date hereof. All dispositions of violations of probation/parole shall be governed by this order. All such fees shall be paid to the Office of the Clerk of Courts of Bucks County.

2. Except upon special order of the sentencing judge, only sentences of intermediate punishment are exempt from the probation supervision fee.

3. On or after the effective date of this order, any defendant transferred by another Court or jurisdiction for supervision in Bucks County shall be required to pay the sum of twenty-five dollars (\$25.00) per month to the Bucks County Clerk of Courts for those months that the defendant is under the supervision of the Bucks County Adult Probation Department.

4. Fees for administration in the amount of one hundred fifty dollars (\$150.00) and supervision in the amount one hundred fifty dollars (\$150.00) are hereby imposed on all Accelerated Rehabilitative Dispositions (ARD) and sentences of probation without verdict.

5. The Clerk shall, by the tenth working day of each month, transfer 50 percent of the supervision fees so collected to the Treasurer of Bucks County to be credited to the Bucks County Offender Supervision Fund* and to be allocated as may be directed by the President Judge. The balance of the supervision fees so collected shall be remitted to the Commonwealth of Pennsylvania as required by law. The ARD administration fee of one hundred fifty dollars (\$150.00) shall be payable to the Office of the District Attorney.

This Order shall become effective November 1, 2011.

* Currently designated as Budget Account No. 151 470 48.

By the Court

SUSAN DEVLIN SCOTT,
President Judge

[Pa.B. Doc. No. 11-1689. Filed for public inspection September 30, 2011, 9:00 a.m.]

RULES AND REGULATIONS

Title 58—RECREATION

PENNSYLVANIA GAMING CONTROL BOARD

[58 PA. CODE CH. 575]

Asia Poker; Temporary Regulations

The Pennsylvania Gaming Control Board (Board), under its general authority in 4 Pa.C.S. § 13A03 (relating to temporary table game regulations) enacted by the act of January 7, 2010 (P.L. 1, No. 1) (Act 1) and the specific authority in 4 Pa.C.S. § 13A02(1) and (2) (relating to regulatory authority), adds Chapter 575 (relating to Asia Poker) to read as set forth in Annex A. The Board's temporary regulations will be added to Part VII (relating to Gaming Control Board) as part of Subpart K (relating to table games).

Purpose of the Temporary Rulemaking

This temporary rulemaking adds Asia Poker to the complement of games that are authorized for play in this Commonwealth.

Explanation of Chapter 575

Chapter 575 contains a new authorized banked game. Section 575.1 (relating to definitions) contains the definitions for terms used in Asia Poker. Section 575.2 (relating to Asia Poker table; Asia Poker shaker; physical characteristics) contains the requirements pertaining to Asia Poker tables and other equipment used in the play of the game.

Section 575.3 (relating to cards; number of decks) addresses the number of decks that are used in Asia Poker and the frequency with which the decks are to be changed. Sections 575.4 and 575.5 (relating to opening of the table for gaming; and shuffle and cut of the cards; procedures for determining the starting position for dealing cards) set forth the procedures for the inspection of the cards, the shuffling and cutting of the cards before the cards are dealt and which player is to be dealt first.

Sections 575.6 and 575.7 (relating to Asia Poker rankings; and wagers) set forth the rank of the cards for the purpose of determining a winning hand and specify which wagers are authorized for use at the game and when those wagers are to be placed.

Sections 575.8—575.10 (relating to procedures for dealing the cards from a manual dealing shoe; procedures for dealing the cards from the hand; and procedures for dealing the cards from an automated dealing shoe) specify the procedures for the dealing of the cards to each patron and the dealer. Section 575.11 (relating to procedures for completion of each round of play) addresses how the dealer is to evaluate whether a patron's hand is a winning hand. This section also addresses the procedures for collecting cards, collecting losing wagers and paying out winning wagers.

Section 575.12 (relating to payout odds; payout limitation) sets forth the payout odds for winning wagers and the requirements if a certificate holder establishes a maximum payout limitation. Section 575.13 (relating to irregularities; invalid roll of dice) provides the rules to address unusual circumstances that might arise during the play of the game.

Affected Parties

This temporary rulemaking will allow certificate holders additional options on how to conduct table games at their licensed facilities.

Fiscal Impact

Commonwealth. The Board does not expect that this temporary rulemaking will have fiscal impact on the Board or any other Commonwealth agency. Internal control procedures submitted by certificate holders regarding table games Rules Submissions will be reviewed by existing Board staff.

Political subdivisions. This temporary rulemaking will not have direct fiscal impact on political subdivisions of this Commonwealth. Eventually, host municipalities and counties will benefit from the local share funding that is mandated by Act 1.

Private sector. This temporary rulemaking will give certificate holders some additional flexibility as to how they conduct table games.

General public. This temporary rulemaking will not have direct fiscal impact on the general public.

Paperwork Requirements

If a certificate holder selects different options or new games for play at the licensed facility, the certificate holder will be required to submit an updated Rules Submission reflecting the changes.

Effective Date

This temporary rulemaking will become effective upon publication in the *Pennsylvania Bulletin*.

Public Comments

While this rulemaking will be effective upon publication, the Board is seeking comments from the public and affected parties as to how this temporary regulation might be improved. Interested persons are invited to submit written comments, suggestions or objections regarding this temporary rulemaking within 30 days after the date of publication in the *Pennsylvania Bulletin* to Susan A. Yocum, Assistant Chief Counsel, Pennsylvania Gaming Control Board, P. O. Box 69060, Harrisburg, PA 17106-9060, Attention: Public Comment on Regulation #125-160.

Contact Person

The contact person for questions about this rulemaking is Susan A. Yocum, Assistant Chief Counsel, (717) 346-8300.

Regulatory Review

Under 4 Pa.C.S. § 13A03, the Board is authorized to adopt temporary regulations which are not subject to sections 201—205 of the act of July 31, 1968 (P.L. 769, No. 240) (45 P.S. §§ 1201—1208), known as the Commonwealth Documents Law (CDL), the Regulatory Review Act (71 P.S. §§ 745.1—745.12) and sections 204(b) and 301(10) of the Commonwealth Attorneys Act (71 P.S. §§ 732-204(b) and 732-301(10)). These temporary regulations expire 2 years after publication in the *Pennsylvania Bulletin*.

Findings

The Board finds that:

(1) Under 4 Pa.C.S. § 13A03, the temporary regulations are exempt from the Regulatory Review Act, sections 201—205 of the CDL and sections 204(b) and 301(10) of the Commonwealth Attorneys Act.

(2) The adoption of the temporary regulations is necessary and appropriate for the administration and enforcement of 4 Pa.C.S. Part II (relating to gaming).

Order

The Board, acting under 4 Pa.C.S. Part II, orders that:

(1) The regulations of the Board, 58 Pa. Code, are amended by adding §§ 575.1—575.13 to read as set forth in Annex A.

(2) The temporary regulations are effective October 1, 2011.

(3) The temporary regulations will be posted on the Board's web site and published in the *Pennsylvania Bulletin*.

(4) The temporary regulations are subject to amendment as deemed necessary by the Board.

(5) The Chairperson of the Board shall certify this order and Annex A and deposit them with the Legislative Reference Bureau as required by law.

WILLIAM H. RYAN, Jr.,
Chairperson

Fiscal Note: 125-160. No fiscal impact; (8) recommends adoption.

Annex A**Title 58. RECREATION****PART VII. GAMING CONTROL BOARD****Subpart K. TABLE GAMES****CHAPTER 575. ASIA POKER**

Sec.	Definitions.
575.1.	Definitions.
575.2.	Asia Poker table; Asia Poker shaker; physical characteristics.
575.3.	Cards; number of decks.
575.4.	Opening of the table for gaming.
575.5.	Shuffle and cut of the cards; procedures for determining the starting position for dealing cards.
575.6.	Asia Poker rankings.
575.7.	Wagers.
575.8.	Procedures for dealing the cards from a manual dealing shoe.
575.9.	Procedures for dealing the cards from the hand.
575.10.	Procedures for dealing the cards from an automated dealing shoe.
575.11.	Procedures for completion of each round of play.
575.12.	Payout odds; payout limitation.
575.13.	Irregularities; invalid roll of dice.

§ 575.1. Definitions.

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

Copy hand—A high hand, medium hand or low hand of a player that is identical in rank to the corresponding high hand, medium hand or low hand of the dealer.

High hand—The four-card hand that is formed from the seven cards dealt so as to rank higher than the medium hand and the low hand.

Low hand—The one-card hand that is formed from the seven cards dealt so as to rank lower than the high hand and the medium hand.

Medium hand—The two-card hand that is formed from the seven cards dealt so as to rank lower than the high hand and higher than the low hand.

Setting the hands—The process of forming a high hand, medium hand and low hand from the seven cards dealt.

§ 575.2. Asia Poker table; Asia Poker shaker; physical characteristics.

(a) Asia Poker shall be played at a table having betting positions for no more than six players on one side of the table and a place for the dealer on the opposite side of the table.

(b) The layout for an Asia Poker table shall be approved by the Bureau of Gaming Operations and contain, at a minimum:

(1) The name or logo of the certificate holder.

(2) A separate betting area designated for the placement of the Asia Poker Wager for each player.

(3) Three separate areas designated for the placement of the high hand, medium hand and low hand of each player.

(4) Three separate areas designated for the placement of the high hand, medium hand and low hand of the dealer.

(5) If the certificate holder offers the optional Bonus Wager authorized under § 575.7(e) (relating to wagers), a separate area designated for the placement of the Bonus Wager for each player.

(6) Inscriptions that advise patrons of the payout odds or amounts for all permissible wagers offered by the certificate holder. If the payout odds or amounts are not inscribed on the layout, a sign identifying the payout odds or amounts for all permissible wagers shall be posted at each Asia Poker table.

(7) An inscription indicating the payout limit per hand established by the certificate holder under § 575.12(c) (relating to payout odds; payout limitation) or a generic inscription indicating the game is subject to the posted payout limit. If the payout limit is not inscribed on the layout, a sign which sets forth the required information shall be posted at each Asia Poker table.

(c) To determine the starting position for the dealing or delivery of the cards, Asia Poker may be played with:

(1) An Asia Poker shaker, approved by the Bureau of Gaming Operations, which shall be designed and constructed to maintain the integrity of the game. The Asia Poker shaker shall be the responsibility of the dealer, may not be left unattended while at the table and must:

(i) Be capable of housing three dice that when not being shaken shall be maintained within the Asia Poker shaker. Dice that have been placed in an Asia Poker shaker for use in gaming may not remain on a table for more than 24 hours.

(ii) Be designed to prevent the dice from being seen while being shaken.

(iii) Have the name or logo of the certificate holder imprinted or impressed thereon.

(2) A computerized random number generator which must be approved by the Bureau of Gaming Laboratory Operations prior to its use.

(3) A flat button which shall be approved by the Bureau of Gaming Operations prior to its use.

(d) Each Asia Poker table must have a drop box and a tip box attached on the same side of the gaming table as, but on opposite sides of, the dealer and in locations approved by the Bureau of Casino Compliance. The Bureau of Casino Compliance may approve an alternative location for the tip box when a card shuffling device or other table game equipment prevents the placement of the drop box and tip box on the same side of the gaming table as, but on opposite sides of, the dealer.

(e) Each Asia Poker table must have a discard rack securely attached to the top of the dealer's side of the table.

§ 575.3. Cards; number of decks.

(a) Except as provided in subsection (b), Asia Poker shall be played with one deck of cards that are identical in appearance and two cover cards. The deck of cards used to play Asia Poker must include one joker. A certificate holder may use decks that are manufactured with two jokers provided that only one joker is used for gaming.

(b) If an automated card shuffling device is utilized, Asia Poker may be played with two decks of cards in accordance with the following requirements:

(1) The cards in each deck must be of the same design. The backs of the cards in one deck must be of a different color than the cards included in the other deck.

(2) One deck of cards shall be shuffled and stored in the automated card shuffling device while the other deck is being used to play the game.

(3) Both decks of cards shall be continuously alternated in and out of play, with each deck being used for every other round of play.

(4) The cards from only one deck shall be placed in the discard rack at any given time.

(c) The decks of cards used in Asia Ride Poker shall be changed:

(1) At least every 4 hours if the cards are dealt by hand.

(2) At least every 8 hours if the cards are dealt from a manual or automated dealing shoe.

§ 575.4. Opening of the table for gaming.

(a) After receiving one or more decks of cards at the table, the dealer shall inspect the cards for any defects. The floorperson assigned to the table shall verify the inspection.

(b) If the deck of cards used by the certificate holder contains two jokers, the dealer and a floorperson shall ensure that only one joker is utilized and that the other joker is torn in half and placed in the box, envelope or container that the deck came from. After the cards are inspected, the cards shall be spread out face up on the table for visual inspection by the first player to arrive at the table. The cards shall be spread in horizontal fan shaped columns by deck according to suit and in sequence and shall include the one joker.

(c) After the first player is afforded an opportunity to visually inspect the cards, the cards shall be turned face down on the table, mixed thoroughly by a washing of the cards and stacked. Once the cards have been stacked, they shall be shuffled in accordance with § 575.5 (relating to shuffle and cut of the cards; procedures for determining the starting position for dealing cards).

(d) If an automated card shuffling device is utilized and two decks of cards are received at the table, each deck of cards shall be spread for inspection, mixed, stacked and shuffled in accordance with subsections (a)—(c).

(e) If the decks of cards received at the table are preinspected and reshuffled in accordance with § 523.16(u) or (v) (relating to cards; receipt, storage, inspections and removal from use), the requirements in subsections (a)—(d) do not apply.

§ 575.5. Shuffle and cut of the cards; procedures for determining the starting position for dealing cards.

(a) Immediately prior to commencement of play, unless the cards were reshuffled in accordance with § 523.16(u) or (v) (relating to cards; receipt, storage, inspections and removal from use), after each round of play has been completed or when directed by the floorperson or above, the dealer shall shuffle the cards, either manually or by use of an automated card shuffling device, so that the cards are randomly intermixed. Upon completion of the shuffle, the dealer or device shall place the deck of cards in a single stack provided, however, that the certificate holder may use an automated card shuffling device which, upon completion of the shuffling of the cards, inserts the stack of cards directly into a dealing shoe.

(b) After the cards have been shuffled and stacked, the dealer shall:

(1) If the cards were shuffled using an automated card shuffling device, determine the starting position in accordance with subsection (g), then deal the cards in accordance with § 575.8, § 575.9 or § 575.10 (relating to procedures for dealing the cards from a manual dealing shoe; procedures for dealing the cards from the hand; and procedures for dealing the cards from an automated dealing shoe).

(2) If the cards were shuffled manually or were reshuffled, cut the cards in accordance with subsection (c).

(c) If a cut of the cards is required, the dealer shall place the cover card in the stack at least ten cards in from the top of the stack. Once the cover card has been inserted, the dealer shall take all cards above the cover card and the cover card and place them on the bottom of the stack. The stack of cards shall then be inserted into the dealing shoe for commencement of play. The dealer shall then determine the starting position in accordance with subsection (g), and deal the cards in accordance with § 575.8, § 575.9 or § 575.10.

(d) After the cards have been cut and before any cards have been dealt, a floorperson or above may require the cards to be recut if the floorperson determines that the cut was performed improperly or in any way that might affect the integrity or fairness of the game.

(e) If there is no gaming activity at an Asia Poker table which is open for gaming, the cards shall be removed from the dealing shoe and discard rack and spread out on the table face down unless a player requests that the cards be spread face up on the table. After the first player arriving at the table is afforded an opportunity to visually inspect the cards, the procedures in § 575.4(c) (relating to opening of the table for gaming) and this section shall be completed.

(f) In lieu of the dealing and shuffling requirements in this section, a certificate holder may utilize a dealing shoe or other device designed to automatically reshuffle

the cards provided that the device and the procedures for dealing and shuffling the cards through use of this device are approved by the Bureau of Gaming Laboratory Operations.

(g) To determine the starting position for the dealing of cards, the certificate holder shall use one of the following:

(1) An Asia Poker shaker in accordance with the following procedures:

(i) The dealer shall shake the Asia Poker shaker at least three times to cause a random mixture of the dice.

(ii) The dealer shall then remove the lid covering the Asia Poker shaker and place the uncovered shaker on the designated area of the table layout. The dealer shall then total the dice and announce the total.

(iii) To determine the starting position, the dealer shall count each betting position in order, regardless of whether there is a wager at the betting position, beginning with the dealer as number one and continuing around the table in a counterclockwise manner, until the count matches the total of the three dice.

(iv) After the dealing procedures required under § 575.8, § 575.9 or § 575.10 have been completed, the dealer shall place the cover on the Asia Poker shaker and shake the shaker once. The Asia Poker shaker shall then be placed to the right of the dealer.

(2) A computerized random number generator to select and display a number from 1 to 7. To determine the starting position, the dealer shall count each betting position in order, regardless of whether there is a wager at the betting position, beginning with the dealer as number one and continuing around the table in a counterclockwise manner, until the count matches the number displayed by the random number generator.

(3) If an automated card shuffling device and dealing shoe are used under § 575.10, a flat button to indicate the starting position. At the commencement of play, the button shall be placed in front of the dealer. Thereafter, the button shall rotate around the table in a clockwise manner after each round of play.

(h) After the starting position for a round of play has been determined, a certificate holder may mark that position with an additional cover card or similar object approved by the Bureau of Gaming Operations.

§ 575.6. Asia Poker rankings.

(a) The rank of the cards used in Asia Poker, in order of highest to lowest, shall be: ace, king, queen, jack, 10, 9, 8, 7, 6, 5, 4, 3 and 2. Notwithstanding the foregoing, an ace may be used to complete a straight flush or a straight formed with a 2, 3 and 4 but may not be combined with any other sequence of cards (for example: queen, king, ace and 2). The joker shall be used and ranked as an ace or may be used as any card to complete a straight, a flush, a straight flush or a royal flush.

(b) The permissible poker hands at the game of Asia Poker, in order of highest to lowest rank, shall be:

(1) Four aces, which is a high hand consisting of four aces or three aces and a joker.

(2) A royal flush, which is a high hand consisting of an ace, king, queen and jack of the same suit.

(3) A straight flush, which is a high hand consisting of four cards of the same suit in consecutive ranking, with ace, 2, 3 and 4 being the highest ranking straight flush; king, queen, jack and 10 being the second highest ranking straight flush; and 2, 3, 4 and 5 being the lowest ranking

straight flush. The certificate holder may, if specified in its Rules Submission under § 521.2 (relating to table games Rules Submissions), specify that a straight flush formed with an ace, 2, 3 and 4 of the same suit is the lowest ranking straight flush.

(4) A four-of-a-kind, which is a high hand consisting of four cards of the same rank, with four kings being the highest ranking four-of-a-kind and four 2s being the lowest ranking four-of-a-kind.

(5) A flush, which is a high hand consisting of four cards of the same suit. When comparing two flushes, the provisions in subsection (c) shall be applied.

(6) A straight, which is a high hand consisting of four cards of consecutive rank, regardless of suit, with an ace, king, queen and jack being the highest ranking straight; an ace, 2, 3 and 4 being the second highest ranking straight; and a 2, 3, 4 and 5 being the lowest ranking straight. The certificate holder may, if specified in its Rules Submission under § 521.2, specify that a straight formed with an ace, 2, 3 and 4, regardless of suit, is the lowest ranking straight.

(7) A three-of-a-kind, which is a high hand containing three cards of the same rank, with three aces being the highest ranking three-of-a-kind and three 2s being the lowest ranking three-of-a-kind.

(8) Two pair, which is a high hand containing two pairs, with two aces and two kings being the highest ranking two pair hand and two 3s and two 2s being the lowest ranking two pair hand.

(9) A pair, which is either a high hand or a low hand consisting of two cards of the same rank, with two aces being the highest ranking pair and two 2s being the lowest ranking pair.

(c) When comparing two high hands, two medium hands or two low hands that are of identical hand rank under subsection (b), or contain none of the hands in subsection (b), the hand that contains the highest ranking card under subsection (a), which is not in the other hand, shall be considered the higher ranking hand. If the two hands are of identical rank after the application of this section, the hands shall be considered a copy.

(d) If the certificate holder offers the optional Bonus Wager under § 575.7(e) (relating to wagers), the following hands shall be used to determine the amount of the bonus payout to a winning player:

(1) A three-of-a-kind and four 8s.

(2) Five aces, which is a hand consisting of four aces and a joker.

(3) A royal flush, which is a hand consisting of an ace, king, queen, jack and 10 of the same suit.

(4) A natural straight flush, which is a hand consisting of five cards of the same suit in consecutive rank with no joker.

(5) A straight flush with a joker, which is a hand consisting of five cards of the same suit in consecutive rank, one of which is a joker.

(6) A four-of-a-kind, which is a hand consisting of four cards of the same rank regardless of suit.

(7) A 9-high, which is a seven-card hand that contains a 9, 8, 7, 6, 4, 3 and 2 or a 9, 8, 7, 5, 4, 3 and 2.

(8) A full house, which is a hand consisting of a three-of-a-kind and a pair.

(9) A flush, which is a hand consisting of five cards of the same suit.

(10) A three-of-a-kind, which is a hand containing three cards of the same rank regardless of suit.

(11) A straight, which is a hand consisting of five cards of consecutive rank, regardless of suit.

§ 575.7. Wagers.

(a) Wagers at Asia Poker shall be made by placing value chips or plaques on the appropriate areas of the Asia Poker layout. Verbal wagers accompanied by cash may not be accepted.

(b) Only players who are seated at an Asia Poker table may wager at the game. Once a player has placed a wager and received cards, that player shall remain seated until the completion of the round of play. If a player leaves the table during a round of play, any wagers made by the player may be considered abandoned and may be treated as losing wagers.

(c) All wagers at Asia Poker must be placed prior to the dealer announcing “no more bets” in accordance with the dealing procedures in § 575.8, § 575.9 or § 575.10 (relating to procedures for dealing the cards from a manual dealing shoe; procedures for dealing the cards from the hand; and procedures for dealing the cards from an automated dealing shoe). A wager may not be made, increased or withdrawn after the dealer has announced “no more bets.”

(d) To participate in a round of play and compete against the dealer’s high hand, medium hand and low hand, a player shall place an Asia Poker Wager.

(e) A certificate holder may, if specified in its Rules Submission under § 521.2 (relating to table games Rules Submissions), offer to each player who placed an Asia Poker Wager, the option of placing a Bonus Wager that the seven cards dealt to the player will form a hand with a rank of 9-high or better as described in § 575.6(d) (relating to Asia Poker rankings).

(f) A certificate holder may, if specified in its Rules Submission under § 521.2, permit a player to wager on two adjacent betting areas at an Asia Poker table. If a certificate holder permits a player to wager on adjacent betting areas, the cards dealt to each betting area shall be played separately. If the two wagers are not equal, the player shall set the hand with the larger wager before ranking and setting the other hand. If the amounts wagered are equal, each hand shall be played separately in a counterclockwise rotation with the first hand being ranked and set before the player proceeds to rank and set the second hand. Once a hand has been ranked, set and placed face down on the layout, the hands may not be changed.

§ 575.8. Procedures for dealing the cards from a manual dealing shoe.

(a) If a manual dealing shoe is used, the dealing shoe must be located on the table in a location approved by the Bureau of Casino Compliance. Once the procedures required under § 575.5 (relating to shuffle and cut of the cards; procedures for determining the starting position for dealing cards) have been completed, the stacked deck of cards shall be placed in the dealing shoe either by the dealer or by an automated card shuffling device.

(b) Prior to dealing any cards, the dealer shall announce “no more bets” and use one of the procedures authorized under § 575.5(g) to determine the starting position for dealing the cards.

(c) The dealer shall then deal the first card to the starting position as determined in subsection (b) and, continuing around the table in a clockwise manner, deal one card at a time to all other positions, regardless of whether there is a wager at the position, and the dealer, until each position and the dealer has seven cards. Each card dealt shall be removed from the dealing shoe with the hand of the dealer that is closest to the dealing shoe and placed face down on the appropriate area of the layout with the opposite hand.

(d) After seven cards have been dealt to each position and the dealer, the dealer shall remove the stub from the manual dealing shoe and determine whether four cards are left by spreading them face down on the layout. The four cards that remain may not be exposed to anyone and shall be placed in the discard rack.

(e) If more or less than four cards remain, the dealer shall determine if the cards were misdealt. If the cards were misdealt (a player position or the dealer has more or less than seven cards), all hands shall be void and all wagers shall be returned to the players. If the cards were not misdealt, all hands shall be void, all wagers shall be returned to the players and the entire deck of cards shall be removed from the table.

(f) If the dealer determines the cards were dealt properly, the dealer shall collect any stacks dealt to a position where there was no wager and place them in the discard rack without exposing the cards.

§ 575.9. Procedures for dealing the cards from the hand.

(a) If the cards are dealt from the dealer’s hand, the following requirements shall be observed:

(1) An automated shuffling device shall be used to shuffle the cards.

(2) After the procedures required under § 575.5 (relating to shuffle and cut of the cards; procedures for determining the starting position for dealing cards) have been completed, the dealer shall place the deck of cards in either hand. After the dealer has chosen the hand in which to hold the cards, the dealer shall continue to use that hand when holding the cards during that round of play. The cards held by the dealer shall be kept over the table inventory container and in front of the dealer at all times.

(3) Prior to dealing any cards, the dealer shall announce “no more bets” and use one of the procedures authorized under § 575.5(g) to determine the starting position for dealing the cards. The dealer shall deal each card by holding the deck of cards in the chosen hand and shall use the other hand to remove the top card of the deck and place it face down on the appropriate area of the layout.

(b) The dealer shall then deal the first card to the starting position as determined in subsection (a) and, continuing around the table in a clockwise manner, deal one card at a time to all other positions, regardless of whether there is a wager at the position, and the dealer, until each position and the dealer has seven cards.

(c) After seven cards have been dealt to each position and the dealer, the dealer shall determine whether four cards are left by spreading them face down on the layout. The four cards that remain may not be exposed to anyone and shall be placed in the discard rack.

(d) If more or less than four cards remain, the dealer shall determine if the cards were misdealt. If the cards

were misdealt (a player position or the dealer has more or less than seven cards), all hands shall be void and all wagers shall be returned to the players. If the cards were not misdealt, all hands shall be void, all wagers shall be returned to the players and the entire deck of cards shall be removed from the table.

(e) If the dealer determines the cards were dealt properly, the dealer shall collect any stacks dealt to a position where there was no wager and place them in the discard rack without exposing the cards.

§ 575.10. Procedures for dealing the cards from an automated dealing shoe.

(a) If the cards are dealt from an automated dealing shoe, the following requirements shall be observed:

(1) After the procedures under § 575.5 (relating to shuffle and cut of the cards; procedures for determining the starting position for dealing cards) have been completed, the cards shall be placed in the automated dealing shoe.

(2) Prior to the shoe dispensing any stacks of cards, the dealer shall announce "no more bets" and use one of the procedures authorized under § 575.5(g) to determine the starting position for dealing the cards.

(b) After the starting position for delivering the cards has been determined, the dealer shall deliver the first stack of cards dispensed by the automated dealing shoe face down to that position. As the remaining stacks are dispensed to the dealer by the automated dealing shoe, the dealer shall, moving clockwise around the table, deliver a stack face down to each of the other positions, regardless of whether there is a wager at the position, and the dealer.

(c) After seven cards have been dispensed and delivered to each position and the dealer, the dealer shall remove the remaining cards from the shoe and determine whether four cards are left by spreading them face down on the layout. The four cards that remain may not be exposed to anyone and shall be placed in the discard rack.

(d) If more or less than four cards remain, the dealer shall determine if the cards were misdealt. If the cards were misdealt (a player position or the dealer has more or less than seven cards), all hands shall be void and all wagers shall be returned to the players. If the cards were not misdealt, all hands shall be void, all wagers shall be returned to the players and the entire deck of cards shall be removed from the table.

(e) If the dealer determines the cards were dealt properly, the dealer shall collect any stacks dealt to a position where there was no wager and place them in the discard rack without exposing the cards.

§ 575.11. Procedures for completion of each round of play.

(a) After the dealing procedures required under § 575.8, § 575.9 or § 575.10 (relating to procedures for dealing the cards from a manual dealing shoe; procedures for dealing the cards from the hand; and procedures for dealing the cards from an automated dealing shoe) have been completed, each player shall examine his cards subject to the following limitations:

(1) Each player who wagers at an Asia Poker table shall be responsible for setting his own hands and no person other than the dealer and the player to whom the cards were dealt may touch the cards of that player. If a player requests assistance in the setting of his hands, the dealer shall inform the player of the manner in which the

certificate holder requires the hands of the dealer to be set in accordance with the certificate holder's Rules Submission under § 521.2 (relating to table games Rules Submissions).

(2) Each player shall keep his seven cards in full view of the dealer at all times.

(3) Once each player has set his three hands and placed them face down on the appropriate area of the layout, the player may not touch the cards again.

(b) Each player shall set his hands by arranging the cards into a high hand, a medium hand and a low hand. When setting the three hands, the four-card high hand must be higher in rank than the two-card medium hand and the medium hand must be higher in rank than the one-card low hand. For example, if the two-card medium hand contains a pair of sevens, the four-card high hand must contain at least a pair of sevens and the two remaining cards.

(c) After all players have set their hands and placed the cards on the table, the seven cards of the dealer shall be turned over and the dealer shall set his hands by arranging the cards into a high hand, medium hand and low hand. The certificate holder shall specify in its Rules Submission under § 521.2 the manner in which the hands of the dealer shall be set. The dealer shall then place the three hands face up on the appropriate area of the layout.

(d) Unless a player has placed an optional Bonus Wager in accordance with § 575.7(e) (relating to wagers), a player may surrender his wager after the hands of the dealer have been set. The player shall announce his intention to surrender prior to the dealer exposing any of the three hands of that player as provided in subsection (e). Once the player has announced his intention to surrender, the dealer shall immediately collect the Asia Poker Wager from that player and collect the seven cards dealt to that player without exposing the cards to anyone at the table. The dealer shall verify that seven cards were collected by counting them face down on the layout prior to placing them in the discard rack.

(e) After the dealer has set a high hand, medium hand and a low hand, the dealer shall reveal all three hands of each player, beginning with the player farthest to the dealer's right and continuing around the table in a counterclockwise direction. The dealer shall compare the high, medium and low hand of each player to the high, medium and low hand of the dealer and shall announce if the Asia Poker Wager of that player wins or loses.

(f) An Asia Poker Wager will:

(1) Lose and will immediately be collected if:

(i) Any two of the player's three hands are identical or lower in rank than the dealer's corresponding hands.

(ii) Any one of the player's three hands is identical in rank to the corresponding hand of the dealer and one of the player's remaining hands is lower in rank than the dealer's corresponding hand.

(iii) The high hand of the player was not set so as to rank higher than the medium hand of that player.

(iv) The medium hand of the player was not set so as to rank higher than the low hand of that player.

(v) The three hands of the player were not otherwise set correctly in accordance with this chapter.

(2) Win if any two of the player's three hands are higher in rank than the dealer's corresponding hands.

The dealer shall pay the winning Asia Poker Wager in accordance with the payout odds in § 575.12(a) (relating to payout odds; payout limitation).

(g) Except as provide in subsection (h), after settling the player's Asia Poker Wager, the dealer shall place the cards of the player in the discard rack.

(h) If a player placed a Bonus Wager, after settling the player's Asia Poker Wager, the dealer shall rearrange the seven cards of any player and form the highest ranking hand and shall be responsible for creating the hand for purposes of the Bonus Wager. If a player:

(1) Does not have a 9-high or better, as described in § 575.6(d) (relating to Asia Poker rankings), the dealer shall collect the Bonus Wager and place the cards of the player in the discard rack.

(2) Has a 9-high or better, the dealer shall pay the winning Bonus Wager in accordance with § 575.12(b) and place the cards of the player in the discard rack.

(i) All cards removed from the table shall be placed in the discard rack in a manner that permits the reconstruction of each hand in the event of a question or dispute.

§ 575.12. Payout odds; payout limitation.

(a) A certificate holder shall pay each winning Asia Poker Wager at odds of 1 to 1.

(b) The certificate holder shall pay out winning Bonus Wagers at the odds in one of the following paytables selected by the certificate holder in its Rules Submission filed in accordance with § 521.2 (relating to table games Rules Submissions):

<i>Hand</i>	<i>Paytable A</i>	<i>Paytable B</i>	<i>Paytable C</i>
Three-of-a-kind and four 8s	5,000 to 1	5,000 to 1	5,000 to 1
Five aces	800 to 1	800 to 1	800 to 1
Royal flush	200 to 1	200 to 1	200 to 1
Natural straight flush	80 to 1	50 to 1	50 to 1
Straight flush with joker	40 to 1	40 to 1	40 to 1
Four-of-a-kind	30 to 1	30 to 1	25 to 1
9-high	10 to 1	10 to 1	10 to 1
Full house	5 to 1	5 to 1	5 to 1
Flush	4 to 1	4 to 1	4 to 1
Three-of-a-kind	3 to 1	3 to 1	3 to 1
Straight	2 to 1	2 to 1	2 to 1

(c) Notwithstanding the payout odds in subsections (a) and (b), a certificate holder may, in its Rules Submission under § 521.2, establish a maximum amount that is payable to a player on a single hand. The maximum payout amount shall be at least \$50,000 or the maximum amount that one player could win per round when betting the minimum permissible wager, whichever is greater.

§ 575.13. Irregularities; invalid roll of dice.

(a) If the dealer uncovers the Asia Poker shaker and all three dice do not land flat on the bottom of the shaker, the dealer shall call a "no roll" and reshake the dice.

(b) If the dealer uncovers the Asia Poker shaker and a die or dice fall out of the shaker, the dealer shall call a "no roll" and reshake the dice.

(c) If the dealer incorrectly totals the dice and deals the first card to the wrong position, all hands shall be void, all wagers shall be returned to the players and the cards shall be reshuffled.

(d) If the dealer exposes any of the cards dealt to a player, the player may void the hand. The player shall make the decision to either play out the hand or to void the hand without looking at the unexposed cards.

(e) If a card or cards in the dealer's hand are exposed, all hands shall be void, all wagers shall be returned to the players and the cards shall be reshuffled.

(f) A card that is found face up in the shoe or the deck while the cards are being dealt shall not be used in that round of play and shall be placed in the discard rack. If more than one card is found face up in the shoe or the deck during the dealing of the cards, all hands shall be void, all wagers shall be returned to the players and the cards shall be reshuffled.

(g) A card drawn in error without its face being exposed shall be used as though it were the next card from the shoe.

(h) If any player or the dealer is dealt an incorrect number of cards, all hands shall be void, all wagers shall be returned to the players and the cards shall be reshuffled.

(i) If the dealer does not set his hands in the manner in which the certificate holder requires the hands of the dealer to be set, the hands shall be reset in accordance with the certificate holder's Rules Submission and the round of play shall be completed.

(j) If a card is exposed while the dealer is dealing the seven stacks in accordance with § 575.9 (relating to procedures for dealing the cards from the hand), all wagers shall be returned to the players and the cards shall be reshuffled.

(k) If any player position or the dealer is dealt an incorrect number of cards, all hand shall be void, all wagers shall be returned to the players and the cards shall be reshuffled.

(l) If an automated card shuffling device is being used and the device jams, stops shuffling during a shuffle or fails to complete a shuffle cycle, the cards shall be reshuffled.

(m) If an automated dealing shoe is being used and the device jams, stops dealing cards or fails to deal all cards during a round of play, the round of play shall be void, all wagers shall be returned to the players and the cards shall be removed from the device and reshuffled with any cards already dealt.

(n) If an automated shuffling device or automated dealing shoe malfunctions and cannot be used, the automated card shuffling device or automated dealing shoe must be covered or have a sign indicating that the automated shuffling device or automated dealing show is out of order placed on the device before any other method of shuffling or dealing may be utilized at that table.

[Pa.B. Doc. No. 11-1690. Filed for public inspection September 30, 2011, 9:00 a.m.]

PROPOSED RULEMAKINGS

SUSQUEHANNA RIVER BASIN COMMISSION

Review and Approval of Projects; Extension of Comment Period

Summary: The purpose of this notice is to inform the public of an extension of the comment period for proposed rules of the Susquehanna River Basin Commission (Commission) as published in the *Federal Register* of July 13, 2011.

Dates: The deadline extension of the public comment period is November 10, 2011. Comments on the abovementioned proposed rules may be submitted to the Commission on or before November 10, 2011.

Addresses: Address all comments to Richard A. Cairo, General Counsel, Susquehanna River Basin Commission, 1721 North Front Street, Harrisburg, PA 17102-2391 or by e-mail to rcairo@srbc.net.

For Further Information Contact: Richard A. Cairo, General Counsel, telephone: (717) 238-0423, ext. 306; fax: (717) 238-2436; e-mail: rcairo@srbc.net. Also, for further information on the proposed rules, visit the Commission's web site at <http://www.srbc.net>.

Supplementary Information: The public is hereby advised that, at its regular business meeting on September 15, 2011, in Milford, New York, the Commission extended to November 10, 2011, the written comment deadline for proposed rules that appeared in 76 FR 134, July 13, 2011, pages 41154—41157. This action to extend the public comment period and delay action on the proposed rules is based on the level of public interest indicated in the comments received thus far by the Commission.

Authority: Pub. L. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806, 807, and 808.

Dated: September 20, 2011.

THOMAS W. BEAUDUY,
Deputy Executive Director

(Editor's Note: See 41 Pa.B. 3987 (July 23, 2011) for the text of the proposed rulemaking.)

[Pa.B. Doc. No. 11-1691. Filed for public inspection September 30, 2011, 9:00 a.m.]

NOTICES

DEPARTMENT OF BANKING

Actions on Applications

The Department of Banking (Department), under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending September 13, 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

Conversions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
9-12-2011	<p><i>From:</i> William Penn Bank, FSB Levittown Bucks County</p> <p><i>To:</i> William Penn Bank Levittown Bucks County</p> <p>Application for approval to convert from a Federal stock savings bank to State-chartered stock savings bank.</p>	Filed

Holding Company Acquisitions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
9-12-2011	<p>Customers Bancorp, Inc. Phoenixville Chester County</p> <p>Application for approval to acquire 100% of Berkshire Bancorp, Inc., Wyomissing and thereby indirectly acquire 100% of Berkshire Bank, Wyomissing.</p>	Approved

Consolidations, Mergers, and Absorptions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
9-12-2011	<p>Customers Bank Phoenixville Chester County</p> <p>Approval to merge Customers Bank, Phoenixville, with and into New Century Interim Bank, Phoenixville, with a change in corporate title to Customers Bank. The merger will facilitate the proposed reorganization of Customers Bank into a bank holding company structure whereby Customers Bank will become the wholly-owned subsidiary of Customers Bancorp, Inc., a new holding company in formation.</p>	Approved
9-12-2011	<p>Customers Bank Phoenixville Chester County</p> <p>Application for approval to merge Berkshire Bank, Wyomissing, with and into Customers Bank, Phoenixville.</p>	Approved

Branch Applications

Branch Relocations

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
9-13-2011	<p>Northwest Savings Bank Warren Warren County</p>	<p><i>To:</i> 2200 South Atherton Drive State College Centre County</p>	Filed

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
		<i>From:</i> 611 University Drive State College Centre College	

Branch Discontinuances

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
9-6-2011	Northwest Savings Bank Warren Warren County	104 North Centre Street Pottsville Schuylkill County	Approved

Articles of Amendment

<i>Date</i>	<i>Name and Location of Institution</i>	<i>Action</i>
9-13-2011	Marion Center Bank Marion Center Indiana County	Approved and Effective

Amend and Restate the Bank's Articles of Incorporation and thereby change the principal place of business from Main Street, Marion Center, Indiana County, Pennsylvania to 1271 Indian Springs Road, Indiana County, Indiana, Pennsylvania. The Bank would also like to amend the previous Articles of Conversion into the format of Amended and restated Articles of Incorporation.

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. 11-1692. Filed for public inspection September 30, 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

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>
PA0061565 (Sewage)	Chestnut Lake Camp, dba KyMac LLC 1714 Wantagh Ave Wantagh, NY 11793-3904	Wayne County Berlin Township	Unnamed Tributary to Beach Lake (01A)	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>
PA0248223 (Sew)	Douglas Elsasser 83 Douglas Drive Cocolamus, PA 17014	Juniata County / Fayette Township	UNT Cocolamu Creek / 12-C	Y
PA0261602 (Sew)	John P. McDermott 7269 Union Deposit Road Hummelstown, PA 17036	Dauphin County / South Hanover Township	UNT Swatara Creek / 7-D	Y
PA0259951 (Sew)	Jody O. Bradley 3143 Schellsburg Road Claysburg, PA 16625	Blair County / Greenfield Township	UNT to Smokey Run / 11-A	Y
PA0247511 (CAFO)	Carl G. & John G. Myer 292 Elm Road Lititz, PA 17543	Lancaster County / Penn Township	UNT Chickies Creek / 7-G	Y
PA0080489 (Sew)—transfer	Liberty Truckstop, Inc. (New Buffalo Restaurant) PO Box 239 Harford, PA 18823	Perry County / Watts Township	Susquehanna River / 6-C	Y
PA0259942 (Sew)	Steven E. Nye 38 Harmon Road Newburg, PA 17240	Cumberland County / Upper Mifflin Township	Three Square Hollow Run / 7-B	Y
PA0085723, Transfer #1	SYC WWTP LP (Exit II Land Venture Industrial Park) 93 Hillside Drive Steamboat Springs, CO 80487	York County / Springfield Township	Seaks Run / 7-H	

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

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

PA0053449, Sewage, SIC Code 4952, **Birmingham Township**, 1040 West Street Road, West Chester, PA 19382-8012. Facility Name: Birmingham Township STP. This existing facility is located in Birmingham Township, **Chester 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), Radley Run, is located in State Water Plan watershed 3-H and is classified for Warm Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.15 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Weekly Average	Average Monthly	Average Monthly	Daily Maximum	Instant. Maximum
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX Daily Max	6.0 Min	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0 Min	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.06	XXX	0.19
CBOD ₅						
May 1 - Oct 31	18.8	28.2	15	23	XXX	30
Nov 1 - Apr 30	31	47	25	38	XXX	50
Total Suspended Solids	38	57	30	45	XXX	60
Fecal Coliform (CFU/100 ml)				Wkly Avg		
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1000
Oct 1 - Apr 30	XXX	XXX	XXX	200	XXX	1000
Total Nitrogen (Years 1-4)	Report	XXX	XXX	Report	XXX	XXX
Total Nitrogen (Year 5)	12.5	XXX	XXX	10.0	XXX	XXX
Ammonia-Nitrogen						
May 1 - Oct 31	1.9	XXX	XXX	1.5	XXX	3.0
Nov 1 - Apr 30	5.7	XXX	XXX	4.5	XXX	9.0
Total Phosphorus	2.5	XXX	XXX	2.0	XXX	4.0

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

The EPA Waiver is not in effect.

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

PA0020591, Sewage, SIC Code 4952, **Mt Gretna Authority**, 101 Chautauqua Drive PO Box 322, Mount Gretna, PA 17064. Facility Name: Mt Gretna STP. This existing facility is located in South Londonderry Township, **Lebanon 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), Conewago Creek, is located in State Water Plan watershed 7-G and is classified for Trout Stocking, Migratory Fish, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.20 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Weekly Average	Instant. Maximum
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

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Instant. Maximum</i>
CBOD ₅						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
CBOD ₅	42	67	XXX	25	40	50
Total Suspended Solids	50	Wkly Avg 75	XXX	30	45	60
Total Suspended Solids		Wkly Avg				
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
Ammonia-Nitrogen						
May 1 - Oct 31	6.7	XXX	XXX	4.0	XXX	8.0
Nov 1 - Apr 30	20	XXX	XXX	12	XXX	24
Total Phosphorus	Report	XXX	XXX	XXX	XXX	XXX
Total Phosphorus	XXX	1,217	XXX	XXX	XXX	XXX
Total Phosphorus		Total Annual				
Dissolved Copper	XXX	XXX	XXX	Report	XXX	XXX
Instream Monitoring	XXX	XXX	XXX	Report	XXX	XXX
Dissolved Copper	XXX	XXX	XXX	Report	XXX	XXX
Total Copper	XXX	XXX	XXX	Report	XXX	XXX
Total Copper						
Instream Monitoring	XXX	XXX	XXX	Report	XXX	XXX
Hardness, Total (as CaCO ₃)						
Instream Monitoring	XXX	XXX	XXX	Report	XXX	XXX
Hardness, Total (as CaCO ₃)	XXX	XXX	XXX	Report	XXX	XXX

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

The EPA Waiver is not in effect.

PA0086673, Sewage, SIC Code 4952, **Marklesburg Borough Authority Huntingdon County**, PO Box 24, James Creek, PA 16657. Facility Name: Marklesburg STP. This existing facility is located in Marklesburg Borough, **Huntingdon County**.

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

The receiving stream(s), Unnamed Tributary to Raystown Branch Juniata River, is located in State Water Plan watershed 11-D 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 0.0315 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
CBOD ₅	6.6	10.5	XXX	25	40	50
BOD ₅		Wkly Avg				
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	7.9	11.8	XXX	30	45	60
Total Suspended Solids		Wkly Avg				
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	2000 Geo Mean	XXX	10,000

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Instant. Maximum</i>
Ammonia-Nitrogen						
May 1 - Oct 31	1.6	XXX	XXX	6.0	XXX	12.0
Nov 1 - Apr 30	4.7	XXX	XXX	18.0	XXX	36.0
Total Phosphorus	0.5	XXX	XXX	2.0	XXX	4.0

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

The EPA Waiver is in effect.

PA0038920 A-1, Sewage, SIC Code 4952, **Burnham Borough Authority**, 200 1st Avenue, Burnham, PA 17009-1640. Facility Name: Burnham Borough STP. This existing facility is located in Burnham Borough, **Mifflin County**.

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

The receiving stream(s), Kishacoquillas Creek, is located in State Water Plan watershed 12-A and is classified for High Quality Waters—Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.64 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine (Interim)	XXX	XXX	XXX	1.5	XXX	2.5
Total Residual Chlorine (Final)	XXX	XXX	XXX	0.5	XXX	1.6
CBOD ₅	188	300	XXX	25	40	50
BOD ₅						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	225	338	XXX	30	45	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	XXX
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2,000	XXX	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	XXX	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen	Report	XXX	XXX	XXX	XXX	XXX
Total Nitrogen	Total Mo XXX	Report Total Annual	XXX	XXX	XXX	XXX
Total Nitrogen Effluent Net	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Nitrogen Effluent Net (Interim)	XXX	Report Total Annual	XXX	XXX	XXX	XXX
Total Nitrogen Effluent Net (Final)	XXX	11,689 Total Annual	XXX	XXX	XXX	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	Report	XXX	50
Ammonia-Nitrogen	Report	XXX	XXX	XXX	XXX	XXX
Ammonia-Nitrogen	Total Mo XXX	Report Total Annual	XXX	XXX	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen	Report Total Mo	XXX	XXX	XXX	XXX	XXX

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Weekly Average	Minimum	Average Monthly	Weekly Average	Instant. Maximum
Total Phosphorus	XXX	XXX	XXX	Report	XXX	4.0
Total Phosphorus	Report	XXX	XXX	XXX	XXX	XXX
Total Phosphorus	XXX	Report	XXX	XXX	XXX	XXX
Total Phosphorus Effluent Net	Report	XXX	XXX	XXX	XXX	XXX
Total Phosphorus Effluent Net (Interim)	XXX	Report	XXX	XXX	XXX	XXX
Total Phosphorus Effluent Net (Final)	XXX	1,559	XXX	XXX	XXX	XXX

The permit is being amended to reflect changes in the compliance schedule regarding Part II submission and awarding of construction contracts. The compliance date for obtaining final effluent limits will remain the same.

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

PA0047228, Sewage, **Pennsbury Village Borough, Allegheny County**, 1043 Pennsbury Boulevard, Pittsburgh, PA 15205-1643. Facility Name: Pennsbury Village. This existing facility is located in Pennsbury Village Borough, **Allegheny County**.

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

The receiving stream(s), Unnamed Tributary of Campbells Run, is located in State Water Plan watershed 20-F 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 0.17 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Weekly Average	Minimum	Average Monthly	Weekly Average	Instant. Maximum
Flow (MGD)	0.170	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	1.0	XXX	3.3
CBOD ₅	35.5	53.2	XXX	25	37.5	50
Total Suspended Solids	42.6	63.8	XXX	30	45	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2000	XXX	10000
				Geo Mean		

The EPA Waiver is in effect.

PA0028410, Municipal Authority of the Borough of Baden, PO Box 143, 149 State Street, Baden PA 15005. Facility Name: Baden STP. This existing facility is located in Baden Borough, **Beaver 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, Ohio River, is located in State Water Plan Watershed 20-G and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 1.5 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Weekly Average	Minimum	Average Monthly	Weekly Average	Instant. Maximum
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.6
CBOD ₅	313	475	XXX	25	38	50
Total Suspended Solids	375	563	XXX	30	45	60
Fecal Coliform (CFU/100 ml)						
May 1 - Oct 31	XXX	XXX	XXX	200	XXX	400
Nov 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2000	XXX	10000
				Geo Mean		

Outfall 011 authorizes a discharge of uncontaminated storm water from the areas around the treatment plant to the receiving waters known as Tevebau Run. This storm water discharge shall meet the requirements in the NPDES Permit, Part C, Requirements Applicable to Storm Water Outfalls.

The first three years of the renewal permit include quarterly monitoring requirements for certain nutrients (nitrogen and phosphorus components) for Outfall 001. This is in accordance with Ohio River Valley Water Sanitation Commission's (ORSANCO's) recent meeting in which the Commission states, including Pennsylvania, agreed to include said monitoring in the NPDES permits for all major discharges of 1 million gallons per day (mgd) or greater to the Ohio River.

The EPA Waiver is not in effect.

PA0217131, Sewage, **Indiana County Municipal Services Authority**, 602 Kolter Drive, Indiana, PA 15701. Facility Name: Rossiter STP. This existing facility is located in Canoe 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), Unnamed Tributary of Canoe Creek, is located in State Water Plan watershed 17-D and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.098 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Average Weekly	Instant. Maximum
Flow (MGD)	0.098	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	4.0	XXX	XXX	XXX
CBOD ₅	20.4	XXX	XXX	25	XXX	50
Total Suspended Solids	24.5	XXX	XXX	30	XXX	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2000	XXX	10000
				Geo Mean		
Ammonia-Nitrogen						
May 1 - Oct 31	4.1	XXX	XXX	5.0	XXX	10.0
Nov 1 - Apr 30	12.3	XXX	XXX	15.0	XXX	30.0

The EPA Waiver is in effect.

Northwest Regional Office: Regional Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, Telephone: 814.332.6942.

PA0263877, SIC Code 4941, **Jay Township Water Authority Elk County**, 49 Kennedy Street, Byrnedale, PA 15827. Facility Name: Jay Township Water Authority WTP. This proposed facility is located in Jay Township, **Elk County**.

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

The receiving stream, Kersey Run, is located in State Water Plan watershed 8-A 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 0.0167 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.6
Total Suspended Solids	XXX	XXX	XXX	30	60	75
Total Aluminum	XXX	XXX	XXX	4	8	10
Total Iron	XXX	XXX	XXX	2	4	5
Total Manganese	XXX	XXX	XXX	1	2	2.5

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

- Chlorine Minimization
- Chemical Additives
- Solids Disposal
- Electronic DMR submission requirement

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.

PA0104442, Sewage, SIC Code 4952, **Breakneck Creek Regional Authority**, PO Box 1180, Mars, PA 16046-1180. Facility Name: Breakneck Creek STP. This existing facility is located in Adams Township, **Butler 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, the Breakneck Creek, is located in State Water Plan watershed 20-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 3.0 MGD.

<i>Parameters</i>	<i>Mass (lbs/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	6	XXX	XXX	XXX
CBOD ₅						
May 1 - Oct 31	250	375	XXX	10	15	20
CBOD ₅						
Nov 1 - Apr 30	375	575	XXX	15	23	30
Total Suspended Solids	751	1,126	XXX	30	45	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2,000	XXX	Geo Mean 10,000
UV Intensity ($\mu\text{w}/\text{cm}^2$)	XXX	XXX	XXX	Geo Mean Report Avg	XXX	Geo Mean XXX
Ammonia-Nitrogen						
May 1 - Oct 31	37.5	XXX	XXX	1.5	XXX	3
Nov 1 - Apr 30	82.6	XXX	XXX	3.3	XXX	6.6
Total Phosphorus	50	XXX	XXX	2	XXX	4
Total Copper						
INTERIM	XXX	XXX	XXX	Report	XXX	Report
FINAL	XXX	XXX	XXX	0.016	XXX	0.032
Total Lead						
INTERIM	XXX	XXX	XXX	Report	XXX	Report
FINAL	XXX	XXX	XXX	0.068	XXX	0.136
Total Zinc						
INTERIM	XXX	XXX	XXX	Report	XXX	Report
FINAL	XXX	XXX	XXX	0.132	XXX	0.264

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

- Sanitary Sewer Overflows
- Requirements Applicable to Stormwater Outfalls
- Toxics Reduction Evaluation (TRE)

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 not in effect.

PA0027511, Sewage, SIC Code 4952, **New Castle Sanitation Authority**, 110 E Washington Street, New Castle, PA 16101-3815. Facility Name: New Castle WWTP. This existing facility is located in New Castle City, **Lawrence County**.

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

The receiving stream, the Mahoning River, is located in State Water Plan watershed 20-B and is classified for warm water fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 17 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Instant. Maximum</i>
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	0.28	XXX	0.9
CBOD ₅	3544	5671	XXX	25	40	50
Total Suspended Solids	4253	6380	XXX	30	45	60
Total Dissolved Solids (Interim)	Report	Report	XXX	XXX	Report	XXX
Total Dissolved Solids (Final)	75000	Daily Max 150000	XXX	XXX	Daily Max Report	XXX
Osmotic Pressure	XXX	Daily Max XXX	XXX	Report	Daily Max XXX	XXX
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2000	XXX	10000
Ammonia-Nitrogen				Geo Mean		
May 1 - Oct 31	2268	XXX	XXX	16	XXX	32
Total Zinc (Interim)	Report	XXX	XXX	0.2	XXX	XXX
Total Zinc (Final)	22.7	XXX	XXX	0.16	XXX	0.32
Osmotic Pressure (mO/kg)	XXX	XXX	XXX	Report	XXX	XXX
Barium	Report	XXX	XXX	Report	XXX	XXX
Strontium	Report	XXX	XXX	Report	XXX	XXX
Sulfate	Report	XXX	XXX	Report	XXX	XXX
Chloride	Report	XXX	XXX	Report	XXX	XXX
Bromide	Report	XXX	XXX	Report	XXX	XXX
Uranium (pCi/L)	XXX	XXX	XXX	Report	XXX	XXX
Gross Alpha (pCi/L)	XXX	XXX	XXX	Report	XXX	XXX
Radium 226/228, Total (pCi/L)	XXX	XXX	XXX	Report	XXX	XXX
Chronic toxicity (Ceriodaphnia) (TUc)	XXX	XXX	XXX	5.6	XXX	XXX

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

- Federal Pretreatment Program
- TRC Minimization
- Whole Effluent Toxicity (WET) testing for the permit renewal
- Chronic WET limit
- Receipt of Residual Waste (including wastewater from oil and gas production wastewater)
- Toxics Reduction Evaluation for Zinc
- eDMR reporting requirement
- Requirement for a Radiation Protection Action Plan
- Schedules of compliance for TDS, Zinc & Chronic WET water quality based limits.

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 not in effect.

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

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

WQM Permit No. 4811404, Sewerage, **Bath Borough Authority**, 160 Mill Street, PO Box 87, Bath, PA 18014.

This proposed facility is located in Bath Boro., **Northampton County**, PA.

Description of Proposed Action/Activity: Project involves modifications and upgrades to Bath Borough Authority's existing 0.510 MGD sewage treatment plant. The upgraded treatment plant will include the following unit operations and processes: screening, raw sewage pumping, flow equalization, anoxic zone, aeration zone, settling, ultra violet disinfection, post aeration, sludge thickening, aerobic sludge digestion and sludge dewatering.

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

WQM Permit No. 6793408, Amendment No. 2, Sewerage, **Bret Golihew**, 115 North Griffith Lane, Manchester, PA 17345.

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

Description of Proposed Action/Activity: Transfer of Permit.

WQM Permit No. 2210402, Amendment No. 3, Sewerage, **John McDermott**, 7269 Union Deposit Road, Hummelstown, PA 17036-9216.

This proposed facility is located in South Hanover Township, **Dauphin County**.

Description of Proposed Action/Activity: Transfer of Permit.

WQM Permit No. 6705413 Amendment 11-1, Sewerage, **Newberry Township Municipal Authority**, 400 Cly Road, York Haven, PA 17370.

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

Description of Proposed Action/Activity: Upgrade to the influent equalization tank and implementation of the AeroMod SEQUOX process for biological nutrient removal.

WQM Permit No. 0687409 11-1, Sewerage, **Fleetwood Borough Authority**, 110 West Arch Street, Suite 104, Fleetwood, PA 19522-1321.

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

Description of Proposed Action/Activity: Conversion of the chemical disinfection system to an ultraviolet disinfection system.

WQM Permit No. 3811404, Sewerage, **Fredericksburg Sewer and Water Authority**, PO Box 161, Fredericksburg, PA 17026-0161.

This proposed facility is located in Bethel Township, **Lebanon County**.

Description of Proposed Action/Activity: Construction of a new wastewater treatment plant to replace the existing treatment plant. The new plant will be a sequencing batch reactor (SBR) type plant discharging to Little Swatara Creek.

WQM Permit No. 6793401, Transfer 11-1, Sewerage, **SYC WWTP, LP**, (Exit II Land Venture Industrial Park) 93 Hillside Drive, Steamboat Springs, CO 80487.

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

Description of Proposed Action/Activity: Transfer of Permit.

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 1505008-R2	PA Department of Transportation District 6-0 7000 Geerdes Boulevard King of Prussia, PA 19406	Chester	East Whiteland Township	Valley Creek/Little Valley Creek (EV)
PAI01 151126	Waynebrook Development Corporation PO Box 490 Honey Brook, PA 19344	Chester	Honey Brook Borough and Township	Unnamed Tributary West Branch Brandywine Creek (HQ-TSF)
PAI01 151127	East Goshen Township Municipal Authority 1580 Paoli Pike West Chester, PA 19380-6199	Chester	East Goshen Township	Ridley Creek (HQ-TSF-MF)

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024511015	Auto Zone, Inc. 123 S. Front St., 3rd Floor Memphis, TN 38103	Monroe	Mt. Pocono Borough	UNT Forest Hills Run, HQ-CWF, MF

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

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI030511001	Pennsylvania Game Commission 2001 Elmerton Avenue Harrisburg, PA 17110-9797	Bedford County	Cumberland Valley Township	Evitts Creek (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>
Randall Andrews 421 Penn Grant Rd Lancaster, PA 17602	Lancaster	290	453.95	Broilers	HQ	R
Noah Kreider & Sons LLP Mount Pleasant Farm 1486 Mount Pleasant Road Lebanon, PA 17042	Lebanon	83.2	7944.3	Poultry	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

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

Application No. 3911502, Public Water Supply.
 Applicant **Aqua Pennsylvania, Inc.**
 Fawn Lake Water System
 1775 N. Main Street
 Honesdale, PA. 18431
 [Township or Borough] Lackawanna Township, **Pike County**
 Responsible Official Roswell S. McMullen
 Manager, Projects and Development
 1775 North Main Street
 Honesdale, PA. 18431
 Type of Facility Public Water Supply
 Consulting Engineer Mr. Douglas Berg, PE.
 4 South, 4th Street
 PO Box 32
 Reading, PA. 19603-0032
 Application Received Date September 2, 2011

Description of Action This project provides for the addition of a corrosion inhibitor at wells 2, 3, 4 & 5 of the Fawn Lake System. New chem feed pumps will be installed for the addition of Shannon SLI 5230 for General Corrosion Control purposes.

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

Permit No. 2111506, Public Water Supply.
 Applicant **Carlisle Borough Water Authority**
 Municipality North Middleton Township
 County **Cumberland**
 Responsible Official Peter Selan, Treatments Plants Manager
 Municipal Building
 53 W. South Street
 Carlisle, PA 17013
 Type of Facility Public Water Supply
 Consulting Engineer Peng Chen, P.E.
 ARRO Consultling, Inc.
 108 West Airport Road
 Lititz, PA 17543

Application Received: 8/18/2011
 Description of Action Replacement of two (2) existing underground finished water reservoirs with two new above ground steel water storage tanks at the same site.

Permit No. 2811502, Public Water Supply.
 Applicant **Shippensburg Borough Authority**
 Municipality Southampton Township
 County **Franklin**
 Responsible Official Earl Parshall, Borough Manager
 111 North Fayette Street
 PO Box 129
 Shippensburg, PA 17257-0129
 Type of Facility Public Water Supply
 Consulting Engineer Daniel S Hershey
 Rettew Associates Inc
 3020 Columbia Avenue
 Lancaster, PA 17603
 Application Received: 8/29/2011
 Description of Action Well #1 Upgrades.

MINOR AMENDMENT

Applications Received Under the Pennsylvania Safe Drinking Water Act

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

Application No. 1311505MA, Minor Amendment.
 Applicant **Mahoning Valley Convalescent Home, Inc.**
 397 Hemlock Drive
 Lehighton, PA. 18235

[Township or Borough]	Lehighon Borough, Carbon County
Responsible Official	Mr. Michael Mickey, President, Mahoning Valley Convalescent Home, Inc.
Type of Facility	Public Water Supply
Consulting Engineer	William F. Hill & Associates c/o Ms. Janet McNally, PE. 207 Baltimore Street Gettysburg, PA. 17325
Application Received Date	September 2, 2011
Description of Action	This project provides for the construction of an additional contact chamber needed to meet the detention time requirements for the Ground Water Rule. The project also seeks approval for an existing water softener.

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(e)(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.

Besecker Excavating and Paving, Inc., 2701 Hamilton E. Street, Hamilton Township, **Monroe County**. David Everitt and Mark Ellis, MEA, Inc., 1365 Ackermanville Road, Bangor, PA 18013 have submitted a Notice of Intent to Remediate (on behalf of their client, William Besecker, 1211 Bush Road, Cresco, PA 18326), concerning the remediation of soil found to have been impacted by No 2 fuel oil as a result of a release from a 1,000-gallon underground storage tank, which had a broken return line. The applicant proposes to remediate the site to meet the Residential Statewide Health Standard for soil. The proposed future property use will be residential. A summary of the Notice of Intent to Remediate was published in the *Pocono Record* on August 18, 2011.

MUNICIPAL WASTE GENERAL PERMITS

Application for Renewal 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 Municipal Waste Regulations for a General Permit to Operate Municipal Waste Processing Facilities and the Beneficial Use of Municipal Waste.

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

General Permit Renewal Application No. WMGM 011D001. Advanced Disposal Solutions, Inc., 2200 Adams Avenue, Philadelphia PA 19124-4704. General Permit Number WMGM001 authorizes beneficial use of separated and processed construction wastes (i.e., fine particles of gypsum, stone, brick, concrete, block, cardboard, lumber, particle board, drywall and scrap metal) to produce mulch as a soil additive and an aggregate in concrete or asphalt mixtures for construction purposes. The application was deemed to be administratively complete on September 15, 2011.

Comments concerning the application should be directed to Scott Walters, Chief, General Permits/Beneficial Use Section, Bureau of Waste Management, Rachel Carson State Office Building, 14th Floor, 400 Market Street, Harrisburg, PA 17105-8472. Persons interested in

obtaining more information about the general permit application may contact this office at 717-783-7381. 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.

RESIDUAL WASTE GENERAL PERMITS

Application Received Under the Solid Waste Management Act; the Municipal Waste Planning, Recycling and Waste Reduction Act; 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 Application No. WMGR134. EME Homer City Generation, L.P., 1750 Power Plant Road, Homer City, PA 15748. This application is for beneficial use of synthetic gypsum when mixed with coal ash to enhance compaction of fine coal refuse at the site. The application was determined to be administratively complete by Central Office on September 15, 2011.

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. Persons interested in obtaining more information about the general permit application may contact the Central Office, 717-787-7381. 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 Approvals or Operating Permits from the following facilities.

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

Persons wishing to receive a copy of a proposed Plan Approval or Operating Permit shall indicate interests to the Department regional office within 30 days of the date of this notice and shall file protests or comments on a proposed Plan Approval or Operating Permit within 30

days of the Department providing a copy of the proposed documents to persons or within 30 days of its publication in the *Pennsylvania Bulletin*, whichever comes first. Interested persons may also request that hearings be held concerning a proposed Plan Approval or Operating Permit. A comment or protest filed with the Department regional office shall include a concise statement of the objections to the issuance of the Plan Approval or 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.

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

67-05009C: York Plant Holding, LLC (P. O. Box 3492, York PA 17402) for construction of two simple cycle combustion turbines at their facility in Springettsbury Township, York 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.

67-05009C is for the construction and temporary operation of two new combustion turbines. The construction of two simple cycle turbines includes the following major equipment:

- a. Two simple cycle turbines—between 41.3—61.5 MW gross output each.
- b. Two selective catalytic reduction (SCR) systems.
- c. Two catalytic oxidizer systems.
- d. One 300,000 gallons distillate fuel oil tank.
- e. One 15,000 gallon tank to hold a 19% solution of aqueous ammonia for the SCR system.
- f. One 200,000 gallon demineralized water tank

Nitrogen oxide (NOx) emissions from the turbines will be controlled by water injection and SCR. Carbon monoxide (CO) and volatile organic compound (VOC) emissions will be controlled by good combustion practices and catalytic oxidizers. Particulate (PM/PM10/PM2.5) and

Sulfur oxide (as SO₂) emissions will be controlled by combusting natural gas or ultra low sulfur distillate oil.

The company shall be subject to and shall comply with 25 Pa. Code, Chapter 127, Subchapter D (Prevention of Significant Deterioration of Air Quality), 40 CFR Part 60 Subpart KKKK—Standards of Performance for Stationary Combustion Turbines, Acid Rain, Cross State Transport Rule and Best Available Technology (BAT) requirements pursuant to 25 Pa. Code, Section 127.1.

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 expected potential air emission increases from the proposed project are as follows:

<i>Pollutant</i>	<i>Emissions Total (tons/year)</i>
NO _x (as NO ₂)	21.7
CO	20.7
PM ₁₀	25.4
PM _{2.5}	25.4
SO ₂	6.5
VOCs	6.4
H ₂ SO ₄	1.4
Greenhouse Gases (CO ₂ e)	155,926
HAPs (total combined)	1.9

York Plant Holding's emissions are expected to be below the 24-hour Class II significant impact levels (SIL) and the air quality analysis adequately demonstrates that the proposed emissions from the project will not cause or significantly contribute to air pollution in violation of the NAAQS or PSD increment standards.

Copies of the plan approval application, DEP's analysis, and other relevant information are available for public review at DEP's Southcentral Regional Office, 909 Elmerton Avenue, Harrisburg, PA 17110-8200. An appointment to review the documents may be scheduled by contacting Ms. Jennifer Troutman at (717) 705-4729 between 8:00 A.M. and 3:30 P.M., Monday through Friday, except holidays.

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. The Department will give notice of any scheduled public hearing at least thirty days in advance of the hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation where the facility is located.

Mr. 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, protests, or requests for a public hearing.

Plan approvals issued 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.

67-05004P: P.H. Glatfelter Co. (228 South Main Street, Spring Grove, PA 17362-0500) for a retrospective Prevention of Significant Deterioration (PSD) application for the No. 6 Turbine Generator project at their facility in Spring Grove Borough, **York 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 No. 67-05004P is the retrospective PSD Application for the No. 6 Turbine Generator (TG6) project. In the summer of 1994, Glatfelter made a physical change to the Mill by installing the No. 6 Turbine Generator (TG6). The 39.14 MW turbine started operating in December 1994. No existing emission units were modified during the TG6 project. Since Glatfelter did not obtain a Plan Approval prior to the installation & operation of TG6, a Notice of Violation was issued in September 1999. On October 25, 2004, Glatfelter and the Department entered into a Consent Order Agreement (COA). The COA required Glatfelter to install a selective non-catalytic reduction (SNCR) system on Power Boiler No. 5 and required them to submit a Prevention of Significant Deterioration (PSD) Plan Approval Application. The Plan Approval will establish new SO_x limits to ensure compliance with the NAAQS for the following sources: ID 103—Fluo-Solids Calciner and ID 110—Smelt Dissolving Tank.

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:

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.

Tom Hanlon, 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, protests, or requests for a public hearing.

Plan approvals issued 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.

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

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

57-00004A: Central New York Oil & Gas, LLC (800 Robinson Road, Owego, NY 13827) for a plan approval to construct a natural gas compressor station incorporating an 8,180 horsepower natural gas-fired compressor engine and a 6,315 natural gas-fired compressor engine at a site located in Davidson Township, **Sullivan County**. The respective facility is a state only (natural minor) facility for which a state only operating permit has not been issued.

The Department's review of the information submitted by Central New York Oil & Gas, LLC indicates that construction of the natural gas compressor station will meet all applicable air quality regulatory requirements pertaining to air contamination sources and the emission of air contaminants. Based on these findings, the Department intends to issue a plan approval for the construction of the station. Additionally, if the Department determines the station is operating in compliance with all plan approval conditions, the conditions established in the plan approval will be incorporated into a state only (natural minor) operating permit.

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

1. The air contaminant emissions from the 8,180 horsepower Caterpillar model G16CM34 compressor engine shall not exceed the following limitations:

- nitrogen oxides (NO_x, expressed as NO₂)—0.50 grams per brake horsepower-hour, 9.02 pounds per hour and 39.50 tons in any 12 consecutive month period.
- carbon monoxide—0.24 grams per brake horsepower-hour, 4.29 pounds per hour and 18.80 tons in any 12 consecutive month period.
- volatile organic compounds—0.15 grams per brake horsepower-hour, 2.71 pounds per hour and 11.85 tons in any 12 consecutive month period.
- sulfur oxides—(SO_x, expressed as SO₂)—0.03 pounds per hour and 0.14 tons in any 12 consecutive month period.
- particulate matter/PM-10—0.54 pounds per hour and 2.38 tons in any 12 consecutive month period.
- hazardous air pollutants (including formaldehyde)—1.13 pounds per hour and 4.94 tons in any 12 consecutive month period.
- formaldehyde—0.034 grams per brake horsepower-hour, 0.61 pounds per hour and 2.65 tons in any 12 consecutive month period.

2. The air contaminant emissions from the 6,135 horsepower Caterpillar model G12CM34 compressor engine shall not exceed the following limitations:

- nitrogen oxides (NO_x, expressed as NO₂)—0.50 grams per brake horsepower-hour, 6.76 pounds per hour and 29.60 tons in any 12 consecutive month period.
- carbon monoxide—0.24 grams per brake horsepower-hour, 3.22 pounds per hour and 14.10 tons in any 12 consecutive month period.

- volatile organic compounds—0.15 grams per brake horsepower-hour, 2.03 pounds per hour and 8.89 tons in any 12 consecutive month period.

- sulfur oxides—(SO_x, expressed as SO₂)—0.02 pounds per hour and 0.11 tons in any 12 consecutive month period.

- particulate matter/PM-10—0.41 pounds per hour and 1.78 tons in any 12 consecutive month period.

- hazardous air pollutants (including formaldehyde)—0.84 pounds per hour and 3.68 tons in any 12 consecutive month period.

- formaldehyde—0.034 grams per brake horsepower-hour, 0.45 pounds per hour and 1.99 tons in any 12 consecutive month period.

3. The oxidation catalysts shall be equipped with instrumentation to continuously monitor the differential pressure and outlet temperature of the catalyst.

4. The permittee shall keep a maintenance plan for the compressor engines and shall, to the extent practicable, maintain and operate the engines in a manner consistent with good air pollution control practice for minimizing emissions.

5. The air contaminant emissions from the 1,450 horsepower (1,025 kilowatt) Dresser Waukesha model L5794LT emergency generator engine shall not exceed the following limitations:

- nitrogen oxides (NO_x, expressed as NO₂)—1.90 grams per brake horsepower-hour, 3.04 pounds per hour and 0.76 tons in any 12 consecutive month period.
- carbon monoxide—1.80 grams per brake horsepower-hour, 2.88 pounds per hour and 0.72 tons in any 12 consecutive month period.
- non-methane hydrocarbons—0.34 grams per brake horsepower-hour, 1.10 pounds per hour and 0.27 tons in any 12 consecutive month period.
- particulate matter/PM-10—0.11 pounds per hour and 0.03 tons in any 12 consecutive month period.
- hazardous air pollutants (including formaldehyde)—0.82 pounds per hour and 0.21 tons in any 12 consecutive month period.

6. The compressor engines and emergency generator engine shall only be fired on natural gas.

7. The emergency generator engine shall not be operated more than 500 hours in any 12 consecutive month period.

8. The emergency generator engine shall not be operated more than 100 hours per year to perform maintenance checks and readiness testing. The emergency generator engine may be operated up to 50 hours per year in non-emergency situations, but those 50 hours are counted towards the 100 hours per year provided for maintenance and testing.

9. The compressor engines and emergency generator engine shall comply with all applicable requirements specified in Subpart JJJJ of the Federal Standards of Performance for Stationary Spark Ignition Internal Combustion Engines, 40 CFR 60.4230 through 60.4248.

10. The compressor engines and emergency generator engine shall comply with all applicable requirements specified in Subpart ZZZZ of the National Emission Standards for Hazardous Air Pollutants, 40 CFR 63.6580—63.6675.

11. The total combined emission of fugitive volatile organic compounds from leaks at valves, flanges, fittings and other pipe connections, as well as from periodic blowdowns performed for maintenance, shall not exceed 0.38 tons in any 12 consecutive month period.

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

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

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

10-2810: II-VI Inc. (375 Saxonburg Boulevard, Saxonburg, PA 16056) for construction of an additional Hydrogen Selenide production process and associated scrubber in the existing DH building in Clinton Township, **Butler County**. This is a State Only facility. The public notice is required for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44. This plan approval will, in accordance with 25 Pa. Code § 127.450 or § 127.505, be incorporated into the Title V operating permit at a later date.

This construction of the additional hydrogen selenide production process (Train 4) and associated controls will result in annual emission increase of 0.483 tpy for VOC and 0.00017 tpy for HAPs. This Plan Approval will contain conditions, which will satisfy the requirements of 25 Pa. Code § 127.12b (pertaining to plan approval terms and conditions) and will demonstrate BAT for the source including, but are not limited to, the following:

- Subject to 25 Pa. Code § 123.13
- The air pollution control devices (C121) used shall be designed to reduce process outlet concentrations to atmospheric emissions of 25 ppb or less of hydrogen selenide. The emergency vent scrubber (C103C) shall be designed to reduce process outlet concentrations to atmospheric emissions of 500 ppb or less of hydrogen selenide.
- The facility shall monitor the pH for the scrubber solution and the pressure drop across each of the scrubbers on a weekly basis (at a minimum). This condition refers to the H2SE #4 A & B Scrubber & Carbon Bed System (C121).
- The facility shall monitor the pH for the scrubber solution and the pressure drop across the scrubber, daily, whenever it is in operation. This condition refers to the emergency vent scrubber (C103C).
- The company shall monitor and record on a quarterly basis, the concentration of Hydrogen Selenide in the stack exhaust gases while the sources are operating at maximum rated capacity as stated in the application. A Hydrogen Selenide length of stain detector tube (Type S direct reading type or equivalent) shall be utilized to monitor the emission concentrations. The minimum sensing limit for this method is 0.500 ppm (500 ppb). Results in excess of the minimum sensing limit shall be reported to the Department on a quarterly basis. The report shall include the date of the excess emissions and the reason for the excess emissions.

- The company shall maintain a log of all preventative maintenance inspections of the sources and control devices. The inspection logs, at a minimum, shall contain the dates of the inspections, any potential problems or defects that were encountered, and the steps taken to correct them.

- The company shall maintain a log of the following, at a minimum, from the operational inspections:

- o Pressure drop across the scrubbers
- o pH of the scrubber solution

- The permittee shall perform a weekly operational inspection of the control devices (C121).

- The permittee shall perform a daily operational inspection of the control device (C103C) when it is being used for emergency venting purposes.

- The control device (C103C) shall be automatically activated upon detection of hydrogen selenide gas leak inside the hoods enclosing the existing DH process trains (Hoods #1 and #2 and #3), the proposed DH process trains (Hoods #4), the existing Cold Vault Storage room (Hood #6), and the existing Gas Transfer Process (Hood #5).

- The permittee shall adhere to the approved indicator range for the scrubber so that operation within the range shall provide reasonable assurance of compliance. A departure from the specified indicator range over a specified averaging period shall be defined as an excursion. The approved indicator range shall be determined by the manufacturer specifications, or developed during the initial ninety (90) day shakedown period, or developed during the initial performance test and any subsequently approved performance tests. The initial indicator range will be the following:

- o Pressure drop: 1.0 to 5.0 inches water
- o pH: 12 or greater

- Within 24-hours of discovery of a reading outside of the prescribed range, the permittee shall perform a maintenance inspection on the control device and take corrective action. In the event of more than one documented excursion outside the prescribed range in any calendar quarter the permittee shall submit a corrective measure plan to the Department. Corrective measures may include an increase of the frequency of required preventative maintenance inspections of the control device, a modification of the prescribed range, or other appropriate action as approved by the Department. Upon receipt of a corrective measure plan the Department shall determine the appropriate corrective measure on a case-by case basis.

- The permittee shall operate the control device(s) at all times that the source is in operation.

- The company shall maintain and operate the sources and control devices in accordance with the manufacturer's specifications and in accordance with good air pollution control practices.

In accordance with 25 Pa. Code § 127.44(e)(1), all the pertinent documents regarding this application (applications, review memos, and draft approvals) are also available for review from 8:00 a.m. to 4:00 p.m. at the Meadville Regional DEP office (Air Quality). Appointments for scheduling a review must be made by calling the DEP at (814) 332-6340.

In accordance with 25 Pa. Code § 127.44(e)(2), a 30-day comment period, from the date of publication, will exist

for the submission of comments. 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 Regional Air Quality Program Manager, Pennsylvania Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335-3494 and must contain the following:

- Name, address and telephone number of the person submitting the comments
- Identification of the proposed plan approval [10-2810]
- 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 H. Thomas Flaherty, 230 Chestnut St., Meadville, PA 16335; Phone # (814) 332-6940.

In accordance with 25 Pa. Code § 127.45, a person may oppose the proposed plan approval by filing a written protest with the Department's Northwest Region.

If a plan approval has not undergone the above public notice process, the change to an operating permit must be treated as a significant modification. In these situations the Department should follow the procedures described in §§ 127.421 to 127.431 for state only operating permits or §§ 127.521 to 127.524 for Title V operating permits.

20-040H: Advanced Cast Products, Inc. (18700 Mill Street, Meadville, PA 16335), for the modification of PM emission limitation from plan approval 20-040D and for the replacement of a bond silo that will be controlled by a Torit baghouse in Vernon Township, **Crawford County**. This is a Title V facility. The public notice is required for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44. This plan approval will, in accordance with 25 Pa. Code § 127.450 or § 127.505, be incorporated into the Title V operating permit at a later date.

This construction will result in emissions of ~ 0.044 tpy PM and ~ 0.015 tpy PM10 & PM2.5. This Plan Approval will contain conditions, which will satisfy the requirements of 25 Pa. Code § 127.12b (pertaining to plan approval terms and conditions) and will demonstrate BAT for the source including, but are not limited to, the following:

- Source 104A:
 - The PM/PM10 emissions from the baghouse exhaust shall not exceed any of the following:
 - PM: 0.01 gr/dscf, 2.04 #/hr and 2.55 tpy based on a 12-month rolling total
 - PM10: 0.01 gr/dscf, 0.408 #/hr and 0.51 tpy based on a 12-month rolling total [This condition replaces Plan Approval 20-040D: The PM-10 emissions from the exhaust from the baghouse shall not exceed 0.01 gr/dscf, 2.1 #/hr and 0.187 tpy.]
- Test for PM & PM10
 - The permittee shall adhere to the approved indicator range for the baghouse so that operation within the range

shall provide reasonable assurance of compliance. A departure from the specified indicator range over a specified averaging period shall be defined as an excursion. The approved indicator range shall be determined by the manufacturer specifications, or developed during the initial ninety (90) day shakedown period, or developed during the initial performance test and any subsequently approved performance tests. The initial indicator range will be the following:

- Pressure differential: 1.0 to 8.0 inches water
- Visible emission: none
- The permittee shall perform quarterly "black-light" leak inspections of the baghouse. An excursion is defined as a failure to perform and record the quarterly leak inspections.
 - Twenty percent of the total number of bags in each baghouse is required to be on hand (73 bags).
- Source 106A:
 - No person may permit the emission into the outdoor atmosphere of particulate matter in a manner that the concentration of total particulate matter (both filterable and condensable) in the effluent gas exceeds 0.02 grain per dry standard cubic foot.
 - The permittee shall adhere to the approved indicator range for the baghouse so that operation within the range shall provide reasonable assurance of compliance. A departure from the specified indicator range over a specified averaging period shall be defined as an excursion. The approved indicator range shall be determined by the manufacturer specifications, or developed during the initial ninety (90) day shakedown period, or developed during the initial performance test and any subsequently approved performance tests. The initial indicator range will be the following:
 - Pressure drop: 0.1 to 6.0 inches water

In accordance with 25 Pa. Code § 127.44(e)(1), all the pertinent documents regarding this application (applications, review memos, and draft approvals) are also available for review from 8:00 a.m. to 4:00 p.m. at the Meadville Regional DEP office (Air Quality). Appointments for scheduling a review must be made by calling the DEP at (814) 332-6340.

In accordance with 25 Pa. Code § 127.44(e)(2), a 30-day comment period, from the date of publication, will exist for the submission of comments. 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 Regional Air Quality Program Manager, Pennsylvania Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335-3494 and must contain the following:

- Name, address and telephone number of the person submitting the comments
- Identification of the proposed plan approval [20-040H]
- 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 H. Thomas Flaherty, 230 Chestnut St., Meadville, PA 16335; Phone # (814) 332-6940.

In accordance with 25 Pa. Code § 127.45, a person may oppose the proposed plan approval by filing a written protest with the Department's Northwest Region.

If a plan approval has not undergone the above public notice process, the change to an operating permit must be treated as a significant modification. In these situations the Department should follow the procedures described in §§ 127.421 to 127.431 for state only operating permits or §§ 127.521 to 127.524 for Title V operating permits.

OPERATING PERMITS

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

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

36-05013: Lancaster County Solid Waste Management Authority (1911 River Road, Bainbridge, PA 17502) for operation of a municipal waste-to-energy plant in Conoy Township, **Lancaster County**.

In accordance with 25 Pa. Code §§ 127.424, 127.425 and 127.521, the Department of Environmental Protection (DEP) intends to issue an Air Quality Title V Operating Permit for the abovementioned facility.

The facility's reported emissions in 2010 were 31.87 tons of carbon monoxide (CO), 581.96 tons of nitrogen oxides (NOx), 4.66 tons of particulate matter (PM10), 12.25 tons of sulfur oxides (SOx), 10.18 tons of hydrogen chloride (HCl), and 1.91 tons of volatile organic compounds (VOCs). The Operating Permit will include emission limits, work practice standards, monitoring requirements, recordkeeping, and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 40 CFR Part 60, Subpart Cb, Emission Guidelines and Compliance Times for Large Municipal Waste Combustors.

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 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. Permits issued to sources identified in 25 Pa. Code Section 127.44(b)(1)—(4) or permits issued to sources with limitations on the potential to emit used to avoid otherwise applicable Federal requirements may become part of the SIP, and will be submitted to EPA for review and approval.

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

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

04-00013: Jewel Acquisition, LLC (100 River Road, Brackenridge, PA 15014) for the continued operation of a stainless steel sheets, strips and plates manufacturing facility in Midland Boro., **Beaver County**.

In accordance with 25 Pa Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) intends to issue a Title V Operating Permit (TVOP) renewal to Jewel Acquisition, LLC to authorize the continued operation of a stainless steel sheets, strips and plates manufacturing facility located in Midland Boro., Beaver County. The facility consists of Two electric arc furnaces, one argon-oxygen decarburization unit, continuous caster, a hot annealing and pickling line, a cold annealing and pickling line, two Sendzimir cold reduction mills, a DRAP line, emission control equipment such as baghouses, scrubbers and other miscellaneous equipment associated with this type of operations.

The facility has the potential to emit SO₂, NO_x, PM₁₀ and VOCs above their respective major emission thresholds. The proposed TVOP renewal contains conditions relating to monitoring, recordkeeping and work practice standards.

Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of the Operating Permit renewal may submit the information to Barbara Hatch, Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA, 15222, 412-442-5226. Written comments must contain the following:

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

Identification of the proposed TV Operating Permit (TVOP-04-00013), and

Concise statements regarding the relevancy of the information or objections to issuance of the Operating Permit.

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

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

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

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

46-00040: National Label Company, Inc. (2025 Joshua Road, Lafayette Hill, PA 19444) for operation of a printing facility in Whitemarsh Township, **Montgomery County**. The renewal permit is for a non-Title V (State

only) facility. Sources of air emissions include twelve (12) printing presses, one thermal oxidizer and various support sources. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

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

67-03074: Heffner Funeral Chapel & Crematory, Inc. (1551 Kenneth Road, York, PA 17408) for their human crematory in West Manchester Township, **York County**.

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

The subject facility has minimal annual potential emissions. 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 renewal application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the 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.

Daniel C. Husted, 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.

29-03007: Mellott Wood Preserving Company, Inc. (1398 Sawmill Road, Needmore, PA 17238) for their wood preserving facility in Belfast Township, **Fulton County**.

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

The subject facility's two small wood-fired boilers have a combined emissions potential of less than 5 tons per year of particulate matter. 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 renewal application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the 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.

Daniel C. Husted, 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.

06-03005: Akzo Nobel Coatings, Inc. (150 Columbia Street, Reading, PA 19601-1748) for operation of their powder coating facility in the City of Reading, **Berks County**. This is a renewal of their State-Only Operating Permit issued in 2006.

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 the potential to emit 10 tpy of particulate matter. 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.

Tom 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.

22-03002: Conopco, Inc.—d/b/a Unilever Bestfoods NA (523 South 17th Street, Harrisburg, PA 17104) to modify the operating permit by including the rendering fumigation process as a permitted source at the pasta manufacturing facility located in the City of Harrisburg, **Dauphin 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 inclusion of the rendering fumigation process in the overall site inventory will result in no more than six (6) tons per year of methyl bromide (i.e., both a VOC and a HAP) being emitted at the site. 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.

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

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

17-00042: Clearfield Leather, Inc.—Wickett and Craig of America (120 Cooper Road, Curwensville, PA 16833) for their plant in Curwensville Borough, **Clearfield County**. The facility's main sources include 4 spray booths, 1 cold cleaning solvent parts washer, 1 emergency generator, a process water treatment facility and 19 combustion units. The facility has the potential to emit sulfur oxides (SOx), nitrogen oxides (NOx), carbon monoxide (CO), particulate matter with an aerodynamic diameter of 10 microns or less (PM10), volatile organic compounds (VOCs), and hazardous air pollutants (HAPs) below the major emission thresholds. The proposed operating permit contains all applicable requirements including Federal and State regulations. In addition, monitor-

ing, recordkeeping and reporting conditions regarding compliance with all applicable requirements are included.

60-00005: Elkay Wood Products Company (100 Industrial Park, Mifflinburg PA 17844) for the Industrial Park Plant located in the Borough of Mifflinburg, **Union County**. The facility's main sources include two (2) wood-fired boilers, wood manufacturing operations and surface coating operations. The facility has the potential to emit particulate matter (PM10), nitrogen oxides (NOx), carbon monoxide (CO), volatile organic compounds (VOCs), hazardous air pollutants (HAPs) and sulfur oxides (SOx) below the major emission thresholds. The proposed operating permit contains applicable requirements including monitoring, recordkeeping, and reporting conditions to ensure compliance with applicable Federal and State regulations.

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

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

63-00650: Reaxis, Inc. (941 Robinson Hwy, McDonald, PA 15057) for continued operation of an inorganic tin compounds manufacturing facility at their McDonald Plant in Robinson Township, **Washington County**.

In accordance with 25 Pa Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) intends to issue a State Only Operating Permit (SOOP) renewal to Reaxis Inc. to authorize the continued operation of a inorganic tin compounds manufacturing facility at their McDonald Plant located in Robinson Township, Washington County. The facility consists of a boiler, two reactors, three evaporators, a stannous chloride hammer mill, storage tanks, three scrubbers and other miscellaneous equipment associated with this type of operations.

The facility's potential to emit SO2, NOx, PM10, VOCs and HAP are well below their respective major emission thresholds. The proposed SOOP renewal contains conditions relating to monitoring, recordkeeping and work practice standards.

Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of the Operating Permit renewal may submit the information to Barbara Hatch, Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA, 15222, 412-442-5226. Written comments must contain the following:

- Name, address and telephone number of the person submitting the comments,
- Identification of the proposed Operating Permit (SOOP-63-00650), and

Concise statements regarding the relevancy of the information or objections to issuance of the Operating Permit.

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

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

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

16-00136: Glenn O Hawbaker Clarion Plant (711 E. College Avenue, Bellefonte, PA 16823-6854), to renew the State Only Operating Permit for the sand and gravel aggregate operations at the facility located in Beaver Township, **Clarion County**. The facility is a Natural

Minor. The primary sources at the facility include crushers, conveyors, washer plant and screening, material stockpiles and a remote parts washer. The renewal permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

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

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

11850103 and NPDES No. PA0597112. L & J Energy Company, Inc., P. O. Box J, Grampian, PA 16838, permit renewal for reclamation only of a bituminous

surface and auger mine in Susquehanna Township, **Cambria County**, affecting 98.0 acres. Receiving stream(s): West Branch of Susquehanna classified for the following use(s): warm water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: September 6, 2011.

56080102 and NPDES No. PA0262609. Sherpa Mining Contractors, Inc., 337 Benny Road, Hooversville, PA 15936, revision of an existing bituminous surface mine to add 35 acres to the SMP boundary and expand the mining extent of the Lower Kittanning coal seam in Shade Township, **Somerset County**, affecting 346.5 acres. Receiving stream(s): UTS to/and Hinson Run; UTS to/and Miller Creek; Shade Creek 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 Stonycreek SWI. Application received: August 25, 2011.

32010111 and NPDES No. PA0249050, Alverda Enterprises, Inc., P. O. Box 87, Alverda, PA 15710, permit renewal for reclamation only of a bituminous surface mine in Pine Township, **Indiana County**, affecting 49.8 acres. Receiving stream(s): UT to Yellow Creek classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: September 8, 2011.

32010110 and NPDES No. PA0249033, Alverda Enterprises, Inc., P. O. Box 87, Alverda, PA 15710, permit renewal for reclamation only of a bituminous surface mine in Pine Township, **Indiana County**, affecting 78.1 acres. Receiving stream(s): N/A, the permit was issued w/non discharge alternatives for treated water classified for the following use(s): N/A. There are no potable water supply intakes within 10 miles downstream. Application received: September 8, 2011.

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

26060108 and NPDES Permit No. PA0251003. David L. Patterson, Jr. (12 Shortcut Road, Smithfield, PA 15478). Renewal application for reclamation only of an existing bituminous surface mine, located in Nicholson Township, **Fayette County**, affecting 41 acres. Receiving streams: unnamed tributary to Cats Run and Jacobs Creek, classified for the following use: WWF. The potable water supplies intake within 10 miles downstream from the point of discharge: Masontown Water Works, Carmichaels Municipal Authority, and Southwester PA Water Authority-Crucible Plant. Renewal application received: September 12, 2011.

03050102 and NPDES Permit No. PA0250732. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). Renewal application for reclamation only of an existing bituminous surface mine, located in Rayburn Township, **Armstrong County**, affecting 84 acres. Receiving streams: unnamed tributaries to Cowanshannock Creek, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: September 13, 2011.

03050103 and NPDES Permit No. PA0250961. Original Fuels, Inc. (P. O. Box 343, Punxsutawney, PA 15767). Revision application for variances to mine within 100 a foot stream barrier of an unnamed tributary to the Allegheny River and within a road barrier of Rimer Hill Road to an existing bituminous surface mine, located in Madison Township, **Armstrong County**, affecting 140.8

acres. Receiving streams: Allegheny River and unnamed tributary to Allegheny River, classified for the following use: WWF. The potable water supply intake within 10 miles downstream from the point of discharge: Allegheny Power. Application received: September 14, 2011.

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

33-11-16 and NPDES Permit No. PA0259152. P. and N. Coal Co., Inc. (P. O. Box 332, Punxsutawney, PA 15767) Proposal to enter into a Government Financed Construction Contract on a 32.2 acre site in Winslow Township, **Jefferson County**. The proposal includes total reclamation of 15.2 acres of abandoned underground mine lands and removal of coal stumps incidental and necessary to the reclamation activities. Receiving streams: Fehley Run, classified for the following uses: CWF. There are no potable surface water intakes within 10 miles downstream. Application received: September 1, 2011.

16110104 and NPDES Permit No. PA0259161. Neiswonger Construction, Inc. (17592 Route 322, Strattanville, PA 16258) Commencement, operation and restoration of a bituminous surface mine in Clarion Township, **Clarion County** affecting 11.1 acres. Receiving streams: Unnamed tributaries to the Clarion River, classified for the following uses: CWF. The first downstream potable water supply intake from the point of discharge is Pa. American Water Company. Application to include a landuse change from forestland to residential on the property of Joseph P. Izzi. Application received: September 8, 2011.

6774-16110104-E-1. Neiswonger Construction, Inc. (17592 Route 322, Strattanville, PA 16258) Application for a stream encroachment to construct a permanent crossing over an unnamed tributary to Clarion River in Clarion Township, **Clarion County**. Receiving streams: Unnamed tributaries to the Clarion River, classified for the following uses: CWF. The first downstream potable water supply intake from the point of discharge is Pa. American Water Company. Application also includes a request for a Section 401 Water Quality Certification. Application received: September 8, 2011.

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

45A76SM16 and NPDES No. PA0256455. Sky Haven Coal, Inc. (5510 State Park Road, Penfield, PA 15849). Renewal of an existing bituminous surface mine for reclamation activities only and its associated NPDES permit located in Brady Township, **Clearfield County** affecting 23.0 acres. Receiving stream: unnamed tributary to East Branch of Mahoning Creek classified as high quality cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: August 24, 2011.

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

54060103R and NPDES Permit No. PA0224545. Gale Mine Company, (1441 Oak Road, Pottsville, PA 17901), renewal of an existing anthracite surface mine and refuse disposal operation and NPDES Permit for discharge of treated mine drainage in Tremont Township, **Schuylkill County** affecting 308.0 acres, receiving stream: Lorberry Creek, classified for the following use: cold water fishes. Application received: September 7, 2011.

Noncoal Applications Received

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

65910303. Tube City IMS, LLC (1155 Business Center Drive, Suite 200, Horsham, PA 19044). Revision application to add 6.2 acres for an existing large noncoal surface mine, located in Rostraver Township, **Westmoreland County**, affecting 69.1 acres. Receiving streams: Speers Run and unnamed tributaries to Speers Run, classified for the following use: WWF. The potable water supply intake within 10 miles downstream from the point of discharge: Charlerio Borough Authority. Application received: September 9, 2011.

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

37070301. Terra Resources, LLC (267 Gilmore Road, Enon Valley, PA 16120) Renewal of NPDES Permit No. PA0258407, Slippery Rock Township, **Lawrence County**. Receiving streams: Unnamed tributary to Slippery Rock Creek, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: September 9, 2011.

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

4775SM18 and NPDES No. PA0116459. Hanson Aggregates Pennsylvania LLC (7660 Imperial Way, Allenton, PA 18195). Renewal of the NPDES permit on an existing industrial mineral mine located in Marion Township, **Centre County** affecting 227.0 acres. Receiving stream: Nittany Creek classified for cold water fishery, migratory fish. There are no potable water supply intakes within 10 miles downstream. Application received: September 12, 2011.

4774SM4 and NPDES No. PA0115789. Hanson Aggregates Pennsylvania LLC (7660 Imperial Way, Allenton, PA 18195). Renewal of the NPDES permit on an existing industrial mineral mine located in Fairfield and Montoursville Townships, **Lycoming County** affecting 939.3 acres. Receiving stream: Bennett's Run classified for warm water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: September 12, 2011.

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

64112502 and NPDES Permit No. PA0225061, Johnston & Rhodes Bluestone Company, (P. O. Box 130, East Branch, NY 13756), commencement, operation and restoration of a quarry operation and NPDES Permit for discharge of treated mine drainage in Manchester Township, **Wayne County** affecting 10.0 acres, receiving stream: Weston Brook, classified for the following uses: HQ-cold water fishery and migratory fishes. Application received: August 26, 2011.

58980841. Michael J. Romeika, (2547 Great Bend Turnpike, Susquehanna, PA 18847), Stage I & II bond release of a quarry operation in Gibson Township, **Susquehanna County** affecting 1.0 acre on property owned by Wayne Marcho. Application received: September 12, 2011.

MINING ACTIVITY NPDES DRAFT PERMITS

This notice provides information about applications for a new, amended or renewed NPDES permits associated

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

The Department of Environmental Protection (Department) has prepared a draft NPDES permit and made a

tentative determination to issue the NPDES permit in conjunction with the associated mining activity permit.

Effluent Limits for Coal Mining Activities

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

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

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

*The parameter is applicable at all times.

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

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

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

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

Effluent Limits for Noncoal Mining Activities

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

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

* The parameter is applicable at all times.

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

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

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

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

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

Persons wishing to comment on an NPDES draft permit should submit a written statement to the Department at the address of the district mining office indicated before each draft permit within 30 days of this public notice. Comments received within the comment period will be considered in the final determinations regarding the NPDES permit applications. Comments must include

the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

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

Coal NPDES Draft Permits

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

NPDES No. PA0013511 (Mining Permit No. 30831301), Cumberland Coal Resources, LP, (158 Portal

Road, PO Box 1020). A renewal to the NPDES and mining activity permit for Cumberland Mine in Whiteley Township, **Greene County**. Receiving Streams: Whiteley Creek, classified for the following use: TSF, Whiteley Creek Watershed TMDL, Unnamed Tributary to Whiteley Creek, classified for the following use: TSF, Whiteley Creek Watershed TMDL, Dyers Fork classified for the following use: TSF, Whiteley Creek Watershed TMDL, Unnamed Tributary to Dyers fork, classified for the following use: TSF, Whiteley Creek Watershed TMDL, Unnamed Tributary to Patterson Run, classified for the following use: TSF, Whiteley Creek Watershed TMDL, Maple Run, classified for the following use: HQ WWF, Monongahela River Watershed, Unnamed Tributary to Turkey Run, classified for the following use: HQ WWF, Monongahela River watershed. The application was considered administratively complete on April 14, 2008. Application received October 9, 2007.

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 proposed average daily discharge rate for Outfall 006 is 0.14 MGD

Outfall 006 discharges to: Whiteley Creek

The proposed effluent limits for Outfall 006 Lat: 39° 47' 43" Long: 80° 09' 31" are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)			7.0	
Alkalinity greater than acidity ¹				
Total Settable Solids (ml/l)			0.5	
Flow		Report		
Total Dissolved Solids (mg/l)		Report	Report	
Sulfates (mg/l)		Report	Report	

¹ The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 015 is 0.05 MGD

Outfall 015 discharges to: Whiteley Creek

The proposed effluent limits for Outfall 015 Lat: 39° 47' 47" Long: 80° 09' 13" are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		1.5	2.3	3.8
Manganese (mg/l)		0.77	1.2	1.9
Aluminum (mg/l)		0.5	0.78	1.3
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Flow		Report	Report	
Osmotic Pressure (mOs/kg)		38	60	95
Total Dissolved Solids (mg/l)		Report	Report	
Sulfates (mg/l)		Report	Report	
Specific Conductance (umho)			Report	

¹ The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 020 is 0.144 MGD

Outfall 020 discharges to: Unnamed Tributary to Whiteley Creek

The proposed effluent limits for Outfall 020 Lat: 39° 47' 28" Long: 80° 07' 34" are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		1.5	2.3	3.75

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Manganese (mg/l)		0.64	1.0	1.6
Aluminum (mg/l)		0.48	0.75	1.2
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Flow		Report	Report	
Osmotic Pressure (mOs/kg)		32	50	80
Total Dissolved Solids (mg/l)		Report	Report	
Sulfates (mg/l)		Report	Report	
Specific Conductance (umho)			Report	

¹The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 021 is 0.2 MGD

Outfall 021 discharges to: Unnamed Tributary to Patterson Run

The proposed effluent limits for Outfall 021 Lat: 39° 48' 39" Long: 80° 10' 12" are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		2.0	4.0	5.0
Aluminum (mg/l)		1.9	3.8	5.0
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Flow		Report	Report	
Osmotic Pressure (mOs/kg)			296	
Total Dissolved Solids (mg/l)		Report	Report	
Sulfates (mg/l)		Report	Report	
Specific Conductance (umho)			Report	

¹The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 025 is 0.04 MGD

Outfall 025 discharges to: Unnamed Tributary to Dyers Fork

The proposed effluent limits for Outfall 025 Lat: 39° 49' 45" Long: 80° 10' 02" are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		1.5	2.3	3.75
Manganese (mg/l)		0.64	1.0	1.6
Aluminum (mg/l)		0.48	0.75	1.2
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Flow		Report	Report	
Osmotic Pressure (mOs/kg)		32	50	80
Total Dissolved Solids (mg/l)		Report	Report	
Sulfates (mg/l)		Report	Report	
Specific Conductance (umho)			Report	

¹The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 026 is 0.144 MGD

Outfall 026 discharges to: Unnamed Tributary to Whiteley Creek

The proposed effluent limits for Outfall 026 Lat: 39° 48' 45" Long: 80° 06' 53" are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		1.5	2.3	3.8
Manganese (mg/l)		0.64	1.0	1.6
Aluminum (mg/l)		0.48	0.75	1.2
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Flow		Report	Report	
Osmotic Pressure (mOs/kg)		32	50	80

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Total Dissolved Solids (mg/l)		Report	Report	
Sulfates (mg/l)		Report	Report	
Specific Conductance (umho)			Report	

¹ The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 027 is 0.144 MGD

Outfall 028 discharges to: Unnamed Tributary to Dyers Fork

The proposed effluent limits for Outfall 028 Lat: 39° 50' 05" Long: 80° 08' 00" are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		1.5	2.3	3.8
Manganese (mg/l)		0.64	1.0	1.6
Aluminum (mg/l)		0.48	0.25	1.2
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Flow		Report	Report	
Osmotic Pressure (mOs/kg)		32	50	80
Total Dissolved Solids (mg/l)		Report	Report	
Sulfates (mg/l)		Report	Report	
Specific Conductance (umho)			Report	

¹ The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 028 is 0.15 MGD

Outfall 028 discharges to: Unnamed Tributary to Dyers Fork

The proposed effluent limits for Outfall 028 Lat: 39° 50' 05" Long: 80° 08' 00" are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		1.5	2.3	3.8
Manganese (mg/l)		0.64	1.0	1.6
Aluminum (mg/l)		0.48	0.75	1.2
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Flow		Report	Report	
Osmotic Pressure (mOs/kg)		32	50	80
Total Dissolved Solids (mg/l)		Report	Report	
Sulfates (mg/l)		Report	Report	
Specific Conductance (umho)			Report	

¹ The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 030 is 0.15 MGD

Outfall 030 discharges to: Unnamed Tributary to Whiteley Creek

The proposed effluent limits for Outfall 030 Lat: 39° 49' 35" Long: 80° 04' 40" are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		1.5	2.3	3.8
Manganese (mg/l)		0.64	1.0	1.6
Aluminum (mg/l)		0.48	0.75	1.2
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Flow		Report	Report	
Osmotic Pressure (mOs/kg)		32	50	80
Total Dissolved Solids (mg/l)		Report	Report	
Sulfates (mg/l)		Report	Report	
Specific Conductance (umho)			Report	

¹ The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 031 is 0.15 MGD

Outfall 031 discharges to: Maple Run

The proposed effluent limits for Outfall 031 Lat: 39° 49' 21" Long: 80° 14' 20" are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		1.5	3.0	3.8
Manganese (mg/l)		1.0	2.0	2.5
Aluminum (mg/l)		0.75	1.5	1.9
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		10	20	25
Flow		Report	Report	
Osmotic Pressure (mOs/kg)			Report	
Total Dissolved Solids (mg/l)		Report	Report	
Sulfates (mg/l)		Report	Report	
Specific Conductance (umho)			Report	

¹ The parameter is applicable at all times.

The proposed average daily discharge rate for Outfall 032 is 0.15 MGD

Outfall 032 discharges to: Unnamed Tributary to Turkey Hollow

The proposed effluent limits for Outfall 032 Lat: 39° 50' 05" Long: 80° 16' 27" are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)				7.0
Aluminum (mg/l)		2.0	4.0	5.0
Alkalinity greater than acidity ¹				
Total Settable Solids (ml/l)				0.5
Osmotic Pressure (mOs/kg)		Report		
Total Dissolved Solids (mg/l)		Report		
Sulfates (mg/l)		Report		
Chlorides (mg/l)		Report		

¹ The parameter is applicable at all times.

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

NPDES No. PA0598887 (Mining permit no. 56900109), PBS Coals, Inc., P. O. Box 260, Friedens, PA 15541, renewal of an NPDES permit for bituminous surface mine in Quemahoning and Somerset Townships, **Somerset County**, affecting 48.2 acres. Receiving stream(s): Wells Creek, classified for the following use(s): cold water fishery. This receiving stream is included in the Kiski-Conemaugh TMDL. Application received: July 20, 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 Wells Creek:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
001 (Treatment Pond)	N
002 (Sediment Pond 2)	N
003 (Sediment Pond 3)	N
004 (Sediment Pond 1)	N

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

Outfalls: 001, 002, 003, 004

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	1.5	3.0	3.5
Manganese (mg/l)	1.0	2.0	2.5
Aluminum (mg/l)	0.75	1.5	1.9
Total Suspended Solids (mg/l)	35	70	90
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			
Alkalinity must exceed acidity at all times			

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

NPDES No. PA00211508 (Permit No. 33930102). Original Fuels, Inc. (P. O. Box 343, Punxsutawney, PA 15767) Renewal of an NPDES permit for a bituminous surface and auger mine in Oliver Township, **Jefferson County**, affecting 120.3 acres. Receiving streams: Unnamed tributary to Little Sandy Creek, classified for the following uses: CWF. TMDL is Redbank Creek. Application received: May 2, 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 unnamed tributary to Little Sandy Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
TP2	N
TP3	N

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		2.0	4.0	5.0
Aluminum (mg/l)		.75	1.5	1.9
Alkalinity greater than acidity ¹				

¹The parameter is applicable at all times.

The outfall(s) listed below discharge to unnamed tributary to Little Sandy Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
C	N
D	N

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)				7.0
Alkalinity greater than acidity ¹				
Total Settleable Solids (ml/l)				0.5

NPDES No. PA0227871 (Permit No. 24980105). Tamburlin Bros. Coal Co., Inc. (P. O. Box 1419, Clearfield, PA 16830) Revised NPDES permit for a bituminous surface and auger mine in Horton Township, **Elk County**, affecting 139.0 acres. Receiving streams: Karnes Run, Johnson Run and Brandy Camp Creek, all classified for the following uses: CWF. TMDL is Little Toby Creek. Application received: June 13, 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 Karnes Run and Brandy Camp Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
1	N
2	N
3	N
4	N
5	N

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		2.0	4.0	5.0
Aluminum (mg/l)		.75	1.5	2.25
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90

¹ The parameter is applicable at all times.

The outfall(s) listed below discharge to Karnes Run, Johnson Run and Brandy Camp Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
A	N
C	N
G	N
E	N
F	N
A1	N
H	Y

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)				7.0
Alkalinity greater than acidity ¹				
Total Settleable Solids (ml/l)				0.5

Noncoal NPDES Draft Permits

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

NPDES No. PA0613045 (Mining permit no. 01740401), Valley Quarries, Inc., P. O. Box 2009, Chambersburg, PA 17201, renewal of an NPDES permit for a limestone quarry in Hamiltonban Township, **Adams County**, affecting 38 acres. Receiving stream(s): Muddy Run, classified for the following use(s): cold water fishery. Application received: September 6, 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 noncoal mining activities.

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

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

NPDES No. PA0614343 (Mining permit no. 7574SM2), Hempt Brothers, Inc., 205 Creek Road, Camp Hill, PA 17011, renewal of an NPDES permit for surface mining in Lower Allen Township, **Cumberland County**, affecting 226.6 acres. Receiving stream(s): Yellow Breeches Creek, classified for the following use(s): cold water fisheries. This receiving stream is not the subject of a TMDL. Application received: June 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 noncoal mining activities.

The outfall(s) listed below discharge to Yellow Breeches Creek:

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

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

Outfalls:

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	4.0	7.0	
Total Suspended Solids (mg/l)*	35.0	70.0	90.0
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			

Average Discharge Rate (001) 0.07 MGD

*Discharges of surface runoff water that are the result of a precipitation event and occur within 24 hours of said event shall not be subject to the total suspended solids limitations listed above. Discharges meeting this description shall meet a maximum total Settleable solids limit of 0.5 ml/l (milliliters per liter).

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

NPDES No. PA0252115 (Mining permit no. 65112801), Mon River Energy Corp., P. O. Box 466, Brier Hill, PA 15415, new NPDES permit for a small noncoal surface mine in Mt. Pleasant Township, **Westmoreland County**, affecting 3.9 acres. Receiving stream: Sewickley Creek, classified for the following use: HQ-CWF. Application received: January 20, 2011.

There are no NPDES outfalls on this site. Surface run-off will be controlled by Best Management Practices, including berms and a sediment trap.

The proposed effluent limits for any water leaving the site are as follows:

Outfalls:

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	1.5	3.0	3.8
Manganese (mg/l)	1.0	2.0	2.5
Aluminum (mg/l)	0.75	1.5	1.9
Total Suspended Solids (mg/l)	35	70	90
Osmotic Pressure (mOsm/kg)	50	50	50

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

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

NPDES No. PA 0257486 (Mining permit no. 41100301), Glenn O. Hawbaker, Inc., 1952 Waddle Road, State College, PA 16803, new NPDES permit for large industrial mineral surface mine in Armstrong Township, **Lycoming County**, affecting 98.5 acres. Receiving stream(s): Hagerman’s Run, classified for the following use(s): CWF. Application received: December 17, 2010

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

The outfall(s) listed below discharge to Hagerman’s Run (CWF)

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
001	Y

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

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

The outfall(s) listed below require a non-discharge alternative:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
001	Y

There is no proposed surface discharge from the above listed facilities to the exceptional value (EV) portion of the receiving stream because the discharge will be conveyed downstream to the CWF section of Hagerman’s Run.

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

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

E46-1072. The Prudential Insurance CO. of America, 213 Washington Street, Mezzanine, Newark, NJ 07102, Upper Dublin Township, **Montgomery County**, ACOE Philadelphia District.

To construct and maintain three road crossings, five outfall structures, a stormwater basin and a parking lot impacting 0.25 acre of wetlands associated with the expansion of Prudential Insurance commercial development. The site is located near the intersection of Welsh Road and Dreshertown Road (Ambler and Hatboro, PA. USGS Quadrangle, N: 6.5 inches; W: 3.5 inches).

E51-249. City of Philadelphia, Philadelphia Water Department, Office of Watersheds, Aramark Tower, 11th and Market Sts. Philadelphia, PA 19107, **Philadelphia County**, ACOE Philadelphia District.

To perform the following water obstruction and encroachment activities along Gorgas Run (TSF-MF) and its tributary:

- 1) To stabilize and maintain approximately 2200 linear feet of stream banks and to enhance the floodplain by creating terraces.
- 2) To rehabilitate the existing 300-foot long existing retaining wall.

3) To modify the existing outfall channel by installing step-pool.

4) To stabilize and maintain the existing sanitary sewer manholes by utilizing boulder toe revetment structures.

5) To place and maintain scour protection for the existing 36-inch water main crossing, outfall, and abutments of various bridges along the stream.

6) To provide various in-stream habitat enhancement structures.

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

E58-293. Buckeye Partners, L.P., P. O. Box 90, Emmaus, PA 18049, in Bridgewater Township, **Susquehanna County**, U.S. Army Corps of Engineers, Baltimore District.

To stabilize and maintain a 20-foot reach of a tributary to Meshoppen Creek (CWF, MF) with articulating concrete revetment mats for the purpose of protecting an existing exposed 16-inch diameter and 14-inch diameter petroleum pipeline (Montrose West, PA Quadrangle Latitude: 41° 47' 19.8"; Longitude: -75° 52' 34.4") in Bridgewater Township, Susquehanna County.

E52-229. PPL Holtwood, LLC, P. O. Box 122, Hawley, PA 18428, in Palmyra Township, **Pike County**, U.S. Army Corps of Engineers, Philadelphia District.

To place and maintain fill, supported by a concrete block retaining wall, in 0.04 acres of Lake Wallenpaupack for the purpose of constructing handicap-accessible parking and fishing access and to construct and maintain two 10-foot diameter riprap fish habitat structures in Lake Wallenpaupack (Newfoundland, PA Quadrangle Latitude: 41° 22' 13.5"; Longitude: -75° 16' 39.2") in Palmyra Township, Pike County.

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

E06-670: David Meacham, Septic Line Installation, 662 Bertolet Road, Oley, Pennsylvania 19547, in Pike Township, **Berks County**, ACOE Philadelphia District

To install and maintain a 280.0-foot long, 2.0-inch diameter PVC pipe wetland crossing temporarily impacting 0.08 acre of exceptional value PFO wetland for the purpose of correcting pollution caused by a malfunction-

ing septic system that exists onsite. The project is located along Bertolet Road approximately 0.10 mile southeast of its intersection with Lobachsville Road (Maxatawny, PA Quadrangle, N: 5.88 inches, W: 14.88 inches; Latitude: 40°24'26.6", Longitude: -75°43'57.3") in Pike Township, Berks County. Wetland impacts are temporary and mitigation is not required.

E22-550: Michael Ogden, Catholic Diocese of Harrisburg, 800 Union Deposit Road, PO Box 3657, Harrisburg, Pennsylvania 17105, in Lower Paxton Township, **Dauphin County**, ACOE Baltimore District.

To place and maintain: 1) fill in a 0.036-acre Palustrine Emergent (PEM) wetland located in the Spring Creek Watershed (CWF), and 2) 73.0 feet of R-5 riprap bank protection along Spring Creek (CWF) for the purpose of constructing a high school and associated athletic fields and utilities. The project is located near the intersection of Spring Creek Road and Page Road (Harrisburg East, PA Quadrangle N: 4.58 inches; W: 5.89 inches; Latitude: 40°16'33.2"; Longitude: 76°47'10.7") in Lower Paxton Township, Dauphin County. Wetland impacts are de minimis and wetland replacement is not required.

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

E08-475. Pennsylvania Department of Transportation, Engineering District 3-0, PO Box 218, Montoursville, PA 17754-0218. S.R.2022, Section 001, Segment 0110, Offset 0516, Bridge Replacement Project. Putnam Township, **Bradford County**, ACOE Baltimore District (Blossburg, PA Quadrangle N: 41° 44' 41"; W: 76° 04' 33").

PA DOT Engineering District 3-0 proposes to remove the existing single-span concrete slab bridge with reinforced concrete abutments and wing walls. The existing structure has a total clear span from abutment face to abutment face of 14.0' with a normal clear span of 13.2'. The structure is on approximately a 71° skew to the roadway baseline. To construct and maintain a 16.0' clear span precast concrete box culvert with a 4.7' clear height depressed 1' resulting in a minimum underclear of 3.7' and a skew of 55° carrying S.R. 2022 over Wilson Creek. The total estimated stream disturbance is approximately 120' linearly of permanent stream impact. There will be no permanent or temporary wetland impacts. Wilson Creek are classified as Cold Water Fishery by Title 25, Chapter 93 Water Quality Standards. The project will not require mitigation.

STORAGE TANKS

SITE-SPECIFIC INSTALLATION PERMITS

The following Storage Tank Site-Specific Installation Permit application has been received by the Department of Environmental Protection (Department) and is currently under review. Persons wishing to comment on the proposed permit are invited to submit a statement to the Bureau of Waste Management, Division of Storage Tanks, PO Box 8763, Harrisburg, PA 17105-8763, within 30 days from the date of this publication. Comments received 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 the comment and the relevant facts upon which it based.

The following applications have been received for Storage Tank Site-Specific Installation Permits under the authority of the Storage Tank Spill Prevention Act (35 P. S. §§ 6021.304, 6021.504, 6021.1101—6021.1102) and under 25 Pa Code Chapter 245, Subchapter C.

<i>SSIP Application No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
11020	Lankenau Hospital 100 Lancaster Avenue Wynnewood, PA 19096 Attn: Michael Harms	Montgomery	Lower Merion Township	1 AST storing diesel fuel	30,000 gallons

ACTIONS

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

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

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

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

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

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

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

I. NPDES Renewal Permit Actions

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>
PA0061581	Bezdecki Family LLZ dba Sutton Springs 1823 Sutton Road Shavertown, PA 18708	Luzerne County Jackson Township	Unnamed tributary to Huntsville Creek (5-B)	Y
PA0061263 (Industrial Waste)	Wheelabrator Frackville Energy Company Inc. 475 Morea Road Frackville, PA 17931	Schuylkill County Mahanoy Township	Unnamed Tributary to Mill Creek Cold Water Fishes (3-A)	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>
PA0094846 Sewage	Somerset Ests MHP STP 1873 Husband Rd Somerset, PA 15501	Somerset Cnty Somerset Twp	UNT E Branch Coxes Crk	Y
PA0253081 Sewage	Universal Elec Corp 168 Georgetown Rd Canonsburg PA 15317	Washington Cnty Cecil Twp	Chartiers Crk	Y
PA0092860 Sewage	Terrace Acres MHP STP Dexter Rd Dunbar, PA 15431	Fayette Cnty Upper Tyrone Twp	Jacobs Crk	Y
PA0034282 Sewage	AG Real Estate, LLC 1017 Sir Robt Dr McDonald, PA 15057	Washington Cnty Robinson Twp	St Patrick Run	Y
PA0043036 Sewage	Laurel Lake STP 720 Museum Rd Reading, PA 19611	Indiana Cnty Banks Twp	Straight Run	Y

****Renewal individuals

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>
PA0222038 (Sewage)	Robert B. Pangallo 3111 Trails End Lane	Jefferson County Barnett Township	Unnamed tributary to Cathers Run 17-B	Y
PA0222283— Amendment No. 1 (Sewage)	Corsica Borough P. O. Box 176 Corsica, PA 15829	Corsica Borough Jefferson County	Welch Run 17-C	Y
PA0238635 (Sewage Renewal)	Frank & Melissa Blaine 304 Eagle Mill Road Butler, PA 16001	Connoquenessing Township Butler County	Little Connoquenessing Creek 20-C	Y
PA0091341 (Sewage Renewal)	Moniteau School District 1810 West Sunbury Road West Sunbury, PA 16061	Cherry Township Butler County	Glade Dam Lake 20-C	Y

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

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

NPDES Permit No. PA0055875, Sewage, **Upper Hanover Township Authority**, 1704 Pillsbury Road, East Greenville, PA 18041-0205.

This proposed facility is located in Upper Hanover Township, **Montgomery County**.

Description of Proposed Action/Activity: Approval for the renewal of an NPDES permit to discharge treated sewage from a facility known as Macoby Creek STP to Macoby Creek in Watershed 3-E.

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. WQG02011101, Sewerage, **Hamilton Township**, 272 Mummerts Church Road, Abbottstown, PA 17301.

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

Description of Proposed Action/Activity: Permit approval for the abandonment of the Glabview Acres Wastewater Treatment Plant and construction of a new pump station and force main.

WQM Permit No. 3611402, Sewerage, **City of Lancaster**, 120 North Duke Street, Lancaster, PA 17608.

This proposed facility is located in Lancaster City, **Dauphin County**.

Description of Proposed Action/Activity: Permit approval for modifications/upgrades to the Conestoga Garden Pumping Station. The upgrade consists of replacement of most of the mechanical, electrical and HVAC of the existing station.

WQM Permit No. 3111201, CAFO, **Andrew Harpster**, Evergreen Farms, 3102 Evergreen Lane, Spruce Creek, PA 16683. This proposed facility is located in Franklin Township, **Huntingdon County**.

Description of Proposed Action/Activity: Permit approval for the construction / operation of manure storage facilities consisting of a 750' x 215' x 14.5' earthen pond, double-lined with compacted clay and an HDPE liner, with a capacity of 11.0 MG at a 2' freeboard, and including a subsurface perimeter drain, leak detection system, manure unloading station, and pump out ramps.

WQM Permit No. 3111202, CAFO, **Andrew Harpster**, Evergreen Farms, 3102 Evergreen Lane, Spruce Creek, PA 16683.

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

Description of Proposed Action/Activity: Permit approval for the construction / operation of manure storage facilities consisting of a 200' diameter, 14' deep circular concrete / reinforced steel manure storage with 3.06 MG capacity at a 12" freeboard. Design includes an underdrain and leak detection system.

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

WQM Permit No. WQG016188, Sewerage, **Thomas Martelli**, 26 Cherry Hill, Sewickley, PA 15143

This proposed facility is located in Economy Boro, **Beaver Cnty**

Description of Proposed Action/Activity: Issuance for construction & operation of small flow treatment facility.

WQM Permit No. 0211405, Sewerage, **Pleasant Hills Auth**, 610 Old Clairton Rd, Pittsburgh, PA 15236

This proposed facility is located in Pleasant Hills Boro, **Allegheny Cnty**

Description of Proposed Action/Activity: Issuance for construction & operation of pump station rehabilitation.

WQM Permit No. 0311401, Sewerage, **Ford City Boro Muni Sew Disposal Auth**, PO Box 66, Ford City, PA 16226

This proposed facility is located in Ford City Boro, **Armstrong Cnty**

Description of Proposed Action/Activity: Issuance for construction and operation of combined sewer separation.

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

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>
PAI023510003	Lackawanna County 200 Adams Avenue 6th Floor Scranton, PA 18503	Lackawanna	Archbald Borough	Aylesworth Creek, CWF, MF, EV Wetland
PAI023510006	Geisinger Health System 100 N. Academy Avenue Danville, PA 17822-1540	Lackawanna	Moosic Borough	UNT to Spring Brook Creek, CWF, MF, EV Wetlands
PAI024510001	Romec, Inc. P. O. Box 190 Route 209 Marshalls Creek, PA 18335	Monroe	Middle Smithfield Township	Trib. To Bushkill Creek, HQ-CWF, MF
PAI024511010	PPL Electric Utilities Co. 2 North Ninth Street GENN4 Allentown, PA 18101	Monroe	Chestnuthill Twp. and Polk Twp.	Pohopoco Creek, CWF, MF; Unnamed Tributary to Pohopoco Creek, CWF, MF; Middle Creek, CWF, MF; Unnamed Tributary to Middle Creek, HQ-CWF, MF; Jonas Creek, EV; Unnamed Tributary to Jonas Creek, EV
PAI023906001(R)	Majestic Lehigh Valley West, LP 3001 Commerce Center Blvd. Bethlehem, PA 18015	Lehigh	Upper Macungie Twp.	Iron Run, 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>
PAI032211002	Dan Jorich (Autumn Glenn) 1620 Mountain Road Dauphin, PA 17018	Dauphin	Middle Paxton Township	UNTs to Clark Creek (HQ-CWF)
PAI032111003	Dana Morse Blue Beacon of PA, LLC (New Truck Wash Facility) 500 Graves Blvd., PO Box 856 Salina, KS 67402	Cumberland	Middlesex Township	Conodoguinet Creek (WWF, MF) and Letort Spring Run (HQ-CWF, MF)

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

Westmoreland County Conservation District, 218 Donohoe Road, Greensburg, PA 15601

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI056511002	John Visnic 3653 Sardis Road Murrysville, PA 15668	Westmoreland	Washington Township	UNT to Beaver Run (HQ)

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

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

List of NPDES and/or Other General Permit Types

PAG-1	General Permit for Discharges from Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated with Construction Activities (PAR)
PAG-3	General Permit for Discharges of Stormwater from Industrial Activities
PAG-4	General Permit for Discharges from Small Flow Treatment Facilities
PAG-5	General Permit for Discharges from Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges from Combined Sewer Systems
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>
Warminster Township Bucks County	PAG0200 0911021	Gaiimo Realty Company, LP 1465 West Street Road Warminster, PA 18974-3114	Little Neshaminy Creek (WWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

*Facility Location:
Municipality &
County*

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
City of Philadelphia Philadelphia County	PAG0201 511037	PA Department of General Services 18th and Herr Streets Harrisburg, PA 17120 and PA State Police 1800 Elmerton Avenue Harrisburg, PA 17110	Schuylkill River (CWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAG0201 511115	Direct Invest Germantown, LLC 114 North Main Street, Suite 100 Suffolk, VA 23434	Takoony/Tacony Frankford Watershed (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Moore Twp., Northampton Co.	PAG02004807020 (1)	MJL Realty Company, Inc. Mark Leuthe 988 Lawrence Way Allentown, PA 18104	Hokendaqua Creek, CWF, MF	Northampton Co. Cons. Dist. 610-746-1971
Old Forge Borough Lackawanna Co.	PAG02003508011 (1)	Old Forge Borough 314 S. Main St. Old Forge, PA 18518	St. John's Creek, CWF, MF	Lackawanna Co. Cons. Dist. 570-281-9495
Wilkes-Barre City Luzerne Co.	PAG02004011012	King's College Lisa Marie McCauley 133 N. River St. Wilkes-Barre, PA 18711	Susquehanna River, WWF, MF	Luzerne Co. Cons. Dist. 570-674-7991
Penn Township Perry County	PAG02035011006	Members 1st Federal Credit Union 5000 Louise Drive Mechanicsburg, PA 17055	UNT to Susquehanna River (WWF)	Perry County Conservation District PO Box 36, 31 W. Main Street New Bloomfield, PA 17068
Decatur Township Mifflin County	PAG2004411003	Dan Lukens 7075 Old Stage Road McClure, PA 17841	UNT to Jacks Creek, CWF	Mifflin Co. Conservation District 20 Windmill Hill #4 Burnham, PA 17009 717-248-4695
Brown Township, Mifflin County	PAG2004411004	Mr. Walter Schmidt Jr. Cedar Hill Manor 1309 Eastwood Road, Alden, NY 14004	Coffee Run (TSF)	Mifflin Co. Conservation District 20 Windmill Hill #4 Burnham, PA 17009 717-248-4695

Northcentral Region: Watershed Management Program Manager, 208 W Third Street, Williamsport, Pa 17701

*Facility Location:
Municipality &
County*

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Greenwood Township Clearfield County	PAG02001711007	PA Dept of Transportation 1924-30 Daisy St Clearfield, PA 16830	Haslett Run CWF	Clearfield County Conservation District 511 Spruce St Ste 6 Clearfield PA 16830 Phone: (814) 765-2629
Pine Creek Township Clinton County	PAG02001811006	Mages Group LLC 16000 N Dallas Pkwy Dallas TX 75348	Susquehanna River CWF	Clinton County Conservation District 45 Cooperation Lane Mill Hall PA 17751 (570) 726-3798

NOTICES

5201

<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>
Muncy Creek Township Lycoming County	PAG02004111014	Daniel Klingerman Fishlips, LLC 1500 Sycamore Rd, Ste 120 Montoursville PA 17754	Muncy Creek TSF	Lycoming County Conservation District 542 County Farm Rd Suite 202 Montoursville PA 17754 (570) 433-3003
Armstrong Township Lycoming County	PAG02004111015	PA Dept of Transportation 715 Jordan Ave Montoursville PA 17754	West Branch of Susquehanna River WWF, MF	Lycoming County Conservation District 542 County Farm Rd Suite 202 Montoursville PA 17754 (570) 433-3003
Wolf Township Lycoming County	PAG02004111016	Todd Ross 90 Weaver Ln Milton PA 17847	UNT to Muncy Creek TSF, MF	Lycoming County Conservation District 542 County Farm Rd Suite 202 Montoursville PA 17754 (570) 433-3003
Mahoning Township Montour County	PAG02004711005	Geisinger Health System 100 N Academy Ave Danville PA 17822	Mahoning Creek CWF, MF	Montour County Conservation District 112 Woodbine Ln Ste 2 Danville PA 17821 Phone: (570) 271-1140
Charleston Township Tioga County	PAG02005911012	Greg Powell 14239 Route 6 Mansfield PA 16933	UNT to North Elk Run	Tioga County Conservation District 50 Plaza Ln Wellsboro PA 16901 (570) 724-1801 Ext. 5

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

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office and Phone No.</i>
Cambria County Brownstown Borough	PAG02001111010	Brownstown Borough 350 Habicht Street Johnstown, PA 15906-3131	Conemaugh River (WWF)	Cambria County CD 401 Candlelight Drive Suite 221 Ebensburg, PA 15931
Fayette County South Union Twp.	PAG02002611006	Ray C. Sprowls Brownsfield Farms Inc. 59 Miller Avenue Uniontown, PA 15401	UNT to Redstone Creek (WWF)	Fayette County CD 10 Nickman Plaza Lemont Furnace, PA 15456
Fayette County Washington Township, Fayette City, & Belle Vernon Borough	PAG02002611009	Kenneth Klancher Municipal Authority of the Township of Washington 1390 Fayette Avenue Belle Vernon, PA 15012	Downers Run & Tributaries; Tributaries to Speers Run	Fayette County CD 10 Nickman Plaza Lemont Furnace, PA 15456

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Phone No.</i>
Fayette County Perryopolis, PA 15473	PAG02002611004	Renee Smith Perryopolis Auto Auction 3447 Pittsburgh Road Perryopolis, PA 15473-1377	UNT to Washington Run (WWF)	Fayette County CD 10 Nickman Plaza Lemont Furnace, PA 15456
Greene County Franklin Township	PAG020030118004	JP Morgan Greene County Hotel Associates, LP 375 Southpointe Blvd. Suite 410 Canonsburg, PA 15317	South Fork Ten Mile Creek (WWF)	Greene County CD 19 South Washington Street Waynesburg, PA 15370-2053
Somerset County Somerset Township	PAG02005611003	Dr. Deb Baceski 105 West Church Street Somerset, PA 15501	UNT to the East Branch of Coxes Creek	Somerset County CD 6024 Glades Pike Suite 103 Somerset, PA 15501
Westmoreland County Upper Burrell Township	PAG02006511012	Mark Kaforey Kaforey Holdings, II LP 702 Prominence Drive New Kensington, PA 15068 & Jay Banieramonte West Company IDC 40 N. Pennsylvania Ave. Greensburg, PA 15601	UNT to Pucketa Creek (CWF)	Westmoreland County CD 218 Donohoe Road Greensburg, PA 15601
Westmoreland County Hempfield Twp.	PAG02006511016	John Detisch Westmoreland County Community College 145 Pavilion Lane Youngwood, PA 15697	Sewickley Creek (WWF)	Westmoreland County CD 218 Donohoe Road Greensburg, PA 15601
Westmoreland County East Huntingdon Township	PAG02006511032	Howard Levine Steel City Vacuums 919 Penn Avenue Wilkinsburg, PA 15221	UNT to Wilson Run (WWF)	Westmoreland County CD 218 Donohoe Road Greensburg, PA 15601
Westmoreland County Municipality of Murrysville	PAG02006511020	Andy Virostek Murrysville Dek Hockey LLC 3481 Treeline Drive Murrysville, PA 15668	Turtle Creek (WWF)	Westmoreland County CD 218 Donohoe Road Greensburg, PA 15601
Westmoreland County City of Jeannette	PAG02006511024	Douglas Pike City of Jeannette Municipal Authority PO Box 294 Penn, PA 15675	Brush Creek (TSF)	
Fairview Township Erie County	PAG02002511021	Kirila Contractors, Inc. 505 Bedford Road PO Box 179 Brookfield, OH 44403	UNT Walnut Creek; CWF-MF	Erie Conservation District 814-825-6403
Harborcreek Township Erie County	PAG02002511022	Erie Water Works 240 West 12th Street Erie, PA 16501	Scott Run; CWF; MF	Erie Conservation District 814-825-6403

General Permit Type—PAG-3

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Penn Township Chester County	PAR230078	Consolidated Container Company, LP 3101 Towercreek Parkway SE No. 300 Atlanta, GA 30339	Unnamed Tributary to East Branch Big Creek—7K	Southeast Region Water Management 484.250.5970

NOTICES

5203

<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>
Montgomery Township Montgomery County	PAR230021	Illinois Tool Works dba Philadelphia Resins Corp. 130 Commerce Drive Montgomeryville, PA 18936	Park Creek (2-F)	Southeast Region Water Management 484.250.5970
Auburn Twp. Susquehanna County	PAR212228	S&K Stone, Inc. 243 McGavin Road Meshoppen PA 18630	Meshoppen Creek (CWF, MF)	PA DEP Northeast Regional Office 2 Public Square Wilkes-Barre, PA 18701-1915 570-826-2511
West Brunswick Twp Schuylkill County	PAR202256	Shalmet Corporation 116 Pinedale Industrial Road Orwigsburg, PA 17961	Pine Creek to Little Schuylkill River (CWF, MF)	PA DEP Northeast Regional Office 2 Public Square Wilkes-Barre, PA 18701-1915 570-826-2511
Lancaster County / East Hempfield Township	PAR123553	Kellogg USA, Inc. 2050 State Road PO Box 3006 Lancaster, PA 17604	Swarr Run / TSF / 7-J	DEP—SCRO—WQ 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Fulton County / Ayr Township	PAR113553	JLG Industries, Inc. (Military Support Center & Success Drive Facilities) 1 JLG Drive McConnellsburg, PA 17233	UNT Big Cove Creek / CWF / 13-B	DEP—SCRO—WQ 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Bedford County / Bedford Township	PAR113552	JLG Industries, Inc. (Sunnyside Facility) 1 JLG Drive McConnellsburg, PA 17233	Raystown Branch Juniata River / TSF / 11-C	DEP—SCRO—WQ 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
York County Hanover Borough	PAR203605	Wire Company Holdings, Inc. 500 East Middle Street Hanover, PA 17331	Oil Creek /WWF / 7-H	DEP—SCRO—WQ 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
York County Spring Garden Township	PAR203586	Wire Company Holdings, Inc. 500 East Middle Street Hanover, PA 17331	Mill Creek / WWF / 7-H	DEP—SCRO—WQ 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
York County York City	PAR203585	Wire Company Holdings, Inc. 500 East Middle Street Hanover, PA 17331	UNT to Codorus Creek / WWF / 7-H	DEP—SCRO—WQ 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707

<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>
Cumberland County Middlesex Township	PAR603523	Cumberland Recycling, Inc. PO Box 307 Carlisle, PA 17013-0307	UNT to Letort Spring Run / CWF	DEP—SCRO—WQ 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Blair County Taylor Township	PAR323515	New Enterprise Stone & Lime Co., Inc. PO Box 77 New Enterprise, PA 16664	Plum Creek / WWF	DEP—SCRO—WQ 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707

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

<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>
New Wilmington Borough Lawrence County	PAR128312	Dairy Farmers of America 925 State Route 18 New Wilmington, PA 16142	Unnamed tributaries of McClure Run 20-A	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942
Spartansburg Borough Crawford County	PAR228315	Clear Lake Lumber, Inc P. O. Box 129 Spartansburg, PA 16434	East Branch Oil Creek and Unnamed Tributary to East Branch Oil Creek 16-E	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942
Fairview Township Erie County	PAR218304	New Enterprise Stone & Lime Company P. O. Box 77 New Enterprise, PA 16664	Walnut Creek 15	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942
Young Township Jefferson County	PAR118317	NAC Carbon Products P. O. Box 436 Punxsutawney, PA 15767	Elk Run 17-D	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942
Oil Creek Township Crawford County	PAR228339	Northwest Hardwoods 10589 Campbell Road Titusville, PA 16354	Pine Creek 16-E	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

General Permit Type—PAG-4

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
York County / East Manchester Township	PAG043601, Amendment #2 (transfer)	Bret Golihew 115 N. Griffith Ln. Manchester, PA 17345	Little Conewago Creek / Trout Stocking Fishery / 7F	DEP—SCRO 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707

NOTICES

5205

*Facility Location:
Municipality &
County*

Economy Borough
Beaver County

Permit No.

PAG046428

*Applicant Name &
Address*

Thomas Martelli
26 Cherry Hill
Sewickley, PA 15143

*Receiving
Water / Use*

UNT to Big
Sewickley Creek

*Contact Office &
Phone No.*

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

General Permit Type—PAG-8

*Facility Location:
Municipality &
County*

St. Thomas
Township
Franklin County

Permit No.

PAG083560

*Applicant Name &
Address*

St. Thomas Township Municipal
Authority
6442 Lincoln Way West
St. Thomas, PA 17252

*Site Name &
Location*

St. Thomas
Township WWTP
6442 Lincoln Way
West
St. Thomas, PA
17252

*Contact Office &
Phone No.*

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

General Permit Type—Site Suitability Notice

*Facility Location:
Municipality &
County*

Young Township
Indiana County

*Applicant Name &
Address*

Synagro 264 Prisani
Street
PO Box 35
Bovard, PA 15619

Site Name

Neal Run Biosolids Reclamation
Site

Permit Number

774985

*Contact Office &
Phone No.*

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

General Permit Type—PAG-10

*Facility Location:
Municipality &
County*

Dauphin County
Lower Swatara
Township

Permit No.

PAG103547

*Applicant Name &
Address*

Buckeye Pipe Line
Transportation, LLC
5002 Buckeye Road
PO Box 368
Emmaus, PA 18049-0368

*Receiving
Water / Use*

UNT to Laurel Run
/ WWF

*Contact Office &
Phone No.*

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

Fairfield Township
Westmoreland
County

Permit No.

PAG106140

*Applicant Name &
Address*

XTO Energy, Inc.
810 Houston Street
Fort Worth, TX 76102

*Receiving
Water / Use*

UNT of Hypocrite
Creek

*Contact Office &
Phone No.*

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

**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>
Kenton Sweigart 620 Greider Rd Mount Joy, PA 17552	Lancaster	437.74	1040.22	Dairy/swine/ pullets	NA	Approved
Gerald & Mike Long 57 McGillstown Road Annville, PA 17003 (Home Farm)	Lebanon	330.8	468.82	Swine	NA	Approved
59 Reeds Creek Rd Annville, PA 17003 (Swine Farm)						
Kulp Family Dairy LLC 1691 Millerstown Rd Martinsburg, PA 16662	Blair	2,833.1	3,651.25	Dairy	Clover Creek—HQ Yellow Creek—HQ Middle Run—HQ	Approved

PUBLIC WATER SUPPLY PERMITS

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

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, 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

Northeast Region: Water Supply Management Program Manager, 2 Public Square Wilkes-Barre Pa

Permit No. 5411503, Public Water Supply.

Applicant **Jackson Perry dba/ Forest Springs**
 [Borough or Township] Wayne Twp
 County **Schuylkill**
 Type of Facility Bulk Water Hauling
 Consulting Engineer Forino Co. LP
 555 Mountain Home RD
 Sinking Spring, Pa
 Permit to Construct 9/2/2011
 Issued

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

Permit No. 3611519 A1, Public Water Supply.

Applicant **Northwestern Lancaster County Authority**
 Municipality Penn Township
 County **Lancaster**
 Responsible Official David C McCracken, Chairman
 97 North Penryn Road
 Manheim, PA 17545
 Type of Facility Installation of temporary
 membrane filtration and nitrate
 treatment.
 Consulting Engineer Mark L Homan, P.E.
 Becker Engineering LLC
 111 Millersville Road
 Lancaster, PA 17603
 Permit to Construct 9/9/2011
 Issued:

Operations Permit issued to: **City of Lancaster**, 7360058, Manheim Borough, **Lancaster County** on 9/9/2011 for the operation of facilities approved under Construction Permit No. 3609506.

Operations Permit issued to: **Shippensburg Borough Authority**, 7210043, Lurgan Township, **Franklin County** on 9/15/2011 for the operation of facilities approved under Construction Permit No. 2809503.

Operations Permit issued to: **Dover Township**, 7670073, Dover Township, **York County** on 9/13/2011 for the operation of facilities approved under Construction Permit No. 6710504 MA.

Operations Permit issued to: **The York Water Company**, 7670100, York Township, **York County** on 9/2/2011 for the operation of facilities approved under Construction Permit No. 6710508 MA.

Operations Permit issued to: **Conodoguinet Mobile Estates**, 7210061, Lower Mifflin Township, **Cumberland County** on 9/2/2011 for the operation of facilities approved under Construction Permit No. 2110506.

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

Permit No. 2511501 Public Water Supply

Applicant **Summit Township Water Authority**
 Township or Borough Summit Township
 County **Erie**
 Type of Facility Public Water Supply
 Consulting Engineer August E. Maas, P.E.
 Hill Engineering, Inc.
 8 Gibson Street
 North East, PA 16428
 Permit to Construct September 14, 2011
 Issued

Permit No. 2703502-MA2 Public Water Supply

Applicant **Aqua Pennsylvania Incorporated**
 Township or Borough Jenks Township
 County **Forest**
 Type of Facility Public Water Supply
 Consulting Engineer Pete Kusky, P.E.
 Aqua Pennsylvania, Inc.
 644 North Water Avenue
 Sharon, PA 16146
 Permit to Construct September 15, 2011
 Issued

Permit No. 2010501 Public Water Supply

Applicant **Aqua Pennsylvania Incorporated**
 Township or Borough Sadsbury Township
 County **Crawford**
 Type of Facility Public Water Supply
 Consulting Engineer Pete Kusky, P.E.
 Aqua Pennsylvania, Inc.
 665 S. Dock Street
 Sharon, PA 16146
 Permit to Construct September 16, 2011
 Issued

WATER ALLOCATIONS

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

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

Permit WA 16-1003A. Water Allocations. East Brady Borough, 502 Ferry Street, Suite 15, East Brady, PA 16028. East Brady Borough, **Clarion County**. The Water Allocation Permit grants the applicant's right to acquire an average annual withdrawal of 500,000 gpd and a peak day withdrawal of 720,000 gpd total from Wells No. 1, No. 2, and No. 3. East Brady Borough serves customers located in East Brady Borough and Rimersburgh Borough, Clarion County.

Permit Issued: September 15, 2011

SEWAGE FACILITIES ACT PLAN APPROVAL

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

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

Plan Location: Sanitary Sewer Service for 1645, 1649, and 1651 Freemansburg Avenue

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Bethlehem Twp.	4225 Easton Ave. Bethlehem, PA 18020	Northampton

Plan Description: The approved plan provides for Sanitary Sewer Service Extension for 1645, 1649, and 1651 Freemansburg Avenue, which Bethlehem Township submitted to the Department on August 4, 2011. The submission was found to be consistent with the planning requirements given in Chapter 71 of the Rules and Regulations of the Department.

This Planning Module provides for the extension of Sanitary Sewer Service to three existing homes (1645, 1649, and 1651 Freemansburg Avenue) to connect to the existing Nancy Run Interceptor due to malfunctioning on-lot sewage disposal systems. The 1750 gpd of proposed sewage flows include those from four adjacent properties that may connect in the future.

The Bethlehem Township Municipal Authority will prepare the design, obtain all the necessary permits, and pay up front, for the construction of the collection system.

The individual property owners will be responsible for the installation of their own grinder pumps and the connection to the Service Mains located near their homes. The property owners will own, operate and maintain their individual grinder pump systems. Bethlehem Township is currently working on an On-lot Sewage Management Program, which will incorporate an Individual Grinder Pump Operations & Maintenance Program.

Bethlehem Township Municipal Authority will acquire and pay for the access easements and permanent easements from the property owners in an effort to allow the Authority access to the sewer extension for maintenance.

Sewage flows from the project will be conveyed and treated by the City of Bethlehem.

The City of Bethlehem provides public water to the project area.

It is the responsibility of Bethlehem Township to implement this 537 Planning Module Plan in accordance with the schedule contained in the Planning Module.

Any required NPDES Permits or WQM Permits must be obtained in the name of Bethlehem Township Municipal Authority.

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, Environmental Cleanup Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Besecker Excavating and Paving, Inc., 2701 Hamilton E. Street, Hamilton Township, **Monroe County**. David Everitt and Mark Ellis, MEA, Inc., 1365 Ackermanville Road, Bangor, PA 18013 have submitted a Final Report (on behalf of their client, William Besecker, 1211 Bush Road, Cresco, PA 18326), concerning the remediation of soil found to have been impacted by No 2 fuel oil as a result of a release from a 1,000-gallon underground storage tank, which had a broken return line. The report was submitted to document attainment of the Residential Statewide Health Standard for soil. A public notice regarding the submission of the Final Report was published in the *Pocono Record* on August 18, 2011.

Former New Jersey Zinc Company-West Plant, 1120 Mauch Chunk Road, Palmerton Borough, **Carbon County**. Mr. J. Mark Nielsen, ENVIRON International Corporation, 1760 Market Street, Suite 1000, Philadelphia, PA 19103 has submitted a Cleanup Plan (on behalf of his client, CBS Operations, Inc., 333 Wacker Drive, 27th Floor, Chicago, IL 60606), concerning the remediation of soil and groundwater found to have been impacted by VOCs, Semi-VOCs, and metals as a result of historical operations at this former zinc manufacturing plant. The plan was submitted in partial fulfillment of the Site-Specific Standard. A public notice regarding the submission of the Cleanup Plan was published in *The Morning Call* on May 19, 2011.

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

Poppi Al's Pizza, 7750 Allentown Boulevard, Harrisburg, PA, West Hanover Township, **Dauphin County**.

Groundwater Services International, Inc., 443 McCormick Road, Mechanicsburg, PA 17055, on behalf of Poppi Al's Pizza, 7750 Allentown Boulevard, Harrisburg, PA 17112, submitted a Final Report concerning remediation of site soils and groundwater contaminated with petroleum products from unregulated gasoline and heating oil underground storage tanks. The report is intended to document remediation of the site to meet the Residential Statewide Health Standard.

Hershey Trust Farm 15 Landfill, Hershey Road, Hershey, PA, South Hanover Township, **Dauphin County**. URS Corporation, 4507 North Front Street, Suite 200, Harrisburg, PA 17110, on behalf of Hershey Trust Company, 100 Mansion Road East, Hershey, PA 17033, submitted a combined Remedial Investigation, Risk Assessment, and Final Report concerning remediation of site soils contaminated with arsenic, VOCs, SVOCs, and pesticides. The combined report is intended to document remediation of the site to meet the Residential Statewide Health and Site Specific Standards.

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

Former McInnes Steel Facility, City of Corry, **Erie County**. Urban Engineers, Inc., 1319 Sassafrass Street, Erie, PA 16501 on behalf of The Redevelopment Authority in the City of Corry, 1524 Enterprise Road, Corry, PA 16407 has submitted a Risk Assessment Report concerning remediation of site soils contaminated with Arsenic, Iron, and Lead. The report is intended to document remediation of the site to meet the Site-Specific Standard.

Southwest Region: Environmental Cleanup Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745

Exxon Mobil Irwin Terminal (Former), North Huntingdon Township, Westmoreland County. Groundwater and Environmental Services, Inc. 800 Commonwealth Drive, Suite 201, Warrendale, PA 15086 on behalf of ExxonMobil Environmental Services Company, 1545 Route 22 East, Room CCM09E, Annandale, NJ 088010 has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with leaded gasoline constituents.

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 dem-

onstrate 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.

K. Stockholm 4H/5H Well Site, 1011 Stockholm Road, Rush Township, **Susquehanna County**. James Pinta and David Testa, URS Corporation, 501 Holiday Drive, Foster Plaza 4, Suite 300, Pittsburgh, PA 15220 submitted a Final Report (on behalf of their client, Cabot Oil & Gas Corporation, 5 Penn Center West, Suite 401, Pittsburgh, PA 15276), concerning the remediation of soil found to have been impacted as a result of a release of drilling mud from drilling operations at the site. The report documented attainment of a combination of the Statewide Health Standard for soil and the Background Standard for soil. The Final Report was approved on September 13, 2011. The report was originally submitted within 90 days of the release.

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

Thomas Anderson Residence / Leffler Energy, Inc., 15271 Barrens Road, Stewartstown, PA, Hopewell Township, **York County**. Patriot Environmental Management, LLC, PO Box 629, Douglassville, PA 19518, on behalf of Thomas Anderson, 15271 Barrens Road, Stewartstown, PA 17363 and Leffler Energy, Inc., 15 Mount Joy Road, PO Box 302, Mount Joy, PA 17552, submitted a Final Report concerning remediation of site soils and groundwater contaminated with No. 2 fuel oil released from a ruptured aboveground storage tank. The Final Report demonstrated attainment of the Residential Statewide Health standard, and was approved by the Department on September 16, 2011.

Southwest Region: Environmental Cleanup Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745

LTV Southside Parcel B1b, City of Pittsburgh, **Allegheny County**. Mr. Martin C. Knuth, Civil and Environmental Consultants, Inc. on behalf of the Urban Redevelopment Authority of Pittsburgh, 200 Ross Street, Pittsburgh, PA has submitted a Final Report concerning remediation of site soils on Parcel B1b of the Southside Works mixed use development that is contaminated with metals, volatiles and semi-volatiles. The Report Final was approved on September 8, 2011.

LTV Southside Parcel C3a, City of Pittsburgh, **Allegheny County**. Mr. Martin C. Knuth, Civil and Environmental Consultants, Inc. on behalf of the Urban Redevelopment Authority of Pittsburgh, 200 Ross Street, Pittsburgh, PA and Southside Works HB Associates, LP, 2705 South Water Street, has submitted a Final Report concerning remediation of site soils on Parcel C3a of the Southside Works mixed use development that is contaminated with metals, volatiles and semi-volatiles. The Report Final was approved on September 8, 2011.

HAZARDOUS WASTE TREATMENT, STORAGE AND DISPOSAL FACILITIES

Permits issued, suspended, expired, denied, revoked, reinstated or returned under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003) and Regulations to Operate a Hazardous Waste Treatment, Storage, or Disposal Facility.

Southcentral Region: Regional Solid Waste Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4706.

PAD003026531. ArcelorMittal Steelton, LLC, 215 South Front Street, Steelton, PA 17113. Post Closure Permit issued on September 20, 2011 for ArcelorMittal Steelton LLC's Steelton Plant, HWM-1 Hazardous Waste Landfill, located North of the Steelton Plant, in Swatara and Lower Swatara Townships, **Dauphin County**.

MUNICIPAL WASTE GENERAL PERMITS

Permit(s) modified Under the Solid Waste Management Act; the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904); and Municipal Waste Regulations for a General Permit to Operate Municipal Waste Processing Facilities and the Beneficial Use of Municipal Waste.

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

Permit No. 100944 Chester County Solid Waste Authority, PO Box 476, Honey Brook, PA 19344. This is a demonstration facility permit which modifies Solid Waste Permit No. 100944 for the operation of Lanchester Landfill, issued in accordance with Article V of the Solid Waste Management Act, 35 P.S. Sections 6018.101, et seq.

The Department approves a demonstration facility permit for the use of Closure Turf as an alternative cover system in Area D Cell 3 and the northeastern portion of the area B at the Lanchester Landfill.

Compliance with the terms and conditions set forth in the permit is mandatory. You have the right to file an appeal as to these terms and conditions.

RESIDUAL WASTE GENERAL PERMITS

Permit(s) Issued Under the Solid Waste Management Act; the Municipal Waste Planning, Recycling and Waste Reduction Act; 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, Floor 14, 400 Market Street, Harrisburg, PA 17105-8472.

General Permit Application No. WMGR131. P.H. Glatfelter Co., 228 S. Main, St., Spring Grove, PA 17362-0500.

General Permit Numbered WMGR131 is for the beneficial use of carbonaceous wastes: (i) petroleum coke, (ii) uncontaminated and untreated wood chips generated during the pulp and/or paper making process, and (iii) other paper and wood industry wastes comprised of primarily wood fibers, and tire-derived fuel generated at the Glatfelter facility that is located in the Borough of Spring Grove, **York County** as alternative fuels to be combined with waste coal/coal for circulating fluidized bed (CFB) boilers at the facility. The resulting boiler ash generated by co-firing the approved alternative fuels is beneficially used as (a) structural fill, (b) soil substitute or soil additive, (c) at coal mining activity sites, (d) at abandoned surface mining sites, and (e) other beneficial uses. This residual waste general permit was issued by the Central Office on September 19, 2011.

Persons interested in reviewing the general permit may contact Scott E. Walters, General Permits and 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 Relay service, (800) 654-5984.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Permit(s) issued Under the Solid Waste Management Act, the Municipal Waste Planning, Recycling and Waste Reduction Act and Regulations to Operate Solid Waste Processing or Disposal Area or Site.

Northeast Region: Regional Solid Waste Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915

Permit Application No. 400693. Daniels Sharpsmart Inc., Daniels Sharpsmart Inc., 195 Conroy Drive, Easton, PA 18040. An application for the operation of a commercial infectious and chemotherapeutic waste processing and transfer facility located in Forks Township, **Northampton County**. The permit was issued in the Regional Office on September 12, 2011, and it will expire on September 12, 2021.

Person interested in reviewing the permit may contact Bill Tomayko, Program Manager, Waste Management Program, Northeast Regional Office, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984.

Southwest Regional Office, Regional Solid Waste Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Telephone 412.442.4000.

Permit ID No. 100419. Veolia ES Chestnut Valley Landfill, Inc., 1184 McClellandtown Road, McClellandtown, PA 15458. Veolia ES Chestnut Valley Landfill, Inc., 1184 McClellandtown Road, McClellandtown, PA 15458. A permit renewal for a municipal waste landfill in German Township, **Fayette County** was issued in the Regional Office on September 16, 2011.

Permit ID No. 100419. Veolia ES Chestnut Valley Landfill, Inc., 1184 McClellandtown Road, McClellandtown, PA 15458. Veolia ES Chestnut Valley Landfill, Inc., 1184 McClellandtown Road, McClellandtown, PA 15458. A revised closure plan for a municipal waste landfill in German Township, **Fayette County** was issued in the Regional Office on September 16, 2011.

Applications renewed Under the Solid Waste Management Act, the Municipal Waste Planning, Recycling and Waste Reduction Act and Regulations to Operate Solid Waste Processing or Disposal Area or Site.

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

Permit Application No. 101597. Pecks Septic Service, located in South Middleton Township, **Cumberland County**. The Department has reviewed the application for permit renewal in order to determine whether it contains the information, maps, fees, and other documents necessary to be considered administratively complete. Please be advised that the application has been determined to be administratively complete.

Comments concerning the application should be directed to Anthony Rathfon, Program Manager, Southcentral Regional Office. Persons interested in obtaining more information about the general permit application may contact the Southcentral Regional Office, 717-705-4706. 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

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

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

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

58-399-022GP5: Laser Northeast Gathering Co. LLC (1212 South Abington Road, Clarkes Summit, PA 18411) on August 9, 2011, to construct and operate an IC Engine with dehydrator/reboiler at the Cobb Hill Compressor Station site in Forest Lake Township, **Susquehanna 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

GP3-21-03075A: Mellott Co. (100 Mellott Drive, Warfordsburg, PA 17267) on September 13, 2011, to

install and operate a portable nonmetallic mineral processing plant at their Pennsy Supply Newville Quarry in Penn Township, **Cumberland County**.

GP11-21-03075A: Mellott Co. (100 Mellott Drive, Warfordsburg, PA 17267) on September 13, 2011, to install and operate four (4) non-road diesel engines at the Pennsy Supply Newville Quarry Penn Township, **Cumberland County**.

GP3-36-03185A: Mellott Co. (100 Mellott Drive, Warfordsburg, PA 17267) on September 14, 2011, to install and operate a portable nonmetallic mineral processing plant at the Pennsy Supply East Petersburg Quarry in East Hempfield Township, **Lancaster County**.

GP11-36-03185A: Mellott Co. (100 Mellott Drive, Warfordsburg, PA 17267) on September 14, 2011, to install and operate a non-road diesel engine at the Pennsy Supply East Petersburg Quarry in East Hempfield Township, **Lancaster County**.

GP3-21-05036A: Hempt Brothers, Inc. (205 Creek Road, Camp Hill, PA 17011) on September 14, 2011, to install and operate a portable nonmetallic mineral processing plant at the Camp Hill Quarry in Lower Allen Township, **Cumberland County**.

GP11-21-05036A: Hempt Brothers, Inc. (205 Creek Road, Camp Hill, PA 17011) on September 14, 2011, to install and operate a non-road diesel engine at the Camp Hill Quarry 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

GP3-57-057: Jack L. McClintock (15222 US Highway 220, Muncy Valley, PA 17758) on August 29, 2011, to construct and operate a portable nonmetallic mineral processing plant pursuant to the General Plan Approval and/or General Operating Permit For Portable Nonmetallic Mineral Processing Plants (BAQ-GPA/GP-3) at their Pit No. 2 facility in Shrewsbury Township, **Sullivan County**.

GP9-57-057: Jack L. McClintock (15222 US Highway 220, Muncy Valley, PA 1758) on August 29, 2011, to construct and operate a 250 brake horsepower, Cummins model 46218424 diesel-fired engine and a 100 brake horsepower Deutz model TCD2012L04 2V diesel-fired engine pursuant to the General Plan Approval And/Or General Operating Permit for Diesel or #2 Fuel-fired Internal Combustion Engines (BAQ-GPA/GP9) at the Pit No. 2 facility in Shrewsbury Township, **Sullivan County**.

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

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

GP5-25-1001B: Emkey Gathering LLC—Carter Hill Compressor Station (13131 Carter Hill Road, Corry, PA 16407) on September 12, 2011, to operate natural gas fired compressor engines in Wayne Township, **Erie County**. This permit was previously permitted under Norse Pipeline, LLC.

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.

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

36-05046A: Columbia Gas Transmission LLC (1700 MacCorkle Avenue SE, PO Box 1273, Charleston, WV, 25314-1518) on September 13, 2011, to amend the NOx emission limit from 70 to 150 ppmvd (15% O₂) for the existing turbines at the natural gas transmission station in East Donegal Township, **Lancaster County**.

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) on September 6, 2011, to construct and operate a process reactor (CR-6) and associated control devices for their facility in North Towanda Township, **Bradford 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.

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

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

09-0212: Nova Tube & Steel, Inc. (600 Dean Sievers Place, Morrisville, PA 19067) on September 9, 2011, to operate a paint line Falls Township, **Bucks County**.

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

03-00244: Dominion Transmission, Inc. (445 West Main Street, Clarksburg, WV 26301-2886) on September 13, 2011, to authorize the continued operation of a natural gas compressor station at their Rural Valley Compressor Station, in Valley Township, **Armstrong County**. Sources approved include: 2 Caterpillar compressor engines; 1 Model G3612, 3550 bhp and 1 Model G3606, 1775 bhp, each equipped with air/fuel ratio controls and individual cylinder ignition timing (ADEM III control system), and oxidation catalysts to control emissions, a NATCO glycol dehydration system (Model 150-275) with a 0.275 mmBtu/hr natural gas fired reboiler, emissions controlled by a 4 mmBtu/hr Questar Technology Thermal Oxidizer (Model Q100), a 690 bhp Caterpillar (Model G-3412 TA HCR) auxiliary generator for back-up power to the facility, emissions controlled by three-way oxidation catalyst, a 5,000-gallon Produced Fluids storage tank (vapor pressure greater than 1.5 psia) equipped with appropriate pressure and vacuum vents, other smaller supporting sources. Emissions from this facility are estimated to be 28.81 tons of NO_x, 10.94 tons

of CO, 47.52 tons of VOCs, 0.11 ton of SO₂, 5.88 tons of HAPs and 1.81 tons of PM per year. The plan approval has been extended.

11-00241A: State Correctional Institution at Cresson—SCI Cresson Center, (P. O. Box 598, Camp Hill, PA 17001). The company has requested additional time to complete the plan approval to operating permit process in Cresson Township, **Cambria County**. The new expiration date for this plan approval is May 14, 2012.

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

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

10-284E: Seneca Landfill, Inc. (421 Hartmann Road, Evans City, PA 16033) on September 30, 2011, to modify plan approval 10-284D conditions with regard to start-up, shutdown, and ceramic media curing procedures associated with the thermal oxidizer in Jackson Township, **Butler County**. This is a Title V facility.

43-354A: Terralinks Inc.—Sand Processing Plant (105 McQuiston Road, Jackson Center, PA 16133) on September 30, 2011, to construct a sand processing plant consisting of a 13.6 MMBtu/hr fluidized bed dryer with associated hoppers, storage bins and screening operations in Jackson Township, **Mercer County**. The 50 tons per hour dryer and associated equipment will operate 2,000 hours per year/seasonal. Terralinks will limit annual production to 100,000 tons of sand per year.

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

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

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

35-00050: Maple Hill Cemetery (68 East St. Mary's Road, Wilkes-Barre, PA 18706) on August 9, 2011, for a Natural Minor Operating Permit for crematory operations in Archbald, **Lackawanna County**. The issued State Only Operating Permit contains applicable requirements for emissions limitations, monitoring, record keeping, reporting, and work practice standards used to maintain facility compliance with Federal and State air pollution regulations. This is a renewal of a State-Only Operating Permit.

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 Enterprises, Inc.—dba Yorgey's Cleaners (1700 Fairview Street, Reading, PA 19606-2621) on September 6, 2011, for the petroleum-based solvent dry cleaning facility in Reading City, **Berks County**.

38-05027: Reading Materials, Inc. (PO Box 1467, Skippack, PA 19474-1467) on September 6, 2011, for their batch asphalt plant in North Annville Township, **Lebanon County**. The State-only permit was renewed.

06-03149: Bachman Co. (51 Spring Valley Road, Reading, PA 19605-2956) on September 6, 2011, for their snack food manufacturing facility in Muhlenberg Township, **Berks County**.

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

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

25-00944: PHB Die Casting, Inc. (7900 West Ridge Road, Fairview, PA 16415) on September 12, 2011, issued a State Only Operating Permit renewal for their facility in Fairview Township, **Erie County**. The facility is a Natural Minor. The primary sources at the facility include natural gas-fired zinc and aluminum melting furnaces, shot blasting operations, natural gas-fired boilers, and parts washers. The renewal permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

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

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

63090101 and NPDES Permit No. PA0251941. Amerikohl Mining, Inc. (1384 State Route 711, Stahlstown, PA 15687). Permit issued for commencement, operation, and reclamation of a bituminous surface mining site located in Nottingham Township, **Washington County**, affecting 367 acres. Receiving streams: unnamed tributaries to Mingo Creek and Sugar Run. Application received: April 29, 2010. Permit issued: September 13, 2011.

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

10080103 and NPDES Permit No. PA0258661. Ben Hal Mining Company (389 Irishtown Road, Grove City, PA 16127) Revision to an existing bituminous strip and auger operation to change the post-mining land use from forestland to unmanaged natural habitat on the Raymond F. Webb, Helen D. Schubert, Roger M. Wick and Edward Rudolchick properties in Concord Township, **Butler County**. Receiving streams: Unnamed tributary No. 3 to Pine Run. Application received: July 21, 2011. Permit Issued: September 16, 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 16849). Renewal of an existing bituminous surface mine for reclamation activities and its associated NPDES permit 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. Permit issued: September 8, 2011.

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

49850701R5. Reading Anthracite Company, (P. O. Box 1200, Pottsville, PA 17901), renewal of an existing anthracite coal refuse disposal operation in Coal Township, **Northumberland County** affecting 29.8 acres, receiving stream: Carbon Run. Application received: November 15, 2010. Renewal issued: September 12, 2011.

49850701GP104. Reading Anthracite Company, (P. O. Box 1200, Pottsville, PA 17901), General NPDES Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 49850701R5 in Coal Township, **Northumberland County**, receiving stream: Carbon Run. Application received: July 27, 2011. Permit issued: September 12, 2011.

54841304R5. Rausch Creek Land, LP, (978 Gap Street, Valley View, PA 17983), renewal of an existing anthracite underground mine operation for reclamation activities only in Hegins Township, **Schuylkill County** affecting 57.2 acres, receiving stream: none. Application received: August 19, 2011. Renewal issued: September 12, 2011.

49920101GP104. General NPDES Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 49920101 in Coal Township, **Northumberland County**, receiving stream: unnamed tributaries to Shamokin Creek. Application received: August 29, 2011. Permit issued: September 16, 2011.

Noncoal Permits Actions

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

16112803 and NPDES Permit No. PA0259071. Ancient Sun, Inc. (P. O. Box 129, Shippenville, PA 16254) Commencement, operation and restoration of a small industrial minerals mine in Elk Township, **Clarion County** affecting 5.0 acres. Receiving streams: Unnamed tributary to Canoe Creek. Application received: April 26, 2011. Permit Issued: September 12, 2011.

33980308-GP-104. Coolspring Sand & Gravel Company, Inc. (P. O. Box 243, DuBois, PA 15801) General NPDES Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 33980308 in Oliver Township, **Jefferson County**. Application received: August 16, 2011. Permit Issued: September 13, 2011.

10112801. Raducz Stone Corporation (313 Pittsburgh Road, Butler, PA 16001) Commencement, operation and restoration of a small industrial minerals mine in Penn Township, **Butler County** affecting 5.0 acres. Receiving streams: Unnamed tributary to Thorn Creek. Application received: February 7, 2011. Permit Issued: September 16, 2011.

10112801-GP-104. Raducz Stone Corporation (313 Pittsburgh Road, Butler, PA 16001) General NPDES Permit for stormwater discharges associated with mining

activities on Surface Mining Permit No. 10112801 in Penn Township, **Butler County**. Application received: February 7, 2011. Permit Issued: September 16, 2011.

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

08990301. Glenn O. Hawbaker, Inc. (1952 Waddle Road, State College, PA 16804). Transfer of an existing large industrial mineral surface mine from Calvin C. Cole, Inc. affecting 20.08 acres. Receiving stream: Susquehanna River classified for warm water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: March 4, 2011. Permit issued: September 8, 2011.

Approval of Registration/Applications under General Permit for Short-Term Construction Project BMR-GP-103.

08101001. Glenn O. Hawbaker, Inc. (1952 Waddle Road, State College, PA 16803), authorization to extract stone in Windham Township, **Bradford County** to provide fill material to the Talisman Gas Well Pad Construction Project. Request was made for a 90 days extension. Receiving streams: Trout Brook and Wysox Creek. Request received August 8, 2011. Revision issued September 1, 2011.

53111001. Glenn O. Hawbaker, Inc. (1952 Waddle Road, State College, PA 16803), authorization to extract sandstone in Roulette Township, **Potter County** in order to provide fill material to the Roulette Quarry Construction Project. Receiving streams: Trout Brook and Allegheny River. Authorization approved August 30, 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

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

26114006. Appalachian Geophysical Services, LLC (2659 State Route 60, P. O. Box 426, Killbuck, OH 44637). Blasting activity permit to conduct seismic exploration activity for line #M-MAWC-2R located in Springfield Township, **Fayette County**. The duration of blasting is expected to last 60 days. Blasting permit issued: September 15, 2011.

65114006. Geokinetics, Inc. (3782 Route 31, Suite 100, Donegal, PA 15628). Blasting activity permit to conduct seismic exploration activity for the Longfellow 3D, located in Cook, Donegal, and etc. Townships, **Westmoreland County**. The duration of blasting is expected to last for one year. Blasting permit issued: September 16, 2011.

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

10114003. Mashuda Corporation (21101 Route 19, Cranberry Township, PA 16066). Blasting activity permit for construction blasting in Jackson Township, **Butler County**. This blasting activity permit will expire on June 15, 2012. Permit Issued: September 12, 2011.

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200 08114018.

Glenn O. Hawbaker, Inc. (1952 Waddle Road, State College, PA 16803). Blasting at the North Orwell quarry located in Windham Township, **Bradford County**. Permit issued: September 13, 2011. Permit expires: November 29, 2011.

17114008. Douglas Explosives, Inc. (P. O. Box 77, Philipsburg, PA 16866). Blasting at the Welker job site located in Decatur Township, **Clearfield County**. Permit issued: September 8, 2011. Permit expires: September 2, 2012.

18114002. Precision Geophysical, Inc. (2695 SR 83 South, Millersburg, OH 44654). Seismic exploration blasting located in Grugan, Colebrook and Woodward Townships, Clinton County. Permit issued: September 9, 2011. Permit expires: December 31, 2011.

41114109. Maine Drilling & Blasting, Inc. (P. O. Box 1140, Gardiner, ME 04345-1140). Construction blasting for a water retention pond, Laurel Hill impoundment, located in Cogan House and Jackson Townships, **Lycoming County**. Permit issued: September 15, 2011. Permit expires: September 9, 2012.

53114004. Precision Geophysical, Inc. (2695 SR 83 South, Millersburg, OH 44654). Seismic exploration blasting located in Abbott and West Branch Townships, **Potter County**. Permit issued: September 13, 2011. Permit expires: May 31, 2012.

57114108. Maurer & Scott Sales, Inc. (122 Thomas St, Coopersburg, PA 18036-2100). Construction blasting for a natural gas well pad located in Cherry Township, Sullivan County. Permit issued: September 9, 2011. Permit expires: February 28, 2012.

59114007. CGG Veritas Land (US) Inc. (10300 Town Park Drive, Houston, TX 77072). Seismic exploration blasting located in Richmond, Charleston, Wellsboro, Mansfield, Shippen, DelMar, Chatham, Middlebury, Tioga and Farmington Townships, **Tioga County**. Permit issued: September 8, 2011. Permit expires: December 31, 2012.

59114108. Maine Drilling & Blasting, Inc. (P. O. Box 1140, Gardiner, ME 04345-1140). Construction blasting for a water retention pond, Miller impoundment, located in Union Township, **Tioga County**. Permit issued: September 15, 2011. Permit expires: September 9, 2012.

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

36114156. M & J Explosives, Inc., (P. O. Box 608, Carlisle, PA 17013), construction blasting for Ponessa Office Building in the City of Lancaster, **Lancaster County** with an expiration date of September 30, 2012. Permit issued: September 12, 2011.

54114001. Bernard J. Hasara Drilling & Blasting, (1125 East Mahanoy Avenue, Mahanoy City, PA 17948), construction blasting for the Vernalis Home Building Project in West Mahanoy Township, **Schuylkill County** with an expiration date of December 31, 2011. Permit issued: September 12, 2011.

58114028. Doug Wathen LLC, (11934 Fairway Lakes Drive, Suite 1, Fort Myers, FL 33913), construction blasting for the R. Vandermark Gas Pad in Dimock Township, **Susquehanna County** with an expiration date of August 15, 2012. Permit issued: September 13, 2011.

52114111. Explosive Services, Inc., (7 Pine Street, Bethany, PA 18431), construction blasting for communication tower base in Blooming Grove Township, **Pike County** with an expiration date of September 9, 2012. Permit issued: September 13, 2011.

06114106. Newville Construction Services, Inc., (408 Mohawk Road, Newville, PA 17241), construction blasting for Maxatawny Sewer in Maxatawny Township, **Berks County** with an expiration date of September 9, 2012. Permit issued September 14, 2011.

35114103. Dyno-Nobel, Inc., (1320 Galiffa Drive, Donora, PA 15033), construction blasting for Cherry Ridge Estates in Newton Township, **Lackawanna County** with an expiration date of April 30, 2012. Permit issued: September 14, 2011.

36114157. Maine Drilling & Blasting, (PO Box 1140, Gardiner, ME 04345), construction blasting for Stoltfoos Manure Pit in East Lampeter Township, **Lancaster County** with an expiration date of September 9, 2012. Permit issued: September 14, 2011.

36114159. Keystone Blasting Service, (15 Hopeland Road, Lititz, PA 17543), construction blasting for Weaver Zimmerman Dwelling in West Earl Township, **Lancaster County** with an expiration date of December 31, 2011. Permit issued: September 14, 2011.

40114111. Dyno-Nobel, Inc., (1320 Galiffa Drive, Donora, PA 15033), construction blasting for Center Point East in Jenkins and Pittston Townships, **Luzerne County** with an expiration date of September 30, 2012. Permit issued: September 14, 2011.

58114132. Maine Drilling & Blasting, (P. O. Box 1140, Gardiner, ME 04345), construction blasting for Robinson Well Pad in Liberty Township, **Susquehanna County** with an expiration date of August 31, 2012. Permit issued: September 14, 2011.

66114118. Meshoppen Blasting, Inc., (P. O. Box 127, Meshoppen, PA 18630), construction blasting for Reimiller Well Pad in Meshoppen Township, Wyoming County with an expiration date of December 31, 2011. Permit issued: September 14, 2011.

64114005. Northeast Blasting, (403 Middle Creek Road, Honesdale, PA 18431), construction blasting for Milestone Estates in Palmyra Township, **Wayne County** with an expiration date of September 7, 2012. Permit issued: September 15, 2011.

36114158. Maine Drilling & Blasting, (P. O. Box 1140, Gardiner, ME 04345), construction blasting for Corporate Office Center in the City of Lancaster, **Lancaster County** with an expiration date of September 9, 2012. Permit issued: September 15, 2011.

45114127. Explosive Services, Inc., (7 Pine Street, Bethany, PA 18431), construction blasting for Castle Rock Acres in Middle Smithfield Township, **Monroe County** with an expiration date of September 30, 2012. Permit issued: September 15, 2011.

54114105. Maine Drilling & Blasting, (P. O. Box 1140, Gardiner, ME 04345), construction blasting for Mainstay Hotel in Mahanoy Township, **Schuylkill County** with an expiration date of August 31, 2012. Permit issued: September 15, 2011.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The Department has taken the following actions on previously received permit applications, requests for Envi-

ronmental 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

Northcentral Region: Oil and Gas Management Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701

E0829-001. Appalachia Midstream Services, LLC; 101 North Main Street, Athens, PA 18810; Monroe and Towanda Townships, **Bradford County**, ACOE Baltimore District.

To construct, operate, and maintain:

1. a 24 inch diameter steel natural gas pipeline crossing a tributary to the South Branch Towanda Creek (CWF-MF) impacting 41 lineal feet (Monroeton, PA Quadrangle; Latitude 41° 42' 19", Longitude -76° 26' 38"),

2. a temporary access road across a tributary to the South Branch Towanda Creek (CWF-MF) impacting 41 lineal feet (Monroeton, PA Quadrangle; Latitude 41° 42' 19", Longitude -76° 26' 38"),

3. a 24 inch diameter steel natural gas pipeline crossing a tributary to the South Branch Towanda Creek (CWF-MF) impacting 43 lineal feet (Monroeton, PA Quadrangle; Latitude 41° 42' 19", Longitude -76° 26' 38"),
4. a temporary access road across a tributary to the South Branch Towanda Creek (CWF-MF) impacting 43 lineal feet (Monroeton, PA Quadrangle; Latitude 41° 42' 19", Longitude -76° 26' 38"),
5. a 24 inch diameter steel natural gas pipeline crossing a tributary to the South Branch Towanda Creek (CWF-MF) impacting 47 lineal feet (Monroeton, PA Quadrangle; Latitude 41° 42' 24", Longitude -76° 26' 39"),
6. a temporary access road across a tributary to the South Branch Towanda Creek (CWF-MF) impacting 47 lineal feet (Monroeton, PA Quadrangle; Latitude 41° 42' 24", Longitude -76° 26' 39"),
7. a 24 inch diameter steel pipe natural gas pipeline crossing a tributary to the South Branch Towanda Creek (CWF-MF) impacting 57 lineal feet (Monroeton, PA Quadrangle; Latitude 41° 42' 24", Longitude -76° 26' 40"),
8. a temporary access road across a tributary to the South Branch Towanda Creek (CWF-MF) impacting 57 lineal feet (Monroeton, PA Quadrangle; Latitude 41° 42' 24", Longitude -76° 26' 40"),
9. a temporary access road across a tributary to the South Branch Towanda Creek (CWF-MF) impacting 15 lineal feet (Monroeton, PA Quadrangle; Latitude 41° 42' 25", Longitude -76° 26' 47"),
10. a 24 inch diameter steel natural gas pipeline crossing a tributary to the South Branch Towanda Creek (CWF-MF) impacting 47 lineal feet (Monroeton, PA Quadrangle; Latitude 41° 42' 32", Longitude -76° 27' 09"),
11. a temporary access road across a tributary to the South Branch Towanda Creek (CWF-MF) impacting 47 lineal feet (278 square feet) (Monroeton, PA Quadrangle; Latitude 41° 42' 32", Longitude -76° 27' 09"),
12. a 24 inch diameter steel pipe natural gas pipeline crossing a tributary to the South Branch Towanda Creek (CWF-MF) impacting 59 lineal feet (Monroeton, PA Quadrangle; Latitude 41° 42' 39", Longitude -76° 27' 14"),
13. a temporary access road across a tributary to the South Branch Towanda Creek (CWF-MF) impacting 59 lineal feet (Monroeton, PA Quadrangle; Latitude 41° 42' 39", Longitude -76° 27' 14"),
14. a 24 inch diameter steel natural gas pipeline crossing a tributary to Towanda Creek (CWF-MF) impacting 219 lineal feet (Monroeton, PA Quadrangle; Latitude 41° 43' 34", Longitude -76° 27' 25"),
15. Temporary Access Road across a tributary to Towanda Creek (CWF-MF) impacting 219 lineal feet (Monroeton, PA Quadrangle; Latitude 41° 43' 34", Longitude -76° 27' 25"),
16. a 24 inch diameter steel natural gas pipeline crossing Towanda Creek (WWF-MF) impacting 27 lineal feet (Monroeton, PA Quadrangle; Latitude 41° 44' 06", Longitude -76° 27' 29"),
17. a 24 inch diameter steel natural gas pipeline crossing a tributary to Towanda Creek (CWF-MF) impacting 38 lineal feet (Monroeton, PA Quadrangle; Latitude 41° 44' 06", Longitude -76° 27' 29"),
18. a temporary access road across a tributary to Towanda Creek (CWF-MF) impacting 38 lineal feet (Monroeton, PA Quadrangle; Latitude 41° 44' 06", Longitude -76° 27' 29"),
19. a 24 inch diameter steel natural gas pipeline crossing a Palustrine Forested Wetland (PFO) impacting 393 square feet (Monroeton, PA Quadrangle; Latitude 41° 42' 24", Longitude -76° 26' 39"),
20. a temporary access road across a Palustrine Forested Wetland (PFO) impacting 393 square feet (Monroeton, PA Quadrangle; Latitude 41° 42' 24", Longitude -76° 26' 39"),
21. a 24 inch diameter steel natural gas pipeline crossing a Palustrine Forested Wetland (PFO) impacting 638 square feet (Monroeton, PA Quadrangle; Latitude 41° 42' 24", Longitude -76° 26' 39"),
22. a temporary access road across a Palustrine Forested Wetland (PFO) impacting 638 square feet (Monroeton, PA Quadrangle; Latitude 41° 42' 24", Longitude -76° 26' 39"),
23. a 24 inch diameter steel natural gas pipeline crossing a Palustrine Forested Wetland (PFO) impacting 3,636 square feet (Monroeton, PA Quadrangle; Latitude 41° 42' 25", Longitude -76° 26' 42"),
24. a temporary access road across a Palustrine Forested Wetland (PFO) impacting 3,636 square feet (Monroeton, PA Quadrangle; Latitude 41° 42' 25", Longitude -76° 26' 42"),
25. a 24 inch diameter steel natural gas pipeline crossing a Palustrine Forested Wetland (PFO) impacting 54 square feet (Monroeton, PA Quadrangle; Latitude 41° 42' 24", Longitude -76° 26' 41"),
26. a 24 inch diameter steel natural gas pipeline crossing a Palustrine Forested Wetland (PFO) impacting 556 square feet (Monroeton, PA Quadrangle; Latitude 41° 42' 32", Longitude -76° 27' 08"),
27. a temporary access road across a Palustrine Forested Wetland (PFO) impacting 556 square feet (Monroeton, PA Quadrangle; Latitude 41° 42' 32", Longitude -76° 27' 08"),
28. a 24 inch diameter steel natural gas pipeline crossing a Palustrine Emergent Wetland (PEM) impacting 5,945 square feet (Monroeton, PA Quadrangle; Latitude 41° 42' 34", Longitude -76° 27' 12"),
29. a temporary access road across a Palustrine Emergent Wetland (PEM) impacting 5,945 square feet (Monroeton, PA Quadrangle; Latitude 41° 42' 34", Longitude -76° 27' 12"),
30. a 24 inch diameter steel natural gas pipeline crossing a Palustrine Forested Wetland (PFO) impacting 2,050 square feet (Monroeton, PA Quadrangle; Latitude 41° 42' 36", Longitude -76° 27' 14"),
31. a temporary access road across a Palustrine Forested Wetland (PFO) impacting 2,050 square feet (Monroeton, PA Quadrangle; Latitude 41° 42' 36", Longitude -76° 27' 14"),
32. a 24 inch diameter steel natural gas pipeline crossing a Palustrine Forested Wetland (PFO) impacting 423 square feet (Monroeton, PA Quadrangle; Latitude 41° 42' 38", Longitude -76° 27' 14"),
33. a temporary access road across a Palustrine Forested Wetland (PFO) impacting 423 square feet (Monroeton, PA Quadrangle; Latitude 41° 42' 38", Longitude -76° 27' 14"),
34. a 24 inch diameter steel natural gas pipeline crossing a Palustrine Emergent Wetland (PEM) impacting 84 square feet (Monroeton, PA Quadrangle; Latitude 41° 42' 40", Longitude -76° 27' 14"),

35. a temporary access road across a Palustrine Emergent Wetland (PEM) impacting 84 square feet (Monroeton, PA Quadrangle; Latitude 41° 42' 40", Longitude -76° 27' 14"),

36. a 24 inch diameter steel natural gas pipeline crossing a Palustrine Emergent Wetland (PEM) impacting 591 square feet (Monroeton, PA Quadrangle; Latitude 41° 43' 08", Longitude -76° 27' 11"),

37. a temporary access road across a Palustrine Emergent Wetland (PEM) impacting 591 square feet (Monroeton, PA Quadrangle; Latitude 41° 43' 08", Longitude -76° 27' 11"),

38. a 24 inch diameter steel natural gas pipeline crossing a Palustrine Forested Wetland (PFO) impacting 1,786 square feet (Monroeton, PA Quadrangle; Latitude 41° 43' 11", Longitude -76° 27' 10"),

39. a temporary access road across a Palustrine Forested Wetland (PFO) impacting 1,786 square feet (Monroeton, PA Quadrangle; Latitude 41° 43' 11", Longitude -76° 27' 10"),

40. a 24 inch diameter steel natural gas pipeline crossing a Palustrine Emergent/Scrub Shrub Wetland (PEM/PSS) impacting 4,381 square feet (Monroeton, PA Quadrangle; Latitude 41° 43' 13", Longitude -76° 27' 11"),

41. a temporary access road across a Palustrine Emergent/Scrub Shrub Wetland (PEM/PSS) impacting 4,381 square feet (Monroeton, PA Quadrangle; Latitude 41° 43' 13", Longitude -76° 27' 11"),

42. a 24 inch diameter steel natural gas pipeline crossing a Palustrine Emergent Wetland (PEM) impacting 16,871 square feet (Monroeton, PA Quadrangle; Latitude 41° 43' 16", Longitude -76° 27' 13"),

43. a temporary access road across a Palustrine Emergent Wetland (PEM) impacting 16,871 square feet (Monroeton, PA Quadrangle; Latitude 41° 43' 16", Longitude -76° 27' 13"),

44. a 24 inch diameter steel natural gas pipeline crossing a Palustrine Forested Wetland (PFO) impacting 2,778 square feet (Monroeton, PA Quadrangle; Latitude 41° 43' 16", Longitude -76° 27' 13"),

45. a temporary access road across a Palustrine Forested Wetland (PFO) impacting 2,778 square feet (Monroeton, PA Quadrangle; Latitude 41° 43' 16", Longitude -76° 27' 13"),

46. a temporary access road across a Palustrine Emergent Wetland (PEM) impacting 1,020 square feet (Monroeton, PA Quadrangle; Latitude 41° 43' 20", Longitude -76° 27' 14"),

47. a temporary access road across a Palustrine Emergent Wetland (PEM) impacting 1,307 square feet (Monroeton, PA Quadrangle; Latitude 41° 43' 27", Longitude -76° 27' 16"),

48. a temporary access road across a Palustrine Emergent Wetland (PEM) impacting 462 square feet (Monroeton, PA Quadrangle; Latitude 41° 43' 28", Longitude -76° 27' 15"),

49. a 24 inch diameter steel natural gas pipeline crossing a Palustrine Emergent/Scrub Shrub Wetland (PEM/PSS) impacting 347 square feet (Monroeton, PA Quadrangle; Latitude 41° 43' 22", Longitude -76° 27' 20"),

50. a temporary access road across a Palustrine Emergent/Scrub Shrub Wetland (PEM/PSS) impacting 347 square feet (Monroeton, PA Quadrangle; Latitude 41° 43' 22", Longitude -76° 27' 20"),

51. a 24 inch diameter steel natural gas pipeline crossing a Palustrine Emergent Wetland (PEM) impacting 240 square feet (Monroeton, PA Quadrangle; Latitude 41° 43' 26", Longitude -76° 27' 20"),

52. a temporary access road across a Palustrine Emergent Wetland (PEM) impacting 240 square feet (Monroeton, PA Quadrangle; Latitude 41° 43' 26", Longitude -76° 27' 20"),

53. a 24 inch diameter steel natural gas pipeline crossing a Palustrine Emergent/Scrub Shrub Wetland (PEM/PSS) impacting 15,879 square feet (Monroeton, PA Quadrangle; Latitude 41° 43' 31", Longitude -76° 27' 25"),

54. a temporary access road across a Palustrine Emergent/Scrub Shrub Wetland (PEM/PSS) impacting 15,879 square feet (Monroeton, PA Quadrangle; Latitude 41° 43' 31", Longitude -76° 27' 25"),

55. a 24 inch diameter steel natural gas pipeline crossing a Palustrine Open Water Wetland (POW) impacting 54 square feet (Monroeton, PA Quadrangle; Latitude 41° 43' 44", Longitude -76° 27' 29"),

56. a 24 inch diameter steel natural gas pipeline crossing a Palustrine Emergent/Open Water Wetland (PEM/POW) impacting 84 square feet (Monroeton, PA Quadrangle; Latitude 41° 43' 46", Longitude -76° 27' 31"),

57. a 24 inch diameter steel natural gas pipeline crossing a Palustrine Emergent Wetland (PEM) impacting 29 square feet (Monroeton, PA Quadrangle; Latitude 41° 43' 47", Longitude -76° 27' 31"),

58. a 24 inch diameter steel natural gas pipeline crossing a Palustrine Emergent Wetland (PEM) impacting 2,139 square feet (Monroeton, PA Quadrangle; Latitude 41° 44' 15", Longitude -76° 27' 21"),

59. a 24 inch diameter steel natural gas pipeline crossing a Palustrine Emergent Wetland (PEM) impacting 3,067 square feet (Monroeton, PA Quadrangle; Latitude 41° 44' 34", Longitude -76° 27' 47"),

60. a temporary access road across a Palustrine Emergent Wetland (PEM) impacting 3,067 square feet (Monroeton, PA Quadrangle; Latitude 41° 44' 34", Longitude -76° 27' 47"),

61. a 24 inch diameter steel natural gas pipeline crossing a Palustrine Emergent Wetland (PEM) impacting 10,833 square feet (Monroeton, PA Quadrangle; Latitude 41° 44' 33", Longitude -76° 27' 43"),

62. a temporary access road across a Palustrine Emergent Wetland (PEM) impacting 10,833 square feet (Monroeton, PA Quadrangle; Latitude 41° 44' 33", Longitude -76° 27' 43"),

63. a temporary access road across a Palustrine Emergent Wetland (PEM) impacting 3 square feet (Monroeton, PA Quadrangle; Latitude 41° 44' 37", Longitude -76° 28' 03"),

64. a temporary access road across a Palustrine Emergent Wetland (PEM) impacting 330 square feet (Monroeton, PA Quadrangle; Latitude 41° 44' 35", Longitude -76° 27' 50"),

65. a temporary access road across a Palustrine Emergent Wetland (PEM) impacting 908 square feet (Monroeton, PA Quadrangle; Latitude 41° 44' 20", Longitude -76° 26' 59"),

66. a temporary access road across a Palustrine Emergent/Scrub Shrub Wetland (PEM/PSS) impacting 4,386 square feet (Monroeton, PA Quadrangle; Latitude 41° 44' 01", Longitude -76° 27' 21").

The project will temporarily impact 301 linear feet of stream channel and 1.58 acres of wetlands; and permanently impact 0.283 acres of wetlands, all for the purpose of constructing a natural gas gathering pipeline located in Monroe and Towanda Townships, Bradford County that will connect to the Liberty Compressor Station. A Wetland Mitigation will occur at a site (Monroeton, PA Quadrangle; Latitude 41° 44' 03", Longitude -76° 27' 13") along Towanda Creek in Towanda Township.

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

E46-1066. Whitemarsh Valley Country Club, 815 Thomas Road, Lafayette Hill, PA 19444, Springfield and Whitemarsh Townships, **Montgomery County**, ACOE Philadelphia District.

To perform the following water obstruction and encroachment activities in and along an unnamed tributary to the Wissahickon Creek associated with Whitemarsh Valley Country Club rehabilitation project:

1. To remove five existing undersized culverts.
2. To remove the existing concrete and asphalt stream bank protection materials.
3. To grade, and stabilize approximately 880 linear feet of the stream banks.
4. To construct and maintain two new 8-foot wide and one 12-foot wide golf cart bridges.
5. To dredge five existing man-made ponds.

The site is located along Germantown Pike, between the intersections of Thomas Road and Northwestern Avenue (Germantown, PA USGS Quadrangle N: 17 inches; W: 15.25 inches).

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

Northeast Region: Watershed Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, Telephone 570-826-251.

E45-557. Classic Quality Homes, HC Box 107A, Pocono Summit, PA 18346. Tunkhannock Township, **Monroe County**, Army Corps of Engineers Philadelphia District.

To construct and maintain a sewer line crossing through approximately 13 feet of PFO wetlands (EV) within the Dry Saw Mill Run Watershed for the purpose of constructing an on-lot septic system for a residential dwelling. The crossing consists of three 3-inch diameter PVC pipe sleeves encased in concrete. The project is located on Lot 7134 Country Court in Emerald Lakes Development (Pocono Pines, PA Quadrangle Latitude: 41°04'25.0"; Longitude: -75°24'56.2"). Subbasin: 1E.

E45-564. The Nature Conservancy, P. O. Box 55, Long Pond Road, Long Pond, PA 18334. Tobyhanna Township, **Monroe County**, Army Corps of Engineers Philadelphia District.

To construct and maintain an approximately 18-inch wide nature trail consisting of a half-log boardwalk elevated approximately 12-inches across approximately 5,470 feet of wetlands within the Twomile Run Watershed (HQ-CWF, MF) and to construct and maintain an 8-foot by 12-foot building (bird blind) supported by piers, elevated approximately 2.75 feet above wetlands. The project is located on the east side of Burger Road (TR 551) approximately 1.0 mile north of SR 0115 (Blakeslee

and Thornhurst, PA Quadrangles Latitude: 41° 06' 54"; Longitude: -75° 35' 36") in Tobyhanna Township, Monroe County. Subbasin: 2A.

E45-558. Manuel DaSilva, 55 Brand Road, Toms River, NJ 08753. Tobyhanna Township, **Monroe County**, Army Corps of Engineers Philadelphia District.

To fill 0.06 acre of isolated PFO wetlands within the Tunkhannock Creek Watershed (HQ-CWF, MF) for the purpose of constructing a single family dwelling. The permittee is required to provide for 0.06 acre of replacement wetlands by participating in the Pennsylvania Wetland Replacement Project. The project is located along Tanglewood Drive on Lot 22, Unit 4, Section 6 of the Lake Naomi Subdivision (Pocono Pines, PA Quadrangle Latitude: 41°06'55.7"; Longitude: -75°26'13.9") in Tobyhanna Township, Monroe County. Subbasin: 2B.

E64-287. White Mills Fire Company, Inc., 695 Texas Palmyra Highway, White Mills, PA 18473. Texas Township, **Wayne County**, Army Corps of Engineers Philadelphia District.

To fill 0.11 acres of isolated PEM wetlands located within the Lackawaxen River Watershed (HQ-TSF, MF) for the purpose of constructing a 395-foot long by 40-foot wide stone parking lot expansion. The permittee is required to provide for 0.11 acre of replacement wetlands by participating in the Pennsylvania Wetland Replacement Project. The project is located at 695 Texas Palmyra High (U.S. Route 6) (White Mills, PA Quadrangle Latitude: 41°31'36"; Longitude: -75°12'23") in Texas Township, Wayne County. Subbasin: 1B.

E35-430. County of Lackawanna, 200 Adams Avenue, Scranton, PA 18503. Archbald Borough, **Lackawanna County**, Army Corps of Engineers Baltimore District.

To place fill in deminimus area of PEM wetlands equal to 0.04 acre and to relocate approximately 485 feet of a tributary to Aylesworth Creek Reservoir with the construction and maintenance of 535 feet of new channel meandering through an existing wetland, for the purpose of constructing Aylesworth Creek Reservoir Park. The project is located in the emergency spillway of Aylesworth Creek Reservoir approximately 1200 feet upstream of US 6 (Lackawanna Valley Industrial Highway/Casey Highway) in Archbald Borough, Lackawanna County. (Carbondale, PA Quadrangle Latitude: 41° 31' 14"; Longitude: -75° 31' 43"). Subbasin: 5A.

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

E32-495. Western Pennsylvania Conservancy, 246 South Walnut Street, Blairsville, PA 15717. To rehabilitate and maintain approximately 1,400 linear feet of Mudlick Run (HQ-CWF), including approximately 162' of channel relocation, 608' of bank grading, a cattle crossing, 10 j-hook log/rock vanes, 4 rock vanes and riparian plantings. The project is located in North Mahoning Township, **Indiana County**. (Marion Center, PA Quadrangle N: 18.8"; W: 10.2"; Latitude: 40° 51' 15"; Longitude: 79° 4' 23").

E56-356. Pennsylvania Game Commission, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797. To remove an existing foot bridge to place and maintain 70' of rip-rap along the banks of Kimberly Run (CWF) and to construct and maintain a single span bridge of steel I beam construction, with a span of 48' and a treated wood deck with a width of 14' and an underclearance of 10'

and supported by poured concrete abutments, over Kimberly Run (CWF), for the purpose of replacing an existing ford crossing and providing access to portions of State Game Lands 50. The project is located in Somerset Township, **Somerset County**. (Murdock, PA Quadrangle, N: 20.2"; W: 7.2"; Latitude 39° 59' 12"; Longitude 79° 3' 3").

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

E10-457, John McCrea, 968 Clearfield Road, Fenelton, PA 16034. John and Becky McCrea Bridge, in Donegal Township, **Butler County**, ACOE Pittsburgh District (Chicora, PA Quadrangle N: 40°, 53', 35"; W: 79°, 43', 15").

To operate and maintain a private steel beam bridge having a width of 10', a clear span of 36' and an underclearance of 5' on Buffalo Creek and a 20' long, 36" diameter culvert within UNT Buffalo Creek

ENVIRONMENTAL ASSESSMENTS

Central Office: Bureau of Waterways Engineering, Rachel Carson State Office Building, Floor 3, 400 Market Street, Harrisburg, PA 17105

D39-123EA. Essroc Italcementi Group, 3251 Bath Pike, Nazareth, PA 18064. Whitehall Township, **Lehigh County**. ACOE Philadelphia District.

Project proposes to breach and remove Essroc Dam across Coplay Creek (CWF) for the purpose of eliminating a threat to public safety and restoring the stream to a free flowing condition. The project will restore approximately 300 feet of stream channel. The dam is located approximately 3800 feet southeast of the intersection of SR329 and Reliance Street (Cementon, PA Quadrangle; Latitude: 40° 40' 25", Longitude: -75° 32' 06").

DAM SAFETY

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

Central Office: Bureau of Waterways Engineering, Rachel Carson State Office Building, Floor 3, 400 Market Street, Harrisburg, PA 17105

D48-165A PPL Martins Creek Dam. PPL Martins Creek LLC, c/o Andrew Spear, P. O. Box 257, Martins Creek, PA 18063. To close Martins Creek Ash Basin No. 1 located in the watershed of the Oughoughton Creek, impacting 0 acres of wetlands and 0 feet of stream channel for the purpose of closing the basin using existing soil, providing additional plantings and flattening steep slopes inside the basin. (Belvidere NJ, PA Quadrangle N: 7.7 inches; W: 16 inches) in Lower Mount Bethel Township, **Northampton County**.

Limited Power Project Description

[Permit # E63-07-001]. MarkWest Liberty Midstream & Resources, LLC, 601 Technology Dr., Suite 130, Canonsburg, PA 15317. To construct an access road, associated with a compressor station, crossing T40889 to Bane Creek in Amwell Township, Washington County, Pittsburgh ACOE District, State Water Plan Basin 19-B, (Amity, PA Quadrangle; N inches; W inches; Latitude: N 40° 04' 56"; Longitude: W 80° 13' 10"), Tenmile Creek Watershed. The applicant proposes to remove a temporary bridge and install a 12' x 5' precast arch bridge (14-foot

bridge length, 16-foot bridge width, and 7.3-foot bridge height, including 3' x 3' x 16' concrete footer) crossing the stream channel and adjacent floodplain of T40889 to Bane Creek (TSF) to serve as permanent access to Baker compressor station. Impacts include approximately 40 linear feet to tributary T40889 to Bane Creek (TSF). The upstream watershed drainage at the access road crossing is approximately 1050 acres (1.64 mi²).

<i>Stream Name</i>	<i>Coordinates</i>	<i>Proposed Linear Impact</i>
T40889 to Bane Creek	40° 04' 56"	40 ft. (Bridge & rip rap)
	80° 13' 10"	

EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control permits have been issued.

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

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

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

Southwest Region: Oil & Gas Program Manager, 400 Waterfront Drive, Pittsburgh, PA

9/12/11

ESCGP-1 No.: ESX09-059-0004 Major Revision
Applicant Name: Energy Corporation of America
CONTACT: Mark Fry
Address: 1380 Route 286 Highway East, Ste 221
City: Indiana State: PA Zip Code: 15701
County: Greene Township(s): Greene

Receiving Stream(s) And Classifications: Unnamed Tributaries to Minor Run, Upper Monongahela, Other

9/12/11

ESCGP-1 No.: ESX11-005-0014
Applicant Name: EXCO Resources (PA), LLC
Contact Person: Larry M. Sanders
Address: 3000 Ericsson Drive, Ste 200
City: Warrendale State: PA Zip Code: 15086
County: Armstrong Township(s): Manor

Receiving Stream(s) and Classifications: UNT Campbell Run, Tub Mill Run (WWF)/Allegheny River, Other

9/12/11

ESCGP-1 No.: ESX11-063-0009
 Applicant Name: Chevron Appalachia, LLC
 Contact Person: Jeremy Hirtz
 Address: 800 Mountain View Drive
 City: Smithfield State: PA Zip Code: 15748
 County: Indiana Township(s): East Wheatfield
 Receiving Stream(s) and Classifications: UNT to Blacklick Creek (CWF), Blacklick Creek (CWF)/Conemaugh River-Blacklick Creek Watershed, Other

9/12/11

ESCGP-1 No.: ESX11-125-0073
 Applicant Name: Range Resources—Appalachia, LLC
 Contact Person: Carla L. Suszkowski
 Address: 380 Southpointe Blvd
 City: Canonsburg State: PA Zip Code: 15317
 County: Washington Township(s): Independence
 Receiving Stream(s) and Classifications: UNT to Hanen Run, Hanen Run/Wheeling-Buffalo Creek Watershed, High Quality

9/12/11

ESCGP-1 No.: ESX11-129-0026
 Applicant Name: RW Gathering, LLC
 Contact Person: David R. Freudenrich
 Address: 1000 Town Center, Ste 130
 City: Canonsburg State: PA Zip Code: 15317
 COUNTY Westmoreland Township(s): Derry
 Receiving Stream(s) and Classifications: UNT to Stony Run/Conemaugh Watershed, Other CWF

9/16/11

ESCGP-1 No.: ESX11-051-0031
 Applicant Name: Chevron Appalachia, LLC
 Contact Person: Jeremy Hirtz
 Address: 800 Mountain View Drive
 City: Smithfield State: PA Zip Code: 15478
 County: Fayette Township(s): Redstone
 Receiving Stream(s) and Classifications: Rowes Run/Middle Monongahela River Watershed, Other

9/16/11

ESCGP-1 No.: ESX11-059-0052
 Applicant Name: EQT Production Company
 Contact Person: Todd Klaner
 Address: 455 Racetrack Road
 City: Washington State: PA Zip Code 15301
 County: Greene Township(s): Morris & Center
 Receiving Stream(s) and Classifications: Unnamed tributary to Patterson Creek-HQ-WWF; South Fork Tenmile Creek Watershed; Monongahela River Watershed, High Quality

9/16/11

ESCGP-1 No.: ESX11-051-0026
 Applicant Name: Chevron Appalachia, LLC
 Contact Person: Jeremy Hirtz
 Address: 800 Mountain View Drive
 City: Smithfield State: PA Zip Code: 15478
 County: Fayette Township(s): Springhill
 Receiving Stream(s) and Classifications: UNT to Grassy Run/Cheat River (WWF), Other

9/16/11

ESCGP-1 No.: ESX11-021-0008
 Applicant Name: EQT Production Company
 Contact Person: Todd Klaner
 Address: 445 Racetrack Road, Suite 101
 City: Washington State: PA Zip Code: 15301
 County: Cambria Township(s): Susquehanna & Elder
 Receiving Stream(s) and Classifications: Little Brubaker Run, Brubaker Run, Other

9/16/11

ESCGP-1 NO.: ESX10-125-0105 Major Revision
 Applicant Name: Range Resources—Appalachia, LLC
 CONTACT PERSON: Carla L. Suszkowski
 ADDRESS: 380 Southpointe Blvd
 City: Canonsburg State: PA Zip Code: 15317
 County: Washington Township(s): Hopewell
 Receiving Stream(s) and Classifications: UNTs to Hanen Run & Cross Creek/Raccoon Creek Watershed & Wheeling-Buffalo Creek Watershed, High Quality

9/16/11

ESCGP-1 NO.: ESX11-051-0009 Major Revision
 Applicant Name: Laurel Mountain Midstream, LLC
 CONTACT: Clayton Roesler
 ADDRESS: 1605 Coraopolis Heights Road
 City: Moon Township State: PA Zip Code: 15108
 County: Fayette Township(s): Redstone
 Receiving Stream(s) and Classifications: UNTs to Rowes Run/Middle Monongahela River Watershed, Other

9/16/11

ESCGP-1 NO.: ESX11-125-0051 Major Revision
 Applicant Name: Chevron Appalachia, LLC
 CONTACT: Jeremy Hirtz
 ADDRESS: 800 Mountain View Drive
 City: Smithfield State: PA Zip Code: 15478
 County: Washington Township(s): Centerville
 Receiving Stream(s) and Classifications: Twomile Run & UNT to Twomile Run/Middle Monongahela River Watershed, Other

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

ESCGP-1 # ESX11-115-0098

Applicant Name Williams Production Appalachia, LLC
 Contact Person David Freudenrich
 Address 1000 Towns Center Way, Suite 130
 City, State, Zip Canonsburg, PA 15317
 County Susquehanna County
 Township(s) Liberty Township
 Receiving Stream(s) and Classification(s) Tributary to 31848 to Snake Creek/Tributary 31853 to Snake Creek/Tributary 31825 to Rhiney Creek;
 Secondary Water: Snake Creek

ESCGP-1 # ESX11-131-0028

Applicant Name Citrus Energy Corporation
 Contact Person Kyle Johns
 Address 2600 Network Boulevard, Suite 400
 City, State, Zip Frisco, TX 75034
 County Wyoming County
 Township(s) Washington Township
 Receiving Stream(s) and Classification(s) UNT's to Susquehanna River (CWF)

ESCGP-1 # ESX11-035-0011

Applicant Name Great Mountain Operating
 Contact Person James Smith
 Address 611 South Main Street
 City, State, Zip Grapevine, TX 76051
 County Clinton County
 Township(s) Gallagher Township
 Receiving Stream(s) and Classification(s) Tributaries to Rattlesnake Run (HQ)

ESCGP-1 # ESX11-033-0019—Phase 2

Applicant Name Flatirons Development, LLC
 Contact Person Todd A. Huey
 Address 910 Beaver Drive
 City, State, Zip Dubois, PA 15801
 County Clearfield County
 Township(s) Pine Township

Receiving Stream(s) and Classification(s) North Branch
Montgomery Creek/Chest-Anderson Creeks (HQ)

ESCGP-1 # ESX11-081-0085 (01)
Applicant Name Anadarko E&P Company
Contact Person Nathan Bennett
Address 33 W. 3rd Street
City, State, Zip Williamsport, PA 17701
County Lycoming County
Township(s) McHenry Township
Receiving Stream(s) and Classification(s) Pine Creek (HQ-TSF, MF);
Secondary Water: UNT Miller Run, McClure Run, Browns Run (All Are HQ-CWF, MF)

ESCGP-1 # ESX11-115-0094
Applicant Name Williams Field Services Company, LLC
Contact Person Clayton Roesler
Address 1605 Coraopolis Heights Road
City, State, Zip Coraopolis, PA 15108-4310
County Susquehanna County
Township(s) Dimock and Springville Townships
Receiving Stream(s) and Classification(s) Steven's Creek/
Thomas Creek

ESCGP-1 # ESX10-081-0020 (01)
Applicant Name Anadarko Marcellus Midstream, LLC
Contact Person Nathan Bennett
Address 33 W. 3rd Street
City, State, Zip Williamsport, PA 17701
County Lycoming County
Township(s) Loyalsock, Eldred, Gamble and Cascade Townships
Receiving Stream(s) and Classification(s) Millers Run (WWF, MF), Lick Run (TSF, MF), Mill Creek (TSF-MF), Roaring Run (EV, MF), Wallis Run (EV, MF), Murray Run (EV, MF) and Caleb's Run (EV, MF)

ESCGP-1 # ESX10-105-0012 (01)
Applicant Name Ultra Resources, Inc.
Contact Person Erika Tokarz
Address 5 East Avenue 108
City, State, Zip Wellsboro, PA 16901-1613
County Potter County
Township(s) Abbott and West Branch Townships
Receiving Stream(s) and Classification(s) Baders Hollow, Straley Hollow Bach Hollow, Straight run, Shaar Hollow (HQ, EV);
Secondary: Trib. To Shaar Hollow

ESCGP-1 # ESX11-015-0170
Applicant Name Chesapeake Appalachia, LLC
Contact Person Eric Haskins
Address 101 North Main Street
City, State, Zip Athens, PA 18810
County Bradford County
Athens Township
Receiving Stream(s) and Classification(s) Mallory Creek (WWF);
Secondary: Susquehanna River (WWF)

ESCGP-1 # ESX11-015-0178
Applicant Name Chesapeake Appalachia, LLC
Contact Person Eric Haskins
Address 101 North Main Street
City, State, Zip Athens, PA 18810
County Bradford County
Township(s) Tuscarora Township
Receiving Stream(s) and Classification(s) UNT of Little Tuscarora Creek (CWF);
Secondary: Little Tuscarora Creek (CWF)

ESCGP-1 # ESX11-117-0095
Applicant Name Seneca Resources

Contact Person Mike Clinger
Address 51 Zents Boulevard
City, State, Zip Brookville, PA 15825
County Tioga County
Township(s) Bloss Township
Receiving Stream(s) and Classification(s) Boone Run

ESCGP-1 # ESX11-115-0088
Applicant Name Laser Northeast Gathering
Contact Person Kevin Marion
Address 1212 South Abington Road
City, State, Zip Clarks Summit, PA 18411
County Susquehanna County
Township(s) Forest Lake Township
Receiving Stream(s) and Classification(s) Forest Lake Creek (CWF)

ESCGP-1 # ESX10-131-0034 (01)
Applicant Name Williams Field Services Company, LLC
Contact Person Clayton Roesler
Address West Point Center 3, 1065 Coraopolis Heights Road
City, State, Zip Moon Township, PA 15108
County Wyoming County
Township(s) Tunkhannock Township
Receiving Stream(s) and Classification(s) UNT to Tunkhannock Creek/Tunkhannock Creek Watershed

ESCGP-1 # ESX10-115-0067 (01)
Applicant Name Cabot Oil & Gas Corporation
Contact Person Kenneth Marcum
Address Five Penn Center West, Suite 401
City, State, Zip Pittsburgh, PA 15276
County Susquehanna County
Township(s) Bridgewater Township
Receiving Stream(s) and Classification(s) UNT to Meshoppen Creek (CWF), UNT to Meshoppen Creek (CWF)

ESCGP-1 # ESX11-015-0179
Applicant Name Chief Oil & Gas
Contact Person Michael Hritz
Address 6051 Wallace Road Ext., Suite 210
City, State, Zip Wexford, PA 15090
County Bradford County
Township(s) Wilmot Township
Receiving Stream(s) and Classification(s) UNT to Pantherlick Creek (MF, CWF);
Secondary: Pantherlick Creek, Sugar Run Creek (MF, CWF)

ESCGP-1 # ESX11-115-0099
Applicant Name Chesapeake Appalachia, LLC
Contact Person Eric Haskins
Address 101 North Main Street
City, State, Zip Athens, PA 18810
County Susquehanna County
Township(s) Rush Township
Receiving Stream(s) and Classification(s) Wyalusing Creek (WWF, MF);
Secondary: Susquehanna River

ESCGP-1 # ESX11-015-0180
Applicant Name Chesapeake Appalachia, LLC
Contact Person Eric Haskins
Address 101 North Main Street
City, State, Zip Athens, PA 18810
County Bradford County
Township(s) Albany Township
Receiving Stream(s) and Classification(s) UNT to French Creek (CWF);
Secondary: French Creek (CWF)

ESCGP-1 # ESX11-081-0065

Applicant Name Anadarko Marcellus Midstream LLC
 Contact Person Rane Wilson
 Address 1 Outlet Lane, Suite 308
 City, State, Zip McElhattan, PA 17748
 County Lycoming County
 Township(s) Cummings Township

Receiving Stream(s) and Classification(s) Carson Run,
 English Run (Secondary Water), UNT Carson Run,
 Carson Run (Secondary Water), Dam Run (all HQ-CWF,
 MF); UNT First Fork Larrys Creek, First Fork Larrys
 Creek (Secondary Water), First Fork Larrys Creek,
 Larrys Creek (Secondary Water) (all EV); Little Pine
 Creek (Secondary Water), (HQ-TSF)

ESCGP-1 # ESX11-081-0066

Applicant Name Anadarko Marcellus Midstream, LLC
 Contact Person Rane Wilson
 Address 33 W. 3rd Street
 City, State, Zip Williamsport, PA 17701
 County Lycoming County

Township(s) Cummings and Watson Townships
 Receiving Stream(s) and Classification(s) Pine Creek,
 Pine Creek (Secondary) (both HQ-TSF, MF); West
 Branch Susquehanna River (WWF, MF); UNT Pine
 Creek, Bonnell Run, UNT Gamble Run, Gamble Run
 (Secondary Water) (all HQ-CWF, MF)

ESCGP-1 # ESX11-117-0096

Applicant Name Seneca Resources
 Contact Person Michael Clinger
 Address 51 Zents Boulevard
 City, State, Zip Brookville, PA 15825
 County Tioga County
 Township(s) Covington Township
 Receiving Stream(s) and Classification(s) Sand Run

ESCGP-1 # ESX11-015-0182

Applicant Name Talisman Energy USA, Inc.
 Contact Person Tracy Gregory
 Address 337 Daniel Zenker Drive
 City, State, Zip Horseheads, NY 14845
 County Bradford County
 Township(s) Pike Township
 Receiving Stream(s) and Classification(s) Ross Creek
 (WWF/MF); Ford Street Creek (WWF/MF)

ESCGP-1 # ESX11-015-0174

Applicant Name Angelina Gathering Company, LLC
 Contact Person Danny Spaulding
 Address 2350 N. Sam Houston Pkwy. E., Suite 125
 City, State, Zip Houston, TX 77032
 County Bradford County
 Township(s) Herrick Township
 Receiving Stream(s) and Classification(s) UNT to Rum-
 mersfield Creek, (WWF, MF)

ESCGP-1 # ESX11-115-0102

Applicant Name Williams Field Services Company, LLC
 Contact Person Frank Canneto
 Address 1605 Coraopolis Heights Road
 City, State, Zip Moon Township, PA 15108-4310
 County Susquehanna County
 Township(s) Forest Lake Township
 Receiving Stream(s) and Classification(s) Forest Lake
 Creek/Upper Susquehanna-Tunkhannock and East
 Branch-Wyalusing Creek Watersheds

ESCGP-1 # ESX11-115-0108

Applicant Name Williams Field Services Company, LLC
 Contact Person Frank Conneto
 Address 1605 Coraopolis Heights Road
 City, State, Zip Coraopolis, PA 15108-4310

County Susquehanna County
 Township(s) Lenox Township
 Receiving Stream(s) and Classification(s) Trb. To Tower
 Branch/Middle Tunkhannock Creek

ESCGP-1 # ESX10-117-0105 (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) Charleston Township
 Receiving Stream(s) and Classification(s) Catlin Hollow/
 Susquehanna River Basin in PA (TSF, MF);
 Secondary: Crooked Creek (WWF, MF)

ESCGP-1 # ESX11-015-0177

Applicant Name Southwestern Energy Production Com-
 pany
 Contact Person Dave Sweeley
 Address 917 State Route 92 North
 City, State, Zip Tunkhannock, PA 18657
 County Bradford County
 Township(s) Orwell and Herrick Townships
 Receiving Stream(s) and Classification(s) UNT to South
 Creek (CWF)(North); Rummerfield Creek (WWF)
 (South);
 Secondary Water: Johnson Creek (CWF) (North);
 Susquehanna River (WWF) (South)

ESCGP-1 # ESX11-015-0176

Applicant Name Chief Oil & Gas, LLC
 Contact Person Michael Hritz
 Address 6051 Wallace Road Ext., Suite 210
 City, State, Zip Wexford, PA 15090
 County Bradford County
 Township(s) Burlington Township
 Receiving Stream(s) and Classification(s) 2 UNT to Baily
 Run (WWF, MF);
 Secondary: Sugar Creek (WWF, MF)

ESCGP-1 # ESX11-015-0171

Applicant Name Chesapeake Appalachia, LLC
 Contact Person Eric Haskins
 Address 101 North Main Street
 City, State, Zip Athens, PA 18810
 County Bradford County
 Township(s) Wyalusing Township
 Receiving Stream(s) and Classification(s) Wyalusing
 Creek (WWF, MF);
 Secondary: Susquehanna River (WWF, MF)

ESCGP-1 # ESX11-115-0100

Applicant Name Appalachia Midstream Services, LLC
 Contact Person Patrick Myers, Jr.
 Address 100 1st Center
 City, State, Zip Horseheads, NY 14845
 County Susquehanna County
 Township(s) Rush and Auburn Townships
 Receiving Stream(s) and Classification(s) Deer Lick Creek
 (CWF); Elk Lake Stream (CWF); UNT To Riley Creek
 (CWF); Wysox—Wyalusing Creek Watershed; Mehoop-
 any—Bowman Creeks Watershed;
 Secondary: East Branch Wyalusing Creek (CWF); White
 Creek (CWF)

ESCGP-1 # ESX11-015-0184

Applicant Name EOG Resources, Inc.
 Contact Person Jon Jorgenson
 Address 400 Southpointe Boulevard, Suite 300
 City, State, Zip Canonsburg, PA 15317
 County Bradford County

Township(s) Athens Township
Receiving Stream(s) and Classification(s) Apple Creek,
Secondary: Buck Creek

ESCGP-1 # ESX11-015-0186
Applicant Name Appalachia Midstream Services, LLC
Contact Person Patrick Myers, Jr.
Address 100 Ist Center
City, State, Zip Horseheads, NY 14845
County Bradford County
Township(s) Monroe, Towanda, Asylum Townships
Receiving Stream(s) and Classification(s) Bennett's Creek,
Ellis Creek & Tributaries to the Susquehanna River
and Bennett's Creek (WWF, MF)

ESCGP-1 # ESX11-081-0099
Applicant Name Anadarko E&P Company, LP
Contact Person Nathan Bennett
Address 33 W. 3rd Street
City, State, Zip Williamsport, PA 17701
County Lycoming County
Township(s) Gamble Township
Receiving Stream(s) and Classification(s) Miller Run (EV,
MF);
Secondary: Murray Run (EV, MF)

ESCGP-1 # ESX11-081-0094
Applicant Name Anadarko Marcellus Midstream, LLC
Contact Person Nathan Bennett
Address 33 W. 3rd Street
City, State, Zip Williamsport, PA 17701
County Lycoming County
Township(s) Cogan House Township
Receiving Stream(s) and Classification(s) Wendell Run,
Lick Run (EV)

ESCGP-1 # ESX10-015-0311 (03)
Applicant Name Talisman Energy USA, Inc.
Contact Person Tracy Gregory
Address 337 Daniel Zenker Drive
City, State, Zip Horseheads, NY 14845
County Bradford County
Township(s) Wells Township
Receiving Stream(s) and Classification(s) UNT's to Seely
Creek (CWF)

ESCGP-1 # ESX11-115-0112
Applicant Name Williams Marcellus Gathering, LLC
Contact Person David Freudenrich
Address 1000 Town Center, Suite 130
City, State, Zip Canonsburg, PA 15317
County Susquehanna County
Township(s) Forest Lake Township
Receiving Stream(s) and Classification(s) Forest Lake
Creek & Silver Creek (EV);
Secondary: East Branch Wyalusing Creek & Snake
Creek

ESCGP-1 # ESX11-015-0183
Applicant Name Chesapeake Appalachia, LLC
Contact Person Eric Haskins
Address 101 North Main Street
City, State, Zip Athens, PA 18810
County Bradford County
Township(s) Franklin Township
Receiving Stream(s) and Classification(s) UNT to
Towanda Creek (CWF);
Secondary: Towanda Creek (CWF)

ESCGP-1 # ESX11-033-0023
Applicant Name Energy Corporation of America
Contact Person Derrick Pottmeyer
Address 501 56th Street South East
City, State, Zip Charleston, WV 25304

County Clearfield County
Township(s) Girard Township
Receiving Stream(s) and Classification(s) (CWF): Little
Deer Creek, Deer Creek, UNT to Deer Creek, Big
Sandy Run; (HQ-CWF): UNT to Gifford Run;
Secondary Water: West Branch Susquehanna River
(WWF)

ESCGP-1 # ESX11-115-0032 (01)
Applicant Name Chesapeake Appalachia, LLC
Contact Person Eric Haskins
Address 101 North Main Street
City, State, Zip Athens, PA 18810
County Susquehanna County
Township(s) Auburn Township
Receiving Stream(s) and Classification(s) UNT to Transue
Creek (CWF);
Secondary Water: Transue Creek (CWF)

ESCGP-1 # ESX11-117-0100
Applicant Name Seneca Resources
Contact Person Mike Clinger
Address 51 Zents Boulevard
City, State, Zip Brookville, PA 15825
County Tioga County
Township(s) Covington Township
Receiving Stream(s) and Classification(s) Elk Run
(CWF,MF);
Secondary Water: Tioga River

ESCGP-1 # ESX11-015-0185
Applicant Name EOG Resources Inc.
Contact Person Jon Jorgenson
Address 400 Southpointe Boulevard, Plaza 1, Suite 300
City, State, Zip Canonsburg, PA 15317
County Bradford County
Township(s) Springfield Township
Receiving Stream(s) and Classification(s) Leonard Creek;
Secondary Water: Sugar Creek

ESCGP-1 # ESX11-117-0101
Applicant Name SWEPI LP
Contact Person James Sewell
Address 190 Thorn Hill Road
City, State, Zip Warrendale, PA 15086
County Tioga County
Township(s) Covington, Richmond, and Sullivan Town-
ships
Receiving Stream(s) and Classification(s) Elk Run, UNT
to Tioga River, Tioga River, UNT to Canoe Camp Creek,
Canoe Camp Creek, UNT to Corey Creek (all CWF)

ESCGP-1 # ESX115-0016 (01)
Applicant Name Williams Field Services Company, LLC
Contact Person Frank Canneto
Address 1605 Coraopolis Heights Road
City, State, Zip Coraopolis, PA 15108
County Susquehanna County
Township(s) Springville, Dimock, and Brooklyn Townships
Receiving Stream(s) and Classification(s) Horton and
Meshoppen Creeks and Tributaries to Horton Creek/
Horton Creek and Meshoppen Creek Watersheds

ESCGP-1 # ESX11-115-0114
Applicant Name Williams Production Appalachia, LLC
Contact Person David Freudenrich
Address 1000 Town Center Way, Suite 130
City, State, Zip Canonsburg, PA 15317
County Susquehanna County
Township(s) Liberty Township
Receiving Stream(s) and Classification(s) Tributary 31849
to Snake Creek;
Secondary Water: Snake Creek

ESCGP-1 # ESX11-115-0111
 Applicant Name Williams Production Appalachia, LLC
 Contact Person David Freudenrich
 Address 1000 Town Center Way, Suite 130
 City, State, Zip Canonsburg, PA 15317
 County Susquehanna County
 Township(s) Middletown Township
 Receiving Stream(s) and Classification(s) UNT Middle
 Branch / Wyalusing Creek

ESCGP-1 # ESX11-081-0097
 Applicant Name NFG Midstream Trout Run, LLC
 Contact Person Duane Wassum
 Address 1100 State Street
 City, State, Zip Erie, PA 16512
 County Lycoming County
 Township(s) Gamble, Lewis, and McIntyre Townships
 Receiving Stream(s) and Classification(s) Lower West
 Branch of Susquehanna River (HQ, EV)

ESCGP-1 # ESX11-115-0104
 Applicant Name Williams Production Appalachia, LLC
 Contact Person David Freudenrich
 Address 1000 Town Center Way, Suite 130
 City, State, Zip Canonsburg, PA 15317
 County Susquehanna County
 Township(s) Bridgewater Township
 Receiving Stream(s) and Classification(s) Snake Creek/
 Fall Brook;
 Secondary Water: Silver Creek

ESCGP-1 # ESX11-015-0192
 Applicant Name Appalachia Midstream Services, LLC
 Contact Person Patrick Myers, Jr.
 Address 100 Ist Center
 City, State, Zip Horseheads, NY 14845
 County Bradford County
 Township(s) Rome Township
 Receiving Stream(s) and Classification(s) CWF, MF: Tribs.
 30121, 30122, 30124, and 30125 to Bullard Creek,
 Bullard Creek, Trib. 30117 to Hicks Creek, Hicks
 Creek, Trib 30144 to Wysox Creek; WWF, MF: Tribs
 30156 and 30158 to Parks Creek.

ESCGP-1 # ESX11-015-0188
 Applicant Name Appalachia Midstream Services, LLC
 Contact Person Patrick Myers, Jr.
 Address 100 Ist Center
 City, State, Zip Horseheads, NY 14845
 County Bradford County
 Township(s) Albany, Terry, and Overton Townships
 Receiving Stream(s) and Classification(s) Beaver Run,
 South Branch Towanda Creek, French Creek, Sugar
 Run, one (1) Trib stream to Ladd's Creek, and Trib
 Streams To Beaver Run, South Branch Towanda Creek,
 French Creek and Sugar Run

ESCGP-1 # ESX11-015-0191
 Applicant Name Appalachia Midstream Services, LLC
 Contact Person Patrick Myers, Jr.
 Address 100 Ist Center
 City, State, Zip Horseheads, NY 14845
 County Bradford County
 Township(s) Litchfield Township
 Receiving Stream(s) and Classification(s) CWF, MF: Trib:
 31573, 31575, 31577, 31579, 31582, and 31583, to
 Satterlee Creek, Satterlee Creek and Trib 30137 to
 Bullard Creek; WWF, MF: Trib 31592 to Susquehanna
 River, Parks Creek, Trib 31602 to Parks Creek, and
 Spaulding Creek.

ESCGP-1 # ESX11-015-0187
 Applicant Name Chesapeake Appalachia, LLC

Contact Person Eric Haskins
 Address 101 North Main Street
 City, State, Zip Athens, PA 18810
 County Bradford County
 Township(s) Litchfield Township
 Receiving Stream(s) and Classification(s) Spaulding
 Creek/UNT to Satterlee Creek (WWF/CWF);
 Secondary Water: Satterlee Creek (CWF)

ESCGP-1 # ESX11-015-0161
 Applicant Name Southwestern Energy Production Com-
 pany
 Contact Person Dave Sweeley
 Address 917 State Route 92 North
 City, State, Zip Tunkhannock, PA 18657
 County Bradford County
 Township(s) Stevens Township
 Receiving Stream(s) and Classification(s) Bennet Creek
 (WWF);
 Secondary Water: Wyalusing Creek (WWF)

ESCGP-1 # ESX11-015-0198
 Applicant Name Talisman Energy USA, Inc.
 Contact Person Tracy Gregory
 Address 337 Daniel Zenker Drive
 City, State, Zip Horseheads, NY 14845
 County Bradford County
 Township(s) Columbia Township
 Receiving Stream(s) and Classification(s) UNTs to North
 Branch of Sugar Creek (TSF, MF);
 Secondary Water North Branch Sugar Creek

ESCGP-1 # ESG11-113-0007
 Applicant Name EXCO Resources (PA), LLC
 Contact Person Larry Sanders
 Address 3000 Ericsson Drive
 City, State, Zip Warrendale, PA 15086
 County Sullivan County—Lycoming County
 Township(s) Davidson Township—Penn Township
 Receiving Stream(s) and Classification(s) UNT to Muncy
 Creek (HQ-CWF, MF), UNT to Beaver Run (HQ-CWF,
 MF) Muncy Creek (HQ-CWF, MF)

*Northwest Region: Oil and Gas Program Manager, 230
 Chestnut St., Meadville, PA 16335*

ESCGP-1 #ESX11-053-0021 Milford South
 Applicant Cougar Energy Inc
 Contact Joseph Fox
 Address 1049 West 2nd Street
 City Oil City State PA Zip Code 16301
 County Forest Township(s) Harmony(s)
 Receiving Stream(s) and Classification(s) Dawson Run
 ESCGP-1 #ESX11-019-0085 Zacherl 1H
 Applicant XTO Energy Inc
 Contact Mark J Orkwis
 Address 502 Keystone Drive
 City Warrendale State PA Zip Code 15086
 County Butler Township(s) Jefferson (s)
 Receiving Stream(s) and Classification(s) UNT to Little
 Buffalo Creek HQ-TSF/Buffero Creek UNT to Thorn
 Creek-Slippy Rock

SPECIAL NOTICES

DRAFT HAZARDOUS PERMIT

Public Hearing and Notice of Intent to Renew a
 Hazardous Waste Storage Permit

**Permit ID NO. PAD003001070. Air Products and
 Chemicals, Inc., 7201 Hamilton Boulevard, Allentown,
 PA 18195-1501, Upper Macungie Township, Lehigh
 County.**

The Commonwealth of Pennsylvania, Department of Environmental Protection (DEP) will hold a public hearing regarding Air Products and Chemicals, Inc. proposed renewal of their Hazardous Waste Storage permit, PAD003001070, in accordance with an application for a Class 2 Hazardous Waste Permit Renewal. The Hazardous Waste Storage Facility, located in Allentown, Pennsylvania, consists of administrative offices, Research and Development and Lehigh District Gas Sales Facility. Research facilities are primarily chemical and physical laboratories and experiments are mostly conducted on a small scale. Separate drum storage buildings are available near R&D 3 and R&D 4. None of the hazardous waste is disposed of on-site. All hazardous waste generated at the facility is stored in drums or lab packed and shipped off site to a permitted hazardous waste treatment and disposal facility. The types and quantities of hazardous waste generated at the site are dependent upon the current research activity. The amount of hazardous waste generated at the site is estimated at 10,000 pounds per month. Air Products does not intend to change the quantities or types of waste which are currently approved for storage.

A public hearing is scheduled for November 3, 2011 at 10:00 AM. The hearing will be held at the Upper Macungie Township Building, 8330 Schantz Road, Breinigsville, Lehigh County, PA. The public hearing will be held on the Department of Environmental Protection's draft permit renewal for the Hazardous Waste Storage Permit.

Copies of the application, draft permit and fact sheet for the Hazardous Waste Storage Facility may be reviewed at the following offices of the Department of Environmental Protection:

Bethlehem District Office
4530 Bath Pike
Bethlehem, PA 18017
(610) 861-2070

Northeast Regional Office
2 Public Square
Wilkes-Barre, PA 18701-1915
(570) 826-2511

Those interested in reviewing the draft permit and fact sheet should call to schedule an appointment to review the files.

The Department, in completing its review and prior to taking final action on the permit application for Air Products and Chemicals, Inc. will consider all written comments received during the comment period, and oral or written statements received during the public hearing, the requirement of 25 PA Code Chapter 260a—270a and 260—270 7 273 as incorporated by reference, and the DEP's permitting process.

The public comment period will begin on October 1, 2011, and will end on November 14, 2011. Any person interested in commenting on the application or draft permit must do so within this comment period.

Person intending to testify at the hearing should submit written notice to Mr. Bill Tomayko, Program Manager, Department of Environmental Protection, 2 Public Square, Wilkes-Barre, PA 18701-1915. This written notice should include the person's name, address, telephone, and a brief description as to the nature of the testimony. Comments should be kept brief and, depending on the number of speakers, may be limited to 10 minutes

per speaker. The Department requests that individuals present written copies of their testimony in addition to their oral presentation.

Person may present oral or written statements or data concerning the draft permit directly to the Department before, during, or after the public hearing, as long as the Department receives the statement and data before November 14, 2011. Comments should include name, address, and telephone number of the writer and a concise statement to inform the Department regarding the exact basis of any comment and relevant fact on which it is based.

Following the public comment period, the Department will make a final determination regarding the draft hazardous waste permit. Notice of this determination will be published in the *Pennsylvania Bulletin*, at which time the determination may be appealed to the Environmental Hearing Board. The Department will provide a written justification for changes to the draft hazardous waste permit to persons providing comment to the Department.

Person with disabilities who wish to attend the hearing and require auxiliary aid, service, or other accommodation to participate in the proceedings, should contact Mr. Bill Tomayko of the Department at (570) 826-2511 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

HAZARDOUS SITES CLEAN-UP UNDER THE ACT OF OCTOBER 18, 1988

Public Notice of Proposed Consent Order and Agreement

Everglade Junkyard Site Hempfield Township, Westmoreland County

Pursuant to Section 1113 of the Pennsylvania Hazardous Sites Cleanup Act, Act of October 18, 1988, P. L. 756, No. 108, 35 P. S. §§ 6020.101—6020.1305 ("HSCA"), notice is hereby given that the Department of Environmental Protection ("Department") has entered into a proposed Consent Order and Agreement ("CO&A") with Richard A. Liebman and Shirley Schwartz. The CO&A memorializes the parties' resolution of claims made by the Department for recovery of costs and applicable interest incurred and to be incurred in the Department investigation and cleanup of the Everglade Junkyard Site, located in Hempfield Township, Westmoreland County.

The terms of the settlement are set forth in the CO&A. The Department will receive and consider comments relating to the CO&A for sixty (60) days from the date of this Public Notice. The Department has reserved the right to withdraw its consent to the CO&A if comments concerning the CO&A disclose facts or considerations which indicate that the CO&A is inappropriate, improper, or not in the public interest.

Copies of the CO&A are available for inspection at the Department's Southwest Regional Office. Comments may be submitted, in writing, to: Barbara Gunter, PA Department of Environmental Protection, Hazardous Sites Cleanup, 400 Waterfront Drive, Pittsburgh, PA 15222. Further information may be obtained by contacting Ms. Gunter at 412-442-4000.

TDD users may contact the Department through the Pennsylvania Relay Services at 800-645-5984.

Public Notice of Proposed Consent Order and Agreement

**F & F Trucking Services, Inc. Site
Ohioville Borough, Beaver County**

Pursuant to Section 1113 of the Pennsylvania Hazardous Sites Cleanup Act, Act of October 18, 1988, P. L. 756, No. 108, 35 P. S. §§ 6020.101—6020.1305 (“HSCA”), notice is hereby given that the Department of Environmental Protection (“Department”) has entered into a proposed Consent Order and Agreement (“CO&A”) with F & F Trucking Services, Inc. The CO&A memorializes the two parties’ resolution of claims made by the Department for recovery of costs and applicable interest incurred and to be incurred in the Department investigation and cleanup of the site of the former operations of F & F Trucking Services, located in Ohioville Borough, Beaver County.

The terms of the settlement are set forth in the CO&A. The Department will receive and consider comments relating to the CO&A for sixty (60) days from the date of this Public Notice. The Department has reserved the right to withdraw its consent to the CO&A if comments concerning the CO&A disclose facts or considerations which indicate that the CO&A is inappropriate, improper, or not in the public interest.

Copies of the CO&A are available for inspection at the Department’s Southwest Regional Office. Comments may be submitted, in writing, to: Barbara Gunter, PA Department of Environmental Protection, Hazardous Sites Cleanup, 400 Waterfront Drive, Pittsburgh, PA 15222. Further information may be obtained by contacting Ms. Gunter at 412-442-4000.

TDD users may contact the Department through the Pennsylvania Relay Services at 800-645-5984.

**NOTICE OF SUSPENSION AND
DECERTIFICATION OF CERTIFICATION TO
PERFORM RADON TESTING ACTIVITIES IN
PENNSYLVANIA**

In the Matter of Sean Moore

On July 28, 2011, the Department of Environmental Protection suspended Sean Moore’s radon testing individual certification #2791 for his failure to submit his required 45-day reporting and his late reporting fee. Sean Moore’s failure to report radon activity and to pay late reporting fees violates 25 Pa. Code § 240.303(a) and 25 Pa. Code Ch. 240 Appendix A.

On July 28, 2011, the Pennsylvania Department of Environmental Protection, under the authority contained in the Radon Certification Act (63 P. S. §§ 2001—2014) and regulations promulgated thereunder at 25 Pa. Code § 240.203(b), suspended the certification of Sean Moore to perform radon-related activities in Pennsylvania. Copies of the Suspension of Moore are available from Kelley Oberdick, Department of Environmental Protection, 400 Market Street, 13th Floor, Harrisburg, PA 17101, (717) 783-3594.

Name
Sean Moore

Address
16 Columbus Avenue
Havertown, PA 19083-1333

Type of Radon Certification
Mitigation individual

In the Matter of Christopher Ford

On July 27, 2011, the Department of Environmental Protection issued an Order and Assessment of Civil

Penalty to Christopher Ford decertifying him from radon testing under individual certification #2176, ordering Ford to not apply for any certification under the Radon Certification Act, (63 P. S. §§ 2001—2014), prior to December 14, 2016, and assessing a civil penalty of \$58,875.00 against Ford. These actions were taken for Christopher Ford’s failure to comply with various radon-related regulations, including 25 Pa. Code § 240.111 by having an uncertified employee conduct radon mitigation, 25 Pa. Code § 240.203(a)(1) by failing to conduct his radon-related activities as described in his application, 25 Pa. Code § 240.303(a) by not reporting his radon-related activities to the Department, 25 Pa. Code § 240.304 by not following his Quality Assurance program, 25 Pa. Code § 240.305 by not having records of his exposure to radon, and 25 Pa. Code § 240.308 by not conducting his radon-related activities in accordance with EPA or DEP approved protocols.

On July 27, 2011, the Pennsylvania Department of Environmental Protection, under the authority contained in the Radon Certification Act (63 P. S. §§ 2001—2014) and regulations promulgated thereunder at 25 Pa. Code §§ 240.402 & 240.403, decertified Christopher Ford from performing radon testing activities in Pennsylvania, ordered Ford to refrain from applying for any certification under the Radon Certification Act prior to December 14, 2016, and assessed against Christopher Ford a civil penalty of \$58,875.00. Copies of the Order and Assessment of Civil Penalty to Ford are available from Bridget Craig, Department of Environmental Protection, Southeast Regional Office, 2 East Main Street, Norristown, PA 19401, (484) 250-5852.

Name
Christopher Ford

Address
2450 Brookdale Avenue
Abington, PA 19001

Type of Radon Certification
Testing individual

In the Matter of Theodore B. Petrovich

In April 2011, the Pennsylvania Department of Environmental Protection, under the authority contained in the Radon Certification Act (63 P. S. §§ 2001—2014) and regulations promulgated thereunder at 25 Pa. Code § 240.203(b), suspended the certification of the person listed below to perform radon-related activities in Pennsylvania:

Name
Theodore B. Petrovich

Address
466 West County Road
Sugarloaf, PA 18249

Type of Radon Certification
Testing individual

**DRINKING WATER STATE REVOLVING FUND
SPECIAL NOTICE**

Special Notice Under the federal Safe Drinking Water Act (SDWA) (42 U.S.C. 300f, et. seq.)

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

Project Location:

<i>Applicant</i>	<i>Applicant Address</i>	<i>County</i>
Aqua Pennsylvania Inc	762 Lancaster Ave	Wyoming
Washington Park Water System	Bryn Mawr, Pa	
Loan # 80171		

Project Description: The Pennsylvania Infrastructure Investment Authority, which administers the Commonwealth's State Revolving Fund, is intended to be the funding source for this project. Aqua Pennsylvania Inc. proposes the addition of a new source, well house, booster pumps, storage tank, controls and disinfection equipment in the Washington Park water system. The Department's review of the project and the information received in the Environmental Report for the project has not identified any significant, adverse environmental impact resulting from this proposal. The Department hereby approves the Environmental Assessment.

Project Location:

<i>Applicant</i>	<i>Applicant Address</i>	<i>County</i>
Pine Grove Borough	One Snyder Ave	Schuylkill
	Pine Grove, Pa	
Loan # 83125 17963		

Project Description: The Pennsylvania Infrastructure Investment Authority, which administers the Commonwealth's State Revolving Fund, is intended to be the funding source for this project. Pine Grove Borough proposes water line replacement, metering, and work on existing wells. The department reviewed the project and the request for a categorical exclusion from the Environmental Report. The scope and location of the project do not present any potential for an adverse environmental impact. The Department hereby approves the categorical exclusion from the Environmental Assessment.

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

Project Location:

<i>Applicant</i>	<i>Applicant Address</i>	<i>County</i>
Conneautville Borough	906 Main Street	Crawford County
	Conneautville, PA	
16406		

Project Description: The Pennsylvania Infrastructure Investment Authority, which administers the Commonwealth's State Revolving Fund, is intended to be the funding source for this project. Conneautville Borough has applied for the replacement of 9,200 lineal feet of water distribution pipeline; 5 fire hydrants, 1 pressure reducing station, 58 service connections and various valves, fittings and accessories. In 2010, a portion of the Borough system customers were without service for over 48 hours. Replacing the waterline at key locations and controlling system pressure via a pressure reducing station will assure uninterrupted service to the greatest extent possible, provide needed fire protection and also maintain water service to the most densely populated areas of the system.

The Department's review of the project and the information received in the Environmental Report for the project has not identified any significant, adverse environmental impact resulting from this proposal. The Department hereby approves the Environmental Assessment.

Project Location:

<i>Applicant</i>	<i>Applicant Address</i>	<i>County</i>
Redbank Valley Municipal Authority	243 Broad Street #A	Redbank, Clarion and Armstrong Counties
	New Bethlehem, PA 16242	

Project Description: The Pennsylvania Infrastructure Investment Authority, which administers the Commonwealth's State Revolving Fund, is intended to be the funding source for this project. The Authority proposes to construct approximately 12,750 linear feet of 8-inch waterline and related appurtenances to serve customers along the Route 66 portion of Porter Township, Clarion County, Pennsylvania. The preliminary estimated project costs are \$1.36 million.

The Department's review of the project and the information received in the Environmental Report for the project has not identified any significant, adverse environmental impact resulting from this proposal. The Department hereby approves the Environmental Assessment.

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

Project Location:

<i>Applicant</i>	<i>Applicant Address</i>	<i>County</i>
Bedford Township Municipal Authority	PO Box 371	Bedford
	Bedford, PA	
15522		

Project Description: The Pennsylvania Infrastructure Investment Authority, which administers the Commonwealth's State Revolving Fund, is the funding source for this project. Bedford Township Municipal Authority has completed the Sweet Root Road waterline extension as approved under PWS Operation Permit No. 0508503 MA issued by the Department on January 10, 2010. The project included installation of 7,400 feet of DIP water line. The Department's original review of the proposed project and the information received in the Environmental Report for the project did not identify any significant, adverse environmental impact resulting from this proposal. The Department approved the Environmental Assessment on July 21, 2009.

Project Location:

<i>Applicant</i>	<i>Applicant Address</i>	<i>County</i>
Pennsylvania American Water Company	800 West Hershey Park Drive	Cumberland
	Hershey, PA	
17033		

Project Description: The Pennsylvania Infrastructure Investment Authority, which administers the Commonwealth's State Revolving Fund, is the funding source for this project. Pennsylvania American Water Company has completed modifications to the Silver Spring water treatment plant as approved under PWS Operation Permit No. 2108508 issued by the Department on June 6, 2011. The project included modifications to existing Clearwell No. 1 and construction of a new Clearwell No. 2. The Department's original review of the proposed project and the information received in the Environmental Report for the project did not identify any significant, adverse environ-

mental impact resulting from this proposal. The Department approved the Environmental Assessment on July 23, 2009.

CATEGORICAL EXCLUSION

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

Project Information:

<i>Project Applicant</i>	<i>Project Applicant's Address</i>	<i>Project Location (Municipality)</i>	<i>Project Location (County)</i>
Bangor Borough Authority	58 Market St. PO Box 51 Bangor, PA 18013	Bangor Borough	Northampton

Description: The Authority proposes to: install sanitary sewer lining for about 12,000 linear feet of 8" pipe, 10" pipe, and 15" pipe; replace sewer mains where lining is not viable; reconnect about 190 laterals; and making point repairs. The Pennsylvania Infrastructure Investment Authority, which administers the Commonwealth's State Revolving Fund, was the project's funding source. The Department's review of the project and the information received has not identified any significant adverse environmental impact resulting from the project. The Department hereby categorically excludes the project from the State Environmental Review Process.

<i>Project Applicant</i>	<i>Project Applicant's Address</i>	<i>Project Location (Municipality)</i>	<i>Project Location (County)</i>
Lehigh County Authority (LCA)	1053 Spruce St. P O Box 3348 Allentown, PA. 18106	Upper Macungie Township	Lehigh

Description: The Authority has constructed a 3 million gallon Flow Equalization Basin (FEB) with ancilliary facilities at its wastewater pretreatment facility, located at PA Route 100 and Industrial Boulevard. The facility receives highly variable hydraulic and organic loadings. The ancilliary facilities consist of an influent pump station, jet mixing system for the FEB, odor control equipment, and other systems. The Pennsylvania Infrastructure Investment Authority, which administers the Commonwealth's State Revolving Fund was the project's funding source. The Department's review of the project and the information received has not identified any significant adverse environmental impact resulting from the proposal. The Department hereby categorically excludes the project from the State Environmental Review Process.

Project Information:

<i>Project Applicant</i>	<i>Project Applicant's Address</i>	<i>Project Location (Municipality)</i>	<i>Project Location (County)</i>
Frackville Area Municipal Authority	42 S. Center St., Suite 113 Frackville, PA 17931	Butler Township	Schuylkill

Description: The Authority proposes to upgrade its biosolids management system at the wastewater treatment facility. The project consists of new cover systems on

both aerobic digester units and new air diffusers; replacement of two 50-HP blower units, new variable frequency drives; modifications to sludge piping; and installation of motor operators on two existing telescopic valves; and miscellaneous items. The Pennsylvania Infrastructure Investment Authority, which administers the Commonwealth's State Revolving Fund, was the project's primary funding source. The Department's review of the project and the information received has not identified any significant adverse environmental impact resulting from the project. The Department hereby categorically excludes the project from the State Environmental Review Process.

Project Information:

<i>Project Applicant</i>	<i>Project Applicant's Address</i>	<i>Project Location (Municipality)</i>	<i>Project Location (County)</i>
Slatington Borough Authority	125 South Walnut St. Slatington, PA18080	Slatington Borough	Lehigh

Description: The Authority proposes to: replace about 29,000 linear feet (LF) of 8 inch pipe and replace manholes and laterals. The work will be done in existing easements and rights of way. About 25,000 LF of existing pipe will be rehabilitated using cured-in-place liner; and the manhole interiors will be coated with an epoxy resin. Laterals will also be replaced. The Pennsylvania Infrastructure Investment Authority, which administers the Commonwealth's State Revolving Fund, was the project's funding source. The Department's review of the project and the information received has not identified any significant adverse environmental impact resulting from the project. The Department hereby categorically excludes the project from the State Environmental Review Process.

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

Project Applicant: Minersville Sewer Authority, 2 East Sunbury Street, Minersville, PA 17954

Location: Minersville Borough, Branch & Cass Townships, Schuylkill County

Description: The proposed project includes the following reliability, efficiency, and performance upgrades at the existing wastewater treatment plant: replace mechanical screen in headworks structure; replace aerated grit removal system with stainless steel unit; new chain and bucket elevator system with automatic controls; install 12 in. line between aeration tank and clarifier splitter box; purchase pumps, parts and other various equipment. The project also includes replacement of 1500 ft. of 18 in. interceptor sewer with 24 in. interceptor to reduce frequency and volume of CSO events. The Pennsylvania Infrastructure Investment Authority, which administers the Commonwealth's State Revolving Fund, is the funding source for this project. The Department's review of the project and the information received has not identified any significant adverse environmental impact resulting from this project. The Department hereby categorically excludes this project from the State Environmental Review Process.

Project Applicant: South Wayne County Water & Sewer Authority, PO Box 6, Lake Ariel, PA 18436

Location: Lake and Salem Townships, Wayne County

Description: The Authority's project was proposed to upgrade and replace antiquated sanitary collector sewers and force mains, and to replace two existing Pump Stations (PS-4 & PS-C) with no increase in pump capacities, within a portion of the existing development. Project

includes replacement of approximately 2,500 LF of gravity sewer main, 1,000 LF of force main and associated piping at the pump stations, along with a portable generator to service the pumping stations to provide operation during power outages. The Pennsylvania Infrastructure Investment Authority, which administers the Commonwealth's State Revolving Fund, is the funding source for this project. The Department's review of the project and the information received has not identified any significant adverse environmental impact resulting from this proposal. The Department hereby categorically excludes this project from the State Environmental Review Process.

Project Applicant: Lackawanna River Basin Sewer Authority, PO Box 9068, Dickson City, PA 18519

Location: Carbondale City/ Fell Township, Blakely Borough, Lackawanna County

Description: The Authority's proposed project is to construct improvements to its wastewater conveyance system in two separate areas as follows. Carbondale/ Fell Township: Replacement of approximately 1,300 L.F. of existing interceptor sewer and 390 L.F. of existing combined sewers, along with rehabilitation of CSO Manhole 21-A, including storm sewer separation work. Blakely Borough: Replacement of approximately 2,850 L.F. of existing interceptor sewers. Purpose of the projects is to eliminate hydraulic bottlenecks, eliminate stormwater inflow, record CSO flow events, and increase conveyance capacity to limit frequency, volume, and duration of CSO events to the Lackawanna River. The Pennsylvania Infrastructure Investment Authority, which administers the Commonwealth's State Revolving Fund, is the funding source for this project. The Department's review of the project and the information received has not identified any significant adverse environmental impact resulting from this proposal. The Department hereby categorically excludes this project from the State Environmental Review Process.

[Pa.B. Doc. No. 11-1693. Filed for public inspection September 30, 2011, 9:00 a.m.]

Chesapeake Bay Advisory Committee Meeting Cancellation

The October 4, 2011, meeting of the Chesapeake Bay Advisory Committee (Committee) has been cancelled. No other meetings are scheduled for 2011.

Questions concerning the next scheduled meeting of the Committee can be directed to Marjorie Hughes at mahughes@pa.gov or (717) 772-5660.

Previous agendas and meeting materials are available through the Public Participation Center on the Department of Environmental Protection's (Department) web site at <http://www.depweb.state.pa.us> (select "Public Participation").

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact the Department at (717) 772-5660 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. 11-1694. Filed for public inspection September 30, 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 September 6, 2011, through September 19, 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 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 com-

ments on these proposed pollutant reduction activities for 30 days.

Applicant

East Berlin Area
Joint Authority

Pollution Reduction Activity Description

This certification request is for nutrient reduction credits to be generated from the pollutant reduction activity of East Berlin Area Joint Authority's installed treatment process.

Written Comments

Interested persons may submit written comments on these proposed pollutant reduction activities by October 31, 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@pa.gov.

For further information about these proposals or the Nutrient Credit 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. 11-1695. Filed for public inspection September 30, 2011, 9:00 a.m.]

Nutrient Credit Trading Program; Notice of Registration

The Department of Environmental Protection (Department) provides notice of the following credit registration recorded under the Nutrient Credit Trading Program (Trading Program). The request for registration was submitted under The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and 25 Pa. Code § 96.8 (relating to use of offsets and tradable credits from pollution reduction activities in the Chesapeake Bay Watershed) (see 40 Pa.B. 5790 (October 9, 2010)).

Trading is a market-based program that provides incentives for entities to create nutrient reduction credits by going beyond statutory, regulatory or voluntary obligations and goals by removing 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 permittees to meet their effluent limits for nutrients and sediment. Currently, the focus of the program is on the Chesapeake Bay Watershed.

This notice relates to the registration of credits through September 19, 2011. For background information related these credits see the Department's certification published at 38 Pa.B. 1887 (April 19, 2008).

The Department has registered the following credits.

<i>Generator</i>	<i>Location of Use</i>	<i>Credits Registered</i>	<i>Credit Generating Activity</i>	<i>Compliance Year</i>
Chesapeake Nutrient Management, LLC	Tamarack Mobile Home Park, Bird in Hand, PA	22 Phosphorous	Poultry manure export out of Chesapeake Bay Watershed	October 2010— September 2011

A revision to the credits previously registered to Red Barn Trading Company, LLC for use by Fairview Township Authority has been made. The revision clarifies that only 20,000 N credits have been registered for use by Fairview Township Authority. The original registration of credits was published at 41 Pa.B. 420 (January 15, 2011).

For further information about this registration or the Trading Program, contact Ann Roda, Water Planning Office, Department of Environmental Protection, P. O. Box 2063, Harrisburg, PA 17105-2063, (717) 787-4726, aroda@pa.gov 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. 11-1696. Filed for public inspection September 30, 2011, 9:00 a.m.]

Renewal of Pennsylvania National Pollutant Discharge Elimination System General Permit for Stormwater Discharges from Municipal Separate Storm Sewer Systems (PAG-13); Correction

At 41 Pa.B. 5042 (September 17, 2011), the Department of Environmental Protection (Department) published no-

tice announcing the 5-year renewal of Pollutant Discharge Elimination System General Permit (PAG-13), the National Pollutant Discharge Elimination System General Permit for Stormwater Discharges from Municipal Separate Storm Sewer Systems. In the first paragraph of that notice, June 11, 2013, was incorrectly listed as the date the current PAG-13 permit expires. The correct date for the expiration of the current PAG-13 permit is March 15, 2013. See 41 Pa.B. 5041 (September 17, 2011).

A summary of the revisions and the requirements to renew PAG-13 was published at 41 Pa.B. 5042. The renewal PAG-13 permit is available by contacting the Department's Bureau of Watershed Management, Rachel Carson State Office Building, P. O. Box 8775, 10th Floor, Harrisburg, PA 17105-8775, (717) 787-6827. The renewal PAG-13 permit also is available on the Department's web site at www.depweb.state.pa.us (in the left-hand column click on "Water," then click on "Watershed Management," next in the right-hand column click on "Stormwater Management," then scroll down and click on "Announcements").

Persons with a disability may contact the Department by using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

MICHAEL L. KRANCER,
Secretary

[Pa.B. Doc. No. 11-1697. Filed for public inspection September 30, 2011, 9:00 a.m.]

2012 Environmental Education Grants Program; Application Announcement

Applications for the 2012 Environmental Education Grants Program (Program) are now available from the Department of Environmental Protection (Department). The grants provide funding to public and private schools, colleges and universities, county conservation districts, nonprofit organizations and associations, conservation and education organizations and institutions, businesses, municipalities and municipal authorities to create or develop projects that support environmental education in this Commonwealth. Grants will provide environmental education on timely and critically important topics, including the following:

- *Chesapeake Bay and Watershed Education*—Organizations are encouraged to develop environmental education programs that promote the reduction of nonpoint source pollution, such as nutrient and sediment loads. Projects may also include abandoned mine drainage and water conservation programs.
- *Air Quality*—Organizations are encouraged to develop air quality education and outreach programs.
- *Brownfields*—Organizations are encouraged to develop education and outreach programs for students, youth, educators, community members, community groups, developers, property owners and others that are interested in brownfield redevelopment and sustainable communities, along with developing green spaces.
- *Climate Change*—Organizations are encouraged to develop education and outreach programs about climate change.
- *Geologic Resource Extraction*—Organizations are encouraged to develop education and outreach programs related to geologic resource extraction. Programs should focus on impacts on communities, local and regional economies, risk management and natural resources. Potential target audiences include land owners, private well owners, municipal water suppliers or boards, local governments, land trusts and associations, watershed groups and conservancies and others.
- *Environmental Literacy Planning and Programming*—Organizations are encouraged to engage educators and stakeholders in content standards and field-based environmental education.
- *Formal and Nonformal Environmental Education Certification*—Organizations are encouraged to develop and implement institutionalized and community-based certification programs designed for teachers, naturalists and educators working in schools and environmental education facilities.
- *Curriculum Integration Projects*—Articulation of the Academic Standards for Environment and Ecology into the K-12 curriculum for the entire school district, private

school or charter school, using the model developed by the Department of Education's Office of Environment and Ecology.

- *Curriculum Revision Projects*—Revise current or write new lesson plans or units to meet the changes identified in the Department of Education approved alignment to the Environment and Ecology Standards and provide a means for classroom assessment.
- *Outdoor Learning Resource Projects*—Develop resources such as trails, agricultural demonstration areas, alternative energy demonstration areas, ponds, wetland areas, sheltered learning stations, and the like, as well as similar nearby community resources as a framework within which students can learn about natural systems and the interrelationship among natural and manmade communities.
- *Sustainable Energy*—Organizations are encouraged to develop education and outreach programs about solar, wind, hydro, microhydro, biomass, geothermal, alternative transportation fuels and energy efficiency and conservation.

The Program was established by the Environmental Education Act (35 P. S. §§ 7521—7528), which mandates setting aside 5% of the pollution fines and penalties collected annually by the Department for environmental education in this Commonwealth.

Environmental education grant awards are limited to \$7,500. This announcement opens on October 3, 2011, and grant applications submitted to the Department must be postmarked by December 16, 2011.

Applications may be obtained by contacting the Department of Environmental Protection, Environmental Education Grants Program, P. O. Box 2063, Harrisburg, PA 17105-2063, (717) 772-1828. For additional information and to obtain the electronic copy of the grants manual and application forms, visit the Department's web site at www.depweb.state.pa.us (DEP Keyword: EE Grants).

MICHAEL L. KRANCER,
Secretary

[Pa.B. Doc. No. 11-1698. Filed for public inspection September 30, 2011, 9:00 a.m.]

DEPARTMENT OF HEALTH

Long-Term Care Nursing Facilities; Requests for Exception

The following long-term care nursing facility is seeking an exception to 28 Pa. Code §§ 205.24(a) and 205.27 (relating to dining room; and lounge and recreation rooms):

Devon Manor
235 Lancaster Avenue
Devon, PA 19333
FAC ID 041202

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.36(h) (relating to bathing facilities):

The Inn at Freedom Village
35 Freedom Boulevard
West Brandywine, PA 19320-1549
FAC ID 105502

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 211.12(b) and (c) (relating to nursing services):

Millcreek Community Hospital Transitional Care Unit
5515 Peach Street
Erie, PA 16509-2603
FAC ID 57010201

Millcreek Manor
5515 Peach Street
Erie, PA 16509-2603
FAC ID 131102

These requests are on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, ra-paexcept@pa.gov.

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

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

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact V/TT (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

ELI N. AVILA, MD, JD, MPH, FCLM,
Secretary

[Pa.B. Doc. No. 11-1699. Filed for public inspection September 30, 2011, 9:00 a.m.]

Tobacco Use Prevention and Cessation Advisory Committee Public Hearing and Public Meeting

The Tobacco Use Prevention and Cessation Advisory Committee (Committee) of the Department of Health, established under section 705 of the Tobacco Settlement Act (35 P. S. § 5701.705), will hold a public hearing and public meeting on October 5, 2011, in Room 812, Health and Welfare Building, 625 Forster Street, Harrisburg, PA.

The public hearing will be held from 10 a.m. to 12 p.m. Comments must be submitted in writing no later than 11:30 a.m. on October 4, 2011, to the Department of Health, Bureau of Health Promotion and Risk Reduction, Division of Tobacco Prevention and Control, Room 1032, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120, fax (717) 214-6690. Written comments must be limited to no more than three typewritten pages. Persons wishing to present written statements orally at the public hearing must contact Judy Ochs at (717) 783-6600 no later than 2:30 p.m. on October 3, 2011, to make a reservation for testifying at the hearing. Oral testimony will be limited to 5 minutes. Persons will be scheduled on a first come, first served basis, as time permits.

The public meeting of the Committee will be held from 1 p.m. to 3:30 p.m. The purpose of the meeting is to discuss the tobacco use prevention and cessation priorities for the State Fiscal Year 2011-2012.

No reservations are required to attend the public meeting.

For additional information or for persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so contact Judy Ochs, Director, Division of Tobacco Prevention and Control, Room 1032, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120-0701, (717) 783-6600, or V/TT (717) 783-6514 for speech and/or hearing impaired persons, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

This hearing and meeting is subject to cancellation without notice.

ELI N. AVILA, MD, JD, MPH, FCLM,
Secretary

[Pa.B. Doc. No. 11-1700. Filed for public inspection September 30, 2011, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Uniform Construction Code Review and Advisory Council Meeting

The Uniform Construction Code Review and Advisory Council will hold a meeting on Thursday, October 20, 2011, from 10 a.m. to 5 p.m. in the Breaker and Colliery Rooms, Comfort Inn, 58 State Route 93, West Hazelton, PA 18202.

Additional information concerning the meeting may be found on the Department of Labor and Industry web site at www.dli.state.pa.us. Scroll down and click on the link for UCC Review and Advisory Council.

Questions concerning this meeting may be directed to Edward Leister, (717) 783-6304.

JULIA K. HEARTHWAY,
Secretary

[Pa.B. Doc. No. 11-1701. Filed for public inspection September 30, 2011, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

Co-Payments for the Subsidized Child Care Program

The purpose of this notice is to revise the co-payment schedule codified in 55 Pa. Code Chapter 3041, Appendix B (relating to co-payment chart family co-payment scale (based on the 2011 Federal Poverty Income Guidelines)). The revised copayment schedule is effective October 3, 2011.

The act of June 30, 2011 (P. L. 89, No. 22) (Act 22) amended section 408.3 of the Public Welfare Code (code) (62 P. S. § 408.3), regarding co-payments for subsidized child care. Among other things, Act 22 directs the Department of Public Welfare (Department) to publish a notice in the *Pennsylvania Bulletin* setting forth the co-payment schedule for subsidized child care (section 408.3(b) of the

code). Act 22 requires the Department to impose co-payments for the subsidized child care program based on a sliding income scale taking into account the Federal Poverty Income Guidelines (FPIG) (section 408.3(c)(1) of the code). Co-payment amounts must be a minimum of \$5 per week and may increase at incremental amounts as determined by the Department, taking into account annual family income (section 408.3(c)(3) of the code). A family's co-payment shall not exceed 8% of the family's annual income if the family's annual income is 100% or less of the FPIG; or 11% of the family's annual income if the family's annual income exceeds 100% of the FPIG (section 408.3(c)(4) of the code).

The Department is revising the co-payment schedule for the subsidized child care program in accordance with the requirements set forth in Act 22. Chapter 3041, Appendix B of 55 Pa. Code establishes the family co-payment levels according to the family's computed annual

income and lists the weekly family co-payment based on the annual family income.

GARY D. ALEXANDER,
Secretary

Fiscal Note: 14-NOT-719. (1) General Fund; (2) Implementing Year 2011-12 is \$17,796,000; (3) 1st Succeeding Year 2012-13 is \$19,728,000; 2nd Succeeding Year 2013-14 is \$19,728,000; 3rd Succeeding Year 2014-15 is \$19,728,000; 4th Succeeding Year 2015-16 is \$19,728,000; 5th Succeeding Year 2016-17 is \$19,728,000; (4) Child Care Services: 2010-11 Program—\$171,720,000; 2009-10 Program—\$171,720,000; 2008-09 Program—\$166,763,000; Child Care Assistance: 2010-11 Program—\$189,582,000; 2009-10 Program—\$198,147,000; 2008-09 Program—\$201,956,000; (7) Child Care Services and Child Care Assistance; (8) recommends adoption. Funds have been included in the budget to cover this increase.

CO-PAYMENT CHART
FAMILY CO-PAYMENT SCALE EFFECTIVE 10/01/2011
(BASED ON THE 2011 FEDERAL POVERTY INCOME GUIDELINES)

Weekly Co-pay	Family Size:	1	Weekly Co-Pay	Family Size:	2
	Annual Income			Annual Income	
\$5.00	Less than:	\$8,890	\$5.00	Less than:	\$8,660
\$10.00	\$8,890.01	\$10,890	\$10.00	\$8,660.01	\$12,710
\$15.00	\$10,890.01	\$12,890	\$19.00	\$12,710.01	\$14,710
\$20.00	\$12,890.01	\$14,890	\$23.00	\$14,710.01	\$16,710
\$25.00	\$14,890.01	\$16,890	\$27.00	\$16,710.01	\$18,710
\$30.00	\$16,890.01	\$18,890	\$31.00	\$18,710.01	\$20,710
\$35.00	\$18,890.01	\$20,890	\$36.00	\$20,710.01	\$22,710
\$40.00	\$20,890.01	\$22,890	\$41.00	\$22,710.01	\$24,710
\$45.00	\$22,890.01	\$24,890	\$46.00	\$24,710.01	\$26,710
\$50.00	\$24,890.01	\$25,592	\$51.00	\$26,710.01	\$28,710
			\$57.00	\$28,710.01	\$30,710
			\$63.00	\$30,710.01	\$32,710
			\$69.00	\$32,710.01	\$34,569
	200% FPIG	\$21,780		200% FPIG	\$29,420

CO-PAYMENT CHART
FAMILY CO-PAYMENT SCALE EFFECTIVE 10/01/2011
(BASED ON THE 2011 FEDERAL POVERTY INCOME GUIDELINES)

Weekly Co-pay	Family Size:	3	Weekly Co-Pay	Family Size:	4
	Annual Income			Annual Income	
\$5.00	Less than:	\$8,660	\$5.00	Less than:	\$8,660
\$10.00	\$8,660.01	\$14,530	\$10.00	\$8,660.01	\$16,350
\$19.00	\$14,530.01	\$16,530	\$21.00	\$16,350.01	\$18,350
\$25.00	\$16,530.01	\$18,530	\$26.00	\$18,350.01	\$20,350
\$29.00	\$18,530.01	\$20,530	\$31.00	\$20,350.01	\$22,350
\$33.00	\$20,530.01	\$22,530	\$35.00	\$22,350.01	\$24,350
\$37.00	\$22,530.01	\$24,530	\$39.00	\$24,350.01	\$26,350

<i>Weekly Co-pay</i>	<i>Family Size:</i>	<i>3</i>	<i>Weekly Co-Pay</i>	<i>Family Size:</i>	<i>4</i>
	<i>Annual Income</i>			<i>Annual Income</i>	
\$41.00	\$24,530.01	\$26,530	\$43.00	\$26,350.01	\$28,350
\$46.00	\$26,530.01	\$28,530	\$47.00	\$28,350.01	\$30,350
\$51.00	\$28,530.01	\$30,530	\$51.00	\$30,350.01	\$32,350
\$56.00	\$30,530.01	\$32,530	\$56.00	\$32,350.01	\$34,350
\$61.00	\$32,530.01	\$34,530	\$61.00	\$34,350.01	\$36,350
\$66.00	\$34,530.01	\$36,530	\$66.00	\$36,350.01	\$38,350
\$71.00	\$36,530.01	\$38,530	\$71.00	\$38,350.01	\$40,350
\$77.00	\$38,530.01	\$40,530	\$76.00	\$40,350.01	\$42,350
\$83.00	\$40,530.01	\$42,530	\$81.00	\$42,350.01	\$44,350
\$89.00	\$42,530.01	\$43,546	\$86.00	\$44,350.01	\$46,350
			\$92.00	\$46,350.01	\$48,350
			\$98.00	\$48,350.01	\$50,350
			\$104.00	\$50,350.01	\$52,350
			\$110.00	\$52,350.01	\$52,523
	200% FPIG	\$37,060		200% FPIG	\$44,700

CO-PAYMENT CHART
FAMILY CO-PAYMENT SCALE EFFECTIVE 10/01/2011
(BASED ON THE 2011 FEDERAL POVERTY INCOME GUIDELINES)

<i>Weekly Co-pay</i>	<i>Family Size:</i>	<i>5</i>	<i>Weekly Co-Pay</i>	<i>Family Size:</i>	<i>6</i>
	<i>Annual Income</i>			<i>Annual Income</i>	
\$5.00	Less than:	\$8,660	\$5.00	Less than:	\$8,660
\$10.00	\$8,660.01	\$18,170	\$10.00	\$8,660.01	\$19,990
\$23.00	\$18,170.01	\$20,170	\$25.00	\$19,990.01	\$21,990
\$27.00	\$20,170.01	\$22,170	\$29.00	\$21,990.01	\$23,990
\$32.00	\$22,170.01	\$24,170	\$33.00	\$23,990.01	\$25,990
\$37.00	\$24,170.01	\$26,170	\$38.00	\$25,990.01	\$27,990
\$41.00	\$26,170.01	\$28,170	\$43.00	\$27,990.01	\$29,990
\$45.00	\$28,170.01	\$30,170	\$47.00	\$29,990.01	\$31,990
\$49.00	\$30,170.01	\$32,170	\$51.00	\$31,990.01	\$33,990
\$53.00	\$32,170.01	\$34,170	\$55.00	\$33,990.01	\$35,990
\$57.00	\$34,170.01	\$36,170	\$59.00	\$35,990.01	\$37,990
\$62.00	\$36,170.01	\$38,170	\$63.00	\$37,990.01	\$39,990
\$67.00	\$38,170.01	\$40,170	\$67.00	\$39,990.01	\$41,990
\$72.00	\$40,170.01	\$42,170	\$72.00	\$41,990.01	\$43,990
\$77.00	\$42,170.01	\$44,170	\$77.00	\$43,990.01	\$45,990
\$82.00	\$44,170.01	\$46,170	\$82.00	\$45,990.01	\$47,990
\$87.00	\$46,170.01	\$48,170	\$87.00	\$47,990.01	\$49,990
\$92.00	\$48,170.01	\$50,170	\$92.00	\$49,990.01	\$51,990
\$97.00	\$50,170.01	\$52,170	\$97.00	\$51,990.01	\$53,990
\$103.00	\$52,170.01	\$54,170	\$102.00	\$53,990.01	\$55,990
\$109.00	\$54,170.01	\$56,170	\$107.00	\$55,990.01	\$57,990
\$115.00	\$56,170.01	\$58,170	\$112.00	\$57,990.01	\$59,990
\$121.00	\$58,170.01	\$60,170	\$118.00	\$59,990.01	\$61,990
\$126.00	\$60,170.01	\$61,500	\$124.00	\$61,990.01	\$63,990
			\$130.00	\$63,990.01	\$65,990
			\$136.00	\$65,990.01	\$67,990

Weekly Co-pay	Family Size:	5	Weekly Co-Pay	Family Size:	6
	Annual Income			Annual Income	
			\$142.00	\$67,990.01	\$69,990
			\$147.00	\$69,990.01	\$70,477
	200% FPIG	\$52,340		200% FPIG	\$59,980

CO-PAYMENT CHART
FAMILY CO-PAYMENT SCALE EFFECTIVE 10/01/2011
 (BASED ON THE 2011 FEDERAL POVERTY INCOME GUIDELINES)

Weekly Co-pay	Family Size:	7	Weekly Co-Pay	Family Size:	8
	Annual Income			Annual Income	
\$5.00	Less than:	\$8,660	\$5.00	Less than:	\$8,660
\$10.00	\$8,660.01	\$21,810	\$10.00	\$8,660.01	\$23,630
\$26.00	\$21,810.01	\$23,810	\$28.00	\$23,630.01	\$25,630
\$30.00	\$23,810.01	\$25,810	\$32.00	\$25,630.01	\$27,630
\$34.00	\$25,810.01	\$27,810	\$36.00	\$27,630.01	\$29,630
\$38.00	\$27,810.01	\$29,810	\$40.00	\$29,630.01	\$31,630
\$43.00	\$29,810.01	\$31,810	\$44.00	\$31,630.01	\$33,630
\$48.00	\$31,810.01	\$33,810	\$49.00	\$33,630.01	\$35,630
\$52.00	\$33,810.01	\$35,810	\$54.00	\$35,630.01	\$37,630
\$56.00	\$35,810.01	\$37,810	\$58.00	\$37,630.01	\$39,630
\$60.00	\$37,810.01	\$39,810	\$62.00	\$39,630.01	\$41,630
\$64.00	\$39,810.01	\$41,810	\$66.00	\$41,630.01	\$43,630
\$68.00	\$41,810.01	\$43,810	\$70.00	\$43,630.01	\$45,630
\$72.00	\$43,810.01	\$45,810	\$74.00	\$45,630.01	\$47,630
\$76.00	\$45,810.01	\$47,810	\$78.00	\$47,630.01	\$49,630
\$81.00	\$47,810.01	\$49,810	\$82.00	\$49,630.01	\$51,630
\$86.00	\$49,810.01	\$51,810	\$86.00	\$51,630.01	\$53,630
\$91.00	\$51,810.01	\$53,810	\$91.00	\$53,630.01	\$55,630
\$96.00	\$53,810.01	\$55,810	\$96.00	\$55,630.01	\$57,630
\$101.00	\$55,810.01	\$57,810	\$101.00	\$57,630.01	\$59,630
\$106.00	\$57,810.01	\$59,810	\$106.00	\$59,630.01	\$61,630
\$111.00	\$59,810.01	\$61,810	\$111.00	\$61,630.01	\$63,630
\$116.00	\$61,810.01	\$63,810	\$116.00	\$63,630.01	\$65,630
\$121.00	\$63,810.01	\$65,810	\$121.00	\$65,630.01	\$67,630
\$126.00	\$65,810.01	\$67,810	\$126.00	\$67,630.01	\$69,630
\$132.00	\$67,810.01	\$69,810	\$131.00	\$69,630.01	\$71,630
\$138.00	\$69,810.01	\$71,810	\$136.00	\$71,630.01	\$73,630
\$144.00	\$71,810.01	\$73,810	\$141.00	\$73,630.01	\$75,630
\$150.00	\$73,810.01	\$75,810	\$147.00	\$75,630.01	\$77,630
\$156.00	\$75,810.01	\$77,810	\$153.00	\$77,630.01	\$79,630
\$163.00	\$77,810.01	\$79,454	\$159.00	\$79,630.01	\$81,630
			\$165.00	\$81,630.01	\$83,630
			\$171.00	\$83,630.01	\$85,630
			\$177.00	\$85,630.01	\$87,630
			\$184.00	\$87,630.01	\$88,431
	200% FPIG	\$67,620		200% FPIG	\$75,260

CO-PAYMENT CHART
FAMILY CO-PAYMENT SCALE EFFECTIVE 10/01/2011
 (BASED ON THE 2011 FEDERAL POVERTY INCOME GUIDELINES)

Weekly Co-pay	Family Size:	9	Weekly Co-Pay	Family Size:	10
	Annual Income			Annual Income	
\$5.00	Less than:	\$8,660	\$5.00	Less than:	\$8,660
\$10.00	\$8,660.01	\$25,450	\$10.00	\$8,660.01	\$27,270
\$30.00	\$25,450.01	\$27,450	\$32.00	\$27,270.01	\$29,270
\$34.00	\$27,450.01	\$29,450	\$36.00	\$29,270.01	\$31,270
\$38.00	\$29,450.01	\$31,450	\$40.00	\$31,270.01	\$33,270
\$42.00	\$31,450.01	\$33,450	\$44.00	\$33,270.01	\$35,270
\$46.00	\$33,450.01	\$35,450	\$48.00	\$35,270.01	\$37,270
\$50.00	\$35,450.01	\$37,450	\$52.00	\$37,270.01	\$39,270
\$55.00	\$37,450.01	\$39,450	\$56.00	\$39,270.01	\$41,270
\$60.00	\$39,450.01	\$41,450	\$61.00	\$41,270.01	\$43,270
\$64.00	\$41,450.01	\$43,450	\$66.00	\$43,270.01	\$45,270
\$68.00	\$43,450.01	\$45,450	\$70.00	\$45,270.01	\$47,270
\$72.00	\$45,450.01	\$47,450	\$74.00	\$47,270.01	\$49,270
\$76.00	\$47,450.01	\$49,450	\$78.00	\$49,270.01	\$51,270
\$80.00	\$49,450.01	\$51,450	\$82.00	\$51,270.01	\$53,270
\$84.00	\$51,450.01	\$53,450	\$86.00	\$53,270.01	\$55,270
\$88.00	\$53,450.01	\$55,450	\$90.00	\$55,270.01	\$57,270
\$92.00	\$55,450.01	\$57,450	\$94.00	\$57,270.01	\$59,270
\$97.00	\$57,450.01	\$59,450	\$98.00	\$59,270.01	\$61,270
\$102.00	\$59,450.01	\$61,450	\$102.00	\$61,270.01	\$63,270
\$107.00	\$61,450.01	\$63,450	\$107.00	\$63,270.01	\$65,270
\$112.00	\$63,450.01	\$65,450	\$112.00	\$65,270.01	\$67,270
\$117.00	\$65,450.01	\$67,450	\$117.00	\$67,270.01	\$69,270
\$122.00	\$67,450.01	\$69,450	\$122.00	\$69,270.01	\$71,270
\$127.00	\$69,450.01	\$71,450	\$127.00	\$71,270.01	\$73,270
\$132.00	\$71,450.01	\$73,450	\$132.00	\$73,270.01	\$75,270
\$137.00	\$73,450.01	\$75,450	\$137.00	\$75,270.01	\$77,270
\$142.00	\$75,450.01	\$77,450	\$142.00	\$77,270.01	\$79,270
\$147.00	\$77,450.01	\$79,450	\$147.00	\$79,270.01	\$81,270
\$152.00	\$79,450.01	\$81,450	\$152.00	\$81,270.01	\$83,270
\$158.00	\$81,450.01	\$83,450	\$157.00	\$83,270.01	\$85,270
\$164.00	\$83,450.01	\$85,450	\$162.00	\$85,270.01	\$87,270
\$170.00	\$85,450.01	\$87,450	\$167.00	\$87,270.01	\$89,270
\$176.00	\$87,450.01	\$89,450	\$173.00	\$89,270.01	\$91,270
\$182.00	\$89,450.01	\$91,450	\$179.00	\$91,270.01	\$93,270
\$188.00	\$91,450.01	\$93,450	\$185.00	\$93,270.01	\$95,270
\$194.00	\$93,450.01	\$95,450	\$191.00	\$95,270.01	\$97,270
\$200.00	\$95,450.01	\$97,408	\$197.00	\$97,270.01	\$99,270
			\$203.00	\$99,270.01	\$101,270
			\$209.00	\$101,270.01	\$103,270
			\$215.00	\$103,270.01	\$105,270
			\$221.00	\$105,270.01	\$106,385
	200% FPIG	\$82,900		200% FPIG	\$90,540

CO-PAYMENT CHART
FAMILY CO-PAYMENT SCALE EFFECTIVE 10/01/2011
 (BASED ON THE 2011 FEDERAL POVERTY INCOME GUIDELINES)

<i>Weekly Co-pay</i>	<i>Family Size:</i>	<i>11</i>	<i>Weekly Co-Pay</i>	<i>Family Size:</i>	<i>12</i>
	<i>Annual Income</i>			<i>Annual Income</i>	
\$5.00	Less than:	\$8,660	\$5.00	Less than:	\$8,660
\$10.00	\$8,660.01	\$29,090	\$10.00	\$8,660.01	\$30,910
\$34.00	\$29,090.01	\$31,090	\$36.00	\$30,910.01	\$32,910
\$38.00	\$31,090.01	\$33,090	\$39.00	\$32,910.01	\$34,910
\$42.00	\$33,090.01	\$35,090	\$43.00	\$34,910.01	\$36,910
\$46.00	\$35,090.01	\$37,090	\$47.00	\$36,910.01	\$38,910
\$50.00	\$37,090.01	\$39,090	\$51.00	\$38,910.01	\$40,910
\$54.00	\$39,090.01	\$41,090	\$55.00	\$40,910.01	\$42,910
\$58.00	\$41,090.01	\$43,090	\$59.00	\$42,910.01	\$44,910
\$62.00	\$43,090.01	\$45,090	\$63.00	\$44,910.01	\$46,910
\$67.00	\$45,090.01	\$47,090	\$67.00	\$46,910.01	\$48,910
\$72.00	\$47,090.01	\$49,090	\$72.00	\$48,910.01	\$50,910
\$76.00	\$49,090.01	\$51,090	\$77.00	\$50,910.01	\$52,910
\$80.00	\$51,090.01	\$53,090	\$81.00	\$52,910.01	\$54,910
\$84.00	\$53,090.01	\$55,090	\$85.00	\$54,910.01	\$56,910
\$88.00	\$55,090.01	\$57,090	\$89.00	\$56,910.01	\$58,910
\$92.00	\$57,090.01	\$59,090	\$93.00	\$58,910.01	\$60,910
\$96.00	\$59,090.01	\$61,090	\$97.00	\$60,910.01	\$62,910
\$100.00	\$61,090.01	\$63,090	\$101.00	\$62,910.01	\$64,910
\$104.00	\$63,090.01	\$65,090	\$105.00	\$64,910.01	\$66,910
\$108.00	\$65,090.01	\$67,090	\$109.00	\$66,910.01	\$68,910
\$112.00	\$67,090.01	\$69,090	\$113.00	\$68,910.01	\$70,910
\$117.00	\$69,090.01	\$71,090	\$117.00	\$70,910.01	\$72,910
\$122.00	\$71,090.01	\$73,090	\$122.00	\$72,910.01	\$74,910
\$127.00	\$73,090.01	\$75,090	\$127.00	\$74,910.01	\$76,910
\$132.00	\$75,090.01	\$77,090	\$132.00	\$76,910.01	\$78,910
\$137.00	\$77,090.01	\$79,090	\$137.00	\$78,910.01	\$80,910
\$142.00	\$79,090.01	\$81,090	\$142.00	\$80,910.01	\$82,910
\$147.00	\$81,090.01	\$83,090	\$147.00	\$82,910.01	\$84,910
\$152.00	\$83,090.01	\$85,090	\$152.00	\$84,910.01	\$86,910
\$157.00	\$85,090.01	\$87,090	\$157.00	\$86,910.01	\$88,910
\$162.00	\$87,090.01	\$89,090	\$162.00	\$88,910.01	\$90,910
\$167.00	\$89,090.01	\$91,090	\$167.00	\$90,910.01	\$92,910
\$172.00	\$91,090.01	\$93,090	\$172.00	\$92,910.01	\$94,910
\$177.00	\$93,090.01	\$95,090	\$177.00	\$94,910.01	\$96,910
\$182.00	\$95,090.01	\$97,090	\$182.00	\$96,910.01	\$98,910
\$188.00	\$97,090.01	\$99,090	\$187.00	\$98,910.01	\$100,910
\$194.00	\$99,090.01	\$101,090	\$192.00	\$100,910.01	\$102,910
\$200.00	\$101,090.01	\$103,090	\$198.00	\$102,910.01	\$104,910
\$206.00	\$103,090.01	\$105,090	\$204.00	\$104,910.01	\$106,910
\$212.00	\$105,090.01	\$107,090	\$210.00	\$106,910.01	\$108,910
\$218.00	\$107,090.01	\$109,090	\$216.00	\$108,910.01	\$110,910
\$224.00	\$109,090.01	\$111,090	\$222.00	\$110,910.01	\$112,910
\$230.00	\$111,090.01	\$113,090	\$228.00	\$112,910.01	\$114,910

Weekly Co-pay	Family Size:	11	Weekly Co-Pay	Family Size:	12
	Annual Income			Annual Income	
\$236.00	\$113,090.01	\$115,090	\$234.00	\$114,910.01	\$116,910
\$241.00	\$115,090.01	\$115,362	\$240.00	\$116,910.01	\$118,910
			\$246.00	\$118,910.01	\$120,910
			\$252.00	\$120,910.01	\$122,910
			\$258.00	\$122,910.01	\$124,339
	200% FPIG	\$98,180		200% FPIG	\$105,820

CO-PAYMENT CHART
FAMILY CO-PAYMENT SCALE EFFECTIVE 10/01/2011
(BASED ON THE 2011 FEDERAL POVERTY INCOME GUIDELINES)

Weekly Co-pay	Family Size:	13	Weekly Co-Pay	Family Size:	14
	Annual Income			Annual Income	
\$5.00	Less than:	\$8,660	\$5.00	Less than:	\$8,660
\$10.00	\$8,660.01	\$32,730	\$10.00	\$8,660.01	\$34,550
\$38.00	\$32,730.01	\$34,730	\$41.00	\$34,550.01	\$36,550
\$41.00	\$34,730.01	\$36,730	\$44.00	\$36,550.01	\$38,550
\$45.00	\$36,730.01	\$38,730	\$47.00	\$38,550.01	\$40,550
\$49.00	\$38,730.01	\$40,730	\$51.00	\$40,550.01	\$42,550
\$53.00	\$40,730.01	\$42,730	\$55.00	\$42,550.01	\$44,550
\$57.00	\$42,730.01	\$44,730	\$59.00	\$44,550.01	\$46,550
\$61.00	\$44,730.01	\$46,730	\$63.00	\$46,550.01	\$48,550
\$65.00	\$46,730.01	\$48,730	\$67.00	\$48,550.01	\$50,550
\$69.00	\$48,730.01	\$50,730	\$71.00	\$50,550.01	\$52,550
\$73.00	\$50,730.01	\$52,730	\$75.00	\$52,550.01	\$54,550
\$78.00	\$52,730.01	\$54,730	\$79.00	\$54,550.01	\$56,550
\$83.00	\$54,730.01	\$56,730	\$84.00	\$56,550.01	\$58,550
\$87.00	\$56,730.01	\$58,730	\$89.00	\$58,550.01	\$60,550
\$91.00	\$58,730.01	\$60,730	\$93.00	\$60,550.01	\$62,550
\$95.00	\$60,730.01	\$62,730	\$97.00	\$62,550.01	\$64,550
\$99.00	\$62,730.01	\$64,730	\$101.00	\$64,550.01	\$66,550
\$103.00	\$64,730.01	\$66,730	\$105.00	\$66,550.01	\$68,550
\$107.00	\$66,730.01	\$68,730	\$109.00	\$68,550.01	\$70,550
\$111.00	\$68,730.01	\$70,730	\$113.00	\$70,550.01	\$72,550
\$115.00	\$70,730.01	\$72,730	\$117.00	\$72,550.01	\$74,550
\$119.00	\$72,730.01	\$74,730	\$121.00	\$74,550.01	\$76,550
\$123.00	\$74,730.01	\$76,730	\$125.00	\$76,550.01	\$78,550
\$127.00	\$76,730.01	\$78,730	\$129.00	\$78,550.01	\$80,550
\$132.00	\$78,730.01	\$80,730	\$133.00	\$80,550.01	\$82,550
\$137.00	\$80,730.01	\$82,730	\$138.00	\$82,550.01	\$84,550
\$142.00	\$82,730.01	\$84,730	\$143.00	\$84,550.01	\$86,550
\$147.00	\$84,730.01	\$86,730	\$148.00	\$86,550.01	\$88,550
\$152.00	\$86,730.01	\$88,730	\$153.00	\$88,550.01	\$90,550
\$157.00	\$88,730.01	\$90,730	\$158.00	\$90,550.01	\$92,550
\$162.00	\$90,730.01	\$92,730	\$163.00	\$92,550.01	\$94,550
\$167.00	\$92,730.01	\$94,730	\$168.00	\$94,550.01	\$96,550
\$172.00	\$94,730.01	\$96,730	\$173.00	\$96,550.01	\$98,550
\$177.00	\$96,730.01	\$98,730	\$178.00	\$98,550.01	\$100,550
\$182.00	\$98,730.01	\$100,730	\$183.00	\$100,550.01	\$102,550

Weekly Co-pay	Family Size:	13	Weekly Co-Pay	Family Size:	14
	Annual Income			Annual Income	
\$187.00	\$100,730.01	\$102,730	\$188.00	\$102,550.01	\$104,550
\$192.00	\$102,730.01	\$104,730	\$193.00	\$104,550.01	\$106,550
\$197.00	\$104,730.01	\$106,730	\$198.00	\$106,550.01	\$108,550
\$202.00	\$106,730.01	\$108,730	\$203.00	\$108,550.01	\$110,550
\$207.00	\$108,730.01	\$110,730	\$208.00	\$110,550.01	\$112,550
\$213.00	\$110,730.01	\$112,730	\$213.00	\$112,550.01	\$114,550
\$219.00	\$112,730.01	\$114,730	\$218.00	\$114,550.01	\$116,550
\$225.00	\$114,730.01	\$116,730	\$224.00	\$116,550.01	\$118,550
\$231.00	\$116,730.01	\$118,730	\$230.00	\$118,550.01	\$120,550
\$237.00	\$118,730.01	\$120,730	\$236.00	\$120,550.01	\$122,550
\$243.00	\$120,730.01	\$122,730	\$242.00	\$122,550.01	\$124,550
\$249.00	\$122,730.01	\$124,730	\$248.00	\$124,550.01	\$126,550
\$255.00	\$124,730.01	\$126,730	\$254.00	\$126,550.01	\$128,550
\$261.00	\$126,730.01	\$128,730	\$260.00	\$128,550.01	\$130,550
\$267.00	\$128,730.01	\$130,730	\$266.00	\$130,550.01	\$132,550
\$273.00	\$130,730.01	\$132,730	\$272.00	\$132,550.01	\$134,550
\$278.00	\$132,730.01	\$133,316	\$278.00	\$134,550.01	\$136,550
			\$284.00	\$136,550.01	\$138,550
			\$290.00	\$138,550.01	\$140,550
			\$295.00	\$140,550.01	\$142,293
	200% FPIG	\$113,460		200% FPIG	\$121,100

CO-PAYMENT CHART
FAMILY CO-PAYMENT SCALE EFFECTIVE 10/01/2011
 (BASED ON THE 2011 FEDERAL POVERTY INCOME GUIDELINES)

Weekly Co-pay	Family Size:	15	Weekly Co-Pay	Family Size:	16
	Annual Income			Annual Income	
\$5.00	Less than:	\$8,660	\$5.00	Less than:	\$8,660
\$10.00	\$8,660.01	\$36,370	\$10.00	\$8,660.01	\$40,190
\$43.00	\$36,370.01	\$38,370	\$48.00	\$40,190.01	\$42,190
\$46.00	\$38,370.01	\$40,370	\$51.00	\$42,190.01	\$44,190
\$49.00	\$40,370.01	\$42,370	\$55.00	\$44,190.01	\$46,190
\$53.00	\$42,370.01	\$44,370	\$59.00	\$46,190.01	\$48,190
\$57.00	\$44,370.01	\$46,370	\$63.00	\$48,190.01	\$50,190
\$61.00	\$46,370.01	\$48,370	\$67.00	\$50,190.01	\$52,190
\$65.00	\$48,370.01	\$50,370	\$71.00	\$52,190.01	\$54,190
\$69.00	\$50,370.01	\$52,370	\$75.00	\$54,190.01	\$56,190
\$73.00	\$52,370.01	\$54,370	\$79.00	\$56,190.01	\$58,190
\$77.00	\$54,370.01	\$56,370	\$83.00	\$58,190.01	\$60,190
\$81.00	\$56,370.01	\$58,370	\$87.00	\$60,190.01	\$62,190
\$85.00	\$58,370.01	\$60,370	\$91.00	\$62,190.01	\$64,190
\$90.00	\$60,370.01	\$62,370	\$96.00	\$64,190.01	\$66,190
\$95.00	\$62,370.01	\$64,370	\$101.00	\$66,190.01	\$68,190
\$99.00	\$64,370.01	\$66,370	\$105.00	\$68,190.01	\$70,190
\$103.00	\$66,370.01	\$68,370	\$109.00	\$70,190.01	\$72,190
\$107.00	\$68,370.01	\$70,370	\$113.00	\$72,190.01	\$74,190
\$111.00	\$70,370.01	\$72,370	\$117.00	\$74,190.01	\$76,190

NOTICES

Weekly Co-pay	Family Size:	15	Weekly Co-Pay	Family Size:	16
	Annual Income			Annual Income	
\$115.00	\$72,370.01	\$74,370	\$121.00	\$76,190.01	\$78,190
\$119.00	\$74,370.01	\$76,370	\$125.00	\$78,190.01	\$80,190
\$123.00	\$76,370.01	\$78,370	\$129.00	\$80,190.01	\$82,190
\$127.00	\$78,370.01	\$80,370	\$133.00	\$82,190.01	\$84,190
\$131.00	\$80,370.01	\$82,370	\$137.00	\$84,190.01	\$86,190
\$135.00	\$82,370.01	\$84,370	\$141.00	\$86,190.01	\$88,190
\$139.00	\$84,370.01	\$86,370	\$145.00	\$88,190.01	\$90,190
\$143.00	\$86,370.01	\$88,370	\$149.00	\$90,190.01	\$92,190
\$148.00	\$88,370.01	\$90,370	\$153.00	\$92,190.01	\$94,190
\$153.00	\$90,370.01	\$92,370	\$158.00	\$94,190.01	\$96,190
\$158.00	\$92,370.01	\$94,370	\$163.00	\$96,190.01	\$98,190
\$163.00	\$94,370.01	\$96,370	\$168.00	\$98,190.01	\$100,190
\$168.00	\$96,370.01	\$98,370	\$173.00	\$100,190.01	\$102,190
\$173.00	\$98,370.01	\$100,370	\$178.00	\$102,190.01	\$104,190
\$178.00	\$100,370.01	\$102,370	\$183.00	\$104,190.01	\$106,190
\$183.00	\$102,370.01	\$104,370	\$188.00	\$106,190.01	\$108,190
\$188.00	\$104,370.01	\$106,370	\$193.00	\$108,190.01	\$110,190
\$193.00	\$106,370.01	\$108,370	\$198.00	\$110,190.01	\$112,190
\$198.00	\$108,370.01	\$110,370	\$203.00	\$112,190.01	\$114,190
\$203.00	\$110,370.01	\$112,370	\$208.00	\$114,190.01	\$116,190
\$208.00	\$112,370.01	\$114,370	\$213.00	\$116,190.01	\$118,190
\$213.00	\$114,370.01	\$116,370	\$218.00	\$118,190.01	\$120,190
\$218.00	\$116,370.01	\$118,370	\$223.00	\$120,190.01	\$122,190
\$223.00	\$118,370.01	\$120,370	\$228.00	\$122,190.01	\$124,190
\$228.00	\$120,370.01	\$122,370	\$233.00	\$124,190.01	\$126,190
\$233.00	\$122,370.01	\$124,370	\$238.00	\$126,190.01	\$128,190
\$238.00	\$124,370.01	\$126,370	\$243.00	\$128,190.01	\$130,190
\$244.00	\$126,370.01	\$128,370	\$248.00	\$130,190.01	\$132,190
\$250.00	\$128,370.01	\$130,370	\$253.00	\$132,190.01	\$134,190
\$256.00	\$130,370.01	\$132,370	\$259.00	\$134,190.01	\$136,190
\$262.00	\$132,370.01	\$134,370	\$265.00	\$136,190.01	\$138,190
\$268.00	\$134,370.01	\$136,370	\$271.00	\$138,190.01	\$140,190
\$274.00	\$136,370.01	\$138,370	\$277.00	\$140,190.01	\$142,190
\$280.00	\$138,370.01	\$140,370	\$283.00	\$142,190.01	\$144,190
\$286.00	\$140,370.01	\$142,370	\$289.00	\$144,190.01	\$146,190
\$292.00	\$142,370.01	\$144,370	\$295.00	\$146,190.01	\$148,190
\$298.00	\$144,370.01	\$146,370	\$301.00	\$148,190.01	\$150,190
\$304.00	\$146,370.01	\$148,370	\$307.00	\$150,190.01	\$152,190
\$310.00	\$148,370.01	\$150,370	\$313.00	\$152,190.01	\$154,190
\$315.00	\$150,370.01	\$151,270	\$319.00	\$154,190.01	\$156,190
			\$325.00	\$156,190.01	\$158,190
			\$331.00	\$158,190.01	\$160,190
			\$336.00	\$160,190.01	\$160,247
	200% FPIG	\$128,740		200% FPIG	\$136,380

CO-PAYMENT CHART
FAMILY CO-PAYMENT SCALE EFFECTIVE 10/01/2011
 (BASED ON THE 2011 FEDERAL POVERTY INCOME GUIDELINES)

Weekly Co-pay	Family Size:	17	Weekly Co-Pay	Family Size:	18
	Annual Income			Annual Income	
\$5.00	Less than:	\$8,660	\$5.00	Less than:	\$8,660
\$10.00	\$8,660.01	\$42,010	\$10.00	\$8,660.01	\$43,830
\$49.00	\$42,010.01	\$44,010	\$52.00	\$43,830.01	\$45,830
\$52.00	\$44,010.01	\$46,010	\$55.00	\$45,830.01	\$47,830
\$56.00	\$46,010.01	\$48,010	\$58.00	\$47,830.01	\$49,830
\$60.00	\$48,010.01	\$50,010	\$62.00	\$49,830.01	\$51,830
\$64.00	\$50,010.01	\$52,010	\$66.00	\$51,830.01	\$53,830
\$68.00	\$52,010.01	\$54,010	\$70.00	\$53,830.01	\$55,830
\$72.00	\$54,010.01	\$56,010	\$74.00	\$55,830.01	\$57,830
\$76.00	\$56,010.01	\$58,010	\$78.00	\$57,830.01	\$59,830
\$80.00	\$58,010.01	\$60,010	\$82.00	\$59,830.01	\$61,830
\$84.00	\$60,010.01	\$62,010	\$86.00	\$61,830.01	\$63,830
\$88.00	\$62,010.01	\$64,010	\$90.00	\$63,830.01	\$65,830
\$92.00	\$64,010.01	\$66,010	\$94.00	\$65,830.01	\$67,830
\$96.00	\$66,010.01	\$68,010	\$98.00	\$67,830.01	\$69,830
\$101.00	\$68,010.01	\$70,010	\$102.00	\$69,830.01	\$71,830
\$106.00	\$70,010.01	\$72,010	\$107.00	\$71,830.01	\$73,830
\$110.00	\$72,010.01	\$74,010	\$112.00	\$73,830.01	\$75,830
\$114.00	\$74,010.01	\$76,010	\$116.00	\$75,830.01	\$77,830
\$118.00	\$76,010.01	\$78,010	\$120.00	\$77,830.01	\$79,830
\$122.00	\$78,010.01	\$80,010	\$124.00	\$79,830.01	\$81,830
\$126.00	\$80,010.01	\$82,010	\$128.00	\$81,830.01	\$83,830
\$130.00	\$82,010.01	\$84,010	\$132.00	\$83,830.01	\$85,830
\$134.00	\$84,010.01	\$86,010	\$136.00	\$85,830.01	\$87,830
\$138.00	\$86,010.01	\$88,010	\$140.00	\$87,830.01	\$89,830
\$142.00	\$88,010.01	\$90,010	\$144.00	\$89,830.01	\$91,830
\$146.00	\$90,010.01	\$92,010	\$148.00	\$91,830.01	\$93,830
\$150.00	\$92,010.01	\$94,010	\$152.00	\$93,830.01	\$95,830
\$154.00	\$94,010.01	\$96,010	\$156.00	\$95,830.01	\$97,830
\$158.00	\$96,010.01	\$98,010	\$160.00	\$97,830.01	\$99,830
\$162.00	\$98,010.01	\$100,010	\$164.00	\$99,830.01	\$101,830
\$167.00	\$100,010.01	\$102,010	\$168.00	\$101,830.01	\$103,830
\$172.00	\$102,010.01	\$104,010	\$172.00	\$103,830.01	\$105,830
\$177.00	\$104,010.01	\$106,010	\$177.00	\$105,830.01	\$107,830
\$182.00	\$106,010.01	\$108,010	\$182.00	\$107,830.01	\$109,830
\$187.00	\$108,010.01	\$110,010	\$187.00	\$109,830.01	\$111,830
\$192.00	\$110,010.01	\$112,010	\$192.00	\$111,830.01	\$113,830
\$197.00	\$112,010.01	\$114,010	\$197.00	\$113,830.01	\$115,830
\$202.00	\$114,010.01	\$116,010	\$202.00	\$115,830.01	\$117,830
\$207.00	\$116,010.01	\$118,010	\$207.00	\$117,830.01	\$119,830
\$212.00	\$118,010.01	\$120,010	\$212.00	\$119,830.01	\$121,830
\$217.00	\$120,010.01	\$122,010	\$217.00	\$121,830.01	\$123,830
\$222.00	\$122,010.01	\$124,010	\$222.00	\$123,830.01	\$125,830
\$227.00	\$124,010.01	\$126,010	\$227.00	\$125,830.01	\$127,830

Weekly Co-pay	Family Size:	17	Weekly Co-Pay	Family Size:	18
	Annual Income			Annual Income	
\$232.00	\$126,010.01	\$128,010	\$232.00	\$127,830.01	\$129,830
\$237.00	\$128,010.01	\$130,010	\$237.00	\$129,830.01	\$131,830
\$242.00	\$130,010.01	\$132,010	\$242.00	\$131,830.01	\$133,830
\$247.00	\$132,010.01	\$134,010	\$247.00	\$133,830.01	\$135,830
\$252.00	\$134,010.01	\$136,010	\$252.00	\$135,830.01	\$137,830
\$257.00	\$136,010.01	\$138,010	\$257.00	\$137,830.01	\$139,830
\$262.00	\$138,010.01	\$140,010	\$262.00	\$139,830.01	\$141,830
\$268.00	\$140,010.01	\$142,010	\$267.00	\$141,830.01	\$143,830
\$274.00	\$142,010.01	\$144,010	\$272.00	\$143,830.01	\$145,830
\$280.00	\$144,010.01	\$146,010	\$277.00	\$145,830.01	\$147,830
\$286.00	\$146,010.01	\$148,010	\$282.00	\$147,830.01	\$149,830
\$292.00	\$148,010.01	\$150,010	\$288.00	\$149,830.01	\$151,830
\$298.00	\$150,010.01	\$152,010	\$294.00	\$151,830.01	\$153,830
\$304.00	\$152,010.01	\$154,010	\$300.00	\$153,830.01	\$155,830
\$310.00	\$154,010.01	\$156,010	\$306.00	\$155,830.01	\$157,830
\$316.00	\$156,010.01	\$158,010	\$312.00	\$157,830.01	\$159,830
\$322.00	\$158,010.01	\$160,010	\$318.00	\$159,830.01	\$161,830
\$328.00	\$160,010.01	\$162,010	\$324.00	\$161,830.01	\$163,830
\$334.00	\$162,010.01	\$164,010	\$330.00	\$163,830.01	\$165,830
\$340.00	\$164,010.01	\$166,010	\$336.00	\$165,830.01	\$167,830
\$346.00	\$166,010.01	\$168,010	\$342.00	\$167,830.01	\$169,830
\$352.00	\$168,010.01	\$169,224	\$348.00	\$169,830.01	\$171,830
			\$354.00	\$171,830.01	\$173,830
			\$360.00	\$173,830.01	\$175,830
			\$366.00	\$175,830.01	\$177,830
			\$373.00	\$177,830.01	\$178,201
	200% FPIG	\$144,020		200% FPIG	\$151,660

CO-PAYMENT CHART
FAMILY CO-PAYMENT SCALE EFFECTIVE 10/01/2011
(BASED ON THE 2011 FEDERAL POVERTY INCOME GUIDELINES)

Weekly Co-pay	Family Size:	19	Weekly Co-Pay	Family Size:	20
	Annual Income			Annual Income	
\$5.00	Less than:	\$8,660	\$5.00	Less than:	\$8,660
\$10.00	\$8,660.01	\$45,650	\$10.00	\$8,660.01	\$47,470
\$54.00	\$45,650.01	\$47,650	\$56.00	\$47,470.01	\$49,470
\$57.00	\$47,650.01	\$49,650	\$59.00	\$49,470.01	\$51,470
\$60.00	\$49,650.01	\$51,650	\$62.00	\$51,470.01	\$53,470
\$64.00	\$51,650.01	\$53,650	\$66.00	\$53,470.01	\$55,470
\$68.00	\$53,650.01	\$55,650	\$70.00	\$55,470.01	\$57,470
\$72.00	\$55,650.01	\$57,650	\$74.00	\$57,470.01	\$59,470
\$76.00	\$57,650.01	\$59,650	\$78.00	\$59,470.01	\$61,470
\$80.00	\$59,650.01	\$61,650	\$82.00	\$61,470.01	\$63,470
\$84.00	\$61,650.01	\$63,650	\$86.00	\$63,470.01	\$65,470
\$88.00	\$63,650.01	\$65,650	\$90.00	\$65,470.01	\$67,470
\$92.00	\$65,650.01	\$67,650	\$94.00	\$67,470.01	\$69,470
\$96.00	\$67,650.01	\$69,650	\$98.00	\$69,470.01	\$71,470

<i>Weekly Co-pay</i>	<i>Family Size:</i>	<i>19</i>	<i>Weekly Co-Pay</i>	<i>Family Size:</i>	<i>20</i>
	<i>Annual Income</i>			<i>Annual Income</i>	
\$100.00	\$69,650.01	\$71,650	\$102.00	\$71,470.01	\$73,470
\$104.00	\$71,650.01	\$73,650	\$106.00	\$73,470.01	\$75,470
\$108.00	\$73,650.01	\$75,650	\$110.00	\$75,470.01	\$77,470
\$113.00	\$75,650.01	\$77,650	\$114.00	\$77,470.01	\$79,470
\$118.00	\$77,650.01	\$79,650	\$119.00	\$79,470.01	\$81,470
\$122.00	\$79,650.01	\$81,650	\$124.00	\$81,470.01	\$83,470
\$126.00	\$81,650.01	\$83,650	\$128.00	\$83,470.01	\$85,470
\$130.00	\$83,650.01	\$85,650	\$132.00	\$85,470.01	\$87,470
\$134.00	\$85,650.01	\$87,650	\$136.00	\$87,470.01	\$89,470
\$138.00	\$87,650.01	\$89,650	\$140.00	\$89,470.01	\$91,470
\$142.00	\$89,650.01	\$91,650	\$144.00	\$91,470.01	\$93,470
\$146.00	\$91,650.01	\$93,650	\$148.00	\$93,470.01	\$95,470
\$150.00	\$93,650.01	\$95,650	\$152.00	\$95,470.01	\$97,470
\$154.00	\$95,650.01	\$97,650	\$156.00	\$97,470.01	\$99,470
\$158.00	\$97,650.01	\$99,650	\$160.00	\$99,470.01	\$101,470
\$162.00	\$99,650.01	\$101,650	\$164.00	\$101,470.01	\$103,470
\$166.00	\$101,650.01	\$103,650	\$168.00	\$103,470.01	\$105,470
\$170.00	\$103,650.01	\$105,650	\$172.00	\$105,470.01	\$107,470
\$174.00	\$105,650.01	\$107,650	\$176.00	\$107,470.01	\$109,470
\$178.00	\$107,650.01	\$109,650	\$180.00	\$109,470.01	\$111,470
\$183.00	\$109,650.01	\$111,650	\$184.00	\$111,470.01	\$113,470
\$188.00	\$111,650.01	\$113,650	\$188.00	\$113,470.01	\$115,470
\$193.00	\$113,650.01	\$115,650	\$193.00	\$115,470.01	\$117,470
\$198.00	\$115,650.01	\$117,650	\$198.00	\$117,470.01	\$119,470
\$203.00	\$117,650.01	\$119,650	\$203.00	\$119,470.01	\$121,470
\$208.00	\$119,650.01	\$121,650	\$208.00	\$121,470.01	\$123,470
\$213.00	\$121,650.01	\$123,650	\$213.00	\$123,470.01	\$125,470
\$218.00	\$123,650.01	\$125,650	\$218.00	\$125,470.01	\$127,470
\$223.00	\$125,650.01	\$127,650	\$223.00	\$127,470.01	\$129,470
\$228.00	\$127,650.01	\$129,650	\$228.00	\$129,470.01	\$131,470
\$233.00	\$129,650.01	\$131,650	\$233.00	\$131,470.01	\$133,470
\$238.00	\$131,650.01	\$133,650	\$238.00	\$133,470.01	\$135,470
\$243.00	\$133,650.01	\$135,650	\$243.00	\$135,470.01	\$137,470
\$248.00	\$135,650.01	\$137,650	\$248.00	\$137,470.01	\$139,470
\$253.00	\$137,650.01	\$139,650	\$253.00	\$139,470.01	\$141,470
\$258.00	\$139,650.01	\$141,650	\$258.00	\$141,470.01	\$143,470
\$263.00	\$141,650.01	\$143,650	\$263.00	\$143,470.01	\$145,470
\$268.00	\$143,650.01	\$145,650	\$268.00	\$145,470.01	\$147,470
\$273.00	\$145,650.01	\$147,650	\$273.00	\$147,470.01	\$149,470
\$278.00	\$147,650.01	\$149,650	\$278.00	\$149,470.01	\$151,470
\$283.00	\$149,650.01	\$151,650	\$283.00	\$151,470.01	\$153,470
\$288.00	\$151,650.01	\$153,650	\$288.00	\$153,470.01	\$155,470
\$293.00	\$153,650.01	\$155,650	\$293.00	\$155,470.01	\$157,470
\$299.00	\$155,650.01	\$157,650	\$298.00	\$157,470.01	\$159,470
\$305.00	\$157,650.01	\$159,650	\$303.00	\$159,470.01	\$161,470
\$311.00	\$159,650.01	\$161,650	\$308.00	\$161,470.01	\$163,470
\$317.00	\$161,650.01	\$163,650	\$314.00	\$163,470.01	\$165,470

Weekly Co-pay	Family Size:	19	Weekly Co-Pay	Family Size:	20
	Annual Income			Annual Income	
\$323.00	\$163,650.01	\$165,650	\$320.00	\$165,470.01	\$167,470
\$329.00	\$165,650.01	\$167,650	\$326.00	\$167,470.01	\$169,470
\$335.00	\$167,650.01	\$169,650	\$332.00	\$169,470.01	\$171,470
\$341.00	\$169,650.01	\$171,650	\$338.00	\$171,470.01	\$173,470
\$347.00	\$171,650.01	\$173,650	\$344.00	\$173,470.01	\$175,470
\$353.00	\$173,650.01	\$175,650	\$350.00	\$175,470.01	\$177,470
\$359.00	\$175,650.01	\$177,650	\$356.00	\$177,470.01	\$179,470
\$365.00	\$177,650.01	\$179,650	\$362.00	\$179,470.01	\$181,470
\$371.00	\$179,650.01	\$181,650	\$368.00	\$181,470.01	\$183,470
\$377.00	\$181,650.01	\$183,650	\$374.00	\$183,470.01	\$185,470
\$383.00	\$183,650.01	\$185,650	\$380.00	\$185,470.01	\$187,470
\$389.00	\$185,650.01	\$187,178	\$386.00	\$187,470.01	\$189,470
			\$392.00	\$189,470.01	\$191,470
			\$398.00	\$191,470.01	\$193,470
			\$404.00	\$193,470.01	\$195,470
			\$410.00	\$195,470.01	\$196,155
	200% FPIG	\$159,300		200% FPIG	\$166,940

CO-PAYMENT CHART
FAMILY CO-PAYMENT SCALE EFFECTIVE 10/01/2011
(BASED ON THE 2011 FEDERAL POVERTY INCOME GUIDELINES)

Weekly Co-pay	Family Size:	21	Weekly Co-Pay	Family Size:	21
	Annual Income			Annual Income	
\$5.00	Less than:	\$8,660	\$214.00	\$125,290.01	\$127,290
\$10.00	\$8,660.01	\$49,290	\$219.00	\$127,290.01	\$129,290
\$59.00	\$49,290.01	\$51,290	\$224.00	\$129,290.01	\$131,290
\$62.00	\$51,290.01	\$53,290	\$229.00	\$131,290.01	\$133,290
\$65.00	\$53,290.01	\$55,290	\$234.00	\$133,290.01	\$135,290
\$68.00	\$55,290.01	\$57,290	\$239.00	\$135,290.01	\$137,290
\$72.00	\$57,290.01	\$59,290	\$244.00	\$137,290.01	\$139,290
\$76.00	\$59,290.01	\$61,290	\$249.00	\$139,290.01	\$141,290
\$80.00	\$61,290.01	\$63,290	\$254.00	\$141,290.01	\$143,290
\$84.00	\$63,290.01	\$65,290	\$259.00	\$143,290.01	\$145,290
\$88.00	\$65,290.01	\$67,290	\$264.00	\$145,290.01	\$147,290
\$92.00	\$67,290.01	\$69,290	\$269.00	\$147,290.01	\$149,290
\$96.00	\$69,290.01	\$71,290	\$274.00	\$149,290.01	\$151,290
\$100.00	\$71,290.01	\$73,290	\$279.00	\$151,290.01	\$153,290
\$104.00	\$73,290.01	\$75,290	\$284.00	\$153,290.01	\$155,290
\$108.00	\$75,290.01	\$77,290	\$289.00	\$155,290.01	\$157,290
\$112.00	\$77,290.01	\$79,290	\$294.00	\$157,290.01	\$159,290
\$116.00	\$79,290.01	\$81,290	\$299.00	\$159,290.01	\$161,290
\$120.00	\$81,290.01	\$83,290	\$304.00	\$161,290.01	\$163,290
\$125.00	\$83,290.01	\$85,290	\$309.00	\$163,290.01	\$165,290
\$130.00	\$85,290.01	\$87,290	\$314.00	\$165,290.01	\$167,290
\$134.00	\$87,290.01	\$89,290	\$319.00	\$167,290.01	\$169,290
\$138.00	\$89,290.01	\$91,290	\$325.00	\$169,290.01	\$171,290
\$142.00	\$91,290.01	\$93,290	\$331.00	\$171,290.01	\$173,290

Weekly Co-pay	Family Size:	21	Weekly Co-Pay	Family Size:	21
	Annual Income			Annual Income	
\$146.00	\$93,290.01	\$95,290	\$337.00	\$173,290.01	\$175,290
\$150.00	\$95,290.01	\$97,290	\$343.00	\$175,290.01	\$177,290
\$154.00	\$97,290.01	\$99,290	\$349.00	\$177,290.01	\$179,290
\$158.00	\$99,290.01	\$101,290	\$355.00	\$179,290.01	\$181,290
\$162.00	\$101,290.01	\$103,290	\$361.00	\$181,290.01	\$183,290
\$166.00	\$103,290.01	\$105,290	\$367.00	\$183,290.01	\$185,290
\$170.00	\$105,290.01	\$107,290	\$373.00	\$185,290.01	\$187,290
\$174.00	\$107,290.01	\$109,290	\$379.00	\$187,290.01	\$189,290
\$178.00	\$109,290.01	\$111,290	\$385.00	\$189,290.01	\$191,290
\$182.00	\$111,290.01	\$113,290	\$391.00	\$191,290.01	\$193,290
\$186.00	\$113,290.01	\$115,290	\$397.00	\$193,290.01	\$195,290
\$190.00	\$115,290.01	\$117,290	\$403.00	\$195,290.01	\$197,290
\$194.00	\$117,290.01	\$119,290	\$409.00	\$197,290.01	\$199,290
\$199.00	\$119,290.01	\$121,290	\$415.00	\$199,290.01	\$201,290
\$204.00	\$121,290.01	\$123,290	\$421.00	\$201,290.01	\$203,290
\$209.00	\$123,290.01	\$125,290	\$426.00	\$203,290.01	\$205,132
				200% FPIG	\$174,580

[Pa.B. Doc. No. 11-1702. Filed for public inspection September 30, 2011, 9:00 a.m.]

Disproportionate Share and Supplemental Hospital Payments

The Department of Public Welfare (Department) is announcing its intent to allocate funding for several disproportionate share hospital (DSH) and supplemental hospital payments made to qualifying Medical Assistance (MA) enrolled hospitals.

Background

The Department implemented modifications to certain existing DSH and supplemental payments and established several new DSH and supplemental payments to hospitals using revenues from the Quality Care Assessment Account. The Department published a notice describing its intended changes at 40 Pa.B. 5536 (September 25, 2010). Specifically, the Department modified its methodologies for the payment of Inpatient DSH and Direct Medical Education (DME). The Department also implemented a new class of DSH payments for small and sole-community hospitals and new classes of supplemental payments including MA Dependency payments, MA Rehabilitation Adjustment payments, MA Stability payments and Enhanced Payments to Certain Disproportionate Share Hospitals. CMS approved the State Plan Amendment (SPA) authorizing these payments and their payment methodologies on December 29, 2010.

Funding Allocations

The funds for these DSH and supplemental payments are allocated from the Commonwealth's Fiscal Year (FY) 2011-2012 budget and the anticipated revenues from the Quality Care Assessment.

Inpatient DSH

For FY 2011-2012, the Department intends to allocate \$39.774 million in State General Funds for inpatient DSH

with the aggregate amount of inpatient DSH payments not to exceed \$88.769 million in total funds. The Department does not intend to change its approved State Plan provisions addressing the qualifying criteria or payment methodology for these DSH payments.

Outpatient DSH

For FY 2011-2012, the Department intends to allocate \$27.045 million in State General Funds for outpatient DSH with the aggregate amount of outpatient DSH payments not to exceed \$60.386 million in total funds. The Department does not intend to change its approved State Plan provisions addressing the qualifying criteria or payment methodology for these payments.

DME Payments

For FY 2011-2012, the Department intends to allocate \$54.511 million in State General Funds for DME payments with the aggregate amount of DME payments not to exceed \$121.585 million in total funds. The Department does not intend to change its approved State Plan provisions addressing the qualifying criteria or payment methodology for these supplemental payments.

MA Stability Payments

For FY 2011-2012, the Department intends to allocate \$151.444 million (\$68.044 million in State General Funds) for these supplemental payments. The Department does not intend to change its approved State Plan provisions addressing the qualifying criteria or payment methodology for these supplemental payments.

MA Dependency Payments

For FY 2011-2012, the Department intends to allocate \$11.564 million (\$5.196 million in State General Funds) for these supplemental payments. The Department does not intend to change its approved State Plan provisions

addressing the qualifying criteria or payment methodology for these supplemental payments.

MA Rehabilitation Adjustment Payments

For FY 2011-2012, the Department intends to allocate \$18.619 million (\$8.365 million in State General Funds) for these supplemental payments. The Department does not intend to change its approved State Plan provisions addressing the qualifying criteria for these supplemental payments. If approved, the Department will use the payment methodology in its pending SPA for these payments. The Department published a notice describing its intended change at 41 Pa.B. 3161 (June 18, 2011).

DSH Payments to Small and Sole Community Hospitals

For FY 2011-2012, the Department intends to allocate \$58.893 million (\$26.461 million in State General Funds) for this additional class of DSH payments. The Department does not intend to change its approved State Plan provisions addressing the qualifying criteria for these DSH payments. If approved, the Department will use the payment methodology in its pending SPA for these payments. The Department published a notice describing its intended change at 41 Pa.B. 3161.

Enhanced Payments to Certain DSHs

For FY 2011-2012, the Department intends to allocate \$24.661 million (\$11.080 million in State General Funds)

for these supplemental payments. The Department does not intend to change its approved State Plan provisions addressing the qualifying criteria or payment methodology for these supplemental payments.

Fiscal Impact

The FY 2011-2012 fiscal impact, as a result of these payments is \$535.921 million (\$240.476 million in State General Funds and \$295.445 million in Federal Funds upon approval by the Centers for Medicare and Medicaid Services).

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 Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. Comments received within 30 days will be reviewed and considered for any subsequent revision to this notice.

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

GARY D. ALEXANDER,
Secretary

Fiscal Note: 14-NOT-721. (1) General Fund:

	<i>MA—Inpatient</i>	<i>MA—Outpatient</i>
(2) Implementing Year 2011-12 is	\$213,431,000	\$27,045,000
(3) 1st Succeeding Year 2012-13 is	\$0	\$0
2nd Succeeding Year 2013-14 is	\$0	\$0
3rd Succeeding Year 2014-15 is	\$0	\$0
4th Succeeding Year 2015-16 is	\$0	\$0
5th Succeeding Year 2016-17 is	\$0	\$0
(4) 2010-11 Program—	\$243,809,000	\$467,929,000
2009-10 Program—	\$371,515,000	\$435,939,000
2008-09 Program—	\$426,822,000	\$555,085,000
(7) MA—Inpatient and MA—Outpatient; (8) recommends adoption. Funds have been included to cover these increased costs.		

[Pa.B. Doc. No. 11-1703. Filed for public inspection September 30, 2011, 9:00 a.m.]

Payments to Nonpublic Nursing Facilities; Final Rates for State Fiscal Year 2010-2011

This notice announces the Department of Public Welfare's (Department) final annual case-mix per diem payment rates for State Fiscal Year (FY) 2010-2011 for nonpublic nursing facilities that participate in the Medical Assistance (MA) Program.

As required by the case-mix payment methodology set forth in 55 Pa. Code Chapter 1187, Subchapter G (relating to rate setting), the Department annually sets an annual MA per diem rate for each nonpublic nursing facility provider. Each facility's annual per diem rate is comprised of four components: resident care; other resident related; administrative; and capital.

In the final-form rulemaking Transition to RUG-III Version 5.12 and Latest Assessment published at 41 Pa.B. 4630 (August 27, 2011), the Department made changes to the payment methodology to phase in the use of the Minimum Data Set Resource Utilization Group III version 5.12 44 Grouper (RUG v 5.12) and the most recent

classifiable resident assessments in calculating the case-mix indices used to establish resident care peer group prices and for making the quarterly adjustments to the resident care rate components. To mitigate any adverse impact of this change on nonpublic nursing facilities, the Department amended 55 Pa. Code § 1187.96 (relating to price- and rate-setting computations) to authorize a 3-year phase-in period beginning July 1, 2010, and ending June 30, 2013. The phase-in only affects the resident care component of a facility's case-mix per diem rate. The resident care rate used to establish a nursing facility's case-mix per diem rate is a blended resident care rate which consists of a portion of the resident care rate calculated using the previous RUG version 5.01 Grouper (RUG v 5.01) and the most recent comprehensive resident assessments and a portion of the resident care rate calculated using RUG v 5.12 and the most recent classifiable resident assessments. For FY 2010-2011, the nursing facility's blended resident care rate will equal 75% of the nursing facility's RUG v 5.01 resident care rate from the prior rate quarter adjusted by the percent increase or

decrease in the RUG v 5.12 resident care rate and 25% of the nursing facility's RUG v 5.12 resident care rate.

The act of July 4, 2008 (P.L. 557, No. 44) (Act 44), among other things, directed the Department to phase-out the use of county nursing facility costs in nonpublic nursing facility rate setting over a period of 3 rate years, beginning with FY 2009-2010 and ending on June 30, 2012. Consistent with Act 44, the Department is continuing to include county nursing facilities in determining peer groups in accordance with 55 Pa. Code § 1187.94(1)(v) (relating to peer grouping for price setting) for the rate year 2010-2011. Once peer groups were determined, the Department calculated an interim median by adding each county nursing facility's costs from the three most recent audited cost reports or their reported costs if audited costs were not available to a noncollapsed peer group based on bed size and Metropolitan Statistical Area group. For rate year 2010-2011, the phase-out median equals 50% of the interim median plus 50% of the median calculated in accordance with 55 Pa. Code § 1187.98(b)(2) (relating to phase-out median determination).

Act 44 also directed the Department to apply a budget adjustment factor (BAF) in calculating rates for MA nonpublic and county nursing facilities for the rate year 2010-2011, subject to the Federal Centers for Medicare and Medicaid Services (CMS) approval of an amendment to the Commonwealth State Plan. CMS approved State Plan Amendment (SPA) 09-018 on September 22, 2010. SPA 09-018 states that the BAF for rate setting year 2010-2011 shall limit the estimated aggregate change in the Statewide day-weighted average payment rate for MA nursing facility services for county and nonpublic nursing facilities so that the aggregate percentage rate of increase for the period that begins July 1, 2010, and ends on June 30, 2011, is limited to the amount permitted by the funds appropriated by the General Appropriations Act of 2010. For the rate setting year, beginning July 1, 2010, and ending June 30, 2011, the BAF for nonpublic nursing facilities is equal to 0.91280.

The final annual per diem rates for FY 2010-2011 are available on the website for the Department at: www.dpw.state.pa.us/provider/doingbusinesswithdpw/longtermcarecasemixinformation/index.htm and at local county assistance offices throughout this Commonwealth or by contacting Marilyn Yocum, Department of Public Welfare/Department of Aging, Office of Long-Term Living, (717) 705-3705.

Public Process

The Department published a notice announcing its proposed nonpublic per diem payment rates for FY 2010-2011 at 40 Pa.B. 3630 (June 26, 2010) and invited interested persons to submit comments. No comments were received by the Department in response to the proposed rate notice.

Appeals

Following publication of this notice, the Department will send rate letters to each nonpublic MA nursing facility to notify the facilities of their final rates for FY 2010-2011. The rate letter will also advise the facility that it may file an administrative appeal if the facility believes that the Department made any errors or otherwise disagrees with its final rates for FY 2010-2011. A provider's appeal must be in writing and filed with the Department's Bureau of Hearings and Appeals, 2330 Vartan Way, 2nd Floor, Harrisburg, PA 17110-9721, within 33 days of the date of the Department's letter

notifying the facility of its final rates. Facilities should refer to 67 Pa.C.S. Chapter 11 (relating to Medical Assistance hearings and appeals) and to the Department's regulations in 55 Pa. Code Chapter 41 (relating to Medical Assistance provider appeal procedures) for more detail regarding their appeal rights and the requirements related to written appeals.

Fiscal Impact

The change in payment rates will result in an estimated increased cost of \$28.176 million (\$12.619 million in State funds) for per diem rate payments to nonpublic nursing facilities' FY 2010-2011 rates compared to the facilities' final FY 2009-2010 per diem rates. Funding for these changes has been included in the MA Long-Term Care appropriation.

Public Comment

Interested persons are invited to submit written comments regarding this notice to the Department of Public Welfare/Department of Aging, Office of Long-Term Living, Bureau of Policy and Strategic Planning, Attention: Marilyn Yocum, Forum Place, 5th Floor, 555 Walnut Street, Harrisburg, PA 17101-1919. Comments received within 30 days will be reviewed and considered for any subsequent revision of the notice.

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

GARY D. ALEXANDER,
Secretary

Fiscal Note: 14-NOT-716. (1) General Fund; (2) Implementing Year 2010-11 is \$0*; (3) 1st Succeeding Year 2011-12 is \$25,238,000*; 2nd Succeeding Year 2012-13 is \$12,619,000; 3rd Succeeding Year 2013-14 is \$12,619,000; 4th Succeeding Year 2014-15 is \$12,619,000; 5th Succeeding Year 2015-16 is \$12,619,000; *Due to a delay in the implementation of the July 1, 2010, rates, the estimated program cost for 2011-12 includes the processing of retroactive rate adjustments for 2010-11; (4) 2010-11 Program—\$713,831,000; 2009-10 Program—\$540,266,000; 2008-09 Program—\$672,597,000; (7) Long-Term Care; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 11-1704. Filed for public inspection September 30, 2011, 9:00 a.m.]

Peer Groups, Peer Group Medians and Peer Group Prices for General Nursing Facilities, County Nursing Facilities, Hospital-Based Nursing Facilities and Special Rehabilitation Facilities

The purpose of this notice is to announce the Department of Public Welfare's (Department) peer groups, peer group medians and peer group prices for general nursing facilities, county nursing facilities, hospital-based nursing facilities and special rehabilitation facilities under 55 Pa. Code § 1187.95(a)(4) (relating to general principles for rate and price setting). The Department used the peer groups, peer group medians and peer group prices to determine case-mix rates for nonpublic nursing facilities for the State Fiscal Year (FY) July 1, 2010, through June 30, 2011. The Department calculated the peer groups, peer group medians and peer group prices announced in this notice in accordance with 55 Pa. Code Chapter 1187

(relating to nursing facility services). The data that the Department used to determine the peer group medians and prices is available on the web site for the Department at www.dpw.state.pa.us/provider/doingbusinesswithdpw/longtermcarecasemixinformation/index.htm.

To establish the database for the calculation of peer group medians and prices, the Department used each nursing facility's three most recent audited cost reports that were issued by the Department on or before March 31, 2010, and indexed the costs for each report forward to the common date of December 31, 2010, using the CMS Nursing Home Without Capital Market Basket Index.

The following is a listing, by group, of the number of nursing facilities with a particular year-end, and the inflation factor used to roll the costs of each facility forward to the common date of December 31, 2010.

General and County Nursing Facilities

<i>Facility Year End</i>	<i>Number of Facilities*</i>	<i>Inflation Factor</i>
June 30, 2004	6	1.2018
December 31, 2004	81	1.1842
June 30, 2005	32	1.1656
December 31, 2005	325	1.1322
June 30, 2006	232	1.1194
December 31, 2006	316	1.1055
June 30, 2007	225	1.0860
December 31, 2007	332	1.0633
June 30, 2008	209	1.0325
December 31, 2008	40	1.0247

Hospital-Based Nursing Facilities

<i>Facility Year End</i>	<i>Number of Facilities*</i>	<i>Inflation Factor</i>
June 30, 2005	2	1.1656
June 30, 2006	13	1.1194
June 30, 2007	15	1.0860
June 30, 2008	15	1.0325

Special Rehabilitation Facilities

<i>Facility Year End</i>	<i>Number of Facilities*</i>	<i>Inflation Factor</i>
December 31, 2005	2	1.1322
June 30, 2006	5	1.1194
December 31, 2006	2	1.1055
June 30, 2007	5	1.0860
December 31, 2007	2	1.0633
June 30, 2008	5	1.0325

* As a result of using the three most recent audited cost reports, the "Number of Facilities" column reflects a number in excess of actual enrolled nursing facilities.

After the database was inflated using the inflation values, the Department grouped the facilities in the correct geographic and bed size groupings. In accordance with 55 Pa. Code § 1187.94 (relating to peer grouping for price setting), to establish peer groups, the Department used the Metropolitan Statistical Areas (MSA) group classification published in the Federal Office of Management and Budget Bulletin No. 99-04, regarding revised statistical definitions of Metropolitan Areas and guidance

on uses of Metropolitan Area definitions, to classify each nursing facility into one of three MSA groups or one non-MSA group. The Department then used the bed complement of the nursing facility on the final day of the reporting period of the most recent audited MA-11 used in the Nursing Information System database to classify nursing facilities into one of three bed complement groups. These groups are 3—119 beds, 120—269 beds and 270 beds and over. County costs are being phased out in nonpublic rate setting computations beginning July 1, 2009, and ending June 30, 2012. The Department will continue to include county nursing facilities in determining peer groups in accordance with 55 Pa. Code § 1187.94(1)(v) for rate years 2009-2010, 2010-2011 and 2011-2012. Peer groups 7 and 10 have been collapsed in accordance with 55 Pa. Code § 1187.94(1)(iv). Peer group 13 is designated for special rehabilitation facilities only and peer group 14 is designated for hospital-based nursing facilities only, regardless of geographic location or bed-size.

After the database was established and the peer groups determined, the Department calculated the medians and prices for each peer group. The Department used phase-out medians, as determined in accordance with 55 Pa. Code § 1187.98 (relating to phase-out median determination) to set prices for the net operating cost centers (resident care, other resident related and administrative) for each peer group that contains a county nursing facility for the 3-year phase-out period. The Department calculated an interim median by adding each county nursing facility's costs from the three most recent audited cost reports to a noncollapsed peer group based on bed size and MSA group. For rate year 2010-2011, the phase-out median equaled 50% of the interim median plus 50% of the median calculated in accordance with 55 Pa. Code § 1187.98(b)(3).

To calculate the resident care cost medians, the Department divided the audited allowable resident care costs for each cost report by the total facility case-mix index from the available February 1 picture date closest to the midpoint of the cost report period to obtain case-mix neutral total resident care cost for the cost report year. The Department then divided the case-mix neutral total resident care cost for each cost report by the total audited actual resident days for the cost report year to obtain the case-mix neutral resident care cost per diem for the cost report year. The Department calculated the 3-year arithmetic mean of the case-mix neutral resident care cost per diem for each nursing facility to obtain the average case-mix neutral resident care cost per diem of each facility. The Department arrayed the average case-mix neutral resident care cost per diem for each nursing facility within the respective peer groups and determined an interim median, a median and a phase-out median for each peer group.

To calculate the other resident care cost medians, the Department first divided the audited allowable other resident care costs for each cost report by the total audited actual resident days for the cost report year to obtain the other resident related cost per diem for the cost report year. The Department calculated the 3-year arithmetic mean of the other resident related cost for each nursing facility to obtain the average other resident related cost per diem of each facility. The Department arrayed the average other resident related cost per diem for each nursing facility within the respective peer groups and determined an interim median, a median and a phase-out median for each peer group. To calculate the administrative cost medians, the Department adjusted, as

appropriate, the total audited actual resident days for each cost report to a minimum 90% occupancy in accordance with 55 Pa. Code § 1187.23 (relating to nursing facility incentives and adjustments). The Department then divided the audited allowable administrative cost for each cost report by the total audited actual resident days, adjusted to 90% occupancy, if applicable, to obtain the administrative cost per diem for the cost report year. The Department calculated the 3-year arithmetic mean of the administrative cost for each nursing facility to obtain the average administrative cost per diem of each facility. The Department arrayed the average administrative cost per diem for each nursing facility within the respective peer groups to determine an interim median, a median and a phase-out median for each peer group.

After the medians were determined for each peer group in accordance with 55 Pa. Code § 1187.98, the Department set prices using the medians. To set peer group prices, the Department multiplied the resident care cost median of each peer group by 1.17 to obtain the resident care cost peer group price; multiplied the other resident related cost median of each peer group by 1.12 to obtain the other resident related peer group price; and multiplied the administrative cost median of each peer group by 1.04 to obtain the administrative cost peer group price.

The peer groups, peer group medians and peer group prices of general and county nursing facilities, hospital-based and special rehabilitation nursing facilities for Year 16 are in the list of Medians and Prices for 2010-2011.

A Medical Assistance nursing facility provider may file an administrative appeal if the facility believes that the Department made any errors or the provider otherwise disagrees with the Year 16 peer group prices that the Department established for its peer group. A provider's

appeal must be in writing and filed with the Department's Bureau of Hearings and Appeals (BHA), 2330 Vartan Way, Second Floor, Harrisburg, PA 17110-9721, within 30 days of the date of this notice. If a provider chooses to appeal, the provider will be afforded the opportunity for a de novo hearing before BHA. The peer group prices applied in setting the facility's rates may be changed as a result of the final adjudication of the facility's peer group price appeal. Facilities should refer to 67 Pa.C.S. Chapter 11 (relating to Medical Assistance hearings and appeals) and to the Department's regulations in 55 Pa. Code Chapter 41 (relating to Medical Assistance provider appeal procedures) for more detail regarding their appeal rights and the requirements related to their written appeals.

Fiscal Impact

There is no fiscal impact associated with this change in FY 2010-2011.

Public Comment

Interested persons are invited to submit written comments regarding this notice to the Department of Public Welfare/Department of Aging, Office of Long-Term Living, Bureau of Policy and Strategic Planning, Attention: Marilyn Yocum, Forum Place, 5th Floor, 555 Walnut Street, Harrisburg, PA 17101-1919.

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

GARY D. ALEXANDER,
Secretary

Fiscal Note: 14-NOT-717. No fiscal impact; (8) recommends adoption.

APPENDIX B MEDIANS AND PRICES FOR 2010-2011

<i>Median Peer Group</i>	<i>County Nursing Facility Indicator</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
1		BROOMALL REHAB AND NURSING CENTER	12/31/2007	12/31/2006	12/31/2005
1		CARE PAVILION OF WALNUT PARK, INC	06/30/2008	06/30/2007	06/30/2006
1	Yes	FAIR ACRES GERIATRIC CENTER	12/31/2007	12/31/2006	12/31/2005
1	Yes	FRIENDSHIP RIDGE	12/31/2007	12/31/2006	12/31/2005
1		IMMACULATE MARY HOME	06/30/2008	06/30/2007	06/30/2006
1	Yes	JOHN J KANE REGIONAL CENTER-MCKEESPORT	12/31/2007	12/31/2006	12/31/2005
1	Yes	JOHN J KANE REGIONAL CENTER-SCOTT TOWNSHIP	12/31/2007	12/31/2006	12/31/2005
1		MADLYN AND LEONARD ABRAMSON CENTER	06/30/2008	06/30/2007	06/30/2006
1	Yes	NESHAMINY MANOR HOME	12/31/2007	12/31/2006	12/31/2005
1	Yes	PARKHOUSE, PROVIDENCE POINTE	12/31/2007	12/31/2006	12/31/2005
1	Yes	PHILADELPHIA NURSING HOME	12/31/2007	12/31/2006	12/31/2005
1	Yes	POCOPSON HOME	12/31/2007	12/31/2006	12/31/2005
1		SAINT FRANCIS COUNTRY HOUSE	06/30/2008	06/30/2007	06/30/2006
1		ST JOHN SPECIALTY CARE CENTER	06/30/2008	06/30/2007	06/30/2006

<i>Median Peer Group</i>	<i>County Nursing Facility Indicator</i>	<i>Current Provider Name</i>		<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
1		ST JOSEPH'S MANOR (DBA ENTITY OF HRHS)		06/30/2008	06/30/2007	06/30/2006
1	Yes	WASHINGTON COUNTY HEALTH CENTER		12/31/2007	12/31/2006	12/31/2005
1	Yes	WESTMORELAND MANOR		12/31/2007	12/31/2006	12/31/2005
PG1 With County Costs		Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative	
		\$110.42	\$161.52	\$56.74	\$21.92	
PG1 Without County Costs		Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative	
		\$99.70	\$152.01	\$45.18	\$21.78	
PG1 Final Median		Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative	
		\$105.06	\$156.77	\$50.96	\$21.85	
PG1 Final Price		Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative	
		\$122.92	\$183.42	\$57.08	\$22.72	
<i>Median Peer Group</i>	<i>County Nursing Facility Indicator</i>	<i>Current Provider Name</i>		<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
2		ANDORRA WOODS HEALTHCARE CENTER		12/31/2007	12/31/2006	12/31/2005
2		ASBURY HEALTH CENTER		12/31/2007	12/31/2006	12/31/2005
2		ATTLEBORO NURSING AND REHAB CENTER		12/31/2007	12/31/2006	12/31/2005
2		BALA NURSING AND RETIREMENT CENTER		06/30/2008	06/30/2007	06/30/2006
2		BALDOCK HEALTH CARE CENTER		06/30/2008	06/30/2007	06/30/2006
2		BALDWIN HEALTH CENTER		06/30/2008	06/30/2007	06/30/2006
2		BAPTIST HOMES OF WESTERN PENNSYLVANIA		06/30/2008	06/30/2007	06/30/2006
2		BEAVER VALLEY NURSING AND REHAB CENTER		06/30/2008	06/30/2007	06/30/2006
2		BRANDYWINE HALL		06/30/2008	06/30/2007	06/30/2006
2		BRIARCLIFF PAVILION FOR SPECIALIZED CARE		12/31/2007	12/31/2006	12/31/2005
2		BRIARLEAF NURSING AND CONVAL CENTER		06/30/2008	06/30/2007	06/30/2006
2		BRIGHTEN AT BRYN MAWR		06/30/2008	06/30/2007	06/30/2006
2		BROOKSIDE HEALTHCARE AND REHAB CENTER		12/31/2007	12/31/2006	12/31/2005
2		BROOMALL MANOR		06/30/2007	06/30/2006	06/30/2005
2		BROOMALL PRESBYTERIAN VILLAGE		12/31/2007	12/31/2006	12/31/2005
2		BUCKINGHAM VALLEY REHAB AND NURSING CTR		06/30/2007	06/30/2006	06/30/2005
2		CARING HEART REHAB AND NURSING CENTER		06/30/2008	06/30/2007	06/30/2006
2		CARING HEIGHTS COMMUNITY CARE & REHAB		12/31/2007	06/30/2006	06/30/2005
2		CATHEDRAL VILLAGE		06/30/2008	06/30/2007	06/30/2006
2		CENTENNIAL VILLAGE		12/31/2007	12/31/2006	12/31/2005
2		CHAPEL MANOR		06/30/2008	06/30/2007	06/30/2006
2		CHARLES M. MORRIS NURSING AND REHAB CTR		06/30/2008	06/30/2007	06/30/2006
2		CHATHAM ACRES		12/31/2007	06/30/2005	06/30/2004

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<i>Median Peer Group</i>	<i>County Nursing Facility Indicator</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
2		CHELTENHAM NURSING AND REHAB CENTER	06/30/2008	06/30/2007	06/30/2006
2		CHELTENHAM YORK ROAD NSG & REHAB CENTER	06/30/2008	06/30/2007	06/30/2006
2		CHERRY TREE NURSING CENTER	12/31/2007	12/31/2006	12/31/2005
2		CHESTER VALLEY REHAB AND NURSING CENTER	06/30/2008	06/30/2007	06/30/2006
2		CHESTNUT HILL LODGE HEALTH AND REHAB CTR	12/31/2007	12/31/2006	12/31/2005
2		CLIVEDEN CONVALESCENT CENTER	06/30/2008	06/30/2007	06/30/2006
2		COMMONS AT SQUIRREL HILL	12/31/2007	12/31/2006	12/31/2005
2		CONCORDIA LUTHERAN HEALTH AND HUMAN CARE	06/30/2008	06/30/2007	06/30/2006
2		CONSULATE HEALTH CARE OF CHESWICK	12/31/2007	06/30/2006	06/30/2005
2		COUNTRY MEADOWS OF SOUTH HILLS	12/31/2007	12/31/2006	12/31/2005
2		CRANBERRY PLACE	06/30/2008	06/30/2007	06/30/2006
2		CRESTVIEW CENTER	06/30/2008	06/30/2007	06/30/2006
2		DEER MEADOWS RETIREMENT COMMUNITY	06/30/2008	06/30/2007	06/30/2006
2		ELKINS CREST HEALTH AND REHAB CENTER	06/30/2008	06/30/2007	06/30/2006
2		EVANGELICAL MANOR	12/31/2007	12/31/2006	12/31/2005
2		FAIRVIEW CARE CENTER OF BETHLEHEM PIKE	06/30/2008	06/30/2007	06/30/2006
2		FAIRVIEW CARE CENTER OF PAPERMILL ROAD	06/30/2008	06/30/2007	06/30/2006
2		FORBES ROAD NURSING AND REHAB CENTER	12/31/2007	12/31/2006	12/31/2005
2		GARDEN SPRING CENTER	06/30/2008	06/30/2007	06/30/2006
2		GERMANTOWN HOME	06/30/2008	06/30/2007	06/30/2006
2		GLENDALE UPTOWN HOME	12/31/2007	06/30/2006	06/30/2005
2		GOLDEN LIVINGCENTER-DOYLESTOWN	12/31/2007	12/31/2005	12/31/2004
2		GOLDEN LIVINGCENTER-LANSDALE	12/31/2007	12/31/2005	12/31/2004
2		GOLDEN LIVINGCENTER-MONROEVILLE	12/31/2007	12/31/2005	12/31/2004
2		GOLDEN LIVINGCENTER-MT LEBANON	12/31/2007	12/31/2005	12/31/2004
2		GOLDEN LIVINGCENTER-MURRYSVILLE	12/31/2007	12/31/2005	12/31/2004
2		GOLDEN LIVINGCENTER-PHOENIXVILLE	12/31/2007	12/31/2005	12/31/2004
2		GOLDEN LIVINGCENTER-UNIONTOWN	12/31/2007	12/31/2005	12/31/2004
2		GREENERY SPECIALTY CARE CENTER	12/31/2007	12/31/2006	12/31/2005
2		GREENLEAF NURSING HOME AND CONVAL CENTER	06/30/2008	06/30/2007	06/30/2006
2		GREENSBURG CARE CENTER	12/31/2007	12/31/2006	12/31/2005
2		GWYNEDD SQUARE CTR FOR NSG & CONVAL CARE	06/30/2008	06/30/2007	06/30/2006
2		HARMAR VILLAGE CARE CENTER	12/31/2007	12/31/2006	12/31/2005
2		HARSTON HALL	06/30/2008	06/30/2007	06/30/2006
2		HEARTLAND HEALTH CARE CENTER (PITTSBURGH)	06/30/2007	06/30/2006	06/30/2005
2		HEMPFIELD MANOR	12/31/2008	12/31/2007	12/31/2006

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<i>Median Peer Group</i>	<i>County Nursing Facility Indicator</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
2		HIGHLAND PARK CARE CENTER	12/31/2007	12/31/2006	12/31/2005
2		HILLCREST CENTER	06/30/2008	06/30/2007	06/30/2006
2		HUMBERT LANE NURSING AND REHAB CENTRE	06/30/2008	06/30/2007	06/30/2006
2		IVY HILL REHABILITATION AND NURSING CTR	06/30/2007	06/30/2006	06/30/2005
2	Yes	JOHN J KANE REGIONAL CENTER-GLEN HAZEL	12/31/2007	12/31/2006	12/31/2005
2	Yes	JOHN J KANE REGIONAL CENTER-ROSS TOWNSHIP	12/31/2007	12/31/2006	12/31/2005
2		LAFAYETTE-REDEEMER (DBA ENTITY OF HRHS)	06/30/2008	06/30/2007	06/30/2006
2		LANGHORNE GARDENS REHAB AND NURSING CTR	06/30/2008	06/30/2007	06/30/2006
2		LGAR HEALTH AND REHABILITATION CENTER	12/31/2007	12/31/2006	12/31/2005
2		LIBERTY COURT, GENESIS ELDERCARE NETWORK	06/30/2008	06/30/2007	06/30/2006
2		LIFEQUEST NURSING CENTER	06/30/2008	06/30/2007	06/30/2006
2		LITTLE FLOWER MANOR	06/30/2008	06/30/2007	06/30/2006
2		LUTHER WOODS CONVALESCENT CENTER	12/31/2007	12/31/2006	12/31/2005
2		MAJESTIC OAKS	06/30/2008	06/30/2007	06/30/2006
2		MANATAWNY MANOR INC	06/30/2006	06/30/2005	06/30/2004
2		MANORCARE HEALTH SVCS-BETHEL PARK	12/31/2006	12/31/2005	12/31/2004
2		MANORCARE HEALTH SVCS-GREEN TREE	12/31/2008	12/31/2006	12/31/2005
2		MANORCARE HEALTH SVCS-HUNTINGDON VALLEY	12/31/2006	12/31/2005	12/31/2004
2		MANORCARE HEALTH SVCS-KING OF PRUSSIA	12/31/2006	12/31/2005	12/31/2004
2		MANORCARE HEALTH SVCS-LANSDALE	12/31/2008	12/31/2006	12/31/2005
2		MANORCARE HEALTH SVCS-MCMURRAY	12/31/2008	12/31/2006	12/31/2005
2		MANORCARE HEALTH SVCS-MERCY FITZGERALD	06/30/2008	06/30/2007	06/30/2006
2		MANORCARE HEALTH SVCS-MONROEVILLE	12/31/2008	12/31/2006	12/31/2005
2		MANORCARE HEALTH SVCS-NORTH HILLS	12/31/2006	12/31/2005	12/31/2004
2		MANORCARE HEALTH SVCS-POTTSTOWN	12/31/2008	12/31/2006	12/31/2005
2		MANORCARE HEALTH SVCS-WHITEHALL BOROUGH	12/31/2008	12/31/2006	12/31/2005
2		MANORCARE HEALTH SVCS-YARDLEY	12/31/2008	12/31/2006	12/31/2005
2		MANORCARE HEALTH SVCS-YEADON	12/31/2006	12/31/2005	12/31/2004
2		MAPLEWOOD MANOR CENTER	06/30/2008	06/30/2007	06/30/2006
2		MARIAN MANOR CORPORATION	06/30/2008	06/30/2007	06/30/2006
2		MASONIC VILLAGE AT SEWICKLEY	12/31/2007	12/31/2006	12/31/2005
2		MOUNT MACRINA MANOR NURSING HOME	06/30/2008	06/30/2007	06/30/2006
2		MOUNTAINVIEW SPECIALTY CARE CENTER	12/31/2007	12/31/2006	12/31/2005

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<i>Median Peer Group</i>	<i>County Nursing Facility Indicator</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
2		OAKWOOD HEALTHCARE & REHABILITATION CTR	06/30/2007	06/30/2006	06/30/2005
2		OXFORD HEALTH CENTER	12/31/2007	12/31/2006	12/31/2005
2		PARK PLEASANT HEALTH CARE FACILITY	06/30/2008	06/30/2007	06/30/2006
2		PASSAVANT RETIREMENT AND HEALTH CENTER	06/30/2008	06/30/2007	06/30/2006
2		PAUL'S RUN	12/31/2007	12/31/2006	12/31/2005
2		PEMBROOKE HEALTH AND REHAB RESIDENCE	06/30/2008	06/30/2007	06/30/2006
2		PENN CENTER FOR REHABILITATION AND CARE	06/30/2008	06/30/2007	06/30/2006
2		PENNSBURG MANOR	06/30/2008	06/30/2007	06/30/2006
2		PHILADELPHIA PROTESTANT HOME	12/31/2007	12/31/2006	12/31/2005
2		PHOEBE RICHLAND HCC	06/30/2008	06/30/2007	06/30/2006
2		PINE RUN HEALTH CENTER	06/30/2008	06/30/2007	06/30/2006
2		PROSPECT PARK HEALTH AND REHAB RESIDENCE	06/30/2008	06/30/2007	06/30/2006
2		PROVIDENCE CARE CENTER	12/31/2007	12/31/2006	12/31/2005
2		QUAKERTOWN CENTER	12/31/2008	12/31/2007	12/31/2006
2		REGINA COMMUNITY NURSING CENTER	06/30/2008	06/30/2007	06/30/2006
2		REHAB & NURSING CTR GREATER PITTSBURGH	12/31/2007	12/31/2005	12/31/2004
2		RITTENHOUSE PINE CENTER	06/30/2008	06/30/2007	06/30/2006
2		RIVER'S EDGE NURSING AND REHAB CENTER	12/31/2007	12/31/2006	12/31/2005
2		RIVERSIDE CARE CENTER	12/31/2007	12/31/2006	12/31/2005
2		ROCHESTER MANOR	12/31/2007	12/31/2006	12/31/2005
2		RYDAL PARK OF PHILADELPHIA PRSBYTR HOMES	12/31/2007	12/31/2006	12/31/2005
2		SAINT ANNE HOME	06/30/2008	06/30/2007	06/30/2006
2		SAINT IGNATIUS NURSING HOME	06/30/2008	06/30/2007	06/30/2006
2		SAINT JOHN NEUMANN NURSING HOME	06/30/2008	06/30/2007	06/30/2006
2		SAINT MARTHA MANOR	06/30/2008	06/30/2007	06/30/2006
2		SAINT MARY'S MANOR	06/30/2008	06/30/2007	06/30/2006
2		SANATOGA CENTER	06/30/2008	06/30/2007	06/30/2006
2		SAUNDERS HOUSE	06/30/2008	06/30/2007	06/30/2006
2		SENECA PLACE	06/30/2008	06/30/2007	06/30/2006
2		SHADYSIDE NURSING AND REHAB CENTER	06/30/2007	06/30/2006	06/30/2005
2		SILVER LAKE CENTER	06/30/2008	06/30/2007	06/30/2006
2		SILVER STREAM CENTER	06/30/2008	06/30/2007	06/30/2006
2		SIMPSON HOUSE, INC	12/31/2007	12/31/2006	12/31/2005
2		SOMERTON CENTER	06/30/2008	06/30/2007	06/30/2006
2		SOUTHMONT OF PRESBYTERIAN SENIORCARE	12/31/2008	12/31/2007	12/31/2006
2		SPRINGS AT THE WATERMARK, THE	12/31/2007	06/30/2006	06/30/2005
2		ST. BARNABAS NURSING HOME	12/31/2007	12/31/2006	06/30/2004
2		ST. MONICA MANOR	06/30/2008	06/30/2007	06/30/2006

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<i>Median Peer Group</i>	<i>County Nursing Facility Indicator</i>	<i>Current Provider Name</i>		<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
2		STERLING HEALTH CARE AND REHAB CENTER		06/30/2008	06/30/2007	06/30/2006
2		SUBURBAN WOODS HEALTH AND REHAB CENTER		12/31/2007	12/31/2005	12/31/2004
2	Yes	SUNNYVIEW NURSING AND REHABILITATION CTR		12/31/2007	12/31/2006	12/31/2005
2		TEL HAI RETIREMENT COMMUNITY		06/30/2008	06/30/2007	06/30/2006
2		THE BELVEDERE CENTER, GENESIS HEALTHCARE		06/30/2008	06/30/2007	06/30/2006
2		TOWNE MANOR EAST		12/31/2007	12/31/2006	12/31/2005
2		TUCKER HOUSE		06/30/2008	06/30/2007	06/30/2006
2		UPMC HERITAGE PLACE		06/30/2008	06/30/2007	06/30/2006
2		VALLEY MANOR NURSING AND REHAB CENTER		06/30/2008	06/30/2007	06/30/2006
2		VILLA SAINT JOSEPH OF BADEN INC.		06/30/2008	06/30/2007	06/30/2006
2		VILLAGE AT PENNWOOD		12/31/2007	12/31/2005	12/31/2004
2		VINCENTIAN HOME		06/30/2008	06/30/2007	06/30/2006
2		VINCENTIAN REGENCY		06/30/2008	06/30/2007	06/30/2006
2		WALLINGFORD NURSING AND REHAB CENTER		06/30/2007	06/30/2006	06/30/2005
2		WESLEY ENHANCED LIVING AT STAPELY		06/30/2008	06/30/2007	06/30/2006
2		WEST HAVEN NURSING HOME		06/30/2008	06/30/2007	06/30/2006
2		WEST HILLS HEALTH AND REHAB CENTER		06/30/2008	06/30/2007	06/30/2006
2		WEXFORD HOUSE NURSING CENTER		06/30/2008	06/30/2007	06/30/2006
2		WILLOW RIDGE CENTER		12/31/2008	12/31/2007	12/31/2006
2		WILLOW TERRACE		06/30/2008	06/30/2007	06/30/2006
2		WILLOWS OF PRESBYTERIAN SENIORCARE, THE		12/31/2008	12/31/2007	12/31/2006
2		WOODHAVEN CARE CENTER		12/31/2007	12/31/2006	12/31/2005
PG2 With County Costs		Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative	
		\$89.28	\$133.07	\$39.04	\$21.95	
PG2 Without County Costs		Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative	
		\$89.04	\$132.86	\$38.82	\$21.97	
PG2 Final Median		Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative	
		\$89.16	\$132.97	\$38.93	\$21.96	
PG2 Final Price		Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative	
		\$104.32	\$155.57	\$43.60	\$22.84	

<i>Median Peer Group</i>	<i>County Nursing Facility Indicator</i>	<i>Current Provider Name</i>		<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
3		58TH STREET PRESBYTERIAN HOME, THE		12/31/2007	12/31/2006	12/31/2005
3		ARTMAN LUTHERAN HOME		06/30/2008	06/30/2007	06/30/2006
3		AUTUMN GROVE CARE CENTER		06/30/2008	06/30/2007	06/30/2006
3		BARCLAY FRIENDS		12/31/2007	12/31/2006	12/31/2005
3		BEAVER ELDER CARE AND REHAB CENTER		12/31/2007	12/31/2006	12/31/2005

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<i>Median Peer Group</i>	<i>County Nursing Facility Indicator</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
3		BELAIR HEALTH AND REHABILITATION CENTER	06/30/2008	06/30/2007	06/30/2006
3		BELLE HAVEN	12/31/2007	12/31/2006	12/31/2005
3		BETHLEN HM OF THE HUNGARIAN RFRMD FED	12/31/2007	12/31/2006	12/31/2005
3		BRIGHTEN AT AMBLER	06/30/2008	06/30/2007	06/30/2005
3		BRINTON MANOR	12/31/2008	12/31/2007	12/31/2006
3		CANTERBURY PLACE	12/31/2007	12/31/2006	12/31/2005
3		CEDARS OF MONROEVILLE, THE	12/31/2007	12/31/2006	12/31/2005
3		CHANDLER HALL HEALTH SERVICES INC	12/31/2007	12/31/2006	12/31/2005
3		CHICORA MEDICAL CENTER	06/30/2008	06/30/2007	06/30/2006
3		CHRIST'S HOME RETIREMENT CENTER	06/30/2008	06/30/2007	06/30/2006
3		CONNER-WILLIAMS NURSING HOME	06/30/2008	06/30/2007	06/30/2006
3		CONSULATE HEALTH CARE OF NORTH STRABANE	12/31/2007	12/31/2006	12/31/2005
3		COVENTRY MANOR NURSING HOME	12/31/2007	12/31/2006	12/31/2005
3		DOCK TERRACE	06/30/2008	06/30/2007	06/30/2006
3		DRESHER HILL HEALTH AND REHAB CENTER	06/30/2008	06/30/2007	06/30/2006
3		EDGEHILL NURSING AND REHAB CENTER	06/30/2008	06/30/2007	06/30/2006
3		ELDERCREST NURSING CENTER	06/30/2008	06/30/2007	06/30/2006
3		ELM TERRACE GARDENS	06/30/2008	06/30/2007	06/30/2006
3		EVERGREEN NURSING CENTER	12/31/2007	12/31/2006	12/31/2005
3		FAIR WINDS MANOR	06/30/2008	06/30/2007	06/30/2006
3		FREDERICK MENNONITE COMMUNITY	12/31/2007	12/31/2006	12/31/2005
3		FRIENDSHIP VILLAGE OF SOUTH HILLS	12/31/2007	12/31/2006	12/31/2005
3		GOLDEN LIVINGCENTER-OAKMONT	12/31/2007	12/31/2005	12/31/2004
3		GOLDEN LIVINGCENTER-ROSEMONT	12/31/2007	12/31/2005	12/31/2004
3		GOLDEN LIVINGCENTER-SOUTH HILLS	12/31/2007	12/31/2005	12/31/2004
3		GOLDEN LIVINGCENTER-STENTON	12/31/2007	12/31/2005	12/31/2004
3		HARMON HOUSE CARE CENTER	12/31/2007	12/31/2006	12/31/2005
3		HAVENCREST NURSING CENTER	06/30/2008	06/30/2007	06/30/2006
3		HENRY CLAY VILLA, LP	12/31/2006	12/31/2005	12/31/2004
3		HERITAGE TOWERS	12/31/2007	12/31/2006	12/31/2005
3		HICKORY HOUSE NURSING HOME	12/31/2007	12/31/2006	12/31/2005
3		HIGHLAND CENTER, GENESIS ELDERCARE NTWRK	06/30/2008	06/30/2007	06/30/2006
3		HOLY FAMILY HOME	12/31/2007	12/31/2006	12/31/2005
3		HOPKINS CENTER	12/31/2008	12/31/2007	12/31/2006
3		JEFFERSON HILLS MANOR	12/31/2007	12/31/2006	12/31/2005
3		KADE NURSING HOME	12/31/2007	12/31/2006	12/31/2005
3		KEARSLEY LONG TERM CARE CENTER II	06/30/2008	06/30/2007	06/30/2006
3		LAFAYETTE MANOR, INC	12/31/2007	12/31/2006	12/31/2005
3		LATROBE HEALTH AND REHABILITATION CENTER	06/30/2008	06/30/2007	06/30/2006
3		LAUREL RIDGE CENTER	06/30/2008	06/30/2007	06/30/2006
3		LAWSON NURSING HOME, INC.	12/31/2007	12/31/2006	12/31/2005

<i>Median Peer Group</i>	<i>County Nursing Facility Indicator</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
3		LITTLE SISTERS OF THE POOR	12/31/2007	12/31/2006	12/31/2005
3		LOYALHANNA CARE CENTER	12/31/2007	12/31/2006	12/31/2005
3		LUTHERAN COMMUNITY AT TELFORD	06/30/2008	06/30/2007	06/30/2006
3		MARWOOD REST HOME, INC	06/30/2008	06/30/2007	06/30/2006
3		MASONIC VILLAGE AT LAFAYETTE HILL	12/31/2007	12/31/2006	12/31/2005
3		MASONIC VILLAGE AT WARMINSTER	12/31/2007	12/31/2006	12/31/2005
3		MCMURRAY HILLS MANOR	06/30/2008	06/30/2007	06/30/2006
3		MEADOWCREST NURSING CENTER	06/30/2008	06/30/2007	06/30/2006
3		MEADOWS AT MARTINS RUN, THE	12/31/2007	12/31/2006	12/31/2005
3		MON VALLEY CARE CENTER	12/31/2007	12/31/2006	12/31/2005
3		NAAMANS CREEK COUNTRY MANOR	06/30/2008	06/30/2007	06/30/2006
3		NORTH HILLS HEALTH AND REHAB CENTER	06/30/2008	06/30/2007	06/30/2006
3		OAK HILL NURSING AND REHAB CENTER	06/30/2008	06/30/2007	06/30/2006
3		PENNYPACK CENTER	12/31/2008	12/31/2007	12/31/2006
3		PETER BECKER COMMUNITY	06/30/2008	06/30/2007	06/30/2006
3		PICKERING MANOR HOME	06/30/2008	06/30/2007	06/30/2006
3		REDSTONE HIGHLANDS HEALTH CARE CENTER	06/30/2008	06/30/2007	06/30/2006
3		REFORMED PRESBYTERIAN HOME	12/31/2007	12/31/2006	12/31/2005
3		RESIDENCE FOR RENAL CARE AT SHADYSIDE	06/30/2008	12/31/2005	12/31/2004
3		RICHBORO REHAB AND NURSING CENTER	06/30/2007	06/30/2006	06/30/2005
3		ROCKHILL MENNONITE COMMUNITY	06/30/2008	06/30/2007	06/30/2006
3		SAINT JOSEPH VILLA	06/30/2008	06/30/2007	06/30/2006
3		SAXONY HEALTH CENTER	12/31/2007	12/31/2006	12/31/2005
3		SCOTTDAL E MANOR REHABILITATION CENTER	12/31/2007	12/31/2006	12/31/2005
3		SHERWOOD OAKS	06/30/2008	06/30/2007	06/30/2006
3		SKY VUE TERRACE	06/30/2007	06/30/2006	06/30/2005
3		SOUDERTON MENNONITE HOMES	06/30/2008	06/30/2007	06/30/2006
3		SOUTH FAYETTE NURSING CENTER	06/30/2008	06/30/2007	06/30/2006
3		SOUTHWESTERN NURSING CENTER	06/30/2008	06/30/2007	06/30/2006
3		STATESMAN HEALTH AND REHAB CENTER	06/30/2008	06/30/2007	06/30/2006
3		TOWNE MANOR WEST	12/31/2007	12/31/2006	12/31/2005
3		TOWNVIEW HEALTH AND REHAB CENTER	06/30/2008	06/30/2007	06/30/2006
3		UNITARIAN UNIVERSALIST HOUSE	12/31/2007	12/31/2006	12/31/2005
3		VALENCIA WOODS AT ST BARNABAS	12/31/2007	12/31/2006	06/30/2004
3		VINCENTIAN DE MARILLAC	06/30/2008	06/30/2007	06/30/2006
3		WAYNE CENTER	06/30/2008	06/30/2007	06/30/2006
3		WESTGATE REHABILITATION AND NURSING CTR	06/30/2008	06/30/2007	06/30/2006
3		WILLIAM PENN CARE CENTER	12/31/2007	12/31/2006	12/31/2005

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<i>Median Peer Group</i>	<i>County Nursing Facility Indicator</i>	<i>Current Provider Name</i>		<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
3		WILLOWBROOKE COURT AT BRITTANY POINTE		12/31/2007	12/31/2006	12/31/2005
3		WYNCOTE CHURCH HOME		06/30/2008	06/30/2007	06/30/2006
PG3 With County Costs		Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative	
		\$87.24	\$126.33	\$41.87	\$21.74	
PG3 Without County Costs		Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative	
		\$87.24	\$126.33	\$41.87	\$21.74	
PG3 Final Median		Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative	
		\$87.24	\$126.33	\$41.87	\$21.74	
PG3 Final Price		Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative	
		\$102.07	\$147.81	\$46.89	\$22.61	
<i>Median Peer Group</i>	<i>County Nursing Facility Indicator</i>	<i>Current Provider Name</i>		<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
4		ALLIED SERVICES SKILLED NURSING CENTER		06/30/2008	06/30/2007	06/30/2006
4	Yes	BERKS HEIM		12/31/2007	12/31/2006	12/31/2005
4		CAMBRIA CARE CENTER		12/31/2007	12/31/2006	12/31/2005
4	Yes	CEDAR HAVEN		12/31/2007	12/31/2006	12/31/2005
4	Yes	CEDARBROOK NURSING HOMES		12/31/2007	12/31/2006	12/31/2005
4	Yes	CLAREMONT NRC OF CUMBERLAND COUNTY		12/31/2007	12/31/2006	12/31/2005
4		COLONIAL MANOR NURSING HOME		12/31/2007	12/31/2006	12/31/2005
4		CONESTOGA VIEW		12/31/2007	12/31/2006	12/31/2004
4		CROSS KEYS VILLAGE-BRETHREN HM COMM, THE		06/30/2008	06/30/2007	06/30/2006
4		GOLDEN LIVINGCENTER-WEST SHORE		12/31/2007	12/31/2005	12/31/2004
4	Yes	GRACEDALE - NORTHAMPTON COUNTY HOME		12/31/2007	12/31/2006	12/31/2005
4		LACKAWANNA HEALTH AND REHAB CENTER		12/31/2007	12/31/2006	12/31/2005
4		MASONIC VILLAGE AT ELIZABETHTOWN		12/31/2007	12/31/2006	12/31/2005
4		MOUNTAIN CITY NURSING AND REHAB CENTER		12/31/2007	12/31/2005	12/31/2004
4		MOUNTAIN VIEW, A NURSING AND REHAB CTR		12/31/2007	12/31/2006	12/31/2005
4		PHOEBE HOME, INC		06/30/2008	06/30/2007	06/30/2006
4	Yes	PLEASANT ACRES NURSING AND REHAB CENTER		12/31/2007	12/31/2006	12/31/2005
4	Yes	PLEASANT RIDGE MANOR EAST/WEST		12/31/2007	12/31/2006	12/31/2005
4		SPRING CREEK REHAB AND HEALTH CARE CTR		12/31/2007	12/31/2005	12/31/2004
4		TIMBER RIDGE HEALTH CENTER		12/31/2007	12/31/2005	12/31/2004
PG4 With County Costs		Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative	
		\$110.86	\$158.96	\$54.04	\$21.20	
PG4 Without County Costs		Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative	
		\$106.85	\$154.92	\$53.26	\$22.36	

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PG4 Final Median	Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative
	\$108.86	\$156.94	\$53.65	\$21.78
PG4 Final Price	Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative
	\$127.37	\$183.62	\$60.09	\$22.65

<i>Median Peer Group</i>	<i>County Nursing Facility Indicator</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
5		ABINGTON MANOR	12/31/2008	12/31/2007	12/31/2006
5		BERKSHIRE CENTER	06/30/2008	06/30/2007	06/30/2006
5		BERWICK RETIREMENT VILLAGE NRSNG CTR II	06/30/2008	06/30/2007	06/30/2006
5		BIRCHWOOD NURSING AND REHAB CENTER	12/31/2007	12/31/2006	12/31/2005
5		BLOOMSBURG HEALTH CARE CENTER	06/30/2008	06/30/2007	06/30/2006
5		BRETHREN VILLAGE	06/30/2008	06/30/2007	06/30/2006
5		COLONIAL PARK CARE CENTER	12/31/2007	12/31/2006	12/31/2005
5		CORRY MANOR	12/31/2008	12/31/2007	12/31/2006
5		EASTON NURSING CENTER	12/31/2007	12/31/2006	12/31/2005
5		EDINBORO MANOR	12/31/2008	12/31/2007	12/31/2006
5		EPHRATA MANOR	12/31/2007	12/31/2006	12/31/2005
5		FAIRMOUNT HOMES	06/30/2008	06/30/2007	06/30/2006
5		FAIRVIEW MANOR	12/31/2008	12/31/2007	12/31/2006
5		FELLOWSHIP MANOR	06/30/2008	06/30/2007	06/30/2006
5		FREY VILLAGE	12/31/2007	12/31/2006	12/31/2005
5		GOLDEN LIVINGCENTER-EAST MOUNTAIN	12/31/2007	12/31/2005	12/31/2004
5		GOLDEN LIVINGCENTER-LANCASTER	12/31/2007	12/31/2005	12/31/2004
5		GOLDEN LIVINGCENTER-READING	12/31/2007	12/31/2005	12/31/2004
5		GOLDEN LIVINGCENTER-SCRANTON	12/31/2007	12/31/2005	12/31/2004
5		GOLDEN LIVINGCENTER-SUMMIT	12/31/2007	12/31/2005	12/31/2004
5		GOLDEN LIVINGCENTER-TUNKHANNOCK	12/31/2007	12/31/2005	12/31/2004
5		GOLDEN LIVINGCENTER-WESTERN RESERVE	12/31/2007	12/31/2005	12/31/2004
5		HANOVER HALL	12/31/2007	12/31/2006	12/31/2005
5		HARRISON SENIOR LIVING OF CHRISTIANA	12/31/2007	12/31/2006	12/31/2005
5		HIGHLAND MANOR NURSING AND CONVAL CENTER	06/30/2008	06/30/2007	06/30/2006
5		HOLY FAMILY MANOR	12/31/2007	12/31/2006	12/31/2005
5		HOMEWOOD AT PLUM CREEK	12/31/2007	12/31/2006	12/31/2005
5		JEWISH HOME OF EASTERN PENNSYLVANIA	12/31/2007	12/31/2006	12/31/2005
5		JEWISH HOME OF GREATER HARRISBURG	06/30/2008	06/30/2007	06/30/2006
5		KINGSTON COMMONS	12/31/2007	12/31/2006	12/31/2005
5		KUTZTOWN MANOR	06/30/2008	06/30/2007	06/30/2006
5		LANCASHIRE HALL	12/31/2007	12/31/2006	12/31/2005
5		LAUREL CENTER	12/31/2008	12/31/2007	12/31/2006
5		LEBANON VALLEY BRETHREN HOME	12/31/2007	12/31/2006	12/31/2005
5		LEHIGH CENTER	06/30/2008	06/30/2007	06/30/2006
5		LIBERTY NURSING AND REHAB CENTER	06/30/2006	06/30/2005	06/30/2004

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<i>Median Peer Group</i>	<i>County Nursing Facility Indicator</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
5		LITTLE FLOWER MANOR OF DIOCESE SCRANTON	12/31/2007	12/31/2006	12/31/2005
5		LUTHERAN HOME AT TOPTON	12/31/2006	12/31/2005	12/31/2004
5		MAHONING VALLEY NURSING AND REHAB CENTER	12/31/2007	12/31/2006	12/31/2005
5		MANORCARE HEALTH SVCS-ALLENTOWN	12/31/2006	12/31/2005	12/31/2004
5		MANORCARE HEALTH SVCS-BETHLEHEM (2021)	12/31/2006	12/31/2005	12/31/2004
5		MANORCARE HEALTH SVCS-BETHLEHEM (2029)	12/31/2008	12/31/2006	12/31/2005
5		MANORCARE HEALTH SVCS-CAMP HILL	12/31/2006	12/31/2005	12/31/2004
5		MANORCARE HEALTH SVCS-CARLISLE	12/31/2008	12/31/2006	12/31/2005
5		MANORCARE HEALTH SVCS-DALLASTOWN	12/31/2008	12/31/2006	12/31/2005
5		MANORCARE HEALTH SVCS-EASTON	12/31/2008	12/31/2006	12/31/2005
5		MANORCARE HEALTH SVCS-KINGSTON	12/31/2008	12/31/2006	12/31/2005
5		MANORCARE HEALTH SVCS-KINGSTON COURT	06/30/2007	06/30/2006	06/30/2005
5		MANORCARE HEALTH SVCS-LANCASTER	12/31/2008	12/31/2006	12/31/2005
5		MANORCARE HEALTH SVCS-LAURELDALE	12/31/2006	12/31/2005	12/31/2004
5		MANORCARE HEALTH SVCS-LEBANON	12/31/2006	12/31/2005	12/31/2004
5		MANORCARE HEALTH SVCS-SINKING SPRING	12/31/2006	12/31/2005	12/31/2004
5		MANORCARE HEALTH SVCS-WEST READING NORTH	12/31/2008	12/31/2006	12/31/2005
5		MANORCARE HEALTH SVCS-YORK NORTH	06/30/2007	06/30/2006	06/30/2005
5		MANORCARE HEALTH SVCS-YORK SOUTH	06/30/2007	06/30/2006	06/30/2005
5		MEADOWS NURSING CENTER	06/30/2008	06/30/2007	06/30/2006
5		MENNONITE HOME, THE	06/30/2008	06/30/2007	06/30/2006
5		MESSIAH VILLAGE	06/30/2008	06/30/2007	06/30/2006
5		MIFFLIN CENTER	12/31/2008	12/31/2007	12/31/2006
5		MORAVIAN MANOR	12/31/2007	12/31/2006	12/31/2005
5		MOUNTAIN VIEW CARE CENTER	06/30/2008	06/30/2007	06/30/2006
5		OLD ORCHARD HEALTH CARE CENTER	12/31/2006	12/31/2005	12/31/2004
5		ORANGEVILLE NURSING AND REHAB CENTER	12/31/2007	12/31/2006	12/31/2005
5		PHOEBE BERKS HEALTH CARE CENTER, INC	06/30/2008	06/30/2007	06/30/2006
5		PLEASANT VIEW RETIREMENT COMMUNITY	12/31/2008	12/31/2007	12/31/2006
5		PRESQUE ISLE REHAB & NURSING CENTER	12/31/2007	12/31/2005	12/31/2004
5		QUARRYVILLE PRESBYTERIAN RETIRMENT COMM	06/30/2008	06/30/2007	06/30/2006
5		REST HAVEN-YORK	06/30/2008	06/30/2007	06/30/2006
5		RIVERSIDE REHABILITATION AND NURSING CTR	06/30/2007	06/30/2006	06/30/2005
5		RIVERSTREET MANOR	12/31/2008	12/31/2007	12/31/2006

<i>Median Peer Group</i>	<i>County Nursing Facility Indicator</i>	<i>Current Provider Name</i>		<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
5		SAINT ANNE'S RETIREMENT COMMUNITY		06/30/2008	06/30/2007	06/30/2006
5		SAINT MARY'S EAST		12/31/2007	12/31/2006	12/31/2005
5		SHIPPENSBURG HEALTH CARE CENTER		12/31/2007	12/31/2006	12/31/2005
5		SLATE BELT NURSING AND REHAB CENTER		06/30/2008	06/30/2007	06/30/2005
5		SPRUCE MANOR NURSING AND REHAB CENTER		06/30/2008	06/30/2007	06/30/2006
5		STONERIDGE TOWNE CENTRE		12/31/2007	12/31/2006	12/31/2005
5		SUSQUEHANNA VALLEY NURSING AND REHAB CTR		12/31/2007	12/31/2006	12/31/2005
5		THE MANOR AT PERRY VILLAGE		12/31/2007	12/31/2006	12/31/2004
5		THE MANOR AT SUSQUEHANNA VILLAGE		12/31/2007	12/31/2006	12/31/2004
5		THE PAVILION AT ST LUKE VILLAGE		12/31/2007	12/31/2006	12/31/2004
5		TWINBROOK MEDICAL CENTER		06/30/2007	06/30/2006	06/30/2005
5	Yes	WEATHERWOOD NURSING HOME AND REHAB CTR		12/31/2007	12/31/2006	12/31/2005
5		WESLEY VILLAGE		12/31/2007	12/31/2006	12/31/2005
PG5 With County Costs		Resident Care 5.01 \$82.87	Resident Care 5.12 \$128.71	Other Resident Rltd \$35.48	Administrative \$19.71	
PG5 Without County Costs		Resident Care 5.01 \$82.86	Resident Care 5.12 \$128.20	Other Resident Rltd \$35.37	Administrative \$19.73	
PG5 Final Median		Resident Care 5.01 \$82.87	Resident Care 5.12 \$128.46	Other Resident Rltd \$35.43	Administrative \$19.72	
PG5 Final Price		Resident Care 5.01 \$96.96	Resident Care 5.12 \$150.30	Other Resident Rltd \$39.68	Administrative \$20.51	
<i>Median Peer Group</i>	<i>County Nursing Facility Indicator</i>	<i>Current Provider Name</i>		<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
6		ABINGTON CREST NURSING AND REHAB CENTER		06/30/2008	06/30/2007	06/30/2006
6		AUDUBON VILLA		12/31/2007	12/31/2006	12/31/2005
6		BALANCED CARE BLOOMSBURG		12/31/2007	06/30/2006	06/30/2005
6		BALL PAVILION, THE		06/30/2008	06/30/2007	06/30/2006
6		BARBARA J. EGAN NURSING AND REHAB CENTER		12/31/2007	12/31/2006	12/31/2005
6		BELLE REVE HEALTH CARE CENTER		12/31/2007	12/31/2006	12/31/2005
6		BETHANY VILLAGE RETIREMENT CENTER		12/31/2007	12/31/2005	12/31/2004
6		BONHAM NURSING CENTER		12/31/2007	12/31/2006	12/31/2005
6		BUTLER VALLEY MANOR		12/31/2007	12/31/2006	12/31/2005
6		CALVARY FELLOWSHIP HOMES, INC		06/30/2008	06/30/2007	06/30/2006
6		CARBONDALE NURSING AND REHAB CENTER		12/31/2007	12/31/2006	12/31/2005
6		CHAPEL POINTE AT CARLISLE		12/31/2007	12/31/2006	12/31/2005
6		CHURCH OF GOD HOME, INC		12/31/2007	12/31/2006	12/31/2005
6		CORNWALL MANOR		12/31/2007	12/31/2006	12/31/2005
6		COUNTRY MEADOWS NURSING CENTER-BETHLEHEM		12/31/2007	12/31/2006	12/31/2005

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<i>Median Peer Group</i>	<i>County Nursing Facility Indicator</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
6		COUNTRYSIDE CHRISTIAN COMMUNITY	12/31/2007	12/31/2006	12/31/2005
6		COURTYARD GARDENS NURSING AND REHAB CTR	12/31/2007	12/31/2006	12/31/2005
6		CUMBERLAND CROSSINGS RETIREMENT COMM	12/31/2007	12/31/2006	12/31/2005
6		DENVER NURSING HOME	12/31/2007	12/31/2006	12/31/2005
6		DUNMORE HEALTH CARE CENTER	06/30/2007	06/30/2006	06/30/2005
6		FOREST PARK HEALTH CENTER	12/31/2006	12/31/2005	12/31/2004
6		FORESTVIEW	12/31/2007	06/30/2006	06/30/2005
6		GOLDEN LIVINGCENTER-BLUE RIDGE MOUNTAIN	12/31/2007	12/31/2005	12/31/2004
6		GOLDEN LIVINGCENTER-CAMP HILL	12/31/2007	12/31/2005	12/31/2004
6		GOLDEN LIVINGCENTER-WALNUT CREEK	12/31/2007	12/31/2005	12/31/2004
6		GREEN RIDGE HEALTH CARE CENTER, LLC	12/31/2007	12/31/2006	12/31/2005
6		GUARDIAN ELDER CARE CENTER	12/31/2007	12/31/2006	12/31/2005
6		HAMILTON ARMS CENTER	06/30/2008	06/30/2007	06/30/2006
6		HAMPTON HOUSE	06/30/2007	06/30/2006	06/30/2005
6		HERITAGE HOUSE	06/30/2008	06/30/2007	06/30/2006
6		HOLY FAMILY RESIDENCE	12/31/2007	12/31/2006	12/31/2005
6		HOMELAND CENTER	06/30/2008	06/30/2007	06/30/2006
6		HOMESTEAD VILLAGE, INC	06/30/2008	06/30/2007	06/30/2006
6		KEPLER HOME, INC, THE	12/31/2007	12/31/2006	12/31/2005
6		KINKORA PYTHIAN HOME	06/30/2008	06/30/2007	06/30/2006
6		LAKESIDE NURSING CENTER	12/31/2007	12/31/2006	12/31/2005
6		LANDIS HOMES	06/30/2008	06/30/2007	06/30/2006
6		LAURELS HEALTH AND REHAB AT KINGSTON	12/31/2007	12/31/2006	12/31/2005
6		LAURELS HEALTH AND REHAB AT MID VALLEY	12/31/2007	12/31/2006	12/31/2005
6		LEBANON VALLEY HOME THE	12/31/2007	12/31/2006	12/31/2005
6		LINWOOD NURSING AND REHABILITATION CTR	06/30/2008	06/30/2007	06/30/2006
6		LUTHER ACRES MANOR	12/31/2007	12/31/2006	12/31/2005
6		LUTHER CREST NURSING FACILITY	12/31/2006	12/31/2005	12/31/2004
6		LUTHERAN NRSG AND REHAB CTR-SPRENKLE DR	12/31/2007	12/31/2006	12/31/2005
6		MANCHESTER PRESBYTERIAN LODGE	12/31/2007	12/31/2006	12/31/2005
6		MANORCARE HEALTH SVCS-ELIZABETHTOWN	12/31/2006	12/31/2005	12/31/2004
6		MAPLE FARM	06/30/2008	06/30/2007	06/30/2006
6		MARY ELLEN CONVALESCENT HOME, INC	06/30/2008	06/30/2007	06/30/2006
6		MERCY CENTER NURSING UNIT, INC	12/31/2007	12/31/2006	12/31/2005
6		MILFORD SENIOR CARE AND REHAB CENTER	12/31/2007	12/31/2006	12/31/2005
6		MILLCREEK MANOR	06/30/2008	06/30/2007	06/30/2006
6		MILLVILLE HEALTH CENTER	12/31/2007	12/31/2006	12/31/2005

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<i>Median Peer Group</i>	<i>County Nursing Facility Indicator</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
6		MISERICORDIA NURSING & REHAB CENTER	12/31/2007	12/31/2006	12/31/2005
6		MORAVIAN SPRINGS HEALTH CENTER	06/30/2008	06/30/2007	06/30/2006
6		MOSSER NURSING HOME	06/30/2008	06/30/2007	06/30/2006
6		MOUNT HOPE NAZARENE RETIREMENT COMMUNITY	06/30/2008	06/30/2006	06/30/2005
6		MOUNTAIN TOP SENIOR CARE AND REHAB CTR	06/30/2008	06/30/2007	06/30/2006
6		NIPPLE CONVALESCENT HOME	12/31/2007	12/31/2006	12/31/2005
6		NORMANDIE RIDGE	12/31/2007	12/31/2006	12/31/2005
6		OSPREY RIDGE HEALTHCARE AND REHAB CENTER	06/30/2008	06/30/2007	06/30/2006
6		PALMYRA NURSING HOME	12/31/2007	12/31/2006	12/31/2005
6		PRAXIS ALZHEIMER'S FACILITY	12/31/2007	12/31/2006	12/31/2005
6		PRESBYTERIAN LODGE	12/31/2007	12/31/2006	12/31/2005
6		RHEEMS NURSING AND REHABILITATION CENTER	12/31/2007	12/31/2006	12/31/2005
6		SAINT MARY'S AT ASBURY RIDGE	12/31/2007	12/31/2006	12/31/2005
6		SAINT MARY'S VILLA NURSING HOME, INC	12/31/2007	12/31/2006	12/31/2005
6		SARAH A REED RETIREMENT CENTER, THE	06/30/2008	06/30/2007	06/30/2006
6		SARAH A TODD MEMORIAL HOME	12/31/2007	12/31/2006	12/31/2005
6		SCRANTON HEALTH CARE CENTER	12/31/2006		
6		SMITH HEALTH CARE, LTD	06/30/2008	06/30/2007	06/30/2006
6		SPANG CREST MANOR	12/31/2007	12/31/2006	12/31/2005
6		STONEBRIDGE HEALTH AND REHAB CENTER	12/31/2007	12/31/2006	12/31/2005
6		STONERIDGE POPLAR RUN	12/31/2007	12/31/2006	12/31/2005
6		SWAIM HEALTH CENTER	12/31/2007	12/31/2006	12/31/2005
6		THE MANOR AT ST LUKE VILLAGE	12/31/2007	12/31/2006	12/31/2004
6		THORNWALD HOME	12/31/2007	12/31/2006	12/31/2005
6		TWIN OAKS NURSING HOME	12/31/2007	12/31/2006	12/31/2005
6		UNITED ZION RETIREMENT COMMUNITY	12/31/2007	12/31/2006	12/31/2005
6		VILLAGE AT LUTHER SQUARE	12/31/2007	12/31/2006	12/31/2005
6		VILLAGE VISTA MANOR	12/31/2007	12/31/2006	12/31/2005
6		WESTMINSTER VILLAGE	12/31/2007	12/31/2006	12/31/2005
6		WYOMISSING NURSING AND REHAB CENTER	12/31/2007	12/31/2006	12/31/2005
6		ZERBE SISTERS NURSING CENTER, INC.	06/30/2008	06/30/2007	06/30/2006
PG6 With County Costs		Resident Care 5.01 \$87.49	Resident Care 5.12 \$131.83	Other Resident Rltd \$40.65	Administrative \$21.19
PG6 Without County Costs		Resident Care 5.01 \$87.49	Resident Care 5.12 \$131.83	Other Resident Rltd \$40.65	Administrative \$21.19
PG6 Final Median		Resident Care 5.01 \$87.49	Resident Care 5.12 \$131.83	Other Resident Rltd \$40.65	Administrative \$21.19
PG6 Final Price		Resident Care 5.01 \$102.36	Resident Care 5.12 \$154.24	Other Resident Rltd \$45.53	Administrative \$22.04

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<i>Median Peer Group</i>	<i>County Nursing Facility Indicator</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
8		ALTOONA CENTER FOR NURSING CARE	12/31/2007	12/31/2006	12/31/2005
8		ARBUTUS PARK MANOR	06/30/2008	06/30/2007	06/30/2006
8	Yes	CENTRE CREST HOME	12/31/2007	12/31/2006	12/31/2005
8		CHURCH OF THE BRETHERN HOME	06/30/2008	06/30/2007	06/30/2006
8		GARVEY MANOR	12/31/2007	12/31/2006	12/31/2005
8		GOLDEN LIVINGCENTER-HILLVIEW	12/31/2007	12/31/2005	12/31/2004
8		HEARTHSIDE REHAB AND NURSING CENTER, THE	12/31/2007	12/31/2006	12/31/2004
8		HOMEWOOD AT MARTINSBURG PA INC	12/31/2007	12/31/2006	12/31/2005
8		LAUREL WOOD CARE CENTER	12/31/2007	12/31/2006	12/31/2005
8		MANORCARE HEALTH SVCS-JERSEY SHORE	12/31/2006	12/31/2005	12/31/2004
8		MANORCARE HEALTH SVCS-WILLIAMSPORT NORTH	12/31/2006	12/31/2005	12/31/2004
8		MEADOW VIEW NURSING CENTER	06/30/2008	06/30/2007	06/30/2006
8		MORRISONS COVE HOME	12/31/2007	12/31/2006	12/31/2005
8		ORCHARD MANOR, INC	06/30/2008	06/30/2007	06/30/2006
8		ROSE VIEW CENTER	06/30/2008	06/30/2007	06/30/2006
8		SAINT PAUL HOMES	12/31/2007	12/31/2006	12/31/2005
8		SIEMONS' LAKEVIEW MANOR ESTATE	06/30/2008	06/30/2007	06/30/2006
8		SYCAMORE MANOR HEALTH CENTER	12/31/2007	12/31/2006	12/31/2005
8	Yes	VALLEY VIEW HOME	12/31/2007	12/31/2006	12/31/2005
8		VALLEY VIEW NURSING CENTER	12/31/2007	12/31/2006	12/31/2005
8		WHITE CLIFF NURSING HOME	12/31/2007	12/31/2006	12/31/2005
8		WILLIAMSPORT HOME, THE	12/31/2007	12/31/2006	12/31/2005
8		WINDY HILL VILLAGE OF PRESBYTERIAN HOMES	12/31/2007	12/31/2006	12/31/2005

PG8 With County Costs	Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative
	\$81.47	\$119.12	\$37.50	\$18.43
PG8 Without County Costs	Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative
	\$80.89	\$118.98	\$36.77	\$18.92
PG8 Final Median	Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative
	\$81.18	\$119.05	\$37.14	\$18.68
PG8 Final Price	Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative
	\$94.98	\$139.29	\$41.60	\$19.43

<i>Median Peer Group</i>	<i>County Nursing Facility Indicator</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
9		AVALON SPRINGS NURSING CENTER	12/31/2007	12/31/2006	12/31/2005
9		CLEPPER MANOR	12/31/2007	12/31/2006	12/31/2005
9		COUNTRYSIDE CONVAL HOME LTD PARTNERSHIP	06/30/2008	06/30/2007	06/30/2006
9		EPWORTH MANOR	12/31/2007	12/31/2005	12/31/2004
9		GOLDEN LIVINGCENTER-HAIDA	12/31/2007	12/31/2005	12/31/2004
9		GOLDEN LIVINGCENTER-MEYERSDALE	12/31/2007	12/31/2005	12/31/2004
9		GOLDEN LIVINGCENTER-RICHLAND	12/31/2007	12/31/2005	12/31/2004

<i>Median Peer Group</i>	<i>County Nursing Facility Indicator</i>	<i>Current Provider Name</i>		<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
9		GOOD SAMARITAN NSG CARE CTR-JOHNSTOWN		06/30/2008	06/30/2007	06/30/2006
9		GROVE MANOR		06/30/2008	06/30/2007	06/30/2006
9		HOSPITALITY CARE CENTER OF HERMITAGE INC		12/31/2007	12/31/2006	12/31/2005
9		JOHN XXIII HOME		12/31/2007	12/31/2006	12/31/2005
9		LAUREL VIEW VILLAGE		06/30/2008	06/30/2007	06/30/2006
9		LUTHERAN HOME AT HOLLIDAYSBURG, THE		12/31/2007	12/31/2006	12/31/2005
9		LUTHERAN HOME AT JOHNSTOWN, THE		12/31/2007	12/31/2006	12/31/2005
9		MANORCARE HEALTH SVCS-WILLIAMSPORT SOUTH		12/31/2006	12/31/2005	12/31/2004
9		NUGENT CONVALESCENT HOME		12/31/2007	12/31/2006	12/31/2005
9		PRESBYTERIAN HOME OF GREATER JOHNSTOWN		12/31/2007	12/31/2006	12/31/2005
9		PRESBYTERIAN HOMES-PRESBYTERY-HUNTINGDON		12/31/2007	12/31/2006	12/31/2005
9		THE PATRIOT, A CHOICE COMMUNITY		12/31/2008	12/31/2007	12/31/2006
9		TRINITY LIVING CENTER		06/30/2008	06/30/2007	06/30/2006
PG9 With County Costs		Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative	
		\$70.46	\$104.40	\$37.56	\$17.36	
PG9 Without County Costs		Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative	
		\$70.46	\$104.40	\$37.56	\$17.36	
PG9 Final Median		Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative	
		\$70.46	\$104.40	\$37.56	\$17.36	
PG9 Final Price		Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative	
		\$82.44	\$122.15	\$42.07	\$18.05	
<i>Median Peer Group</i>	<i>County Nursing Facility Indicator</i>	<i>Current Provider Name</i>		<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
11		ASHTON HEALTHCARE		12/31/2007	12/31/2006	06/30/2005
11		BEACON RIDGE, A CHOICE COMMUNITY		12/31/2008	12/31/2007	12/31/2006
11	Yes	BRADFORD COUNTY MANOR		12/31/2007	12/31/2006	12/31/2005
11		BRADFORD MANOR		12/31/2008	12/31/2007	12/31/2006
11		BRIGHTEN AT JULIA RIBAUDO		06/30/2008	06/30/2007	06/30/2006
11		BROAD ACRES HEALTH AND REHAB CENTER		12/31/2007	12/31/2006	12/31/2005
11		BROAD MOUNTAIN NURSING AND REHAB CENTER		06/30/2008	06/30/2007	06/30/2006
11		CHRIST THE KING MANOR		06/30/2008	06/30/2007	06/30/2006
11		CLARVIEW NURSING AND REHAB CENTER		12/31/2007	12/31/2006	12/31/2005
11	Yes	CRAWFORD COUNTY CARE CENTER		12/31/2007	12/31/2006	12/31/2005
11		DUBOIS NURSING HOME		06/30/2008	06/30/2007	06/30/2006
11		ELK HAVEN NURSING HOME		06/30/2008	06/30/2007	06/30/2006
11		ELLEN MEMORIAL HEALTH CARE CENTER		06/30/2008	06/30/2007	06/30/2006
11	Yes	FALLING SPRING NURSING AND REHAB CENTER		12/31/2007	12/31/2006	12/31/2005

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<i>Median Peer Group</i>	<i>County Nursing Facility Indicator</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
11		FOREST CITY NURSING AND REHAB CENTER	06/30/2008	06/30/2007	06/30/2006
11		GOLDEN HILL NURSING HOME, INC	06/30/2008	06/30/2007	06/30/2006
11		GOLDEN LIVINGCENTER-SHIPPEVILLE	12/31/2007	12/31/2005	12/31/2004
11		GOLDEN LIVINGCENTER-STROUD	12/31/2007	12/31/2005	12/31/2004
11		GOLDEN LIVINGCENTER-WILLIAM PENN	12/31/2007	12/31/2005	12/31/2004
11		GRANDVIEW HEALTH HOMES, INC	06/30/2008	06/30/2007	06/30/2006
11	Yes	GREEN ACRES-ADAMS COUNTY NSG & REHAB CTR	12/31/2007	12/31/2006	12/31/2005
11		GREEN HOME, INC, THE	06/30/2008	06/30/2007	06/30/2006
11		HIGHLANDS CARE CENTER, THE	12/31/2007	12/31/2006	12/31/2005
11		HOMETOWN NURSING AND REHAB CENTER	12/31/2008	12/31/2007	12/31/2006
11		JEFFERSON MANOR HEALTH CENTER	06/30/2008	06/30/2007	06/30/2006
11		JULIA POUND CARE CENTER	12/31/2007	12/31/2006	12/31/2005
11		KITTANNING CARE CENTER	12/31/2007	12/31/2006	12/31/2005
11		KRAMM HEALTHCARE CENTER, INC	06/30/2008	06/30/2007	06/30/2006
11		KRAMM NURSING HOME, INC	06/30/2008	06/30/2007	06/30/2006
11		MANORCARE HEALTH SVCS-CHAMBERSBURG	12/31/2008	12/31/2006	12/31/2005
11		MANORCARE HEALTH SVCS-POTTSVILLE	12/31/2006	12/31/2005	12/31/2004
11		MANORCARE HEALTH SVCS-SUNBURY	12/31/2006	12/31/2005	12/31/2004
11		MENNO-HAVEN, INC.	12/31/2007	12/31/2006	12/31/2005
11		MOUNT CARMEL NURSING AND REHAB CENTER	12/31/2008	12/31/2007	12/31/2006
11		MOUNTAIN LAUREL NRC	06/30/2008	06/30/2007	06/30/2006
11		NOTTINGHAM VILLAGE	12/31/2007	12/31/2006	12/31/2005
11		OHESON MANOR	12/31/2007	12/31/2006	12/31/2005
11		OIL CITY PRESBYTERIAN HOME	12/31/2007	12/31/2006	12/31/2005
11		ORWIGSBURG CENTER	06/30/2008	06/30/2007	06/30/2006
11		PENNKNOLE VILLAGE	12/31/2007	12/31/2006	12/31/2004
11	Yes	PLEASANT VALLEY MANOR, INC	12/31/2007	12/31/2006	12/31/2005
11		QUINCY RETIREMENT COMMUNITY	12/31/2007	12/31/2006	12/31/2005
11	Yes	REST HAVEN	12/31/2007	12/31/2006	12/31/2005
11		RIDGEVIEW ELDER CARE REHAB CENTER	12/31/2007	12/31/2006	12/31/2005
11		RIVERWOODS	12/31/2007	12/31/2006	12/31/2005
11		ROLLING FIELDS, INC	12/31/2007	12/31/2006	12/31/2005
11		ROLLING MEADOWS	06/30/2008	06/30/2007	06/30/2006
11	Yes	ROUSE WARREN COUNTY HOME	12/31/2007	12/31/2006	12/31/2005
11		SCHUYLKILL CENTER	06/30/2008	06/30/2007	06/30/2006
11		SENA-KEAN MANOR	12/31/2007	12/31/2006	12/31/2004
11		SETON MANOR INC	06/30/2008	06/30/2007	06/30/2006
11		SHENANDOAH MANOR NURSING CENTER	12/31/2008	12/31/2007	12/31/2006
11		SUGAR CREEK STATION SKILLED NSG & REHAB	12/31/2007	12/31/2006	12/31/2005
11	Yes	SUSQUE VIEW HOME, INC	12/31/2007	12/31/2006	12/31/2005
11		SWEDEN VALLEY MANOR	12/31/2008	12/31/2007	12/31/2006

<i>Median Peer Group</i>	<i>County Nursing Facility Indicator</i>	<i>Current Provider Name</i>		<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
11		THE MANOR AT PENN VILLAGE		12/31/2007	12/31/2006	12/31/2004
11		TREMONT HEALTH AND REHABILITATION CENTER		06/30/2008	06/30/2007	06/30/2006
11		VALLEY VIEW HAVEN, INC		12/31/2007	12/31/2006	12/31/2005
11		WARREN MANOR		12/31/2008	12/31/2007	12/31/2006
11		WAYNE WOODLANDS MANOR		06/30/2008	06/30/2007	06/30/2006
11		WESBURY UNITED METHODIST COMMUNITY		12/31/2007	12/31/2006	12/31/2005
11		WOODLAND RETIREMENT COMMUNITY		12/31/2007	12/31/2006	12/31/2005
PG11 With County Costs		Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative	
		\$73.33	\$113.61	\$36.67	\$17.90	
PG11 Without County Costs		Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative	
		\$72.51	\$111.25	\$36.34	\$17.57	
PG11 Final Median		Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative	
		\$72.92	\$112.43	\$36.51	\$17.74	
PG11 Final Price		Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative	
		\$85.32	\$131.54	\$40.89	\$18.45	

<i>Median Peer Group</i>	<i>County Nursing Facility Indicator</i>	<i>Current Provider Name</i>		<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
12	Yes	ARMSTRONG COUNTY HEALTH CENTER		12/31/2007	12/31/2006	12/31/2005
12		AVALON NURSING CENTER		06/30/2008	06/30/2007	06/30/2006
12		BRADFORD ECUMENICAL HOME, INC		12/31/2007	12/31/2006	12/31/2005
12		BROOKLINE MANOR AND REHABILITATIVE SRVCS		12/31/2007	12/31/2006	12/31/2005
12		BROOKMONT HEALTHCARE CENTER LLC		12/31/2007	12/31/2006	12/31/2005
12		BUFFALO VALLEY LUTHERAN VILLAGE		12/31/2007	12/31/2006	12/31/2005
12		CAMBRIDGE SPRINGS REHAB & NURSING CENTER		12/31/2007	12/31/2005	12/31/2004
12		CARING PLACE, THE		06/30/2008	06/30/2007	06/30/2006
12		CARLETON SENIOR CARE AND REHAB CENTER		12/31/2007	12/31/2006	12/31/2005
12	Yes	COMMUNITIES AT INDIAN HAVEN		12/31/2007	12/31/2006	12/31/2005
12		DARWAY ELDER CARE REHABILITATION CENTER		12/31/2007	12/31/2006	12/31/2005
12		DONAHOE MANOR		06/30/2007	06/30/2006	06/30/2005
12		DR ARTHUR CLIFTON MCKINLEY HEALTH CENTER		06/30/2008	06/30/2007	06/30/2006
12		EDISON MANOR NURSING AND REHAB CENTER		12/31/2007	12/31/2006	06/30/2004
12		EMMANUEL CENTER FOR NURSING AND REHAB		12/31/2007	12/31/2006	12/31/2005
12		FRIENDLY NURSING HOME - PITMAN		06/30/2008	06/30/2007	06/30/2006
12		GETTYSBURG CENTER		06/30/2008	12/31/2006	12/31/2005
12		GETTYSBURG LUTHERAN NURSING REHAB		12/31/2007	12/31/2006	12/31/2005
12		GOLDEN LIVINGCENTER-CLARION		12/31/2007	12/31/2005	12/31/2004
12		GOLDEN LIVINGCENTER-GETTYSBURG		12/31/2007	12/31/2005	12/31/2004

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<i>Median Peer Group</i>	<i>County Nursing Facility Indicator</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
12		GOLDEN LIVINGCENTER-KINZUA	12/31/2007	12/31/2005	12/31/2004
12		GOLDEN LIVINGCENTER-MANSION	12/31/2007	12/31/2005	12/31/2004
12		GOLDEN LIVINGCENTER-OIL CITY	12/31/2007	12/31/2005	12/31/2004
12		GOLDEN LIVINGCENTER-TITUSVILLE	12/31/2007	12/31/2005	12/31/2004
12		GOLDEN LIVINGCENTER-WAYNESBURG	12/31/2007	12/31/2005	12/31/2004
12		GOLDEN LIVINGCENTER-YORK TERRACE	12/31/2007	12/31/2005	12/31/2004
12		GUY AND MARY FELT MANOR, INC	06/30/2008	06/30/2007	06/30/2006
12		HAVEN CONVALESCENT HOME, INC	12/31/2007	12/31/2006	12/31/2005
12		HIGHLAND VIEW CARE CENTER	06/30/2007	06/30/2006	06/30/2005
12		HILLSDALE REHABILITATION AND NURSING CTR	12/31/2007	12/31/2006	12/31/2005
12		HUNTINGDON NURSING AND REHAB CENTER	06/30/2008	06/30/2007	06/30/2006
12		JAMESON CARE CENTER	12/31/2007	12/31/2006	12/31/2005
12		LAKEVIEW SENIOR CARE AND LIVING CENTER	12/31/2007	12/31/2006	12/31/2005
12		LAUREL CARE NURSING AND REHAB CENTER	12/31/2007	12/31/2006	12/31/2005
12		LOCUST GROVE RETIREMENT VILLAGE	12/31/2007	12/31/2006	12/31/2004
12		LUTHERAN HOME AT KANE, THE	12/31/2007	12/31/2006	12/31/2005
12		MALTA HOME	12/31/2007	12/31/2006	12/31/2005
12		MEADOW VIEW SENIOR LIVING CENTER	12/31/2007	12/31/2006	12/31/2005
12		MEADVILLE REHABILITATION & NURSING CTR	12/31/2007	12/31/2005	12/31/2004
12		MULBERRY SQUARE	12/31/2007	12/31/2006	12/31/2005
12		OVERLOOK MEDICAL CLINIC INC	12/31/2007	12/31/2006	12/31/2005
12		PAVILION AT BRMC	06/30/2008	06/30/2007	06/30/2006
12		PENN HALL AT MENNO HAVEN	12/31/2007	12/31/2006	12/31/2005
12		RICHFIELD SENIOR LIVING AND REHAB CENTE	06/30/2008	06/30/2007	06/30/2006
12		ROLLING HILLS MANOR	06/30/2007	06/30/2006	06/30/2005
12		SAYRE HOUSE, INC	06/30/2008	06/30/2007	06/30/2006
12		SCENERY HILL MANOR	12/31/2007	12/31/2006	12/31/2005
12		SHENANGO PRESBYTERIAN HOME	12/31/2008	12/31/2007	12/31/2006
12		SHOOK HOME, THE	12/31/2007	12/31/2006	12/31/2005
12		SILVER OAKS NURSING CENTER	12/31/2007	12/31/2006	12/31/2005
12		SNYDER MEMORIAL HEALTH CARE CENTER	12/31/2007	12/31/2006	12/31/2005
12		SUGAR CREEK REST	06/30/2008	06/30/2007	06/30/2006
12		TRINITY MISSION HEALTH AND REHAB	12/31/2007	12/31/2006	12/31/2005
12		WESTMINSTER WOODS AT HUNTINGDON	12/31/2007	12/31/2006	12/31/2005
PG12 With County Costs	Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative	
	\$72.70	\$105.55	\$36.04	\$17.61	
PG12 Without County Costs	Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative	
	\$72.34	\$104.23	\$35.77	\$17.56	

PG12 Final Median	Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative	
	\$72.52	\$104.89	\$35.91	\$17.59	
PG12 Final Price	Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative	
	\$84.85	\$122.72	\$40.22	\$18.29	
<i>Median Peer Group</i>	<i>County Nursing Facility Indicator</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
13		ARISTACARE AT MEADOW SPRINGS	06/30/2008	06/30/2007	06/30/2006
13		FOX SUBACUTE AT CLARA BURKE	12/31/2007	12/31/2006	12/31/2005
13		FOX SUBACUTE CENTER	12/31/2007	12/31/2006	12/31/2005
13		GOOD SHEPHERD HOME RAKER CENTER	06/30/2008	06/30/2007	06/30/2006
13		GOOD SHEPHERD HOME-BETHLEHEM	06/30/2008	06/30/2007	06/30/2006
13		INGLIS HOUSE	06/30/2008	06/30/2007	06/30/2006
13		MARGARET E. MOUL HOME	06/30/2008	06/30/2007	06/30/2006
PG13 With County Costs	Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative	
	\$126.40	\$211.84	\$69.53	\$45.03	
PG13 Without County Costs	Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative	
	\$126.40	\$211.84	\$69.53	\$45.03	
PG13 Final Median	Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative	
	\$126.40	\$211.84	\$69.53	\$45.03	
PG13 Final Price	Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative	
	\$147.89	\$247.85	\$77.87	\$46.83	
<i>Median Peer Group</i>	<i>County Nursing Facility Indicator</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
14		BARNES-KASSON COUNTY HOSPITAL SNF	06/30/2008	06/30/2007	06/30/2006
14		BERWICK RETIREMENT VILLAGE NRSNG CTR I	06/30/2008	06/30/2007	06/30/2006
14		BUCKTAIL MEDICAL CENTER	06/30/2008	06/30/2007	06/30/2006
14		CHARLES COLE MEMORIAL HOSPITAL ECF	06/30/2008	06/30/2007	06/30/2006
14		EVERGREEN HEALTH CARE CENTER	06/30/2008	06/30/2007	06/30/2006
14		FULTON COUNTY MEDICAL CENTER LTCU	06/30/2008	06/30/2007	06/30/2006
14		LOCK HAVEN HOSPITAL E.C.U.	06/30/2008	06/30/2007	06/30/2006
14		MEMORIAL HOSPITAL INC SNU	06/30/2008	06/30/2007	06/30/2006
14		MUNCY VALLEY HOSPITAL SNU	06/30/2008	06/30/2007	06/30/2006
14		PINECREST MANOR	06/30/2008	06/30/2007	06/30/2006
14		SAINT CATHERINE HEALTHCARE CENTER	06/30/2008	06/30/2007	06/30/2005
14		ST LUKE'S MINERS MEMORIAL GERIATRIC CTR	06/30/2008	06/30/2007	06/30/2006
14		SUMMIT AT BLUE MOUNTAIN NURSING & REHAB	06/30/2008	06/30/2007	06/30/2006
14		SUNBURY COMMUNITY HOSPITAL SNF	06/30/2008	06/30/2007	06/30/2005
14		WILLOWCREST	06/30/2008	06/30/2007	06/30/2006
PG14 With County Costs	Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative	
	\$92.73	\$131.30	\$55.12	\$24.00	
PG14 Without County Costs	Resident Care 5.01	Resident Care 5.12	Other Resident Rltd	Administrative	
	\$92.73	\$131.30	\$55.12	\$24.00	

PG14 Final Median	Resident Care 5.01 \$92.73	Resident Care 5.12 \$131.30	Other Resident Rltd \$55.12	Administrative \$24.00
PG14 Final Price	Resident Care 5.01 \$108.49	Resident Care 5.12 \$153.62	Other Resident Rltd \$61.73	Administrative \$24.96

[Pa.B. Doc. No. 11-1705. Filed for public inspection September 30, 2011, 9:00 a.m.]

FISH AND BOAT COMMISSION

Temporary Changes to Fishing Regulations; Tulpehocken Creek, Lebanon County

The Executive Director of the Fish and Boat Commission (Commission), acting under the authority of 58 Pa. Code § 65.25 (relating to temporary changes to fishing regulations), has taken immediate action to modify temporarily fishing regulations on Tulpehocken Creek, Lebanon County. The Executive Director is imposing a no harvest, catch and immediate release only restriction on the portion of the stream from the Millardsville Road

Bridge to the Richland Road Bridge, effective September 19, 2011. This restriction will remain in place until October 3, 2011.

The Executive Director has found that this action is necessary and appropriate for the management of fish. The Executive Director will cause this temporary modification to fishing regulations to be posted in the vicinity of the stream and the modified regulation will be fully effective and enforceable when so posted.

JOHN A. ARWAY,
Executive Director

[Pa.B. Doc. No. 11-1706. Filed for public inspection September 30, 2011, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Comments Issued

Section 5(g) of the Regulatory Review Act (71 P. S. § 745.5(g)) provides that the Independent Regulatory Review Commission (Commission) may issue comments within 30 days of the close of the public comment period. The Commission comments are based upon the criteria contained in section 5.2 of the Regulatory Review Act (71 P. S. § 645.5b).

The Commission has issued comments on the following proposed regulation. The agencies must consider these comments in preparing the final-form regulation. The final-form regulation must be submitted within 2 years of the close of the public comment period or it will be deemed withdrawn.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Close of the Public Comment Period</i>	<i>IRRC Comments Issued</i>
125-154	Pennsylvania Gaming Control Board Table Game Rules for Caribbean Stud Poker and Texas Hold 'Em Bonus Poker 41 Pa.B. 3975 (July 23, 2011)	8/22/11	9/21/11

Pennsylvania Gaming Control Board Regulation #125-154 (IRRC #2899)

Table Game Rules for Caribbean Stud Poker and Texas Hold 'Em Bonus Poker

September 21, 2011

We submit for your consideration the following comments on the proposed rulemaking published in the July 23, 2011 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (71 P. S. § 745.5b). Section 5.1(a) of the Regulatory Review Act (71 P. S. § 745.5a(a)) directs the Pennsylvania Gaming Control Board (Board) to respond to all comments received from us or any other source.

1. Adverse effects on prices, productivity or competition.

Section 25 of the Regulatory Analysis Form asks how this regulation compares with those of other states and how it will affect Pennsylvania's ability to compete with other states. The Board's response to these questions is that the regulations are consistent with the standards

throughout the gaming industry and should not affect Pennsylvania's ability to compete with other states.

While we have no reason to doubt the Board's response to these questions, we seek more information on the house advantage that these regulations establish for each of the table games contained in this rulemaking. We ask the Board to provide this information and to compare it to other gaming jurisdictions, including New Jersey. This information will assist this Commission in determining if the regulation is in the public interest.

2. Implementation procedures.

This proposed rulemaking includes references to regulations that have not been promulgated. The sections of this rulemaking that include the references are:

- § 639a.2(c)
- § 639a.4(e)
- § 639a.5(a)
- § 639a.7(d)(2)
- § 639a.7(d)(3)
- § 639a.7(d)(3)
- § 639a.12(c)
- § 639a.12(d)(1)
- § 639a.12(d)(3)
- § 647a.2(b)(7)(i)
- § 647a.4(e)
- § 647a.5(a)
- § 647a.7(d)(2)
- § 647a.11(h)(2)(ii)
- § 647a.12(b)

It is our understanding that the references are to other Board table game regulations that will be promulgated in the near future. We are concerned that this rulemaking will be finalized before the other regulations are finalized. If this occurs, it could lead to a confusing regulatory environment for those that must comply with the rulemaking. In the Preamble to the final version of this rulemaking, we ask the Board to explain its plan for promulgating all of these regulations in a manner that ensures all references are valid.

3. Clarity and lack of ambiguity.

Throughout this proposed rulemaking, licensed facilities that hold table game operation certificates (certificate holders) are required to obtain certain approvals from the Board's Bureau of Gaming Operations, the Bureau of Gaming Laboratory Operations, or the Bureau of Casino Compliance. For example, Section 639a.2(b) states, in part, the following: "The layout for a Caribbean Stud Poker table shall be approved by the Bureau of Gaming Operations and contain, at a minimum" We are concerned that the proposed rulemaking does not include the procedures for obtaining the necessary approvals. To assist the regulated community in understanding how to submit the requests for certain approvals, we suggest that the final-form regulation include the procedures or appropriate cross-references to where the procedures can be found. We have identified the following sections that contain references to approvals:

- § 637a.2(b)
- § 637a.2(d)
- § 637a.5(f)(2)(ii)
- § 637a.5(g)
- § 637a.8(a)
- § 647a.2(b)
- § 647a.2(c)
- § 647a.5(f)(2)(ii)
- § 647a.5(g)
- § 647a.8(a)

4. Section 639a.9. Procedures for dealing the cards from the hand.—Reasonableness.

Subsection (a)(1) requires an automated shuffling device to be used for the game of Caribbean Stud Poker if the cards are dealt from the dealer's hand. Has the Board considered allowing certificate holders the option of using an automated shuffling device or manually shuffling the cards? This flexibility could assist in instances when the automated shuffling device becomes inoperable. We suggest that the Board amend the final-form rulemaking accordingly, or explain why doing so would diminish the integrity of gaming. We note that similar language can be found in §§ 647a.9(a)(1) for the game of Texas Hold 'Em Bonus Poker.

5. Section 639a.11. Procedures for completion of each round of play.—Reasonableness.

Subsection (d) requires a dealer to leave all cards on the table until all wagers have been settled for the game of Caribbean Stud Poker. Does leaving the cards on the table in this manner diminish the integrity of gaming? In the Preamble to the final-form regulation, we ask the Board to explain how the language in the proposed rulemaking adequately protects the integrity of gaming compared to allowing a dealer to remove the cards of each player immediately after the dealer has settled the wagers for that player. We note that similar language can be found in § 647a.11(i) for the game of Texas Hold 'Em Bonus Poker.

SILVAN B. LUTKEWITTE, III,
Chairperson

[Pa.B. Doc. No. 11-1707. Filed for public inspection September 30, 2011, 9:00 a.m.]

INSURANCE DEPARTMENT

Export Fuel Co. Inc.; Prehearing

Appeal of Export Fuel Co. Inc. under the Storage Tank and Spill Prevention Act; Underground Storage Tank Indemnification Fund; USTIF File No. 2010-0150(F); Doc. No. UT11-09-003

The proceedings in this matter will be governed by 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 any other relevant provisions of law.

A prehearing telephone conference shall be held on October 26, 2011, at 9 a.m. Motions preliminary to those at hearing, protests, petitions to intervene, notices of appearance or notices of intervention, if any, must be filed with the Hearings Administrator at the previously listed address on or before October 17, 2011. Answers to petitions to intervene, if any, shall be filed on or before October 31, 2011.

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, (717) 705-4194.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 11-1708. Filed for public inspection September 30, 2011, 9:00 a.m.]

Paul S. Farley; Prehearing

Appeal of Paul S. Farley under The Motor Vehicle Financial Responsibility Law; Catastrophic Loss Benefits Continuation Fund; Doc. No. CF11-08-023

A prehearing telephone conference initiated by this office is scheduled for November 1, 2011, at 9 a.m. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before October 26, 2011. A hearing date shall be determined, if necessary, at the prehearing telephone conference.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before October 20, 2011, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before November 6, 2011.

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, (717) 705-4194.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 11-1709. Filed for public inspection September 30, 2011, 9:00 a.m.]

Nationwide Affinity Insurance Company of America; Private Passenger Automobile; Rate Revision

On September 19, 2011, the Insurance Department (Department) received from Nationwide Affinity Insurance Company of America a filing for a rate level change for Private Passenger Automobile insurance.

Nationwide Affinity Insurance Company of America requests an overall 7.9% increase amounting to \$18,040,223 to be effective on March 5, 2012. These overall figures represent averages; the effect of this filing on the rates for individual consumers may vary.

Unless formal administrative action is taken prior to November 18, 2011, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Department's web site at www.insurance.pa.gov. To access the filing, under "How to Find..." click on "View Current Rate Filings."

Interested parties are invited to submit written comments, suggestions or objections to Eric Zhou, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, gzhou@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 11-1710. Filed for public inspection September 30, 2011, 9:00 a.m.]

Nationwide Mutual Insurance Company; Nationwide Insurance Company of America; Private Passenger Automobile; Rate Revision

On September 19, 2011, the Insurance Department (Department) received from Nationwide Mutual Insurance Company and Nationwide Insurance Company of America a filing for a rate level change for Private Passenger Automobile insurance.

Nationwide Mutual Insurance Company requests an overall 1.9% increase amounting to \$5,881,871 and Nationwide Insurance Company of America requests an overall 6.0% increase amounting to \$7,978,196 to be effective on March 5, 2012, for renewal business only. These overall figures represent averages; the effect of this filing on the rates for individual consumers may vary.

Unless formal administrative action is taken prior to November 18, 2011, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Department's web site at www.insurance.pa.gov. To access the filing, under "How to Find..." click on "View Current Rate Filings."

Interested parties are invited to submit written comments, suggestions or objections to Eric Zhou, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, gzhou@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 11-1711. Filed for public inspection September 30, 2011, 9:00 a.m.]

Review Procedure Hearings under the Unfair Insurance Practices Act

The following insureds have requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (40 P. S. § 1171.8) in connection with their companies' termination of the insureds' homeowners policies. The hearings will be held in accordance with the requirements of the act; 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearings will be held in the Insurance Department's regional office in Harrisburg, PA. Failure by an appellant to appear at a scheduled hearing may result in dismissal with prejudice.

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

Appeal of Thomas Heanue; file no. 11-215-106751; NGM Insurance Company; Doc. No. P11-09-002; October 27, 2011, 10 a.m.

Appeal of Jim T. and Jenny P. Kovach; file no. 11-181-105997; The Cincinnati Insurance Company; Doc. No. P11-08-021; October 25, 2011, 10 a.m.

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

Following the hearing and receipt of the stenographic transcript, the Insurance Commissioner (Commissioner) will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Donna R. Fleischauer, Human Resources Director, (717) 705-4194.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 11-1712. Filed for public inspection September 30, 2011, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Natural Gas Pipeline

A-2010-2200201. Peregrine Keystone Gas Pipeline. Application of Peregrine Keystone Gas Pipeline for approval of a nonexclusive basis to begin to offer, render, furnish or supply natural gas gathering, compression, dehydration and transportation or conveying service by pipeline to the public in all municipalities located in Greene and Fayette Counties and in East Bethlehem Township, Washington County.

Public Input Hearing Notice

A public input hearing on the previously-captioned case will be held as follows:

Date: Wednesday, October 26, 2011

Time: 1 p.m.

Location: Fayette County Court House
Hearing Room # 1
61 East Main Street
Uniontown, PA 15401

Time: 6 p.m.

Location: Waynesburg University
Alumni Hall
51 West College Street
Waynesburg, PA 15370

Presiding: Administrative Law Judge Susan D. Colwell
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. 11-1713. Filed for public inspection September 30, 2011, 9:00 a.m.]

Natural Gas Services

A-2011-2230314. Pentex Pipeline Company. Application of Pentex Pipeline Company for approval to begin to offer, render, furnish or supply natural gas gathering or conveying services by Pentex Pipeline Company to its existing customer and to the public in the Townships of Wyalusing, Herrick, Terry, Tuscarora, Stevens and Wilmot, Bradford County.

Public Input Hearing Notice

A public input hearing on the previously-captioned case will be held as follows:

Date: Friday, October 7, 2011

Time: 1 p.m. and 6 p.m.

Location: Wyalusing Valley Volunteer Fire Department
201 West Second Street
Wyalusing PA 18853

Date: Friday, October 7, 2011

Presiding: Administrative Law Judge Dennis J. Buckley
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. 11-1714. Filed for public inspection September 30, 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 October 17, 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.

Application of the following for approval to begin operating as common carriers for transportation of persons as described under the application.

A-2011-2260213. Hear Ye Heery, LLC (154 Semmels Hill Road, Lehigh, PA 18235)—for the right to begin, as a common carrier, persons in limousine service, between points in Carbon, Lehigh and Northampton Counties.

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

A-2011-2258758. Haverford Movers, LLC (1241 Bon Air Road, Havertown, PA 19083) for the right to begin to transport, as a common carrier, by motor vehicle, household goods in use, from points in the Counties of Bucks,

Chester, Delaware, Montgomery and Philadelphia to points within 40 miles or less of the originating county: *So As To Permit*: the transportation of household goods in use: from points within the Counties of Bucks, Chester, Delaware, Montgomery and Philadelphia, to points in Pennsylvania within 40 miles or less of the originating county. *Attorney*: Brian C. LeGrow, Esquire, 414 East Baltimore Pike, Media, PA 19063.

A-2011-2260523. J Rimeris, LLC, t/a Safeguard Moving Company (10733 Pelle Circle, Philadelphia, Philadelphia County, PA 19154)—household goods in use, between points in Philadelphia County.

Application 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 the application.*

A-2011-2260727. Taylor Made Transportation, LLC (31 Millard Street, Hershey, Dauphin County, PA 17033), a limited liability company of the Commonwealth of Pennsylvania, for the discontinuance of service and cancellation of its Certificate of Public Convenience as a common carrier by motor vehicle issued August 25, 2010, at A-6412167 (A-2010-2176648), to transport persons in paratransit service, from points in Dauphin, Lancaster and Lebanon Counties to points in Pennsylvania, and return.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 11-1715. Filed for public inspection September 30, 2011, 9:00 a.m.]

STATE BOARD OF COSMETOLOGY

Bureau of Professional and Occupational Affairs v. Chris Van Ly and Kieu Trinh Duong, t/d/b/a Pink Nails and Spa; Doc. No. 0013-45-11

On June 21, 2011, Chris Van Ly and Kieu Trinh Duong, t/d/b/a Pink Nails and Spa, license number CY194973, of Folsom, Delaware County, were levied a civil penalty of \$3,350 based on the salon practiced with gross incompetence, performed esthetics services without a license, failed to maintain tools that come into contact with a client in a sanitary condition and failed to meet minimum equipment standards.

Individuals may obtain a copy of the adjudication by writing to David Markowitz, Board Counsel, State Board of Cosmetology, P. O. Box 2649, Harrisburg, PA 17105-2649.

This adjudication and final order represents the State Board of Cosmetology'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.

MARY LOU ENOCHES,
Chairperson

[Pa.B. Doc. No. 11-1716. Filed for public inspection September 30, 2011, 9:00 a.m.]

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10. Owner (Do not leave blank. If the publication is owned by a corporation, give the name and address of the corporation immediately followed by the names and addresses of all stockholders owning or holding 1 percent or more of the total amount of stock. If not owned by a corporation, give the names and addresses of the individual owners. If owned by a partnership or other unincorporated firm, give its name and address as well as those of each individual owner. If the publication is published by a nonprofit organization, give its name and address.)

Full Name	Complete Mailing Address
Commonwealth of Pennsylvania	Commonwealth of Pennsylvania
Legislative Reference Bureau	Legislative Reference Bureau
641 Main Capitol Building	641 Main Capitol Building
Harrisburg, PA 17120-0033	Harrisburg, PA 17120-0033

11. Known Bondholders, Mortgagees, and Other Security Holders Owning or Holding 1 Percent or More of Total Amount of Bonds, Mortgages, or Other Securities. If none, check box None

Full Name	Complete Mailing Address

12. Tax Status (For completion by nonprofit organizations authorized to mail at nonprofit rates) (Check one)
 The purpose, function, and nonprofit status of this organization and the exempt status for federal income tax purposes:
 Has Not Changed During Preceding 12 Months
 Has Changed During Preceding 12 Months (Publisher must submit explanation of change with this statement)

PS Form 3526, September 2007 (Page 1 of 3 (Instructions Page 3)) PSN 7530-01-000-9931 PRIVACY NOTICE: See our privacy policy on www.usps.com

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15. Extent and Nature of Circulation		Average No. Copies Each Issue During Preceding 12 Months	No. Copies of Single Issue Published Nearest to Filing Date
a. Total Number of Copies (Net press run)		4,151	2,039
b. Paid Circulation (By Mail and Outside the Mail)	(1) Mailed Outside-County Paid Subscriptions Stated on PS Form 3541 (Exclude paid distribution above nominal rate, advertiser's proof copies, and exchange copies)	3,849	1,737
	(2) Mailed In-County Paid Subscriptions Stated on PS Form 3541 (Include paid distribution above nominal rate, advertiser's proof copies, and exchange copies)	0	0
	(3) Paid Distribution Outside the Mails Including Sales Through Dealers and Carriers, Street Vendors, Counter Sales, and Other Paid Distribution Outside USPS®	0	0
	(4) Paid Distribution by Other Classes of Mail Through the USPS (e.g. First-Class Mail®)	0	0
c. Total Paid Distribution (Sum of 15b (1), (2), (3), and (4))		3,849	1,737
d. Free or Nominal Rate Distribution (By Mail and Outside the Mail)	(1) Free or Nominal Rate Outside-County Copies Included on PS Form 3541	0	0
	(2) Free or Nominal Rate In-County Copies Included on PS Form 3541	0	0
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	(4) Free or Nominal Rate Distribution Outside the Mail (Carriers or other means)	0	0
e. Total Free or Nominal Rate Distribution (Sum of 15d (1), (2), (3) and (4))		0	0
f. Total Distribution (Sum of 15c and 15e)		3,849	1,737
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17. Signature and Title of Editor, Publisher, Business Manager, or Owner
Laura Campbell, Editor Date **9.28.11**

I certify that all information furnished on this form is true and complete. I understand that anyone who furnishes false or misleading information on this form or who omits material or information requested on the form may be subject to criminal sanctions (including fines and imprisonment) and/or civil sanctions (including civil penalties).