

NOTICES

DEPARTMENT OF AGRICULTURE

Order of Quarantine and Treatment; Spotted Lanternfly

Recitals

A. This order rescinds and replaces all previous orders and addendums thereto.

B. Spotted lanternfly, *Lycorma delicatula*, is a new pest to the United States and has been detected in the Commonwealth. This is a dangerous insect to forests, ornamental trees, orchards and grapes and is not native to the Commonwealth or the United States. It is not yet widely prevalent or distributed within or throughout the Commonwealth but it has been found in numerous counties since its first appearance in the Commonwealth.

C. The plant pest *Lycorma delicatula* (Spotted lanternfly) has been determined by the Department to be dangerous and destructive to the agriculture, horticulture and forests of this Commonwealth and is hereby declared a "public nuisance."

D. The Plant Pest Act (Act) (act of December 16, 1992, P.L. 1228, No. 162) (3 P.S. §§ 258.1—258.27) empowers The Department of Agriculture (Department) to take various measures to detect, contain and eradicate plant pests. These powers include the authority to establish quarantines to prevent the spread of plant pests within this Commonwealth, to make surveys to determine the existence, distribution and damage caused by the plant pest, to collect samples and to prescribe treatment for control of the plant pest (act of December 16, 1992, P.L. 1228, No. 162, §§ 18, 19 and 21) (3 P.S. §§ 258.18, 258.19 and 258.21)

E. Under the authority of section 258.20 of the Act (related to pests declared public nuisance) (act of December 16, 1992, P.L. 1228, No. 162, § 20) (3 P.S. § 258.20) the Department may declare a plant pest to be a public nuisance when the Department determines a plant pest to be dangerous or destructive to the agriculture, horticulture or forests of this Commonwealth. For the reasons set forth in Paragraphs B and C above, the Department declared and continues to declare *Lycorma delicatula* (Spotted lanternfly) to be a public nuisance.

F. Once a plant pest is declared a nuisance, "It shall be unlawful for any person knowingly to permit any plant pest so declared to exist on his premises or to sell, offer for sale, give away or move any plants, plant products or other material capable of harboring the pest." (act of December 16, 1992, P.L. 1228, No. 162, § 20) (3 P.S. § 258.20)

G. When a pest or pests that have the potential to cause serious damage to agriculture are found in any geographic area, the area and any adjacent areas as the Department deems necessary shall be quarantined. (act of December 16, 1992, P.L. 1228, No. 162, § 20) (3 P.S. § 258.21(a))

H. The areas or zone of the Commonwealth in which the plant pest, *Lycorma delicatula* (Spotted lanternfly), has been detected or confirmed and adjacent areas that are quarantined are set forth in Article 1, Paragraph 1 (related to Establishment of Quarantine) of this Order of Quarantine. Any new place or area of the Commonwealth in which the plant pest, *Lycorma delicatula* (Spotted

lanternfly), is later detected or confirmed and adjacent areas shall be added to this Order of Quarantine through an addendum delineating the areas or zone to be added to this Order of Quarantine. As is this Order, such an addendum shall be published in the *Pennsylvania Bulletin* and enforcement of this Order of Quarantine with regard to that area or zone shall become effective immediately upon such publication in the *Pennsylvania Bulletin*.

Order

Article I. General Provisions

Under authority of section 21 of the Act (act of December 16, 1992, P.L. 1228, No. 162, § 21) (3 P.S. § 258.21), and with the Recitals previously listed incorporated into this Order of Quarantine and Treatment by reference, the Department hereby Orders the following:

1) *Establishment of Quarantine.* A quarantine is hereby established for the plant pest *Lycorma delicatula* (Spotted lanternfly), which has been declared a public nuisance. The areas or zone of the Commonwealth covered by this Order of Quarantine are the following: Berks, Bucks, Carbon, Chester, Delaware, Lancaster, Lebanon, Lehigh, Monroe, Montgomery, Northampton, Philadelphia, and Schuylkill Counties and any other area or zone delineated in an addendum to this Order of Quarantine as set forth in Paragraph H. of the "Recitals" to this Order of Quarantine.

2) *Purpose of Quarantine.* The purpose of this Order of Quarantine and Treatment is as follows:

a) To establish provisions to control and eradicate the plant pest *Lycorma delicatula* (Spotted lanternfly).

b) To establish requirements and parameters under which individuals and persons may move regulated articles within and from the areas and zone covered by this Order of Quarantine, and any future addendum hereto.

c) To establish treatment provisions for all properties within the areas and zone subject to this Order of Quarantine and any future addendum hereto.

3) *Definitions.*

a) *Agent, inspector or deputy.* A representative of the Department of Agriculture duly appointed by the Secretary of Agriculture to carry out the provisions of the Plant Pest Act.

b) *Control.* The reduction of the population of a plant pest to an acceptable level as determined by the Secretary of Agriculture or his agents.

c) *Department.* The Department of Agriculture of the Commonwealth.

d) *Eradication.* The elimination or removal of a pest from a defined geographic area.

e) *Person.* An individual, partnership, association, firm, corporation, limited liability corporation, state agency, municipality or other governmental unit or agency or any other legal entity.

f) *Plant pest.* An organism, including other plants, causing or capable of causing injury or damage to plants or plant products. In this case, specifically *Lycorma delicatula* (Spotted lanternfly).

g) *Secretary.* The Secretary of Agriculture of the Commonwealth.

h) *Treatment order.* A written document specifying certain measures to be taken to control or eradicate a plant pest, including destruction of appropriate plants or plants products.

4) *Regulated Articles and Limitations Imposed.* The plant pest established by this Order of Quarantine—*Lycorma delicatula* (Spotted lanternfly)—along with any material or object that may carry or spread the plant pest (the plant pest and its eggs and nymphs can exist on and be spread through conveyance of any object to which it may attach) are considered regulated articles under this Order of Quarantine and may not be moved out of or within the quarantined area unless done in accordance with Articles II through IV of this Order of Quarantine. The following list provides examples of regulated articles but is not an all-inclusive list. Any object capable of carrying the plant pest—*Lycorma delicatula* (Spotted lanternfly)—shall be considered a regulated article under this Order of Quarantine.

a) Any living life stage of the Spotted lanternfly, *Lycorma delicatula*.

b) All plants and plant parts. This shall include, but is not limited to, all live or dead trees, nursery stock, budwood, green lumber, firewood, logs, perennial plants, garden plants and produce, stumps, roots, branches, mulch, and composted and uncomposted chips, bark, and yard waste.

c) Outdoor industrial and construction materials and equipment, concrete barriers or structures, stone, quarry material, ornamental stone or concrete, construction, landscaping and remodeling waste.

d) Packing materials, such as wood crates or boxes.

e) Outdoor household articles including recreational vehicles, lawn tractors and mowers, mower decks, grills, grill and furniture covers, tarps, mobile homes, tile, stone, deck boards, mobile fire pits, any equipment, trucks or vehicles not stored indoors.

f) Conveyances of any type, whether utilized for movement of the materials previously listed or personal use, and any trailers, wagons or other equipment attached thereto.

g) Any other article, materials or means of conveyance when it is determined by an inspector to present a risk of spread of any life stage of Spotted lanternfly, *Lycorma delicatula*.

5) *Authority of Department.* As authorized by sections 18 and 19 of the Plant Pest Act, (act of December 16, 1992, P.L. 1228, No. 162, §§ 18, 19(a)) (3 P.S. §§ 258.18 and 258.19(a)) the Department of Agriculture or its agents may enter onto any premises within the areas or zone established in this Order of Quarantine and Treatment, or any subsequent addendums hereto, to survey, collect samples, investigate, determine compliance and carry out eradication or control measures where necessary.

Article II. Requirements for Movement of Regulated Articles Within or From a Quarantined Area

1) *Compliance Checklist required for individuals not conducting business.* A regulated article, including any vehicle or conveyance, delineated in Article I Paragraph 4 of this Order of Quarantine, may only be moved within or from the Quarantine Zone with a valid checklist certificate issued by the Department. The valid signed checklist certificate shall move with the regulated article(s). The

checklist certificate is a form available in blank from the Department's website and is to be completed by the individual.

2) *Compliance Agreements Required.* Compliance Agreements are only required under the following conditions:

a. *Required by Other States or Countries.* To the extent required by another State or Country for the shipment of goods, the Department will require such persons to enter into a Compliance Agreement.

b. *Compliance Agreement in Place.* Any person having a Compliance Agreement in place with the Department at the time of issuance of this Quarantine Order shall continue to operate under the parameters of that Compliance Agreement until such time as that person has been issued a Permit under the conditions of this Quarantine Order.

3) *Permit required for persons conducting business requiring the movement of any regulated article within or from the Quarantine Zone.*

a. *Permit Required.* Any person conducting business requiring the movement of any regulated article within or from the Quarantine Zone, shall be required to obtain a Permit from the Department in the manner set forth herein.

b. *Movement of Regulated Articles Without a Permit Prohibited.* A person conducting business may not move any regulated article within or from the Quarantine Zone without a permit.

c. *Permit Process and Requirements.* A Person required to obtain a Permit for movement of regulated articles within or from the Quarantine Zone shall comply with the following:

i. The owner, manager, supervisor or other person(s) with authority to bind the entity and train other employees (hereinafter "designated employee(s)") shall take training provided by the Department, Penn State Cooperative Extension or others, who have participated in a Train the Trainer course approved by the Department and shall have passed an examination, administered by an employee or agent of the Department, demonstrating they have an understanding and knowledge of the pest and of the procedures necessary to prevent the spread of the pest.

ii. Upon successful completion of the training and passing the required test, the designated employee(s) shall be responsible for training other employees of that entity and documenting such training.

iii. In conjunction with taking the examination, the designated employee(s) shall record, preserve, maintain and provide to the Department as needed, at a minimum, the following information:

1. The name, telephone number, and e-mail address of the designated employee taking the required test.

2. The legal name, address, business telephone number and e-mail address of the primary business location of the permit holder.

3. The number of vehicles and conveyances utilized and for which a Permit certificate is needed.

4. An attestation that the permit holder shall comply with all requirements of this Order of Quarantine and of the permit.

iv. *Additional Information.* The Secretary may request, in writing, additional information, if necessary, from the permit holder, for the purpose of evaluating the potential risk to the Commonwealth.

v. Any employee responsible for driving any vehicle or conveyance, or handling, shipping, packaging or loading any regulated article shall be trained by a designated employee who has taken the training, passed the permit exam and been issued a permit. Multiple employees in a business may take the permit training and examination if the business deems that necessary to build sufficient training capacity within their organization.

vi. All regulated articles, including conveyances and vehicles, shall be inspected and all egg masses and other life stages of the Spotted lanternfly shall be removed and destroyed prior to being moved within or out of the Quarantine Zone. A record of such inspection shall be kept and recorded as set forth in Article IV of this Quarantine Order.

vii. Regulated articles, other than the vehicles and conveyances themselves, shall be packaged and safeguarded sufficiently, such as within a closed container, shrink wrap, tight tarp or similar covering, to maintain isolation from the domestic environment during storage or transportation.

d. *Issuance of Permit.* Upon receipt of all required information as outlined in section c.(iii) above, and the successful completion of the training and testing requirements of this Quarantine Order, the Department will:

i. Issue Permits to the person that has successfully completed the testing and training, with sufficient copies to display in each business location and vehicle.

ii. Authorize any designated employee compliant with section c.(i), and issued a permit in accordance with the provisions of this Quarantine Order, to train other employees of the business or entity.

e. *Maintenance of Permit*

i. *Term of Permit.* Permits shall be valid for one year from the date of issuance, with extensions permissible upon notice by the Department. A Permit shall be required until such time as the Quarantine Order is rescinded by the Department.

ii. *Change of Information.* A Permit holder shall, prior to or immediately upon a change of information, provide the Department with notice of and describe any change to Permit information previously submitted.

f. *Display of Permit and Certificate.* The Permit issued to the person, business or other entity, shall be displayed, in a visible and conspicuous place, at each business, entity or individual location to which it was issued and a permit issued by the Department shall be placed in each vehicle or conveyance when being operated.

g. *Subcontractors and Agents.* A person required to have a Permit shall assure any subcontractor or agent of that person has also obtained the proper Permit(s) as applicable, prior to subcontracting with that person or allowing that person to act as a subcontractor or an agent, for activity within the Quarantine Zone.

Article III. *Other Movement Provisions for Business*

1) *Movement of a regulated article through a Quarantine Zone without a Permit.* A regulated article, including any vehicle or conveyance, may be shipped through the Quarantine Zone without a Permit or compliance agreement if the regulated article and the vehicle and convey-

ance originates outside the Quarantine Zone and all of the following criteria are met:

a. The points of origin and destination are outside of the Quarantine Zone established by this Order of Quarantine and Treatment and are indicated on a waybill accompanying the regulated article.

b. No point of origin is within an area of the Commonwealth or other State, Commonwealth or District where the presence of the plant pest Spotted Lanternfly, *Lycorma delicatula*, has been confirmed by a federal, state or other regulatory agency.

c. If moving during the period of April through December, the regulated article is moved into the Quarantine Zone in an enclosed vehicle or conveyance or is completely covered, such as by a tarp or full shrink wrapping, to prevent exposure to the plant pest Spotted lanternfly, *Lycorma delicatula*. The covering must be kept on the regulated article until leaving the Quarantine Zone and thereafter be inspected, decontaminated, or destroyed.

d. The regulated article, including the vehicle and conveyance, is moved directly through the Quarantine Zone without stopping (except for refueling or for traffic control devices or conditions) and has been stored, packed or handled only at locations outside the Quarantine Zone.

2) *Federal Requirements for Interstate Movement of Articles.* This Order of Quarantine is distinct from, and in addition to, any Federal statute, regulation or quarantine order addressing the movement of articles from the quarantined area or this Commonwealth.

3) *Movement of Articles from other areas where Spotted lanternfly is known to be established.* If any other area inside or outside of this Commonwealth is determined by a federal, state or other regulatory agency to have the plant pest Spotted lanternfly, *Lycorma delicatula*, present, movement from that area into the Commonwealth shall require a Permit issued under the provisions of this Order of Quarantine and Treatment or a Department approved Permitting process or other Program carried out by the State, Commonwealth or District of origin.

Article IV. *Recordkeeping*

1) *General Documentation and Recordkeeping.* Documentation of proper and required inspections, such as those set forth at Article II, paragraph 3.c.vi. of this Order of Quarantine and Treatment and compliance measures taken when shipping regulated articles, including vehicles and conveyances within or from the Quarantine Zone, shall be kept by each permitted individual, employee or person conducting activity within the Quarantine Zone. These inspection records shall include recording of any living life stage finds and method utilized for destruction of the pest.

2) *Specific Documentation and Recordkeeping for Business.*

a. The Permittee shall allow the Department during normal business hours to inspect records and protocols relevant to Permittee's adherence to the Permit requirements and this Quarantine Order.

b. Documentation shall be kept listing each individual trained by the Permit holder's designated employee(s) as per Article II, section 3).c.

c. Incoming and outgoing shipment records are to detail the kind and quantity of regulated article shipped, shipper name, date of shipment, source or destination information, and corresponding inspection treatment and mitigation records.

d. Inspection, treatment and mitigation records, including dates and outcomes, shall be kept in accordance with applicable state and federal requirements.

e. Records required under the Permit and this Quarantine Order are to be maintained for a minimum of two (2) years with copies provided to the Department upon request.

Article V. No Preclusion of Powers

1) This Quarantine Order does not affect, preclude or prevent the Department from enforcement of all statutory and regulatory authority.

2) This Quarantine Order shall not preclude the routine inspection, sampling, and testing of regulated articles by the Department or by the proper authorities in other States and Commonwealths, such as State Departments of Agriculture or similar authority, where the regulated articles may be shipped, nor does it preclude rejection, stop-sale or other regulatory action as a result of any positive samplings, tests or findings.

3) A person holding a Permit or subject to a Compliance Agreement shall allow the Department to enter Participant's premises during normal business hours for the purpose of: conducting inspections and collecting samples to test for the presence of Spotted lanternfly; inspecting records related to this Quarantine Order; and interviewing employees to inquire about training on Spotted lanternfly practices or compliance with this Order or any part thereof.

4) In cooperation with the Department, a person holding a Permit or subject to a Compliance Agreement shall undertake treatment and mitigation procedures, as the Department determines to be necessary based on available science and research, in order to slow the spread or eradicate Spotted lanternfly from the Participant's premises in a manner which minimizes the risk of spreading Spotted lanternfly in accordance with the standards established below.

Article VI. Surveys, Order of Treatment and Monitoring

1) *Surveys.* The Plant Pest Act (Act) (act of December 16, 1992, P.L. 1228, No. 162) (3 P.S. §§ 258.1—258.27) empowers the Department to take various measures to detect, contain and eradicate plant pests. These powers include the authority, under section 18 of the Act, to conduct surveys to determine the existence, distribution and severity of damage caused by a plant pest. (act of December 16, 1992, P.L. 1228, No. 162, § 18) (3 P.S. § 258.18). Pursuant to that authority the Department has been conducting and will continue to conduct surveys within the Commonwealth for the plant pest, Spotted lanternfly, *Lycorma delicatula*.

2) *Treatment Requirements.* As set forth in the Recitals to this Order of Quarantine and Treatment the plant pest Spotted Lanternfly, *Lycorma delicatula* has been declared a public nuisance. Once a plant pest is declared a nuisance, "It shall be unlawful for any person knowingly to permit any plant pest so declared to exist on his premises. . . ." (act of December 16, 1992, P.L. 1228, No. 162, § 20) (3 P.S. § 258.20) Furthermore, under section 19 of the Plant Pest Act, "If the secretary determines that a serious pest situation exists in any part of this Commonwealth, any necessary eradication or control measures may be taken. Prior to carrying out any treatment procedure, the department shall notify the property owner in writing. Any agent of the department is authorized to enter the premises during reasonable hours to carry out the eradication or control measures." (act of

December 16, 1992, P.L. 1228, No. 162, § 19(a)) (3 P.S. § 258.19(a)) Pursuant thereto, the Department issues this Order of Treatment as written notice of the Department's requirement that property owners, within the areas and zone established in this Order of Quarantine and Treatment and any future addendums hereto, are required to take the following treatment actions.

a) *Property Owner Responsibilities and Requirements:*

i) The property owner shall be responsible for controlling or eliminating any life stage of the plant pest *Lycorma delicatula* (Spotted lanternfly) on the property.

ii) Control procedures may include tree banding, pesticide application, or removal of *Ailanthus altissima* trees, or any combination thereof, to reduce the available host of the Spotted lanternfly and to decrease the population of Spotted lanternfly. All control procedures will conform with methods approved by the Department, in addition to all applicable federal, state, and municipal laws and ordinances.

iii) Control work may be done by the property owner or by a contractor hired by the property owner. Where a contractor is hired, the contractor shall be fully insured and properly licensed, including pesticide applicator licensing.

iv) At the discretion of the Department and subject to availability of the necessary resources, the Department may request and the property owner may consent to the Department carrying out the necessary control measures on the owner's property.

b) *Continuing Obligation:* The obligation of the property owner to control the plant pest Spotted lanternfly, *Lycorma delicatula*, shall continue so long as the plant pest Spotted lanternfly, *Lycorma delicatula*, exists on the property and such obligation shall continue until the Department has rescinded this or any subsequent Order of Quarantine and Treatment.

3) *Monitoring by the Department.* The Department will continue to survey and monitor all properties within the areas and zone of Quarantine or areas identified as having Spotted lanternfly, including any added hereto by Addendum, until such time as the Order of Quarantine and Treatment for an area or zone is rescinded. During such time, as authorized by sections 18 and 19 of the Plant Pest Act, (act of December 16, 1992, P.L. 1228, No. 162, §§ 18, 19(a)) (3 P.S. §§ 258.18 and 258.19(a)) the Department of Agriculture or its agents may enter onto any premises within the areas or zone established in this Order of Quarantine and Treatment, or any subsequent addendums hereto, to survey, collect samples, investigate, determine compliance and carry out eradication or control measures where necessary.

4) *Noncompliance.* If the property owner or person in charge does not comply with the treatment provisions of this Order, the Department may carry out the control measures, and all expenses associated with the treatment shall be paid to the Department by the person failing to comply. (act of December 16, 1992, P.L. 1228, No. 162, § 19) (3 P.S. § 258.19)

Article VII. Penalties, Cooperation, Effective Date

1) *Violations.* In accordance with the provisions of section 258.22 of the Act (act of December 16, 1992, P.L. 1228, No. 162, § 22) (3 P.S. § 258.22) it shall be unlawful to violate or fail to comply with any provision of the Act, regulations or this Order of Quarantine.

2) *Criminal and Civil Penalties.* In accordance with the provisions of the Act, at sections 258.23 and 258.24 (act of

December 16, 1992, P.L. 1228, No. 162, §§ 258.23, 258.24) (3 P.S. §§ 258.23 and 258.24), a person who violates this Order of Quarantine may face summary criminal citation, which may carry a fine of up to \$300 per violation. In addition, a person who violates this Order of Quarantine may be assessed a civil penalty of up to \$20,000 with respect to each violation.

3) *Revocation.* Revocation of a Permit or Compliance Agreement. Any Permit or any Compliance Agreement may be canceled orally or in writing by the Department whenever the Department determines that the holder of the Permit or Compliance Agreement has not complied with a provision of the Act, regulations, Permit, Compliance Agreement or this Order of Quarantine. If the cancellation is oral, the cancellation will become effective immediately, and the cancellation and the reasons for the cancellation will be confirmed in writing as soon as circumstances allow.

4) *Unauthorized duplication/production of Permit or Compliance Agreement.* Any duplication or reproduction of any Permit or Compliance Agreement issued by the Department or of a Department approved Permit or other

program document issued by another State, Commonwealth or District, is a violation of this Order of Quarantine and will be subject to the penalties established in this Article VII.

5) *Cooperation with other agencies.* As authorized by section 258.26 of the Act (act of December 16, 1992, P.L. 1228, No. 162, § 258.26) (3 P.S. § 258.26), the Department will consult with other State agencies, Federal agencies, The Pennsylvania State University, and the Pennsylvania State University Cooperative Extension with respect to the most efficacious measures to survey for and detect Spotted lanternfly, *Lycorma delicatula* to slow the spread or eradicate these plant pests.

6) *Effective Date.* This quarantine is effective upon signature and shall be published in the *Pennsylvania Bulletin* and shall remain in effect until rescinded by subsequent order.

RUSSELL C. REDDING,
Secretary

[Pa.B. Doc. No. 18-825. Filed for public inspection May 25, 2018, 9:00 a.m.]

DEPARTMENT OF BANKING AND SECURITIES

Actions on Applications

The Department of Banking and Securities (Department), under the authority in the Banking Code of 1965 (7 P.S. §§ 101—2204), the Department of Banking and Securities Code (71 P.S. §§ 733-1—733-1203) and 17 Pa.C.S. (relating to Credit Union Code), has taken the following actions on applications received for the week ending May 15, 2018.

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

BANKING INSTITUTIONS

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
5-10-2018	Advantage Bank Lemoyne Cumberland County Application for approval to merge First Bank of Lilly, Lilly, with and into Advantage Bank, Lemoyne.	Approved

Branch Applications

De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
5-4-2018	Orrstown Bank Shippensburg Cumberland County	1324 Main Street East Earl Lancaster County	Filed
5-14-2018	Reliance Savings Bank Altoona Blair County	209 South Walnut Street Martinsburg Blair County	Approved
5-14-2018	Somerset Trust Company Somerset Somerset County	161 12th Street New Florence Westmoreland County	Approved
5-15-2018	Hometown Bank of Pennsylvania Bedford Bedford County	107 East Allegheny Street Martinsburg Blair County	Filed

Branch Relocations

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
12-11-2017	Wayne Bank Honesdale Wayne County	<i>To:</i> 814 Northern Boulevard Clarks Summit Lackawanna County <i>From:</i> 651 Northern Boulevard Clarks Summit Lackawanna County	Effective

Articles of Amendment

<i>Date</i>	<i>Name and Location of Institution</i>	<i>Action</i>
5-8-2018	Hyperion Bank Philadelphia Philadelphia County Amendment to Article VI of the institution's Articles of Incorporation provides for an increase in number of authorized shares.	Effective
5-9-2018	Noah Bank Elkins Park Montgomery County Amendment to Article Fifth of the institution's Articles of Incorporation provides for an increase in authorized shares.	Withdrawn
5-11-2018	The Pennsylvania Trust Company Radnor Delaware County Amendment to Article 5A of the institution's Articles of Incorporation provides for the reduction of authorized capital in the amount of \$2,359,217, and allows the Board of Directors to distribute to the sole shareholder.	Filed
5-11-2018	Hershey Trust Company Hershey Dauphin County Articles of Amendment provide for the institution's Articles of Incorporation to be amended and restated in their entirety.	Effective

CREDIT UNIONS**Consolidations, Mergers and Absorptions**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
5-11-2018	Service 1st Federal Credit Union Danville Montour County Application for approval to merge NU Community Credit Union, Milton, with and into Service 1st Federal Credit Union, Danville.	Approved

The Department's web site at www.dobs.pa.gov includes public notices for more recently filed applications.

ROBIN L. WIESSMANN,
Secretary

[Pa.B. Doc. No. 18-826. Filed for public inspection May 25, 2018, 9:00 a.m.]

DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

Summary Notice of the Availability of the Draft 2018 Annual Action Plan; Public Hearing

The Department of Community and Economic Development (Department) announces the availability of the Commonwealth's draft Federal Fiscal Year 2018 Annual Action Plan (Plan). The Plan is submitted to the United States Department of Housing and Urban Development (HUD) as the annual application for Federal funds administered by the Commonwealth. The HUD funding programs covered by the Plan and administered by the

Department are the Community Development Block Grant (CDBG), the HOME Investment Partnership (HOME), the Emergency Solutions Grant (ESG) programs, Community Development Block Grant—Disaster Recovery (CDBG-DR) and Neighborhood Stabilization Program (NSP). Also covered by the Plan is the Housing Opportunities for Persons with AIDS (HOPWA) program which the Department of Health administers and the National Housing Trust Fund which is administered by the Pennsylvania Housing Finance Agency.

This summary is designed to provide an opportunity for citizens, local governmental officials and interested organizations in this Commonwealth to comment about the Plan prior to its submission to HUD. Comments may be electronically submitted to the Department by e-mail to

RA-DCEDcdbghomequestions@pa.gov. Written comments should be submitted to Megan L. Snyder, Center for Compliance, Monitoring and Training, Department of Community and Economic Development, 400 North Street, 4th Floor, Commonwealth Keystone Building, Harrisburg, PA 17120-0225. Electronic and written comments must be received by 4 p.m. on Wednesday, June 27, 2018, to be included as testimony in the Plan.

Purpose

The Plan takes the strategy developed in the Consolidated Plan and applies it to the administration of the CDBG, HOME, ESG, CDBG-DR, NSP, HOPWA and National Housing Trust Fund programs for 2018. HUD must approve the Plan for the Commonwealth to receive funding under the identified HUD programs.

Content

The Plan will include the Methods of Distribution for all Federal programs, as well as the goals and outcomes expected during the 2018 calendar year. Besides the Department's web site <http://dced.pa.gov>, the approved Plan will be able to be viewed on HUD's web site at <https://www.hudexchange.info/consolidated-plan/con-plans-aaps-capers/>.

Major changes in the method of distribution for 2018 by program

CDBG—

*Entitlement—*No changes

*Competitive—*No changes

*CDBG-DR—*No changes

HOME—

a. Because of the complexity of Federal regulations and requirements associated with the HOME program, a minimum application amount of \$50,000 has been established, except for CHDO operating grants and project specific predevelopment loans. All other HOME activities except rental development, have a maximum grant level of \$500,000 for any HOME application covering a single municipality or \$750,000 for assistance for multiple municipalities.

ESG—

a. Funding to eligible entities is competitive and is not guaranteed beyond the immediate funding cycle awarded.

b. *Nonpriority—Emergency Shelter:* Operations (applicants applying for operation funds may only request ESG funds equal to 25% of the total shelter operations budget for the 18-month award period).

c. Applicants who design regional projects will be highly considered for funding if the project addresses a Statewide need that is supported by data, is administered by an organization with capacity to fulfill all programmatic requirements and has identified its ability to meet the match requirement.

d. Nonprofits may not apply directly to the Department but through a local unit of government except for nonprofits applying for a regional based project.

*HOPWA—*No changes

*Housing Trust Fund—*No changes

Public Review

The Plan is available on the Internet or in hard copy for public comment from May 27, 2018, through June 27, 2018. CD copies of the Plan can be obtained by calling (717) 720-7404.

Written comments

Comments may be electronically submitted to the Department by e-mail to RA-DCEDcdbghomequestions@pa.gov. Written comments should be submitted to Megan L. Snyder, Center for Compliance, Monitoring and Training, Department of Community and Economic Development, 400 North Street, 4th Floor, Commonwealth Keystone Building, Harrisburg, PA 17120-0225. Written comments must be received by 4 p.m. on Wednesday, June 27, 2018, to be included as testimony in the Plan.

Public hearing

The public hearing for the Plan will be conducted electronically, by means of the Internet/conference call on Monday, June 18, 2018. The public hearing by the Internet/conference call will be held at 1:30 p.m. and will last as long as there are comments to be received. This more widely available computer access/conference call will replace the onsite public hearing. The format will be more accessible than an in-person meeting because those who wish to make comment or discuss policy may participate directly from their electronic device, telephone or from a computer located at their public library. Interested parties may also attend the public hearing in person at the Department of Community and Economic Development, 400 North Street, 4th Floor, Commonwealth Keystone Building, Harrisburg, PA.

Any individual or organization may give testimony or comments by means of the Internet. Comments will be accepted on the content of the Commonwealth's draft Plan including the various changes to the method of distribution already previously outlined, and the process by which the public input is gathered. The Commonwealth encourages public participation in this process.

Individuals who wish to participate must register in advance. Contact Megan L. Snyder at (717) 720-7404 to receive registration instructions for the Internet meeting at least 24 hours prior to the hearing date. During the hearing, if support is required, call (717) 787-5327. The hearing will be shortened if there is no one to testify or there is minimal response.

Persons with a disability or limited English proficiency who wish to participate in the public hearing should contact Megan L. Snyder, Department of Community and Economic Development, Commonwealth Keystone Building, 400 North Street, 4th Floor, Harrisburg, PA 17120-0225 or at (717) 720-7404 or TDD at (717) 346-0308 to discuss how the Department can accommodate their needs.

DENNIS M. DAVIN,
Secretary

[Pa.B. Doc. No. 18-827. Filed for public inspection May 25, 2018, 9:00 a.m.]

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Notice of Execution of Oil and Gas Lease for Publicly-Owned Streambeds

Effective June 13, 2017, an Oil and Gas Lease for Publicly-Owned Streambeds, Contract No. M-2102017-20, was executed by and between the Commonwealth, acting through the Department of Conservation and Natural

Resources (Department) (lessor), and Seneca Resources Corporation (lessee), with its principal place of business located at 1201 Louisiana Street, Suite 400, Houston, TX 77002.

The lease is for Streambed Tract 2017 and includes one parcel encompassing a total of 85 acres of submerged lands located in Lewis Township, Lycoming County. The lease allows for the development of oil and natural gas below and between the ordinary low water marks of the Lycoming Creek solely by means of directional, including horizontal, drilling on a nondevelopment basis

that will not disturb the river or its bed. Contract No. M-2102017-20 may be viewed online at <http://contracts.patresury.gov/View.aspx?ContractID=440327>.

Questions regarding this lease should be directed to the Department's Bureau of Forestry, Minerals Division, (717) 772-0270.

CINDY ADAMS DUNN,
Secretary

[Pa.B. Doc. No. 18-828. Filed for public inspection May 25, 2018, 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 POLLUTANT DISCHARGE ELIMINATION
SYSTEM (NPDES) PERMITS AND WATER QUALITY MANAGEMENT (WQM)
PERMITS**

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

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

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

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

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

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

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

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

I. NPDES Renewal Applications.

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N?
PA0085120— IW	Altoona Water Authority— Plane 9 WTP 900 Chestnut Avenue Altoona, PA 16601	Blair County/ Juniata Township	11-A/Blair Gap Run	Y

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0035815 (Sewage)	Bellefonte Koa Campground 2481 Jacksonville Road Bellefonte, PA 16823-9316	Centre County Marion Township	Unnamed Tributary of Nittany Creek (9-C)	Yes

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N?
PA0028274 (Sewage)	New Wilmington Borough STP 134 High Street New Wilmington, PA 16142-1104	Lawrence County New Wilmington Borough	Little Neshannock Creek (20-A)	Yes

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

Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401. Telephone 484-250-5970.

PA0053392, Storm Water, SIC Code 4512, **United Parcel Service Inc.**, 1 Hog Island Road, Philadelphia, PA 19153-3996. Facility Name: UPS Air Terminal and Distribution Center. This existing facility is located in Tincicum Township, **Delaware County**.

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

The receiving stream, Delaware River, is located in State Water Plan watershed 3-F and is classified for Migratory Fishes and Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly	Minimum	Average Monthly	Daily Maximum	
Propylene Glycol	XXX	XXX	XXX	XXX	Report	XXX

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

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly	Minimum	Average Monthly	Daily Maximum	
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Biochemical Oxygen Demand (BOD ₅)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Total Dissolved Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	15	XXX	30
Ammonia-Nitrogen	XXX	XXX	XXX	Semi Avg XXX	Report	XXX

The proposed effluent limits for Outfall 002 are based on an average stormwater flow.—Limits.

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly	Minimum	Average Monthly	Daily Maximum	
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Biochemical Oxygen Demand (BOD ₅)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	15	XXX	30
				Semi Avg		
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 003 are based on an average stormwater flow.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Biochemical Oxygen Demand (BOD ₅)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	15	XXX	30
				Semi Avg		
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 004 are based on an average stormwater flow.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Biochemical Oxygen Demand (BOD ₅)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	15	XXX	30
				Semi Avg		
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX

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

- A. Stormwater Outfalls
- B. BMPs
- C. Routine Inspections
- D. PPC Plan
- E. Stormwater Monitoring
- F. Acquire Necessary Property Rights
- G. Fire Sprinkler System Discharge
- H. Proper Sludge Disposal

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

The EPA Waiver is in effect.

PA0244325, Industrial Waste, SIC Code 9711, **Naval Facilities Mid Atlantic**, 4911 South Broad Street, Philadelphia, PA 19112. Facility Name: Former NAWC Warminster Groundwater Treatment Plant. This existing facility is located in Warminster Township, **Bucks County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit to discharge treated groundwater from the former Naval Air Warfare Center to an unnamed tributary to Little Neshaminy Creek in Warwick Township, Bucks County.

The receiving stream(s), Unnamed Tributary to Little Neshaminy Creek, is located in State Water Plan watershed 2-F and is classified for WWF, MF, aquatic life, water supply and recreation. The nearest downstream public water supply intake for Aqua Pennsylvania—Trevoise is located on Neshaminy Creek.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.202 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	30	XXX	75
Chromium, Hexavalent	XXX	XXX	XXX	0.0140	XXX	0.0350
Iron, Dissolved	XXX	XXX	XXX	0.404	XXX	1.01
Iron, Total	XXX	XXX	XXX	2.02	XXX	5.05
Carbon Tetrachloride	XXX	XXX	XXX	0.0010	XXX	0.0025
Tetrachloroethylene	XXX	XXX	XXX	0.0030	XXX	0.0075
Trichloroethylene	XXX	XXX	XXX	0.0110	XXX	0.0275
PFOA	XXX	XXX	XXX	XXX	XXX	Report
PFOS	XXX	XXX	XXX	XXX	XXX	Report
Total PFOA and PFOS (µg/L)	XXX	XXX	XXX	0.07	XXX	0.175

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

- Acquire Necessary Property Rights
- Proper Sludge Disposal
- BAT/BCT Reopener
- Small Stream Discharge
- EPA Test Methods
- Stripper Tower Wastewater

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

The EPA Waiver is in effect.

PA0050865, Industrial, SIC Code 3089, **Gessner Products Co. Inc.**, PO Box 389, Ambler, PA 19002-0389. Facility Name: Gessner Products Co. Inc. This existing facility is located in Ambler Borough, **Montgomery County**.

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

The receiving stream(s), Unnamed Tributary to Wissahickon Creek, is located in State Water Plan watershed 3-F and is classified for Migratory Fishes and Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.076 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX Daily Max	6.0 Inst Min	XXX	XXX	9.0
Temperature (deg F) (°F)	XXX	XXX	XXX	Report	XXX	110
Total Phosphorus	XXX	XXX	XXX	XXX	Report Daily Max	XXX

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

- Remedial measures if public nuisance
- Maximum 2°F temperature change
- No chemical addition without prior approval
- Change of ownership

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

The EPA Waiver is in effect.

PA0058505, Sewage, SIC Code 4952, **Kilcar House, Inc.**, 199 Union Road, Quakertown, PA 18951. Facility Name: Casey's Tavern STP. This existing facility is located in Richland Township, **Bucks County**.

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

The receiving stream(s), Tohickon Creek, is located in State Water Plan watershed 2-D and is classified for Migratory Fishes and Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0014 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Flow (GPD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min	XXX	XXX	XXX
			4.0			
Total Residual Chlorine (TRC)	XXX	XXX	Inst Min	0.5	XXX	1.2
			XXX			
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	25	XXX	50
			XXX			
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
Ammonia-Nitrogen	XXX	XXX	XXX	20	XXX	40
Total Phosphorus	0.0058	XXX	XXX	0.5	XXX	1

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

- No stormwater into sewage
- Designation of responsible operator
- TRC minimization

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

The EPA Waiver is in effect.

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

Application No. PA0266736, Concentrated Animal Feeding Operation (CAFO), **LGH Farms (LGH Farms LLC Layers)**, 1461 Numidia Drive, Catawissa, PA 17820.

LGH Farms has submitted an application for an Individual NPDES permit for a new CAFO known as LGH Farms LLC Layers, located in Locust Township, **Columbia County**.

The CAFO is situated near Mugser Run in Watershed 5-E, which is classified for High Quality—Cold Water and Migratory Fish. The CAFO will be designed to maintain an animal population of approximately 530.28 animal equivalent units (AEUs) consisting of 169,420 layers. Manure will be stored in a roofed manure stacking facility. The manure will be transported to the storage by a belt system. Prior to operation of the manure storage facilities, the design engineer will be required to submit certification that the facilities were constructed in accordance with appropriate PA Technical Guide Standards. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 25-year, 24-hour storm event.

The Department has conducted administrative and technical reviews of the application. Based on the preliminary review and application of lawful standards and regulations, the Department has made a tentative determination to issue an NPDES permit for the operation subject to the terms and conditions and monitoring and reporting requirements specified in the permit.

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

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

PA0082368, Sewage, SIC Code 4952, **Abbottstown Paradise Joint Sewer Authority**, PO Box 505, Abbottstown, PA 17301-0505. Facility Name: Abbottstown Paradise Joint Sewer WWTF. This existing facility is located in Hamilton Township, **Adams 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), Beaver Creek, is located in State Water Plan watershed 7-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 0.35 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Daily Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	Daily Max	6.0	XXX	9.0	XXX
		XXX			Daily Max	

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Daily Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)						
Nov 1 - Apr 30	70.0	115	XXX	25.0	40.0	50
May 1 - Oct 31	43.0	60.0	XXX	15.0	22.0	30
Biochemical Oxygen Demand (BOD ₅) Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Daily Max						
Total Suspended Solids Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Daily Max						
Total Suspended Solids	85	130	XXX	30.0	45.0	60
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
Geo Mean				200	XXX	1,000
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean		
Report				Report	XXX	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	XXX	XXX
Nitrate-Nitrite as N (Total Load, lbs) (lbs)	Report	XXX	XXX	XXX	XXX	XXX
Total Mo						
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen (Total Load, lbs) (lbs)	Report	XXX	XXX	XXX	XXX	XXX
Total Mo						
Ammonia-Nitrogen						
Nov 1 - Apr 30	13.0	XXX	XXX	4.5	XXX	9
May 1 - Oct 31	4.0	XXX	XXX	1.5	XXX	3
Ammonia-Nitrogen (Total Load, lbs) (lbs)	Report	XXX	XXX	XXX	XXX	XXX
Total Mo						
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen (Total Load, lbs) (lbs)	Report	XXX	XXX	XXX	XXX	XXX
Total Mo						
Total Phosphorus	5.8	XXX	XXX	2.0	XXX	4
Total Phosphorus (Total Load, lbs) (lbs)	Report	XXX	XXX	XXX	XXX	XXX
Total Mo						
Ultraviolet light dosage (mWsec/cm ²)	XXX	XXX	Report	XXX	XXX	XXX

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

- Chesapeake Bay nutrients monitoring requirement, Solids management for non-lagoon system, SBR batch discharge condition, notification of designation of responsible operator, and hauled in waste restriction

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.

PA0081922, Sewage, SIC Code 4952, **Lewisberry Area Joint Authority York County**, PO Box 363, Lewisberry, PA 17339-0363. Facility Name: Lewisberry Area Joint Authority WWTP. This existing facility is located in Lewisberry Borough, **York 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), Bennett Run, is located in State Water Plan watershed 7-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 0.1 MGD.—Interim Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Daily Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Daily Max						
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)						
Nov 1 - Apr 30	21	33	XXX	25.0	40.0	50
May 1 - Oct 31	17	27	XXX	20.0	32.0	40

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Daily Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Total Suspended Solids	25	38	XXX	30.0	45.0	60
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ultraviolet light transmittance (%)	XXX	XXX	Report	XXX	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	2.5	XXX	XXX	3.0	XXX	6
May 1 - Oct 31	7.5	XXX	XXX	9.0	XXX	18
Total Phosphorus	1.7	XXX	XXX	2.0	XXX	4
Copper, Total	Report	Report Daily Max	XXX	Report	Report Daily Max	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 0.1 MGD.—Final Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Daily Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0 Daily Max	XXX
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)						
Nov 1 - Apr 30	21	33	XXX	25.0	40.0	50
May 1 - Oct 31	17	27	XXX	20.0	32.0	40
Total Suspended Solids	25	38	XXX	30.0	45.0	60
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ultraviolet light transmittance (%)	XXX	XXX	Report	XXX	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	2.5	XXX	XXX	3.0	XXX	6
May 1 - Oct 31	7.5	XXX	XXX	9.0	XXX	18
Total Phosphorus	1.7	XXX	XXX	2.0	XXX	4
Copper, Total	0.02	0.032 Daily Max	XXX	0.024	0.038 Daily Max	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 0.1 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Biochemical Oxygen Demand (BOD ₅) Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 0.1 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Nitrate-Nitrite as N	XXX	Report	XXX	XXX	Report Daily Max	XXX
Total Nitrogen	XXX	Report	XXX	XXX	Report Daily Max	XXX
Total Kjeldahl Nitrogen	XXX	Report	XXX	XXX	Report Daily Max	XXX

Sludge use and disposal description and location(s): Sludge is dewatered and hauled-off site for disposal at Cumberland County Landfill.

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.

PA0046302, Industrial, SIC Code 4941, **PA American Water Co.**, 800 W Hershey Park Drive, Hershey, PA 17033-2400. Facility Name: PA American Water Hershey. This existing facility is located in South Hanover Township, **Dauphin County**.

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

The receiving stream(s), Manada Creek and Swatara Creek, is located in State Water Plan watershed 7-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 0.2 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
			Daily Min			
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Total Suspended Solids	Report	Report	XXX	30	60	75
Aluminum, Total	Report	Report	XXX	4.0	8.0	10
Iron, Total	Report	Report	XXX	2.0	4.0	5
Manganese, Total	Report	Report	XXX	1.0	2.0	2.5
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
				Annl Avg		
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
				Annl Avg		
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
				Annl Avg		
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
				Annl Avg		

The proposed effluent limits for Outfall 003 are based on a design flow of 0 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	XXX	Report	XXX	XXX	XXX	XXX
		Daily Max				
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
			Daily Min		Daily Max	
Total Residual Chlorine (TRC)	XXX	XXX	XXX	XXX	Report	XXX
					Daily Max	

The proposed effluent limits for Outfall 002 are based on a design flow of 0.2 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
			Daily Min			
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.37	XXX	1.22
Total Suspended Solids	Report	Report	XXX	30	60	75
Aluminum, Total	Report	Report	XXX	4.0	8.0	10
Iron, Total	Report	Report	XXX	2.0	4.0	5
Manganese, Total	Report	Report	XXX	1.0	2.0	2.5
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
				Annl Avg		
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
				Annl Avg		
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
				Annl Avg		
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
				Annl Avg		

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

- Approval Contingencies,
- Proper Waste/solids Management,
- Collected screenings, slurries, sludges, and solids management,
- Chlorine Minimization condition
- Chemical Additive Usage condition
- Requirement during Cleaning of Lagoons

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.

PA0020711, Sewage, SIC Code 4952, **Topton Borough**, 205 S Callowhill Street, Topton, PA 19562-1750. Facility Name: Topton Borough STP. This existing facility is located in Topton Borough, **Berks 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 Little Lehigh Creek, is located in State Water Plan watershed 2-C 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 0.3 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Total Dissolved Solids	XXX	Report Daily Max	XXX	XXX	Report Daily Max	XXX
Total Nitrogen	XXX	Report Daily Max	XXX	XXX	Report Daily Max	XXX
Nitrate as N	XXX	Report Daily Max	XXX	XXX	Report Daily Max	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 0.3 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Daily Min	XXX	9.0 Daily Max	XXX
Dissolved Oxygen	XXX	XXX	5.0 Daily Min	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.05	XXX	0.16
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)						
Nov 1 - Apr 30	50	75	XXX	20.0	30.0	40
May 1 - Oct 31	25	37	XXX	10.0	15.0	20
Biochemical Oxygen Demand (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	75	113	XXX	30.0	45.0	60
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ammonia-Nitrogen						
Nov 1 - Apr 30	7.5	XXX	XXX	3.0	XXX	4.5
May 1 - Oct 31	2.5	XXX	XXX	1.0	XXX	1.5
Copper, Total	0.062	0.097 Daily Max	XXX	0.025	0.039 Daily Max	XXX

Sludge use and disposal description and location(s): Sludge is dewatered and hauled off-site for disposal at Lehigh County Pretreatment.

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

The EPA Waiver is in effect.

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

PA0232874, Storm Water, SIC Code 5169, **American Rock Salt Co. LLC**, PO Box 190, Mount Morris, NY 14510-0190. Facility Name: American Rock Salt Dubois Storage. This proposed facility is located in Sandy Township, **Clearfield County**.

Description of Proposed Activity: The application is for a new individual NPDES permit for a discharge of treated Industrial Stormwater. This individual permit replaces General Permit coverage PAR324805.

The receiving stream(s), Unnamed Tributary to Sandy Lick Creek, is located in State Water Plan watershed 17-C and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Total Monthly	Daily Maximum		Average Monthly	Maximum	
Total Flow (Total Volume, Mgal) (M Gal)	Report	Report	XXX	XXX	XXX	XXX
Rainfall (In)	Report	Report	XXX	XXX	XXX	XXX

The proposed effluent limits for Outfall 101 are based on a design flow of 0 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Daily Maximum	Maximum	
pH (S.U.) Internal Monitoring Point	XXX	XXX	Report Inst Min	Report	XXX	XXX
Total Suspended Solids Internal Monitoring Point	XXX	XXX	XXX	Report	XXX	XXX
Total Dissolved Solids Internal Monitoring Point	XXX	XXX	XXX	Report	XXX	XXX
Cyanide, Free (µg/L) Internal Monitoring Point	XXX	XXX	XXX	Report	XXX	XXX
Chloride Internal Monitoring Point	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 102 are based on a design flow of 0 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Daily Maximum	Maximum	
pH (S.U.) Internal Monitoring Point	XXX	XXX	Report Inst Min	Report	XXX	XXX
Total Suspended Solids Internal Monitoring Point	XXX	XXX	XXX	Report	XXX	XXX
Total Dissolved Solids Internal Monitoring Point	XXX	XXX	XXX	Report	XXX	XXX
Cyanide, Free (µg/L) Internal Monitoring Point	XXX	XXX	XXX	Report	XXX	XXX
Chloride Internal Monitoring Point	XXX	XXX	XXX	Report	XXX	XXX

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

- Stormwater benchmarks

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-327-3636.

The EPA Waiver is in effect.

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

PA0026697, Sewage, SIC Code 4952, **Butler Area Sewer Authority**, 100 Litman Road, Butler, PA 16001-3256. Facility Name: Butler Area STP. This existing facility is located in Butler Township, **Butler County**.

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

The receiving streams, Connoquenessing Creek (Outfall 001) and Butcher Run (Outfalls 005, 011-014 & 018) are located in State Water Plan watershed 20-C and are 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 10 MGD.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min	XXX	XXX	XXX
			5.0			
Total Residual Chlorine	XXX	XXX	Inst Min	0.33	XXX	1.1
			XXX			
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	2,001	3,002	XXX	24	36	48
			Nov 1 - Apr 30			
May 1 - Oct 31	1,001	1,501	XXX	12	18	24
Biochemical Oxygen Demand (BOD ₅) Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	2,502	3,753	XXX	30	45	60
			Report			
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	Report	XXX	XXX
				Oct 1 - Apr 30		
May 1 - Sep	XXX	XXX	XXX	2,000	XXX	10,000
				Geo Mean		
Total Nitrogen	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
Ammonia-Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
				Nov 1 - Apr 30		
May 1 - Oct 31	459	XXX	XXX	5.5	XXX	11
Total Phosphorus	167	XXX	XXX	2	XXX	4
				167		

The proposed effluent limits for Outfall 005 are based on a design flow of 10 MGD.

This outfall is for emergency use only. Any discharge from this outfall shall meet the same effluent limitations and monitoring requirements imposed on Outfall 001.

The proposed effluent limits for Outfalls 011-014 & 018 are based on a design flow of N/A MGD.

Consisting of non-polluting stormwater from the treatment plant site, alone or in combination with other wastewaters.

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

- Continuation of a Federal Pretreatment Program
- TRC Minimization
- Annual Whole Effluent Toxicity testing requirement
- Stormwater BMP Condition
- Sludge Handling
- Option to Conduct a TRC Demand Study

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.

Southwest Regional Office: Regional Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Phone: 412.442.4000.

PA0036293, Sewage, **Robinson Township Municipal Authority**, 4200 Campbells Run Road, Pittsburgh, PA 15205. Facility Name: Campbells Run STP. This existing facility is located in Robinson Township, **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), Campbells Run, is 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 1.0 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	Daily Max	6.0	XXX	XXX	9.0
		XXX				
			Inst Min			

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Dissolved Oxygen	XXX	XXX	4.0 InstMin	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.3
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	208.0	312.0	XXX	25.0	37.5	50
Biochemical Oxygen Demand (BOD ₅) Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids Raw Sewage Influent	250.0 Report	375.0 Report Daily Max	XXX XXX	30.0 Report	45.0 XXX	60 XXX
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Total Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	Report	XXX	XXX	Report	XXX	XXX
May 1 - Oct 31	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus	Report	XXX	XXX	Report	XXX	XXX
Aluminum, Total	Report	XXX	XXX	Report	XXX	XXX
Iron, Total	Avg Qrtly Report	XXX	XXX	Avg Qrtly Report	XXX	XXX
Manganese, Total	Avg Qrtly Report	XXX	XXX	Avg Qrtly Report	XXX	XXX
Dichlorobromomethane (µg/L)	Avg Qrtly XXX	XXX	XXX	Avg Qrtly 1.144 Avg Qrtly	XXX	XXX

Sludge use and disposal description and location(s): Sludge is condensed and removed by truck and taken to the ALCOSAN STP for processing.

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

The EPA Waiver is not in effect.

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

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

WQM Permit No. 4618404, Sewage, **Montgomery Township Municipal Sewer Authority**, 1001 Stump Road, Montgomeryville, PA 18936-9605.

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

Description of Action/Activity: Construction and operation of a new municipal wastewater pumping station.

WQM Permit No. 4618405, Sewage, **Aqua Pennsylvania Wastewater Inc.**, 762 W. Lancaster Avenue, Bryn Mawr, PA 19010-3489.

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

Description of Action/Activity: Construction and operation of a pump station.

Northeast Region: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915. Phone: 570-826-2511.

WQM Permit No. 3915403-A1, Sewage, **Allentown City Lehigh County**, Department Of Public Works, Allentown, PA 18101.

This proposed facility is located in Allentown City, **Lehigh County**.

Description of Proposed Action/Activity: Improvements to an existing Wastewater Treatment Plant by adding a second scumbuster system to their Primary Digester # 2.

WQM Permit No. 5217406, Sewage, **Pike County Environmental Enterprises LLC**, PO Box 297, 1116 Delaware Drive, Matamoras, PA 18336.

This proposed facility is located in Westfall Township, **Pike County**.

Description of Proposed Action/Activity: To document as-built/as-operated WWTP treatment facilities and site conditions for an existing septage treatment facility with new owner/operator to create the basis for future NPDES/WQM permit applications/actions and corrective actions for non-functional units. No changes in plant flows or loadings requested. Separate WQM permitting would be required for new treatment plant units and/or changes in existing unit operating modes.

IV. NPDES Applications for Stormwater Discharges from MS4.

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

PAI133526, MS4, **Middlesex Township Cumberland County**, 350 N Middlesex Road, Carlisle, PA 17013. The application is for a new individual NPDES permit for the discharge of stormwater from a regulated municipal separate storm sewer system (MS4) to waters of the Commonwealth in Middlesex Township, **Cumberland County**. The receiving stream(s), Hogestown Run, Unnamed Tributary to Wertz Run, and Unnamed Tributary to Conodoguinet Creek, is located in State Water Plan watershed 7-B and is classified for Cold Water Fishes, Migratory Fishes, and Warm Water Fishes, aquatic life, water supply and recreation. The applicant is classified as a small MS4.

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

- A Pollutant Reduction Plan (PRP)

The Department has made a tentative determination to issue the NPDES permit. Written comments on the application and draft permit will be accepted for 30 days following publication of this notice. The period for comment may be extended at the discretion of DEP for one additional 15-day period. You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 717-705-4732.

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

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

Southeast Region: Waterways & Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401. Telephone 484-250-5160.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD090020	PA Turnpike Commission 700 South Eisenhower Boulevard Middletown, PA 17057-3923	Bucks	Milford Township	Unnamed Tributary to Unami Creek HQ-TSF-MF
PAD150070	LLCP Paoli Station, LLC 121 South Broad Street Philadelphia, PA 19107	Chester	Tredyffrin Township	Little Valley Creek EV
PAI012312008	CalAtlantic Group, Inc. 2465 Kuser Road, Third Floor Hamilton, NJ 08690	Delaware	Middletown Township	Ridley Creek HQ-TSF-MF
PAD510025	Port Richmond DEV, LP 2 Bala Plaza, Suite 526 Bala Cynwyd, PA 19004	Philadelphia	City of Philadelphia	Schuylkill River WWF Pickering Creek HQ-TSF-MF
PAD150023	Executive Land Holdings, LP 721 Old State Road Berwyn, PA 19312	Chester	Upper Uwchlan Township	Pickering Creek HQ-TSF-MF

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

Lehigh County Conservation District, 4184 Dorney Park Road, Suite 105, Allentown, PA 18401.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD390071	Jeffrey A & Ellen Broadhurst 3319 Blacksmith Rd New Tripoli, PA 18066	Lehigh	Weisenberg Twp	UNT to Lyon Creek (HQ-CWF, MF)

Monroe County Conservation District, 8050 Running Valley Road, Stroudsburg, PA 18347.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD450053	Running Lane, LLC 2092 Rt 611 Swiftwater, PA 18370	Monroe	Pocono Twp	UNT Scot Run (HQ-CWF, MF)
PAD450056	DEPG Stroud Assoc, II, LP 580 W Germantown Pike Plymouth Meeting, PA 19462	Monroe	Stroud Twp	Pocono Creek (HQ-CWF, MF)

Northampton County Conservation District, 14 Gracedale Ave.—Greystone Building, Nazareth, PA 18064-9211.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD480060	Greg Kindt Mtn View Development 611 Fehr Rd Nazareth, PA 18064	Northampton	Bushkill Twp	Bushkill Creek (HQ-CWF, MF)
PAD480065	James G Petrucci Triple Net Investments XLIII, LLC 171 SR 173 Asbury, NJ 08802	Northampton	Hanover Twp	Monocacy Creek (HQ-CWF, MF)

Wayne Conservation District, 925 Court Street, Honesdale, PA 18431.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD640013	Francis Dzwiewleski 119 Woodland View Beach Lake, PA 18405	Wayne	Berlin Twp	UNT to South Branch Calkins Creek (HQ-CWF, MF)

Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, Nathan Phillips, Section Chief, 717.705.4802.

<i>Permit #</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD	UGI Utilities Inc. 2525 North 12th Street, Suite 360 PO Box 12677 Reading, PA 19612-2677	Cumberland	South Middletown Township Carlisle Borough	UNT Hodgestown Run (CWF, MF) LeTort Spring Run (EV, MF)

Northcentral Region: Waterways & Wetlands Program Manager, 208 West Third Street, Williamsport, PA 17701, 570.327.3574.

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD140030	CA Student Living State College II, LLC 130 E. Randolph Street Suite 2100 Chicago, IL 60601	Centre	State College Boro	UNT—Thompson Run HQ-CWF, MF

Potter County Conservation District: 107 Market Street, Coudersport, PA 16915 (814) 274-8411, X 4.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD530002	UGI 2525 N. 12th St Reading, PA 19605	Potter	Sweden Twp Eulalia Twp	Mill Lyman Creek HQ-CWF UNT Mill Creek HQ-CWF

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

PAG-12 CAFOs

CAFO Notices of Intent Received.

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

NPDES Permit No. PAG123629, CAFO, King Farms LLC, 3382b Newport Road # B, Ronks, PA 17572.

This existing facility is located in Tulpehocken Township, **Berks County**.

Description of size and scope of existing operation/activity: Poultry (Layers): 2,914 AEU's.

The receiving stream, Mill Creek, is in watershed 3-C and classified for: Cold Water Fishes and Migratory Fishes.

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

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.

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

Permit No. 2818503, Public Water Supply.

Applicant	Chambersburg Borough
Municipality	Greene Township
County	Franklin
Responsible Official	Lance D. Anderson, Water Superintendent 100 South Second Street Chambersburg, PA 17201
Type of Facility	Public Water Supply
Consulting Engineer	Peter Lusardi, P.E. GHD, Inc. 1240 N. Mountain Rd. Harrisburg, PA 17112
Application Received:	4/20/2018
Description of Action	Change in pH and alkalinity adjusting chemicals from hydrated lime to sodium hydroxide and from soda ash to sodium bicarbonate.

Permit No. 3618509, Public Water Supply.	
Applicant	East Lampeter Township
Municipality	East Lampeter Township
County	Lancaster
Responsible Official	Charlie Thomas, Public Works Director 2250 Old Philadelphia Pike Lancaster, PA 17602
Type of Facility	Public Water Supply
Consulting Engineer	Scott M. Rights, P.E. Steckbeck Engineering Associates 279 N Zinns Mill Rd Lebanon, PA 17042
Application Received:	4/24/2018
Description of Action	Replacement of the existing calcium hypochlorite disinfection system with a new sodium hypochlorite disinfection system that is capable of providing 4-log treatment of viruses.

Permit No. 0518501 MA, Minor Amendment, Public Water Supply.

Applicant	Sunco Enterprises Inc.
Municipality	East Providence Township
County	Bedford
Responsible Official	Attilo S. Demarco, Director of Operations 167 Post House Road Breezewood, PA 15533
Type of Facility	Public Water Supply
Consulting Engineer	Stuart W. Sibold, P.E. The EADS Group 1126 Eighth Ave. Altoona, PA 16602
Application Received:	5/3/2018
Description of Action	Installation of granular activated carbon treatment system to remove TCE.

Northcentral Region: Safe Drinking Water Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448.

Application No. 1718504—Construction—Public Water Supply.

Applicant	Houtzdale Municipal Authority
Township/Borough	Houtzdale Borough
County	Clearfield Borough
Responsible Official	Mr. John Gallagher, Manager 561 Kirk Street Houtzdale, PA 16651
Type of Facility	Public Water Supply
Consulting Engineer	Mr. Benjamin R. Burns, P.E. Herbert, Rowland & Gubric, Inc. 474 Windmere Drive State College, PA 16801
Application Received	05/10/2018

Description of Action Authorizes the demolition of an existing pump station and construction of a new booster pump station at a vacant lot.

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

Permit No. 5026611, Public Water Supply.

Applicant **East End Co-Op, Inc.**
7516 Meade Street
Pittsburgh, PA 15208

[Township or Borough] City of Pittsburgh

Responsible Official Shawn McCullough, General
Manager-Acting
East End Co-Op, Inc.
7516 Meade Street
Pittsburgh, PA 15208

Type of Facility New water system

Consulting Engineer Toplak & Associates, Inc.
112 Pineview Road
Baden, PA 15005

Application Received Date April 16, 2018

Description of Action Installation of a new vending system.

Permit No. 0217533-A1, Public Water Supply.

Applicant **Pittsburgh Water & Sewer Authority**
1200 Penn Avenue
Pittsburgh, PA 15222

[Township or Borough] City of Pittsburgh

Responsible Official Robert Weimar, Executive
Director
Pittsburgh Water & Sewer
Authority
1200 Penn Avenue
Pittsburgh, PA 15222

Type of Facility Water system

Consulting Engineer Pittsburgh Water & Sewer
Authority
1200 Penn Avenue
Pittsburgh, PA 15222

Application Received Date May 2, 2018

Description of Action Installation of a mixing system for the lime feed system.

Permit No. 0218518, Public Water Supply.

Applicant **Pittsburgh Water & Sewer Authority**
1200 Penn Avenue
Pittsburgh, PA 15222

[Township or Borough] City of Pittsburgh

Responsible Official Robert Weimar, Executive
Director
Pittsburgh Water & Sewer
Authority
1200 Penn Avenue
Pittsburgh, PA 15222

Type of Facility Water system

Consulting Engineer Mott MacDonald
1200 West Carson Street
Pittsburgh, PA 15219

Application Received Date May 10, 2018

Description of Action Construction of an interim corrosion control system.

Permit No. 3218506, Public Water Supply.

Applicant **Clymer Borough Municipal Authority**
470 Adams Street
Clymer, PA 15728

[Township or Borough] Clymer Borough and Cherryhill
Township

Responsible Official George Oakes, Borough Manager
Clymer Borough Municipal
Authority
470 Adams Street
Clymer, PA 15728

Type of Facility Water system

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

Application Received Date May 4, 2018

Description of Action Installation of an aerator and scrubber to the existing water treatment system.

Permit No. 3218507, Public Water Supply.

Applicant **Clymer Borough Municipal Authority**
470 Adams Street
Clymer, PA 15728

[Township or Borough] Clymer Borough and Cherryhill
Township

Responsible Official George Oakes, Borough Manager
Clymer Borough Municipal
Authority
470 Adams Street
Clymer, PA 15728

Type of Facility Water system

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

Application Received Date May 4, 2018

Description of Action Installation of the Clymer Road Tank and WTP Clearwell Tank.

Permit No. 3018506, Public Water Supply.

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

[Township or Borough] Franklin Township

Responsible Official Timothy Faddis, Manager
Southwestern Pennsylvania
Water Authority
1442 Jefferson Road
Jefferson, PA 15344

Type of Facility Water system

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

Application Received Date May 11, 2018

Description of Action Installation of the Waynesburg
Reservoir pump station.

MINOR AMENDMENT**Applications Received Under the Pennsylvania Safe
Drinking Water Act.**

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

Application No. 5636541-T1, Minor Amendment.

Applicant **Stallion Oilfield
Construction, LLC**
950 Corbindale Road
Suite 400
Houston, TX 77024

[Township or Borough] Canton Township

Responsible Official Brian D. Baird, Sr. Vice
President, General
Stallion Oilfield Construction,
LLC
950 Corbindale Road
Suite 400
Houston, TX 77024

Type of Facility Water system

Consulting Engineer

Application Received Date May 8, 2018

Description of Action Transfer of the bulk water
hauling facilities formerly owned
by Al's Water Hauling Service,
Inc.

Application No. 1118502MA, Minor Amendment.

Applicant **Greater Johnstown Water
Authority**
640 Franklin Street
Johnstown, PA 15901

[Township or Borough] Stonycreek Township

Responsible Official Michael Kerr, Manager
Greater Johnstown Water
Authority
640 Franklin Street
Johnstown, PA 15901

Type of Facility Water system

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

Application Received Date May 11, 2018

Description of Action Installation of approximately
3,850 feet of 12-inch diameter
waterline (Kernville to Westmont
Tank waterline replacement
project).

Application No. 0418517MA, Minor Amendment.

Applicant **Center Township Water
Authority**
224 Center Grange Road
Aliquippa, PA 15001

[Township or Borough] Center and Potter Townships

Responsible Official William DiCioccio, Operational
Supervisor
Center Township Water
Authority
224 Center Grange Road
Aliquippa, PA 15001

Type of Facility Water system

Consulting Engineer Lennon Smith Souleret
Engineering, Inc.
846 Fourth Avenue
Coraopolis, PA 15108

Application Received Date May 14, 2018

Description of Action Installation of approximately
3,280 feet of 12-inch diameter
transmission main, and
approximately 2,500 feet of
8-inch diameter waterline and
appurtenances (Wagner Road
waterline project).

Permit No. 3218508MA, Public Water Supply.

Applicant **Clymer Borough Municipal
Authority**
470 Adams Street
Clymer, PA 15728

[Township or Borough] Clymer Borough and Cherryhill
Township

Responsible Official George Oakes, Borough Manager
Clymer Borough Municipal
Authority
470 Adams Street
Clymer, PA 15728

Type of Facility Water system

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

Application Received Date May 4, 2018

Description of Action Installation of approximately
7,150 feet of 8-inch diameter
waterline and appurtenances.

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

Application No. 2514501-MA1, Minor Amendment.

Applicant	Union City Municipal Authority
Township or Borough	Union City Borough
County	Erie
Responsible Official	Dan Brumagin
Type of Facility	Public Water Supply
Consulting Engineer	August Maas, P.E. Greenman-Pedersen, Inc. 8 Gibson Street North East, PA 16428
Application Received Date	May 11, 2018
Description of Action	Switch chlorine analyzer for compliance monitoring.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

**UNDER ACT 2, 1995
PREAMBLE 1**

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

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P.S. §§ 6026.302—6026.305) require the Department to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. A person intending to use the background standard, Statewide health standard, the site-specific standard or intend to remediate a site as a special industrial area shall file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known or suspected contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one or a combination of cleanup standards or receives approval of a special industrial area remediation identified under the act will be relieved of further liability for the remediation of the site for contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

Under sections 304(n)(1)(ii) and 305(c)(2) of the act, there is a 30-day public and municipal comment period for sites proposed for remediation using a site-specific standard, in whole or in part, and for sites remediated as a special industrial area. This period begins when a summary of the Notice of Intent to Remediate is published in a newspaper of general circulation in the area of the site. For the following site, proposed for remediation to a site-specific standard or as a special industrial area, the municipality, within which the site is located, may request to be involved in the development of the remedia-

tion 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 Pennsylvania AT&T Relay Service at (800) 654-5984.

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

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

Pollock Park, Borough of Pottstown, **Montgomery County**. Joseph Kraycik, Environmental Standards, Inc., 1140 Valley Forge Road, P.O. Box 810, Valley Forge, PA 19482 on behalf of Michael Lenhart, Borough of Pottstown, 100 East High Street, Pottstown, PA 19464 submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of PAHs, VOCs, PCBs and MSCs. The future use of the property is expected to remain recreational. The Notice of Intent to Remediate was published in the *Pottstown Mercury* on April 3, 2018.

51 & 52 West Marshall Avenue, 51 & 52 West Marshall Avenue, Lansdown Borough, **Delaware County**. Angelo Fatiga, Pennoni Associates, Inc., 1900 Market Street, Philadelphia, PA 19103 on behalf of Paul Martino, Pennoni Associates, Inc., 1900 Market Street, Philadelphia, PA 19103 submitted a Notice of Intent to Remediate. Some chlorinated solvents were detected in soil and groundwater beneath the site. The site will continue to be used for commercial/industrial purpose. The Notice of Intent to Remediate was published in the *Daily Times* and *Sunday Times* on February 3, 2018.

Dickinson Fleet Services, 2703 Geryville Pike, Upper Hanover Township, **Montgomery County**. Richard D. Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA submitted a Notice of Intent to Remediate. A release of petroleum impacted shallow soil. The current use and proposed future use of the source property is commercial. The Notice of Intent to Remediate was published in the *Town and County* on March 9, 2018.

US State Steel Corporation (52 Acre Parcel), One Ben Fairless Drive, Falls Township, **Bucks County**. John Garges, GHD Services, Inc., 410 Eagleview Blvd, Suite 110, Exton, PA 19341 submitted a Notice of Intent to Remediate. Soil sample were analyzed for VOCs, SVOc, metals, PCBs, and Cyanide. The current and anticipated future use of the site is commercial/industrial. The Notice of Intent to Remediate was published in the *Bucks County Courier Times* on February 28, 2018.

Mattson Residence, 726 Hillside Drive, West Chester Borough, **Chester County**. Michael Napolitan, PG, Taylor GeoServices, 38 Bishop Hollow Road, Newtown Square, PA 19073 on behalf of Nathan Mattson, 726 Hillside Drive, West Chester, PA 19380 submitted a Notice of Intent to Remediate. The site has been found to be contaminated with heating oil which has contaminated soil on the site. The proposed future use of the property

will be for residential use. The Notice of Intent to Remediate was published in the *Daily Local News* on March 29, 2018.

Gretz Beverage Company, 700 East Main Street, Norristown Borough, **Montgomery County**. Carl G. Rinkevich II, Reliance Environmental, Inc., 235 North Duke Street, Lancaster, PA 17602 on behalf of Aaron Muderick, TIPCO, LLC, 125 Conway Avenue, Narberth, PA 19072 submitted a Notice of Intent to Remediate. The site has been found to be contaminated with other organics in soil and water. The proposed future use of the property will continue to be commercial for foreseeable future. The Notice of Intent to Remediate was published in the *Times Herald* and *Times Herald Digital* on April 7, 2018.

Indigo Investment Property, 1001 Kimberton Road, West Pikeland Township, **Chester County**. Andrew Basehoar, TTI Environmental, Inc., 1253 North Church Street, Moorestown, NJ 08057 on behalf of Mary Kay Pansek, Indigo Investment Servicing, LLC., 5838 East Naples Plaza Long Beach, CA 90803 submitted a Notice of Intent to Remediate. Soil and groundwater were contaminated with heating oil at the site. The proposed future use of the site will be non-residential for automotive repair. The Notice of Intent to Remediate was published in the *Daily Local News* and *Daily Local News Digital* on March 7, 2018.

448 Maple Avenue, 448 Maple Avenue, Lower Salford Township, **Montgomery County**. Christina Moretti, ATC Group Services, LLC, 3 Terri Lane, Suite 4, Burlington, NJ 09016 on behalf of Andrew Shields, Nationwide Mutual Insurance Company, One Nation Plaza, Columbus, OH 43215 submitted a Notice of Intent to Remediate. Soil in a small localized area contains lead concentrations. The future use of the property is expected to be residential. The Notice of Intent to Remediate was published in the *Reporter* and *The Reporter Digital* on March 24, 2018.

Conebella Farm, 337 Chestnut Tree, West Nantmeal Township, **Chester County**. Michael Napolitan, Taylor GeoServices, 38 Bishop Hollow Road, Newtown, Square, PA 19073 on behalf of Donald C. & Pamela K. Gable, Conebella Farm, 337 Chestnut Tree Road, Elverson, PA 19520 submitted a Notice of Intent to Remediate. The site has been found to be contaminated with leaded and unleaded gasoline which has contaminated soil in the site. The proposed future use of the property will be for residential use. The Notice of Intent to Remediate was published in the *Reading Eagle* on March 30, 2018.

Leone Residence, 14 MacIntosh Road, Bristol Township, **Bucks County**. Richard D. Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073 on behalf of Brian Matarese, State Farm Insurance, PA Fire Claims, P.O. Box 106169, Atlanta, GA 30348-6169 submitted a Notice of Intent to Remediate. A release of petroleum impacted the shallow soil and groundwater on the Leone property. The current use and proposed future use of the property is residential. The Notice of Intent to Remediate was published in the *Courier Times* on December 12, 2017.

Warminster Plaza, 606 York Road, Warminster Township, **Bucks County**. Paul Martino, Pennoni Associates, Inc., 1900 Market Street, Suite 300, Philadelphia, PA 19103 on behalf of John Giangiuilli, Liberty Bell Capital III, LP, 401 East City Avenue, Suite 812, Bala Cynwyd, PA 19004 submitted a Notice of Intent to Remediate. A release of PCE and related compounds associated dry

cleaning operations. The result of investigation indicates PCE in soil and groundwater beneath the site. The Notice of Intent to Remediate was published in the *Bucks County Times* on December 5, 2017.

Smith Residence, 110 Birmingham Street, West Chester Borough, **Chester County**. Geoff Kristof, Aquaterra Technologies, Inc., P.O. Box 744, West Chester, PA 19381 on behalf of Nic DiCarlo, Lewis Environmental, Inc., P.O. Box 639, 155 Railroad Plaza, Royersford, PA 19468 submitted a Notice of Intent to Remediate. The removal of a residential heating oil underground storage tank discovered impacted soils. The property remains a private residence. The Notice of Intent to Remediate was published in the *Daily Local News* on April 16, 2018.

191 East Butler Avenue, 191 East Butler Avenue, Chalfont Borough, **Bucks County**. Bernard B. Beegle, Advanced GeoServices, Corporation, 1055 Andrew Drive, Suite A, West Chester, PA 19380 on behalf of Teresa T. Terhune, Wells Fargo, 9580 Regency Square Boulevard, 2nd floor, Jacksonville, FL 32225 submitted a Notice of Intent to Remediate. Soil has been impacted with the release of # 2 fuel oil. The proposed future use of the site is anticipated to be non-residential. The Notice of Intent to Remediate was published the *New Herald* on April 1, 2018.

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

Roman Range Unit 20 Well Pad, 5312 Three Lakes Road, **Susquehanna County**. Resource Environmental Management, 50 Maple Street, Montrose, PA 18801, on behalf of SWN Production Company, LLC, 917 State Route 92 North, Tunkhannock, PA 18657, has submitted a Notice of Intent to Remediate. Soil was contaminated with brine due to a breach in the containment berm. Future use of the site will be residential. The Notice of Intent to Remediate was published in the *Susquehanna County Independent* on April 25, 2018.

Southcentral Region: Environmental Cleanup and Brownfields Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone 717.705.4705.

Former Alco Industries/Miller Chemical & Fertilizer LLC, 120 Radio Road, Hanover, PA 17331, Conewago Township, **Adams County**. EnviroAnalytics Group, LLC, 1650 Des Peres Road, Suite 303, St. Louis, MO 63131, on behalf of INOHGA LLC, 1650 Des Peres Road, Suite 303, Saint Louis, MO and Miller Chemical & Fertilizer, LLC, 120 Radio Road, Hanover, PA 17331, submitted a Notice of Intent to Remediate site groundwater contaminated with pesticides and BTEX. The site will be remediated to the Nonresidential Statewide Health Standard. Future use of the site will remain a fertilizer processing center. The Notice of Intent to Remediate was published in the *Evening Sun* on September 19, 2017.

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

Flynn Farm 1209 Conventional Well Site, 15338 Route 666, Kingsley Township, **Forest County**. Moody & Associates, Inc., 11548 Cotton Road, Meadville, PA 16335, on behalf of Catalyst Energy, Inc., 424 South 27th Street, Suite 304, Pittsburgh, PA 15203-2380, submitted a Notice of Intent to Remediate. A release of an unknown amount of produced fluids from conventional oil operations was found around a tank battery and crude oil was found within the diked area around the tanks. Dead vegetation was noted outside the diked area. The selected remedia-

tion standard will be Statewide Health. Intended future use of the site will be residential. The Notice of Intent to Remediate was published in *The Forest Press* on April 4, 2018.

Torpedo Specialty Wire, Inc., 7065 State Route 27, Pittsfield Township, **Warren County**. Environmental Remediation & Recovery, Inc., 4250 Route 6N, Edinboro, PA 16412, on behalf of Torpedo Specialty Wire, 1115 Instrument Drive, Rocky Mount, NC 27804, submitted a Notice of Intent to Remediate. Due to historical manufacturing, site soil and site groundwater has been identified to be contaminated with metals and VOCs. The Site-Specific Standard has been selected for remediation of the site. Intended future use is likely to remain industrial. The Notice of Intent to Remediate was published in *The Time-Observer* on April 23, 2018.

Sheetz Store No. 613, 2 Bolivar Drive, Foster Township, **McKean County**. United Environmental Services, Inc., P.O. Box 701, Schuylkill Haven, PA 17972, on behalf of MBC Properties, LP, 950 East Main Street, Schuylkill Haven, PA 17972, submitted a Notice of Intent to Remediate. During property redevelopment activities, soil was discovered to be impacted with 1,2,4-trimethylbenzene, 1,3,5-trimethylbenzene and groundwater impacted with 1,2,4-trimethylbenzene. Intended future use of the property will be non-residential. The Site-Specific and Statewide Health Standards have been selected for remediation of the site. The Notice of Intent to Remediate was published in the *Bradford Era* on January 9, 2018.

HAZARDOUS WASTE TREATMENT, STORAGE AND DISPOSAL FACILITIES

Application received, under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003) and Regulations to Operate or for the closure and post-closure care of a Hazardous Waste Treatment, Storage or Disposal Facility.

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

Permit ID No. PAD000736942. Calgon Carbon Corporation, 3000 GSK Drive, Moon Township, PA 15108 for Calgon Carbon Corporation Neville Island Carbon Reactivation Plant, 200 Neville Road, Pittsburgh, PA 15225. A permit renewal application for the continued operation of the hazardous waste reactivation facility in Neville Township, **Allegheny County**, was received in the Regional Office on December 13, 2017 and accepted for technical review on May 2, 2018.

REGISTRATION FOR RESIDUAL WASTE GENERAL PERMITS

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

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

General Permit Application No. WMGR123SW029. Chevron Appalachia, LLC, 700 Cherrington Parkway, Coraopolis, PA 15108. A registration for coverage under General Permit WMGR123 for the processing and benefi-

cial use of oil and gas liquid waste for the Herminie South Centralized Water Facility to be located in South Huntingdon Township, **Westmoreland County** was received by the Department on May 7, 2018 and deemed administratively complete by the Regional Office on May 14, 2018.

General Permit Application No. WMGR123SW030. Range Resources-Appalachia, LLC, 3000 Town Center Blvd., Canonsburg, PA 15317. A request for registration for coverage under General Permit WMGR123 for the processing and beneficial use of oil and gas liquid waste for the Martin Tank Pad to be located in North Strabane Township, **Washington County**. The application was received by the Department on May 8, 2018 and deemed administratively complete by the Regional Office on May 15, 2018.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

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

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

Copies of the application, the Department’s analysis, all pertinent documents used in the evaluation of the application and subsequently prepared proposed plan approvals/operating permits are available for public review during normal business hours at the appropriate Department Regional Office. Appointments for scheduling a review must be made by calling the appropriate Department Regional Office. The address and phone number of the Regional Office is listed before the application notices.

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

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

Permits issued to the owners or operators of sources subject to 25 Pa. Code Chapter 127, Subchapter D or E,

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

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

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

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

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

23-00108: Barry Callebaut USA LLC (903 Industrial Hwy., Eddystone, PA 19022), for a non-Title V, State-Only, Synthetic Minor Operating Permit in Eddystone Borough, **Delaware County**. This action is for the renewal of the State-Only Operating Permit. The permit was initially issued on 7-16-2013. The company operates a cocoa bean processing plant, where cocoa bean nibs are processed into cocoa liqueur, cocoa powder, and/or cocoa butter on the site formerly owned by the Baldwin locomotive factory. The primary emission sources include a natural gas-fired boiler rated at 20.16 MMBtu/hr, a 250-kW diesel fuel-fired emergency generator, the pre-roasting process, two (2) natural gas-fired roasters and two (2) nib grinding lines. The renewed permit will include monitoring, recordkeeping, reporting, and work practice standards designed to keep the facility operating within all applicable air quality requirements.

46-00190: Dickson Investment Hardware, Inc. (386 East Church Road, King of Prussia, PA 19406) for operation of two (2) burn off ovens at a manufacturing facility located in Upper Merion Township, **Montgomery County**. The permit is for a non-Title V (State only) facility. The facility is classified as a Natural Minor for Volatile Organic Compound (VOC) emissions and Hazardous Air Pollutant (HAP) emissions. The requirements from General Permit No. GP4-46-0019 are incorporated into the facility-wide operating permit; requirements are listed under Source ID 103 (Burn Off Oven and Afterburner). The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

15-00055: Highway Materials, Inc. (850 Quarry Road, Downingtown, PA 19335), for renewal of a State Only, Synthetic Minor Operating Permit in East Caln Township, **Chester County**. Highway Materials operates a 344 ton per hour batch asphalt plant with a rotary dryer. A knockout box and baghouse dust collector is used for particulate matter emission controls. No modifications

or physical changes have taken place to the asphalt plant since the operating permit was last issued. The permit includes monitoring, record keeping and reporting requirements designed to address all applicable air quality requirements.

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

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, or William Weaver, Regional Air Quality Manager, 717-705-4702.

22-05041: The Hershey Company (1033 Old West Chocolate Avenue, Hershey PA 17033) for the West Plant chocolate manufacturing operations in Derry Township, **Dauphin County**. This is for a renewal of the existing State-only operating permit. Annual emissions from the facility are estimated at 15.1 tpy of NO_x, 11.3 tpy of CO, 8.3 tpy of PM₁₀, 2.4 tpy of VOCs, and 0.19 tpy SO₂. 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.

07-05035: Grannas Bros. Stone, Inc. (PO Box 488, Hollidaysburg, PA 16648) to issue a State Only Operating Permit for a batch asphalt plant located in Frankstown Township, **Blair County**. The facility's potential emissions are 21.06 tons of NO_x, 70.2 tons of CO, 15.44 tons of SO_x, 4.74 tons of PM₁₀, and 4.27 tons of VOC. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions for Federal 40 CFR 60 Subpart I—Standards of Performance for Hot Mix Asphalt Facilities.

22-03004: Hershey Company (925 Reese Avenue, Hershey, PA 17033) for the H. B. Reese Candy facility in Derry Township, **Dauphin County**. The facility had the 2017 actual air emissions: 5.85 tons of CO, 7.02 tons of NO_x, 3.82 tons of PM, 0.05 ton of SO_x, and 9.11 tons of VOC. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include 40 CFR Part 60, Subpart Dc—Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Unit, 40 CFR Part 60, Subpart JJJJ—Standards of Performance for Stationary Spark Ignition Internal Combustion Engines, and 40 CFR Part 63 Subpart ZZZZ—National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines.

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

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

59-00008: Tennessee Gas Pipeline Company, LLC (1001 Louisiana Street, Houston, TX 77002); the Department intends to issue a renewal State Only permit for their 315 Wellsboro facility located in Charleston Township, **Tioga County**. The facility is currently operating under State Only Permit No: 59-00008 as amended on May 15, 2014. A change to the facility was authorized via Plan Approval No: 59-00008C which is incorporated in the renewal permit. The above change was for construction of a Solar Mars 100 compressor turbine (Source ID P101B), completed in 2015. Accordingly, the facility's sources

currently in operation consist of two (2) Solar Mars 100 compressor turbines for natural gas transmission and storage purposes, one (1) emergency generator-engine, parts washers/cleaning units and the collection of fugitive components at the facility, such as pipeline valves, flanges, etc. Facility wide Potential to Emit calculations for nitrogen oxides (NO_x, expressed as NO₂), carbon monoxide (CO), volatile organic compounds (VOCs), sulfur oxides (SO_x, expressed as SO₂), particulate matter (PM), PM₁₀, PM_{2.5} and hazardous air pollutants (HAPs) are, as follows: NO_x—61.4 tons per year (tpy); CO—59.4 tpy; VOCs—7.1 tpy; SO₂—3.7 tpy; PM₁₀/PM_{2.5}—7.3 tpy; and HAPs—3.5 tpy. Each Solar Mars 100 compressor turbine is subject to the Standards of Performance for Stationary Combustion Turbines as codified in 40 CFR Part 60 Subpart KKKK. Each is also subject to BAT. The emergency generator-engine is subject to the Standards of Performance for Stationary Spark Ignition Internal Combustion Engines as codified 40 CFR Part 60 Subpart JJJJ. All applicable air quality regulatory requirements pertaining to the air contaminant sources located at this facility have been incorporated into the renewal permit including testing, monitoring, recordkeeping, reporting and work practice conditions to verify compliance with the applicable requirements. The applicable requirements were derived from 25 Pa. Code Chapters 121—145. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570.327.0550.

55-00018: Cherry Hill Hardwoods, Inc. (3150 Middle Road, Richfield, PA 17086) to issue a renewal State Only Operating Permit for the Richfield Lumber Mill located in West Perry Township, **Snyder County**. The facility is currently operating under State Only Operating Permit 55-00018. The facility's main sources include one (1) wood waste-fired boiler, one (1) # 2 fuel oil-fired boiler, various woodworking equipment (planers, molders and saws), seven (7) lumber drying kilns and one (1) lumber pre-dry oven. The facility has potential emissions of 26.50 TPY of CO; 25.69 TPY of NO_x; 2.86 TPY of SO_x; 16.15 TPY of PM/PM₁₀; 3.91 TPY of VOCs; 1.01 TPY of HAPs and 14,069 TPY of CO_{2e}. Both boilers are subject to 40 CFR Part 63, Subpart JJJJJ—NESHAPS for Industrial, Commercial, and Institutional Boilers Area Sources. The emission limits and work practice standards along with testing, monitoring, record keeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 25 Pa. Code Chapters 121—145, as well as 40 CFR Part 63. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

14-00019: John B. Brown Funeral Home, Inc. (2401 South Atherton Street, State College, PA 16801) to issue a renewal of the State Only Operating Permit for the Koch Funeral Home located in College Township, **Centre County**. The facility is currently operating under State Only Operating Permit 14-00019. The facility's main source includes a 0.72 million Btu per hour natural gas/propane-fired All Crematory Corporation Cremator model L-1701 human remains crematory incinerator

equipped with a 1.4 million Btu per hour natural gas/propane-fired Eclipse model 936 SIB-H secondary combustion chamber. The facility has potential emissions of 0.76 TPY of CO; 0.91 TPY of NO_x; 0.005 TPY of SO_x; 0.70 TPY of PM/PM₁₀; 0.05 TPY of VOCs; 0.02 TPY HAPs; 1,095 TPY GHGs. The emission limits and work practice standards along with testing, monitoring, record keeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 25 Pa. Code Chapters 121—145. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

18-00026: First Quality Products, Inc. (121 North Road, McElhattan, PA 17748) to issue a renewal State Only Operating Permit for their Sanitary Paper Products facility located in Wayne Township, **Clinton County**. The facility's main sources include fifty-three (53) natural gas fired space heaters, thirteen (13) absorbent product manufacturing lines, two (2) adult brief machines, three (3) underpad machines, four (4) parts washers, and two (2) diesel fired fire pumps. The facility has potential to emit under 0.94 ton per year (tpy) of particulate matter/particulate matter with an effective aerodynamic diameter of less than or equal to 10 micrometer, 11.86 tpy of nitrogen oxides, 2.96 tpy of carbon monoxide, 22.88 tpy of volatile organic compounds, 1.49 tpy of hazardous air pollutants and 0.05 tpy of sulfur oxides. The potential emissions for all criteria pollutants remained same at the facility. The diesel fired fire pumps are subject to 40 CFR Part 63, Subpart ZZZZ—National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines. The diesel fired fire pumps are subject to 40 CFR Part 60, Subpart IIII—Standards of Performance for Stationary Compression Ignition Internal Combustion Engines. The emission limits and work practice standards along with testing, monitoring, recordkeeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 25 Pa. Code Chapters 121—145, as well as 40 CFR Parts 60, 63 and 98. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

17-00060: Rosebud Mining Company (301 Market Street, Kittanning, PA 16201) to issue a renewal of the State Only operating permit for the Lady Jane Coal Prep Plant located in Huston Township, **Clearfield County**. The facility is currently operating under State Only Operating Permit 17-00060. The facility's main source is a coal preparing plant, coal stockpiling & railcar loading operation, small screener with a diesel-fired engine, cold cleaning machine, combustion units and haul roads. The facility has potential emissions of 0.39 TPY of CO; 1.58 TPY of NO_x; 0.56 TPY of SO_x; 26.17 TPY of PM/PM₁₀; 0.04 TPY of VOCs; 1,758 TPY GHGs. The emission limits and work practice standards along with testing, monitoring, record keeping and reporting requirements have been included in the operating permit to ensure the facility

complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 25 Pa. Code Chapters 121–145. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

19-00030: Sokol Quarries, Inc. (P.O. Box 366, Bloomsburg, PA 17815-0366) to issue a renewal of the State Only operating permit for the Benton Processing Plant located in Fishing Creek Township, **Columbia County**. The facility is currently operating under State Only Operating Permit 19-00030. The facility's main source is a wet sand and gravel processing operation. The facility has potential emissions of 7.75 TPY of PM/PM₁₀. The emission limits and work practice standards along with testing, monitoring, record keeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 25 Pa. Code Chapters 121–145. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

41-00070: PMF Industries, Inc. (2601 Reach Road, Williamsport, PA 17701) to issue a renewal of the State Only operating permit for the Williamsport Plant located in Williamsport, **Lycoming County**. The facility is currently operating under State Only Operating Permit 41-00070. The facility's main source is a batch vapor degreaser. The facility has potential emissions of 0.01 TPY of CO; 0.05 TPY of NO_x; 9.77 TPY of PM/PM₁₀; 13.00 TPY of VOC and 1.00 TPY of GHG. The emission limits and work practice standards along with testing, monitoring, record keeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 25 Pa. Code Chapters 121–145. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

49-00059: Herndon Reload Co. (386 Pennsylvania Avenue Herndon, PA 17830-7284), for initial issuance of their State Only (Synthetic Minor) Operating Permit for their Herndon plant located in the Borough of Herndon, **Northumberland County**. The facility is currently operating under GP9-49-327A and GP9-49-327B, issued September 2, 2016, and November 2, 2016, respectively. The facility's sources include three 485 bhp diesel engines, one 240 bhp diesel engine, one 110 bhp diesel engine, one 475 bhp diesel engine, one 99.9 bhp diesel engine, various woodworking equipment, silo loadout area, and three diesel storage tanks. This facility has the potential annual emissions 11.99 tons of carbon monoxide, 32.89 tons of nitrogen oxides, 0.013 ton of sulfur oxides, 8.45 tons of particulate matter, 3.55 tons of particulate matter less than 10 microns, 1.90 ton of particulate matter less than 2.5 microns, 0.112 ton of hazardous air pollutants, 4.84

tons of volatile organic compounds, and 2,858.76 tons of greenhouse gases. The engines covered by the GP-9s and the woodworking equipment will be incorporated into a State Only (Synthetic Minor) Operating Permit by this action. The emission restriction, testing, monitoring, recordkeeping, reporting, and work practice conditions of the SMOP have been derived from the applicable requirements of 40 CFR Parts 60 and Part 63 and 25 Pa. Code Chapters 121–145. The proposed operating permit contains all applicable regulatory requirements including monitoring, recordkeeping, and reporting conditions to ensure compliance with applicable Federal and State air quality regulations. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

12-00002: GKN Sinter Metals, Inc. (PO Box 493, Emporium, PA 15834) to issue a renewal State Only Operating Permit for their powdered metal production facility located in Shippen Township, **Cameron County**. The facility's main sources include a hydraulic parts molding unit, a powdered metal parts impregnation operation, one (1) electric de-lube furnace, seven (7) electric sintering furnaces, two (2) steam treat units, and two (2) parts washers. The facility has potential to emit under 0.87 ton per year (tpy) of particulate matter/particulate matter with an effective aerodynamic diameter of less than or equal to 10 micrometer, 1.32 tpy of nitrogen oxides, 1.11 tpy of carbon monoxide, 10.73 tpy of volatile organic compounds, and 0.01 tpy of sulfur oxides. The potential volatile organic compounds and hazardous air pollutants emissions reduced by 36.3 tons and 2.50 tons per year, respectively due to removal of powdered metal parts dip sizing operation. The potential emissions for all other criteria pollutants remained same at the facility. The emission limits and work practice standards along with testing, monitoring, recordkeeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 25 Pa. Code Chapters 121–145, as well as 40 CFR Parts 60, 63 and 98. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

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

Contact: Thomas Joseph, P.E., Facilities Permitting Chief—Telephone: 412-442-4336.

04-00252: Alex E. Paris Contracting Company, Inc. (1595 Smith Township State Road, Atlasburg, PA 15004) Natural Minor Operating Permit is for a flyash disposal site near Clinton-Frankfort Road and Keefer School Road in Hanover Township, **Beaver County**. The site does not currently receive any new material and is in a remediation stage. Emissions at the site are minimal and consist mainly of particulate matter (PM). PM emissions derive from aggregate handling and storage and are less than one (1) ton per year. Water sprays, a truck wash, and chemical dust suppressants are used to control emissions. The site also has limitations from Solid Waste Permit No. 300936, which expires on October 16, 2018. The air

quality permit includes operation requirements, monitoring requirements, and recordkeeping requirements for the site.

11-00498: Pets After Life Services/Portage (3215 Frankstown Road, Portage, PA 15946) for the pet crematory located in Portage Township, **Cambria 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 above-mentioned facility.

The subject facility consists of two incinerators, one existing and one proposed. The review covers both units. The existing source is a 36 R&K Incinerator, with a primary chamber rated at 0.210 MMBtu/hr and a secondary chamber rated at 0.280 MMBtu/hr. The second, proposed source is a U.S. Cremation Equipment USB20 (Sierra 500) incinerator, with a primary chamber rated at 0.50 MMBtu/hr and a secondary chamber rated at 1.5 MMBtu/hr. The facility has the potential to emit 1.45 TPY NO_x, 4.82 TPY CO, 1.45 TPY VOC, 1.20 TPY SO_x, 0.49 TPY HAP, and 3.22 TPY PM. Actual emissions from the facility are anticipated to be lower than the potential emissions, based on the applicant's projected operations.

Once during each cremation cycle, the permittee shall conduct a fugitive emission survey and a malodor survey around the perimeter of the facility property to ensure compliance with 25 Pa. Code §§ 123.1, 123.2 and 123.31. Records of the survey performed must be recorded. Particulate emissions shall not exceed 0.08 gr/dscf corrected to 7% oxygen. For each unit, the permittee shall maintain records of time and corresponding temperature during each cremation cycle when the temperature of the secondary combustion chamber is at least 1800 degrees Fahrenheit; the amount of fuel used on a monthly basis; hours of operation; and cremation cycles. The temperature of the secondary (or last) chamber shall achieve at least 1800 degrees Fahrenheit during each cremation cycle. The proposed authorization is subject to State and Federal Regulations. The permit includes operation requirements, monitoring requirements, and recordkeeping requirements.

Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of the State-Only Operating Permit may submit the information to Bradley Spayd, Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222. Written comments must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Operating Permit (11-00498) and concise statements regarding the relevancy of the information or objections to issuance of the Operating Permit.

A public hearing may be held, if the Department, in its discretion, decides that such a hearing is warranted based on the information received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department determines such notification by telephone is sufficient. Written comments or requests for a public hearing should be directed to Mr. Mark Gorog, Regional Air Quality Program Manager, Department of Environmental Protection, Southwest Region, 400 Waterfront Drive, Pittsburgh, PA 15222. For additional information concerning the permit or the issuance procedure, contact Mr. Bradley Spayd, Air Quality Engineering Trainee, at the same address or phone at (412) 442-5227.

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: Matt Williams, Facilities Permitting Chief—Telephone: 814-332-6131.

10-00350: Matthews International Corporation/IDL Worldwide (PO Box 569, 500 Grant Avenue, East Butler, PA 16029-0569), the Department intends to issue a renewal of the State Only Operating Permit for the screen printing facility (printing presses, a screen wash machine, a spray booth, emergency generator and fire pump, and other insignificant sources). The sources were covered by plan approvals 10-350A and 10-350B. The permittee has a VOC emission limit of 49.5 TPY a single HAP emission limit of 9.8 TPY, and total HAPs emission limit of 24.8 TPY (each based on a consecutive 12-month rolling period). Each of the sources contains the restrictions, recordkeeping, reporting, work practice requirements, and additional requirements as established in the plan approvals. The emergency generator and fire pump engines are subject to 40 CFR 63 Subpart ZZZZ pertaining to the NESHAPs for Stationary Reciprocating Internal Combustion Engines (RICE). The facility is located in East Butler Borough, **Butler County**.

43-00289: Spang Power Electronics (5241 Lake St., Sandy Lake, PA 16145), the Department intends to issue the renewal of the State-Only Operating Permit to a facility that manufactures transformers, and industrial power systems and controls. Permitted sources at the facility include two dip tanks for surface coating, each with an oven for curing; chemical potting operations; an emergency generator; and space heaters. The larger dip tank and the associated oven are subject to a combined VOC restriction of 16 tons during any consecutive 12-month period. Starting with this renewal, the two dip tanks are subject to 25 Pa. Code § 129.52d (Control of VOC emissions from miscellaneous metal parts surface coating processes, miscellaneous plastic parts surface coating processes and pleasure craft surface coatings), which replaces § 129.52 (Surface coating processes). The facility is Natural Minor for permitting purposes.

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

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

OP17-000027: Dietz and Watson (5701 Tacony Street, Philadelphia, PA 19135) for a meat packaging facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include two (2) natural gas/No. 2 oil/propane fired boilers each rated at 11.82 MMBtu/hr, two (2) natural gas/propane fired boilers each rated at 11.544 MMBtu/hr, one (1) natural gas fired boiler rated at 9.9 MMBtu/hr, ten (10) natural gas/propane fired food processing ovens each rated at 1.65 MMBtu/hr, one (1) natural gas/propane fired food processing oven rated at 0.825 MMBtu/hr, three (3) No. 2 oil/used oil fired heaters each rated at 0.35 MMBtu/hr or less, two (2) diesel fired emergency generators each rated at 230 kW or less, and one (1) diesel fired fire pump rated at 186 kW.

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

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

COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P.S. §§ 3301—3326); The Clean Streams Law (35 P.S. §§ 691.1—691.1001); the Coal Refuse Disposal 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.

Permit No. 56110108 and NPDES No. PA0263354. Sherpa Mining Contractors, Inc., 337 Benny Road, Hooversville, PA 15936, permit renewal for the continued operation and restoration of a bituminous surface and auger mine in Shade Township, **Somerset County**, affecting 176.9 acres. Receiving streams: unnamed tributaries to and Oven Run and unnamed tributaries to Stonycreek River classified for the following use: cold water fishes. The first downstream potable water supply intake from the point of discharge is Hooversville Municipal Authority intake on Stonycreek River approximately 1 mile downstream. Application received: May 7, 2018.

Permit No. 56920106 and NPDES No. PA0599557. Sherpa Mining Contractors, Inc., 337 Benny Road, Hooversville, PA 15936, permit renewal for the continued operation and restoration of a bituminous surface and auger mine in Shade Township, **Somerset County**, affecting 276 acres. Receiving streams: unnamed tributary to Hinson Run; unnamed tributary to Shade Creek; unnamed tributary to Stonycreek River, classified for the following use: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: May 7, 2018.

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

17100104 and NPDES PA0257320. RES Coal LLC (224 Grange Hall Road, P.O. Box 228, Armagh, PA 15920). Permit renewal for continued operation and restoration of a bituminous surface coal mine located in Chest Township, **Clearfield County** affecting 125.0 acres. Receiving stream(s): UNT to Chest Creek and Chest Creek classified for the following use(s): CWF. There are no potable water supply intakes within 10 miles downstream. Application received: May 7, 2018.

New Stanton District Office: 131 Broadview Road, New Stanton, PA 15672, 724-925-5500.

63813210 and NPDES Permit No. PA0615129. PA Coal Reclamation (P.O. Box 126, Cuddy, PA 15031-0136). Renewal application for continued mining to an existing bituminous surface mine, located in Deemston Borough, **Washington County**, affecting 53.3 acres. Receiving streams: North Fork of Ten Mile Run, classified for the following use: TSF. Potable water supply intake: Tri-County Municipal Authority. Application received: May 11, 2018.

Noncoal Applications Returned

New Stanton District Office: 131 Broadview Road, New Stanton, PA 15672, 724-925-5500.

03020402 and NPDES Permit No. PA0250406. Allegheny Mineral Corporation (P.O. Box 1022, Kittanning, PA 16201). Permit returned for continued treatment of a large noncoal surface mine, located in West Franklin Township, **Armstrong County**, affecting 160.8 acres. Receiving streams: Unnamed tributary and Buffalo Creek. Application received: February 1, 2018. Permit returned: May 9, 2018.

Noncoal Applications Received

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

Table 2

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

* The parameter is applicable at all times.

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

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

Permit No. 52110301C and NPDES No. PA0225118. Wayne D. Holbert, (115 Rocky Rift Farm Road, Lackawaxen, PA 18435), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Lackawaxen Township, **Pike County** affecting 14 acres, receiving stream: Delaware River to unnamed tributary to Lackawaxen River, classified for the following uses: warm water fishes, migratory fishes, high quality—cold water fishes and high quality—migratory fishes. Application received: May 7, 2018.

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.

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

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

Effluent Limits for Noncoal Mining Activities

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

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

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

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

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

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

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

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

Coal NPDES Draft Permits

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

NPDES No. PA0100803 (Mining Permit No. 17841607), Rosebud Mining Company, (301 Market Street, Kittanning, PA 16201-1504). A renewal to the NPDES and mining activity permit for the Bigler Coal Preparation Plant in Bradford Township, **Clearfield County**. Surface Acres Affected 84.2. Receiving stream: Roaring Run, classified for the following use: CWF. Clearfield Creek Watershed TMDL. The application was considered administratively complete on April 29, 2016. Application received November 9, 2015.

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

Outfall 001 discharges to: Roaring Run

The proposed effluent limits for *Outfall 001* (Lat: 40° 59' 44" Long: 78° 19' 15") are:

Parameter		Minimum	30-Day Average	Daily Maximum	Instant. Maximum
Flow	(mgd)	-	Report	Report	-
pH	(S.U.)	6.0	-	-	9.0
Total Suspended Solids	(mg/l)	-	35	70	90
Total Dissolved Solids	(mg/l)	-	-	-	Report
Alkalinity, Total (as CaCO ₃)	(mg/l)	-	-	-	Report
Acidity, Total (as CaCO ₃)	(mg/l)	-	-	-	Report
Net Alkalinity, Total (as CaCO ₃)	(mg/l)	0.0	-	-	-
Iron	(mg/l)	-	1.5	3.0	3.8
Aluminum	(mg/l)	-	0.75	0.75	0.75
Manganese	(mg/l)	-	1.0	2.0	2.5
Sulfate	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report

Outfall 002 discharges to: Roaring Run

The proposed effluent limits for *Outfall 002* (Lat: 40° 59' 39" Long: 78° 19' 04") are:

Parameter		Minimum	30-Day Average	Daily Maximum	Instant. Maximum
Flow	(mgd)	-	Report	Report	-
pH	(S.U.)	6.0	-	-	9.0
Total Suspended Solids	(mg/l)	-	35	70	90
Total Dissolved Solids	(mg/l)	-	-	-	Report
Alkalinity, Total (as CaCO ₃)	(mg/l)	-	-	-	Report
Acidity, Total (as CaCO ₃)	(mg/l)	-	-	-	Report
Net Alkalinity, Total (as CaCO ₃)	(mg/l)	0.0	-	-	-
Iron	(mg/l)	-	1.5	3.0	3.8
Aluminum	(mg/l)	-	0.75	0.75	0.75
Manganese	(mg/l)	-	1.0	2.0	2.5
Sulfate	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report

Outfall 003 discharges to: Roaring Run

The proposed effluent limits for *Outfall 003* (Lat: 40° 59' 42" Long: 78° 19' 08") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	Report	Report	-
pH	(S.U.)	6.0	-	-	9.0
Total Suspended Solids	(mg/l)	-	35	70	90
Total Dissolved Solids	(mg/l)	-	-	-	Report
Alkalinity, Total (as CaCO ₃)	(mg/l)	-	-	-	Report
Acidity, Total (as CaCO ₃)	(mg/l)	-	-	-	Report
Net Alkalinity, Total (as CaCO ₃)	(mg/l)	0.0	-	-	-
Iron	(mg/l)	-	1.5	3.0	3.8
Aluminum	(mg/l)	-	0.75	0.75	0.75
Manganese	(mg/l)	-	1.0	2.0	2.5
Sulfate	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report

EPA Waiver not in effect.

NPDES No. PA0214787 (Mining Permit No. 03961301), Rosebud Mining Company, (301 Market Street, Kittanning, PA 16201-9642). A renewal to the NPDES and mining activity permit for the Tracy Lynne Mine in Kiskiminetas Township, **Armstrong County**. Underground Acres Affected 63.4. Receiving stream: Roaring Run, classified for the following use: CWF. Receiving stream: UNT to Roaring Run, classified for the following use: CWF. Receiving stream: Carnahan Run, classified for the following use: WWF. Kiskiminetas-Conemaugh River Watershed. The application was considered administratively complete on February 2, 2017. Application received: August 25, 2016.

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

Outfall 001 discharges to: Roaring Run

The proposed effluent limits for *Outfall 001* (Lat: 40° 34' 13" Long: -79° 30' 42") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	Report	Report	-
Iron	(mg/l)	-	1.5	3.0	3.8
Suspended Solids	(mg/l)	-	35	70	90
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	0.75
Sulfate	(mg/l)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
Phenols, Total	(mg/l)	-	-	-	Report
pH	(mg/l)	6.0	-	-	9.0
Alkalinity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Acidity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Alkalinity, Net	(mg/l)	0.0	-	-	-

Outfall 002 discharges to: Roaring Run

The proposed effluent limits for *Outfall 002* (Lat: 40° 34' 14" Long: -79° 30' 42") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	Report	Report	-
Iron	(mg/l)	-	1.5	3.0	3.8
Suspended Solids	(mg/l)	-	35	70	90
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	0.75
Sulfate	(mg/l)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
Selenium, Total	(mg/l)	-	-	-	Report
Phenols, Total	(mg/l)	-	-	-	Report
pH	(mg/l)	6.0	-	-	9.0
Alkalinity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Acidity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Alkalinity, Net	(mg/l)	0.0	-	-	-

Outfall 003 discharges to: Tributary 43058 Roaring Run

The proposed effluent limits for *Outfall 003* (Lat: 40° 34' 23" Long: -79° 31' 02") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	Report	Report	-
Iron	(mg/l)	-	1.5	3.0	3.8
Suspended Solids	(mg/l)	-	35	70	90
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	0.75
Sulfate	(mg/l)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report
Bromide	(mg/l)	-	-	-	Report
pH	(mg/l)	6.0	-	-	9.0
Alkalinity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Acidity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Alkalinity, Net	(mg/l)	0.0	-	-	-
Osmotic Pressure	(mOs/kg)	-	50	100	100

Outfall 004 discharges to: Tributary 42886 to Carnahan Run

The proposed effluent limits for *Outfall 004* (Lat: 40° 37' 55" Long: -79° 30' 21") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	Report	Report	-
Iron	(mg/l)	-	1.5	3.0	3.8
Suspended Solids	(mg/l)	-	35	70	90
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	0.75
Sulfate	(mg/l)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
pH	(mg/l)	6.0	-	-	9.0
Alkalinity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Acidity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Alkalinity, Net	(mg/l)	0.0	-	-	-

EPA Waiver not in effect.

NPDES No. PA0588491 (Mining Permit No. 56841612), Wilson Creek Energy, LLC, (1576 Stoystown Road, P.O. Box 260, Friedens, PA 15541). A renewal to the NPDES and mining activity permit for the Wilson Creek Coal Preparation Plant in Black Township, **Somerset County**. Surface Acres Affected 43. Receiving stream: Coxes Creek, classified for the following use: WWF. Coxes Creek Watershed TMDL. The application was considered administratively complete on February 22, 2017. Application received: April 26, 2016.

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

Outfall 001 (SW3) discharges to: Coxes Creek

The proposed effluent limits for *Outfall 001* (SW3) (Lat: 39° 55' 48" Long: -79° 08' 48") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
pH	(S.U.)	6.0	-	-	9.0
Total Suspended Solids	(mg/l)	-	35	70	90
Total Dissolved Solids	(mg/l)	-	-	-	Report
Osmotic Pressure	(mos/kg)	-	-	-	Report
Alkalinity, Total (as CaCO ₃)	(mg/l)	-	-	-	Report
Acidity, Total (as CaCO ₃)	(mg/l)	-	-	-	Report
Net Alkalinity, Total (as CaCO ₃)	(mg/l)	0.0	-	-	-
Iron	(mg/l)	-	1.5	3.0	3.8
Aluminum	(mg/l)	-	0.75	0.75	0.75
Manganese	(mg/l)	-	1.0	2.0	2.5
Mercury	(mg/l)	-	-	-	Report
Sulfate	(mg/l)	-	-	-	Report

Outfall 002 (SW11) discharges to: Coxes Creek

The proposed effluent limits for *Outfall 002* (SW11) (Lat: 39° 55' 59" Long: -79° 08' 41") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
pH	(S.U.)	6.0	-	-	9.0
Total Suspended Solids	(mg/l)	-	35	70	90
Total Dissolved Solids	(mg/l)	-	-	-	Report
Osmotic Pressure	(mos/kg)	-	-	-	Report
Alkalinity, Total (as CaCO ₃)	(mg/l)	-	-	-	Report
Acidity, Total (as CaCO ₃)	(mg/l)	-	-	-	Report
Net Alkalinity, Total (as CaCO ₃)	(mg/l)	0.0	-	-	-
Iron	(mg/l)	-	1.5	3.0	3.8
Aluminum	(mg/l)	-	0.75	0.75	0.75
Manganese	(mg/l)	-	1.0	2.0	2.50
Mercury	(mg/l)	-	-	-	Report
Sulfate	(mg/l)	-	-	-	Report

EPA Waiver not in effect.

NPDES No. PA0215708 (Mining Permit No. 17941601), Forcey Coal, Inc., (475 Banion Road, Madera, PA 16661). A renewal to the NPDES and mining activity permit for the Tipple Operation in Bigler Township, **Clearfield County**. Surface Acres Affected 11.3. Receiving stream: UNT to Muddy Run, classified for the following use: CWF. Clearfield Creek Watershed TMDL. The application was considered administratively complete on October 30, 2015. Application received: October 30, 2015.

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

Outfall 001 discharges to: Muddy Run

The proposed effluent limits for *Outfall 001* (Lat: 40° 48' 31" Long: 78° 26' 02") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	Report	Report	-
pH	(S.U.)	6.0	-	-	9.0
Oil and Grease	(mg/l)	-	15	-	30
Total Suspended Solids	(mg/l)	-	35	70	90
Total Dissolved Solids	(mg/l)	-	-	-	Report
Alkalinity, Total (as CaCO ₃)	(mg/l)	-	-	-	Report
Acidity, Total (as CaCO ₃)	(mg/l)	-	-	-	Report
Net Alkalinity, Total (as CaCO ₃)	(mg/l)	0.0	-	-	-
Iron	(mg/l)	-	1.5	3.0	3.8
Aluminum	(mg/l)	-	0.75	0.75	0.75
Manganese	(mg/l)	-	1.0	2.0	2.5
Sulfates	(mg/l)	-	-	-	Report

EPA Waiver not in effect.

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

NPDES No. PA0599557 (Mining Permit No. 56920106), Sherpa Mining Contractors, Inc., 337 Benny Road, Hooversville, PA 15936, renewal of an NPDES permit for a surface coal operation in Shade Township, **Somerset County**, affecting 276.0 acres. Receiving streams: unnamed tributary to Hinson Run; unnamed tributary to Shade Creek; unnamed tributary to Stonycreek River classified for the following use: cold water fishes. This receiving stream is included in Kiskiminetas—Conemaugh River Watershed TMDL. Application received: May 7, 2018.

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

The following outfall discharges to an unnamed tributary to Hinson Run; unnamed tributary to Shade Creek; unnamed tributary to Stonycreek River.

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
003—Treatment Pond # 3	N

The proposed effluent limits for the previously listed outfall is as follows:

<i>Outfall: 003 Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	1.5	3.0	3.7
Manganese (mg/l)	1.0	2.0	2.5
Aluminum (mg/l)	.75	1.5	1.8
Total Suspended Solids (mg/l)	35.0	70.0	90.0

Outfall: 003
Parameter *30-Day Average* *Daily Maximum* *Instant. Maximum*

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

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
004—Sediment Pond # 1	N
005—Sediment Pond # 2	N
006—Sediment Pond # 3	N
008—Sediment Pond # 5	N

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

<i>Outfalls: 004, 005, 006 & 008</i> <i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	1.5	3.0	3.7
Manganese (mg/l)	1.0	2.0	2.5
Aluminum (mg/l)	.75	1.5	1.8
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.
 Alkalinity must exceed acidity at all times.

NPDES No. PA0263354 (Mining Permit No. 56110108), Sherpa Mining Contractors, Inc., 337 Benny Road Hooversville, PA 15936, renewal of an NPDES permit for discharge of water resulting from surface coal mining in Shade Township, **Somerset County**, affecting 176.9 acres. Receiving streams: unnamed tributaries to/and Oven Run and unnamed tributaries to Stonycreek River, classified for the following use: cold water fishes. This receiving stream is included in the Kiski-Conemaugh TMDL. Application received: May 7, 2018.

The following outfalls discharge to unnamed tributaries to/and Oven Run and unnamed tributaries to Stonycreek River:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
001 (Treatment Pond 1)	N
002 (Treatment Pond 2)	N
003 (Treatment Pond 3)	N
004 (Sediment Pond 1)	N
005 (Sediment Pond 2)	N
006 (Sediment Pond 3)	N
007 (Sediment Pond 4)	N

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

<i>Outfalls: 001—007 (All Weather Conditions)</i> <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	0.75	0.75
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.
 Alkalinity must exceed acidity at all times.

This proposed mine site also contains or is hydrologically connected to substandard discharges for which there is no responsible party. Pursuant to 25 Pa. Code Chapter 87 Subchapter F, effluent limits for those discharges will be based upon the existing baseline pollution load, or the standards found at 25 Pa. Code Chapter 87.102(a) Group A, whichever is least stringent.

Noncoal NPDES Draft Permits

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

NPDES No. PA0279617 (Mining Permit No. 01180301), Specialty Granules, LLC, 1455 Old Waynesboro Road, Blue Ridge Summit, PA 17214, new NPDES permit for surface mining in Hamiltonban Township, **Adams County**, affecting 112.3 acres. Receiving streams: unnamed tributary to/and Toms Creek, classified for the following use: High Quality, cold water fishes. Application received: January 5, 2018. The applicant demonstrated Social or Economic Justification to show that lowering water quality is necessary to accommodate important economic or social development in the area of Special Protection waters.

The following outfalls discharge to unnamed tributaries to/and Toms Creek:

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

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

<i>Outfalls: 001, 002 (All Weather Conditions)</i> <i>Parameter</i>	<i>30-Day</i> <i>Average</i>	<i>Daily</i> <i>Maximum</i>	<i>Instant.</i> <i>Maximum</i>
Total Suspended Solids (mg/l)	35.0	70.0	90.0
pH (S.U.): Must be between 6.0 and 9.0 standard units.			
Alkalinity must exceed acidity.			

Outfalls: 001, 002

(Dry Weather to >100-yr/24-hr Precip. Event)

<i>Parameter</i>	<i>30-Day</i> <i>Average</i>	<i>Daily</i> <i>Maximum</i>	<i>Instant.</i> <i>Maximum</i>
Total Suspended Solids (mg/l)	N/A	N/A	Monitor and Report
pH (S.U.): Must be between 6.0 and 9.0 standard units.			
Alkalinity must exceed acidity.			

New Stanton District Office: 131 Broadview Road, New Stanton, PA 15672, 724-925-5500.

NPDES No. PA0201294 (Mining Permit No. 26950401), Amerikohl Aggregates, Inc., 202 Sunset Drive, Butler, PA 16001. Renewal NPDES permit for a non-coal surface mine in Springfield Township, **Fayette County**, affecting 640.0 acres. Receiving stream(s): Unnamed Tributaries to Clay Run, Clay Run, Sugarcamp Hollow, Unnamed Tributaries Buck Run, and Buck Run classified for the following use(s): HQ-CWF. Application received: February 1, 2016.

The following stormwater outfalls discharge to Sugarcamp Hollow, Unnamed Tributaries Buck Run, and Buck Run.

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
001	N	SW
002	N	SW
003	N	SW
006	N	SW
007	N	SW

The proposed effluent limits for the previously listed outfalls are as follows: for dry weather discharges.

<i>Outfalls:</i> <i>Parameter</i>	<i>30-Day</i> <i>Average</i>	<i>Daily</i> <i>Maximum</i>	<i>Instant.</i> <i>Maximum</i>
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Aluminum (mg/l)	1.0	2.0	2.0
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.			

The following outfalls will be using a combination of non-discharge alternatives and non-degrading discharges (sediment ponds):

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
009	Y	Sediment Pond 10 Emergency Spillway
010	Y	Sediment Pond 11 Emergency Spillway
011	Y	Sediment Pond 12 Emergency Spillway
012	Y	Sediment Pond 13 Emergency Spillway
013	Y	Sediment Pond 14 Emergency Spillway
014	Y	Sample port before the infiltration gallery for Sediment Pond 13
015	Y	Sample port before the infiltration gallery for Sediment Pond 14
016	Y	Sample port before the infiltration gallery for Sediment Pond 10
017	Y	Sample port before the infiltration gallery for Sediment Pond 11
018	Y	Sample port before the infiltration gallery for Sediment Pond 12

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

<i>Outfalls:</i> <i>Parameter</i>	<i>30-Day</i> <i>Average</i>	<i>Daily</i> <i>Maximum</i>	<i>Instant.</i> <i>Maximum</i>
Iron (mg/l)	N/A	N/A	7.0
Manganese (mg/l)	N/A	N/A	5.0
Aluminum (mg/l)	N/A	N/A	2.0
Total Suspended Solids (mg/l)	N/A	N/A	90
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			
Alkalinity must exceed acidity at all times.			

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

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

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

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

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

WATER OBSTRUCTIONS AND ENCROACHMENTS

Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110, Ed Muzic, Section Chief, 717.705.4802.

EA36-050: East Lampeter Township, 2250 Old Philadelphia Pike, Lancaster, PA 17602, in East Lampeter, Paradise and Strasburg Townships, **Lancaster County**, U.S. Army Corps of Engineers Baltimore District.

To construct and maintain a stream restoration project along 920 feet of Pequea Creek including 901 feet of bank grading and 22,150 square feet of floodplain bench creation, all for the purpose of reducing sediment loading to the stream. The project is located near the intersection of South Ronks Road and South Soudersburg Road (Latitude: 40° 00' 38.44" N; Longitude: 76° 09' 40.80" W) in East Lampeter, Paradise and Strasburg Townships, Lancaster County. No wetlands will be impacted by this project.

E31-239: PennDOT Engineering District 9-0, 1620 North Juniata Street, Hollidaysburg, PA 16648-108 in

Clay Township, **Huntingdon County**, U.S. Army Corps of Engineers Baltimore District.

To remove existing structure and to install and maintain an 84-foot × 31 foot 4.5 inch bridge over Sidling Hill Creek (HQ-CWF) for the purpose of improving roadway safety along SR 2001 in Clay Township, Huntingdon County (40.1221, -78.0242).

E06-723: PennDOT Engineering District 5-0, 1002 Hamilton Street, Allentown, PA 18101, in Oley and Ruscombmanor Townships, **Berks County**, U.S. Army Corps of Engineers Philadelphia District.

To 1) temporarily place 1,507 square feet of temporary fill within the floodway of Little Mantawny Creek (CWF, MF) (40.398320, -75.808270), 2) remove the existing 6-foot by 10-foot concrete slab bridge and restore and stabilize the stream resulting in 136 linear feet of direct temporary stream impacts to an Unnamed Tributary to Little Manatawny Creek (CWF, MF) (40.399170, -75.807980), 3) remove 10,504 square feet of fill from the floodway of an Unnamed Tributary to Little Manatawny Creek (CWF, MF) (40.399170, -75.807980), 4) remove an existing 7-foot by 10.8-foot metal arch culvert and place and maintain a 6-foot by 14-foot precast concrete arch culvert (open bottom) resulting in 70 linear feet of direct permanent and 45 linear feet of direct temporary stream impacts to an Unnamed Tributary to Little Manatawny Creek (CWF, MF) (40.400190, -75.808630), 5) temporarily place 1,912 square feet of temporary fill in the floodway of an Unnamed Tributary to Little Manatawny Creek (CWF, MF), 6) place and maintain 7,120 square feet of permanent fill in the floodway of an Unnamed Tributary to Little Manatawny Creek (CWF, MF) (40.400190, -75.808630), 7) place and remove 2,844 square feet of temporary fill within the floodway of Little Manatawny Creek (CWF, MF) (40.400160, -75.808414). No wetlands will be impacted by this project.

The project is located along SR 0073, SR 0662, and T-571 (Oley Road) in Oley and Ruscombmanor Townships, Berks County.

Northcentral Region: Waterways & Wetlands Program Manager, 208 West Third Street, Williamsport, PA 17701, 570-327-3636.

E08-504. Pennsylvania Department of Transportation, Engineering District 3-0, PO Box 218, Montoursville, PA 17754-0218. S.R. 0414 Section 069S, Unnamed Tributary to Towanda Creek, Roadway Slope Repair, Leroy Township, **Bradford County**, ACOE Baltimore District (Canton, PA Quadrangle N: 41° 39' 39"; W: -76° 45' 42").

PA DOT Engineering District 3-0 proposes to repair the roadway side slope adjacent to an Unnamed Tributary to Towanda Creek. The roadway side slope will consist of 2:1 Rip Rap and Earthen Fill slope for approximately 550 Ft. Approximately 440 Linear Feet of the Unnamed Tributary to Towanda Creek will be relocated to accommodate the new roadway side slope. The project will include approximately 120 Ft. of temporary impacts to the Unnamed Tributary to Towanda Creek. The project will include the construction of Rock Grade Control Structures, Log Habitat Structures, and tree plantings for the stream relocation. The project will permanently impact 0.2 acre of jurisdictional wetlands and will be mitigated through the Hoffman Mitigation Bank. The Unnamed Tributary to Towanda Creek is classified as a Cold Water Fishery by Title 25, Chapter 93 Water Quality Standards.

E19-311 Amendment, Transcontinental Gas Pipe Line Company, LLC, 2800 Post Oak Blvd, Level 6, Houston, TX 77056, Atlantic Sunrise Pipeline Project, in

Greenwood Township, **Columbia County**, ACOE Baltimore District. The pipeline project starts at 0.35 mile south on Hynick Road from the intersection of Hynick Road and SR 118 (Red Rock, PA Quadrangle N: 40°, 17', 2.17"; W: 76°, 18', 48.68") and ends at 0.22 mile north on Happy Valley Road from the intersection with Monroe Drive (Shamokin, PA Quadrangle N: 40°, 50', 23.7"; W: 76°, 30', 27.13").

The amendment consists of the construction, operation and maintenance of an engineered slope stabilization system (Sierraslope Slope Stability System; SSSS) to stabilize a steep sloping buffer zone along Little Green Creek—TSF; Crossing ID # WW-T16-14003. The SSSS will provide not only long-term stability of the slope but will utilize native materials to blend into the surrounding area and grades. A previously approved design of a coffer dam will be utilized to maintain a dry work area. Within the work area a 4-8-inch-thick leveling pad of cast in place concrete will be needed to provide a sound footing for the stabilization system. Overall the stream will receive a 700-square foot temporary impact over the length of the Right of Way of 80 feet. The SSSS will be 20 feet high with each 18-inch lift being set back from the face of the previous to allow for a tapered slope. The proposed project impacts authorized in previously approved permit application are associated with a proposed transmission pipeline project extending approximately 195 miles in Pennsylvania between Lennox Township, Susquehanna County, PA and Drumore Township, Lancaster County, PA.

More detailed information regarding this Chapter 105 application related to this proposed project is available in the DEP Northcentral Regional Office. Please contact the DEP Northcentral Region file review coordinator at, 570-327-0550 to request a file review of this Chapter 105 application.

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

E26-380, Redstone Township Sewer Authority, 1010 Main Street, Republic, PA 15475, Redstone Township, **Fayette County**, Pittsburgh ACOE District.

The applicant proposes to:

1. Construct and maintain two (2) 8" PVC sewer pipes crossings under Dunlap Creek (WWF),
2. Construct and maintain two (2) 8" PVC sewer pipe crossing under a UNT to Dunlap Creek (WWF),

For the purpose of constructing a sewer extension. The project will cumulative results in approximately 80 LF of permanent impacts and approximately 110 LF of temporary impacts to Dunlap Creek and UNT to Dunlap Creek, approximately 4.6 acres of temporary impacts and approximately 2.0 acres of permanent impacts to PEM wetlands. Mitigation will include restoring the disturbed area back to its original condition and elevation and stabilizing the disturbed areas. The project includes a number of new sewer lines starting approximately 500 feet northeast of the intersection of Keeny Row and Tower Hill Road (Quadrangle: Carmichaels, PA, Latitude 39° 57' 11"; Longitude: -79° 52' 43"), and ends approximately 500 feet southeast of the intersection of Filbert Orient and Paradise Lake Road (Quadrangle: Salem, PA, Latitude: 39° 57' 23"; Longitude: -79° 51' 39"). This project is located in Redstone Township, Fayette County.

E56-390, Middlecreek Township Supervisors, 906 Barron Church Road, Rockwood, PA 15557, Middlecreek Township, **Somerset County**, Pittsburgh ACOE District.

The applicant proposes to:

To remove and existing one lane, single span, steel I-beam bridge which carries SR 3039 over Allen Creek (HQ-CWF) in Middlecreek Township, Somerset County, PA. The existing bridge has a clear span of 9'5", a width of 14'8", and a vertical clearance of 5.65'. The project is to construct and maintain an aluminum box culvert in the same location as the existing bridge. The culvert will convey SR 3039 over Allen Creek (HQ-CWF) in Middlecreek Township, Somerset County, PA. The box culvert will have span of 16'4" and a vertical clearance of 5'11". Permanent impacts will consist of 105 linear feet of permanent stream impacts and 35 linear feet of temporary impacts. The project is located in Middlecreek Township, PA, Kingwood Quadrangle; Latitude: 39°59'45"; Longitude: -79°16'29" in Somerset County.

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 AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

I. NPDES Renewal Permit Actions.

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PAR600112 (Industrial)	Reclim PA LLC 34 Old Ivy Rd. NE Ste 200 Atlanta, GA 30342	City of Philadelphia Philadelphia County	Frankford Creek 3-J	Y

Northeast Region: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915. Phone: 570-826-2511.

<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>
PA0063657 (Sewage)	Sarah J Dymond Elementary School 252 Memorial Street Exeter, PA 18643-2698	Luzerne County Exeter Township	Unnamed Tributary to Sutton Creek (4-G)	Yes
PAS322201 (Storm Water)	Crayola LLC 1100 Church Lane PO Box 431 Easton, PA 18040-6638	Northampton County Forks Township	Bushkill Creek (1-F)	Yes
PAS322204 (Storm Water)	Crayola LLC Bethlehem Plant 1100 Church Lane Easton, PA 18040-6638	Northampton County Bethlehem Township	Unnamed Tributary to Monocacy Creek (2-C)	Yes
PA0062065 (Sewage)	YRC Wilkes-Barre Terminal 1284 South Main Road Mountain Top, PA 18707	Luzerne County Dorrance Township	Balliet Run (05B)	Yes

Northwest Region: Clean Water 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>
PA0103373 (Sewage)	Foxburg STP PO Box 2 Foxburg, PA 16036-0002	Clarion County Foxburg Borough	Allegheny River (17-C)	Yes
PA0037397 (Sewage)	Waterford Borough STP PO Box 49 30 South Park Row Waterford, PA 16441-0049	Erie County Waterford Borough	Unnamed Tributary to LeBoeuf Creek (16-A)	Yes
PA0005045 (Industrial)	Seneca Generating Station 500 Powerhouse Drive Warren, PA 16365	Warren County Mead Township	Allegheny River (16-B)	Yes

<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>
PA0210471 (Sewage)	Bessemer Municipal Authority STP PO Box 642 Bessemer, PA 16112-0642	Lawrence County North Beaver Township	Hickory Run (20-B)	Yes

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

Southwest Regional Office: Regional Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Phone: 412.442.4000.

NPDES Permit No. PA0255297, Industrial, SIC Code 4911, **APV Renaissance Partners Opco LLC**, 232 Chestnut Avenue, Bernardsville, NJ 07924.

This proposed facility is located in Monongahela Township, **Greene County**.

Description of Proposed Action/Activity: Issuance of a new NPDES permit for new discharges of treated sanitary wastewater, treated industrial wastes, and treated and untreated storm water.

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

NPDES Permit No. PA0026379, Sewage, SIC Code 4952, **Bradford Sanitary Authority McKean County**, 28 Kennedy Street, Bradford, PA 16701-2006.

This existing facility is located in Foster Township, **McKean County**.

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

NPDES Permit No. PA0265691, Sewage, SIC Code 8800, **Charles J, Downing**, PO Box 558, North East, PA 16428.

This proposed facility is located in North East Township, **Erie County**.

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

NPDES Permit No. PA0265641, Sewage, SIC Code 8800, **Robert Koch**, 9271 Station Road, Erie, PA 19510.

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

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

NPDES Permit No. PA0265578, Sewage, SIC Code 8800, **Patricia A. Kelly**, 470 Smutz Road, Warren, PA 16365.

This proposed facility is located in Conewango Township, **Warren County**.

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

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

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

WQM Permit No. WQG02151801, Sewage, **Concord Township**, 43 Thornton Road, Glen Mills, PA 19342.

This proposed facility is located in Concord Township, **Delaware County**.

Description of Action/Activity: Construction and operation of a collection and conveyance system.

WQM Permit No. WQG02151804, Sewage, **East Marlborough Township**, 721 Unionville Road, Kennett Square, PA 19348.

This proposed facility is located in East Marlborough Township, **Chester County**.

Description of Action/Activity: Construction and operation of a sewage pump station to serve 150 unit residential townhome subdivision.

WQM permit No. WQG02461802, Sewage, **Lower Moreland Township**, 640 Red Lion Road, Huntingdon Valley, PA 19006.

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

Description of Action/Activity: Construction and operation of a pump station.

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

WQM Permit No. 2818401 Sewerage, **Chambersburg Borough**, 100 S 2nd Street, Chambersburg, PA 17201-2515.

This proposed facility is located in Chambersburg Borough, **Franklin County**.

Description of Proposed Action/Activity:

This permit approves the construction/operation of sewage facilities consisting of:

- Installation of a new pump station consisting of 7.5 HP duplex submersible pumps, 8-ft. diameter precast concrete wet well, and precast concrete valve vault to connect a section of the East and West Conococheague Interceptors.
- Installation of 575 L.F. 4-inch HDPE Force Main
- Installation of 515 L.F. 16-inch D.I. water transmission line

- Installation of a new precast concrete manhole
- Other appurtenances

Southwest Regional Office: Regional Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Phone: 412.442.4000.

WQM Permit No. 0278206 A-1, Industrial, SIC Code 4941, **West View Borough Municipal Authority Allegheny County**, 210 Perry Highway, Pittsburgh, PA 15229-1862.

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

Description of Proposed Action/Activity: The two lagoons on Davis Island associated with the Joseph A. Berkley Water Treatment Plant need to undergo sludge removal. A temporary belt filter press will serve to dewater the clarifier sludge during Lagoon 1 maintenance. During operation of the belt filter press, no waste water discharge to the Ohio River is expected. After the lagoons are restored to service, the belt filter press structures will be removed.

WQM Permit No. 6518403, Sewage, SIC Code 4952, **Trafford Borough**, PO Box 196, Trafford, PA 15085.

This proposed facility is located in Trafford Borough, **Westmoreland County**.

Description of Proposed Action/Activity: Installation of small diameter pressure sewer system and individual grinder pumps to provide service to Bradford Woods Phase II.

WQM Permit No. 0218404, Sewage, SIC Code, **Baldwin Borough**, 3344 Churchview Avenue, Pittsburgh, PA 15227.

This proposed facility is located in Baldwin Borough, **Allegheny County**.

Description of Proposed Action/Activity: A Phased Partial Parallel Replacement of the existing sanitary sewer system in the Gardenville Community, Lick Run Watershed.

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

WQM Permit No. 2518402, Sewage, **Charles J Downing**, PO Box 558, North East, PA 16428.

This proposed facility is located in North East Township, **Erie County**.

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

WQM Permit No. 2518401, Sewage, **Robert Koch**, 9271 Station Road, Erie, PA 19510.

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

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

IV. NPDES Stormwater Discharges from MS4 Permit Actions.

Northeast Regional Office: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915. Phone: 570.826.2511.

NPDES Permit No.	Permittee Name & Address	Municipality, County	Receiving Water(s)/Use(s)	TMDL Plan Submitted (Y/N)	Pollutant Reduction Plan Submitted (Y/N)
PAI132277	Hazleton City 40 North Church Street Hazleton, PA 18201-5862	Hazleton City, Luzerne	Dreck Creek and Hazle Creek (HQ-CWF/MF)	N	N

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

Southeast Region: Waterways & Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401. Telephone 484-250-5160.

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAD230004	Barren Crossing, LLC 181 Dam View Road Media, PA 19063	Delaware	Middletown Township	Ridley Creek HQ-TSF-MF

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

Carbon County Conservation District, 5664 Interchange Road, Lehighton PA 18235.

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAD540004	PPL Electric Utilities Corporation 2 North 9th Street Allentown, PA 18101	Carbon County Schuylkill County	Nesquehoning Township Rush Township	Nesquehoning Creek (HQ-CWF, MF) Little Schuylkill River (CWF, MF) Neifert Creek (CWF, MF)

Lehigh County Conservation District, 4184 Dorney Park Road, Suite 105, Allentown, PA 18401.

NPDES

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD390048	Trexler Fields Twin Home Project, LLC c/o Mr. Rick Koze 5930 Hamilton Blvd. Suite 10 Wescosville, PA 18106	Lehigh	Upper Macungie Township	Schaefer Run (HQ-CWF, MF)
PAD390065	Reserve at Saucon Creek, L.P. c/o Mr. Michael J. Weaver 409 Stenton Avenue Flourtown, PA 19031	Lehigh	Upper Saucon Township	UNT to Saucon Creek (CWF, MF), EV Wetlands
PAD390064	Brookshire Partners, L.P. c/o Mr. Michael J. Weaver 409 Stenton Avenue Flourtown, PA 19031	Lehigh, Berks	Upper Milford Township, Hereford Township	Perkiomen Creek (HQ-CWF, MF), EV Wetlands

Luzerne Conservation District, 325 Smiths Pond Road, Shavertown, PA 18708.

NPDES

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD400018	PPL Electric Utilities Corporation Two North 9th Street Allentown, PA 18101-1139	Luzerne	Rice Township Wright Township	Watering Run (CWF, MF) Bow Creek (HQ-CWF, MF) Big Wapwallopen Creek (CWF, MF)
PAD400017	PPL Electric Utilities Corporation Two North 9th Street Allentown, PA 18101-1139	Luzerne Carbon	Foster Township Hazle Township	Black Creek (CWF, MF) Hazle Creek (HQ-CWF, MF) Buck Mountain Creek (HQ-CWF, MF) Sandy Run (HQ-CWF, MF) Pond Creek (HQ-CWF, MF) Lehigh River (HQ-CWF, MF)
PAD400012	Misericordia University 301 Lake St Dallas, PA 18612	Luzerne	Dallas Twp	Toby Creek (CWF, MF) Wetlands (EV)

Northampton County Conservation District, 14 Gracedale Ave., Greystone Building, Nazareth, PA 18064-9211.

NPDES

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD480035	Easton Suburban Water Authority c/o Mr. Craig Swinsburg P.O. Box 3819 Easton, PA 18043	Northampton	Lower Nazareth Township	Shoeneck Creek (WWF, MF), UNT to Monocacy Creek (HQ-CWF, MF)

Wyoming County Conservation District, 31 Hollow Crest Road, Tunkhannock, PA 18657.

NPDES

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD660002	ALDI Inc. 2700 Saucon Valley Road Center Valley, PA 18034	Wyoming	Eaton Township	Bowman Creek (HQ-CWF, MF)

Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110, Nathan Phillips, Section Chief, Telephone 717.705.4802.

<i>Permit #</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD360028 Issued	Drumore Crossings, LP 120 West Germantown Pike Suite 120 Plymouth Meeting, PA 19362	Lancaster	Drumore Township	Fishing Creek (HQ-CWF) Conowingo Creek (HQ-CWF)

Permit #	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAD060012 Issued	Ursus Aureus, Inc 15197 Kutztown Road Kutztown, PA 19350	Berks	Maxatawny Township	Moselem Creek (HQ-CWF, MF)

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

NPDES

Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAD020009	Fox Chapel Area School District 611 Field Club Road Pittsburgh, PA 15238	Allegheny County	O'Hara Township	Guyasuta Run (HQ-WWF); UNT to Allegheny River (WWF)
PAD0200111	Henry Thorne 894 Blackburn Road Sewickley, PA 15143-1489	Allegheny County	Sewickley Heights Borough	Little Sewickley Creek (HQ-TSF)
PAD300005	Contura Pennsylvania Land, LLC P.O. Box 1020 Waynesburg, PA 15270	Greene County	Center Township; Wayne Township	Garner Run (HQ-WWF); Hargus Creek (HQ-WWF); Hoges Run (HQ-WWF); House Run (HQ-WWF); Pursley Creek (HQ-WWF); Stewart Run (HQ-WWF); UNT's to Garner Run (HQ-WWF); UNT's to Hargus Creek (HQ-WWF); UNT's to Hoges Run (HQ-WWF); UNT's to House Run (HQ-WWF); UNT's to Pursley Creek (HQ-WWF); UNT's to Stewart Run (HQ-WWF)
PAD630013	City of Washington 55 West Maiden Avenue Washington, PA 15301	Washington County	City of Washington	UNT to Little Chartiers Creek (HQ-WWF)

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

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

List of NPDES and/or Other General Permit Types.

PAG-1	General Permit for Discharges from Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities
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 Petroleum Product Contaminated Groundwater Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges from Combined Sewer Systems (CSO)
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Non-Exceptional 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 Discharges from Hydrostatic Testing of Tanks and Pipelines
PAG-11	General Permit for Discharges from Aquatic Animal Production Facilities
PAG-12	Concentrated Animal Feeding Operations (CAFOs)

PAG-13	Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)
PAG-14	(To Be Announced)
PAG-15	General Permit for Discharges from the Application of Pesticides

General Permit Type—PAG-02

Waterways & Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401. Telephone 484-250-5160.

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Perkasie Borough and East Rockhill Township Bucks County	PAC090101	Pennridge Development Enterprises 1100 North Ridge Road Perkasie, PA 18944	Unnamed Tributary to Threemile Run TSF-MF Unnamed Tributary to East Branch Perkiomen Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Newtown Township Delaware County	PAC230060	Philip Priolo 8 Rock Hill Road Broomall, PA 19008	Crum Creek CWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Radnor Township Delaware County	PAC230055	Cabrini University 610 King of Prussia Road Radnor, PA 19087	Unnamed Tributary to Gulph Creek WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Tinicum Township Delaware County	PAC230059	The Four Individuals 76 Industrial Highway Essington, PA 19029	Darby Creek WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAC510066	City of Philadelphia— Philadelphia Parks and Recreation 1515 Arch Street 10th Floor Philadelphia, PA 19102	Schuylkill River WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

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

<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>
Wilkes-Barre City Luzerne County	PAC400058	Restaurant Depot Larry Cohen 1524 132nd St College Point, NY 11356-2440	Laurel Run CWF, MF) Mill Creek (CWF, MF)	Luzerne County Conservation District 570-674-7991
Wilkes-Barre Twp Luzerne County	PAC400033	Union Center Realty, LLC Morris I Raub 950 Wilkes-Barre Twp Blvd Wilkes-Barre, PA 18702 Delaware Land Company, LLC Morris I Raub 950 Wilkes-Barre Twp Blvd Wilkes-Barre, PA 18702	Unnamed Tributary To Spring Run (CWF, MF) Spring Run (CWF, MF)	Luzerne County Conservation District 570-674-7991
Lower Nazareth Twp Northampton County	PAC480015	Brian S Hardner Lehigh Valley Health Network Facilities & Construction Dept, 5th Fl 2100 Mack Blvd PO Box 4000 Allentown, PA 18105-4000	Schoeneck Creek (WWF, MF)	Northampton County Conservation District 610-829-6276

*Facility Location:
Municipality &
County**Permit No.**Applicant Name &
Address**Receiving Water / Use**Contact Office &
Phone No.*Ashland Borough
Butler Twp
Schuylkill County

PAC540005

Aqua Pa, Inc
204 East Sunbury St
Shamokin, PA 17872Mahanoy Creek
(WWF, MF)Schuylkill County
Conservation District
570-622-3742Mahanoy Twp
Schuylkill County

PAC540026

Mahanoy Area School
District
Jack Hurst
1 Golden Bear Dr
Mahanoy City, PA 17948Mahanoy Creek
(WWF, MF)Schuylkill County
Conservation District
570-622-3742

*Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, Nathan Phillips, Section Chief,
717.705.4802.*

*Facility Location:
Municipality &
County**Permit No.**Applicant Name &
Address**Receiving Water / Use**Contact Office &
Phone No.*Altoona City
Blair County
Issued

PAC070030

Tim Rutter, M & G
Realty, Inc.
2100 North George St.
York, PA 17404Mill Run
(WWF)Blair County
Conservation District
1407 Blair Street
Hollidaysburg, PA 16648
814.696.0877, ext. 5Smithfield
Township
Huntingdon County
Issued

PAC310006

THF Huntingdon
Development, L.P.
GDK Properties, Inc.
Towne Center Boulevard
Huntingdon, PA 16652Tributary to Juniata
River
(WWF)Huntingdon County
Conservation District
10605 Raystown Road
Suite A
Huntingdon, PA
16652-9603
814.627.1627West Lampeter
Township
Lancaster County
Issued

PAC360204

Willow Valley Associates
Inc.
Willow Valley Square
Lancaster, PA 17602UNT Mill Creek
(WWF)Lancaster County
Conservation District
1383 Arcadia Road
Room 200
Lancaster, PA 17601-3149
717.299.5361, ext. 5Mount Joy
Lancaster County
Issued

PAC360218

Andrew Dodge
119 South Tree Drive
Lancaster, PA 17603UNT Little Chiques
Creek
(TSF, MF)Lancaster County
Conservation District
1383 Arcadia Road
Room 200
Lancaster, PA 17601-3149
717.299.5361, ext. 5East Donegal
Township
Lancaster County
Issued

PAC360234

Dale Graybill
970 Iron Bridge Road
Mount Joy, PA 17552Little Chicques
Creek
(TSF, MF)Lancaster County
Conservation District
1383 Arcadia Road
Room 200
Lancaster, PA 17601-3149
717.299.5361, ext. 5Lititz Borough
Lancaster County
Issued

PAC360209

G. Dale Wittenberg
510 South Walnut Street
Lititz, PA 17543Lititz Run, Santo
Domingo Creek
(WWF, CWF)Lancaster County
Conservation District
1383 Arcadia Road
Room 200
Lancaster, PA 17601-3149
717.299.5361, ext. 5Millcreek Township
Lebanon County
Issued

PAC380067

Andrew Moyer
624 Stricklerstown Road
Newmanstown, PA 17073UNT Millcreek
(TSF, MF)Lebanon County
Conservation District
2120 Cornwall Road
Lebanon, PA 17042-9788
717.277.5275South Londonderry
Township
Lebanon County
Issued

PAC380068

C. Robert Riahi
2130 Marietta Pike
Lancaster, PA 17603UNT Spring Creek
(WWF)Lebanon County
Conservation District
2120 Cornwall Road
Lebanon, PA 17042-9788
717.277.5275

*Facility Location:
Municipality &
County*

East Hanover
Township
Lebanon County
Issued

Permit No.
PAC380058

*Applicant Name &
Address*
Tom Beachler
1461 Lancaster Road
Manheim, PA 17545

Receiving Water/Use
UNT Raccoon Creek
(WWF, MF)

*Contact Office &
Phone No.*
Lebanon County
Conservation District
2120 Cornwall Road
Lebanon, PA 17042-9788
717.277.5275

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

*Facility Location &
Municipality*

South Cr Twp,
Bradford Cnty

Permit No.
PAC080021

*Applicant Name &
Address*
Miller Group Holdings,
LP
950 East Main Street
Suite 107
Schuylkill, PA 17972-0472

Receiving Water/Use
South Creek CWF

*Contact Office &
Phone No.*
Bradford County
Conservation District
Stoll Natural Resource Ctr
200 Lake Rd
Ste E
Towanda, PA 18848
(570) 265-5539, X 6

Washington Twp &
Freeburg Boro,
Snyder Cnty

PAC550018

John A Kerschner
Eastern Communities, LT
Freeburg Boro
Development
7300 Derry Street
Harrisburg, PA 17111

Susquehecka Creek,
CWF

Snyder County
Conservation District
403 W Market St
Middleburg, PA 17842
(570) 837-3000 X110

Kelly Twp,
Union Cnty

PAC600026

William Anderson
Evangelical Community
Hospital
1 Hospital Drive
Lewisburg, PA 17837

UNT to Buffalo
Creek CWF

Union County
Conservation District
Union County
Government Center
155 N 15th St
Lewisburg, PA 17837
(570) 524-3860

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

*Facility Location
and Municipality*

Ross Township

Permit No.
PAC0200041

*Applicant Name and
Address*
Buck Hill Road, LP
375 Golfside Drive
Wexford, PA 15090

Receiving Water/Use
Lowries Run (TSF)

*Contact Office and
Phone No.*
Allegheny County
Conservation District
River Walk Corporate
Centre
33 Terminal Way
Suite 325b
Pittsburgh, PA 15219
(412) 241-7645

South Fayette
Township

PAC020253

South Fayette Township
515 Millers Run Road
Morgan, PA 15064

Chartiers Creek
(WWF)

Allegheny County
Conservation District
River Walk Corporate
Centre
33 Terminal Way
Suite 325b
Pittsburgh, PA 15219
(412) 241-7645

City of Pittsburgh

PAC020236

Duquesne Light Company
2825 New Beaver Avenue
Pittsburgh, PA 15233

Monongahela River
(WWF)

Allegheny County
Conservation District
River Walk Corporate
Centre
33 Terminal Way
Suite 325b
Pittsburgh, PA 15219
(412) 241-7645

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<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Phone No.</i>
North Versailles Township	PAC020171	Reese Real Estate Development 1076 Summit Drive Middletown, OH 45042	UNT to Brush Creek (TSF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645
Moon Township	PAC020232	Maronda Homes, Inc. 11 Timberglen Drive Imperial, PA 15126	UNT to Flaugherty Run (WWF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645
North Fayette Township	PAC020231	Maronda Homes, Inc. 11 Timberglen Drive Imperial, PA 15126	Montour Run (TSF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645
Harmar Township	PAC020229	MH Nixon Road, LP 300 Conshohocken State Road West Conshohocken, PA 19428	Deer Creek (WWF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645
Springdale Borough	PAC020195	Springdale Borough 325 School Street Springdale, PA 15144	Allegheny River (WWF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645
Findlay Township	PAC020018	Findlay Township Municipal Authority 1271 Route 30 Clinton, PA 15026	UNT to Raredon Run (WWF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645
Municipality of Monroeville	PAC020129	Elmhurst Group One Bigelow Square Suite 630 Pittsburgh, PA 15219	Turtle Creek (WWF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645
South Fayette Township	PAC020262	Deerfield Ridge, LP 5949 Steubenville Pike McKees Rocks, PA 15136	Dolphin Run (WWF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Phone No.</i>
Lincoln Borough	PAC020244	Pennsylvania American Water 800 West Hershey Park Drive Hershey, PA 17033	UNT to Monongahela River (WWF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645
Harmarville Township	PAC020214	Advanced Storage Wexford 500 American Way Wexford, PA 15090	Deer Creek (WWF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b, Pittsburgh, PA 15219 (412) 241-7645
South Fayette Township	PAC020093	South Fayette Township 515 Millers Run Road Morgan, PA 15064	Millers Run (WWF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645
Marshall Township	PAC020273	Copper Creek Management, LLC 1158 Dutilh Road Mars, PA 16046	Big Sewickley Creek (CWF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645
Marshall Township	PAC020252	Spang Road Development, LLC 242 Station Road Bridgeville, PA 15017	UNT To Big Sewickley Creek (CWF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645
Richland Township	PAC020254	Priority Equipment Rental 1178 Route 30 Imperial, PA 15126	Montour Run (TSF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645
Pine Township	PAC020083	Pine Development Company 7202 McKnight Road Pittsburgh, PA 15237	Brush Creek (WWF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645
South Fayette Township	PAC020238	Al. Neyer, LLC 535 Smithfield Street Suite 560 Pittsburgh, PA 15222	Coal Run (WWF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645

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<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Phone No.</i>
Kennedy Township	PAC020260	Montour School District 225 Clever Road McKees Rocks, PA 15136	UNT to Ohio River (WWF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645
Bethel Park Township	PAC020228	Dr. Marina Siegert, MD 104 Broughton Road Bethel Park, PA 15102	Sawmill Run (WWF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645
Plum Borough	PAC020206	Pennsylvania Turnpike Commission P.O. Box 67676 Harrisburg, PA 17106-7676	Little Plum Creek (WWF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645
Ross Township	PAC020209	The Barn Landscape Supply 3004 Babcock Boulevard Pittsburgh, PA 15237	Girtys Run (WWF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645
Rayburn Township	PAC030014	Bergad Specialty Foams and Composites 11858 State Route 85 Kittanning, PA 16201	Cowanshannock Creek (WWF)	Armstrong County Conservation District, Armsdale Administration Building 124 Armsdale Road Suite B-2 Kittanning, PA 16201-3738 (724) 548-3425
Ohioville Borough	PAC040029	Pinehurst Village Development, LP 428 Boulevard of the Allies Suite 100 Pittsburgh, PA 15219	South Branch of Brady Run (TSF)	Beaver County Conservation District 156 Cowpath Road Aliquippa, PA 15001 (724) 378-1701
Rochester Borough	PAC040032	Rochester Area Joint Sewer Authority 395 Adams Street First Floor Rochester, PA 15074	Ohio River (WWF)	Beaver County Conservation District 156 Cowpath Road Aliquippa, PA 15001 (724) 378-1701
Chippewa Township	PAC040039	Pennko Properties, LLC P.O. Box 454 Beaver, PA 15009	UNT to North Branch of Brady Run (TSF)	Beaver County Conservation District 156 Cowpath Road Aliquippa, PA 15001 (724) 378-1701
Richland Township	PAC110033	Brenda L. and Edward C. Krevel 265 Swamp Road Clymer, PA 15728	UNT to Stonycreek River (CWF)	Cambria County Conservation District 401 Candlelight Drive Suite 229 Ebensburg, PA 15931 (814) 472-2120

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Phone No.</i>
Middle Taylor Township; West Taylor Township	PAC110038	Middle Taylor Township Water Authority 504 Waterfall Drive Johnstown, PA 15906	Conemaugh River (WWF)	Cambria County Conservation District 401 Candlelight Drive Suite 229 Ebensburg, PA 15931 (814) 472-2120
Mount Pleasant Township	PAC650036	Acme DPP, LLC 9010 Overlook Boulevard Brentwood, TN 37027	UNT to Jacobs Creek (CWF)	Westmoreland County Conservation District 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
Derry Township; City of Latrobe	PAC650052	Latrobe Municipal Authority 104 Guerrier Road Box 88 Latrobe, PA 15650	UNT to Loyalhanna Creek (WWF)	Westmoreland County Conservation District 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
Murrysville Municipality	PAC650053	Buckeye Partners, LP One Greenway Plaza Suite 600 Houston, TX 77046	UNT to Turtle Creek (TSF)	Westmoreland County Conservation District 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
Murrysville Municipality	PAC650056	Patrisa Corporation 4241 William Penn Highway Murrysville, PA 15668	Lyons Run (TSF)	Westmoreland County Conservation District 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
Unity Township	PAC650067	Speedway, LLC 500 Speedway Drive Enon, OH 45323	UNT to Fourmile Run (TSF)	Westmoreland County Conservation District 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
Penn Township	PAC650073	Penn Township Sewage Authority 1032 Nike Site Road Irwin, PA 15642	UNT to Bushy Run; UNT to Brush Creek (TSF)	Westmoreland County Conservation District 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
Hempfield Township	PAC650075	Trammell Crow Company 2800 Post Oak Boulevard Suite 2300 Houston, TX 77004	Brush Creek (TSF); Little Sewickley Creek (TSF)	Westmoreland County Conservation District 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
Hempfield Township	PAC650076	COP Greensburg, LLC 919 Conestoaga Road Building Three Suite 211 Bryn Mawr, PA 19010	UNT to Brush Creek (TSF)	Westmoreland County Conservation District 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
Penn Township	PAC650068	RWS Development Company, RC 8958 Hill Drive North Huntingdon, PA 15642	UNT to Brush Creek (TSF); UNT to Turtle Creek (TSF)	Westmoreland County Conservation District 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
Washington Township	PAC650069	356 Properties, LLC 3875 Old William Penn Highway Murrysville, PA 15668	UNT to Pine Run (WWF)	Westmoreland County Conservation District 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
North Huntingdon Township	PAC650074	Lincoln Corner, LLC 555 West Newton Street Greensburg, PA 15601	UNT to Tinkers Run (TSF)	Westmoreland County Conservation District 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271

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<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Phone No.</i>
Hempfield Township; City of Jeannette; Adamsburg Borough	PAC650077	Municipal Authority of Westmoreland County 124 Park and Pool Road New Stanton, PA 15672	Brush Creek (TSF)	Westmoreland County Conservation District 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
Mount Pleasant Borough	PAC650080	Excelsa Health Frick Hospital 532 West Pittsburgh Street Greensburg, PA 15601	Sherrick Run (WWF)	Westmoreland County Conservation District 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
Hempfield Township	PAC650081	Westmoreland County Community College 145 Pavillion Lane Youngwood, PA 15697	UNT to Sewickley Creek (WWF)	Westmoreland County Conservation District 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
Hempfield Township; Sewickley Township	PAC650082	Westmoreland County Industrial Development Corporation Fifth Floor Suite 520 40 North Pennsylvania Avenue Greensburg, PA 15601	UNT to Sewickley Creek (WWF)	Westmoreland County Conservation District 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
Hempfield Township	PAC650085	Hempfield Township Supervisors 1132 Woodward Drive Suite A Greensburg, PA 15601	UNT to Township Line Run (WWF)	Westmoreland County Conservation District 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
Penn Township	PAC650086	Beech Construction, Inc. 801 West Main Street Carnegie, PA 15106	UNT to Lyons Run (TSF)	Westmoreland County Conservation District 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
City of Greensburg	PAC650087	Seton Hill University One Seton Hill Drive Greensburg, PA 15601	UNT to Zellers Run (WWF)	Westmoreland County Conservation District 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
New Stanton Borough	PAC650088	Giant Eagle, Inc. 261 Kappa Drive Pittsburgh, PA 15238	Sewickley Creek (WWF)	Westmoreland County Conservation District 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
Unity Township	PAC650089	Saint Vincent College 300 Fraser Purchase Road Latrobe, PA 15650	Monastery Run (WWF)	Westmoreland County Conservation District 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
South Huntingdon Township	PAC650090	Golden Triangle Construction Company 8555 Old Steubenville Pike Imperial, PA 15126	Hunters Run (WWF)	Westmoreland County Conservation District 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
East Huntingdon Township	PAC650091	SUSO 4 Summit Ridge OP, LP 121 King Street West Suite 200 Toronto, Ontario, M5H 3T9, Canada	UNT to Jacobs Creek (WWF)	Westmoreland County Conservation District 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Phone No.</i>
Unity Township	PAC650092	Latrobe Municipal Authority 104 Guerrier Road P.O. Box 88 Latrobe, PA 15650	Loyalhanna Creek (WWF)	Westmoreland County Conservation District 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
South Greensburg Borough	PAC650096	Maronda Homes, Inc. 11 Timberglen Drive Imperial, PA 15126	Jacks Run (WWF)	Westmoreland County Conservation District 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271

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>
Hatfield Township Montgomery County	PAG030078	YRC Inc. 10990 Roe Avenue Overland Park, KY 66211	Unnamed Tributary to West Branch Neshaminy Creek 2-F	DEP Southeast Regional Office Clean Water Program 2 E. Main Street Norristown, PA 19401 484.250.5970
Carlisle Borough, Cumberland County	PAG033578	Allen Distribution 1532 Commerce Avenue Carlisle, PA 17015	Alexanders Spring Creek in Watershed(s) 7-B	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Union Township, ebanon County	PAG033579	Supreme Mid-Atlantic Corporation PO Box 779 Jonestown, PA 17038-0779	Swatara Creek and Unnamed Tributary of Swatara Creek in Watershed(s) 7-D	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Berwick Township, Adams County	PAG03353	Carma Industrial Coatings Inc. 45 Enterprise Drive New Oxford, PA 17350	Unnamed Tributary of Pine Run in Watershed(s) 7-F	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707

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

<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>
Smithfield Borough Fayette County	PAG036154	Arkos Field Service LP 301 Laurel View Drive Smithfield, PA 15478-8909	Georges Creek— 19-G	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000
Smithfield Borough Fayette County	PAG036154	Arkos Field Service LP 301 Laurel View Drive Smithfield, PA 15478-8909	Georges Creek— 19-G	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000

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>
Montgomery County Douglass Township	PAG040178 A-1	Mr. Charles L. Fletcher 161 Papermill Road Barto, PA 19504	Unnamed Tributary to West Branch Perkiomen Creek 3-E	DEP Southeast Regional Office Clean Water Program 2 E Main Street Norristown, PA 19401 484.250.5970

General Permit Type—PAG-9

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Site Name & Location</i>	<i>Contact Office & Phone No.</i>
Madison Township Lackawanna County	PAG 09 2214	Avalanche Services LLC 239 Callapoose Road Moscow, PA 18444	Avalanche Services LLC 2001 Madisonville Road Moscow, PA 18444	Northeast Region: Clean Water Program 2 Public Square Wilkes-Barre, PA 18701-1915 570-826-2511

General Permit Type—PAG-12

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
West Cocalico Township, Lancaster County	PAG123741	Delmar R Martin 1375 West Route 897 Denver, PA 17517	Watershed(s) 7-J	DEP—SCRO—CW 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Union Township, Huntingdon County	PAG123658	Harley Bange 15629 Trough Creek Valley Pike Huntingdon, PA 16652-3785	Watershed(s) 11-D	DEP—SCRO—CW 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
West Donegal Township, Lancaster County	PAG123710	Dale Frank 3167 Bossler Road Elizabethtown, PA 17022-9726	Watershed(s) 7-G	DEP—SCRO—CW 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Mount Joy Township, Lancaster County	PAG123709	Hoover Philip 2862 Harvest Road Elizabethtown, PA 17022	Watershed(s) 7-G	DEP—SCRO—CW 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707

General Permit Type—PAG-13

<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>
Tullytown Borough Bucks County	PAG130161	Tullytown Borough Bucks County 500 Main Street Tullytown, PA 19007-6207	Unnamed Stream and Martins Creek—2-E	DEP Southeast Regional Office Clean Water Program 2 E Main Street Norristown, PA 19401 484.250.5970
Sugarloaf Township Luzerne County	PAG132286	Sugarloaf Township P.O. Box 61 Sybertsville, PA 18251	Unnamed Tributary to Black Creek and Unnamed Tributary to Little Nescopeck Creek—5-D (CWF/MF)	DEP Northeast Regional Office Clean Water Program 2 Public Square Wilkes-Barre, PA 18701-1915 570.826.2511
Beaver Falls City Beaver County	PAG136234	Beaver Falls City Beaver County 715 15th Street Beaver Falls, PA 15010-4124	Rock Run, Beaver River and Walnut Bottom Run—20-B	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000

<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>
Greensburg City Westmoreland County	PAG136320	Westmoreland County Public Works Department 194 Donohoe Road Greensburg, PA 15601-6986	Loyalhanna Creek, Monastery Run, Brush Creek, Jacks Run, Little Sewickley Creek, and Township Line Run 19-D, 19-A, and 18-C	DEP Southwest Regional Office Clean Water Program 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.

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

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>AEU's</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Approved or Disapproved</i>
Noah Sauder 401 Elco Drive Myerstown, PA 17067	Lebanon	12	626.85	Swine	NA	Approved
Huber Villa Farm John Huber 2701 Fruitville Pike Lancaster, PA 17601	Perry	0	1,000.22	Swine	NA	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 AT&T Relay Service, (800) 654-5984. Appeals must be

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

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

Important legal rights are at stake, however, so individuals should show this document to a lawyer at once. Persons who cannot afford a lawyer may qualify for free

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

SAFE DRINKING WATER

Actions taken under the Pennsylvania Safe Drinking Water Act.

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

Permit No.0118501 MA, Minor Amendment, Public Water Supply.

Applicant	East Berlin Area Joint Authority
Municipality	East Berlin Borough
County	Adams
Responsible Official	Gerald Mummert, Chairman PO Box 37 East Berlin, PA 17316
Type of Facility	Repainting and modifications to the existing Beaver Street finished water storage tank.
Consulting Engineer	Diana M. Young, P.E. Buchart-Horn, Inc. 445 West Philadelphia Street York, PA 17401
Permit to Construct Issued	5/9/2018

Permit No. 3618507 MA, Minor Amendment, Public Water Supply.

Applicant	City of Lancaster
Municipality	East Lampeter Township
County	Lancaster
Responsible Official	Charlotte Katzenmoyer, Public Works Director 120 North Duke Street Lancaster, PA 17608-1559
Type of Facility	Installation of a passive mixing system in the existing Lafayette storage tank.
Consulting Engineer	Matthew D. Warfel The ARRO Consulting, Inc. 108 West Airport Road Lititz, PA 17543
Permit to Construct Issued	5/9/2018

Comprehensive Operation Permit No. 4290005 issued to: **McConnellsburg Borough Municipal Authority (PWS ID No. 4290005)**, Todd Township, **Fulton County** on 5/14/2018 for the operation of facilities approved under Construction Permit No. 2917501.

Operation Permit No. 3618501 issued to: **Gap Brothers Holding, LLC (PWS ID No. 7360884)**, Paradise Township, **Lancaster County** on 5/11/2018 for facilities approved under Construction Permit No. 3618501.

Operation Permit No. 0617512 MA issued to: **Ham-burg Municipal Authority (PWS ID No. 3060035)**, Windor Township, **Berks County** on 5/14/2018 for facilities approved under Construction Permit No. 0617512 MA.

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

Permit No. 3217512-A1, Public Water Supply.

Applicant	Indiana County Municipal Services Authority 602 Kolter Drive Indiana, PA 15701
[Borough or Township]	Young Township
County	Indiana
Type of Facility	Coal Run pump station
Consulting Engineer	Gibson-Thomas Engineering Co., Inc. 1004 Ligonier Street PO Box 853 Latrobe, PA 15650
Permit to Construct Issued	May 4, 2018

Operations Permit issued to: **Municipal Authority of Buffalo Township**, 707 Sarver Pike Road, Sarver, PA 16055, (**PWSID # 5030019**) Buffalo Township, **Butler County** on May 7, 2018 for the operation of facilities approved under Construction Permit # 0317502.

Operations Permit issued to: **Southwestern Pennsylvania Water Authority**, 1442 Jefferson Road, Jefferson, PA 15344, (**PWSID # 5300017**) Cumberland Township, **Greene County** on May 7, 2018 for the operation of facilities approved under Construction Permit # 3018504.

Permit No. 6518502GWR, Minor Amendment, Public Water Supply.

Applicant	Meadows MHP, LLC 6557 Alakoko Drive Diamondhead, MS 39525
[Borough or Township]	Washington Township
County	Westmoreland
Type of Facility	4-log treatment of viruses
Consulting Engineer	
Permit to Operate Issued	May 10, 2018

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

Permit No. 2417502, Public Water Supply.

Applicant	Johnsburg Municipal Authority
Township or Borough	Johnsonburg Borough
County	Elk
Type of Facility	Public Water Supply
Consulting Engineer	Joshua D. Gunnnett, P.E. Gwin Dobson & Foreman Inc. 3121 Fairway Drive Altoona, PA 16602
Permit to Construct Issued	May 9, 2018

Permit No. 2517508, Public Water Supply.

Applicant	Lakelands Restaurant and Pub
Township or Borough	Girard Township
County	Erie

Type of Facility Public Water Supply
 Consulting Engineer Steven R. Halmi, P.E.
 Deiss & Halmi Engineering
 105 Meadville Street
 Edinboro, PA 16412
 Permit to Construct May 15, 2018
 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: Water Supply Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

WA 24-1001 Water Allocations. Johnsonburg Municipal Authority Johnsonburg Borough, Elk County. Renewal of permit to withdraw 1,000,000 gallons per day as a peak daily flow rate from the East Branch of the Clarion River.

SEWAGE FACILITIES ACT PLAN DISAPPROVAL

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

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Bern Township	1069 Old Bernville Road Reading, PA 19605	Berks

Plan Description: The sewage planning exemption request submitted for the Berks County Industrial Development Authority Berks Park 183 project, DEP Code No. A3-06920-174-3E, APS Id 966350, is disapproved. The purpose of this plan is to create a new industrial park with sewage flows of 11,250 gallons per day tributary to Reading Regional Airport Authority's sewers and wastewater treatment plant. The proposed development is located on the west side of Wagner Lane, at the junction with Aviation Road. The submission does not qualify for the use of the sewage planning exemption because a Clean Streams Law permit will be required for the proposed rerouting of the existing interceptor that passes through the parcel. Reference Chapter 71, section 71.51(b)(5).

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

The Department has received the following plans and reports:

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

1200 Washington Avenue, 1200 Washington Avenue, City of Philadelphia, Philadelphia County. Paul Martino, Pennoni Associates, Inc., 1900 Market Street, Suite 300, Philadelphia, PA 19103 on behalf of Jon Herzog, Westrum Development Company, 1300 Virginia Drive, Suite 215, Fort Washington, PA 19034 submitted a Final Report concerning remediation of site soil and groundwater contaminated with VOCs, metals and chlorinated solvents. The report is intended to document remediation of the site to meet the Site-Specific Standard.

Center of Square Golf Club Property, 2620 Skip-pack Pike, Worcester Township, Montgomery County. Terence A. O'Reilly, TriState Environmental Management Services, Inc., 368 Dunksferry Road, Bensalem, PA 19020 on behalf of Michael A. Downs, Toll Mid-Atlantic, LP Company, Inc., 250 Gibraltar Road, Horsham, PA 19044 submitted a Remedial Investigation Report/Rick Assessment Report and Cleanup Plan concerning remediation of site soil contaminated with metals and organic pesticides. The report is intended to document remediation of the site to meet the Site-Specific Standard.

Warminster Plaza, 606 York Road, Warminster Township, Bucks County. Paul Martino, Pennoni Associates, Inc., 1900 Market Street, Suite 300, Philadelphia, PA 19103 on behalf of John Gianguilio, Liberty Bell Capital, III, LP, 401 City East City Avenue, Suite 812, Bala Cynwyd, PA 19004 submitted a Remedial Investigation Report/Cleanup Plan concerning remediation of site soil and groundwater contaminated with PCE and related compounds. The report is intended to document remediation of the site to meet the Site-Specific Standard.

Entenmanns Bakery, 690 East Lincoln Highway, West Whiteland Township, Chester County. Michael S.

Welsh, Welsh Environmental, Inc., 131 Clearview Drive, Downingtown, PA 19335 on behalf of Eli Kahn, 690 East Lincoln Associates, LLC, 120 Pennsylvania Avenue, Malvern, PA 19355 submitted a Final Report concerning remediation of site soil and groundwater contaminated with petroleum hydrocarbons. The report is intended to document remediation of the site to meet the Site-Specific Standard.

Conebella Farm, 337 Chestnut Tree Road, West Nantmeal Township, **Chester County**. Michael Napolitan, Taylor GeoServices, Inc., 38 Bishop Road, Newtown Square, PA 19073 on behalf of Donald C. & Pamela K. Gable, Conebella Farm, 337 Chestnut Tree Road, Elverson, PA 19520 submitted a Final Report concerning remediation of site soil contaminated with leaded and unleaded gasoline. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Mattson Residence, 726 Hillside Drive, West Chester Borough, **Chester County**. Michael Napolitan, Taylor GeoServices, 38 Bishop Hollow Road, Newtown Square, PA 19073 on behalf of Nathan Mattson, 726 Hillside Drive, West Chester, PA 19380 submitted a Final Report concerning remediation of site soil contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Righters Ferry Road Site, 609-615 Righters Ferry Road, Lower Merion Township, **Montgomery County**. Craig Herr, RT Environmental Services, Inc., 215 West Church Road, Suite 300, King of Prussia, PA 19406 on behalf of Glen Tomkinson, Footbridge, L.P., Bridgehead, L.P., 620 Righters Ferry Road, Bala Cynwyd, PA 19904 submitted a Remedial Investigation Report/Cleanup Plan concerning remediation of site soil contaminated with PAHs. The report is intended to document remediation of the site to meet the Site-Specific Standard.

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

EarthEfficient, 862 Greenview Drive, Hamilton Township, **Monroe County**. Mobile Environmental Analytical Inc., 1365 Ackermanville Road, Bangor, PA 18013, on behalf of EarthEfficient, 862 Greenview Drive, Stroudsburg, PA 18360, submitted a Final Report concerning remediation of site soils from release of diesel fuel. The report is intended to document remediation of the site to meet Statewide Health Standards.

Roman Range Unit 20 Well Pad, 5312 Three Lakes Road, **Susquehanna County**. Resource Environmental Management, 50 Maple Street, Montrose, PA 18801, on behalf of SWN Production Company, LLC, 917 State Route 92 North, Tunkhannock, PA 18657, has submitted a revised Final Report concerning remediation of site soils contaminated with brine. The report is intended to document remediation of the site to meet a combination of Background and Statewide Health Standards.

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

Interstate Chemical Company, 2797 Freedland Road, City of Hermitage, **Mercer County**. Wood Environment & Infrastructure Solutions, Inc., 4600 J Barry Court, Suite 210, Canonsburg, PA 15317, on behalf of Interstate Chemical Company, 2797 Freedland Road, Hermitage, PA 16148, submitted a Risk Assessment Report concerning the remediation of site soil contaminated with 1,1,1-trichloroethane, 1,1,2,2-tetrachloroethane, cis-1,2-

dichloroethene (DCE), tetrachloroethene (PCE), trichloroethene (TCE), toluene, ethylbenzene, methylene chloride, total xylenes, naphthalene; site groundwater contaminated with furfural, methanol, 2-propanol, n-butyl alcohol, 1,1,1-trichloroethane, cis-1,2-dichloroethene, 1,1-dichloroethane, ethylbenzene, 1,1-dichloroethene, methyl tert-butyl ether (MTBE), 1,2-dichloroethane, methylene chloride, 2-butanone (MEK), tetrachloroethene (PCE), 2-hexanone, toluene, 4-methyl-2-pentanone (MIBK), trans-1,2-dichloroethene, benzene, tetrahydrofuran, chlorobenzene, trichloroethene (TCE), chloroform, vinyl chloride, total xylenes, aniline, arsenic, ethylene glycol, formaldehyde, acetone, hexane, 2-methylnaphthalene, 4-chloroaniline, bis(2-ethylhexyl)phthalate, isophorone, 3&4 methylphenol, naphthalene, di-n-butylthallate, selenium, chromium (+6), mercury; and site surface water contaminated with cis-1,2-DCE, tetrachloroethene (PCE), trichloroethene (TCE), vinyl chloride, and methylene chloride. The report is intended to document remediation of the site to meet the Site-Specific Standard.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 3

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

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

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

The Department has received the following plans and reports:

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

Manayunk Storage, 59 Leverington Avenue, City of Philadelphia, **Philadelphia County**. Toby Kessler, PG, Gilmore & Associates, Inc., 65 Butler Avenue, Suite 100, New Britain, PA 18901 on behalf of Richard Long, The H&K Group, 2052 Lucon Road, Skippack, PA 19474 submitted a Final Report concerning the remediation of site soil contaminated with lead. The Final Report demonstrated attainment of the Statewide health standard and was approved by the Department on April 4, 2018.

Roberto Clemente Middle School, 3921-3961 North 5th Street, City of Philadelphia, **Philadelphia County**. James Manuel, REPSG, Inc., 6901 Kingsessing Avenue, Suite 201, Philadelphia, PA 19142 on behalf of Walter Toliver, Esperanza, 4261 North 5th Street, Philadelphia, PA 19104 submitted a Remedial Investigation Report/Cleanup Plan concerning the remediation of site soil and groundwater contaminated with VOC and lead. The Plan was approved by the Department on March 8, 2018.

Wedgewood Cleaners, 2311 & 2313 West Lincoln Highway, Caln Township, **Chester County**. Alan R. Hirschfeld, D/R's Bankers Environmental Solutions, LLC, 3600 Conshohocken Avenue, Suite 1204, Philadelphia, PA 19131 on behalf of Dale Reiser, D/R's Bankers Environmental Solutions, LLC, 3600 Conshohocken Avenue, Suite 1204, Philadelphia, PA 19131 submitted a Final Report concerning the remediation of site groundwater contaminated with PCE. The Final Report demonstrated attainment of the Statewide health standard and was approved by the Department on April 16, 2018.

USPS King of Prussia, 190 Town Center Road, Upper Merion Township, **Montgomery County**. Kenneth Kim, JK Environmental Services, LLC, P.O. Box 509, Lafayette Hill, PA 19444 submitted a Final Report concerning the remediation of site soil contaminated with naphthalene. The Final Report demonstrated attainment of the Statewide health standard and was approved by the Department on April 16, 2018.

Woods Brothers Lumber Inc., 2621-2667 Frankford Avenue, City of Philadelphia, **Philadelphia County**. Jeremy W. Bolyn, Environmental Maintenance Company Inc., 1420 East Mermaid Lane, Glenside, PA 19038 on behalf of Stephen Woods/Robert Woods, Woods Brothers Lumber Inc, P.O. Box 12734, Philadelphia, PA 19134 submitted a Final Report concerning the remediation of site soil and groundwater contaminated with petroleum. The Final Report demonstrated attainment of the Statewide health standard and was approved by the Department on April 24, 2018.

Quaker Car Wash, 71 South West End Boulevard, Borough of Quakertown, **Bucks County**. Brenda MacPhail-Kellog, REPSG, Inc., 6901 Kingsessing Avenue, Second Floor, Philadelphia, PA 19142 on behalf of John Pillegi Jr., Noah Bank, 2337 Lemoine Avenue, Second Floor, Fort Lee, NJ 07024 submitted a Remedial Investi-

gation Report/Cleanup Plan concerning the remediation of site soil and groundwater contaminated with VOCs and lead. The Report was approved by the Department on March 19, 2018.

Home Comfort Mechanical, 149 West 3rd Street, Conshohocken Borough, **Montgomery County**. Richard D. Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073 on behalf of Erin Bydalek, Nationwide Indemnity, P.O. Box 198, Harleysville, PA 19438 submitted a Final Report concerning the remediation of site soil contaminated with no 2 fuel oil. The Final Report demonstrated attainment of the Statewide health standard and was approved by the Department on April 24, 2018.

Rohm and Haas Waste Water Treatment Plant Area, 200 Route 23, River Road, Bristol Township, **Bucks County**. David J. Kistner, AECOM, 625 West Ridge Pike, Suite E-100, Conshohocken, PA 19428 on behalf of Robert L. Casselberry, Rohm and Haas Company, 310 George Paterson Boulevard, Bristol, PA 19007 submitted a Remedial Investigation Report/Cleanup Plan/Final Report concerning the remediation of site groundwater contaminated with VOCs, SVOCs and metals. The Final Report demonstrated attainment of the site-specific standard and was approved by the Department on April 26, 2018.

260 South Broad Street, 260 South Broad Street, City of Philadelphia, **Philadelphia County**. Stephan D. Bower, PG, Environmental Standards, Inc., 1140 Valley Forge Road, P.O. Box 810, Valley Forge, PA 19482 on behalf of Sarnia Rose, Post 260 Property Owner, LLC, P.O. Box 44131, Philadelphia, PA 19144 submitted a Remedial Investigation Report/Cleanup Plan concerning the remediation of site groundwater and soil contaminated with No. 2 fuel oil. The Report was disapproved by the Department on April 26, 2018.

Manhattan Bagel, 4 South McDade Boulevard, Glenolden Township, **Delaware County**. David Mack, Arcadis U.S. Inc., 6041 Wallace Road Extension, Suite 300, Wexford, PA 15090 on behalf of Calista Campbell, Exxon Mobil Environmental Services, 1900 East Lincoln Avenue, Building 28A, Linden, NJ 07036 submitted a Final Report concerning the remediation of site soil and groundwater contaminated with unleaded gasoline. The Final Report demonstrated attainment of the site-specific standard and was approved by the Department on April 26, 2018.

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

PAWC-Lake Montrose Water Treatment Plant, 15286 State Route 29, Bridgewater Township, **Susquehanna County**. Resource Environmental Management, Inc., 50 Maple Street, Montrose, PA 18801, on behalf of PA American Water, 800 West Hersheypark Drive, PA 17033, submitted a revised final report concerning site soils contaminated with # 2 heating oil. The report documented remediation of the site to meet residential Statewide Health Standards and was approved by the Department on May 11, 2018.

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

NFG Midstream Clermont West Compressor Station, 12753 Shawmut Grade Road, Jones Township, **Elk County**. Environmental Remediation & Recovery, Inc., 4250 Route 6N, Edinboro, PA 16412, on behalf of NFG

Midstream Clermont, LLC, P.O. Box 2081, 1100 State Street, Erie, PA 16212, submitted a Final Report concerning the remediation of site soil contaminated with acenaphthene, acenaphthylene, anthracene, benzo[a]anthracene, benzo[a]pyrene, benzo[b]fluoranthene, benzo[g,h,i]perylene, benzo[k]fluoranthene, benzyl alcohol, butylbenzylphthalate, 4-chloroaniline, bis[2-chloroethoxy]methane, bis[2-chloroethyl]ether, bis[2-chloroisopropyl]ether, 2-chlorophenol, 4-chlorophenylphenyl ether, chrysene, dibenz[a,h]anthracene, dibenzofuran, 1,2-dichlorobenzene, 1,3-dichlorobenzene, 1,4-dichlorobenzene, 3,3-dichlorobenzidine, 2,4-dichlorophenol, diethylphthalate, 2,4-dimethylphenol, dimethylphthalate, di-n-butylphthalate, 2,4-dinitrophenol, 2,4-dinitrotoluene, 2,6-dinitrotoluene, di-n-octylphthalate, bis[2-ethylhexyl]phthalate, fluoranthene, fluorene, hexachloro-1,3-butadiene, hexachlorobenzene, hexachlorocyclopentadiene, hexachloroethane, ideno[1,2,3-cd]pyrene, isophorone, 2-methylnaphthalene, 2-methylphenol[o-cresol], 3&4-methylphenol[m&p cresol], naphthalene, 2-nitroaniline, 4-nitroaniline, nitrobenzene, 2-nitrophenol, 4-nitrophenol, n-nitroso-di-n-propylamine, n-nitrosodiphenylamine, pentachlorophenol, phenanthrene, phenol, pyrene, 1,2,4-trichlorobenzene, 2,4,5-trichlorophenol, 2,4,6-trichlorophenol, acetone, benzene, bromodichloromethane, bromoform, bromomethane, 2-butanone (MEK), carbon disulfide, carbon tetrachloride, chlorobenzene, chloroethane, chloroform, chloromethane, dibromochloromethane, 1,2-dichlorobenzene, 1,3-dichlorobenzene, 1,4-dichlorobenzene, 1,1-dichloroethane, 1,2-dichloroethane, 1,2-dichloroethene (total), 1,1-dichloroethene, cis-1,2-dichloroethene, trans-1,2-dichloroethane, 1,2-dichloropropane, ethylbenzene, 2-hexanone, methylene chloride, 4-methyl-2-pentanone (MIBK), methyl tert-butyl ether (MTBE), styrene, 1,1,2,2-tetrachloroethane, tetrachloroethene (PCE), toluene, 1,1,1-trichloroethane, 1,1,2-trichloroethane, trichloroethene (TCE), vinyl chloride, and total xylenes. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on May 14, 2018.

HAZARDOUS WASTE TRANSPORTER LICENSE

Actions on applications for Hazardous Waste Transporter License received under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003) and regulations to transport hazardous waste.

Central Office: Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, PO Box 69170, Harrisburg, PA 17106-9170.

New Applications Received

Entegra Energy Solutions, LLC, PO Box 1087, Bridgeport, WV 26330. License No. PA-AH 0869. Effective May 10, 2018. (P. Arnt).

Renewal Applications Received

IWT Transport, Inc., 306 Ramapo Valley Road, Oakland, NJ 07346. License No. PA-AH 0798. Effective May 08, 2018. (P. Arnt).

Sunpro, Inc., 7640 Whipple Avenue NW, North Canton, OH 44720. License No. PA-AH 0659. Effective May 14, 2018. (P. Arnt).

Hazardous Waste Transporter License Reissued

IWT Transport, Inc., 306 Ramapo Valley Road, Oakland, NJ 07346. License No. PA-AH 0798. Effective May 08, 2018. (P. Arnt).

Sunpro, Inc., 7640 Whipple Avenue NW, North Canton, OH 44720. License No. PA-AH 0659. Effective Mar. 16, 2016. (P. Arnt).

RESIDUAL WASTE GENERAL PERMIT

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

Central Office: Division of Municipal and Residual Waste, Rachel Carson State Office Building, 14th Floor, 400 Market Street, Harrisburg, PA 17106-9170.

General Permit Application No. WMGR147. GMA Garnet Corporation, 1800 Hughes Landing, Suite 350, The Woodlands, TX 77380; Site: Fairless Hills Recycling Facility, 25 Sorrells Boulevard, Fairless Hills, PA 19030, **Bucks County**. GMA Garnet Corporation has requested an amendment to their permit application under General Permit No. WMGR147 to have additional storage outside of their building. The modification was approved by PA DEP's Central Office on May 2, 2018.

Persons interested in reviewing the permit may contact Chris Solloway, Permits Section Chief, Division of Municipal and Residual Waste, Bureau of Waste Management, P.O. Box 69170, Harrisburg, PA 17106-9170. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Permit 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.

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

Permit Application No. 101690. Clarion County Transfer Station—Advanced Disposal Services, Inc, 18380 Paint Blvd, Shippensburg, PA 16254. On May 11, 2018 the Department issued a permit renewal to the Clarion County Transfer Station. The renewal allows the transfer station to operate for another ten years. The new expiration date on the permit is now May 11, 2028. No changes to the facilities operation were requested but minor administrative and operating changes to the permit were made to eliminate requirements or conditions that were no longer applicable. The renewal application was received September 5, 2017.

Persons interested in commenting on the permit may contact Christina S. Wilhelm, Program Manager, Northwest Regional Office, 230 Chestnut Street, Meadville, PA 16335 (814) 332-6848. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800)654-5984.

BOND RELEASE PROPOSAL

Bond release proposal under the Solid Waste Management Act and regulations to operate a municipal or residual waste facility.

Southwest Regional Office: Regional Manager, Waste Management, 400 Waterfront Drive, Pittsburgh, PA 15222, Telephone 412-442-4000.

Lindy Paving, Inc., 1807 Shenango Road, New Galilee, PA 16141. The Department of Environmental Protection (DEP) is proposing to release \$222,488.00 in bond

liability for Lindy Paving, Inc. for clean closure of its pre- and post-consumer asphalt shingles processing and beneficial use operation under Residual Waste General Permit WMGM039SW001 located at 4200 Neville Road, Neville Island, Pittsburgh, PA 15225, Neville Township, **Allegheny County**. Lindy Paving, Inc. submitted a request for bond release on August 23, 2017.

Comments will be accepted on this request for up to 30 days from the date of the notice. Comments should be submitted to the DEP office listed above.

AIR QUALITY

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

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

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

GP3- 46-0154: Allied Recycling Company (1752 Limekiln Pike, Dresher, PA 19025) On May 10, 2018 for a portable nonmetallic mineral processing plant, crusher, vibratory screen, conveyors in Upper Dublin Township, **Montgomery County**.

GP11- 46-0084: Allied Recycling Company (1752 Limekiln Pike, Dresher, PA 19025) On May 10, 2018 for a nonroad engine in Upper Dublin Township, **Montgomery County**.

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

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, or William Weaver, Regional Air Quality Manager, 717-705-4702.

GP1-28-03010: Ventura Foods, LLC (1501 Orchard Drive, Chambersburg, PA 17201) on May 10, 2018, for an existing 14.6 MMBtu, natural gas-fired boiler, under GP1, at the facility located in Chambersburg Borough, **Adams County**. The general permit authorization was renewed.

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

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

GP5-59-192F: NFG Midstream Covington, LLC (6363 Main St., Williamsville, NY 14221) on May 9, 2018, for the continued operation of three 1,380 bhp Caterpillar G3516BLE 4-stroke, lean burn, natural gas-fired compressor engines, each equipped with two way catalysts, two 153.2 bhp Cummins WSG-1068, 4 stroke, rich burn, natural gas-fired emergency generator engines, each equipped with a 3-way catalyst, one 50 MMscfd and one 94 MMscfd dehydration units, each equipped with a reboiler, two 16,800 gallon produced water storage tanks, various fugitive, venting and blowdown emissions, pursuant to the General Plan Approval and/or General Operating Permit for Natural Gas Compression and/or Processing Facilities (BAQ-GPA/GP-5) at the Covington Compressor Station located in Covington Township, **Tioga County**.

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

Contact: Alan Binder, P.E., Environmental Engineer Manager—Telephone: 412-442-4168.

GP5-65-01000C: Laurel Mountain Midstream, LLC (2000 Commerce Drive, Pittsburgh, PA 15275-1016) on May 11, 2018, to allow the continued operation of previously installed and recently modified sources: one (1) Waukesha, Model No. F18GL, 4SLB, natural gas-fired compressor engine, 440 bhp at 1,800 rpm; equipped with a DCL Oxidation Catalyst, Model No. CB000-LQ-010V-0163-01; one (1) TEG Dehydrator, 20.0 MMscf/day; one (1) natural gas-fired reboiler; 0.50 MMBtu/hr; and one (1) Produced Water Storage Tank; Capacity—150 bbl; Estimated annual throughput of 3,900 bbl at their Salem Compressor Station, located in Salem Township, **Westmoreland County**.

GP4-26-00600B: Kubina Metals (672 Braznell Road, Grindstone, PA 15442-1018) on May 8, 2018, to authorize the continued operation of an existing Pollution Control Products (Model VPI-225) burn-off oven at their scrap metal recycling facility located in Redstone Township, **Fayette County**.

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

Contact: David Balog, New Source Review Chief—Telephone: 814-332-6328.

GP4-25-1031C: PA Electric Motor Svc., Inc. (4693 Iroquois Ave., Erie, PA 16511) on May 7, 2018, for the authority to operate a burn off oven (Steelman Industries, Model 1011.510 BA-E) (BAQ-GPS/GP4) located at their facility in Harborcreek Township, **Erie County**.

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

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

Contact: Norman Frederick, P.E., Environmental Engineer Manager—Telephone: 570-826-2409.

40-00127B: Acton Technologies Inc. (100 Thompson Street, Pittston, PA 18640) issued on April 17, 2018 to increase the line No. 4 production activities. VOC emissions from the process line will be control by an existing Regenerative Thermal Oxidizer (RTO) at the facility located in Jenkins Twp., **Luzerne County**.

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

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, or William Weaver, Regional Air Quality Manager, 717-705-4702.

67-05118A: Harley-Davidson Motor Company Operations, Inc. (1425 Eden Road, York, PA 17402) on May 8, 2018, for the modification of the motorcycle manufacturing facility (York Vehicle Operations) located in Springettsbury Township, **York County**. The modification will involve the following: installation of additional infrared paint drying oven capacity (via oven lengthening) to facilitate an increase in the line speed of Source ID 245's two existing cosmetic spray paint lines from 8 fpm to 9 fpm to accommodate a production increase; and the construction of two additional Source ID MTBS motorcycle test booths to increase the number of test booths

from 4 to 6. Source ID 245's VOC emissions are controlled by a regenerative thermal oxidizer (RTO) and a carbon adsorption unit. Source ID 245's PM/PM₁₀/PM_{2.5} emissions are controlled by a scrubber.

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

46-00446: Glasgow Inc.—McCoy Quarry & Asphalt Plant (PO Box 1089, Glenside, PA 19038-1089) On May 8, 2018 for modification to the requirements found in State Only Operating Permit No. 46-00044 for any existing batch hot mix asphalt (HMA) plant in Upper Merion Township, **Montgomery County**.

46-0013F: Clemens Food Group (PO Box 902, 2700 Clemens Road, Hatfield, PA 19440-0902) On May 3, 2018 for the removal and replacement of an existing control device (venturi scrubber) and the installation of new control devices and packed tower scrubber in Hatfield Township, **Montgomery Township**.

46-0289: Scott Building Corp. (2939 Felton Road, Norristown, PA 19401-1359) On May 1, 2018 for the installation of a portable non-metallic processing plant for fugitive particulate matter emissions are controlled by wet suppression system in East Norriton Township, **Montgomery County**.

46-0035I: GlaxoSmithKline, LLC (GSK) (709 Swedeland Road, King of Prussia, PA 19406) On May 10, 2018 for the original plan approval was for the installation of; four boilers, two emergency generator engines, one combined heat and power unit and one above ground storage tank for No. 2 oil at their existing facility in Upper Merion Township, **Montgomery County**. The modified plan approval removed the combined heat and power unit and one 2,000 kW emergency generator engine. GSK's facility is classified as major for NO_x and VOC emissions. However, for this Plan Approval authorization the increase in NO_x and VOC emissions are below the NNSR thresholds of 25.0 tons per year so NNSR will not apply. The facility will still remain a major facility. The Plan Approval will contain testing, monitoring, recordkeeping requirements, and work practice standards designed to keep the sources and facility operating within all applicable air quality requirements.

23-0223: LCP Generation Partners, LLC (170 North Radnor Chester Road, Suite 101, Radnor, PA 19087) On May 10, 2018, for installation of a 2-MW Combined Heat and Power System at Villanova University, in Radnor Township, **Delaware County**.

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

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, or William Weaver, Regional Air Quality Manager, 717-705-4702.

06-05002O: Lehigh Cement Company, LLC (537 Evansville Road, Fleetwood, PA 19522-8541) on May 10, 2018, for the replacement of the existing fuel burner pipes at their facility in Maiden Creek Township, **Berks County**. Plan Approval No. 06-05002O is for the replacement of the existing fuel burner pipes in each of the two (2) long, dry Portland cement kilns (Source IDs 121 &

122) with a consolidated multi-fuel burner pipe system. The plan approval was extended.

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

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

08-00001B: Tennessee Gas Pipeline Company LLC (1001 Louisiana Street, Houston, TX 77002): was issued on April 24, 2018, an extension to plan approval authorization for an additional 180 days to permit continued operation of their Solar Titan 130 Gas Turbine (Source ID P201) pending completion of the compliance evaluation on the source. The source is located in Wyalusing Township, **Bradford County**.

18-00009F: Clinton County Solid Waste Authority (P.O. Box 209, McElhattan, PA 17748) on May 11, 2018, for an extension to plan approval authorization for an additional 180 days for the construction and operation of the Northside municipal solid waste landfill expansion located in Wayne Township, **Clinton County**. The plan approval has been extended.

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

Contact: Alan Binder, P.E., Environmental Engineer Manager—Telephone: 412-442-4168.

PA-63-00990B: Donora Dock LLC (11 Lloyd Ave, Suite # 200, Latrobe, PA 15650-1711), on May 14, 2018, 180-day plan approval extension issued for Donora Dock Terminal to continue operation for their existing coal handling facility located in Carroll Township, **Washington County**.

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

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

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

09-00028: Neenah Northeast, LLC (45 N. 4th Street, Quakertown, PA 18951) On May 6, 2018 for a renewal of Title V Operating Permit at this facility located in Quakertown Borough, **Bucks County**.

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

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, or William Weaver, Regional Air Quality Manager, 717-705-4702.

06-05065: Glen Gery Corp. (423 South Pottsville Pike, Shoemakersville, PA 19555-9742) on May 7, 2018, for the brick manufacturing facility located in Perry Township, **Berks County**. The Title V permit was renewed.

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

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

41-00084: Panda Patriot, LLC (50 Patriot Lane, Montgomery, PA 17752) was issued a Title V Operating Permit on May 8, 2018, for operation of their Panda Patriot Generation Plant located in Clinton Township, **Lycoming County**. The Title V operating permit contains requirements including monitoring, recordkeeping,

and reporting conditions to ensure compliance with applicable Federal and State regulations.

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

Contact: David Balog, New Source Review Chief—Telephone: 814-332-6328.

24-00009: Domtar Paper Company, LLC (100 W. Center St., Johnsonburg, PA 15845). On May 8, 2018, the Department renewed a Title V Operating Permit for the Johnsonburg Mill located in the Borough of Johnsonburg, **Elk County**. This facility is a Title V facility which is major for their potential to emit CO, NO_x, PM₁₀, PM_{2.5}, SO_x, VOC, and HAPs. Actual 2016 Emissions were as follows: 90.36 tons VOC; 880.05 tons NO_x; 198.89 tons CO; 35.74 tons SO_x; 84.77 tons PM₁₀; 73.81 tons PM_{2.5}; 162.93 tons all HAPs combined; 73.57 tons hydrochloric acid; 51.28 tons methanol; 6.91 tons hydrogen fluoride; 6.73 tons phenol; 4.82 tons formaldehyde; 3.53 tons acetaldehyde; 2.54 tons propionaldehyde; 2.07 tons hexane; 1.75 ton methylene chloride; 1.45 ton chloroform; and 1.20 ton benzene. The significant sources at the facility include a 530 million Btu/hr chemical recovery boiler; a 180 million Btu/hr natural gas fueled boiler; two 306 million Btu/hr natural gas fueled boilers; an 87.3 million Btu/hr natural gas fueled boiler; a Kraft mill; starch, soda ash, salt cake, & lime unloading systems; wood chip screening operation; a lime kiln; paper machines; a bleach plant; a natural gas fueled emergency generator; 3 diesel fueled emergency generators; and 9 degreasing units. This facility is subject to the following Federal regulations: 40 CFR Part 60 Subpart D, NSPS for Fossil Fuel Fired Steam Generators; 40 CFR Part 60 Subpart Db, NSPS for ICI Steam Generating Units; 40 CFR Part 60 Subpart Dc, NSPS for Small ICI Steam Generating Units; 40 CFR Part 64, Compliance Assurance Monitoring; 40 CFR Part 63 Subpart DDDDD, Major Source Boiler MACT; 40 CFR Part 63 Subpart ZZZZ, NESHAP for Stationary RICE; 40 CFR Part 60 Subpart JJJJ, NSPS for SI ICE; 40 CFR Part 60 Subpart BB, NSPS for Kraft Mills; 40 CFR Part 63 Subpart S, Pulp & Paper MACT I; 40 CFR Part 63 Subpart MM, Pulp & Paper MACT II. The conditions from current, unexpired Plan Approvals 24-009H and 24-009J are incorporated into the permit at this renewal in accordance with the EPA Homer City decision. 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.

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

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

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

46-00098: Edon Corporation (1160 Easton Road, Horsham, PA 19044) On May 6, 2018 for the renewal of a State Only Operating Permit for the operation of spray booths at a manufacturing facility located in Horsham Township, **Montgomery County**.

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

Contact: Norman Frederick, P.E., Environmental Engineer—Telephone: 570-826-2409.

39-00046: New Enterprise Stone and Lime Co., Inc. (3724 Crescent Court West, Whitehall, PA 18052). On May 8, 2018 the Department issued a renewal State-Only Synthetic Minor Permit for the New Enterprise Stone and Lime Co. located in Lower Macungie Township, **Lehigh County**. The processes at this facility are Asphalt Batch Plants with Recycled Asphalt Pavement. The control devices are Baghouses. The sources are considered minor emission sources of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), total suspended particulate (TSP) and VOC's. The proposed permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

39-00072: Hamilton 9999 Associates, L.P. (9999 Hamilton Boulevard, Suite 010, Breinigsville, PA 18031). On May 2, 2018 the Department issued a renewal State-Only Synthetic Minor Permit for their facility located in Upper Macungie Township, **Lehigh County**. The main sources at this facility are Boilers. The sources are considered minor emission sources of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), total suspended particulate (TSP) and VOC's. The proposed permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

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

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, or William Weaver, Regional Air Quality Manager, 717-705-4702.

05-03003: Chestnut Ridge School District (3281 Valley Road, Fishertown, PA 15539-9743) on May 8, 2018, for the Middle School facility located in East St. Clair Township, **Bedford County**. The State-only permit was renewed.

67-03001: Frito-Lay, Inc. (3553 Gillespie Drive, York, PA 17404-5803) on May 9, 2018, for the snack food manufacturing facility located in West Manchester Township, **York County**. The State-only permit was renewed.

50-03004: Tuscarora Hardwoods, Inc. (2240 Shermans Valley Road, Elliptsburg, PA 17024-9182) on May 9, 2018, for the hardwood processing facility located in Spring Township, **Perry County**. The State-only permit was renewed.

36-05123: Corixa Corp. DBA Glaxosmithkline Vaccines (325 Bridge Street, Marietta, PA 17547-1134) on May 9, 2018, for the vaccine manufacturing facility located East Donegal Township, **Lancaster County**. The State-only permit was renewed.

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

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

17-00069: The Pennsylvania State University (WPSU Tower, 3641 McGeorge Road, Clearfield, PA 16830) was issued on May 8, 2018, an initial State Only operating permit their WPSU Tower facility located in Lawrence Township, **Clearfield County**. The operating permit contains all applicable regulatory requirements including monitoring, recordkeeping, and reporting conditions to ensure compliance with the applicable requirements.

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

Contact: Tom Joseph, P.E., Facilities Permitting Chief—Telephone: 412-442-4336.

63-00629: Hanson Aggregates BMC, Inc. (2200 Springfield Pike, Connellsville, PA 15033) on May 8, 2018, a Synthetic Minor State Only Operating Permit (SOOP) renewal to Hanson Aggregates BMC, Inc. to authorize the operation of their Dunningville Asphalt Plant located in Somerset Township, **Washington County**.

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

Contact: Matt Williams, Facilities Permitting Chief at Telephone: 814-332-6940.

Philadelphia: Air Management Services, 321 University Avenue, Philadelphia, PA 19104-4543, Contact: Edward Wiener, Chief, Source Registration at 215-685-9476.

OP17-000064: Drexel University (3330 Market Street, Philadelphia, PA 19104) for the operation of a university in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include sixty-three (63) natural gas fired combustion units each less than or equal to 5.23 MMBtu/hr, two (2) natural gas or No. 2 fuel oil fired combustion units rated at 3 MMBtu/hr, one (1) natural gas fired emergency generator rated at 100 kW, nineteen (19) diesel fired emergency generators rated at 1,250 kW or less, and two (2) diesel fired fire pumps rated at 105 hp or less.

OP17-000042: Southeastern Pennsylvania Transportation Authority (SEPTA) Elmwood Trolley Shop (7311 Elmwood Ave, Philadelphia, PA 19142) for the operation of a trolley shop in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include one (1) natural gas fired pressure washer rated at 0.558 MMBtu/hr, two (2) kerosene fired space heaters each rated at 0.35 MMBtu/hr, two (2) natural gas/No. 2 oil fired boilers each rated at 2.1 MMBtu/hr, and one (1) 40 gallon parts washer/degreaser.

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

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

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

46-0172F: Gemalto, Inc. (101 Park Drive, Montgomeryville, PA 18936). On May 3, 2018 for a minor modification of Plan Approval 46-0172F for the installation of a new Sakurai Silk Screen Press equipped with a camera system to improve ink registration at an existing facility located in Montgomeryville, **Montgomery County**. The installation of the new press replaces an existing identical unit. There are no changes to any of the regulatory requirements or approved emission limits. Gemalto is categorized as a synthetic minor facility. The Plan Approval contains recordkeeping and operating restrictions designed to keep the facility operating within the allowable emissions and all applicable air quality requirements.

23-00003: Monroe Energy LLC, (4101 Post Road, Trainer, PA 19061) On May 3, 2018 for the incorporation of the terms and conditions for Boiler No. 14 (Source ID

No. 053) from plan approval 23-0003Y into the Title V Operating Permit for this facility in Trainer Borough, **Delaware County**.

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

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, or William Weaver, Regional Air Quality Manager, 717-705-4702.

28-05040: Ingenco Wholesale Power LLC (2250 Dabney Road, Richmond, VA 23230-3323) on May 9, 2018, for the landfill gas-to-energy facility associated with the Mountain View Landfill located in Peters Township, **Franklin County**. The Title V permit was administratively amended in order to change address and contact information.

36-05002: Armstrong Flooring, Inc. (1067 Dillerville Road, Lancaster, PA 17603-2613) on May 9, 2018, for the flooring manufacturing facility located Lancaster City, **Lancaster County**. The Title V permit was administratively amended in order to incorporate the requirements of Plan Approval No. 36-05002F.

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

Contact: Thomas Joseph, P.E., Facilities Permitting Chief—Telephone: 412-442-4336.

26-00585: Universal Pressure Pumping, Inc. (18360 Technology Drive, Box 4, Meadville, PA 16335) located in North Union Township, **Fayette County**. The Department on May 14, 2018, issued an administrative amendment to the State Only Operating Permit for the Mt. Braddock facility to incorporate a change in ownership from Universal Well Services, Inc. to Universal Pressure Pumping, Inc.

04-00061: Nalco Company/Ellwood City North/South Plants (125 Nalco Way, Ellwood City, PA 16117). Administrative Amendment, issued on May 10, 2018, to change the name of the responsible official on the permit. The name of the responsible official is now Chris Stewart, Plant Manager. The Nalco Company's Ellwood City plants are located in Franklin Township, **Beaver County**.

04-00034: The Sherwin-Williams Manufacturing Company/Rochester Plant (372 Cleveland Street, Rochester, PA 15074). Administrative Amendment, issued on May 10, 2018, to change the name of the owner on the permit. The name of the new owner is now The Sherwin-Williams Manufacturing Company from the previous owner of Valspar Coatings. The Sherwin-Williams Manufacturing Company/Rochester Plant is located in Rochester Borough, **Beaver County**.

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

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

10-00119: Allegheny Mineral Corporation Slippery Rock Plant (PO Box 1022, Kittanning, PA 16201-5022). The Department on May 11, 2018, issued an administrative amendment of the State Operating Permit for the facility to incorporate the requirements of plan approval 10-119A and the General Permits (GP) 3 and 9. The facility is located in Slippery Rock Township, **Butler County**.

33-00107: Beverage Air Corporation (119 Progress Street, Brookville, PA 15825-2617). The Department on May 8, 2018, issued an administrative amendment of the State Operating Permit for the facility to incorporate the

change of responsible official and permit contact. The facility is located in Brookville Borough, **Jefferson County**.

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

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

Contact: Alan Binder, P.E., Environmental Engineer Manager—Telephone: 412-442-4168.

TV-03-00027: GenOn Northeast Management Company (313 Keystone Drive, Shelocta, PA 15774). Per 25 Pa. Code § 127.449(i), this Notice is for the following de minimis emission increase at the GenOn Northeast Management Company, Keystone Generating Station, located in Plumcreek Township, **Armstrong County**:

Project to increase coal throughput of the Truck Receiving Facility # 9 Conveyor. Total emissions from this project will not exceed 0.3 tpy PM₁₀.

The list of de minimis increases for this facility includes:

April 23, 2018	Truck Receiving Facility # 9 Conveyor	0.21 tpy PM ₁₀ increase
July 26, 2016	Gypsum Stockpiling Project	0.48 tpy PM ₁₀

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

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

Contact: David Balog, New Source Review Chief—Telephone: 814-332-6328.

10-00234: Karns City Area School District (1446 Kittanning Pike, Karns City, PA 16041-1818) on May 11, 2018, the Department revoked the permit for the facility located in Fairview Township, **Butler County**. This Operating Permit was revoked because the facility no longer needs an operating permit. The sources are exempt from plan approval and the actual emissions are less than operating permit thresholds.

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 Issued

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

32743710 and NPDES No. PA0214884. Helvetia Coal Company, (CNX Center, 1000 Consol Energy Drive, Canonsburg, PA 15317). To renew the permit for the Refuse Disposal Area No. 1 in Center Township, **Indiana County** and related NPDES Permit. No additional discharges. The application was considered administratively complete on September 16, 2015. Application received: October 15, 2014. Permit issued: May 11, 2018.

11031301 and NPDES No. PA0235539. Rosebud Mining Company, (301 Market Street, Kittanning, PA 16201). To revise the permit for the Madison Mine in Jackson, Croyle and Cambria Townships, **Cambria County** and related NPDES Permit. Underground Acres Proposed 4,718.1, Subsidence Control Plan Acres Proposed 4,718.1. No additional discharges. The application was considered administratively complete on November 22, 2017. Application received: August 22, 2017. Permit issued: May 11, 2018.

30831303 and NPDES No. PA0013511. Cumberland Contura, LLC, (158 Portal Road, P.O. Box 1020, Waynesburg, PA 15370). To revise the permit for the Cumberland Mine in Center, Whiteley and Franklin Townships, **Greene County** and related NPDES Permit for construction of the West Pool Pipeline. Surface Acres Proposed 22.5. No additional discharges. The application was considered administratively complete on February 27, 2018. Application received: November 30, 2017. Permit issued: May 11, 2018.

26081601 and NPDES No. PA0235920. Contura Pennsylvania Terminal, LLC (formerly Alpha PA Coal Terminal, LLC), (158 Portal Road, P.O. Box 1020, Waynesburg, PA 15370). To renew the NPDES Permit for the LaBelle Dock Site in Luzerne Township, **Fayette County**. No additional discharges. The application was considered administratively complete on May 4, 2015. Application received: January 16, 2015. NPDES Permit issued: May 9, 2018.

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

Permit No. 56110106 and NPDES No. PA0263273. Wilson Creek Energy, LLC, 1576 Stoystown Road, P.O. Box 260, Friedens, PA 1541, permit renewal for the continued operation and restoration of a bituminous surface and auger mine in Lincoln Township, **Somerset County**, affecting 176.9 acres. Receiving streams: unnamed tributaries to Quemahoning Creek classified for the following use: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: December 15, 2017. Permit issued: May 11, 2018.

New Stanton District Office: 131 Broadview Road, New Stanton, PA 15672, 724-925-5500.

02823014 and NPDES Permit No. PA0617661. IREIT Pittsburgh Settlers Ridge, LLC (2901 Butterfield Road, Oak Brook, IL 60523). Transfer of permit formerly issued to Settlers Ridge, LP for continued treatment to a bituminous surface mine, located in Robinson Township, **Allegheny County**, affecting .321 acre. Receiving streams: Campbells Run. Application received: December 11, 2017. Permit issued: May 8, 2018.

26970401 and NPDES Permit No. PA0202100. Laurel Aggregates of Delaware, LLC (270 Lakewood Center, Morgantown, WV 26508). Revision permit issued to

add an additional 1,317 acres to an existing bituminous surface mine, located in Springhill Township, **Fayette County**, affecting 2,188.8 acres. Receiving streams: Rubles Run and unnamed tributaries to Rubles Run and Patterson Run. Application received: January 3, 2017. Permit issued: May 8, 2018.

GP12-65150101. Coal Loaders, Inc. (210 East Main Street, Ligonier, PA 15658). Approval for portable coal crusher authorized under General Permit BAQ-GP12 and is required to meet all applicable limitations, terms and conditions of authorization GP12-65150101 for an existing bituminous surface mine, located in Ligonier Township, **Westmoreland County**. Application received: November 27, 2017. Permit issued: May 11, 2018.

65150101 and NPDES Permit No. PA0278238. Coal Loaders, Inc. (210 East Main Street, Ligonier, PA 15658). Permit issued for commencement, operation and restoration of a bituminous surface mine, located in Ligonier Township, **Westmoreland County**, affecting 339.9 acres. Receiving streams: unnamed tributaries to Mill Creek and unnamed tributaries to Coalpit Run. Application received: April 3, 2017. Permit issued: May 11, 2018.

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

Permit No. 13743002T. Coal Contractors (1991), Inc., (P.O. Box 39, Hazleton, PA 18201), transfer of an existing anthracite surface mine and coal refuse disposal operation in Banks and Hazle Townships, **Carbon and Luzerne Counties** affecting 930.27 acres, receiving stream: Catawissa Creek. Application received: September 11, 2017. Transfer issued: May 10, 2018.

Permit No. PAM117037. Coal Contractors (1991), Inc., (P.O. Box 39, Hazleton, PA 18201), General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 13743002 in Banks and Hazle Townships, **Carbon and Luzerne Counties**, receiving stream: Catawissa Creek. Application received: September 11, 2017. Permit issued: May 10, 2018.

Permit No. 13743002C. Coal Contractors (1991), Inc., (P.O. Box 39, Hazleton, PA 18201), correction to an existing anthracite surface mine and coal refuse reprocessing to include a preparation plant in Banks and Hazle Townships, **Carbon and Luzerne Counties**, affecting 930.27 acres, receiving stream: Catawissa Creek. Application received: February 20, 2018. Correction issued: May 10, 2018.

Permit No. 54070103R2. White Pine Coal Co., Inc., (P.O. Box 59, Ashland, PA 17921), renewal for reclamation activities only of an existing anthracite surface mine, coal refuse reprocessing and refuse disposal operation in Reilly Township, **Schuylkill County** affecting 159.9 acres, receiving stream: unnamed tributary to Swatara Creek. Application received: January 30, 2018. Renewal issued: May 14, 2018.

Permit No. PAM113017R. White Pine Coal Co., Inc., (P.O. Box 59, Ashland, PA 17921), General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 54070103 in Reilly Township, **Schuylkill County**, receiving stream: unnamed tributary to Swatara Creek. Application received: January 30, 2018. Renewal issued: May 14, 2018.

Noncoal Permits Issued

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

PAM217022, Wolyniec Construction, Inc., 294 Freedom Road, Williamsport, PA 17703, hereby approves the Notice of Intent (NOI) submitted for coverage to discharge stormwater associated with Small Noncoal Permit No. 41060803 to the following surface water(s) in Loyalsock Township, **Lycoming County**. Receiving stream(s): Tributary 63634 to Grafius Run. Application received: October 23, 2017. Permit Issued: May 2, 2018.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

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

Blasting Permits Issued

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

Permit No. 36184116. Maine Drilling & Blasting, Inc., (P.O. Box 1140, Gardiner, ME 04345), construction blasting for Atlantic Sunrise Spread 7 in West Hempfield, Mt. Joy and Rapho Townships, **Lancaster County** with an expiration date of May 2, 2019. Permit issued: May 10, 2018.

Permit No. 06184102. Schlouch, Inc., (P.O. Box 69, Blandon, PA 19510), construction blasting for Hamburg Commerce Lot 3 in Perry Township, **Berks County** with an expiration date of May 7, 2019. Permit issued: May 11, 2018.

Permit No. 15184104. American Rock Mechanics, Inc., (7531 Chestnut Street, Zionsville, PA 18092), construction blasting for Greystone Hall in West Goshen Township, **Chester County** with an expiration date of May 7, 2019. Permit issued: May 11, 2018.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

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

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

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

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

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

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

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

Northeast Regional Office, Waterways and Wetlands Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, Telephone 570-826-2511.

E35-472. Ryan & Kathryn Jones, 106 Bonnie Drive, Elmhurst Township, PA 18444. Roaring Brook Township, **Lackawanna County**, Army Corps of Engineers Baltimore District.

To construct and maintain a driveway and associated utilities across a tributary to Roaring Brook (HQ-CWF, MF) and a de minimus area of wetlands (EV) equal to 0.02 acre. The driveway crossing consists of a 35 foot-long, 24-inch diameter culvert with the invert depressed 6-inches below streambed elevation. The project is located 1.6 mile west of the intersection of Gardner Road and SR 0690 (Pittston, PA Quadrangle Latitude: 41° 21' 42.3"; Longitude: -75° 32' 41.9"). Subbasin: 5A.

Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110, Ed Muzic, Section Chief, 717.705.4802.

E28-390: Accent Developers, LLC, 10764 Buchanan Trail East, Waynesboro, PA 17268 in Washington Township, **Franklin County**, U.S. Army Corps of Engineers Baltimore District.

To remove an existing dual culvert crossing and restore the stream banks in an unnamed tributary to East Branch Antietam Creek (CWF, MF) (Latitude: 39.7606°, Longitude: -77.5516°) and to remove an existing dual culvert crossing and to install and maintain: 1) a 36 foot wide, 16 foot span, concrete arch bridge with concrete wingwalls, 2) a 24 inch diameter outfall with riprap apron, 3) 20 lineal feet of 8 inch diameter, ductile iron water line encased in an 18 inch diameter steel sleeve with trench plugs, 4) 20 lineal feet of 4 inch gas line encased in an 12 inch steel sleeve, 5) 20 lineal feet of 5 inch diameter PVC electric conduit, 6) 20 lineal feet of 4 inch diameter PVC telephone conduit, and 7) 20 lineal feet of 4 inch diameter PVC cable conduit, all in an unnamed tributary to East Branch Antietam Creek (CWF,

MF) (Latitude: 39.7611°, Longitude: -77.5524°). No wetlands will be impacted by the project. The permit was issued on May 15, 2018.

E67-937: FedEx Ground Package System, Inc, 1000 FedEx Drive, Moon Township, PA 15108 in Fairview Township, **York County**, U.S. Army Corps of Engineers Baltimore District.

To fill 0.13 of an acre of palustrine emergent (PEM) wetland to expand the existing parking area by 2.6 acres. The project is located south of Industrial Drive in Fairview Township, York County (Steeltown, PA Quadrangle, Latitude: 40.1662 Longitude: -76.839581). Mitigation is required at a 1:1 ratio. No streams or floodways will be disturbed by this project. The permit was issued May 10, 2018.

Northcentral Region: Waterways & Wetlands Program Manager, 208 West Third Street, Williamsport, PA 17701, 570-327-3636.

E59-537. Pennsylvania Department of Transportation, Engineering District 3-0, PO Box 218 Montoursville, PA 17754-0218. S.R. 4017 Section 024, Losey Creek Bridge Replacement Chatham Twp., **Tioga County**, Baltimore ACOE (Elkland, PA Quadrangle N: 41° 53' 32"; W: -77° 21' 18").

PA DOT Engineering District 3-0 proposes to replace a single span concrete encased steel I beam bridge with a single cell concrete box culvert. The existing bridge has a span of 16.7 Ft., a skew of 90 degrees, an underclearance of 10.8 Ft. and a low chord of 1,565.98 Ft. and a hydraulic opening of 179.8 Ft². The proposed box culvert has a span of 19 Ft., a skew of 90 degrees, an underclearance of 7.5 Ft. and a low chord of 1,562.52 Ft. and a hydraulic opening of 142.5 Ft². Both the existing and proposed structure will convey the 500 year storm without overtopping. The proposed structure will include culvert depression, baffles and native material throughout the structure in accordance with the BD-632M and PA Fish and Boat Commission recommendations. The project will utilize R-8 Rip Rap scour protection at the inlet and outlet. The project will temporarily impact 0.02 acre and permanently impact 0.01 acre of jurisdictional wetlands. The wetland impact is considered De minimus and does not require mitigation. The project is beyond the 12 Ft threshold of GP-11. Losey Creek is classified as a Warm Water Fishery by Title 25, Chapter 93 Water Quality Standards. This permit also includes 401 Water Quality Certification

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

E03-472, Plenary Walsh Keystone Partners, Park West Two, Third Floor, 2000 Cliff Mine Road, Pittsburgh, PA 15275, Rural Valley Borough, **Armstrong County**, Pittsburgh ACOE District.

Has been given consent to:

1. Remove an existing 133' long by 31'-9" wide, three span, steel I-beam bridge over Cowanshannock Creek (WWF).

2. Construct and maintain a replacement, 140' long by 35'-9" prestressed concrete, spread box beam bridge.

3. Construct and maintain rock slope protection in the floodway on the upstream and downstream side of the aforementioned structure and associated improvements to the guiderails and approach roads.

4. Relocate 116 linear feet of an existing unnamed tributary to Cowanshannock Creek (WWF) (aka Stream 2), and to construct and maintain a new, 140-foot long relocated channel.

5. Permanently impact 57 linear feet of Cowanshannock Creek (WWF).

6. Temporarily impact 101 linear feet of Cowanshannock Creek with placement of cofferdams and a temporary stream crossing consisting of two temporary 84-inch pipes.

7. Permanently place and maintain fill in 0.044 acre of PEM Wetland (Wetlands 1, 2 & 4).

8. Permanently place and maintain fill in 0.013 acre of PSS Wetland (Wetland 3).

9. Temporarily impact 0.284 acre of PEM Wetlands (Wetlands 1, 2 & 4) during construction, including a temporary crossing of Wetlands 1 and 2.

10. Temporarily impact 0.01 acre of PSS Wetlands during construction. (Wetland 3).

For the purpose of replacing the existing structurally deficient structure over Cowanshannock Creek (WWF). Mitigation will include restoring the temporarily disturbed wetlands with plantings and seeding. Temporarily disturbed PSS wetland will be restored with shrub and tree plantings. The permanent PEM and PSS wetland impacts will be mitigated at the PennDOT District 10-0 Armstrong County Wetland Bank with 0.064 acre of wetland credits. Stream mitigation will include the relocation of Stream 2 and plantings of trees and shrubs along the relocated channel. The project is located at State Route 2001, Segment P50, 0.1 mile from the intersection between State Route 2001 and State Route 0050, in Rural Valley, PA 16249. (Rural Valley USGS Topographic Quadrangle, Latitude: 40° 47' 49.9"; Longitude: -79° 18' 56.1; Sub-basin: 17E; Pittsburgh Corps District).

E63-706, Plenary Walsh Keystone Partners, Park West Two, Third Floor, 2000 Cliff Mine Road, Pittsburgh, PA 15275, North Strabane Township, **Washington County**, Pittsburgh ACOE District.

Has been given consent to:

Remove a single-span, steel I-beam structurally deficient bridge over Little Chartiers Creek (HQ-WWF) on SR 1023 in North Strabane Township, Washington County. The existing bridge consists of 5 W36X160 I-beams. The beams have pitting and rust on the lower webs and outer edges of the bottom flanges. The project will consist of the construction and maintenance of an 84-foot long, single span, prestressed concrete spread box beams bridge. The bridge will increase from 18.96 feet to 32.0 feet and will include two 11-foot lanes and 4-foot shoulders. Upgrades will include guiderail updates, drainage improvements, and overlaying of approaches. A temporary stream crossing with four, 48" temporary pipes will be constructed to allow construction access. The project will include the relocation of two unnamed tributaries to Little Chartiers Creek. Unnamed tributary (UNT-1) will have a total of 121 linear feet of permanent impact due to channel relocation and replacement of an existing 30" corrugated metal pipe (CMP) culvert. The existing 30" CMP is 21 feet long and will be replaced with a corrugated plastic 36" pipe that is approximately 22 feet in length. The pipe will be depressed six inches into the streambed. Unnamed tributary (UNT-2) will have a total of 83 linear feet of permanent impact due to the channel relocation. Also, 0.017 acre of wetlands will be permanently disturbed for

the construction of the new bridge. Mitigation will not be required for this wetland impact since the impact is considered de minimus.

E65-961; Municipal Authority of Westmoreland County; 124 Park and Pool Road, New Stanton, PA 15672, Borough of Adamsburg, Hempfield Township, City of Jeanette; **Westmoreland County**; Pittsburgh ACOE District.

Has been given consent to:

Construct, operate, and maintain 5 (five) 48" waterline stream crossings including:

1. One (1) crossing under Brush Creek (TSF) resulting in 20 linear feet of permanent impact;

2. Four (4) crossings of unnamed tributaries (UNTs) to Brush Creek (TSF) resulting in 80 linear feet of impact.

For the purpose of upgrading the Omnova to Adamsburg Tank Distribution Waterline. Approximately 15,000 linear feet of a 48" cast iron water line will be installed as part of this project. As a result of the project approximately 100 linear feet of stream will be impacted. Mitigation will include restoring the disturbed area back to its original condition and stabilizing the disturbed area. The project starts at the Adamsburg Tank, located near the intersection of Penn Adamsburg Road and Main Street (Irwin, PA Quadrangle; Latitude: 40° 18' 47"; Longitude: 79° 39' 3") and ends near the intersection of Chambers Avenue and Brown Avenue (Greensburg, PA Quadrangle; Latitude: 40° 19' 31"; Longitude: 79° 36' 47"). The project is located in Adamsburg Borough, Hempfield Township, and the City of Jeannette, Westmoreland County.

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

E10-504, Love's Travel Stops and Country Stores, 10601 North Pennsylvania Avenue, Oklahoma City, OK 73120. Love's Travel Stop—Slippery Rock PA in Worth Township, **Butler County**, ACOE Pittsburgh District (Harlansburg and Slippery Rock, PA Quadrangle N: 41° 02', 15"; W: 80°, 07', 41").

Construct and maintain the following impacts associated with construction of a convenience store, restaurant, tire shop, truck scale, fueling station, and associated roadways, parking, utilities, wastewater treatment plant, and stormwater management facilities at the intersection of I-79 and SR 108 (Harlansburg and Slippery Rock, PA Quadrangles N: 41°02'15"; W: 80°07'41") in Worth Township, Butler County:

1. Permanent impact to 0.40 acre of wetland for the placement of fill.

2. Permanent impact to 199 LF of a tributary to Slippery Rock Creek for the installation of a 157 ft long, 72-inch diameter, reinforced concrete stream enclosure with end walls, wingwalls, and rip rap apron.

3. Permanent impact to 1.27 acre of floodway of tributaries to Slippery Rock Creek for the placement of fill.

4. Permanent impact to 10 LF of Slippery Rock Creek and 690 ft² of floodway of Slippery Rock Creek for the installation of a 6-inch PVC wastewater outfall with endwall and rip rap apron.

The project includes mitigation for impacts by creating a minimum of 0.40 acre of new wetland on the southern portion of the site and by planting trees and shrubs in the wetland along a tributary to Slippery Rock Creek in the northern portion of the site.

E25-404C. Erie-Western Pennsylvania Port Authority, 1 Holland Street, Erie, PA 16507. Erie-Western Pennsylvania Port Authority Facility Maintenance Dredging in the City of Erie, **Erie County**. ACOE Pittsburgh District.

This permit amends existing Water Obstruction and Encroachment Permit E25-404B authorizing the Erie-Western Pennsylvania Port Authority to perform maintenance dredging in and along Presque Isle Bay and Lake Erie in the City of Erie, Erie County in 19 management units as described in a Management Unit Inventory received by the Department on March 29, 2007. The Management Unit Inventory consists of a dredging table and Czop/Specter Inc. Drawing C-101 dated January 23, 2007. The permit provides options for the disposal of dredged material in the Erie Harbor Confined Disposal Facility, Lakeview Landfill, or for use as Clean Fill on Erie-Western Pennsylvania Port Authority properties. Periodic testing of dredged material is required to ensure that dredged material disposition complies with the Rules, Regulations, and Policies of the Department. Work under Water Obstruction and Encroachment Permit E25-404C is permitted through December 31, 2027. (Erie North, PA Quadrangle N: 42.131994°, -80.111374W°).

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 AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

Southwest District: Oil & Gas Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222.

ESCGP-2 # ESX17-003-0011

Applicant Name Huntley & Huntley Energy Exploration, LLC

Contact Person Jennifer Hoffman
Address 2660 Monroeville Boulevard
City, State, Zip Monroeville, PA 15146
County Allegheny County
Township(s) Elizabeth Township

Receiving Stream(s) and Classification(s) UNTs to Youghiogheny River (WWF) & UNTs to Douglas Run (WWF)

ESCGP-2 # ESG18-125-0011

Applicant Name MarkWest Liberty Midstream & Resources LLC

Contact Person Richard Lowry
Address 4600 J. Barry Court, Suite 500
City, State, Zip Canonsburg, PA 15317
County Washington County
Township(s) Cross Creek Township
Receiving Stream(s) and Classification(s) UNTs to South Fork Cross Creek (HQ-WWF)

Northwest Region: Oil and Gas Program Manager, 230 Chestnut St., Meadville, PA 16335.

ESCGP-2 # ESG18-019-0009-W32 to W45 Pipeline Project
Applicant Pine Run Midstream, LLC

Contact Mr. Scott Sweder
Address 1000 Commerce Drive, Park Place One, Suite 400
City Pittsburgh State PA Zip Code 15275
County Butler Township(s) Winfield
Receiving Stream(s) and Classification(s) UNTs to Rough Run/Bufalo Creek Watershed, UNTs to Little Buffalo Creek/Bufalo Creek Watershed-Siltation impaired UNT to Cornplanter Run/Bufalo Creek Watershed

ESCGP-2 # ESX18-019-0011

Applicant XTO Energy Inc
Contact Melissa Breitenbach
Address 190 Thornhill Rd
City Warrendale State PA Zip Code 15086
County Butler Township(s) Prospect Boro(s)
Receiving Stream(s) and Classification(s) Trib 34968 of Crab Run, UNT 1 to Trib 34966 to Crab Run, Trib 34966 to Crab Run (CWF)

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

ESCGP-2 # ESX29-115-18-0016

Applicant Name Cabot Oil & Gas Corporation
Contact Person Kenneth Marcum
Address 2000 Park Lane, Suite 300
City, State, Zip Pittsburgh, PA 15275
County Susquehanna
Township(s) Springville
Receiving Stream(s) and Classification(s) UNTs to Meshoppen Ck (CWF, MF) and UNTs to N Branch Meshoppen Ck (CWF, MF)

ESCGP-2 # ESG29-115-18-0015

Applicant Name Cabot Oil & Gas Corporation
Contact Person Kenneth Marcum
Address 2000 Park Lane, Suite 300
City, State, Zip Pittsburgh, PA 15275
County Susquehanna
Township(s) Gibson
Receiving Stream(s) and Classification(s) Tunkhannock Ck (CWF, MF) and Bell Ck (CWF, MF)

ESCGP-2 # ESG29-115-18-0007

Applicant Name Chief Oil & Gas LLC
Contact Person Jeffrey Deegan
Address 1720 Sycamore Rd
City, State, Zip Montoursville, PA 17754
County Susquehanna
Township(s) Lenox
Receiving Stream(s) and Classification(s) Utleigh Brook (CWF, MF)

ESCGP-2 # ESX29-115-18-0029
 Applicant Name SWN Production Co LLC
 Contact Person Nicki Atkinson
 Address 917 SR 92 N
 City, State, Zip Tunkhannock, PA 18657
 County Susquehanna
 Township(s) Jackson
 Receiving Stream(s) and Classification(s) UNT to
 Tunkhannock Ck and Tunkhannock Ck (CWF-MF)

ESCGP-2 # ESG29-105-18-0003
 Applicant Name JKLM Energy LLC
 Contact Person Scott Blauvelt
 Address 2200 Georgetowne Drive, Suite 500
 City, State, Zip Sewickley, PA 15143
 County Potter
 Township(s) Sweden
 Receiving Stream(s) and Classification(s) (1) UNTs to
 Nelson Run (HQ-CWF) and (2) UNTs to Trout Run
 (HQ-CWF)

SPECIAL NOTICES

Air Quality; Approval of a Reasonably Available Control Technology (RACT II) plan for Carpenter Company located in Upper Macungie Township, Lehigh County

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

Contact: Norman Frederick, P.E., Environmental Engineer Manager—Telephone: 570-826-2409.

In accordance with 25 Pa. Code §§ 129.96—129.100, the Department of Environmental Protection (Department) has made a preliminary determination to approve a RACT II plan and an amendment to the State Implementation Plan (SIP) for their Expanded Polystyrene (EPS) & Polyurethane foam manufacturing processes at the facility located in Upper Macungie Township, Lehigh County.

The proposed SIP revision does not adopt any new regulations. It incorporates the provisions and requirements contained in the amended RACT II approval for the facility, which are intended to satisfy the requirements for the 1997 National Ambient Air Quality Standard (NAAQS) and the 2008 NAAQS for ozone.

The proposed amendments to the RACT II determination, if finally approved, will be incorporated into a revised operating permit (39-00040) for the facility. The relevant RACT II requirements will be submitted to the United States Environmental Protection Agency (EPA) as a revision to Pennsylvania's State Implementation Plan and will remain in effect until replaced pursuant to 40 CFR 51 and approval by the EPA. Requirements that are not part of the RACT II determination will be excluded from the SIP submittal.

The following is a summary of the proposed amendments to the RACT II determination for this operation that will be submitted to the EPA as a SIP revision:

Source

Expanded Polystyrene (EPS) manufacturing process,
 Source Id 101

New RACT Limit Proposed for VOC emissions

1. VOC emissions shall not exceed 88.8 tons/year based on 12-month rolling sum.
2. The facility shall achieve at least 99% destruction efficiency for the VOC emissions in the control device (C33); and
3. The company shall ensure that the capture system and control device (C33) area operated at all times the source (101) is in operation. The boiler must be operating within the parameters established in the CAM plan whenever the EPS process is operating.

Polyurethane foam manufacturing process,
 Source Id 102

1. VOC emissions shall not exceed 20.0 tons/year based on 12-month rolling sum.
2. All clean up solvent operations must comply with Best Available Technology to minimize VOC emissions. All cleaning operations must store new and used cleaning solvents in closed containers; and
3. The company shall use only a non-traditional blowing agent (for example, carbon dioxide) in the process. VOC blowing agents are prohibited from being used.

Persons wishing to file a written protest or provide comments or request a public hearing, which they believe should be considered prior to the issuance of a permit, may submit the information to Mark Wejkszner, Air Quality Program Manager, Northeast Regional Office, 2 Public Square, Wilkes-Barre, PA 18701-1915. A 30-day comment period from the Date of Publication in the *Pennsylvania Bulletin* will exist for the submission of comments, protests and hearing request. Each submission must contain the name, address and telephone number of the person submitting the comments, identification of the proposed RACT II Operating Permit including the permit number and a concise statement regarding the relevancy of the information or objections to issuance of the proposed RACT II Plan. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where the Department determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Raymond Kempa, Chief, New Source Review Section, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915.

All pertinent application documents are available for public review between 8 a.m. and 4 p.m. at the Department Northeast Regional Office, 2 Public Square, Wilkes-Barre, PA 18701-1915. Appointments for scheduling a review may be made by calling (570) 826-2419.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodations to do so should contact Colleen Connolly at (570) 826-2035 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

Request for comments on the Total Maximum Daily Load Developed for Halfmoon Creek, Centre County, PA

The Department of Environmental Protection (Department) will accept comments as of May 26, 2018, for the proposed Total Maximum Daily Load (TMDL) developed to address aquatic life use impairments in Halfmoon Creek, as noted in 2016 Pennsylvania Integrated Water Quality Monitoring and Assessment Report (Integrated List), initially listed in 1998. Halfmoon Creek is a tributary of Spruce Creek and the greater Little Juniata River basin, Centre County. The watershed lies near Halfmoon and Ferguson Townships, Centre County. Biological impairments were originally noted during bioassessments in the watershed (NCRO, 2007). The source of degradation is related to agricultural activities, which effect the High Quality (HQ) attributes of Halfmoon Creek, most significantly in benthic inundation. The Commonwealth does not currently have water quality criteria for excess siltation, so a sediment TMDL endpoint was identified using a reference watershed approach. Based on a comparison to a similar watershed in land use, yet biologically nonimpaired HQ watershed, the maximum sediment loading should still allow water quality objectives to be met. Adjacent to the east, Beaver Branch, chosen for comparison and is also a tributary of Spruce Creek and the greater Little Juniata River, Centre County.

This proposed TMDL sets allowable sediment loadings within the specifically impaired stream segments of the Halfmoon Creek watershed. The loading was allocated among the land uses of cropland, hay/pasture land, and associated stream banks present in the watershed. Data used in these TMDLs was generated using a watershed analysis model (Mapshed-E-GWLF) designed by the Penn State University. The following table shows the estimated components of the TMDL:

<i>Summary of TMDL for Halfmoon Creek in lbs./yr.</i>						
<i>Pollutant</i>	<i>TMDL</i>	<i>WLA</i>	<i>MOS</i>	<i>LA</i>	<i>LNR</i>	<i>ALA</i>
Sediment	2,399,098.4	24,173.7	239,909.8	2,135,014.8	36,600.0	2,098,414.8

TMDL—Total Maximum Daily Load, WLA—Waste Load Allocation, MOS—Margin of Safety

LA—Load Allocation, LNR—Loads Not Reduced, ALA—Adjusted Load Allocation

Load allocations were distributed to nonpoint sources, specifically all land use sources other than National Pollutant Discharge Elimination System (NPDES) permitted point source discharges with 10% of the TMDL reserved explicitly as a margin of safety (MOS). A search of the Department's online, GIS database, EMAP, identified two, point source discharges within the Halfmoon Creek watershed. 1% of the TMDL was incorporated into the WLA as a bulk reserve to take in account future permit activity. Loads not reduced (LNR) are the portion of the LA associated with nonpoint sources other than agricultural (croplands, hay/pasture), and associated stream banks. It is equal to the sum of modeled loading on forested land use, wetlands, open space and development. The adjusted load allocation (ALA) represents the remaining portion of the LA distributed among agricultural land and associated stream banks. The TMDL developed for the impaired stream segments within the Halfmoon Creek watershed to establish a reduction in the overall, sediment loading to 51.9% (56.6% for Cropland and 44.2% for Hay/Pasture and Stream Banks (equal % reduction, for example, the ALA divided by the summation of the baselines). The data and all supporting documentation used to develop the proposed TMDLs are available from the Department. To submit comments or request a copy of any of the proposed TMDLs, go to http://www.dep.state.pa.us/dep/deputate/watermgt/wqp/wqstandards/tmdl/Halfmoon_Creek_Sediment_TMDL_PN.pdf or contact Scott Alexander, Water Program Specialist, Bureau of Clean Water, Department of Environmental Protection, Rachel Carson State Office Building, Harrisburg, PA 17105, (717) 772-5670, salexander@pa.gov.

The Department will consider all comments in developing the final TMDLs, which will be submitted to EPA for final approval. Written comments will be accepted 30 days after publication in the *Pennsylvania Bulletin*, as of May 26, 2018.

Request for comments on the Total Maximum Daily Load Developed for Markee Creek, Juniata County, PA

The Department of Environmental Protection (Department) will accept comments as of May 26, 2018, for the proposed Total Maximum Daily Load (TMDL) for sediment and total phosphorus (nutrients) developed to address impairments in the Markee Creek as noted in the 2016 Pennsylvania's Integrated Water Quality Monitoring and Assessment Report (Integrated List), initially listed in 2002. A separate TMDL was calculated for sediment and another for total phosphorus to address the nutrient impairment sources. Markee Creek is a tributary of East Licking Creek and the greater Juniata River, Juniata County. The impairments were documented during biological surveys of the aquatic life present in the watershed (1999 and 2004). Excessive siltation and nutrient loading from agriculture has been identified as the cause of these impairments to the Coldwater Fishery (CWF) aquatic life uses in Markee Creek. Because this Commonwealth does not currently have water quality criteria for excess siltation or nutrients, a TMDL endpoint for sediment and total phosphorus (nutrients) was identified using a reference watershed approach. Based on a comparison of a similar, unimpaired CWF, McKinley Run (tributary to Tuscarora Creek), the maximum sediment loading that should still allow water quality objectives to be met in the impaired segments of Markee Creek.

The loading was allocated among the land uses of cropland, hay/pasture land, and associated stream banks present in the watershed. Data used in these TMDLs was generated using a watershed analysis model (Mapshed-E-GWLF) designed by the Penn State University. Components of the sediment TMDL and total phosphorus (nutrients) TMDL are summarized as follows:

Table 1. Summary of TMDL for Markee Creek in lbs./yr.

Pollutant	TMDL	WLA	MOS	LA	LNR	ALA
Sediment	955,145.8	9,551.5	94,828.9	850,079.8	11,800.0	838,279.8
Phosphorus	2,933.1	29.3	293.3	2,610.5	21.3	2,589.2

TMDL—Total Maximum Daily Load, WLA—Waste Load Allocation, MOS—Margin of Safety

LA—Load Allocation, LNR—Loads Not Reduced, ALA—Adjusted Load Allocation

The Markee Creek TMDL is allocated to nonpoint sources, with 10% of the TMDL reserved explicitly as a margin of safety (MOS). The waste load allocation (WLA) is that portion of the total load assigned to National Pollutant Discharge Elimination System (NPDES) permitted point source discharges. A search of the Department's online, GIS database, EMAP identified no known point source discharges within Markee Creek. Despite this, an allocation of 1% of the TMDL was incorporated into the WLA as a bulk reserve to take in account the dynamic nature of future permit activity. The load allocation (LA) is that portion of the total load assigned to nonpoint sources, all sources other than NPDES permitted point sources. Loads not reduced (LNR) are the portion of the LA associated with nonpoint sources other than agricultural (croplands, hay/pasture), associated stream banks, and farm animal contributions and is equal to the sum of forested, wetland and low intensity development loadings. The adjusted load allocation (ALA) represents the remaining portion of the LA to be distributed among agricultural and associated, stream bank, and coal mines using receiving load reductions. The TMDL developed for Markee Creek established a reduction in the current sediment loading to 49.4% and a 26.0% reduction in the current total phosphorus loading (or the equal % reduction, for example, the ALA divided by the summation of the baselines). The data and all supporting documentation used to develop the proposed TMDLs are available from the Department. To submit comments or request a copy of any of the proposed TMDLs, go to http://www.dep.state.pa.us/dep/deputate/watermgt/wqp/wqstandards/tmdl/Markee_Creek_TMDL_PN.pdf or contact Scott Alexander, Water Program Specialist, Bureau of Clean Water, Department of Environmental Protection, Rachel Carson State Office Building, Harrisburg, PA 17105, (717) 772-5670, salexander@pa.gov.

The Department will consider all comments in developing the final TMDLs, which will be submitted to EPA for final approval. Written comments will be accepted 30 days after publication in the *Pennsylvania Bulletin*, as of May 26, 2018.

Request for comments on the Total Maximum Daily Load Developed for Poplar Run, Fayette County, PA

The Department of Environmental Protection (Department) will accept comments as of May 26, 2018, for the proposed Total Maximum Daily Load (TMDL) developed to address aquatic life use impairments in the Poplar Run watershed, as noted in Pennsylvania's 2016 Integrated Water Quality Monitoring and Assessment Report (Integrated List), initially listed 2002. The metals impairment, originating from Abandoned Mine Drainage (1996 and 2002), will not be addressed in this TMDL; metals reductions, related to AMD, are calculated through a different methodology. Poplar Run is a Coldwater Fishery (CWF) and a tributary of Indian Creek, the Youghiogheny River, and the greater Monongahela River Basin, Fayette County. The impairments were documented during biological surveys of the aquatic life present in the watershed (1998 and 2002). Excessive siltation has been identified as the cause of benthic habitat impairment. This nonpoint source pollution was described in the 1998 bioassessment as influenced by land developed namely, but this TMDL will address loading from other land uses such as agricultural activities within the watershed.

Because this Commonwealth does not currently have water quality criteria for excessive siltation, a TMDL endpoint for sediment loading was identified using a reference watershed approach. Based on a comparison to similar, yet nonimpaired CWF watershed, such as Laurel Run (tributary to Indian Creek), the maximum sediment loading that should still allow water quality objectives to be met in the impaired segments of Poplar Run. Data used in these TMDLs was generated using a watershed analysis model (Mapshed-E-GWLF) designed by the Penn State University. The following table shows the estimated components of the TMDL:

Summary of TMDL for Poplar Run in lbs./yr.

Pollutant	TMDL	WLA	MOS	LA	LNR	ALA
Sediment	496,631.1	4,966.3	49,663.1	442,001.7	3,200.0	438,801.7

TMDL—Total Maximum Daily Load, WLA—Waste Load Allocation, MOS—Margin of Safety

LA—Load Allocation, LNR—Loads Not Reduced, ALA—Adjusted Load Allocation

The Poplar Run Sediment TMDL is allocated to nonpoint sources, with 10% of the TMDL reserved explicitly as a margin of safety (MOS). The waste load allocation (WLA) is that portion of the total load assigned to National Pollutant Discharge Elimination System (NPDES) permitted point source discharges. A search of the Department's online, GIS database, EMAP, identified no known point source discharges within the Poplar Run. Despite this, an additional allocation of 1% of the TMDL was incorporated into the WLA as a bulk reserve to take in account the dynamic nature of future permit activity.

The load allocation (LA) is that portion of the total load assigned to nonpoint sources, all sources other than NPDES permitted point sources. Loads not reduced (LNR) are the portion of the LA associated with nonpoint sources other than agricultural (croplands, hay/pasture), adjacent stream banks, and specifically, land development as noted in the original bioassessment, and is equal to the sum of forest and bare rock coverage. The adjusted load allocation (ALA) represents the remaining portion of the LA to be distributed among these sources using receiving load reductions. The TMDL developed for the sediment-impaired segments of Poplar Run established a 77.6% reduction in the current sediment loading in Poplar Run (the equal percent reduction, for example, the ALA divided by the summation of the baselines). The data and all supporting documentation used to develop the proposed TMDLs are available from the Department. To submit comments or request a copy of any of the proposed TMDLs, go to <http://www.dep.state.pa.us/dep/deputate/>

watermgt/wqp/wqstandards/tmdl/Poplar_Run_Sediment_TMDL_PN.pdf or contact Scott Alexander, Water Program Specialist, Bureau of Clean Water, Department of Environmental Protection, Rachel Carson State Office Building, Harrisburg, PA 17105, (717) 772-5670, salexander@pa.gov.

The Department will consider all comments in developing the final TMDLs, which will be submitted to EPA for final approval. Written comments will be accepted 30 days after publication in the *Pennsylvania Bulletin*, as of May 26, 2018.

Request for comments on the Total Maximum Daily Load Developed for Ross Run, Indiana County, PA

The Department of Environmental Protection (Department) will accept comments as of May 26, 2018 for the proposed Total Maximum Daily Load (TMDL) developed to address aquatic life use impairments in Ross Run as noted in the 2016 Pennsylvania Integrated Water Quality Monitoring and Assessment Report (Integrated List), initially listed in 2006. Ross Run is a tributary of the Little Mahoning Creek and the larger Allegheny River Basin. The watershed is located in East, North, and South Mahoning Townships, Indiana County. The impairments were noted during bioassessments in the watershed (2005 and 2010) and excessive siltation due to grazing-related agriculture was identified as causing impairment to the designated aquatic life use of a High Quality—Cold Water Fish(ery), (HQ-CWF), in Ross Run. Because this Commonwealth does not currently have water quality criteria for sediment, a TMDL endpoint was identified using a reference watershed approach. Based on a comparison to the similar, nonimpaired watershed, the Mudlick Run, another HQ-CWF, was chosen for comparison and is a tributary to Little Mahoning Creek and the larger Mahoning Creek and Allegheny River basin, Indiana County, a 25.8% reduction in sediment loading will allow water quality to be met in the impaired Ross Run.

<i>Summary of TMDL for Ross Run in Sediment, lbs./yr. and lbs./day</i>					
<i>TMDL</i>	<i>WLA</i>	<i>MOS</i>	<i>LA</i>	<i>LNR</i>	<i>ALA</i>
720,359.3	7,203.6	72,035.9	641,119.8	12,400.0	628,719.8
1,973.6	19.7	197.4	1,756.5	34.0	1,722.5

TMDL—Total Maximum Daily Load, WLA—Waste Load Allocation, MOS—Margin of Safety

LA—Load Allocation, LNR—Loads Not Reduced, ALA—Adjusted Load Allocation

Load allocations were distributed to nonpoint sources, with 10% of the TMDL reserved explicitly as a margin of safety (MOS). The waste load allocation (WLA) is that portion of the total load assigned to National Pollutant Discharge Elimination System (NPDES) permitted point source discharges. A search of the Department's online, GIS database, Emap, identified no known point source discharges within Ross Run. To take in account future permit activity, 1% of the TMDL was incorporated into the WLA as a bulk reserve. The load allocation (LA) is that portion of the total load assigned to nonpoint sources, specifically all land use sources other than NPDES permitted point sources. Loads not reduced (LNR) are the portion of the LA associated with nonpoint sources other than agricultural (croplands, hay/pasture), and associated stream banks. It is equal to the sum of modeled loading on forested land use, a quarry, and low development. The adjusted load allocation (ALA) represents the remaining portion of the LA distributed among agricultural land and associated stream banks.

The data and all supporting documentation used to develop the proposed TMDLs are available from the Department. To request a copy of any of the proposed TMDLs, go to http://www.dep.state.pa.us/dep/deputate/watermgt/wqp/wqstandards/tmdl/Ross_Run_TMDL_PN.pdf or contact Scott Alexander, Water Program Specialist, Bureau of Clean Water, Department of Environmental Protection, Rachel Carson State Office Building, Harrisburg, PA 17105, (717) 772-5670, salexander@pa.gov.

The Department will consider all comments in developing the final TMDLs, which will be submitted to EPA for final approval. Written comments will be accepted at the previously address and must be postmarked by 30 days after publication in the *Pennsylvania Bulletin*, as of May 26, 2018.

Request for comments on the Total Maximum Daily Load Developed for the South Branch, South Fork of Pine Creek, Armstrong County, PA

The Department of Environmental Protection (Department) will accept comments as of May 26, 2018, for the proposed Total Maximum Daily Load (TMDL) developed to address aquatic life use impairments in the South Branch, South Fork of Pine Creek (SBSF Pine Creek), as noted in the 2016 Pennsylvania Integrated Water Quality Monitoring and Assessment Report (Integrated List), initially listed in 1998 Section 303(d) impaired streams list. A separate TMDL was calculated for sediment and another for total phosphorus to address the nutrient sources. The SBSF Pine Creek joins with the North Branch of South Fork Pine Creek to form South Fork Pine Creek. It is a tributary of the greater Pine Creek and the larger Allegheny River Basin. The watershed lies north of the town of Rural Valley, within Cowanshannock and Wayne Townships (USGS quadrangle—Rural Valley), mid-eastern Armstrong County.

The impairments were originally noted during bioassessments in the watershed (SWRO, May 2008). Agricultural activities have been identified as the cause of biological impairment to the High Quality Cold Water Fishery (HQ-CWF) sustainment in the SBSF Pine Creek. Because this Commonwealth does not currently have water quality criteria for either sediment or total phosphorus (nutrient), a TMDL endpoint was identified using a reference watershed approach. Based on a comparison to a similar watershed in land use, yet biologically nonimpaired, the maximum sediment and total phosphorus loading should still allow water quality objectives to be met. Mudlick Run, another HQ-CWF, was chosen for comparison and is a tributary to Little Mahoning Creek and the larger Mahoning Creek and Allegheny River basin, Indiana County. This proposed TMDL sets allowable loadings within the specifically impaired stream segments of the SBSF Pine Creek watershed. The loading was allocated among the land uses of cropland, hay/pasture land, and associated stream banks present in the watershed. Data used in these TMDLs was generated using a watershed analysis model (Mapshed-E-GWLF) designed by the Penn State University. Components of the sediment TMDL and total phosphorus (nutrients) TMDL are summarized as follows:

<i>Summary of TMDL based load reductions in the SBSF Pine Creek in lbs./yr.</i>						
<i>Pollutant</i>	<i>TMDL</i>	<i>WLA</i>	<i>MOS</i>	<i>LA</i>	<i>LNR</i>	<i>ALA</i>
Sediment	280,348.8	2,803.5	28,034.9	249,510.5	2,600.0	246,910.5
Phosphorus	612.2	6.1	61.2	544.9	5.7	539.2

TMDL—Total Maximum Daily Load, WLA—Waste Load Allocation, MOS—Margin of Safety

LA—Load Allocation, LNR—Loads Not Reduced, ALA—Adjusted Load Allocation

Load allocations were distributed to nonpoint sources, specifically all land use sources other than National Pollutant Discharge Elimination System (NPDES) permitted point source discharges with 10% of the TMDL reserved explicitly as a margin of safety (MOS). A search of the Department's online, GIS database, EMAP, identified no known point source discharges within the Poplar Run. Despite this, an additional allocation of 1% of the TMDL was incorporated into the WLA as a bulk reserve to take in account the dynamic nature of future permit activity. Loads not reduced (LNR) are the portion of the LA associated with nonpoint sources other than agricultural (croplands, hay/pasture), and associated stream banks. It is equal to the sum of modeled loading on forested land use, wetlands, and low development. The adjusted load allocation (ALA) represents the remaining portion of the LA distributed among agricultural land and associated stream banks. The TMDL developed for the impaired SBSF Pine Creek established a reduction in the overall, sediment loading to 59.3% and a 29.4% reduction in the total phosphorus loading (or the equal % reduction, for example, the ALA divided by the summation of the baselines). The data and all supporting documentation used to develop the proposed TMDLs are available from the Department. To submit comments or request a copy of any of the proposed TMDLs, go to http://www.dep.state.pa.us/dep/deputate/watermgmt/wqp/wqstandards/tmdl/SBSF_Pine_Creek_TMDL_PN.pdf or contact Scott Alexander, Water Program Specialist, Bureau of Clean Water, Department of Environmental Protection, Rachel Carson State Office Building, Harrisburg, PA 17105 (717) 772-5670, salexander@pa.gov.

The Department will consider all comments in developing the final TMDLs, which will be submitted to EPA for final approval. Written comments will be accepted 30 days after publication in the *Pennsylvania Bulletin*, as of May 26, 2018.

[Pa.B. Doc. No. 18-829. Filed for public inspection May 25, 2018, 9:00 a.m.]

DEPARTMENT OF HEALTH

Ambulatory Surgical Facilities; Requests for Exceptions

The following ambulatory surgical facilities (ASF) have filed requests for exceptions under 28 Pa. Code § 51.33 (relating to requests for exceptions) with the Department of Health (Department), which has authority to license ASFs under the Health Care Facilities Act (35 P.S. §§ 448.101—448.904b). The following requests for exceptions relate to regulations governing ASF licensure in 28 Pa. Code Chapters 51 and 551—571 (relating to general information; and ambulatory surgical facilities).

<i>Facility Name</i>	<i>Regulation</i>
Central Penn Endoscopy Center	28 Pa. Code § 553.31(a) (relating to administrative responsibilities)
Evangelical Ambulatory Surgical Center, LLC	28 Pa. Code § 553.31(a)

All previously listed requests are on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov. Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the previously listed address. Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, or for speech and/or hearing-impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

RACHEL L. LEVINE, MD,
Secretary

[Pa.B. Doc. No. 18-830. Filed for public inspection May 25, 2018, 9:00 a.m.]

DEPARTMENT OF HEALTH

Hospitals; Requests for Exceptions

The following hospitals have filed requests for exceptions under 28 Pa. Code § 51.33 (relating to requests for exceptions) with the Department of Health (Department), which has authority to license hospitals under the Health Care Facilities Act (35 P.S. §§ 448.101—448.904b). The following requests for exceptions relate to regulations governing hospital licensure in 28 Pa. Code Chapters 51 and 101—158 (relating to general information; and general and special hospitals), with the exception of 28 Pa. Code § 153.1 (relating to minimum standards) which are listed separately in this notice.

<i>Facility Name</i>	<i>Regulation</i>
Conemaugh Nason Medical Center	28 Pa. Code § 138.15 (relating to high-risk cardiac catheterizations)
WellSpan Gettysburg Hospital	28 Pa. Code § 138.15

The following hospital has filed a request for exception under 28 Pa. Code § 153.1. Requests for exceptions under this section relate to minimum standards that hospitals must comply with under the *Guidelines for Design and Construction of Hospitals and Outpatient Facilities—2014 Edition (Guidelines)*. The following list includes the citation to the section under the *Guidelines* that the hospital is seeking an exception.

<i>Facility Name</i>	<i>Guidelines Section</i>
Lankenau Medical Center	2.2-2.11.1.1(1) (relating to location (obstetrical unit))

All previously listed requests are on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov. Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the previously listed address. Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or for speech and/or hearing impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

RACHEL L. LEVINE, MD,
Secretary

[Pa.B. Doc. No. 18-831. Filed for public inspection May 25, 2018, 9:00 a.m.]

DEPARTMENT OF HEALTH

Long-Term Care Nursing Facilities; Requests for Exception

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 201.22(e) and (j) (relating to prevention, control and surveillance of tuberculosis (TB)):

HRH Transitional Care Unit (a d/b/a Entity of Holy Redeemer Health System)
1648 Huntingdon Pike
Meadowbrook, PA 19046
FAC ID # 083902

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.33(b) (relating to utility room):

Hearthside Rehab Center
450 Waupelani Drive
State College, PA 16801
FAC ID # 940502

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

West Hills Health and Rehabilitation Center
951 Brodhead Road
Coraopolis, PA 15108
FAC ID # 232702

These requests are on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, ra-paexcept@pa.gov.

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

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

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing-impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

RACHEL L. LEVINE, MD,
Secretary

[Pa.B. Doc. No. 18-832. Filed for public inspection May 25, 2018, 9:00 a.m.]

DEPARTMENT OF HUMAN SERVICES

Additional Class of Disproportionate Share Payments

The Department of Human Services (Department) is announcing its intent to allocate funding for Fiscal Year (FY) 2017-2018 disproportionate share hospital (DSH) payments to qualifying hospitals that provide a high volume of services to the Medical Assistance population to promote continued access to inpatient and ancillary outpatient services in this Commonwealth and to support academic medical programs that provide integrated patient-centered medical services. The Department does not intend to otherwise change the qualifying criteria or payment methodology for these payments.

All payment limitations are still applicable, including those limitations that the Commonwealth may not exceed its aggregate annual DSH allotment and that no hospital may receive DSH payments in excess of its hospital-specific limit.

Fiscal Impact

The FY 2017-2018 impact, as a result of the funding allocation for these payments, is \$16.634 million (\$8.014 million in State general funds and \$8.620 million in Federal funds) upon approval by the Centers for Medicare & Medicaid Services.

Public Comment

Interested persons are invited to submit written comments regarding this notice to the Department of Human Services, Office of Medical Assistance Programs, c/o Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. The Department will review and consider all comments received within 30 days in determining the final payment methodology for these payments.

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).

TERESA D. MILLER,
Secretary

Fiscal Note: 14-NOT-1232. (1) General Fund;

(7) Medical Assistance—Academic Medical Centers; (2) Implementing Year 2017-18 is \$4,500,000; (3) 1st Succeeding Year 2018-19 through 5th Succeeding Year 2022-23 are \$0; (4) 2016-17 Program—\$21,181,000; 2015-16 Program—\$17,431,000; 2014-15 Program—\$17,431,000;

(7) Medical Assistance—Fee-for-Service; (2) Implementing Year 2017-18 is \$3,514,000; (3) 1st Succeeding Year 2018-19 through 5th Succeeding Year 2022-23 are \$0; (4) 2016-17 Program—\$450,970,000; 2015-16 Program—\$392,918,000; 2014-15 Program—\$564,772,000;

(8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 18-833. Filed for public inspection May 25, 2018, 9:00 a.m.]

DEPARTMENT OF HUMAN SERVICES

Availability of the Low-Income Home Energy Assistance Program; Proposed State Plan and Public Hearing Schedule

The Department of Human Services (Department) is making available for public review and comment the Fiscal Year (FY) 2018-2019 Low-Income Home Energy Assistance Program (LIHEAP) proposed State Plan. Comments on this notice and testimony received at public hearings will be used to formulate the final State Plan for using Federal funds for FY 2018-2019 LIHEAP.

The Department has made the proposed State Plan available to the public at <http://www.dhs.pa.gov/foradults/heatingassistanceliheap>. In addition, copies of the proposed State Plan are available upon written request to the Division of Federal Programs and Program Management, Room 224, Willow Oak Building, 1006 Hemlock Drive, Harrisburg, PA 17110.

The Department will hold three public hearings throughout this Commonwealth to allow testimony on the proposed State Plan and to fulfill the Federal mandate for public input into the planning process. This mandate appears in Title XXVI (The Low-Income Home Energy Assistance Act of 1981) of the Omnibus Budget Reconciliation Act of 1981 (Pub.L. No. 97-35) (42 U.S.C.A. §§ 8621—8630) as amended by the Human Services Reauthorization Act of 1984 (Pub.L. No. 98-558), the Human Services Reauthorization Act of 1986 (Pub.L. No. 99-425), the Augustus F. Hawkins Human Services Reauthorization Act of 1990 (Pub.L. No. 101-501), the National Institutes of Health Revitalization Act of 1993 (Pub.L. No. 103-43), the Low-Income Home Energy Assistance Amendments of 1994 (Pub.L. No. 103-252), the Coats Human Services Reauthorization Act of 1998 (Pub.L. No. 105-285) and the Energy Policy Act of 2005 (Pub.L. No. 109-58).

Public Hearing Schedule

Thursday, July 5, 2018
10 a.m.—12 p.m.
Free Library on the Parkway
Montgomery Auditorium
1901 Vine Street
Philadelphia, PA

Tuesday, July 10, 2018
10 a.m.—12 p.m.
Health and Welfare Building
Room 129
625 Forster Street
Harrisburg, PA

Thursday, July 12, 2018
10 a.m.—12 p.m.
Allegheny County Courthouse
Gold Room, 4th Floor
436 Grant Street
Pittsburgh, PA

This notice shall take effect upon publication in the *Pennsylvania Bulletin*.

Public Comment

Persons who wish to testify on the proposed State Plan at a public hearing should arrange a time by telephoning (717) 772-7906. Persons from outside the Harrisburg area should call (800) 692-7462 or send a written request, including telephone number, to the Division of Federal Programs and Program Management, Room 224, Willow Oak Building, Harrisburg, PA 17110.

Individuals also may submit written comments at any of the public hearings by e-mail to LIHEAPmail@pa.gov or by mail to the previously listed address by July 13, 2018.

Persons with a hearing or speech impairment may submit comments through the Pennsylvania Telecommunications Relay Service by calling 711.

TERESA D. MILLER,
Secretary

Fiscal Note: 14-NOT-1235. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 18-834. Filed for public inspection May 25, 2018, 9:00 a.m.]

**DEPARTMENT OF
HUMAN SERVICES**

Income Limits and Co-payments for the Subsidized Child Care Program

This notice increases the income limits codified at 55 Pa. Code Chapter 3041, Appendix B (relating to co-payment chart family co-payment scale (based on the 2018 Federal Poverty Income Guidelines)) under 55 Pa. Code § 3041.107(b) (relating to availability and use of the Federal Poverty Income Guidelines). This increase is effective May 7, 2018.

Section 3041.107(b) of 55 Pa. Code requires the Department of Human Services to update the co-payment schedule in 55 Pa. Code Chapter 3041, Appendix B to reflect changes in the Federal Poverty Income Guidelines (FPIG). Effective May 7, 2018, the income guidelines for the subsidized child care program are being raised due to increases in the FPIG. Under section 408.3 of the Human Services Code (62 P.S. § 408.3), the co-payment schedule is adjusted to reflect the increases. Chapter 3041, Appendix B of 55 Pa. Code also 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.

TERESA D. MILLER,
Secretary

Fiscal Note: 14-NOT-1237. No fiscal impact; (8) recommends adoption.

**CO-PAYMENT CHART
FAMILY CO-PAYMENT SCALE EFFECTIVE MAY 7, 2018
(BASED ON THE 2018 FEDERAL POVERTY INCOME GUIDELINES)**

<i>Weekly Co-pay</i>	<i>Family Size: 1 Annual Income</i>	<i>Weekly Co-pay</i>	<i>Family Size: 2 Annual Income</i>	<i>Weekly Co-pay</i>	<i>Family Size: 3 Annual Income</i>
\$5.00	Less than: \$10,140	\$5.00	Less than: \$8,660	\$5.00	Less than: \$8,660
\$10.00	\$10,140.01 - \$12,140	\$10.00	\$8,660.01 - \$12,460	\$10.00	\$8,660.01 - \$14,710
\$15.00	\$12,140.01 - \$14,140	\$16.00	\$12,460.01 - \$14,460	\$17.00	\$14,710.01 - \$16,710
\$20.00	\$14,140.01 - \$16,140	\$21.00	\$14,460.01 - \$16,460	\$22.00	\$16,710.01 - \$18,780
\$25.00	\$16,140.01 - \$18,140	\$25.00	\$16,460.01 - \$18,460	\$27.00	\$18,780.01 - \$20,780
\$30.00	\$18,140.01 - \$20,140	\$29.00	\$18,460.01 - \$20,460	\$31.00	\$20,780.01 - \$22,780
\$35.00	\$20,140.01 - \$22,140	\$33.00	\$20,460.01 - \$22,460	\$35.00	\$22,780.01 - \$24,780
\$40.00	\$22,140.01 - \$24,140	\$38.00	\$22,460.01 - \$24,460	\$39.00	\$24,780.01 - \$26,780
\$45.00	\$24,140.01 - \$26,140	\$43.00	\$24,460.01 - \$26,460	\$43.00	\$26,780.01 - \$28,780
\$50.00	\$26,140.01 - \$28,140	\$48.00	\$26,460.01 - \$28,460	\$48.00	\$28,780.01 - \$30,780
\$55.00	\$28,140.01 - \$28,529	\$53.00	\$28,460.01 - \$30,460	\$53.00	\$30,780.01 - \$32,780
		\$58.00	\$30,460.01 - \$32,460	\$58.00	\$32,780.01 - \$34,780
		\$64.00	\$32,460.01 - \$34,460	\$63.00	\$34,780.01 - \$36,780
		\$70.00	\$34,460.01 - \$36,460	\$68.00	\$36,780.01 - \$38,780
		\$76.00	\$36,460.01 - \$38,681	\$73.00	\$38,780.01 - \$40,780
				\$79.00	\$40,780.01 - \$42,780
				\$85.00	\$42,780.01 - \$44,780
				\$91.00	\$44,780.01 - \$46,780
				\$97.00	\$46,780.01 - \$48,833
	200% FPIG \$24,280		200% FPIG \$32,920		200% FPIG \$41,560

<i>Weekly Co-pay</i>	<i>Family Size: 4 Annual Income</i>		<i>Weekly Co-pay</i>	<i>Family Size: 5 Annual Income</i>		<i>Weekly Co-pay</i>	<i>Family Size: 6 Annual Income</i>	
\$5.00	Less than:	\$8,660	\$5.00	Less than:	\$8,660	\$5.00	Less than:	\$8,660
\$10.00	\$8,660.01	\$16,400	\$10.00	\$8,660.01	\$16,450	\$10.00	\$8,660.01	\$18,180
\$19.00	\$16,400.01	\$19,100	\$19.00	\$16,450.01	\$19,420	\$21.00	\$18,180.01	\$20,740
\$24.00	\$19,100.01	\$21,100	\$23.00	\$19,420.01	\$21,420	\$24.00	\$20,740.01	\$23,740
\$28.00	\$21,100.01	\$23,100	\$27.00	\$21,420.01	\$23,420	\$28.00	\$23,740.01	\$25,740
\$33.00	\$23,100.01	\$25,100	\$31.00	\$23,420.01	\$25,420	\$32.00	\$25,740.01	\$27,740
\$37.00	\$25,100.01	\$27,100	\$35.00	\$25,420.01	\$27,420	\$36.00	\$27,740.01	\$29,740
\$41.00	\$27,100.01	\$29,100	\$40.00	\$27,420.01	\$29,420	\$41.00	\$29,740.01	\$31,740
\$45.00	\$29,100.01	\$31,100	\$44.00	\$29,420.01	\$31,420	\$46.00	\$31,740.01	\$33,740
\$49.00	\$31,100.01	\$33,100	\$47.00	\$31,420.01	\$33,420	\$50.00	\$33,740.01	\$35,740
\$53.00	\$33,100.01	\$35,100	\$51.00	\$33,420.01	\$35,420	\$54.00	\$35,740.01	\$37,740
\$58.00	\$35,100.01	\$37,100	\$55.00	\$35,420.01	\$37,420	\$58.00	\$37,740.01	\$39,740
\$63.00	\$37,100.01	\$39,100	\$59.00	\$37,420.01	\$39,420	\$62.00	\$39,740.01	\$41,740
\$68.00	\$39,100.01	\$41,100	\$63.00	\$39,420.01	\$41,420	\$66.00	\$41,740.01	\$43,740
\$73.00	\$41,100.01	\$43,100	\$68.00	\$41,420.01	\$43,420	\$70.00	\$43,740.01	\$45,740
\$78.00	\$43,100.01	\$45,100	\$73.00	\$43,420.01	\$45,420	\$75.00	\$45,740.01	\$47,740
\$83.00	\$45,100.01	\$47,100	\$78.00	\$45,420.01	\$47,420	\$80.00	\$47,740.01	\$49,740
\$89.00	\$47,100.01	\$49,100	\$83.00	\$47,420.01	\$49,420	\$85.00	\$49,740.01	\$51,740
\$95.00	\$49,100.01	\$51,100	\$88.00	\$49,420.01	\$51,420	\$90.00	\$51,740.01	\$53,740
\$101.00	\$51,100.01	\$53,100	\$93.00	\$51,420.01	\$53,420	\$95.00	\$53,740.01	\$55,740
\$107.00	\$53,100.01	\$55,100	\$98.00	\$53,420.01	\$55,420	\$100.00	\$55,740.01	\$57,740
\$113.00	\$55,100.01	\$57,100	\$103.00	\$55,420.01	\$57,420	\$105.00	\$57,740.01	\$59,740
\$118.00	\$57,100.01	\$58,985	\$109.00	\$57,420.01	\$59,420	\$110.00	\$59,740.01	\$61,740
			\$115.00	\$59,420.01	\$61,420	\$115.00	\$61,740.01	\$63,740
			\$121.00	\$61,420.01	\$63,420	\$121.00	\$63,740.01	\$65,740
			\$127.00	\$63,420.01	\$65,420	\$127.00	\$65,740.01	\$67,740
			\$134.00	\$65,420.01	\$69,137	\$133.00	\$67,740.01	\$69,740
						\$139.00	\$69,740.01	\$71,740
						\$145.00	\$71,740.01	\$73,740
						\$151.00	\$73,740.01	\$75,740
						\$156.00	\$75,740.01	\$79,289
	200% FPIG	\$50,200		200% FPIG	\$58,840		200% FPIG	\$67,480

<i>Weekly Co-pay</i>	<i>Family Size: 7 Annual Income</i>		<i>Weekly Co-pay</i>	<i>Family Size: 8 Annual Income</i>		<i>Weekly Co-pay</i>	<i>Family Size: 9 Annual Income</i>	
\$5.00	Less than:	\$8,660	\$5.00	Less than:	\$8,660	\$5.00	Less than:	\$8,660
\$10.00	\$8,660.01	\$18,180	\$10.00	\$8,660.01	\$19,050	\$10.00	\$8,660.01	\$19,900
\$21.00	\$18,180.01	\$20,770	\$22.00	\$19,050.01	\$22,420	\$23.00	\$19,900.01	\$24,090
\$24.00	\$20,770.01	\$23,340	\$26.00	\$22,420.01	\$24,990	\$28.00	\$24,090.01	\$26,090
\$27.00	\$23,340.01	\$25,640	\$29.00	\$24,990.01	\$28,380	\$31.00	\$26,090.01	\$29,450
\$30.00	\$25,640.01	\$28,060	\$33.00	\$28,380.01	\$30,380	\$35.00	\$29,450.01	\$32,700
\$34.00	\$28,060.01	\$30,060	\$37.00	\$30,380.01	\$32,380	\$39.00	\$32,700.01	\$34,700
\$38.00	\$30,060.01	\$32,060	\$41.00	\$32,380.01	\$34,380	\$43.00	\$34,700.01	\$36,700
\$42.00	\$32,060.01	\$34,060	\$45.00	\$34,380.01	\$36,380	\$47.00	\$36,700.01	\$38,700
\$48.00	\$34,060.01	\$36,060	\$49.00	\$36,380.01	\$38,380	\$51.00	\$38,700.01	\$40,700
\$53.00	\$36,060.01	\$38,060	\$54.00	\$38,380.01	\$40,380	\$55.00	\$40,700.01	\$42,700
\$57.00	\$38,060.01	\$40,060	\$59.00	\$40,380.01	\$42,380	\$60.00	\$42,700.01	\$44,700

<i>Weekly Co-pay</i>	<i>Family Size: 7 Annual Income</i>		<i>Weekly Co-pay</i>	<i>Family Size: 8 Annual Income</i>		<i>Weekly Co-pay</i>	<i>Family Size: 9 Annual Income</i>	
\$60.00	\$40,060.01	\$42,060	\$63.00	\$42,380.01	\$44,380	\$65.00	\$44,700.01	\$46,700
\$64.00	\$42,060.01	\$44,060	\$66.00	\$44,380.01	\$46,380	\$69.00	\$46,700.01	\$48,700
\$68.00	\$44,060.01	\$46,060	\$70.00	\$46,380.01	\$48,380	\$73.00	\$48,700.01	\$50,700
\$72.00	\$46,060.01	\$48,060	\$74.00	\$48,380.01	\$50,380	\$77.00	\$50,700.01	\$52,700
\$76.00	\$48,060.01	\$50,060	\$78.00	\$50,380.01	\$52,380	\$81.00	\$52,700.01	\$54,700
\$80.00	\$50,060.01	\$52,060	\$82.00	\$52,380.01	\$54,380	\$85.00	\$54,700.01	\$56,700
\$85.00	\$52,060.01	\$54,060	\$86.00	\$54,380.01	\$56,380	\$89.00	\$56,700.01	\$58,700
\$90.00	\$54,060.01	\$56,060	\$90.00	\$56,380.01	\$58,380	\$93.00	\$58,700.01	\$60,700
\$95.00	\$56,060.01	\$58,060	\$95.00	\$58,380.01	\$60,380	\$97.00	\$60,700.01	\$62,700
\$100.00	\$58,060.01	\$60,060	\$100.00	\$60,380.01	\$62,380	\$101.00	\$62,700.01	\$64,700
\$105.00	\$60,060.01	\$62,060	\$105.00	\$62,380.01	\$64,380	\$106.00	\$64,700.01	\$66,700
\$110.00	\$62,060.01	\$64,060	\$110.00	\$64,380.01	\$66,380	\$111.00	\$66,700.01	\$68,700
\$115.00	\$64,060.01	\$66,060	\$115.00	\$66,380.01	\$68,380	\$116.00	\$68,700.01	\$70,700
\$120.00	\$66,060.01	\$68,060	\$120.00	\$68,380.01	\$70,380	\$121.00	\$70,700.01	\$72,700
\$125.00	\$68,060.01	\$70,060	\$125.00	\$70,380.01	\$72,380	\$126.00	\$72,700.01	\$74,700
\$130.00	\$70,060.01	\$72,060	\$130.00	\$72,380.01	\$74,380	\$131.00	\$74,700.01	\$76,700
\$136.00	\$72,060.01	\$74,060	\$135.00	\$74,380.01	\$76,380	\$136.00	\$76,700.01	\$78,700
\$142.00	\$74,060.01	\$76,060	\$140.00	\$76,380.01	\$78,380	\$141.00	\$78,700.01	\$80,700
\$148.00	\$76,060.01	\$78,060	\$145.00	\$78,380.01	\$80,380	\$146.00	\$80,700.01	\$82,700
\$154.00	\$78,060.01	\$80,060	\$151.00	\$80,380.01	\$82,380	\$151.00	\$82,700.01	\$84,700
\$160.00	\$80,060.01	\$82,060	\$157.00	\$82,380.01	\$84,380	\$156.00	\$84,700.01	\$86,700
\$166.00	\$82,060.01	\$84,060	\$163.00	\$84,380.01	\$86,380	\$161.00	\$86,700.01	\$88,700
\$172.00	\$84,060.01	\$89,441	\$169.00	\$86,380.01	\$88,380	\$167.00	\$88,700.01	\$90,700
			\$175.00	\$88,380.01	\$90,380	\$173.00	\$90,700.01	\$92,700
			\$181.00	\$90,380.01	\$92,380	\$179.00	\$92,700.01	\$94,700
			\$187.00	\$92,380.01	\$94,380	\$185.00	\$94,700.01	\$96,700
			\$193.00	\$94,380.01	\$96,380	\$191.00	\$96,700.01	\$98,700
			\$198.00	\$96,380.01	\$99,593	\$197.00	\$98,700.01	\$100,700
						\$203.00	\$100,700.01	\$102,700
						\$209.00	\$102,700.01	\$104,700
						\$216.00	\$104,700.01	\$109,745
	200% FPIG	\$76,120		200% FPIG	\$84,760		200% FPIG	\$93,400

<i>Weekly Co-pay</i>	<i>Family Size: 10 Annual Income</i>		<i>Weekly Co-pay</i>	<i>Family Size: 11 Annual Income</i>		<i>Weekly Co-pay</i>	<i>Family Size: 12 Annual Income</i>	
\$5.00	Less than:	\$8,660	\$5.00	Less than:	\$8,660	\$5.00	Less than:	\$8,660
\$10.00	\$8,660.01	\$21,650	\$10.00	\$8,660.01	\$22,510	\$10.00	\$8,660.01	\$23,380
\$25.00	\$21,650.01	\$25,980	\$26.00	\$22,510.01	\$25,090	\$27.00	\$23,380.01	\$31,170
\$30.00	\$25,980.01	\$29,380	\$29.00	\$25,090.01	\$28,540	\$36.00	\$31,170.01	\$35,460
\$34.00	\$29,380.01	\$31,580	\$33.00	\$28,540.01	\$31,120	\$41.00	\$35,460.01	\$38,860
\$37.00	\$31,580.01	\$34,990	\$36.00	\$31,120.01	\$33,710	\$45.00	\$38,860.01	\$41,660
\$41.00	\$34,990.01	\$37,020	\$39.00	\$33,710.01	\$36,340	\$49.00	\$41,660.01	\$43,660
\$45.00	\$37,020.01	\$39,020	\$43.00	\$36,340.01	\$39,340	\$53.00	\$43,660.01	\$45,660
\$49.00	\$39,020.01	\$41,020	\$47.00	\$39,340.01	\$41,340	\$57.00	\$45,660.01	\$47,660
\$53.00	\$41,020.01	\$43,020	\$51.00	\$41,340.01	\$43,340	\$61.00	\$47,660.01	\$49,660
\$57.00	\$43,020.01	\$45,020	\$55.00	\$43,340.01	\$45,340	\$65.00	\$49,660.01	\$51,660
\$61.00	\$45,020.01	\$47,020	\$59.00	\$45,340.01	\$47,340	\$69.00	\$51,660.01	\$53,660

<i>Weekly Co-pay</i>	<i>Family Size: 10 Annual Income</i>		<i>Weekly Co-pay</i>	<i>Family Size: 11 Annual Income</i>		<i>Weekly Co-pay</i>	<i>Family Size: 12 Annual Income</i>	
\$66.00	\$47,020.01	\$49,020	\$63.00	\$47,340.01	\$49,340	\$73.00	\$53,660.01	\$55,660
\$71.00	\$49,020.01	\$51,020	\$67.00	\$49,340.01	\$51,340	\$78.00	\$55,660.01	\$57,660
\$75.00	\$51,020.01	\$53,020	\$72.00	\$51,340.01	\$53,340	\$83.00	\$57,660.01	\$59,660
\$78.00	\$53,020.01	\$55,020	\$77.00	\$53,340.01	\$55,340	\$88.00	\$59,660.01	\$61,660
\$82.00	\$55,020.01	\$57,020	\$82.00	\$55,340.01	\$57,340	\$92.00	\$61,660.01	\$63,660
\$86.00	\$57,020.01	\$59,020	\$86.00	\$57,340.01	\$59,340	\$96.00	\$63,660.01	\$65,660
\$90.00	\$59,020.01	\$61,020	\$90.00	\$59,340.01	\$61,340	\$100.00	\$65,660.01	\$67,660
\$94.00	\$61,020.01	\$63,020	\$94.00	\$61,340.01	\$63,340	\$104.00	\$67,660.01	\$69,660
\$98.00	\$63,020.01	\$65,020	\$98.00	\$63,340.01	\$65,340	\$108.00	\$69,660.01	\$71,660
\$102.00	\$65,020.01	\$67,020	\$102.00	\$65,340.01	\$67,340	\$112.00	\$71,660.01	\$73,660
\$106.00	\$67,020.01	\$69,020	\$106.00	\$67,340.01	\$69,340	\$116.00	\$73,660.01	\$75,660
\$111.00	\$69,020.01	\$71,020	\$110.00	\$69,340.01	\$71,340	\$120.00	\$75,660.01	\$77,660
\$116.00	\$71,020.01	\$73,020	\$114.00	\$71,340.01	\$73,340	\$124.00	\$77,660.01	\$79,660
\$121.00	\$73,020.01	\$75,020	\$119.00	\$73,340.01	\$75,340	\$128.00	\$79,660.01	\$81,660
\$126.00	\$75,020.01	\$77,020	\$124.00	\$75,340.01	\$77,340	\$133.00	\$81,660.01	\$83,660
\$131.00	\$77,020.01	\$79,020	\$129.00	\$77,340.01	\$79,340	\$138.00	\$83,660.01	\$85,660
\$136.00	\$79,020.01	\$81,020	\$134.00	\$79,340.01	\$81,340	\$143.00	\$85,660.01	\$87,660
\$141.00	\$81,020.01	\$83,020	\$139.00	\$81,340.01	\$83,340	\$148.00	\$87,660.01	\$89,660
\$146.00	\$83,020.01	\$85,020	\$144.00	\$83,340.01	\$85,340	\$153.00	\$89,660.01	\$91,660
\$151.00	\$85,020.01	\$87,020	\$149.00	\$85,340.01	\$87,340	\$158.00	\$91,660.01	\$93,660
\$156.00	\$87,020.01	\$89,020	\$154.00	\$87,340.01	\$89,340	\$163.00	\$93,660.01	\$95,660
\$161.00	\$89,020.01	\$91,020	\$159.00	\$89,340.01	\$91,340	\$168.00	\$95,660.01	\$97,660
\$166.00	\$91,020.01	\$93,020	\$164.00	\$91,340.01	\$93,340	\$173.00	\$97,660.01	\$99,660
\$171.00	\$93,020.01	\$95,020	\$169.00	\$93,340.01	\$95,340	\$178.00	\$99,660.01	\$101,660
\$177.00	\$95,020.01	\$97,020	\$174.00	\$95,340.01	\$97,340	\$183.00	\$101,660.01	\$103,660
\$183.00	\$97,020.01	\$99,020	\$179.00	\$97,340.01	\$99,340	\$188.00	\$103,660.01	\$105,660
\$189.00	\$99,020.01	\$101,020	\$184.00	\$99,340.01	\$101,340	\$193.00	\$105,660.01	\$107,660
\$195.00	\$101,020.01	\$103,020	\$189.00	\$101,340.01	\$103,340	\$198.00	\$107,660.01	\$109,660
\$201.00	\$103,020.01	\$105,020	\$195.00	\$103,340.01	\$105,340	\$203.00	\$109,660.01	\$111,660
\$207.00	\$105,020.01	\$107,020	\$201.00	\$105,340.01	\$107,340	\$209.00	\$111,660.01	\$113,660
\$213.00	\$107,020.01	\$109,020	\$207.00	\$107,340.01	\$109,340	\$215.00	\$113,660.01	\$115,660
\$219.00	\$109,020.01	\$111,020	\$213.00	\$109,340.01	\$111,340	\$221.00	\$115,660.01	\$117,660
\$225.00	\$111,020.01	\$113,020	\$219.00	\$111,340.01	\$113,340	\$227.00	\$117,660.01	\$119,660
\$232.00	\$113,020.01	\$119,897	\$225.00	\$113,340.01	\$115,340	\$233.00	\$119,660.01	\$121,660
			\$231.00	\$115,340.01	\$117,340	\$239.00	\$121,660.01	\$123,660
			\$237.00	\$117,340.01	\$119,340	\$245.00	\$123,660.01	\$125,660
			\$243.00	\$119,340.01	\$121,340	\$251.00	\$125,660.01	\$127,660
			\$249.00	\$121,340.01	\$123,340	\$257.00	\$127,660.01	\$129,660
			\$255.00	\$123,340.01	\$125,340	\$263.00	\$129,660.01	\$131,660
			\$261.00	\$125,340.01	\$130,049	\$269.00	\$131,660.01	\$133,660
						\$275.00	\$133,660.01	\$135,660
						\$280.00	\$135,660.01	\$140,201
	200% FPIG	\$102,040		200% FPIG	\$110,680		200% FPIG	\$119,320

<i>Weekly Co-pay</i>	<i>Family Size: 13 Annual Income</i>		<i>Weekly Co-pay</i>	<i>Family Size: 14 Annual Income</i>		<i>Weekly Co-pay</i>	<i>Family Size: 15 Annual Income</i>	
\$5.00	Less than:	\$8,660	\$5.00	Less than:	\$8,660	\$5.00	Less than:	\$8,660
\$10.00	\$8,660.01	\$25,110	\$10.00	\$8,660.01	\$25,110	\$10.00	\$8,660.01	\$29,440
\$29.00	\$25,110.01	\$31,170	\$29.00	\$25,110.01	\$31,170	\$34.00	\$29,440.01	\$37,230
\$36.00	\$31,170.01	\$35,480	\$36.00	\$31,170.01	\$37,230	\$43.00	\$37,230.01	\$39,820
\$41.00	\$35,480.01	\$38,070	\$43.00	\$37,230.01	\$39,800	\$46.00	\$39,820.01	\$42,390
\$44.00	\$38,070.01	\$40,660	\$46.00	\$39,800.01	\$41,400	\$49.00	\$42,390.01	\$44,620
\$47.00	\$40,660.01	\$43,780	\$49.00	\$41,400.01	\$44,760	\$52.00	\$44,620.01	\$48,040
\$51.00	\$43,780.01	\$45,980	\$53.00	\$44,760.01	\$48,130	\$56.00	\$48,040.01	\$50,620
\$55.00	\$45,980.01	\$47,980	\$57.00	\$48,130.01	\$50,300	\$60.00	\$50,620.01	\$52,620
\$59.00	\$47,980.01	\$49,980	\$61.00	\$50,300.01	\$52,300	\$64.00	\$52,620.01	\$54,620
\$63.00	\$49,980.01	\$51,980	\$65.00	\$52,300.01	\$54,300	\$68.00	\$54,620.01	\$56,620
\$67.00	\$51,980.01	\$53,980	\$69.00	\$54,300.01	\$56,300	\$72.00	\$56,620.01	\$58,620
\$71.00	\$53,980.01	\$55,980	\$73.00	\$56,300.01	\$58,300	\$76.00	\$58,620.01	\$60,620
\$75.00	\$55,980.01	\$57,980	\$77.00	\$58,300.01	\$60,300	\$80.00	\$60,620.01	\$62,620
\$79.00	\$57,980.01	\$59,980	\$81.00	\$60,300.01	\$62,300	\$84.00	\$62,620.01	\$64,620
\$84.00	\$59,980.01	\$61,980	\$85.00	\$62,300.01	\$64,300	\$88.00	\$64,620.01	\$66,620
\$89.00	\$61,980.01	\$63,980	\$90.00	\$64,300.01	\$66,300	\$92.00	\$66,620.01	\$68,620
\$94.00	\$63,980.01	\$65,980	\$95.00	\$66,300.01	\$68,300	\$97.00	\$68,620.01	\$70,620
\$98.00	\$65,980.01	\$67,980	\$100.00	\$68,300.01	\$70,300	\$102.00	\$70,620.01	\$72,620
\$102.00	\$67,980.01	\$69,980	\$104.00	\$70,300.01	\$72,300	\$107.00	\$72,620.01	\$74,620
\$106.00	\$69,980.01	\$71,980	\$108.00	\$72,300.01	\$74,300	\$110.00	\$74,620.01	\$76,620
\$110.00	\$71,980.01	\$73,980	\$112.00	\$74,300.01	\$76,300	\$114.00	\$76,620.01	\$78,620
\$114.00	\$73,980.01	\$75,980	\$116.00	\$76,300.01	\$78,300	\$118.00	\$78,620.01	\$80,620
\$118.00	\$75,980.01	\$77,980	\$120.00	\$78,300.01	\$80,300	\$122.00	\$80,620.01	\$82,620
\$122.00	\$77,980.01	\$79,980	\$124.00	\$80,300.01	\$82,300	\$126.00	\$82,620.01	\$84,620
\$126.00	\$79,980.01	\$81,980	\$128.00	\$82,300.01	\$84,300	\$130.00	\$84,620.01	\$86,620
\$130.00	\$81,980.01	\$83,980	\$132.00	\$84,300.01	\$86,300	\$134.00	\$86,620.01	\$88,620
\$134.00	\$83,980.01	\$85,980	\$136.00	\$86,300.01	\$88,300	\$138.00	\$88,620.01	\$90,620
\$138.00	\$85,980.01	\$87,980	\$140.00	\$88,300.01	\$90,300	\$142.00	\$90,620.01	\$92,620
\$143.00	\$87,980.01	\$89,980	\$144.00	\$90,300.01	\$92,300	\$146.00	\$92,620.01	\$94,620
\$148.00	\$89,980.01	\$91,980	\$149.00	\$92,300.01	\$94,300	\$150.00	\$94,620.01	\$96,620
\$153.00	\$91,980.01	\$93,980	\$154.00	\$94,300.01	\$96,300	\$154.00	\$96,620.01	\$98,620
\$158.00	\$93,980.01	\$95,980	\$159.00	\$96,300.01	\$98,300	\$159.00	\$98,620.01	\$100,620
\$163.00	\$95,980.01	\$97,980	\$164.00	\$98,300.01	\$100,300	\$164.00	\$100,620.01	\$102,620
\$168.00	\$97,980.01	\$99,980	\$169.00	\$100,300.01	\$102,300	\$169.00	\$102,620.01	\$104,620
\$173.00	\$99,980.01	\$101,980	\$174.00	\$102,300.01	\$104,300	\$174.00	\$104,620.01	\$106,620
\$178.00	\$101,980.01	\$103,980	\$179.00	\$104,300.01	\$106,300	\$179.00	\$106,620.01	\$108,620
\$183.00	\$103,980.01	\$105,980	\$184.00	\$106,300.01	\$108,300	\$184.00	\$108,620.01	\$110,620
\$188.00	\$105,980.01	\$107,980	\$189.00	\$108,300.01	\$110,300	\$189.00	\$110,620.01	\$112,620
\$193.00	\$107,980.01	\$109,980	\$194.00	\$110,300.01	\$112,300	\$194.00	\$112,620.01	\$114,620
\$198.00	\$109,980.01	\$111,980	\$199.00	\$112,300.01	\$114,300	\$199.00	\$114,620.01	\$116,620
\$203.00	\$111,980.01	\$113,980	\$204.00	\$114,300.01	\$116,300	\$204.00	\$116,620.01	\$118,620
\$208.00	\$113,980.01	\$115,980	\$209.00	\$116,300.01	\$118,300	\$209.00	\$118,620.01	\$120,620
\$213.00	\$115,980.01	\$117,980	\$214.00	\$118,300.01	\$120,300	\$214.00	\$120,620.01	\$122,620
\$218.00	\$117,980.01	\$119,980	\$219.00	\$120,300.01	\$122,300	\$219.00	\$122,620.01	\$124,620
\$224.00	\$119,980.01	\$121,980	\$224.00	\$122,300.01	\$124,300	\$224.00	\$124,620.01	\$126,620
\$230.00	\$121,980.01	\$123,980	\$229.00	\$124,300.01	\$126,300	\$229.00	\$126,620.01	\$128,620

<i>Weekly Co-pay</i>	<i>Family Size: 13 Annual Income</i>		<i>Weekly Co-pay</i>	<i>Family Size: 14 Annual Income</i>		<i>Weekly Co-pay</i>	<i>Family Size: 15 Annual Income</i>	
\$236.00	\$123,980.01	\$125,980	\$235.00	\$126,300.01	\$128,300	\$234.00	\$128,620.01	\$130,620
\$242.00	\$125,980.01	\$127,980	\$241.00	\$128,300.01	\$130,300	\$239.00	\$130,620.01	\$132,620
\$248.00	\$127,980.01	\$129,980	\$247.00	\$130,300.01	\$132,300	\$244.00	\$132,620.01	\$134,620
\$254.00	\$129,980.01	\$131,980	\$253.00	\$132,300.01	\$134,300	\$250.00	\$134,620.01	\$136,620
\$260.00	\$131,980.01	\$133,980	\$259.00	\$134,300.01	\$136,300	\$256.00	\$136,620.01	\$138,620
\$266.00	\$133,980.01	\$135,980	\$265.00	\$136,300.01	\$138,300	\$262.00	\$138,620.01	\$140,620
\$272.00	\$135,980.01	\$137,980	\$271.00	\$138,300.01	\$140,300	\$268.00	\$140,620.01	\$142,620
\$278.00	\$137,980.01	\$139,980	\$277.00	\$140,300.01	\$142,300	\$274.00	\$142,620.01	\$144,620
\$284.00	\$139,980.01	\$141,980	\$283.00	\$142,300.01	\$144,300	\$280.00	\$144,620.01	\$146,620
\$290.00	\$141,980.01	\$143,980	\$289.00	\$144,300.01	\$146,300	\$286.00	\$146,620.01	\$148,620
\$297.00	\$143,980.01	\$150,353	\$295.00	\$146,300.01	\$148,300	\$292.00	\$148,620.01	\$150,620
			\$301.00	\$148,300.01	\$150,300	\$298.00	\$150,620.01	\$152,620
			\$307.00	\$150,300.01	\$152,300	\$304.00	\$152,620.01	\$154,620
			\$314.00	\$152,300.01	\$160,505	\$310.00	\$154,620.01	\$156,620
						\$316.00	\$156,620.01	\$158,620
						\$322.00	\$158,620.01	\$160,620
						\$328.00	\$160,620.01	\$162,620
						\$334.00	\$162,620.01	\$164,620
						\$339.00	\$164,620.01	\$170,657
	200% FPIG	\$127,960		200% FPIG	\$136,600		200% FPIG	\$145,240

<i>Weekly Co-pay</i>	<i>Family Size: 16 Annual Income</i>		<i>Weekly Co-pay</i>	<i>Family Size: 17 Annual Income</i>		<i>Weekly Co-pay</i>	<i>Family Size: 18 Annual Income</i>	
\$5.00	Less than:	\$8,660	\$5.00	Less than:	\$8,660	\$5.00	Less than:	\$8,660
\$10.00	\$8,660.01	\$29,430	\$10.00	\$8,660.01	\$29,430	\$10.00	\$8,660.01	\$30,310
\$34.00	\$29,430.01	\$38,080	\$34.00	\$29,430.01	\$37,220	\$35.00	\$30,310.01	\$38,960
\$44.00	\$38,080.01	\$43,270	\$43.00	\$37,220.01	\$39,780	\$45.00	\$38,960.01	\$48,120
\$50.00	\$43,270.01	\$45,860	\$46.00	\$39,780.01	\$47,560	\$56.00	\$48,120.01	\$50,120
\$53.00	\$45,860.01	\$48,860	\$55.00	\$47,560.01	\$49,860	\$59.00	\$50,120.01	\$52,660
\$57.00	\$48,860.01	\$52,280	\$58.00	\$49,860.01	\$52,410	\$62.00	\$52,660.01	\$55,980
\$61.00	\$52,280.01	\$54,940	\$61.00	\$52,410.01	\$55,260	\$66.00	\$55,980.01	\$58,650
\$65.00	\$54,940.01	\$56,940	\$65.00	\$55,260.01	\$57,260	\$70.00	\$58,650.01	\$61,580
\$69.00	\$56,940.01	\$58,940	\$69.00	\$57,260.01	\$59,260	\$74.00	\$61,580.01	\$63,580
\$73.00	\$58,940.01	\$60,940	\$73.00	\$59,260.01	\$61,260	\$78.00	\$63,580.01	\$65,580
\$77.00	\$60,940.01	\$62,940	\$77.00	\$61,260.01	\$63,260	\$82.00	\$65,580.01	\$67,580
\$81.00	\$62,940.01	\$64,940	\$81.00	\$63,260.01	\$65,260	\$86.00	\$67,580.01	\$69,580
\$85.00	\$64,940.01	\$66,940	\$85.00	\$65,260.01	\$67,260	\$90.00	\$69,580.01	\$71,580
\$89.00	\$66,940.01	\$68,940	\$89.00	\$67,260.01	\$69,260	\$94.00	\$71,580.01	\$73,580
\$93.00	\$68,940.01	\$70,940	\$93.00	\$69,260.01	\$71,260	\$98.00	\$73,580.01	\$75,580
\$98.00	\$70,940.01	\$72,940	\$97.00	\$71,260.01	\$73,260	\$102.00	\$75,580.01	\$77,580
\$103.00	\$72,940.01	\$74,940	\$101.00	\$73,260.01	\$75,260	\$106.00	\$77,580.01	\$79,580
\$108.00	\$74,940.01	\$76,940	\$106.00	\$75,260.01	\$77,260	\$111.00	\$79,580.01	\$81,580
\$113.00	\$76,940.01	\$78,940	\$111.00	\$77,260.01	\$79,260	\$116.00	\$81,580.01	\$83,580
\$117.00	\$78,940.01	\$80,940	\$116.00	\$79,260.01	\$81,260	\$121.00	\$83,580.01	\$85,580
\$120.00	\$80,940.01	\$82,940	\$120.00	\$81,260.01	\$83,260	\$126.00	\$85,580.01	\$86,900
\$124.00	\$82,940.01	\$84,940	\$124.00	\$83,260.01	\$85,260	\$128.00	\$86,900.01	\$88,900
\$128.00	\$84,940.01	\$86,940	\$128.00	\$85,260.01	\$87,260	\$132.00	\$88,900.01	\$90,900

<i>Weekly Co-pay</i>	<i>Family Size: 16 Annual Income</i>		<i>Weekly Co-pay</i>	<i>Family Size: 17 Annual Income</i>		<i>Weekly Co-pay</i>	<i>Family Size: 18 Annual Income</i>	
\$132.00	\$86,940.01	\$88,940	\$132.00	\$87,260.01	\$89,260	\$136.00	\$90,900.01	\$92,900
\$136.00	\$88,940.01	\$90,940	\$136.00	\$89,260.01	\$91,260	\$140.00	\$92,900.01	\$94,900
\$140.00	\$90,940.01	\$92,940	\$140.00	\$91,260.01	\$93,260	\$144.00	\$94,900.01	\$96,900
\$144.00	\$92,940.01	\$94,940	\$144.00	\$93,260.01	\$95,260	\$148.00	\$96,900.01	\$98,900
\$148.00	\$94,940.01	\$96,940	\$148.00	\$95,260.01	\$97,260	\$152.00	\$98,900.01	\$100,900
\$152.00	\$96,940.01	\$98,940	\$152.00	\$97,260.01	\$99,260	\$156.00	\$100,900.01	\$102,900
\$156.00	\$98,940.01	\$100,940	\$156.00	\$99,260.01	\$101,260	\$160.00	\$102,900.01	\$104,900
\$160.00	\$100,940.01	\$102,940	\$160.00	\$101,260.01	\$103,260	\$164.00	\$104,900.01	\$106,900
\$164.00	\$102,940.01	\$104,940	\$164.00	\$103,260.01	\$105,260	\$168.00	\$106,900.01	\$108,900
\$169.00	\$104,940.01	\$106,940	\$168.00	\$105,260.01	\$107,260	\$172.00	\$108,900.01	\$110,900
\$174.00	\$106,940.01	\$108,940	\$173.00	\$107,260.01	\$109,260	\$176.00	\$110,900.01	\$112,900
\$179.00	\$108,940.01	\$110,940	\$178.00	\$109,260.01	\$111,260	\$180.00	\$112,900.01	\$114,900
\$184.00	\$110,940.01	\$112,940	\$183.00	\$111,260.01	\$113,260	\$185.00	\$114,900.01	\$116,900
\$189.00	\$112,940.01	\$114,940	\$188.00	\$113,260.01	\$115,260	\$190.00	\$116,900.01	\$118,900
\$194.00	\$114,940.01	\$116,940	\$193.00	\$115,260.01	\$117,260	\$195.00	\$118,900.01	\$120,900
\$199.00	\$116,940.01	\$118,940	\$198.00	\$117,260.01	\$119,260	\$200.00	\$120,900.01	\$122,900
\$204.00	\$118,940.01	\$120,940	\$203.00	\$119,260.01	\$121,260	\$205.00	\$122,900.01	\$124,900
\$209.00	\$120,940.01	\$122,940	\$208.00	\$121,260.01	\$123,260	\$210.00	\$124,900.01	\$126,900
\$214.00	\$122,940.01	\$124,940	\$213.00	\$123,260.01	\$125,260	\$215.00	\$126,900.01	\$128,900
\$219.00	\$124,940.01	\$126,940	\$218.00	\$125,260.01	\$127,260	\$220.00	\$128,900.01	\$130,900
\$224.00	\$126,940.01	\$128,940	\$223.00	\$127,260.01	\$129,260	\$225.00	\$130,900.01	\$132,900
\$229.00	\$128,940.01	\$130,940	\$228.00	\$129,260.01	\$131,260	\$230.00	\$132,900.01	\$134,900
\$234.00	\$130,940.01	\$132,940	\$233.00	\$131,260.01	\$133,260	\$235.00	\$134,900.01	\$136,900
\$239.00	\$132,940.01	\$134,940	\$238.00	\$133,260.01	\$135,260	\$240.00	\$136,900.01	\$138,900
\$244.00	\$134,940.01	\$136,940	\$243.00	\$135,260.01	\$137,260	\$245.00	\$138,900.01	\$140,900
\$249.00	\$136,940.01	\$138,940	\$248.00	\$137,260.01	\$139,260	\$250.00	\$140,900.01	\$142,900
\$254.00	\$138,940.01	\$140,940	\$253.00	\$139,260.01	\$141,260	\$255.00	\$142,900.01	\$144,900
\$259.00	\$140,940.01	\$142,940	\$258.00	\$141,260.01	\$143,260	\$260.00	\$144,900.01	\$146,900
\$264.00	\$142,940.01	\$144,940	\$263.00	\$143,260.01	\$145,260	\$265.00	\$146,900.01	\$148,900
\$270.00	\$144,940.01	\$146,940	\$268.00	\$145,260.01	\$147,260	\$270.00	\$148,900.01	\$150,900
\$276.00	\$146,940.01	\$148,940	\$273.00	\$147,260.01	\$149,260	\$275.00	\$150,900.01	\$152,900
\$282.00	\$148,940.01	\$150,940	\$278.00	\$149,260.01	\$151,260	\$280.00	\$152,900.01	\$154,900
\$288.00	\$150,940.01	\$152,940	\$284.00	\$151,260.01	\$153,260	\$285.00	\$154,900.01	\$156,900
\$294.00	\$152,940.01	\$154,940	\$290.00	\$153,260.01	\$155,260	\$290.00	\$156,900.01	\$158,900
\$300.00	\$154,940.01	\$156,940	\$296.00	\$155,260.01	\$157,260	\$296.00	\$158,900.01	\$160,900
\$306.00	\$156,940.01	\$158,940	\$302.00	\$157,260.01	\$159,260	\$302.00	\$160,900.01	\$162,900
\$312.00	\$158,940.01	\$160,940	\$308.00	\$159,260.01	\$161,260	\$308.00	\$162,900.01	\$164,900
\$318.00	\$160,940.01	\$162,940	\$314.00	\$161,260.01	\$163,260	\$314.00	\$164,900.01	\$166,900
\$324.00	\$162,940.01	\$164,940	\$320.00	\$163,260.01	\$165,260	\$320.00	\$166,900.01	\$168,900
\$330.00	\$164,940.01	\$166,940	\$326.00	\$165,260.01	\$167,260	\$326.00	\$168,900.01	\$170,900
\$336.00	\$166,940.01	\$168,940	\$332.00	\$167,260.01	\$169,260	\$332.00	\$170,900.01	\$172,900
\$342.00	\$168,940.01	\$170,940	\$338.00	\$169,260.01	\$171,260	\$338.00	\$172,900.01	\$174,900
\$348.00	\$170,940.01	\$172,940	\$344.00	\$171,260.01	\$173,260	\$344.00	\$174,900.01	\$176,900
\$355.00	\$172,940.01	\$180,809	\$350.00	\$173,260.01	\$175,260	\$350.00	\$176,900.01	\$178,900
			\$356.00	\$175,260.01	\$177,260	\$356.00	\$178,900.01	\$180,900
			\$362.00	\$177,260.01	\$179,260	\$362.00	\$180,900.01	\$182,900
			\$368.00	\$179,260.01	\$181,260	\$368.00	\$182,900.01	\$184,900

<i>Weekly Co-pay</i>	<i>Family Size: 16 Annual Income</i>		<i>Weekly Co-pay</i>	<i>Family Size: 17 Annual Income</i>		<i>Weekly Co-pay</i>	<i>Family Size: 18 Annual Income</i>	
			\$374.00	\$181,260.01	\$190,961	\$374.00	\$184,900.01	\$186,900
						\$380.00	\$186,900.01	\$188,900
						\$386.00	\$188,900.01	\$190,900
						\$392.00	\$190,900.01	\$192,900
						\$397.00	\$192,900.01	\$201,113
	200% FPIG	\$153,880		200% FPIG	\$162,520		200% FPIG	\$171,160

<i>Weekly Co-pay</i>	<i>Family Size: 19 Annual Income</i>		<i>Weekly Co-pay</i>	<i>Family Size: 20 Annual Income</i>		<i>Weekly Co-pay</i>	<i>Family Size: 21 Annual Income</i>	
\$5.00	Less than:	\$8,660	\$5.00	Less than:	\$8,660	\$5.00	Less than:	\$8,660
\$10.00	\$8,660.01	\$31,170	\$10.00	\$8,660.01	\$32,900	\$10.00	\$8,660.01	\$45,890
\$36.00	\$31,170.01	\$43,210	\$38.00	\$32,900.01	\$45,000	\$53.00	\$45,890.01	\$53,660
\$50.00	\$43,210.01	\$49,200	\$52.00	\$45,000.01	\$48,000	\$62.00	\$53,660.01	\$55,390
\$57.00	\$49,200.01	\$51,900	\$56.00	\$48,000.01	\$54,220	\$64.00	\$55,390.01	\$57,900
\$62.00	\$51,900.01	\$53,900	\$64.00	\$54,220.01	\$56,220	\$67.00	\$57,900.01	\$59,940
\$65.00	\$53,900.01	\$55,900	\$68.00	\$56,220.01	\$58,220	\$70.00	\$59,940.01	\$63,350
\$68.00	\$55,900.01	\$57,900	\$71.00	\$58,220.01	\$60,220	\$74.00	\$63,350.01	\$66,540
\$71.00	\$57,900.01	\$59,900	\$75.00	\$60,220.01	\$62,220	\$78.00	\$66,540.01	\$68,540
\$77.00	\$59,900.01	\$61,900	\$80.00	\$62,220.01	\$64,220	\$82.00	\$68,540.01	\$70,540
\$80.00	\$61,900.01	\$63,900	\$85.00	\$64,220.01	\$66,220	\$86.00	\$70,540.01	\$72,540
\$84.00	\$63,900.01	\$65,900	\$89.00	\$66,220.01	\$68,220	\$90.00	\$72,540.01	\$74,540
\$87.00	\$65,900.01	\$67,900	\$92.00	\$68,220.01	\$70,220	\$94.00	\$74,540.01	\$76,540
\$91.00	\$67,900.01	\$69,900	\$96.00	\$70,220.01	\$72,220	\$98.00	\$76,540.01	\$78,540
\$94.00	\$69,900.01	\$71,900	\$99.00	\$72,220.01	\$74,220	\$102.00	\$78,540.01	\$80,540
\$100.00	\$71,900.01	\$73,900	\$103.00	\$74,220.01	\$76,220	\$106.00	\$80,540.01	\$82,540
\$103.00	\$73,900.01	\$75,900	\$106.00	\$76,220.01	\$78,220	\$110.00	\$82,540.01	\$84,540
\$107.00	\$75,900.01	\$77,900	\$110.00	\$78,220.01	\$80,220	\$114.00	\$84,540.01	\$86,540
\$110.00	\$77,900.01	\$79,900	\$113.00	\$80,220.01	\$82,220	\$118.00	\$86,540.01	\$88,540
\$114.00	\$79,900.01	\$81,900	\$117.00	\$82,220.01	\$84,220	\$122.00	\$88,540.01	\$90,540
\$117.00	\$81,900.01	\$83,900	\$120.00	\$84,220.01	\$86,220	\$126.00	\$90,540.01	\$92,540
\$121.00	\$83,900.01	\$85,900	\$124.00	\$86,220.01	\$88,220	\$131.00	\$92,540.01	\$94,540
\$125.00	\$85,900.01	\$87,900	\$127.00	\$88,220.01	\$90,220	\$136.00	\$94,540.01	\$96,540
\$129.00	\$87,900.01	\$89,900	\$131.00	\$90,220.01	\$92,220	\$141.00	\$96,540.01	\$98,540
\$133.00	\$89,900.01	\$91,900	\$135.00	\$92,220.01	\$94,220	\$145.00	\$98,540.01	\$100,540
\$137.00	\$91,900.01	\$93,900	\$139.00	\$94,220.01	\$96,220	\$149.00	\$100,540.01	\$102,540
\$141.00	\$93,900.01	\$95,900	\$143.00	\$96,220.01	\$98,220	\$153.00	\$102,540.01	\$104,540
\$145.00	\$95,900.01	\$97,900	\$147.00	\$98,220.01	\$100,220	\$157.00	\$104,540.01	\$106,540
\$149.00	\$97,900.01	\$99,900	\$151.00	\$100,220.01	\$102,220	\$161.00	\$106,540.01	\$108,540
\$153.00	\$99,900.01	\$101,900	\$155.00	\$102,220.01	\$104,220	\$165.00	\$108,540.01	\$110,540
\$157.00	\$101,900.01	\$103,900	\$159.00	\$104,220.01	\$106,220	\$169.00	\$110,540.01	\$112,540
\$161.00	\$103,900.01	\$105,900	\$163.00	\$106,220.01	\$108,220	\$173.00	\$112,540.01	\$114,540
\$165.00	\$105,900.01	\$107,900	\$167.00	\$108,220.01	\$110,220	\$177.00	\$114,540.01	\$116,540
\$169.00	\$107,900.01	\$109,900	\$171.00	\$110,220.01	\$112,220	\$181.00	\$116,540.01	\$118,540
\$173.00	\$109,900.01	\$111,900	\$175.00	\$112,220.01	\$114,220	\$185.00	\$118,540.01	\$120,540
\$177.00	\$111,900.01	\$113,900	\$179.00	\$114,220.01	\$116,220	\$189.00	\$120,540.01	\$122,540
\$181.00	\$113,900.01	\$115,900	\$183.00	\$116,220.01	\$118,220	\$193.00	\$122,540.01	\$124,540
\$185.00	\$115,900.01	\$117,900	\$187.00	\$118,220.01	\$120,220	\$197.00	\$124,540.01	\$126,540

<i>Weekly Co-pay</i>	<i>Family Size: 19 Annual Income</i>		<i>Weekly Co-pay</i>	<i>Family Size: 20 Annual Income</i>		<i>Weekly Co-pay</i>	<i>Family Size: 21 Annual Income</i>	
\$189.00	\$117,900.01	\$119,900	\$191.00	\$120,220.01	\$122,220	\$201.00	\$126,540.01	\$128,540
\$194.00	\$119,900.01	\$121,900	\$195.00	\$122,220.01	\$124,220	\$205.00	\$128,540.01	\$130,540
\$199.00	\$121,900.01	\$123,900	\$199.00	\$124,220.01	\$126,220	\$210.00	\$130,540.01	\$132,540
\$204.00	\$123,900.01	\$125,900	\$204.00	\$126,220.01	\$128,220	\$215.00	\$132,540.01	\$134,540
\$209.00	\$125,900.01	\$127,900	\$209.00	\$128,220.01	\$130,220	\$220.00	\$134,540.01	\$136,540
\$214.00	\$127,900.01	\$129,900	\$214.00	\$130,220.01	\$132,220	\$225.00	\$136,540.01	\$138,540
\$219.00	\$129,900.01	\$131,900	\$219.00	\$132,220.01	\$134,220	\$230.00	\$138,540.01	\$140,540
\$224.00	\$131,900.01	\$133,900	\$224.00	\$134,220.01	\$136,220	\$235.00	\$140,540.01	\$142,540
\$229.00	\$133,900.01	\$135,900	\$229.00	\$136,220.01	\$138,220	\$240.00	\$142,540.01	\$144,540
\$234.00	\$135,900.01	\$137,900	\$234.00	\$138,220.01	\$140,220	\$245.00	\$144,540.01	\$146,540
\$239.00	\$137,900.01	\$139,900	\$239.00	\$140,220.01	\$142,220	\$250.00	\$146,540.01	\$148,540
\$244.00	\$139,900.01	\$141,900	\$244.00	\$142,220.01	\$144,220	\$255.00	\$148,540.01	\$150,540
\$249.00	\$141,900.01	\$143,900	\$249.00	\$144,220.01	\$146,220	\$260.00	\$150,540.01	\$152,540
\$254.00	\$143,900.01	\$145,900	\$254.00	\$146,220.01	\$148,220	\$265.00	\$152,540.01	\$154,540
\$259.00	\$145,900.01	\$147,900	\$259.00	\$148,220.01	\$150,220	\$270.00	\$154,540.01	\$156,540
\$264.00	\$147,900.01	\$149,900	\$264.00	\$150,220.01	\$152,220	\$275.00	\$156,540.01	\$158,540
\$269.00	\$149,900.01	\$151,900	\$269.00	\$152,220.01	\$154,220	\$280.00	\$158,540.01	\$160,540
\$274.00	\$151,900.01	\$153,900	\$274.00	\$154,220.01	\$156,220	\$285.00	\$160,540.01	\$162,540
\$279.00	\$153,900.01	\$155,900	\$279.00	\$156,220.01	\$158,220	\$290.00	\$162,540.01	\$164,540
\$284.00	\$155,900.01	\$157,900	\$284.00	\$158,220.01	\$160,220	\$295.00	\$164,540.01	\$166,540
\$289.00	\$157,900.01	\$159,900	\$289.00	\$160,220.01	\$162,220	\$300.00	\$166,540.01	\$168,540
\$294.00	\$159,900.01	\$161,900	\$294.00	\$162,220.01	\$164,220	\$305.00	\$168,540.01	\$170,540
\$299.00	\$161,900.01	\$163,900	\$299.00	\$164,220.01	\$166,220	\$310.00	\$170,540.01	\$172,540
\$304.00	\$163,900.01	\$165,900	\$304.00	\$166,220.01	\$168,220	\$315.00	\$172,540.01	\$174,540
\$309.00	\$165,900.01	\$167,900	\$309.00	\$168,220.01	\$170,220	\$320.00	\$174,540.01	\$176,540
\$315.00	\$167,900.01	\$169,900	\$314.00	\$170,220.01	\$172,220	\$325.00	\$176,540.01	\$178,540
\$321.00	\$169,900.01	\$171,900	\$319.00	\$172,220.01	\$174,220	\$330.00	\$178,540.01	\$180,540
\$327.00	\$171,900.01	\$173,900	\$324.00	\$174,220.01	\$176,220	\$335.00	\$180,540.01	\$182,540
\$333.00	\$173,900.01	\$175,900	\$330.00	\$176,220.01	\$178,220	\$341.00	\$182,540.01	\$184,540
\$339.00	\$175,900.01	\$177,900	\$336.00	\$178,220.01	\$180,220	\$347.00	\$184,540.01	\$186,540
\$345.00	\$177,900.01	\$179,900	\$342.00	\$180,220.01	\$182,220	\$353.00	\$186,540.01	\$188,540
\$351.00	\$179,900.01	\$181,900	\$348.00	\$182,220.01	\$184,220	\$359.00	\$188,540.01	\$190,540
\$357.00	\$181,900.01	\$183,900	\$354.00	\$184,220.01	\$186,220	\$365.00	\$190,540.01	\$192,540
\$363.00	\$183,900.01	\$185,900	\$360.00	\$186,220.01	\$188,220	\$371.00	\$192,540.01	\$194,540
\$369.00	\$185,900.01	\$187,900	\$366.00	\$188,220.01	\$190,220	\$377.00	\$194,540.01	\$196,540
\$375.00	\$187,900.01	\$189,900	\$372.00	\$190,220.01	\$192,220	\$383.00	\$196,540.01	\$198,540
\$381.00	\$189,900.01	\$191,900	\$378.00	\$192,220.01	\$194,220	\$389.00	\$198,540.01	\$200,540
\$387.00	\$191,900.01	\$193,900	\$384.00	\$194,220.01	\$196,220	\$395.00	\$200,540.01	\$202,540
\$393.00	\$193,900.01	\$195,900	\$390.00	\$196,220.01	\$198,220	\$401.00	\$202,540.01	\$204,540
\$399.00	\$195,900.01	\$197,900	\$396.00	\$198,220.01	\$200,220	\$407.00	\$204,540.01	\$206,540
\$405.00	\$197,900.01	\$199,900	\$402.00	\$200,220.01	\$202,220	\$413.00	\$206,540.01	\$208,540
\$411.00	\$199,900.01	\$201,900	\$408.00	\$202,220.01	\$204,220	\$419.00	\$208,540.01	\$210,540
\$419.00	\$201,900.01	\$203,900	\$414.00	\$204,220.01	\$206,220	\$425.00	\$210,540.01	\$212,540
\$424.00	\$203,900.01	\$211,265	\$420.00	\$206,220.01	\$208,220	\$431.00	\$212,540.01	\$214,540
			\$426.00	\$208,220.01	\$210,220	\$437.00	\$214,540.01	\$216,540
			\$432.00	\$210,220.01	\$212,220	\$443.00	\$216,540.01	\$218,540

<i>Weekly Co-pay</i>	<i>Family Size: 19 Annual Income</i>	<i>Weekly Co-pay</i>	<i>Family Size: 20 Annual Income</i>	<i>Weekly Co-pay</i>	<i>Family Size: 21 Annual Income</i>			
		\$438.00	\$212,220.01	\$221,417	\$449.00	\$218,540.01	\$220,540	
					\$455.00	\$220,540.01	\$231,569	
	200% FPIG	\$179,800		200% FPIG	\$188,440		200% FPIG	\$197,080

[Pa.B. Doc. No. 18-835. Filed for public inspection May 25, 2018, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Automated Red Light Enforcement Transportation Enhancement Grants Program Applications

Under 67 Pa. Code Chapter 233 (relating to transportation enhancement grants from automated red light enforcement system revenues), the Department of Transportation (Department) is inviting city, county and municipal governments and other local boards or bodies with authority to enact laws relating to traffic in this Commonwealth to submit applications in accordance with the parameters delineated in 67 Pa. Code Chapter 233. Applications will be accepted from June 1, 2018, to July 6, 2018.

The online application is available at https://www.dot34.state.pa.us/ARLE/Module/PADOT/BOMO_Default.aspx.

Additional guidance and information can be found on the Department's Traffic Signal Resource Portal at <http://www.dot.state.pa.us/Portal%20Information/Traffic%20Signal%20Portal/FUNDARLE.html>.

Supporting documents may be submitted to the Department of Transportation, Attention—Transportation Enhancement Grants from Automated Red Light Enforcement System Revenues, Bureau of Program Development and Management, 400 North Street, 6th Floor, Harrisburg, PA 17120.

Questions related to the Automated Red Light Enforcement Transportation Enhancement Grants Program may be directed to Richard N. Roman, PE, Director, Bureau of Maintenance and Operations, 400 North Street, 6th Floor, Harrisburg, PA 17120, (717) 787-6899, ra-pdsignalfunding@pa.gov.

LESLIE S. RICHARDS,
Secretary

[Pa.B. Doc. No. 18-836. Filed for public inspection May 25, 2018, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Contemplated Sale of Land No Longer Needed for Transportation Purposes

The Department of Transportation (Department), under the Sale of Transportation Lands Act (71 P.S. §§ 1381.1—1381.3), intends to sell certain land owned by the Department.

The following is a list of the properties available for sale by the Department.

1. Parcel No. 16—Rayne Township, Indiana County. The parcel contains approximately 3.601 ± acres of unimproved land situated on SR 119, from Station 51 + 38 to Station 54 + 25 North Bound Right Tax Parcel ID # 35-09-119 and 35-09-150. The estimated fair market value is \$20,000.

2. Parcel No. 10—Rayne Township, Indiana County. The parcel contains approximately 34,883 ± square feet of unimproved land situated on SR 119, from Station 54 + 25 to Station 55 + 50 North Bound Right Tax Parcel ID # 35-09-150.1. The estimated fair market value is \$7,000.

Interested public agencies are invited to express their interest in purchasing the site within 30 calendar days from the date of publication of this notice to Kevin D. Pollino, Right-of-Way Administrator, Engineering District 10-0, 2550 Oakland Avenue, P.O. Box 0429, Indiana, PA 15701-0429.

LESLIE S. RICHARDS,
Secretary

[Pa.B. Doc. No. 18-837. Filed for public inspection May 25, 2018, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Comments Issued

Section 5(g) of the Regulatory Review Act (71 P.S. § 745.5(g)) provides that the Independent Regulatory Review Commission (Commission) may issue comments within 30 days of the close of the public comment period. The Commission comments are based upon the criteria contained in section 5.2 of the Regulatory Review Act (71 P.S. § 745.5b).

The Commission has issued comments on the following proposed regulation. The agency must consider these comments in preparing the final-form regulation. The final-form regulation must be submitted within 2 years of the close of the public comment period or it will be deemed withdrawn.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Close of the Public Comment Period</i>	<i>IRRC Comments Issued</i>
18-479	Department of Transportation Access to and Occupancy of Highways by Driveways and Local Roads 48 Pa.B. 1563 (March 17, 2018)	4/16/18	5/16/18

**Department of Transportation Regulation # 18-479
(IRRC # 3200)**

**Access to and Occupancy of Highways by
Driveways and Local Roads**

May 16, 2018

We submit for your consideration the following comments on the proposed rulemaking published in the March 17, 2018 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (RRA) (71 P.S. § 745.5b). Section 5.1(a) of the Regulatory Review Act (71 P.S. § 745.5a(a)) directs the Department of Transportation (Department) to respond to all comments received from us or any other source.

1. Determination of whether the regulation is in the public interest; Clarity, feasibility and reasonableness of the regulation; Implementation procedures; Whether the regulation represents a policy decision of such a substantial nature that it requires legislative review; and Possible conflict with statutes.

Preamble and the Regulatory Analysis Form (RAF)

Section 5.2 of the RRA (71 P.S. § 745.5b) directs the Independent Regulatory Review Commission (IRRC) to determine whether a regulation is in the public interest. When making this determination, IRRC considers criteria such as the clarity, feasibility and reasonableness of the regulation. To make that determination, IRRC must analyze the text of the Preamble and the proposed regulation and the reasons for the new or amended language. IRRC also considers the information a promulgating agency is required to provide under Section 5(a) of the RRA (71 P.S. § 745.5(a)) in the Regulatory Analysis Form (RAF).

The explanation in the Preamble and the information contained in the RAF are not sufficient to allow the Commission to determine if the regulation is in the public interest. In the Preamble to the proposed regulation, the Department summarizes significant amendments. However, it does not provide an explanation for the proposed changes and new language. Without a detailed description of the regulation and its impact, it is difficult to determine whether the requirements in the rulemaking are reasonable or feasible. We ask the Department to provide a more detailed explanation of the amendments in the final rulemaking submittal.

The Department identifies persons or entities affected by the proposed regulation as owners of legal interests in property, such as easement holders and mineral estate holders, as well as fee title holders. The Department's responses to RAF # 10, # 12, # 15, # 17 and # 18 do not address the impact of the proposed amendments on fee title holders. For instance:

- In RAF # 10, the Department states that the compelling public interest that justifies the regulation is to prevent the Commonwealth taxpayers from being responsible for the attendant costs of de facto taking claims that may arise if the Department is prohibited from issuing Highway Occupancy Permits (HOPs) to non-fee title holders. It does not include, however, the potential burden on Commonwealth taxpayers for costs of litigation if a fee title holder withholds consent to a Department-issued HOP.

- In response to RAF # 12, the Department states "Pennsylvania will be at a competitive advantage, especially for out-of-state persons or entities seeking permits. Moreover, the proposed amendments will avoid unnecessary delay and potential litigation where an applicant has a clear legal right to access but is not the underlying fee owner." A significant amendment to the Department's regulations includes a required written notice by the applicant to the fee title holder regarding the application. What are other states' policies regarding fee title holder notification? We ask the Department to include this information in the RAF to the final-form regulation.

- In RAF # 15, the Department concludes that the rulemaking should not have any adverse effects on HOP permittees. However, it does not address how fee title holders may be affected by the proposed changes. The Department should revise its response to RAF # 15 to address any adverse effects the proposal may have on fee title holders.

- In RAF # 17, it is unclear who will benefit from the positive financial, economic and social impacts that the Department anticipates as a result of the implementation of the regulation. What are the financial, economic and social impacts?

- Similarly, the Department's response to RAF # 18 does not speak to the benefits of the proposal outweighing any cost and adverse effects for fee title holders. The Department should include in the final rulemaking a description of any benefits that outweigh costs and adverse effects for fee title holders.

In estimating the costs and or savings to the regulated community and state government, the Department explains that establishing a clear definition of "owner" should reduce legal costs incurred in litigating matters related to interests in property, the number of administrative challenges and a reduction in collected filing fees. (RAF # 19 and # 21) It is uncertain from the proposed regulation's Preamble or RAF how many administrative challenges or litigations occur with the HOP application process each year. Neither the Preamble nor the RAF illustrate the scope of the situation that is to be addressed by the proposal.

The Department reports that approximately 3,000 HOPs are issued each year and about 40 percent of those are applied for and issued to non-fee title holders of property. (RAF # 19) Of the approximately 1,200 HOPs

issued to non-fee title holders of property, how many were issued with fee title holder consent? How many protests or administrative challenges are filed each year? In order for this Commission to determine whether the regulation is in the public interest, the Department should provide this information as part of the final-form regulation submittal.

Legislative Comments

The Department is proposing to delete the term “own” and replace it with an expanded definition of “owner” which includes not only the person holding fee title to the property, but others with legal or equitable interests in the property. (§ 441.1 relating to Definitions) The proposal also establishes an application procedure and permit application requirements for applicants other than the fee title holder. These requirements include proof of property owner consent or proof that the applicant has provided written notice regarding the submission of the application and administrative rights to the fee title holder. (§ 441.3 relating to Permit application procedure)

Representative Brett Miller believes the issue at hand is access and who has the authority to grant it, rather than clarification of ownership. He is concerned that the Department’s proposed amendments relating to “own” and “owner” ignore a longstanding tradition of fee title holder property rights. He states that “Dramatically altering the historic understanding and usage of who owns property is not a compelling public interest.”

He also feels the Department’s proposed process for non-fee title holders suggests a preference for those with a legal interest in the property and not the fee title holder. In the event where a fee title owner has not agreed to sign an application to allow another entity onto his/her property, Representative Miller asserts that the “Department should not arbitrarily assume that the applicant’s position is automatically correct, nor should PennDOT insert itself into what is a private contractual discussion between two entities. By granting the permit to the one, PennDOT has cut off negotiations and essentially taken away negotiating rights from the fee title holder.”

Like Representative Miller, we also question whether it is appropriate and reasonable for the Department to determine what right of reasonable access is. In situations where the fee title holder withholds consent, the Department should not interfere with private negotiations unrelated to the Department’s function. Implementation of this rulemaking would allow the Department to make such determinations that are usually made by the courts. We believe issuing HOPs without fee title holder consent represents a policy decision of such a substantial nature that it should be reviewed by the General Assembly.

Representative Miller also raises other questions regarding whether certain provisions conflict with the state’s Eminent Domain law. § 441.3(e)(7)(ii) and (iii). We will review the Department’s response to Representative Miller’s concerns as part of our consideration of whether the final regulation is in the public interest.

2. Economic or fiscal impacts of the regulation; and the nature and estimated cost of legal, consulting or accounting services which the public or private sector may incur.

In the Preamble, the Department states that no fiscal impacts to the regulated community are anticipated because the changes are consistent with current practices that have been in place since 2002.

Comments received from a private citizen suggest that fee title holders who exercise their rights to protest an application will incur administrative fees and possibly costs for legal or consulting services to navigate the appeal process. The Department, in its responses to RAF # 17, # 18, and # 19, does not take into account these potential fees or costs to the fee title holder. The Department should revise its responses when it prepares the final rulemaking to include any potential fees or costs to the fee title holder.

3. Section 441.1. Definitions. Clarity.

“Owner” is defined as “A person holding: (i) fee title to property, (ii) an estate or other legal interest in property, such as an easement, a lease, a license, or subsurface rights, or (iii) *an equitable interest in property under a sales agreement or an option to purchase; provided that such estate or other legal or equitable interest in property includes the use requested in the permit.*” (Emphasis added.)

Subparagraph (iii)

We have the following questions:

- How will the Department determine whether the interest in a property has risen to the level of ownership?
- The definition includes the proviso that the “legal or equitable interest in property includes the use requested in the permit.” How can the permit include the use requested if the permit has not yet been granted? If the intent of the Department is to include the requested use in the permit application, the provision should be included in the section for application procedures.

We ask the Department to explain its intent and the reason for including Subparagraph (iii) in the definition of “owner.”

4. Section 441.3. Permit application procedure.— Reasonableness of requirements, implementation procedures and timetables for compliance by the public and private sectors.

In the Preamble to the proposed regulation, the Department states the purpose of the regulation is “to clarify the provisions relating to who may apply for a permit to construct or alter driveways; local roads; drainage facilities; structures; means of ingress, egress and access; and other property within the state highway right-of-way, and set forth application requirements that *strike a careful balance between the interested parties’ property rights.*” (Emphasis added.)

New Section 441.3(e)(7)(i)(A) and (B) establishes the permit application process and required information for applicants that are non-fee title holders. Applicants must provide to the Department proof of either the fee title holder’s consent or that the applicant has notified the fee title holder of the submission the HOP application and their administrative rights through a written notice. The new section also presumably affords the fee title holder 30 days to review/acknowledge the application before the Department grants or denies the application.

We have several questions regarding this new section: How does the Department define “written notice?” How will the applicant demonstrate to the Department that the fee title holder received written notice about the HOP application and administrative rights? What if the fee title holder objects/protests to the application? How did

the Department determine that 30 days was a reasonable and fair amount of time for the fee title holder to acknowledge, accept or protest the application? Does the timeline for the Department’s granting or denying of an HOP change when there is a notice of protest?

Since the sections referenced under 1 Pa. Code §§ 35.23, 35.24 and 35.27—35.32 do not clearly delineate the protest process or timeline, how will a fee title holder that wishes to object to an application know what steps to take? We ask the Department to explain how it will implement the permit process and the permit process when there is a protest by a fee title holder to the application.

We note that the permitting process, as proposed, assumes there are only two “owners”—the fee title holder and the applicant. However, there can be multiple ownership interests and easements agreements in play. We recommend the Department amend this section to require disclosure of all ownership interests in a property and provide notice to all owners.

Section 441.3(e)(7)(ii) requires applicants other than fee title holders to submit a written statement that indemnifies the Commonwealth against any actions by the fee title holder of the property as a result of granting the HOP to the applicant. We suggest the Department revise this subparagraph to protect the Department from any action that may be taken by the fee title holder and also by any ownership interests in the property.

5. Miscellaneous

- The Department should revise its response to RAF # 29 regarding the timeline for delivery of the final-form regulation;

- The Department’s website contains several HOP-related forms. It should provide an electronic link for these forms in its response to RAF # 22b;

- The Department’s response to RAF # 12 includes a survey of several states’ laws and policies regarding applicants and permittees. We ask the Department to reach out to other states to determine how other ownership interests are addressed and to share how the implementation of this regulation compares to other states’ handling of similar situations; and

- We recommend that the Department delete the last paragraph beginning with “As a significant percentage (approximately 40 percent). . .” in its response to RAF # 14 as it does not pertain to the question.

GEORGE D. BEDWICK,
Chairperson

[Pa.B. Doc. No. 18-838. Filed for public inspection May 25, 2018, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Filing of Final Rulemaking

The Independent Regulatory Review Commission (Commission) received the following regulations. They are scheduled to be considered on the date noted. The Commission’s public meetings are held at 333 Market Street, 14th Floor, Harrisburg, PA at 10 a.m. To obtain a copy of the regulation, interested parties should first contact the promulgating agency. If a copy cannot be obtained from the promulgating agency, the Commission will provide a copy or it can be viewed on the Commission’s web site at www.irrc.state.pa.us.

<i>Final Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>	<i>Public Meeting</i>
17-85	Pennsylvania State Police Procedures and Specifications for Firearm Record Forms Under the Uniform Firearms Act	5/10/18	6/28/18
7-492	Environmental Quality Board Control of VOC Emissions from Industrial Cleaning Solvents; General Provisions; Aerospace Manufacturing and Rework; Additional RACT Requirements for Major Sources of NO _x and VOCs	5/11/18	6/28/18
7-521	Environmental Quality Board Safe Drinking Water; General Update and Fees	5/11/18	6/28/18

GEORGE D. BEDWICK,
Chairperson

[Pa.B. Doc. No. 18-839. Filed for public inspection May 25, 2018, 9:00 a.m.]

INSURANCE DEPARTMENT

Application for Approval to Acquire Control of 21st Century Security Insurance Company

High Point Preferred Insurance Company, a New Jersey domiciled insurance company, has filed an application for approval to acquire control of 21st Century Security Insurance Company, a domestic stock casualty insurance company. The filing was made under the requirements of Article XIV of The Insurance Company Law of 1921 (40 P.S. §§ 991.1401—991.1413).

Persons wishing to comment on the acquisition are invited to submit a written statement to the Insurance Department (Department) within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Steven L. Yerger, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557, syerger@pa.gov.

JESSICA K. ALTMAN,
Insurance Commissioner

[Pa.B. Doc. No. 18-840. Filed for public inspection May 25, 2018, 9:00 a.m.]

INSURANCE DEPARTMENT

Application for Approval to Acquire Control of ARI Insurance Company

Evergreen Parent GP, LLC, a Delaware limited partnership, has filed an application for approval to acquire control of ARI Insurance Company, a domestic stock property insurance company. The filing was made under the requirements of Article XIV of The Insurance Company Law of 1921 (40 P.S. §§ 991.1401—991.1413).

Persons wishing to comment on the acquisition are invited to submit a written statement to the Insurance Department (Department) within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written

statement must include name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Steven L. Yerger, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557, syerger@pa.gov.

JESSICA K. ALTMAN,
Insurance Commissioner

[Pa.B. Doc. No. 18-841. Filed for public inspection May 25, 2018, 9:00 a.m.]

INSURANCE DEPARTMENT

John Hancock Life Insurance Company (USA) (SERFF # MULF-131481752); Rate Increase Filing for LTC Forms LTC-06 PA and LTC-06 FR PA

John Hancock Life Insurance Company (USA) is requesting approval to increase the premium 26.9% on 761 policyholders with LTC forms LTC-06 PA and LTC-06 FR PA.

Unless formal administrative action is taken prior to August 9, 2018, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at www.insurance.pa.gov (hover the cursor over the "Consumers" tab, then select "Long Term Care Rate Filings").

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg office.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation, Room 1311, Strawberry Square, Harrisburg, PA 17120, jlaverty@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JESSICA K. ALTMAN,
Insurance Commissioner

[Pa.B. Doc. No. 18-842. Filed for public inspection May 25, 2018, 9:00 a.m.]

MILK MARKETING BOARD

Sunshine Meetings for Fiscal Year 2018-2019

<i>Date</i>	<i>Room</i>	<i>Time</i>
Monday, July 2, 2018	309—Agriculture Building Harrisburg, PA 17110	1 p.m.
Wednesday, August 1, 2018	202—Agriculture Building Harrisburg, PA 17110	1 p.m.
Wednesday, September 5, 2018	202—Agriculture Building Harrisburg, PA 17110	1 p.m.
Wednesday, October 3, 2018	202—Agriculture Building Harrisburg, PA 17110	1 p.m.
Monday, November 5, 2018	309—Agriculture Building Harrisburg, PA 17110	1 p.m.

<i>Date</i>	<i>Room</i>	<i>Time</i>
Wednesday, December 5, 2018	202—Agriculture Building Harrisburg, PA 17110	1 p.m.
Wednesday, January 2, 2019	202—Agriculture Building Harrisburg, PA 17110	1 p.m.
Wednesday, February 6, 2019	202—Agriculture Building Harrisburg, PA 17110	1 p.m.
Wednesday, March 6, 2019	202—Agriculture Building Harrisburg, PA 17110	1 p.m.
Wednesday, April 3, 2019	202—Agriculture Building Harrisburg, PA 17110	1 p.m.
Wednesday, May 1, 2019	202—Agriculture Building Harrisburg, PA 17110	1 p.m.
Wednesday, June 5, 2019	202—Agriculture Building Harrisburg, PA 17110	1 p.m.

TIM MOYER,
Secretary

[Pa.B. Doc. No. 18-843. Filed for public inspection May 25, 2018, 9:00 a.m.]

**PENNSYLVANIA INFRASTRUCTURE
INVESTMENT AUTHORITY
DEPARTMENT OF
ENVIRONMENTAL PROTECTION**

**Environmental Assessment Approval for PENN-
VEST Funding Consideration**

Scope: Clean Water and Drinking Water State Revolving Fund Projects for July 18, 2018, Pennsylvania Infrastructure Investment Authority (PENNVEST) Board Meeting Consideration.

Description: PENNVEST, which administers the Commonwealth's Clean Water Fund (CWSRF) and Drinking Water State Revolving Fund (DWSRF), is intended to be the funding source for the following projects. The Department of Environmental Protection's (Department) review of these projects, and the information received in the Environmental Report for these projects, has not identified any significant, adverse environmental impact resulting from any of the proposed projects. The Department hereby approves the Environmental Assessment for each project. If no significant comments are received during this comment period, the Environmental Assessment will be considered approved and funding for the project will be considered by PENNVEST.

To be considered, the Department must receive comments on this approval on or by June 25, 2018. Electronic comments should be submitted using the Department's eComment site at www.ahs.dep.pa.gov/eComment. Written comments can be submitted by e-mail to ecomment@pa.gov or by mail to the Policy Office, Department of Environmental Protection, Rachel Carson State Office Building, P.O. Box 2063, Harrisburg, PA 17105-2063. Use "PENNVEST SRF-Environmental Assessment" as the subject line in written communication.

For more information about the approval of the following Environmental Assessments or the Clean Water and Drinking Water State Revolving Loan Programs contact Richard Wright at riwright@pa.gov or the Bureau of

Clean Water, Department of Environmental Protection, P.O. Box 8774, Harrisburg, PA 17105-8774, (717) 772-4059, or visit the Department's web site at <http://www.dep.pa.gov/Business/Water/CleanWater/InfrastructureFinance/Pages/default.aspx>.

Any comments received during the comment period, along with the Department's comment response document, will be available on the Department's web site at <http://www.dep.pa.gov/Business/Water/CleanWater/InfrastructureFinance/Pages/EnvironmentalReview.aspx>.

CWSRF Projects Being Considered:

<i>Applicant:</i>	Shenango Township Municipal Authority
<i>County:</i>	Mercer
<i>Applicant Address:</i>	155 Campground Road West Middlesex, PA 16159

Project Description: This is phase one of what is envisioned to be a three-phase project. This phase of the project will result in the construction of a new sewage collection system within Study Area 1 located in the northwest corner of Shenango Township. It will result in the installation of approximately 27,510 feet of 8-inch diameter gravity sewer main, 3 sewage pump stations, 18 onlot grinder pumps and 14,399 feet of 2-inch and 4-inch diameter forcemain. The wasteflow will be treated at Shenango Township Municipal Authority's existing wastewater treatment plant (WWTP).

Problem Description: This Phase 1 project addresses an area with a high rate of onlot septic system malfunctions and includes extending sewers to the Oak Tree Land Company. The area to be served includes 156 households. In addition, the Oak Tree Land Company has 62 residential units and 8 commercial units within their system. Both the Shenango Township Municipal Authority and the Oak Tree Land Company are under separate Consent Order and Agreements (CO&A) with the Department. A sanitary survey of this phase's area revealed a 53% confirmed onlot malfunction rate. These systems leach untreated and partially treated wastewater onto the ground surface and into the waters of the Common-

wealth. This project will eliminate the malfunctioning sewage systems thereby improving the area's water quality. Additionally, this phase of the project will allow Oak Tree Land Company to comply with their CO&A to abandon their existing WWTP and become part of Shenango Township Municipal Authority's new sewer system.

<i>Applicant:</i>	Decatur Township
<i>County:</i>	Clearfield
<i>Applicant Address:</i>	575 Fairview Road Osceola Mills, PA 16666

Project Description: The New Liberty area in Decatur Township consists of 58 equivalent dwelling units (EDU) that will be served by public sewer with final treatment and disposal at the Moshannon Valley Joint Sewer Authority's sewage treatment plant. The project proposes the installation of 12,300 feet of gravity sewer, a pump station along Crago Lane and 4,800 feet of forcemain to convey the sewage to the existing sewerage system.

Problem Description: The New Liberty area in Decatur Township consists of 58 EDUs. A sanitary survey was completed of all 58 EDUs which identified 2 confirmed malfunctions and 24 wildcat (direct discharge) systems. An additional 19 EDUs had suspected malfunctions.

<i>Applicant:</i>	Grove City Borough
<i>County:</i>	Mercer
<i>Applicant Address:</i>	123 West Main Street Grove City, PA 16127

Project Description: The project is an expansion of the WWTP to increase the permitted hydraulic loading from 3.0 million gallons per day (MGD) to 3.342 MGD with a conventional, single-stage activated sludge process preceded by primary clarification. Two new 60-foot diameter primary clarifiers will be constructed preceding the existing first and second stage activated sludge bioreactors. The existing first-stage activated sludge bioreactors will be repurposed as conventional, single-stage activated sludge bioreactors. A new 64-foot diameter primary anaerobic digester will be constructed. The existing 40-foot diameter primary digester will be repurposed as a secondary digester, and the existing 30-foot diameter secondary digester will be demolished.

Problem Description: The capacity of the Borough of Grove City's WWTP will be exceeded in the near future due to the needs of the tributary municipalities. In addition, it is organically overloaded and projected to continue to be organically overloaded in the next 5 years. The expansion of the WWTP will eliminate the potential hydraulic overload and the existing organic overload condition.

DWSRF Projects Being Considered:

<i>Applicant:</i>	Houtzdale Municipal Authority
<i>County:</i>	Clearfield
<i>Applicant Address:</i>	561 Kirk Street Houtzdale, PA 16651

Project Description: This project consists of replacing approximately 185,000 lineal feet of 2-inch to 8-inch PVC and polyethylene waterline as well as related appurte-

nances along with the replacement of 1,200 service lines and construction of 1,200 meter pits.

Problem Description: The project intends to replace an aging water infrastructure system with new water supply and service lines. The project will increase the size of the lines within the distribution system to provide additional supply in times of need and increase the overall reliability of the system. The replacement of service connections and construction of meter pits will serve to address the multicommunity system's unaccounted-for water loss.

<i>Applicant:</i>	Pine Grove Borough
<i>County:</i>	Schuylkill
<i>Applicant Address:</i>	1 Snyder Avenue Pine Grove, PA 17963

Project Description: The Pine Grove Public Water System (PWS) serves a population of 2,862 people by means of 1,500 service connections with 1 large industrial user. The industrial customer currently utilizes over half the water pumped in a day by the system and has huge unpredictable daily swings in demand. This customer also anticipates an increase of 7% in water usage in the next few years, which is taxing for the water system, especially the control for the disinfection facilities. Additional water storage (1.0 million gallon storage tank) is proposed to address the storage issue. Corrosion control treatment (pH adjustment by means of 50% NaOH) is needed to address high copper levels (2.1 mg/l) in the system which are above the action level of 1.3 mg/l per the Lead and Copper Rule. Installation of an automatic flow control valve on their gas chlorination system to enhance operational control of chlorine residuals due to significant flow fluctuations is also proposed. The system is also faced with aging and leaking distribution system facilities (tank and waterlines) which need repair and rehabilitation. Additional finished water storage, rehabilitation of the existing 1.5 million gallon storage tank, and new/rehabilitated distribution system facilities (waterlines, hydrants, and the like) to adequately serve the existing residential and commercial customers of the PWS system are proposed.

Problem Description: The Pine Grove PWS is in need of additional storage capacity, is experiencing leaking and aging distribution system mains, has a storage tank in need of rehabilitation, requires corrosion control treatment per the Lead and Copper Rule and requires automatic control modifications to their gas disinfection system for better chlorine residual control due to demand fluctuations. The Pine Grove PWS is also faced with aging and leaking distribution system facilities (tank and waterlines) which are in need of repair and rehabilitation. Unaccounted-for water loss is high, greater than 20%. Pressure at certain nodes in the system during peak demand periods were reported to be less than the required minimum of 20 psi. The project will serve the existing residential and commercial customers with uninterrupted potable water at sufficient pressure.

PATRICK McDONNELL,
Secretary
Department of Environmental Protection
BRION JOHNSON,
Executive Director
Pennsylvania Infrastructure Investment Authority

[Pa.B. Doc. No. 18-844. Filed for public inspection May 25, 2018, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Protests may only be filed in the event that there is evidence that the applicant lacks fitness. Protests based on endangering or impairing operations of an existing carrier will not be honored. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by June 11, 2018. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

Applications of the following for approval to *begin* operating as *common carriers* for transportation of *persons* as described under each application.

A-2018-3000709. Most High Transportation, LLC (3934 Poplar Street, Philadelphia, PA 19104) in paratransit service, from points in the City and County of Philadelphia, to correctional facilities in Pennsylvania, and return.

A-2018-3001712. Care Ride, LLC (501 Cambria Avenue, Bensalem, Bucks County, PA 19020) in paratransit service, in wheelchair and stretcher vans, between points in the Counties of Bucks, Chester, Delaware, Montgomery and Philadelphia; and in other types of vehicles in paratransit service, between points in the Counties of Bucks, Chester, Delaware, Montgomery and Philadelphia.

Application of the following for *amendment* to the certificate of public convenience approving the operation of motor vehicles as *common carriers* for transportation of *persons* as described under the application.

A-2018-3001759. Easton Coach Company (1200 Conroy Place, Easton, Northampton County, PA 18040) in paratransit service, from points in the City and County of Philadelphia and the County of Delaware, to points in Pennsylvania, and return; which is to be a transfer of the rights from A-2009-2111332 issued to Wheat Services, Inc. *Attorney:* William E. Lehman, Esquire, Hawke, McKeon & Sniscak, LLP, 100 North Tenth Street, Harrisburg, PA 17101.

Application of the following for the approval of the *transfer of stock* as described under the application.

A-2018-2646117. Safe Transportation Group, LLC (1000 Integrity Drive, Suite 350, Pittsburgh, PA 15235) for the approval to transfer 250 shares of the capital stock held by Debra Bromwell, and 260 shares of the capital stock held by Kathleen Rubright, to Reid

Bromwell. *Attorney:* William A. Gray, Vuono & Gray, LLC, 310 Grant Street, Suite 2310, Pittsburgh, PA 15219-2383.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 18-845. Filed for public inspection May 25, 2018, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of Notice of Motor Carrier Formal Complaints

Formal complaints have been issued by the Pennsylvania Public Utility Commission. Answers must be filed in accordance with 52 Pa. Code (relating to public utilities). Answers are due June 11, 2018, and must be made with the Secretary, Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265, with a copy to the First Deputy Chief Prosecutor, Pennsylvania Public Utility Commission.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. IBFA Acquisition Company, LLC; Docket No. C-2017-2634003

COMPLAINT

Now Comes the Bureau of Investigation and Enforcement (“I&E”) of the Pennsylvania Public Utility Commission (“Commission”), by its prosecuting attorneys, and files this Complaint against IBFA Acquisition Company, LLC (“Respondent”), pursuant to Section 701 of the Public Utility Code, 66 Pa.C.S. § 701. In support of its Complaint, I&E respectfully represents the following:

Parties and Jurisdiction

1. The Pennsylvania Public Utility Commission, with a mailing address of P.O. Box 3265, Harrisburg, PA 17105-3265, is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth pursuant to the Public Utility Code, 66 Pa.C.S. §§ 101, et seq.

2. Complainant is the Commission’s Bureau of Investigation and Enforcement and is the entity established by statute to prosecute complaints against public utilities pursuant to 66 Pa.C.S. § 308.2(a)(11). See also Implementation of Act 129 of 2008; Organization of Bureaus and Offices, Docket No. M-2008-2071852 (Order entered August 11, 2011) at 5 (transferring authority to prosecute assessment cases to I&E).

3. Complainant is represented by:

Kourtney L. Myers
Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265
717.705.4366
komyers@pa.gov

Michael L. Swindler
Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

4. Respondent is IBFA Acquisition Company, LLC and maintains its principal place of business at P.O. Box 110188, Carrollton, TX 75011-0188, Attention: Baldwin Yung.

5. Respondent is a "public utility" as that term is defined at 66 Pa.C.S. § 102, as it is engaged in conveying or transmitting messages or communications by telephone in the Commonwealth of Pennsylvania for compensation.

6. The Commission issued Respondent a Certificate of Public Convenience on or about July 14, 2005, at A-311364, for interexchange carrier reseller authority.

7. Section 501(a) of the Public Utility Code, 66 Pa.C.S. § 501(a), authorizes and obligates the Commission to execute and enforce the provisions of the Public Utility Code.

8. Section 701 of the Public Utility Code, 66 Pa.C.S. § 701, authorizes the Commission to, inter alia, hear and determine complaints against public utilities for a violation of any law or regulation that the Commission has jurisdiction to administer.

9. Section 3301 of the Public Utility Code, 66 Pa.C.S. § 3301, authorizes the Commission to impose civil penalties on any public utility, or any other person or corporation subject to the Commission's authority, for violation(s) of the Public Utility Code and/or Commission regulations. Section 3301(a)-(b) of the Public Utility Code, 66 Pa.C.S. § 3301(a)-(b), allows for the imposition of a separate civil penalty for each violation and each day's continuance of such violation(s).

10. Respondent, in conveying or transmitting messages or communications by telephone, is subject to the power and authority of this Commission pursuant to Section 501(c) of the Public Utility Code, 66 Pa.C.S. § 501(c), which requires a public utility to comply with Commission regulations.

11. Pursuant to the provisions of the applicable Commonwealth statutes and regulations, the Commission has jurisdiction over the subject matter of this complaint and the actions of Respondent related thereto.

Factual Background

PRIOR ASSESSMENT-RELATED COMPLAINT

12. On November 7, 2014, I&E filed a Complaint against Respondent at Docket No. C-2014-2451914, alleging that Respondent violated Section 510(c) of the Public Utility Code, 66 Pa.C.S. § 510(c), by failing to satisfy its 2011-2012, 2012-2013, and 2013-2014 Fiscal Year Assessments totaling \$213. In addition to payment of the outstanding assessments, I&E sought payment of a civil penalty in the amount of \$19.

13. On November 18, 2014, I&E filed a Certificate of Satisfaction pursuant to 52 Pa. Code § 5.24, noting that Respondent satisfied its outstanding assessments and the civil penalty sought in I&E's Complaint.

2016-2017 FISCAL YEAR

14. On or about February 14, 2016, the Commission mailed to Respondent an assessment report for Respondent to report its gross intrastate operating revenues for the 2015 calendar year.

15. The assessment report was accompanied by a letter, which notified Respondent that the report was to be completed and returned to the Commission on or before March 31, 2016.

16. Respondent failed to file an assessment report stating its 2015 calendar year revenues.

17. On or about September 7, 2016, the Commission mailed to Respondent, by first class mail, an assessment invoice for the July 1, 2016 to June 30, 2017 Fiscal Year ("2016-2017 Fiscal Year") that was based, in part, on Respondent's estimated revenues for the 2015 calendar year. Respondent's assessment was \$35.

18. Accompanying the assessment invoice was a notice that informed Respondent that it was obligated to pay the amount listed on the assessment invoice within thirty (30) days or file objections within fifteen (15) days.

19. While there is no record that the assessment invoice and notice of assessment were returned in the mail to the Commission as being undeliverable, on October 27, 2016, the Commission re-mailed to Respondent, by certified mail, the assessment invoice and notice of assessment since Respondent did not pay the amount listed on the assessment invoice within thirty (30) days or file objections within fifteen (15) days.

20. The assessment invoice and notice of assessment were mailed to Respondent at 353 Sacramento Street, Suite 1500, San Francisco, CA 94111, which is the mailing address that Respondent provided to the Commission for assessment purposes.

21. On or about November 9, 2016, the assessment invoice and notice of assessment were returned to the Commission by the United States Postal Service with a forwarding address for Respondent at 1850 Howard Street, Unit C, Elk Grove Village, IL 60007.

22. On or about November 14, 2016, the Commission re-mailed the assessment invoice and notice of assessment, by certified mail, to Respondent at 1850 Howard Street, Unit C, Elk Grove Village, IL 60007.

23. On or about December 22, 2016, the assessment invoice and notice of assessment were returned to the Commission as undeliverable and with no forwarding address.

24. Respondent is obligated to promptly apprise the Commission of changes to its current address pursuant to Section 1.53(d) of the Commission's regulations, 52 Pa. Code § 1.53(d).

25. The Commission was unable to effectively serve the 2016-2017 Fiscal Year Assessment Invoice and notice of assessment upon Respondent due to Respondent's failure to provide the Commission with its current address or claim the certified mailing.

26. The Commission received no objections from Respondent to the assessment amount set forth in the 2016-2017 Fiscal Year Assessment Invoice.

27. Respondent failed to pay the amount of the 2016-2017 Fiscal Year Assessment Invoice.

28. The total outstanding assessment balance for Respondent is \$35.

Violations

COUNT 1

29. That Respondent failed to report its gross intrastate operating revenues for the 2015 calendar year in that it did not file an assessment report for that year. If proven, this is a violation of Section 510(b) of the Public Utility Code, 66 Pa.C.S. § 510(b). The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500.¹ This civil penalty, consistent with past

¹ I&E anticipates that this level of penalty will provide a sufficient deterrent against future violations by Respondent.

Commission decisions,² is based on Respondent's unacceptable history of compliance with the Public Utility Code and Commission's regulations,³ the amount of Respondent's outstanding assessment balance related to the 2016-2017 Fiscal Year, and the need to deter future violations of the Public Utility Code and the Commission's regulations pursuant to 52 Pa. Code § 69.1201.⁴

COUNT 2

30. That Respondent failed to satisfy its 2016-2017 Fiscal Year Assessment in that it did not pay the amount due within thirty (30) days of receipt of the invoice. If proven, this is a violation of Section 510(c) of the Public Utility Code, 66 Pa.C.S. § 510(c). The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is 25% of the outstanding assessment balance or a minimum of \$100, whichever is greater. Therefore, I&E's proposed civil penalty for this violation is \$100.⁵ This civil penalty, consistent with past Commission decisions,⁶ is based on Respondent's unacceptable history of compliance with the Public Utility Code and Commission's regulations,⁷ the amount of Respondent's outstanding assessment balance related to the 2016-2017 Fiscal Year, and the need to deter future violations of the Public Utility Code and the Commission's regulations pursuant to 52 Pa. Code § 69.1201.

Wherefore, for all the foregoing reasons, the Pennsylvania Public Utility Commission's Bureau of Investigation and Enforcement respectfully requests that:

(a) Respondent be ordered to pay a total of \$635, which consists of its outstanding assessment balance of \$35 and a total civil penalty of \$600 for the above described violations. Said payment should be made by certified check or money order, made payable to the "Commonwealth of Pennsylvania" with the docket number of this proceeding listed, and mailed to the Secretary's Bureau of the Commission;

(b) Respondent be directed to file assessment reports on a going-forward basis;

(c) Respondent be directed to update its address with the Commission; and

(d) If payment of the assessment and civil penalty is not made, the Bureau of Investigation and Enforcement requests that:

(1) the Commission issue an Order to cancel the Certificate of Public Convenience issued to Respondent; and

(2) this matter be referred to the Pennsylvania Office of Attorney General for appropriate action.

² See *Pa. Pub. Util. Comm'n v. Juan Genet Enter., LLC t/a Safe Destinations*, Docket No. C-2014-2450660 (Order entered August 3, 2017); *Pa. Pub. Util. Comm'n v. Leo Movers & Storage, Inc.*, Docket No. C-2015-2494528 (Order entered August 3, 2017); *Pa. Pub. Util. Comm'n v. Hoffman Landscaping & Trucking, LLP*, Docket No. C-2015-2495061 (Order entered September 21, 2017); *Pa. Pub. Util. Comm'n v. Deer Haven, LLP*, Docket No. C-2015-2498095 (Order entered October 26, 2017); *Pa. Pub. Util. Comm'n v. Reach for the Stars Limousine Serv. Inc.*, Docket No. C-2015-2499276 (Order entered October 26, 2017).

³ A review of the Commission's records for a period of three (3) years prior to the date of the filing of this Complaint demonstrates that Respondent has an unacceptable compliance history with the Commission as Respondent has failed to timely pay its 2011-2012, 2012-2013, and 2013-2014 Fiscal Year Assessments to the Commission. See supra ¶¶ 12-13.

⁴ The Commission promulgated a Policy Statement at 52 Pa. Code § 69.1201 as a guideline that sets forth ten factors that are to be considered when evaluating whether and to what extent a civil penalty for violating a Commission order, regulation, or statute is warranted. Among these factors are the compliance history of the regulated entity that committed the violation, the amount of the civil penalty necessary to deter future violations, and past Commission decisions in similar situations. 52 Pa. Code §§ 69.1201(c)(6), (8), (9).

⁵ I&E anticipates that this level of penalty will provide a sufficient deterrent against future violations by Respondent.

⁶ See supra note 2.

⁷ See supra note 3.

Respectfully submitted,
Kourtney L. Myers
Prosecutor

Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265
717.705.4366
komyers@pa.gov

Date: November 16, 2017

VERIFICATION

I, Yvonne Hess, Chief of Finance and Assessments, Bureau of Administrative Services, Finance and Assessment Section, hereby state that the facts above set forth are true and correct to the best of my knowledge, information, and belief and that I expect the Bureau will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: November 16, 2017

Yvonne Hess, Chief of Finance and Assessments
Finance and Assessment Section
Bureau of Administrative Services
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the requested relief.

C. You may elect not to contest this Complaint by paying the past due assessment and civil penalty within 20 days. Send only a certified check or money order made payable to the "Commonwealth of Pennsylvania," with the docket number indicated, and mailed to:

Rosemary Chiavetta, Secretary
 Pennsylvania Public Utility Commission
 P.O. Box 3265
 Harrisburg, PA 17105-3265

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the requested relief set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

G. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Francis E. Criner, t/a Mt. Pleasant Yellow Cab; Docket No. C-2017-2634218

COMPLAINT

Now Comes the Bureau of Investigation and Enforcement ("I&E") of the Pennsylvania Public Utility Commission ("Commission"), by its prosecuting attorneys, and files this Complaint against Francis E. Criner, t/a Mt. Pleasant Yellow Cab ("Respondent"), pursuant to Section 701 of the Public Utility Code, 66 Pa.C.S. § 701. In support of its Complaint, I&E respectfully represents the following:

Parties and Jurisdiction

1. The Pennsylvania Public Utility Commission, with a mailing address of P.O. Box 3265, Harrisburg, PA 17105-3265, is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth pursuant to the Public Utility Code, 66 Pa.C.S. §§ 101, et seq.

2. Complainant is the Commission's Bureau of Investigation and Enforcement and is the entity established by statute to prosecute complaints against public utilities pursuant to 66 Pa.C.S. § 308.2(a)(11). See also Implementation of Act 129 of 2008; Organization of Bureaus and Offices, Docket No. M-2008-2071852 (Order entered August 11, 2011) at 5 (transferring authority to prosecute assessment cases to I&E).

3. Complainant is represented by:

Kourtney L. Myers
 Prosecutor
 Pennsylvania Public Utility Commission
 Bureau of Investigation and Enforcement
 P.O. Box 3265
 Harrisburg, PA 17105-3265
 717.705.4366
 komyers@pa.gov

Michael L. Swindler
 Deputy Chief Prosecutor
 Pennsylvania Public Utility Commission
 Bureau of Investigation and Enforcement
 P.O. Box 3265
 Harrisburg, PA 17105-3265

4. Respondent is Francis E. Criner, t/a Mt. Pleasant Yellow Cab and maintains its principal place of business at 2 South Church Street, Mt. Pleasant, PA 15666 Attention: Francis E. Criner.

5. Respondent is a "public utility" as that term is defined at 66 Pa.C.S. § 102, as it is engaged in transporting passengers in the Commonwealth of Pennsylvania for compensation.

6. The Commission issued Respondent a Certificate of Public Convenience on or about March 18, 1985, at A-00105811, for taxi and paratransit authority.

7. Section 501(a) of the Public Utility Code, 66 Pa.C.S. § 501(a), authorizes and obligates the Commission to execute and enforce the provisions of the Public Utility Code.

8. Section 701 of the Public Utility Code, 66 Pa.C.S. § 701, authorizes the Commission to, inter alia, hear and determine complaints against public utilities for a violation of any law or regulation that the Commission has jurisdiction to administer.

9. Section 3301 of the Public Utility Code, 66 Pa.C.S. § 3301, authorizes the Commission to impose civil penalties on any public utility, or any other person or corporation subject to the Commission's authority, for violation(s) of the Public Utility Code and/or Commission regulations. Section 3301(a)-(b) of the Public Utility Code, 66 Pa.C.S. § 3301(a)-(b), allows for the imposition of a separate civil penalty for each violation and each day's continuance of such violation(s).

10. Respondent, in transporting passengers as a common carrier for compensation, is subject to the power and authority of this Commission pursuant to Section 501(c) of the Public Utility Code, 66 Pa.C.S. § 501(c), which requires a public utility to comply with Commission regulations.

11. Pursuant to the provisions of the applicable Commonwealth statutes and regulations, the Commission has jurisdiction over the subject matter of this complaint and the actions of Respondent related thereto.

Factual Background

12. On or about February 14, 2016, the Commission mailed to Respondent an assessment report for Respondent to report its gross intrastate operating revenues for the 2015 calendar year.

13. The assessment report was accompanied by a letter, which notified Respondent that the report was to be completed and returned to the Commission on or before March 31, 2016.

14. Respondent failed to file an assessment report stating its 2015 calendar year revenues.

15. On or about September 7, 2016, the Commission mailed to Respondent, by certified mail, an assessment invoice for the July 1, 2016 to June 30, 2017 Fiscal Year ("2016-2017 Fiscal Year") that was based, in part, on Respondent's estimated revenues for the 2015 calendar year. Respondent's assessment was \$7,554.

16. Accompanying the assessment invoice was a notice that informed Respondent that it was obligated to pay the amount listed on the assessment invoice within thirty (30) days or file objections within fifteen (15) days.

17. The assessment invoice and notice of assessment were mailed to Respondent at 2 South Church Street, Mt. Pleasant, PA 15666.

18. On September 12, 2016, the assessment invoice and notice of assessment were returned to the Commission by the United States Postal Service with a forwarding address for Respondent at 506 Mulberry Street, Scottsdale, PA 15683.

19. On or about September 16, 2016, the Commission re-mailed the assessment invoice and notice of assessment, by certified mail, to Respondent at 506 Mulberry Street, Scottsdale, PA 15683.

20. On September 20, 2016, Respondent signed a certified mail card, which indicated that it received the assessment invoice and notice of assessment for the 2016-2017 Fiscal Year.

21. The Commission received no objections from Respondent to the assessment amount set forth in the 2016-2017 Fiscal Year Assessment Invoice.

22. Respondent failed to pay the amount of the 2016-2017 Fiscal Year Assessment Invoice.

23. The total outstanding assessment balance for Respondent is \$7,554.

Violations

COUNT 1

24. That Respondent failed to report its gross intra-state operating revenues for the 2015 calendar year in that it did not file an assessment report for that year. If proven, this is a violation of Section 510(b) of the Public Utility Code, 66 Pa.C.S. § 510(b). The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500.⁸ This civil penalty, consistent with past Commission decisions,⁹ is based on Respondent's acceptable history of compliance with the Public Utility Code and Commission's regulations,¹⁰ the amount of Respondent's outstanding assessment balance related to the 2016-2017 Fiscal Year, and the need to deter future violations of the Public Utility Code and the Commission's regulations pursuant to 52 Pa. Code § 69.1201.¹¹

COUNT 2

25. That Respondent failed to satisfy its 2016-2017 Fiscal Year Assessment in that it did not pay the amount due within thirty (30) days of receipt of the invoice. If proven, this is a violation of Section 510(c) of the Public Utility Code, 66 Pa.C.S. § 510(c). The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is 15% of the outstanding assessment balance or \$1,133.¹² This civil penalty, consistent with past Commission decisions,¹³ is based on Respondent's acceptable history of compliance with the Public Utility Code and Commission's regulations,¹⁴ the amount of Respondent's

⁸ I&E anticipates that this level of penalty will provide a sufficient deterrent against future violations by Respondent.

⁹ See *Pa. Pub. Util. Comm'n v. Juan Genet Enter., LLC t/a Safe Destinations*, Docket No. C-2014-2450660 (Order entered August 3, 2017); *Pa. Pub. Util. Comm'n v. Leo Movers & Storage, Inc.*, Docket No. C-2015-2494528 (Order entered August 3, 2017); *Pa. Pub. Util. Comm'n v. Hoffman Landscaping & Trucking, LLP*, Docket No. C-2015-2495061 (Order entered September 21, 2017); *Pa. Pub. Util. Comm'n v. Deer Haven, LLP*, Docket No. C-2015-2498095 (Order entered October 26, 2017); *Pa. Pub. Util. Comm'n v. Reach for the Stars Limousine Serv. Inc.*, Docket No. C-2015-2499276 (Order entered October 26, 2017).

¹⁰ A review of the Commission's records for a period of three (3) years prior to the date of the filing of this Complaint demonstrates that Respondent has an acceptable compliance history with the Commission.

¹¹ The Commission promulgated a Policy Statement at 52 Pa. Code § 69.1201 as a guideline that sets forth ten factors that are to be considered when evaluating whether and to what extent a civil penalty for violating a Commission order, regulation, or statute is warranted. Among these factors are the compliance history of the regulated entity that committed the violation, the amount of the civil penalty necessary to deter future violations, and past Commission decisions in similar situations. 52 Pa. Code §§ 69.1201(c)(6), (8), (9).

¹² I&E anticipates that this level of penalty will provide a sufficient deterrent against future violations by Respondent.

¹³ See supra note 2.

¹⁴ See supra note 3.

outstanding assessment balance related to the 2016-2017 Fiscal Year, and the need to deter future violations of the Public Utility Code and the Commission's regulations pursuant to 52 Pa. Code § 69.1201.

Wherefore, for all the foregoing reasons, the Pennsylvania Public Utility Commission's Bureau of Investigation and Enforcement respectfully requests that:

(a) Respondent be ordered to pay a total of \$9,187, which consists of its outstanding assessment balance of \$7,554 and a total civil penalty of \$1,633 for the above described violations. Said payment should be made by certified check or money order, made payable to the "Commonwealth of Pennsylvania" with the docket number of this proceeding listed, and mailed to the Secretary's Bureau of the Commission;

(b) Respondent be directed to file assessment reports on a going-forward basis; and

(c) If payment of the assessment and civil penalty is not made, the Bureau of Investigation and Enforcement requests that:

(1) the Commission issue an Order to cancel the Certificate of Public Convenience issued to Respondent;

(2) this matter be referred to the Pennsylvania Office of Attorney General for appropriate action; and

(3) the Commission certify automobile registrations to the Pennsylvania Department of Transportation for suspension or revocation.

Respectfully submitted,
Kourtney L. Myers
Prosecutor

Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265
717.705.4366
komyers@pa.gov

Date: November 17, 2017

VERIFICATION

I, Yvonne Hess, Chief of Finance and Assessments, Bureau of Administrative Services, Finance and Assessment Section, hereby state that the facts above set forth are true and correct to the best of my knowledge, information, and belief and that I expect the Bureau will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: November 17, 2017

Yvonne Hess, Chief of Finance and Assessments
Finance and Assessment Section
Bureau of Administrative Services
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
 Pennsylvania Public Utility Commission
 P.O. Box 3265
 Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
 Pennsylvania Public Utility Commission
 Bureau of Investigation and Enforcement
 P.O. Box 3265
 Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the requested relief.

C. You may elect not to contest this Complaint by paying the past due assessment and civil penalty within 20 days. Send only a certified check or money order made payable to the "Commonwealth of Pennsylvania," with the docket number indicated, and mail to:

Rosemary Chiavetta, Secretary
 Pennsylvania Public Utility Commission
 P.O. Box 3265
 Harrisburg, PA 17105-3265

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the requested relief set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

G. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

**Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Royal Transportation Group, LLC;
 Docket No. C-2017-2638130**

COMPLAINT

Now Comes the Bureau of Investigation and Enforcement ("I&E") of the Pennsylvania Public Utility Commission ("Commission"), by its prosecuting attorneys, and files this Complaint against Royal Transportation Group, LLC ("Respondent"), pursuant to Section 701 of the Public Utility Code, 66 Pa.C.S. § 701. In support of its complaint, I&E respectfully represents the following:

Parties and Jurisdiction

1. The Pennsylvania Public Utility Commission, with a mailing address of P.O. Box 3265, Harrisburg, PA 17105-

3265, is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth pursuant to the Public Utility Code, 66 Pa.C.S. §§ 101, et seq.

2. Complainant is the Commission's Bureau of Investigation and Enforcement and is the entity established by statute to prosecute complaints against public utilities pursuant to 66 Pa.C.S. § 308.2(a)(11). See also Implementation of Act 129 of 2008; Organization of Bureaus and Offices, Docket No. M-2008-2071852 (Order entered August 11, 2011) at 5 (transferring authority to prosecute assessment cases to I&E).

3. Complainant is represented by:

Kourtney L. Myers
 Prosecutor
 Pennsylvania Public Utility Commission
 Bureau of Investigation and Enforcement
 P.O. Box 3265
 Harrisburg, PA 17105-3265
 717.705.4366
 komyers@pa.gov

Timothy K. McHugh
 Prosecutor
 Pennsylvania Public Utility Commission
 Bureau of Investigation and Enforcement
 P.O. Box 3265
 Harrisburg, PA 17105-3265
 717.772.8582
 timchugh@pa.gov

Michael L. Swindler
 Deputy Chief Prosecutor
 Pennsylvania Public Utility Commission
 Bureau of Investigation and Enforcement
 P.O. Box 3265
 Harrisburg, PA 17105-3265

4. Respondent is Royal Transportation Group, LLC and maintains its principal place of business at 1420 Highland Village, Pittsburgh, PA 15243, Attention: Martin W. Hungerman.

5. Respondent is a "public utility" as that term is defined at 66 Pa.C.S. § 102, as it is engaged in transporting passengers in the Commonwealth of Pennsylvania for compensation.

6. The Commission issued Respondent a Certificate of Public Convenience on or about September 24, 2009, at A-2009-2105475, for limousine authority, on or about February 5, 2010, at A-2009-2133593, for limousine authority, and on or about April 12, 2010, at A-2009-2134734 for group and party 15 or less authority.

7. Section 501(a) of the Public Utility Code, 66 Pa.C.S. § 501(a), authorizes and obligates the Commission to execute and enforce the provisions of the Public Utility Code.

8. Section 701 of the Public Utility Code, 66 Pa.C.S. § 701, authorizes the Commission to, inter alia, hear and determine complaints against public utilities for a violation of any law or regulation that the Commission has jurisdiction to administer.

9. Section 3301 of the Public Utility Code, 66 Pa.C.S. § 3301, authorizes the Commission to impose civil penalties on any public utility, or any other person or corporation subject to the Commission's authority, for violation(s) of the Public Utility Code and/or Commission regulations. Section 3301(a)-(b) of the Public Utility Code, 66 Pa.C.S.

§ 3301(a)-(b), allows for the imposition of a separate civil penalty for each violation and each day's continuance of such violation(s).

10. Respondent, in transporting passengers as a common carrier for compensation, is subject to the power and authority of this Commission pursuant to Section 501(c) of the Public Utility Code, 66 Pa.C.S. § 501(c), which requires a public utility to comply with Commission regulations.

11. Pursuant to the provisions of the applicable Commonwealth statutes and regulations, the Commission has jurisdiction over the subject matter of this complaint and the actions of Respondent related thereto.

Factual Background

12. On or about September 7, 2016, the Commission mailed to Respondent, by certified mail, an assessment invoice for the July 1, 2016 to June 30, 2017 Fiscal Year ("2016-2017 Fiscal Year") that was based, in part, on revenues for the 2015 calendar year that Respondent reported to the Commission in its 2015 Assessment Report. Respondent's assessment was \$2,387.

13. Accompanying the assessment invoice was a notice that informed Respondent that it was obligated to pay the amount listed on the assessment invoice within thirty (30) days or file objections within fifteen (15) days.

14. On or about September 13, 2016, the assessment invoice and notice of assessment were returned to the Commission by the United States Postal Service with a forwarding address for Respondent at P.O. Box 13185, Pittsburgh, PA 15243.

15. On or about September 15, 2016, the Commission re-mailed the assessment invoice and notice of assessment, by certified mail, to Respondent at P.O. Box 13185, Pittsburgh, PA 15243.

16. On September 21, 2016, Respondent signed a certified mail card, which indicated that it received the assessment invoice and notice of assessment for the 2016-2017 Fiscal Year.

17. The Commission received no objections from Respondent to the assessment amount set forth in the 2016-2017 Fiscal Year Assessment Invoice.

18. On or about March 1, 2017, Respondent submitted payment in the amount of \$200 to be applied towards its 2016-2017 Fiscal Year Assessment.

19. Respondent failed to fully pay the amount of the 2016-2017 Fiscal Year Assessment Invoice.

20. The total outstanding assessment balance for Respondent related to the 2016-2017 Fiscal Year is \$2,187.

Violation

21. That Respondent failed to satisfy its 2016-2017 Fiscal Year Assessment in that it did not pay the amount due within thirty (30) days of receipt of the invoice. If proven, this is a violation of Section 510(c) of the Public Utility Code, 66 Pa.C.S. § 510(c). The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is 15% of the outstanding assessment balance or \$328.¹⁵ This civil penalty, consistent with past Commission decisions,¹⁶ is based on Respondent's acceptable

¹⁵ I&E anticipates that this level of penalty will provide a sufficient deterrent against future violations by Respondent.

¹⁶ See *Pa. Pub. Util. Comm'n v. Juan Genet Enter, LLC t/a Safe Destinations*, Docket No. C-2014-2450660 (Order entered August 3, 2017); *Pa. Pub. Util. Comm'n v. Leo Movers & Storage, Inc.*, Docket No. C-2015-2494528 (Order entered August 3, 2017); *Pa. Pub. Util. Comm'n v. Hoffman Landscaping & Trucking, LLP*, Docket No. C-2015-2495061 (Order entered September 21, 2017); *Pa. Pub. Util. Comm'n v. Deer*

history of compliance with the Public Utility Code and Commission's regulations,¹⁷ the amount of Respondent's outstanding assessment balance related to the 2016-2017 Fiscal Year, and the need to deter future violations of the Public Utility Code and the Commission's regulations pursuant to 52 Pa. Code § 69.1201.¹⁸

Wherefore, for all the foregoing reasons, the Pennsylvania Public Utility Commission's Bureau of Investigation and Enforcement respectfully requests that:

(a) Respondent be ordered to pay a total of \$2,515, which consists of its outstanding assessment balance of \$2,187 and a total civil penalty of \$328 for the above described violation. Said payment should be made by certified check or money order, made payable to the "Commonwealth of Pennsylvania" with the docket number of this proceeding listed, and mailed to the Secretary's Bureau of the Commission; and

(b) If payment of the assessment and civil penalty is not made, the Bureau of Investigation and Enforcement requests that:

(1) the Commission issue an Order to cancel the Certificate of Public Convenience issued to Respondent;

(2) this matter be referred to the Pennsylvania Office of Attorney General for appropriate action; and

(3) the Commission certify automobile registrations to the Pennsylvania Department of Transportation for suspension or revocation.

Respectfully submitted,
Kourtney L. Myers
Prosecutor

Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265
717.705.4366
komyers@pa.gov

Date: December 13, 2017

VERIFICATION

I, Yvonne Hess, Chief of Finance and Assessments, Bureau of Administrative Services, Finance and Assessment Section, hereby state that the facts above set forth are true and correct to the best of my knowledge, information, and belief and that I expect the Bureau will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: December 13, 2017

Yvonne Hess, Chief of Finance and Assessments
Finance and Assessment Section
Bureau of Administrative Services
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Haven, LLP, Docket No. C-2015-2498095 (Order entered October 26, 2017); *Pa. Pub. Util. Comm'n v. Reach for the Stars Limousine Serv. Inc.*, Docket No. C-2015-2499276 (Order entered October 26, 2017).

¹⁷ A review of the Commission's records for a period of three (3) years prior to the date of the filing of this Complaint demonstrates that Respondent has an acceptable compliance history with the Commission.

¹⁸ The Commission promulgated a Policy Statement at 52 Pa. Code § 69.1201 as a guideline that sets forth ten factors that are to be considered when evaluating whether and to what extent a civil penalty for violating a Commission order, regulation, or statute is warranted. Among these factors are the compliance history of the regulated entity that committed the violation, the amount of the civil penalty necessary to deter future violations, and past Commission decisions in similar situations. 52 Pa. Code §§ 69.1201(c)(6), (8), (9).

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
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 P.O. Box 3265
 Harrisburg, PA 17105-3265

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Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
 Pennsylvania Public Utility Commission
 Bureau of Investigation and Enforcement
 P.O. Box 3265
 Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the requested relief.

C. You may elect not to contest this Complaint by paying the past due assessment and civil penalty within 20 days. Send only a certified check or money order made payable to the "Commonwealth of Pennsylvania," with the docket number indicated, and mail to:

Rosemary Chiavetta, Secretary
 Pennsylvania Public Utility Commission
 P.O. Box 3265
 Harrisburg, PA 17105-3265

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the requested relief set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

G. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

**Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Brian Albert Clark, t/a Crystal Express;
 Docket No. C-2017-2638335**

COMPLAINT

Now Comes the Bureau of Investigation and Enforcement ("I&E") of the Pennsylvania Public Utility Commis-

sion ("Commission"), by its prosecuting attorneys, and files this Complaint against Brian Albert Clark, t/a Crystal Express ("Respondent"), pursuant to Section 701 of the Public Utility Code, 66 Pa.C.S. § 701. In support of its Complaint, I&E respectfully represents the following:

Parties and Jurisdiction

1. The Pennsylvania Public Utility Commission, with a mailing address of P.O. Box 3265, Harrisburg, PA 17105-3265, is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth pursuant to the Public Utility Code, 66 Pa.C.S. §§ 101, et seq.

2. Complainant is the Commission's Bureau of Investigation and Enforcement and is the entity established by statute to prosecute complaints against public utilities pursuant to 66 Pa.C.S. § 308.2(a)(11). See also Implementation of Act 129 of 2008; Organization of Bureaus and Offices, Docket No. M-2008-2071852 (Order entered August 11, 2011) at 5 (transferring authority to prosecute assessment cases to I&E).

3. Complainant is represented by:

Kourtney L. Myers
 Prosecutor
 Pennsylvania Public Utility Commission
 Bureau of Investigation and Enforcement
 P.O. Box 3265
 Harrisburg, PA 17105-3265
 717.705.4366
komyers@pa.gov

Timothy K. McHugh
 Prosecutor
 Pennsylvania Public Utility Commission
 Bureau of Investigation and Enforcement
 P.O. Box 3265
 Harrisburg, PA 17105-3265
 717.772.8582
timchugh@pa.gov

Michael L. Swindler
 Deputy Chief Prosecutor
 Pennsylvania Public Utility Commission
 Bureau of Investigation and Enforcement
 P.O. Box 3265
 Harrisburg, PA 17105-3265

4. Respondent is Brian Albert Clark, t/a Crystal Express and maintains its principal place of business at 317 Munson Avenue, # 3, McKees Rocks, PA 15136, Attention: Brian Albert Clark.

5. Respondent is a "public utility" as that term is defined at 66 Pa.C.S. § 102, as it is engaged in transporting passengers in the Commonwealth of Pennsylvania for compensation.

6. The Commission issued Respondent a Certificate of Public Convenience on or about December 11, 2012, at A-2012-2298948, for limousine authority.

7. Section 501(a) of the Public Utility Code, 66 Pa.C.S. § 501(a), authorizes and obligates the Commission to execute and enforce the provisions of the Public Utility Code.

8. Section 701 of the Public Utility Code, 66 Pa.C.S. § 701, authorizes the Commission to, inter alia, hear and determine complaints against public utilities for a violation of any law or regulation that the Commission has jurisdiction to administer.

9. Section 3301 of the Public Utility Code, 66 Pa.C.S. § 3301, authorizes the Commission to impose civil penal-

ties on any public utility, or any other person or corporation subject to the Commission's authority, for violation(s) of the Public Utility Code and/or Commission regulations. Section 3301(a)-(b) of the Public Utility Code, 66 Pa.C.S. § 3301(a)-(b), allows for the imposition of a separate civil penalty for each violation and each day's continuance of such violation(s).

10. Respondent, in transporting passengers as a common carrier for compensation, is subject to the power and authority of this Commission pursuant to Section 501(c) of the Public Utility Code, 66 Pa.C.S. § 501(c), which requires a public utility to comply with Commission regulations.

11. Pursuant to the provisions of the applicable Commonwealth statutes and regulations, the Commission has jurisdiction over the subject matter of this complaint and the actions of Respondent related thereto.

Factual Background

12. On or about September 7, 2016, the Commission mailed to Respondent, by first class mail, an assessment invoice for the July 1, 2016 to June 30, 2017 Fiscal Year ("2016-2017 Fiscal Year") that was based, in part, on revenues for the 2015 calendar year that Respondent reported to the Commission in its 2015 Assessment Report. Respondent's assessment was \$575.

13. Accompanying the assessment invoice was a notice that informed Respondent that it was obligated to pay the amount listed on the assessment invoice within thirty (30) days or file objections within fifteen (15) days.

14. The assessment invoice and notice of assessment were mailed to Respondent at 317 Munson Avenue, # 3, McKees Rocks, PA 15136, which is the mailing address that Respondent provided to the Commission for assessment purposes.

15. While there is no record that the assessment invoice and notice of assessment were returned in the mail to the Commission as being undeliverable, on November 8, 2016, the Commission re-mailed to Respondent, by certified mail, the assessment invoice and notice of assessment since Respondent did not pay the amount listed on the assessment invoice within thirty (30) days or file objections within fifteen (15) days.

16. On or about December 27, 2016, the assessment invoice and notice of assessment that the Commission mailed to Respondent, via certified mail, were returned to the Commission and marked "unclaimed" with no forwarding address.

17. Respondent is obligated to promptly apprise the Commission of changes to its current address pursuant to Section 1.53(d) of the Commission's regulations, 52 Pa. Code § 1.53(d).

18. The Commission was unable to effectively serve the 2016-2017 Fiscal Year Assessment Invoice and notice of assessment upon Respondent due to Respondent's failure to provide the Commission with its current address or claim the certified mailing.

19. The Commission received no objections from Respondent to the assessment amount set forth in the 2016-2017 Fiscal Year Assessment Invoice.

20. Respondent failed to pay the amount of the 2016-2017 Fiscal Year Assessment Invoice.

21. The total outstanding assessment balance for Respondent related to the 2016-2017 Fiscal Year is \$575.

Violation

22. That Respondent failed to satisfy its 2016-2017 Fiscal Year Assessment in that it did not pay the amount due within thirty (30) days of receipt of the invoice. If proven, this is a violation of Section 510(c) of the Public Utility Code, 66 Pa.C.S. § 510(c). The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is 15% of the outstanding assessment balance or \$86.¹⁹ This civil penalty, consistent with past Commission decisions,²⁰ is based on Respondent's acceptable history of compliance with the Public Utility Code and Commission's regulations,²¹ the amount of Respondent's outstanding assessment balance related to the 2016-2017 Fiscal Year, and the need to deter future violations of the Public Utility Code and the Commission's regulations pursuant to 52 Pa. Code § 69.1201.²²

Wherefore, for all the foregoing reasons, the Pennsylvania Public Utility Commission's Bureau of Investigation and Enforcement respectfully requests that:

(a) Respondent be ordered to pay a total of \$661, which consists of its outstanding assessment balance of \$575 and a total civil penalty of \$86 for the above described violation. Said payment should be made by certified check or money order, made payable to the "Commonwealth of Pennsylvania" with the docket number of this proceeding listed, and mailed to the Secretary's Bureau of the Commission;

(b) Respondent be directed to update its address with the Commission; and

(c) If payment of the assessment and civil penalty is not made, the Bureau of Investigation and Enforcement requests that:

(1) the Commission issue an Order to cancel the Certificate of Public Convenience issued to Respondent;

(2) this matter be referred to the Pennsylvania Office of Attorney General for appropriate action; and

(3) the Commission certify automobile registrations to the Pennsylvania Department of Transportation for suspension or revocation.

Respectfully submitted,
Kourtney L. Myers
Prosecutor

Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265
717.705.4366
komyers@pa.gov

Date: December 14, 2017

¹⁹ I&E anticipates that this level of penalty will provide a sufficient deterrent against future violations by Respondent.

²⁰ See *Pa. Pub. Util. Comm'n v. Juan Genet Enter., LLC t/a Safe Destinations*, Docket No. C-2014-2450660 (Order entered August 3, 2017); *Pa. Pub. Util. Comm'n v. Leo Movers & Storage, Inc.*, Docket No. C-2015-2494528 (Order entered August 3, 2017); *Pa. Pub. Util. Comm'n v. Hoffman Landscaping & Trucking, LLP*, Docket No. C-2015-2495061 (Order entered September 21, 2017); *Pa. Pub. Util. Comm'n v. Deer Haven, LLP*, Docket No. C-2015-2498095 (Order entered October 26, 2017); *Pa. Pub. Util. Comm'n v. Reach for the Stars Limousine Serv. Inc.*, Docket No. C-2015-2499276 (Order entered October 26, 2017).

²¹ A review of the Commission's records for a period of three (3) years prior to the date of the filing of this Complaint demonstrates that Respondent has an acceptable compliance history with the Commission.

²² The Commission promulgated a Policy Statement at 52 Pa. Code § 69.1201 as a guideline that sets forth ten factors that are to be considered when evaluating whether and to what extent a civil penalty for violating a Commission order, regulation, or statute is warranted. Among these factors are the compliance history of the regulated entity that committed the violation, the amount of the civil penalty necessary to deter future violations, and past Commission decisions in similar situations. 52 Pa. Code §§ 69.1201(c)(6), (8), (9).

VERIFICATION

I, Yvonne Hess, Chief of Finance and Assessments, Bureau of Administrative Services, Finance and Assessment Section, hereby state that the facts above set forth are true and correct to the best of my knowledge, information, and belief and that I expect the Bureau will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: December 14, 2017

Yvonne Hess, Chief of Finance and Assessments
Finance and Assessment Section
Bureau of Administrative Services
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the requested relief.

C. You may elect not to contest this Complaint by paying the past due assessment and civil penalty within 20 days. Send only a certified check or money order made payable to the "Commonwealth of Pennsylvania," with the docket number indicated, and mail to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the requested relief set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law

Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

G. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Rescue Tech, Inc.; Docket No. C-2018-2641671

COMPLAINT

Now Comes the Bureau of Investigation and Enforcement ("I&E") of the Pennsylvania Public Utility Commission ("Commission"), by its prosecuting attorneys, and files this Complaint against Rescue Tech, Inc. ("Respondent"), pursuant to Section 701 of the Public Utility Code, 66 Pa.C.S. § 701. In support of its Complaint, I&E respectfully represents the following:

Parties and Jurisdiction

1. The Pennsylvania Public Utility Commission, with a mailing address of P.O. Box 3265, Harrisburg, PA 17105-3265, is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth pursuant to the Public Utility Code, 66 Pa.C.S. §§ 101, et seq.

2. Complainant is the Commission's Bureau of Investigation and Enforcement and is the entity established by statute to prosecute complaints against public utilities pursuant to 66 Pa.C.S. § 308.2(a)(11). See also Implementation of Act 129 of 2008; Organization of Bureaus and Offices, Docket No. M-2008-2071852 (Order entered August 11, 2011) at 5 (transferring authority to prosecute assessment cases to I&E).

3. Complainant is represented by:

Kourtney L. Myers
Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265
717.705.4366
komyers@pa.gov

Timothy K. McHugh
Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265
717.772.8582
timchugh@pa.gov

Michael L. Swindler
Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

4. Respondent is Rescue Tech, Inc. and maintains its principal place of business at 465 A Veit Road, Huntingdon Valley, PA 19006, Attention: Margarita Goldenberg.

5. Respondent is a “public utility” as that term is defined at 66 Pa.C.S. § 102, as it is engaged in transporting passengers in the Commonwealth of Pennsylvania for compensation.

6. The Commission issued Respondent a Certificate of Public Convenience on or about February 19, 2010, at A-2009-2123259, for paratransit authority.

7. Section 501(a) of the Public Utility Code, 66 Pa.C.S. § 501(a), authorizes and obligates the Commission to execute and enforce the provisions of the Public Utility Code.

8. Section 701 of the Public Utility Code, 66 Pa.C.S. § 701, authorizes the Commission to, inter alia, hear and determine complaints against public utilities for a violation of any law or regulation that the Commission has jurisdiction to administer.

9. Section 3301 of the Public Utility Code, 66 Pa.C.S. § 3301, authorizes the Commission to impose civil penalties on any public utility, or any other person or corporation subject to the Commission’s authority, for violation(s) of the Public Utility Code and/or Commission regulations. Section 3301(a)-(b) of the Public Utility Code, 66 Pa.C.S. § 3301(a)-(b), allows for the imposition of a separate civil penalty for each violation and each day’s continuance of such violation(s).

10. Respondent, in transporting passengers as a common carrier for compensation, is subject to the power and authority of this Commission pursuant to Section 501(c) of the Public Utility Code, 66 Pa.C.S. § 501(c), which requires a public utility to comply with Commission regulations.

11. Pursuant to the provisions of the applicable Commonwealth statutes and regulations, the Commission has jurisdiction over the subject matter of this complaint and the actions of Respondent related thereto.

Factual Background

12. On or about September 7, 2016, the Commission mailed to Respondent, by certified mail, an assessment invoice for the July 1, 2016 to June 30, 2017 Fiscal Year (“2016-2017 Fiscal Year”) that was based, in part, on revenues for the 2015 calendar year that Respondent reported to the Commission in its 2015 Assessment Report. Respondent’s assessment was \$8,139.

13. Accompanying the assessment invoice was a notice that informed Respondent that it was obligated to pay the amount listed on the assessment invoice within thirty (30) days or file objections within fifteen (15) days.

14. On September 16, 2016, Respondent signed a certified mail card, which indicated that it received the assessment invoice and notice of assessment for the 2016-2017 Fiscal Year.

15. On November 22, 2016, Respondent filed an objection to its 2016-2017 Fiscal Year Assessment claiming that it reported incorrect gross intrastate operating revenues on its 2015 Assessment Report and requested that its 2016-2017 Fiscal Year Assessment be adjusted accordingly.

16. By Secretarial Letter dated December 7, 2016, the Commission notified Respondent that it was unable to consider Respondent’s objection because it was untimely filed in accordance with Section 510(c) of the Public Utility Code, 66 Pa.C.S. § 510(c).

17. On or about February 14, 2017, Respondent submitted payment in the amount of \$500 to be applied towards its 2016-2017 Fiscal Year Assessment.

18. Respondent failed to fully pay the amount of the 2016-2017 Fiscal Year Assessment Invoice.

19. The total outstanding assessment balance for Respondent related to the 2016-2017 Fiscal Year is \$7,639.

Violation

20. That Respondent failed to satisfy its 2016-2017 Fiscal Year Assessment in that it did not pay the full amount due within thirty (30) days of receipt of the invoice. If proven, this is a violation of Section 510(c) of the Public Utility Code, 66 Pa.C.S. § 510(c). The Bureau of Investigation and Enforcement’s proposed civil penalty for this violation is 15% of the outstanding assessment balance or \$ 1,146.²³ This civil penalty, consistent with past Commission decisions,²⁴ is based on Respondent’s acceptable history of compliance with the Public Utility Code and Commission’s regulations,²⁵ the amount of Respondent’s outstanding assessment balance related to the 2016-2017 Fiscal Year, and the need to deter future violations of the Public Utility Code and the Commission’s regulations pursuant to 52 Pa. Code § 69.1201.²⁶

Wherefore, for all the foregoing reasons, the Pennsylvania Public Utility Commission’s Bureau of Investigation and Enforcement respectfully requests that:

(a) Respondent be ordered to pay a total of \$8,785, which consists of its outstanding assessment balance of \$7,639 and a total civil penalty of \$1,146 for the above described violation. Said payment should be made by certified check or money order, made payable to the “Commonwealth of Pennsylvania” with the docket number of this proceeding listed, and mailed to the Secretary’s Bureau of the Commission; and

(b) If payment of the assessment and civil penalty is not made, the Bureau of Investigation and Enforcement requests that:

(1) the Commission issue an Order to cancel the Certificate of Public Convenience issued to Respondent;

(2) this matter be referred to the Pennsylvania Office of Attorney General for appropriate action; and

(3) the Commission certify automobile registrations to the Pennsylvania Department of Transportation for suspension or revocation.

Respectfully submitted,
Kourtney L. Myers
Prosecutor

Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265
717.705.4366
komyers@pa.gov

Date: January 8, 2018

²³ I&E anticipates that this level of penalty will provide a sufficient deterrent against future violations by Respondent.

²⁴ See *Pa. Pub. Util. Comm’n v. Juan Genet Enter., LLC t/a Safe Destinations*, Docket No. C-2014-2450660 (Order entered August 3, 2017); *Pa. Pub. Util. Comm’n v. Leo Movers & Storage, Inc.*, Docket No. C-2015-2494528 (Order entered August 3, 2017); *Pa. Pub. Util. Comm’n v. Hoffman Landscaping & Trucking, LLP*, Docket No. C-2015-2495061 (Order entered September 21, 2017); *Pa. Pub. Util. Comm’n v. Deer Haven, LLP*, Docket No. C-2015-2498095 (Order entered October 26, 2017); *Pa. Pub. Util. Comm’n v. Reach for the Stars Limousine Serv. Inc.*, Docket No. C-2015-2499276 (Order entered October 26, 2017).

²⁵ A review of the Commission’s records for a period of three (3) years prior to the date of the filing of this Complaint demonstrates that Respondent has an acceptable compliance history with the Commission.

²⁶ The Commission promulgated a Policy Statement at 52 Pa. Code § 69.1201 as a guideline that sets forth ten factors that are to be considered when evaluating whether and to what extent a civil penalty for violating a Commission order, regulation, or statute is warranted. Among these factors are the compliance history of the regulated entity that committed the violation, the amount of the civil penalty necessary to deter future violations, and past Commission decisions in similar situations. 52 Pa. Code §§ 69.1201(c)(6), (8), (9).

VERIFICATION

I, Yvonne Hess, Chief of Finance and Assessments, Bureau of Administrative Services, Finance and Assessment Section, hereby state that the facts above set forth are true and correct to the best of my knowledge, information, and belief and that I expect the Bureau will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: January 8, 2018

Yvonne Hess, Chief of Finance and Assessments
Finance and Assessment Section
Bureau of Administrative Services
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the requested relief.

C. You may elect not to contest this Complaint by paying the past due assessment and civil penalty within 20 days. Send only a certified check or money order made payable to the "Commonwealth of Pennsylvania," with the docket number indicated, and mail to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the requested relief set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law

Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

G. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

—————

**Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. David M. Saul;
Docket No. C-2018-2641735**

COMPLAINT

Now Comes the Bureau of Investigation and Enforcement ("I&E") of the Pennsylvania Public Utility Commission ("Commission"), by its prosecuting attorneys, and files this Complaint against David M. Saul ("Respondent"), pursuant to Section 701 of the Public Utility Code, 66 Pa.C.S. § 701. In support of its Complaint, I&E respectfully represents the following:

Parties and Jurisdiction

1. The Pennsylvania Public Utility Commission, with a mailing address of P.O. Box 3265, Harrisburg, PA 17105-3265, is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth pursuant to the Public Utility Code, 66 Pa.C.S. §§ 101, et seq.

2. Complainant is the Commission's Bureau of Investigation and Enforcement and is the entity established by statute to prosecute complaints against public utilities pursuant to 66 Pa.C.S. § 308.2(a)(11). See also Implementation of Act 129 of 2008; Organization of Bureaus and Offices, Docket No. M-2008-2071852 (Order entered August 11, 2011) at 5 (transferring authority to prosecute assessment cases to I&E).

3. Complainant is represented by:

Kourtney L. Myers
Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265
717.705.4366
komyers@pa.gov

Timothy K. McHugh
Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265
717.772.8582
timchugh@pa.gov

Michael L. Swindler
Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

4. Respondent is David M. Saul and maintains his principal place of business at 469 Isle Road, Butler, PA 16001, Attention: David M. Saul.

5. Respondent is a “public utility” as that term is defined at 66 Pa.C.S. § 102, as he is engaged in transporting property in the Commonwealth of Pennsylvania for compensation.

6. The Commission issued Respondent a Certificate of Public Convenience on or about October 24, 2006, at A-00123123, for truck authority.

7. Section 501(a) of the Public Utility Code, 66 Pa.C.S. § 501(a), authorizes and obligates the Commission to execute and enforce the provisions of the Public Utility Code.

8. Section 701 of the Public Utility Code, 66 Pa.C.S. § 701, authorizes the Commission to, inter alia, hear and determine complaints against public utilities for a violation of any law or regulation that the Commission has jurisdiction to administer.

9. Section 3301 of the Public Utility Code, 66 Pa.C.S. § 3301, authorizes the Commission to impose civil penalties on any public utility, or any other person or corporation subject to the Commission’s authority, for violation(s) of the Public Utility Code and/or Commission regulations. Section 3301(a)-(b) of the Public Utility Code, 66 Pa.C.S. § 3301(a)-(b), allows for the imposition of a separate civil penalty for each violation and each day’s continuance of such violation(s).

10. Respondent, in transporting property as a common carrier for compensation, is subject to the power and authority of this Commission pursuant to Section 501(c) of the Public Utility Code, 66 Pa.C.S. § 501(c), which requires a public utility to comply with Commission regulations.

11. Pursuant to the provisions of the applicable Commonwealth statutes and regulations, the Commission has jurisdiction over the subject matter of this complaint and the actions of Respondent related thereto.

Factual Background

PRIOR ASSESSMENT-RELATED COMPLAINT

12. On May 3, 2016, I&E filed a Complaint against Respondent at Docket No. C-2016-2543173, alleging that Respondent violated Section 510(b)-(c) of the Public Utility Code, 66 Pa.C.S. § 510(b)-(c), by failing to file an assessment report for the 2014 calendar year and satisfy his assessment for the July 1, 2015 to June 30, 2016 Fiscal Year (“2015-2016 Fiscal Year”) in the amount of \$534. In addition to payment of the outstanding assessment, I&E sought payment of a civil penalty in the amount of \$1,080.

13. On August 12, 2016, I&E filed a Motion for Default Judgment (“Motion”) due to Respondent’s failure to file an Answer to I&E’s Complaint at Docket No. C-2016-2543173. In its Motion, I&E requested that Respondent be ordered to pay his outstanding assessment and the requested civil penalty.

14. The Commission entered an Opinion and Order on September 21, 2017, granting I&E’s Motion and modifying the civil penalty requested in I&E’s Motion from \$1,080 to \$580.

15. On October 10, 2017, Respondent, paid his outstanding assessment for the 2015-2016 Fiscal Year and the modified civil penalty as directed in the Commission’s Order.

2016-2017 FISCAL YEAR

16. On or about September 7, 2016, the Commission mailed to Respondent, by first class mail, an assessment

invoice for the July 1, 2016 to June 30, 2017 Fiscal Year (“2016-2017 Fiscal Year”) that was based, in part, on revenues for the 2015 calendar year that Respondent reported to the Commission in his 2015 Assessment Report. Respondent’s assessment was \$179.

17. Accompanying the assessment invoice was a notice that informed Respondent that he was obligated to pay the amount listed on the assessment invoice within thirty (30) days or file objections within fifteen (15) days.

18. While there is no record that the assessment invoice and notice of assessment were returned in the mail to the Commission as being undeliverable, on October 27, 2016, the Commission re-mailed to Respondent, by certified mail, the assessment invoice and notice of assessment since Respondent did not pay the amount listed on the assessment invoice within thirty (30) days or file objections within fifteen (15) days.

19. The assessment invoice and notice of assessment were mailed to Respondent at 469 Isle Road, Butler, PA 16001, which is the mailing address that Respondent provided to the Commission for assessment purposes.

20. On or about November 28, 2016, the assessment invoice and notice of assessment that the Commission mailed to Respondent, via certified mail, were returned to the Commission and marked “unclaimed” with no forwarding address.

21. Respondent is obligated to promptly apprise the Commission of changes to its current address pursuant to Section 1.53(d) of the Commission’s regulations, 52 Pa. Code § 1.53(d).

22. The Commission was unable to effectively serve the 2016-2017 Fiscal Year Assessment Invoice and notice of assessment upon Respondent due to Respondent’s failure to provide the Commission with his current address or claim the certified mailing.

23. The Commission received no objections from Respondent to the assessment amount set forth in the 2016-2017 Fiscal Year Assessment Invoice.

24. Respondent failed to pay the amount of the 2016-2017 Fiscal Year Assessment Invoice.

25. The total outstanding assessment balance for Respondent related to the 2016-2017 Fiscal Year is \$179.

Violation

26. That Respondent failed to satisfy his 2016-2017 Fiscal Year Assessment in that he did not pay the amount due within thirty (30) days of receipt of the invoice. If proven, this is a violation of Section 510(c) of the Public Utility Code, 66 Pa.C.S. § 510(c). The Bureau of Investigation and Enforcement’s proposed civil penalty for this violation is 25% of the outstanding assessment balance or a minimum of \$100, whichever is greater. Therefore, I&E’s proposed civil penalty for this violation is \$100.²⁷ This civil penalty, consistent with past Commission decisions,²⁸ is based on Respondent’s unacceptable history of compliance with the Public Utility Code and Commission’s regulations,²⁹ the amount of Respondent’s outstand-

²⁷ I&E anticipates that this level of penalty will provide a sufficient deterrent against future violations by Respondent.

²⁸ See *Pa. Pub. Util. Comm’n v. Juan Genet Enter., LLC t/a Safe Destinations*, Docket No. C-2014-2450660 (Order entered August 3, 2017); *Pa. Pub. Util. Comm’n v. Leo Movers & Storage, Inc.*, Docket No. C-2015-2494528 (Order entered August 3, 2017); *Pa. Pub. Util. Comm’n v. Hoffman Landscaping & Trucking, LLP*, Docket No. C-2015-2495061 (Order entered September 21, 2017); *Pa. Pub. Util. Comm’n v. Deer Haven, LLP*, Docket No. C-2015-2498095 (Order entered October 26, 2017); *Pa. Pub. Util. Comm’n v. Reach for the Stars Limousine Serv. Inc.*, Docket No. C-2015-2499276 (Order entered October 26, 2017).

²⁹ A review of the Commission’s records for a period of three (3) years prior to the date of the filing of this Complaint demonstrates that Respondent has an unacceptable

ing assessment balance related to the 2016-2017 Fiscal Year, and the need to deter future violations of the Public Utility Code and the Commission's regulations pursuant to 52 Pa. Code § 69.1201.³⁰

Wherefore, for all the foregoing reasons, the Pennsylvania Public Utility Commission's Bureau of Investigation and Enforcement respectfully requests that:

(a) Respondent be ordered to pay a total of \$279, which consists of his outstanding assessment balance of \$179 and a total civil penalty of \$100 for the above described violation. Said payment should be made by certified check or money order, made payable to the "Commonwealth of Pennsylvania" with the docket number of this proceeding listed, and mailed to the Secretary's Bureau of the Commission;

(b) Respondent be directed to update his address with the Commission; and

(c) If payment of the assessment and civil penalty is not made, the Bureau of Investigation and Enforcement requests that:

(1) the Commission issue an Order to cancel the Certificate of Public Convenience issued to Respondent;

(2) this matter be referred to the Pennsylvania Office of Attorney General for appropriate action; and

(3) the Commission certify automobile registrations to the Pennsylvania Department of Transportation for suspension or revocation.

Respectfully submitted,
Kourtney L. Myers
Prosecutor

Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265
717.705.4366
komyers@pa.gov

Date: January 9, 2018

VERIFICATION

I, Yvonne Hess, Chief of Finance and Assessments, Bureau of Administrative Services, Finance and Assessment Section, hereby state that the facts above set forth are true and correct to the best of my knowledge, information, and belief and that I expect the Bureau will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: January 9, 2018

Yvonne Hess, Chief of Finance and Assessments
Finance and Assessment Section
Bureau of Administrative Services
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

compliance history with the Commission as Respondent failed to file his 2014 Assessment Report and timely pay his 2015-2016 Fiscal Year Assessment to the Commission. See supra ¶¶ 12-15.

³⁰ The Commission promulgated a Policy Statement at 52 Pa. Code § 69.1201 as a guideline that sets forth ten factors that are to be considered when evaluating whether and to what extent a civil penalty for violating a Commission order, regulation, or statute is warranted. Among these factors are the compliance history of the regulated entity that committed the violation, the amount of the civil penalty necessary to deter future violations, and past Commission decisions in similar situations. 52 Pa. Code §§ 69.1201(c)(6), (8), (9).

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the requested relief.

C. You may elect not to contest this Complaint by paying the past due assessment and civil penalty within 20 days. Send only a certified check or money order made payable to the "Commonwealth of Pennsylvania," with the docket number indicated, and mail to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the requested relief set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

G. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. William D. Mercer, Jr.; Docket No. C-2018-2641950

COMPLAINT

Now Comes the Bureau of Investigation and Enforcement ("I&E") of the Pennsylvania Public Utility Commis-

sion (“Commission”), by its prosecuting attorneys, and files this Complaint against William D. Mercer, Jr. (“Respondent”), pursuant to Section 701 of the Public Utility Code, 66 Pa.C.S. § 701. In support of its Complaint, I&E respectfully represents the following:

Parties and Jurisdiction

1. The Pennsylvania Public Utility Commission, with a mailing address of P.O. Box 3265, Harrisburg, PA 17105-3265, is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth pursuant to the Public Utility Code, 66 Pa.C.S. §§ 101, et seq.

2. Complainant is the Commission’s Bureau of Investigation and Enforcement and is the entity established by statute to prosecute complaints against public utilities pursuant to 66 Pa.C.S. § 308.2(a)(11). See also Implementation of Act 129 of 2008; Organization of Bureaus and Offices, Docket No. M-2008-2071852 (Order entered August 11, 2011) at 5 (transferring authority to prosecute assessment cases to I&E).

3. Complainant is represented by:

Kourtney L. Myers
Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265
717.705.4366
komyers@pa.gov

Timothy K. McHugh
Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265
717.772.8582
timchugh@pa.gov

Michael L. Swindler
Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

4. Respondent is William D. Mercer, Jr. and maintains his principal place of business at 336 Montmorenci Road, Ridgway, PA 15853, Attention: William D. Mercer, Jr.

5. Respondent is a “public utility” as that term is defined at 66 Pa.C.S. § 102, as he is engaged in transporting property in the Commonwealth of Pennsylvania for compensation.

6. The Commission issued Respondent a Certificate of Public Convenience on or about June 1, 2010, at A-2010-2169665, for truck authority.

7. Section 501(a) of the Public Utility Code, 66 Pa.C.S. § 501(a), authorizes and obligates the Commission to execute and enforce the provisions of the Public Utility Code.

8. Section 701 of the Public Utility Code, 66 Pa.C.S. § 701, authorizes the Commission to, inter alia, hear and determine complaints against public utilities for a violation of any law or regulation that the Commission has jurisdiction to administer.

9. Section 3301 of the Public Utility Code, 66 Pa.C.S. § 3301, authorizes the Commission to impose civil penalties on any public utility, or any other person or corpora-

tion subject to the Commission’s authority, for violation(s) of the Public Utility Code and/or Commission regulations. Section 3301(a)-(b) of the Public Utility Code, 66 Pa.C.S. § 3301(a)-(b), allows for the imposition of a separate civil penalty for each violation and each day’s continuance of such violation(s).

10. Respondent, in transporting property as a common carrier for compensation, is subject to the power and authority of this Commission pursuant to Section 501(c) of the Public Utility Code, 66 Pa.C.S. § 501(c), which requires a public utility to comply with Commission regulations.

11. Pursuant to the provisions of the applicable Commonwealth statutes and regulations, the Commission has jurisdiction over the subject matter of this complaint and the actions of Respondent related thereto.

Factual Background

PRIOR ASSESSMENT-RELATED COMPLAINT

12. On July 1, 2016, I&E filed a Complaint against Respondent at Docket No. C-2016-2554237, alleging that Respondent violated Section 510(c) of the Public Utility Code, 66 Pa.C.S. § 510(c), by failing to satisfy his assessment for the July 1, 2015 to June 30, 2016 Fiscal Year (“2015-2016 Fiscal Year”) in the amount of \$5,001. In addition to payment of the outstanding assessment, I&E sought payment of a civil penalty in the amount of \$750.

13. On December 4, 2017, I&E filed a Certificate of Satisfaction pursuant to 52 Pa. Code § 5.24, noting that Respondent satisfied his outstanding assessment for the 2015-2016 Fiscal Year and the civil penalty sought in I&E’s Complaint.

2016-2017 FISCAL YEAR

14. On or about February 14, 2016, the Commission mailed to Respondent an assessment report for Respondent to report his gross intrastate operating revenues for the 2015 calendar year.

15. The assessment report was accompanied by a letter, which notified Respondent that the report was to be completed and returned to the Commission on or before March 31, 2016.

16. Respondent failed to file an assessment report stating his 2015 calendar year revenues.

17. On or about September 7, 2016, the Commission mailed to Respondent, by certified mail, an assessment invoice for the July 1, 2016 to June 30, 2017 Fiscal Year (“2016-2017 Fiscal Year”) that was based, in part, on Respondent’s estimated revenues for the 2015 calendar year. Respondent’s assessment was \$4,140.

18. Accompanying the assessment invoice was a notice that informed Respondent that he was obligated to pay the amount listed on the assessment invoice within thirty (30) days or file objections within fifteen (15) days.

19. The assessment invoice and notice of assessment were mailed to Respondent at 336 Montmorenci Road, Ridgway, PA 15853.

20. On September 19, 2016, the assessment invoice and notice of assessment were returned to the Commission by the United States Postal Service with no forwarding address.

21. On or about September 19, 2016, the Commission re-mailed to Respondent, by first class mail, the assessment invoice and notice of assessment.

22. On September 28, 2016, the assessment invoice and notice of assessment were returned to the Commission by the United States Postal Service and marked "Temporarily Away."

23. On or about October 11, 2016, the Commission re-mailed to Respondent, by first class mail, the assessment invoice and notice of assessment.

24. On October 20, 2016, the assessment invoice and notice of assessment were returned to the Commission by the United States Postal Service and marked "Temporarily Away."

25. Respondent is obligated to promptly apprise the Commission of changes to its current address pursuant to Section 1.53(d) of the Commission's regulations, 52 Pa. Code § 1.53(d).

26. The Commission was unable to effectively serve the 2016-2017 Fiscal Year Assessment Invoice and notice of assessment upon Respondent due to Respondent's failure to provide the Commission with its current address.

27. The Commission received no objections from Respondent to the assessment amount set forth in the 2016-2017 Fiscal Year Assessment Invoice.

28. Respondent failed to pay the amount of the 2016-2017 Fiscal Year Assessment Invoice.

29. The total outstanding assessment balance for Respondent related to the 2016-2017 Fiscal Year is \$4,140.

Violations

COUNT 1

30. That Respondent failed to report his gross intrastate operating revenues for the 2015 calendar year in that he did not file an assessment report for that year. If proven, this is a violation of Section 510(b) of the Public Utility Code, 66 Pa.C.S. § 510(b). The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$1,000.³¹ This civil penalty, consistent with past Commission decisions,³² is based on Respondent's unacceptable history of compliance with the Public Utility Code and Commission's regulations,³³ the amount of Respondent's outstanding assessment balance related to the 2016-2017 Fiscal Year, and the need to deter future violations of the Public Utility Code and the Commission's regulations pursuant to 52 Pa. Code § 69.1201.³⁴

COUNT 2

31. That Respondent failed to satisfy his 2016-2017 Fiscal Year Assessment in that he did not pay the amount due within thirty (30) days of receipt of the invoice. If proven, this is a violation of Section 510(c) of the Public Utility Code, 66 Pa.C.S. § 510(c). The Bureau of Investigation and Enforcement's proposed civil penalty for this

³¹ I&E anticipates that this level of penalty will provide a sufficient deterrent against future violations by Respondent.

³² See *Pa. Pub. Util. Comm'n v. Juan Genet Enter., LLC t/a Safe Destinations*, Docket No. C-2014-2450660 (Order entered August 3, 2017); *Pa. Pub. Util. Comm'n v. Leo Movers & Storage, Inc.*, Docket No. C-2015-2494528 (Order entered August 3, 2017); *Pa. Pub. Util. Comm'n v. Hoffman Landscaping & Trucking, LLP*, Docket No. C-2015-2495061 (Order entered September 21, 2017); *Pa. Pub. Util. Comm'n v. Deer Haven, LLP*, Docket No. C-2015-2498095 (Order entered October 26, 2017); *Pa. Pub. Util. Comm'n v. Reach for the Stars Limousine Serv. Inc.*, Docket No. C-2015-2499276 (Order entered October 26, 2017).

³³ A review of the Commission's records for a period of three (3) years prior to the date of the filing of this Complaint demonstrates that Respondent has an unacceptable compliance history with the Commission as Respondent failed to timely pay his 2015-2016 Fiscal Year Assessment of \$5,001 to the Commission. See supra ¶¶ 12-13. Respondent also failed to update his current address with the Commission. See supra ¶¶ 20-24.

³⁴ The Commission promulgated a Policy Statement at 52 Pa. Code § 69.1201 as a guideline that sets forth ten factors that are to be considered when evaluating whether and to what extent a civil penalty for violating a Commission order, regulation, or statute is warranted. Among these factors are the compliance history of the regulated entity that committed the violation, the amount of the civil penalty necessary to deter future violations, and past Commission decisions in similar situations. 52 Pa. Code §§ 69.1201(c)(6), (8), (9).

violation is 25% of the outstanding assessment balance or \$1,035.³⁵ This civil penalty, consistent with past Commission decisions,³⁶ is based on Respondent's unacceptable history of compliance with the Public Utility Code and Commission's regulations,³⁷ the amount of Respondent's outstanding assessment balance related to the 2016-2017 Fiscal Year, and the need to deter future violations of the Public Utility Code and the Commission's regulations pursuant to 52 Pa. Code § 69.1201.

Wherefore, for all the foregoing reasons, the Pennsylvania Public Utility Commission's Bureau of Investigation and Enforcement respectfully requests that:

(a) Respondent be ordered to pay a total of \$6,175, which consists of his outstanding assessment balance of \$4,140 and a total civil penalty of \$2,035 for the above described violations. Said payment should be made by certified check or money order, made payable to the "Commonwealth of Pennsylvania" with the docket number of this proceeding listed, and mailed to the Secretary's Bureau of the Commission;

(b) Respondent be directed to file assessment reports on a going-forward basis;

(c) Respondent be directed to update his address with the Commission; and

(d) If payment of the assessment and civil penalty is not made, the Bureau of Investigation and Enforcement requests that:

(1) the Commission issue an Order to cancel the Certificate of Public Convenience issued to Respondent;

(2) this matter be referred to the Pennsylvania Office of Attorney General for appropriate action; and

(3) the Commission certify automobile registrations to the Pennsylvania Department of Transportation for suspension or revocation.

Respectfully submitted,
Kourtney L. Myers
Prosecutor

Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265
717.705.4366
komyers@pa.gov

Date: January 10, 2018

VERIFICATION

I, Yvonne Hess, Chief of Finance and Assessments, Bureau of Administrative Services, Finance and Assessment Section, hereby state that the facts above set forth are true and correct to the best of my knowledge, information, and belief and that I expect the Bureau will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: January 10, 2018

Yvonne Hess, Chief of Finance and Assessments
Finance and Assessment Section
Bureau of Administrative Services
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

³⁵ I&E anticipates that this level of penalty will provide a sufficient deterrent against future violations by Respondent.

³⁶ See supra note 2.

³⁷ See supra note 3.

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
 Pennsylvania Public Utility Commission
 P.O. Box 3265
 Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
 Pennsylvania Public Utility Commission
 Bureau of Investigation and Enforcement
 P.O. Box 3265
 Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the requested relief.

C. You may elect not to contest this Complaint by paying the past due assessment and civil penalty within 20 days. Send only a certified check or money order made payable to the "Commonwealth of Pennsylvania," with the docket number indicated, and mailed to:

Rosemary Chiavetta, Secretary
 Pennsylvania Public Utility Commission
 P.O. Box 3265
 Harrisburg, PA 17105-3265

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the requested relief set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

G. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Joyce Joyner Puckett; Docket No. C-2018-2643836

COMPLAINT

Now Comes the Bureau of Investigation and Enforcement ("I&E") of the Pennsylvania Public Utility Commission ("Commission"), by its prosecuting attorneys, and files this Complaint against Joyce Joyner Puckett ("Respondent"), pursuant to Section 701 of the Public Utility Code, 66 Pa.C.S. § 701. In support of its Complaint, I&E respectfully represents the following:

Parties and Jurisdiction

Parties and Jurisdiction

1. The Pennsylvania Public Utility Commission, with a mailing address of P.O. Box 3265, Harrisburg, PA 17105-3265, is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth pursuant to the Public Utility Code, 66 Pa.C.S. §§ 101, et seq.

2. Complainant is the Commission's Bureau of Investigation and Enforcement and is the entity established by statute to prosecute complaints against public utilities pursuant to 66 Pa.C.S. § 308.2(a)(11). See also Implementation of Act 129 of 2008; Organization of Bureaus and Offices, Docket No. M-2008-2071852 (Order entered August 11, 2011) at 5 (transferring authority to prosecute assessment cases to I&E).

3. Complainant is represented by:

Kourtney L. Myers
 Prosecutor
 Pennsylvania Public Utility Commission
 Bureau of Investigation and Enforcement
 P.O. Box 3265
 Harrisburg, PA 17105-3265
 717.705.4366
komyers@pa.gov

Timothy K. McHugh
 Prosecutor
 Pennsylvania Public Utility Commission
 Bureau of Investigation and Enforcement
 P.O. Box 3265
 Harrisburg, PA 17105-3265
 717.772.8582
timchugh@pa.gov

Michael L. Swindler
 Deputy Chief Prosecutor
 Pennsylvania Public Utility Commission
 Bureau of Investigation and Enforcement
 P.O. Box 3265
 Harrisburg, PA 17105-3265

4. Respondent is Joyce Joyner Puckett and maintains her principal place of business at 35 Blackburn Road, Quarryville, PA 17566, Attention: Joyce Joyner Puckett.

5. Respondent is a "public utility" as that term is defined at 66 Pa.C.S. § 102, as she is engaged in transporting passengers in the Commonwealth of Pennsylvania for compensation.

6. The Commission issued Respondent a Certificate of Public Convenience on or about June 4, 2003, at A-00119401, for paratransit authority.

7. Section 501(a) of the Public Utility Code, 66 Pa.C.S. § 501(a), authorizes and obligates the Commission to execute and enforce the provisions of the Public Utility Code.

8. Section 701 of the Public Utility Code, 66 Pa.C.S. § 701, authorizes the Commission to, inter alia, hear and determine complaints against public utilities for a violation of any law or regulation that the Commission has jurisdiction to administer.

9. Section 3301 of the Public Utility Code, 66 Pa.C.S. § 3301, authorizes the Commission to impose civil penalties on any public utility, or any other person or corpora-

tion subject to the Commission's authority, for violation(s) of the Public Utility Code and/or Commission regulations. Section 3301(a)-(b) of the Public Utility Code, 66 Pa.C.S. § 3301(a)-(b), allows for the imposition of a separate civil penalty for each violation and each day's continuance of such violation(s).

10. Respondent, in transporting passengers as a common carrier for compensation, is subject to the power and authority of this Commission pursuant to Section 501(c) of the Public Utility Code, 66 Pa.C.S. § 501(c), which requires a public utility to comply with Commission regulations.

11. Pursuant to the provisions of the applicable Commonwealth statutes and regulations, the Commission has jurisdiction over the subject matter of this complaint and the actions of Respondent related thereto.

Factual Background

12. On or about February 14, 2016, the Commission mailed to Respondent an assessment report for Respondent to report her gross intrastate operating revenues for the 2015 calendar year.

13. The assessment report was accompanied by a letter, which notified Respondent that the report was to be completed and returned to the Commission on or before March 31, 2016.

14. Respondent failed to file an assessment report stating her 2015 calendar year revenues.

15. On or about November 9, 2017, the Commission mailed to Respondent, by certified mail, an assessment invoice for the July 1, 2016 to June 30, 2017 Fiscal Year ("2016-2017 Fiscal Year") that was based, in part, on Respondent's estimated revenues for the 2015 calendar year. Respondent's assessment was \$199.

16. Accompanying the assessment invoice was a notice that informed Respondent that she was obligated to pay the amount listed on the assessment invoice within thirty (30) days or file objections within fifteen (15) days.

17. The assessment invoice and notice of assessment were mailed to Respondent at 35 Blackburn Road, Quarryville, PA 17566, which is the mailing address that Respondent provided to the Commission for assessment purposes.

18. On or about November 21, 2017, the assessment invoice and notice of assessment were returned to the Commission and marked "temporarily away" with no forwarding address.

19. Respondent is obligated to promptly apprise the Commission of changes to her current address pursuant to Section 1.53(d) of the Commission's regulations, 52 Pa. Code § 1.53(d).

20. The Commission was unable to effectively serve the 2016-2017 Fiscal Year Assessment Invoice and notice of assessment upon Respondent due to Respondent's failure to provide the Commission with her current address.

21. The Commission received no objections from Respondent to the assessment amount set forth in the 2016-2017 Fiscal Year Assessment Invoice.

22. Respondent failed to pay the amount of the 2016-2017 Fiscal Year Assessment Invoice.

23. The total outstanding assessment balance for Respondent related to the 2016-2017 Fiscal Year is \$199.

Violations

COUNT 1

24. That Respondent failed to report her gross intrastate operating revenues for the 2015 calendar year in that she did not file an assessment report for that year. If proven, this is a violation of Section 510(b) of the Public Utility Code, 66 Pa.C.S. § 510(b). The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$250.³⁸ This civil penalty, consistent with past Commission decisions,³⁹ is based on Respondent's acceptable history of compliance with the Public Utility Code and Commission's regulations,⁴⁰ the amount of Respondent's outstanding assessment balance related to the 2016-2017 Fiscal Year, and the need to deter future violations of the Public Utility Code and the Commission's regulations pursuant to 52 Pa. Code § 69.1201.⁴¹

COUNT 2

25. That Respondent failed to satisfy her 2016-2017 Fiscal Year Assessment in that she did not pay the amount due within thirty (30) days of receipt of the invoice. If proven, this is a violation of Section 510(c) of the Public Utility Code, 66 Pa.C.S. § 510(c). The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is 15% of the outstanding assessment balance or a minimum of \$50, whichever is greater. Therefore, I&E's proposed civil penalty for this violation is \$50.⁴² This civil penalty, consistent with past Commission decisions,⁴³ is based on Respondent's acceptable history of compliance with the Public Utility Code and Commission's regulations,⁴⁴ the amount of Respondent's outstanding assessment balance related to the 2016-2017 Fiscal Year, and the need to deter future violations of the Public Utility Code and the Commission's regulations pursuant to 52 Pa. Code § 69.1201.

Wherefore, for all the foregoing reasons, the Pennsylvania Public Utility Commission's Bureau of Investigation and Enforcement respectfully requests that:

(a) Respondent be ordered to pay a total of \$499, which consists of her outstanding assessment balance of \$199 and a total civil penalty of \$300 for the above described violations. Said payment should be made by certified check or money order, made payable to the "Commonwealth of Pennsylvania" with the docket number of this proceeding listed, and mailed to the Secretary's Bureau of the Commission;

(b) Respondent be directed to update her address with the Commission;

(c) Respondent be directed to file assessment reports on a going-forward basis; and

³⁸ I&E anticipates that this level of penalty will provide a sufficient deterrent against future violations by Respondent.

³⁹ See *Pa. Pub. Util. Comm'n v. Juan Genet Enter., LLC ta Safe Destinations*, Docket No. C-2014-2450660 (Order entered August 3, 2017); *Pa. Pub. Util. Comm'n v. Leo Movers & Storage, Inc.*, Docket No. C-2015-2494528 (Order entered August 3, 2017); *Pa. Pub. Util. Comm'n v. Hoffman Landscaping & Trucking, LLP*, Docket No. C-2015-2495061 (Order entered September 21, 2017); *Pa. Pub. Util. Comm'n v. Deer Haven, LLP*, Docket No. C-2015-2498095 (Order entered October 26, 2017); *Pa. Pub. Util. Comm'n v. Reach for the Stars Limousine Serv. Inc.*, Docket No. C-2015-2499276 (Order entered October 26, 2017).

⁴⁰ A review of the Commission's records for a period of three (3) years prior to the date of the filing of this Complaint demonstrates that Respondent has an acceptable compliance history with the Commission.

⁴¹ The Commission promulgated a Policy Statement at 52 Pa. Code § 69.1201 as a guideline that sets forth ten factors that are to be considered when evaluating whether and to what extent a civil penalty for violating a Commission order, regulation, or statute is warranted. Among these factors are the compliance history of the regulated entity that committed the violation, the amount of the civil penalty necessary to deter future violations, and past Commission decisions in similar situations. 52 Pa. Code §§ 69.1201(c)(6), (8), (9).

⁴² I&E anticipates that this level of penalty will provide a sufficient deterrent against future violations by Respondent.

⁴³ See supra note 2.

⁴⁴ See supra note 3.

(d) If payment of the assessment and civil penalty is not made, the Bureau of Investigation and Enforcement requests that:

(1) the Commission issue an Order to cancel the Certificate of Public Convenience issued to Respondent;

(2) this matter be referred to the Pennsylvania Office of Attorney General for appropriate action; and

(3) the Commission certify automobile registrations to the Pennsylvania Department of Transportation for suspension or revocation.

Respectfully submitted,
Kourtney L. Myers
Prosecutor

Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265
717.705.4366
komyers@pa.gov

Date: January 22, 2018

VERIFICATION

I, Yvonne Hess, Chief of Finance and Assessments, Bureau of Administrative Services, Finance and Assessment Section, hereby state that the facts above set forth are true and correct to the best of my knowledge, information, and belief and that I expect the Bureau will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: January 22, 2018

Yvonne Hess, Chief of Finance and Assessments
Finance and Assessment Section
Bureau of Administrative Services
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the requested relief.

C. You may elect not to contest this Complaint by paying the past due assessment and civil penalty within 20 days. Send only a certified check or money order made payable to the "Commonwealth of Pennsylvania," with the docket number indicated, and mailed to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the requested relief set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

G. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Sterner's Moving and Transporting, Inc.; Docket No. C-2018-2641953

COMPLAINT

Now Comes the Bureau of Investigation and Enforcement ("I&E") of the Pennsylvania Public Utility Commission ("Commission"), by its prosecuting attorneys, and files this Complaint against Sterner's Moving and Transporting, Inc. ("Respondent"), pursuant to Section 701 of the Public Utility Code, 66 Pa.C.S. § 701. In support of its Complaint, I&E respectfully represents the following:

Parties and Jurisdiction

1. The Pennsylvania Public Utility Commission, with a mailing address of P.O. Box 3265, Harrisburg, PA 17105-3265, is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth pursuant to the Public Utility Code, 66 Pa.C.S. §§ 101, et seq.

2. Complainant is the Commission's Bureau of Investigation and Enforcement and is the entity established by statute to prosecute complaints against public utilities pursuant to 66 Pa.C.S. § 308.2(a)(11). See also Implementation of Act 129 of 2008; Organization of Bureaus and Offices, Docket No. M-2008-2071852 (Order entered August 11, 2011) at 5 (transferring authority to prosecute assessment cases to I&E).

3. Complainant is represented by:

Kourtney L. Myers
 Prosecutor
 Pennsylvania Public Utility Commission
 Bureau of Investigation and Enforcement
 P.O. Box 3265
 Harrisburg, PA 17105-3265
 717.705.4366
 komyers@pa.gov

Timothy K. McHugh
 Prosecutor
 Pennsylvania Public Utility Commission
 Bureau of Investigation and Enforcement
 P.O. Box 3265
 Harrisburg, PA 17105-3265
 717.772.8582
 timchugh@pa.gov

Michael L. Swindler
 Deputy Chief Prosecutor
 Pennsylvania Public Utility Commission
 Bureau of Investigation and Enforcement
 P.O. Box 3265
 Harrisburg, PA 17105-3265

4. Respondent is Sterner's Moving and Transporting, Inc. and maintains its principal place of business at P.O. Box 267, Jacobus, PA 17407, Attention: Brandon Ryan Sterner.

5. Respondent is a "public utility" as that term is defined at 66 Pa.C.S. § 102, as it is engaged in transporting property in the Commonwealth of Pennsylvania for compensation.

6. The Commission issued Respondent a Certificate of Public Convenience on or about February 10, 2012, at A-2010-2168219, for household goods authority and on or about November 22, 2013, at A-2013-2381125, for truck authority.

7. Section 501(a) of the Public Utility Code, 66 Pa.C.S. § 501(a), authorizes and obligates the Commission to execute and enforce the provisions of the Public Utility Code.

8. Section 701 of the Public Utility Code, 66 Pa.C.S. § 701, authorizes the Commission to, inter alia, hear and determine complaints against public utilities for a violation of any law or regulation that the Commission has jurisdiction to administer.

9. Section 3301 of the Public Utility Code, 66 Pa.C.S. § 3301, authorizes the Commission to impose civil penalties on any public utility, or any other person or corporation subject to the Commission's authority, for violation(s) of the Public Utility Code and/or Commission regulations. Section 3301(a)-(b) of the Public Utility Code, 66 Pa.C.S. § 3301(a)-(b), allows for the imposition of a separate civil penalty for each violation and each day's continuance of such violation(s).

10. Respondent, in transporting property as a common carrier for compensation, is subject to the power and authority of this Commission pursuant to Section 501(c) of the Public Utility Code, 66 Pa.C.S. § 501(c), which requires a public utility to comply with Commission regulations.

11. Pursuant to the provisions of the applicable Commonwealth statutes and regulations, the Commission has jurisdiction over the subject matter of this complaint and the actions of Respondent related thereto.

Factual Background

12. On or about September 7, 2016, the Commission mailed to Respondent, by first class mail, an assessment invoice for the July 1, 2016 to June 30, 2017 Fiscal Year ("2016-2017 Fiscal Year") that was based, in part, on Respondent's estimated revenues for the 2015 calendar year. Respondent's assessment was \$377.

13. Accompanying the assessment invoice was a notice that informed Respondent that it was obligated to pay the amount listed on the assessment invoice within thirty (30) days or file objections within fifteen (15) days.

14. While there is no record that the assessment invoice and notice of assessment were returned in the mail to the Commission as being undeliverable, on October 27, 2016, the Commission re-mailed to Respondent, by certified mail, the assessment invoice and notice of assessment since Respondent did not pay the amount listed on the assessment invoice within thirty (30) days or file objections within fifteen (15) days.

15. The assessment invoice and notice of assessment were mailed to Respondent at P.O. Box 267, Jacobus, PA 17407, which is the mailing address that Respondent provided to the Commission for assessment purposes.

16. On or about November 22, 2016, the assessment invoice and notice of assessment that the Commission mailed to Respondent, via certified mail, were returned to the Commission and marked "unclaimed" with no forwarding address.

17. Respondent is obligated to promptly apprise the Commission of changes to its current address pursuant to Section 1.53(d) of the Commission's regulations, 52 Pa. Code § 1.53(d).

18. The Commission was unable to effectively serve the 2016-2017 Fiscal Year Assessment Invoice and notice of assessment upon Respondent due to Respondent's failure to provide the Commission with its current address or claim the certified mailing.

19. The Commission received no objections from Respondent to the assessment amount set forth in the 2016-2017 Fiscal Year Assessment Invoice.

20. Respondent failed to pay the amount of the 2016-2017 Fiscal Year Assessment Invoice.

21. The total outstanding assessment balance for Respondent related to the 2016-2017 Fiscal Year is \$377.

Violation

22. That Respondent failed to satisfy its 2016-2017 Fiscal Year Assessment in that it did not pay the amount due within thirty (30) days of receipt of the invoice. If proven, this is a violation of Section 510(c) of the Public Utility Code, 66 Pa.C.S. § 510(c). The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is 15% of the outstanding assessment balance or \$57.⁴⁵ This civil penalty, consistent with past Commission decisions,⁴⁶ is based on Respondent's acceptable history of compliance with the Public Utility Code and Commis-

⁴⁵ I&E anticipates that this level of penalty will provide a sufficient deterrent against future violations by Respondent.

⁴⁶ See *Pa. Pub. Util. Comm'n v. Juan Genet Enter, LLC t/a Safe Destinations*, Docket No. C-2014-2450660 (Order entered August 3, 2017); *Pa. Pub. Util. Comm'n v. Leo Movers & Storage, Inc.*, Docket No. C-2015-2494528 (Order entered August 3, 2017); *Pa. Pub. Util. Comm'n v. Hoffman Landscaping & Trucking, LLP*, Docket No. C-2015-2495061 (Order entered September 21, 2017); *Pa. Pub. Util. Comm'n v. Deer Haven, LLP*, Docket No. C-2015-2498095 (Order entered October 26, 2017); *Pa. Pub. Util. Comm'n v. Reach for the Stars Limousine Serv. Inc.*, Docket No. C-2015-2499276 (Order entered October 26, 2017).

sion's regulations,⁴⁷ the amount of Respondent's outstanding assessment balance related to the 2016-2017 Fiscal Year, and the need to deter future violations of the Public Utility Code and the Commission's regulations pursuant to 52 Pa. Code § 69.1201.⁴⁸

Wherefore, for all the foregoing reasons, the Pennsylvania Public Utility Commission's Bureau of Investigation and Enforcement respectfully requests that:

(a) Respondent be ordered to pay a total of \$434, which consists of its outstanding assessment balance of \$377 and a total civil penalty of \$57 for the above described violation. Said payment should be made by certified check or money order, made payable to the "Commonwealth of Pennsylvania" with the docket number of this proceeding listed, and mailed to the Secretary's Bureau of the Commission;

(b) Respondent be directed to update its address with the Commission; and

(c) If payment of the assessment and civil penalty is not made, the Bureau of Investigation and Enforcement requests that:

(1) the Commission issue an Order to cancel the Certificate of Public Convenience issued to Respondent;

(2) this matter be referred to the Pennsylvania Office of Attorney General for appropriate action; and

(3) the Commission certify automobile registrations to the Pennsylvania Department of Transportation for suspension or revocation.

Respectfully submitted,
Kourtney L. Myers
Prosecutor

Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265
717.705.4366
komyers@pa.gov

Date: January 10, 2018

VERIFICATION

I, Yvonne Hess, Chief of Finance and Assessments, Bureau of Administrative Services, Finance and Assessment Section, hereby state that the facts above set forth are true and correct to the best of my knowledge, information, and belief and that I expect the Bureau will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: January 10, 2018

Yvonne Hess, Chief of Finance and Assessments
Finance and Assessment Section
Bureau of Administrative Services
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

⁴⁷ A review of the Commission's records for a period of three (3) years prior to the date of the filing of this Complaint demonstrates that Respondent has an acceptable compliance history with the Commission.

⁴⁸ The Commission promulgated a Policy Statement at 52 Pa. Code § 69.1201 as a guideline that sets forth ten factors that are to be considered when evaluating whether and to what extent a civil penalty for violating a Commission order, regulation, or statute is warranted. Among these factors are the compliance history of the regulated entity that committed the violation, the amount of the civil penalty necessary to deter future violations, and past Commission decisions in similar situations. 52 Pa. Code §§ 69.1201(c)(6), (8), (9).

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the requested relief.

C. You may elect not to contest this Complaint by paying the past due assessment and civil penalty within 20 days. Send only a certified check or money order made payable to the "Commonwealth of Pennsylvania," with the docket number indicated, and mail to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the requested relief set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

G. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Lausch's Moving & Storage, Inc.; Docket No. C-2018-2641921

COMPLAINT

Now Comes the Bureau of Investigation and Enforcement ("I&E") of the Pennsylvania Public Utility Commis-

sion (“Commission”), by its prosecuting attorneys, and files this Complaint against Lausch’s Moving & Storage, Inc. (“Respondent”), pursuant to Section 701 of the Public Utility Code, 66 Pa.C.S. § 701. In support of its Complaint, I&E respectfully represents the following:

Parties and Jurisdiction

1. The Pennsylvania Public Utility Commission, with a mailing address of P.O. Box 3265, Harrisburg, PA 17105-3265, is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth pursuant to the Public Utility Code, 66 Pa.C.S. §§ 101, et seq.

2. Complainant is the Commission’s Bureau of Investigation and Enforcement and is the entity established by statute to prosecute complaints against public utilities pursuant to 66 Pa.C.S. § 308.2(a)(11). See also Implementation of Act 129 of 2008; Organization of Bureaus and Offices, Docket No. M-2008-2071852 (Order entered August 11, 2011) at 5 (transferring authority to prosecute assessment cases to I&E).

3. Complainant is represented by:

Kourtney L. Myers
Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265
717.705.4366
komyers@pa.gov

Timothy K. McHugh
Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265
717.772.8582
timchugh@pa.gov

Michael L. Swindler
Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

4. Respondent is Lausch’s Moving & Storage, Inc. and maintains its principal place of business at 330 North Wyomissing Avenue, Shillington, PA 19607, Attention: George Pasko.

5. Respondent is a “public utility” as that term is defined at 66 Pa.C.S. § 102, as it is engaged in transporting property in the Commonwealth of Pennsylvania for compensation.

6. The Commission issued Respondent a Certificate of Public Convenience on or about April 10, 1980, at A-00101825, for truck and household goods authority.

7. Section 501(a) of the Public Utility Code, 66 Pa.C.S. § 501(a), authorizes and obligates the Commission to execute and enforce the provisions of the Public Utility Code.

8. Section 701 of the Public Utility Code, 66 Pa.C.S. § 701, authorizes the Commission to, inter alia, hear and determine complaints against public utilities for a violation of any law or regulation that the Commission has jurisdiction to administer.

9. Section 3301 of the Public Utility Code, 66 Pa.C.S. § 3301, authorizes the Commission to impose civil penal-

ties on any public utility, or any other person or corporation subject to the Commission’s authority, for violation(s) of the Public Utility Code and/or Commission regulations. Section 3301(a)-(b) of the Public Utility Code, 66 Pa.C.S. § 3301(a)-(b), allows for the imposition of a separate civil penalty for each violation and each day’s continuance of such violation(s).

10. Respondent, in transporting property as a common carrier for compensation, is subject to the power and authority of this Commission pursuant to Section 501(c) of the Public Utility Code, 66 Pa.C.S. § 501(c), which requires a public utility to comply with Commission regulations.

11. Pursuant to the provisions of the applicable Commonwealth statutes and regulations, the Commission has jurisdiction over the subject matter of this complaint and the actions of Respondent related thereto.

Factual Background

12. On or about September 7, 2016, the Commission mailed to Respondent, by certified mail, an assessment invoice for the July 1, 2016 to June 30, 2017 Fiscal Year (“2016-2017 Fiscal Year”) that was based, in part, on Respondent’s estimated revenues for the 2015 calendar year. Respondent’s assessment was \$1,345.

13. Accompanying the assessment invoice was a notice that informed Respondent that it was obligated to pay the amount listed on the assessment invoice within thirty (30) days or file objections within fifteen (15) days.

14. On September 12, 2016, Respondent signed a certified mail card, which indicated that it received the assessment invoice and notice of assessment for the 2016-2017 Fiscal Year.

15. The Commission received no objections from Respondent to the assessment amount set forth in the 2016-2017 Fiscal Year Assessment Invoice.

16. Respondent failed to pay the amount of the 2016-2017 Fiscal Year Assessment Invoice.

17. The total outstanding assessment balance for Respondent related to the 2016-2017 Fiscal Year is \$1,345.

Violation

18. That Respondent failed to satisfy its 2016-2017 Fiscal Year Assessment in that it did not pay the amount due within thirty (30) days of receipt of the invoice. If proven, this is a violation of Section 510(c) of the Public Utility Code, 66 Pa.C.S. § 510(c). The Bureau of Investigation and Enforcement’s proposed civil penalty for this violation is 15% of the outstanding assessment balance or \$202.⁴⁹ This civil penalty, consistent with past Commission decisions,⁵⁰ is based on Respondent’s acceptable history of compliance with the Public Utility Code and Commission’s regulations,⁵¹ the amount of Respondent’s outstanding assessment balance related to the 2016-2017 Fiscal Year, and the need to deter future violations of the

⁴⁹ I&E anticipates that this level of penalty will provide a sufficient deterrent against future violations by Respondent.

⁵⁰ See *Pa. Pub. Util. Comm’n v. Juan Genet Enter., LLC t/a Safe Destinations*, Docket No. C-2014-2450660 (Order entered August 3, 2017); *Pa. Pub. Util. Comm’n v. Leo Movers & Storage, Inc.*, Docket No. C-2015-2494528 (Order entered August 3, 2017); *Pa. Pub. Util. Comm’n v. Hoffman Landscaping & Trucking, LLP*, Docket No. C-2015-2495061 (Order entered September 21, 2017); *Pa. Pub. Util. Comm’n v. Deer Haven, LLP*, Docket No. C-2015-2498095 (Order entered October 26, 2017); *Pa. Pub. Util. Comm’n v. Reach for the Stars Limousine Serv. Inc.*, Docket No. C-2015-2499276 (Order entered October 26, 2017).

⁵¹ A review of the Commission’s records for a period of three (3) years prior to the date of the filing of this Complaint demonstrates that Respondent has an acceptable compliance history with the Commission.

Public Utility Code and the Commission's regulations pursuant to 52 Pa. Code § 69.1201.⁵²

Wherefore, for all the foregoing reasons, the Pennsylvania Public Utility Commission's Bureau of Investigation and Enforcement respectfully requests that:

(a) Respondent be ordered to pay a total of \$1,547, which consists of its outstanding assessment balance of \$1,345 and a total civil penalty of \$202 for the above described violation. Said payment should be made by certified check or money order, made payable to the "Commonwealth of Pennsylvania" with the docket number of this proceeding listed, and mailed to the Secretary's Bureau of the Commission; and

(b) If payment of the assessment and civil penalty is not made, the Bureau of Investigation and Enforcement requests that:

(1) the Commission issue an Order to cancel the Certificate of Public Convenience issued to Respondent;

(2) this matter be referred to the Pennsylvania Office of Attorney General for appropriate action; and

(3) the Commission certify automobile registrations to the Pennsylvania Department of Transportation for suspension or revocation.

Respectfully submitted,
Kourtney L. Myers
Prosecutor

Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265
717.705.4366
komyers@pa.gov

Date: January 10, 2018

VERIFICATION

I, Yvonne Hess, Chief of Finance and Assessments, Bureau of Administrative Services, Finance and Assessment Section, hereby state that the facts above set forth are true and correct to the best of my knowledge, information, and belief and that I expect the Bureau will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: January 10, 2018

Yvonne Hess, Chief of Finance and Assessments
Finance and Assessment Section
Bureau of Administrative Services
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial

⁵² The Commission promulgated a Policy Statement at 52 Pa. Code § 69.1201 as a guideline that sets forth ten factors that are to be considered when evaluating whether and to what extent a civil penalty for violating a Commission order, regulation, or statute is warranted. Among these factors are the compliance history of the regulated entity that committed the violation, the amount of the civil penalty necessary to deter future violations, and past Commission decisions in similar situations. 52 Pa. Code §§ 69.1201(c)(6), (8), (9).

Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the requested relief.

C. You may elect not to contest this Complaint by paying the past due assessment and civil penalty within 20 days. Send only a certified check or money order made payable to the "Commonwealth of Pennsylvania," with the docket number indicated, and mail to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the requested relief set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

G. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 18-846. Filed for public inspection May 25, 2018, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of Notice of Motor Carrier Formal Complaints

Formal complaints have been issued by the Pennsylvania Public Utility Commission. Answers must be filed in accordance with 52 Pa. Code (relating to public utilities). Answers are due June 11, 2018, and must be made with the Secretary, Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265, with a copy to the First Deputy Chief Prosecutor, Pennsylvania Public Utility Commission.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Whiteford Stone & Supply, Inc.; Docket No. C-2018-3000195

COMPLAINT

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

1. That all authority issued to Whiteford Stone & Supply, Inc., (respondent) is under suspension effective February 12, 2018 for failure to maintain evidence of insurance on file with this Commission.
2. That respondent maintains a principal place of business at 210 Spring Road, Hastings, PA 16646.
3. That respondent was issued a Certificate of Public Convenience by this Commission on June 02, 2017, at A-00120990.
4. That respondent has failed to maintain evidence of Liability and Cargo insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.
5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-00120990 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,
David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 3/6/2018

David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@puc.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility
Services
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Muscalli Trucking, LLC; Docket No. C-2018-3000778

COMPLAINT

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

1. That all authority issued to Muscalli Trucking, LLC, (respondent) is under suspension effective March 15, 2018 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 580 West Liberty Street, Oakland, MD 21550.

3. That respondent was issued a Certificate of Public Convenience by this Commission on August 15, 2017, at A-8919841.

4. That respondent has failed to maintain evidence of Liability and Cargo insurance on file with this Commission. The Bureau of Investigation and Enforcement's

proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.

5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-8919841 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,
David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 4/4/2018

David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Vanhorn Trucking, LLC; Docket No. C-2018-3000801

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities

within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That all authority issued to Vanhorn Trucking, LLC, (respondent) is under suspension effective March 16, 2018 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 5974 Gardeau Rd, Port Allegany, PA 16743.

3. That respondent was issued a Certificate of Public Convenience by this Commission on December 14, 2017, at A-8920434.

4. That respondent has failed to maintain evidence of Cargo insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.

5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-8920434 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,
David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 4/4/2018

David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the

mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
 Pennsylvania Public Utility Commission
 P.O. Box 3265
 Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
 Pennsylvania Public Utility Commission
 Bureau of Investigation and Enforcement
 P.O. Box 3265
 Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services
 Pennsylvania Public Utility Commission
 P.O. Box 3265
 Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
 Pennsylvania Public Utility Commission
 P.O. Box 3265
 Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

**Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Russell P. Saula, Sr., t/a Russ Saula Trucking;
 Docket No. C-2018-3000803**

COMPLAINT

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

1. That all authority issued to Russell P. Saula, Sr., t/a Russ Saula Trucking, (respondent) is under suspension effective March 17, 2018 for failure to maintain evidence of insurance on file with this Commission.
2. That respondent maintains a principal place of business at 307 Kline Avenue, North Versailles, PA 15137.
3. That respondent was issued a Certificate of Public Convenience by this Commission on May 16, 2006, at A-00122625.
4. That respondent has failed to maintain evidence of Liability insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.
5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-00122625 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,
 David W. Loucks, Chief
 Motor Carrier Enforcement
 Bureau of Investigation and Enforcement
 P.O. Box 3265
 Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 4/4/2018

David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Taxi Express, LLC; Docket No. C-2018-3001317

COMPLAINT

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

1. That all authority issued to Taxi Express, LLC, (respondent) is under suspension effective April 10, 2018 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 481 Pennsylvania Avenue, York, PA 17404.

3. That respondent was issued a Certificate of Public Convenience by this Commission on December 16, 2015, at A-6316819.

4. That respondent has failed to maintain evidence of Liability insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.

5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-6316819 for failure to maintain evidence of current insurance on file with the

Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,
David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 4/24/2018

David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days

of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 18-847. Filed for public inspection May 25, 2018, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Wastewater Service

A-2018-3001582. Aqua Pennsylvania Wastewater, Inc. Application of Aqua Pennsylvania Wastewater, Inc. (Aqua) under 66 Pa.C.S. §§ 1102 and 1329 (relating to enumeration of acts requiring certificate; and valuation of acquired water and wastewater systems) for: (1) approval of the acquisition by Aqua of the wastewater system assets of East Bradford Township situated within a portion of East Bradford and Birmingham Townships, Chester County; (2) approval of the right of Aqua to begin to offer, render, furnish and supply wastewater service to the public in a portion of East Bradford Township, Chester County; and (3) an order approving the acquisition that includes the ratemaking rate base of the East Bradford Township wastewater system assets under 66

Pa.C.S. § 1329(c)(2). Request for approval of contracts, including assignments of contracts, between Aqua and East Bradford Township, under 66 Pa.C.S. § 507 (relating to contracts between public utilities and municipalities).

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before June 11, 2018. Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Pennsylvania Public Utility Commission’s web site at www.puc.pa.gov and at the applicant’s business address.

Applicant: Aqua Pennsylvania Wastewater, Inc.

Through and By Counsel: Thomas T. Niesen, Esq., Thomas, Niesen and Thomas, LLC, 212 Locust Street, Suite 600, Harrisburg, PA 17101

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 18-848. Filed for public inspection May 25, 2018, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Water Service

A-2018-3001893. City of Bethlehem (Water). Application of the City of Bethlehem (Water) for approval to offer, render, furnish or provide water service to the public in a portion of Upper Saucon Township, Lehigh County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before June 11, 2018. Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Pennsylvania Public Utility Commission’s web site at www.puc.pa.gov and at the applicant’s business address.

Applicant: City of Bethlehem (Water)

Through and By Counsel: John J. Gallagher, Esquire, 711 Forrest Road, Harrisburg, PA 17112

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 18-849. Filed for public inspection May 25, 2018, 9:00 a.m.]

STATE CONSERVATION COMMISSION

Action on Odor Management Plans for Concentrated Animal Operations and Concentrated Animal Feeding Operations and Volunteers Complying with the Commonwealth’s Facility Odor Management Program

The State Conservation Commission has taken the following actions on previously received applications for Odor Management Plans under 3 Pa.C.S. §§ 501—522 (relating to nutrient management and odor management).

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

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

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

Odor Management Plan—Public Notice Spreadsheet—Actions

<i>Ag Operation Name, Address</i>	<i>County / Township</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>New, Amended or Existing</i>	<i>Action Taken</i>
Roxanne Molnar 57 Webster School Road Grantville, PA 17028	Lebanon County/ East Hanover Township	0	Broilers	New	Approved
Debra Shuey 22 Fort Swatara Road Jonestown, PA 17038	Lebanon County/ Union Township	154.25	Broilers	New	Approved
Jake H. Lee 492 Evergreen Road Luthersburg, PA 15848	Clearfield County/ Brady Township	86.4	Veal	New	Approved

<i>Ag Operation Name, Address</i>	<i>County/Township</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>New, Amended or Existing</i>	<i>Action Taken</i>
Jesse S. Glick 968 West Valley Road Loganton, PA 17745	Clinton County/ Greene Township	60.14	Veal	New	Approved
Reinford Farms, Inc. Steve Reinford 505 Cedar Grove Road Mifflintown, PA 17059	Juniata County/ Walker Township	685.45	Cattle	Amended	Approved
James L. Weaver 136 Herr Drive Peach Bottom, PA 17563	Lancaster County/ Fulton Township	458.52	Broilers	Amended	Approved

RUSSELL C. REDDING,
Chairperson

[Pa.B. Doc. No. 18-850. Filed for public inspection May 25, 2018, 9:00 a.m.]

STATE EMPLOYEES' RETIREMENT BOARD

Hearings Scheduled

The following hearings have been scheduled, as authorized by 71 Pa.C.S. Part XXV (relating to State Employees' Retirement Code), in connection with the State Employees' Retirement System's denial of claimants' request concerning the indicated accounts.

The hearings will be held before a hearing officer at the State Employees' Retirement System, 30 North Third Street, Fifth Floor, Harrisburg, PA 17101:

June 21, 2018	Bryan K. Kerekish Pension Forfeiture	1 p.m.
September 25, 2018	Michael P. Flynn Disability Issue	1 p.m.

Parties in each respective case may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearings will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law). Under 4 Pa. Code § 250.1 (relating to applicability of general rules), procedural matters will be in conformance with 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) unless specific exemption is granted.

ANTHONY J. FAIOLA,
Acting Secretary

[Pa.B. Doc. No. 18-851. Filed for public inspection May 25, 2018, 9:00 a.m.]

SUSQUEHANNA RIVER BASIN COMMISSION

Commission Meeting

The Susquehanna River Basin Commission (Commission) will hold its regular business meeting on Friday, June 15, 2018, at 9 a.m. at the Crowne Plaza Baltimore Downtown—Inner Harbor, Carroll Room, 105 West Fayette Street, Baltimore, MD 21201. Details concerning

the matters to be addressed at the business meeting are contained in the Supplementary Information section of this notice.

For further information contact Gwyn Rowland, Manager, Governmental and Public Affairs, (717) 238-0423, Ext. 1316.

Supplementary Information

The business meeting will include actions or presentations on the following items: (1) informational presentation of interest to the lower Susquehanna River region; (2) election of Commission officers for Fiscal Year (FY) 2019; (3) the proposed FY 2019 Regulatory Program Fee Schedule; (4) adoption of a preliminary expense budget for FY 2020; (5) adoption of member allocations for FY 2020; (6) ratification/approval of contracts/grants; (7) a proposed records retention policy; (8) a resolution on delegation of settlement authority; (9) a report on delegated settlements; (10) the proposed Water Resources Program for FYs 2019—2021; (11) amendments to the Comprehensive Plan for the Water Resources of the Susquehanna River Basin; and (12) Regulatory Program projects.

Projects, the fee schedule, the records retention policy and amendments to the Comprehensive Plan listed for Commission action are those that were the subject of a public hearing conducted by the Commission on May 10, 2018, and identified in the notice for the hearing, which was published in 83 FR 15665 (April 11, 2018).

The public is invited to attend the Commission's business meeting. Comments on the Regulatory Program projects, the fee schedule, the records retention policy and amendments to the Comprehensive Plan were subject to a deadline of May 21, 2018. Written comments pertaining to other items on the agenda at the business meeting may be mailed to the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788, or submitted electronically through <http://www.srbcc.net/pubinfo/publicparticipation.htm>. The comments are due to the Commission on or before June 8, 2018. Comments will not be accepted at the business meeting noticed herein.

Authority: Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806—808

Dated: May 10, 2018

ANDREW D. DEHOFF,
Executive Director

[Pa.B. Doc. No. 18-852. Filed for public inspection May 25, 2018, 9:00 a.m.]