

PENNSYLVANIA BULLETIN

Volume 49

Number 21

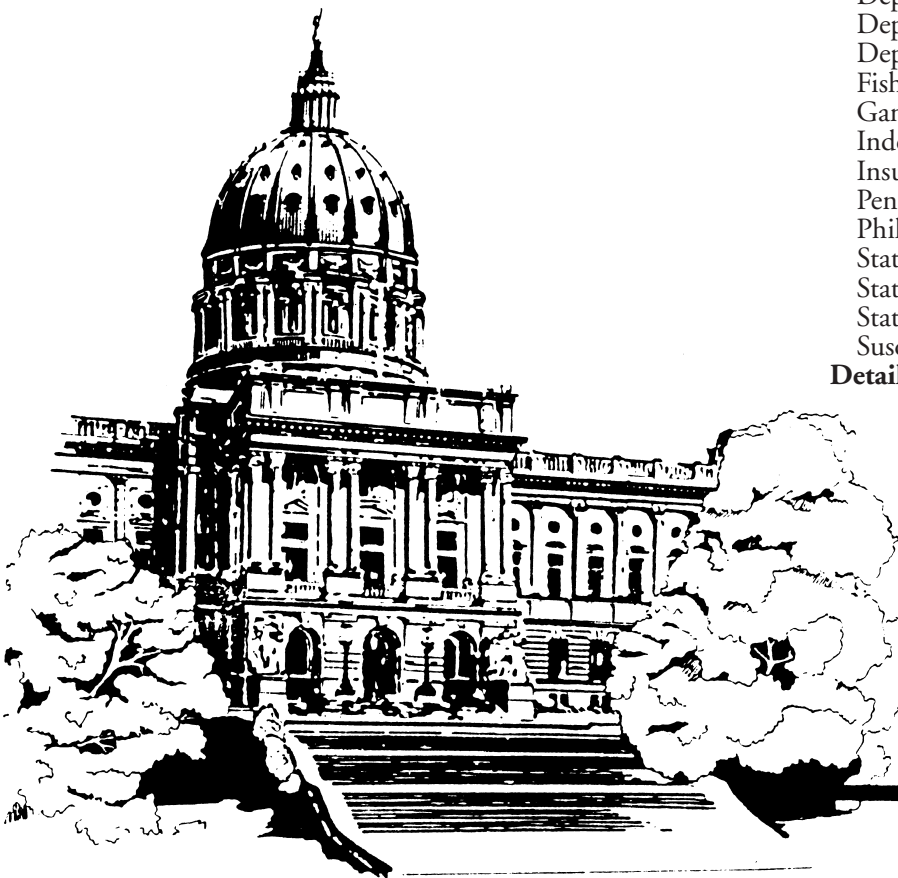
Saturday, May 25, 2019 • Harrisburg, PA

Pages 2595—2704

Agencies in this issue

The Courts
Department of Agriculture
Department of Banking and Securities
Department of Education
Department of Environmental Protection
Department of Health
Department of Human Services
Department of Labor and Industry
Department of Transportation
Fish and Boat Commission
Game Commission
Independent Regulatory Review Commission
Insurance Department
Pennsylvania Public Utility Commission
Philadelphia Parking Authority
State Conservation Commission
State Employees' Retirement Board
State Police
Susquehanna River Basin Commission

Detailed list of contents appears inside.



**Latest Pennsylvania Code Reporter
(Master Transmittal Sheet):**

No. 534, May 2019

CUT ON DOTTED LINES AND ENCLOSE IN AN ENVELOPE

CHANGE NOTICE/NEW SUBSCRIPTION

If information on mailing label is incorrect, please email changes to info@pabulletin.com or mail to:

FRY COMMUNICATIONS, INC.
Attn: *Pennsylvania Bulletin*
800 W. Church Rd.
Mechanicsburg, PA 17055-3198

CUSTOMER NUMBER (6 digit number above name on mailing label)

NAME OF INDIVIDUAL

OFFICE NAME—TITLE

ADDRESS (Number and Street)

(City) (State) (Zip Code)

TYPE OR PRINT LEGIBLY

PENNSYLVANIA



BULLETIN

(ISSN 0162-2137)

The *Pennsylvania Bulletin* is published weekly by Fry Communications, Inc. for the Commonwealth of Pennsylvania, Legislative Reference Bureau, 641 Main Capitol Building, Harrisburg, Pennsylvania 17120, under the policy supervision and direction of the Joint Committee on Documents under 45 Pa.C.S. Part II (relating to publication and effectiveness of Commonwealth documents). The subscription rate is \$87.00 per year, postpaid to points in the United States. Individual copies are \$2.50. Checks for subscriptions and individual copies should be made payable to "Fry Communications, Inc." Periodicals postage paid at Harrisburg, Pennsylvania.

Postmaster send address changes to:

FRY COMMUNICATIONS, Inc.
Attn: *Pennsylvania Bulletin*
800 West Church Road
Mechanicsburg, Pennsylvania 17055-3198
(717) 766-0211 ext. 2340
(800) 334-1429 ext. 2340 (toll free, out-of-State)
(800) 524-3232 ext. 2340 (toll free, in State)

Orders for subscriptions and other circulation matters should be sent to:

Fry Communications, Inc.
Attn: *Pennsylvania Bulletin*
800 West Church Road
Mechanicsburg, Pennsylvania 17055-3198

Copyright © 2019 Commonwealth of Pennsylvania

Editorial preparation, composition, printing and distribution of the *Pennsylvania Bulletin* is effected on behalf of the Commonwealth of Pennsylvania by FRY COMMUNICATIONS, Inc., 800 West Church Road, Mechanicsburg, Pennsylvania 17055-3198.

CONTENTS

THE COURTS

DISCIPLINARY BOARD OF THE SUPREME COURT
 Notice of suspension 2604
 Notice of transfer to disability inactive status..... 2604

LOCAL COURT RULES

Armstrong County
 Adoption of new local court rules—custody;
 CP-03-AD-0000001-2019..... 2603

Bucks County
 Order amending Administrative Order No. 38;
 Administrative Order No. 38 2604

EXECUTIVE AND INDEPENDENT AGENCIES

DEPARTMENT OF AGRICULTURE

Notices
 Agricultural research project contractors 2618

DEPARTMENT OF BANKING AND SECURITIES

Notices
 Actions on applications..... 2621

DEPARTMENT OF EDUCATION

Notices
 Application by Bellevue University to operate a
 location in this Commonwealth (2 docu-
 ments)..... 2621, 2622

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices
 Applications, actions and special notices..... 2622
 Household hazardous waste education grant award
 under section 901 of the Municipal Waste Plan-
 ning, Recycling and Waste Reduction Act, Act 101
 of 1988..... 2684

DEPARTMENT OF HEALTH

Proposed Rulemaking
 Complete reporting of CD4 T-lymphocyte, viral load
 and genotyping test results relating to HIV..... 2605

Notices
 Long-term care nursing facilities; requests for
 exception..... 2684

DEPARTMENT OF HUMAN SERVICES

Notices
 Fee schedule rates for community participation sup-
 port services funded through the consolidated,
 community living and person/family directed sup-
 port waivers and the Community Intellectual
 Disability Base-Funded Program..... 2685

DEPARTMENT OF LABOR AND INDUSTRY

Notices
 Range of fees charged by utilization review organi-
 zations and peer review organizations for services
 performed under the Workers' Compensa-
 tion Act 2687

DEPARTMENT OF TRANSPORTATION

Notices
 Automated Red Light Enforcement Transportation
 Enhancement Grants Program applications..... 2687

FISH AND BOAT COMMISSION

Notices
 Mentored Youth Fishing Day Program; panfish 2687
 Proposed special regulation designation 2688
 Proposed special regulation designations 2688
 Special regulation designations 2688

GAME COMMISSION

Proposed Rulemaking
 Deer control; special permits 2616
 Hunting and trapping; big game 2611
 Hunting and trapping; furbearers..... 2612
 Hunting and trapping; wild pheasant recovery
 areas 2614

INDEPENDENT REGULATORY REVIEW COMMISSION

Notices
 Notice of filing of final rulemakings 2689

INSURANCE DEPARTMENT

Notices
 Doung T. King; order to show cause; doc. No.
 SC19-03-016..... 2689

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Notices
 Cancellation of certificates of public convenience for
 motor carriers; failure to pay assessment..... 2689
 Certificate of public convenience 2691
 Service of notice of motor carrier applications..... 2691
 Service of notice of motor carrier formal complaints. 2691

PHILADELPHIA PARKING AUTHORITY

Notices
 Service of default order 2697

STATE CONSERVATION COMMISSION

Notices
 Action on odor management plans for concentrated
 animal operations and concentrated animal feed-
 ing operations and volunteers complying with the
 Commonwealth's Facility Odor Management
 Program 2697

Available Online at <http://www.pabulletin.com>

STATE EMPLOYEES' RETIREMENT BOARD

Notices

Hearings scheduled 2698

STATE POLICE

Notices

Law enforcement officer camera system data handling requirements 2698

Mobile video recording system equipment standards and approved mobile video recording systems..... 2700

SUSQUEHANNA RIVER BASIN COMMISSION

Notices

Commission meeting 2703

Projects approved for consumptive uses of water ... 2703

READER'S GUIDE TO THE PENNSYLVANIA BULLETIN AND THE PENNSYLVANIA CODE

Pennsylvania Bulletin

The *Pennsylvania Bulletin* is the official gazette of the Commonwealth of Pennsylvania. It is published weekly. A cumulative subject matter index is published quarterly.

The *Pennsylvania Bulletin* serves several purposes. It is the temporary supplement to the *Pennsylvania Code*, which is the official codification of agency rules and regulations, Statewide court rules, and other statutorily authorized documents. Changes in the codified text, whether by adoption, amendment, rescission, repeal or emergency action, must be published in the *Pennsylvania Bulletin*.

The following documents are published in the *Pennsylvania Bulletin*: Governor's Executive Orders; Summaries of Enacted Statutes; Statewide and Local Court Rules; Attorney General Opinions; Motor Carrier Applications before the Pennsylvania Public Utility Commission; Applications and Actions before the Department of Environmental Protection; Orders of the Independent Regulatory Review Commission; and other documents authorized by law.

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

Adoption, Amendment or Repeal of Regulations

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

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

The agency then allows sufficient time for public comment before taking final action. A Final Rulemaking must be published in the *Pennsylvania Bulletin* before the changes can take effect. If the agency wishes to adopt changes to the Proposed Rulemaking to enlarge the scope, it must repropose.

Citation to the *Pennsylvania Bulletin*

Cite material in the *Pennsylvania Bulletin* by volume number, a page number and date. Example: Volume 1, *Pennsylvania Bulletin*, page 801, January 9, 1971 (short form: 1 Pa.B. 801 (January 9, 1971)).

Pennsylvania Code

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

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

Under the *Pennsylvania Code* codification system, each regulation is assigned a unique number by title and section. Titles roughly parallel the organization of Commonwealth government.

How to Find Rules and Regulations

Search for your area of interest in the *Pennsylvania Code*. The *Pennsylvania Code* is available at www.pacode.com.

Source Notes give the history of regulations. To see if there have been recent changes not yet codified, check the List of *Pennsylvania Code* Chapters Affected in the most recent issue of the *Pennsylvania Bulletin*.

A chronological table of the history of *Pennsylvania Code* sections may be found at www.legis.state.pa.us/cfdocs/legis/CH/Public/pcde_index.cfm.

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

The *Pennsylvania Bulletin* is available at www.pabulletin.com.

Subscription Information: (717) 766-0211
General Information and Finding Aids: (717) 783-1530

Printing Format

Rules, Regulations and Statements of Policy in Titles 1—107 of the Pennsylvania Code

Text proposed to be added is printed in **underscored bold face**. Text proposed to be deleted is enclosed in brackets [] and printed in **bold face**.

Proposed new chapters and sections are printed in regular type to enhance readability. Final rulemakings and statements of policy are printed in regular type.

Ellipses, a series of five asterisks, indicate text that is not amended.

In Proposed Rulemakings and proposed Statements of Policy, existing text corresponds to the official codified text in the *Pennsylvania Code*.

Court Rules in Titles 201—246 of the Pennsylvania Code

Added text in proposed and adopted court rules is printed in **underscored bold face**. Deleted text in proposed and adopted court rules is enclosed in brackets [] and printed in **bold face**.

Proposed new chapters and rules are printed in regular type to enhance readability.

Ellipses, a series of five asterisks, indicate text that is not amended.

Fiscal Notes

Section 612 of The Administrative Code of 1929 (71 P. S. § 232) requires the Governor's Budget Office to prepare a fiscal note for regulatory actions and administrative procedures of the administrative departments, boards, commissions and authorities receiving money from the State Treasury. The fiscal note states whether the action or procedure causes a loss of revenue or an increase in the cost of programs for the Commonwealth or its political subdivisions. The fiscal note is required to be published in the *Pennsylvania Bulletin* at the same time as the change is advertised.

A fiscal note provides the following information: (1) the designation of the fund out of which the appropriation providing for expenditures under the action or procedure shall be made; (2) the probable cost for the fiscal year the program is implemented; (3) projected cost estimate of the program for each of the 5 succeeding fiscal years; (4) fiscal history of the program for which expenditures are to be made; (5) probable loss of revenue for the fiscal year of its implementation; (6) projected loss of revenue from the program for each of the 5 succeeding fiscal years; (7) line item, if any, of the General Appropriation Act or other appropriation act out of which expenditures or losses of Commonwealth funds shall occur as a result of the action or procedures; and (8) recommendation, if any, of the Secretary of the Budget and the reasons therefor.

The omission of an item indicates that the agency text of the fiscal note states that there is no information available with respect thereto. In items (3) and (6) information is set forth for the first through fifth fiscal years, following the year the program is implemented, which is stated. In item (4) information is set forth for the current and two immediately preceding years. In item (8) the recommendation, if any, made by the Secretary of the Budget is published with the fiscal note. "No fiscal impact" means no additional cost or revenue loss to the Commonwealth or its local political subdivision is intended. See 4 Pa. Code Chapter 7, Subchapter R (relating to fiscal notes).

Reproduction, Dissemination or Publication of Information

Third parties may not take information from the *Pennsylvania Code* and *Pennsylvania Bulletin* and reproduce, disseminate or publish information except as provided by 1 Pa. Code § 3.44:

§ 3.44. General permission to reproduce content of *Code* and *Bulletin*.

Information published under this part, which information includes, but is not limited to, cross references, tables of cases, notes of decisions, tables of contents, indexes, source notes, authority notes, numerical lists and codification guides, other than the actual text of rules or regulations may be reproduced only with the written consent of the [Legislative Reference] Bureau. The information which appears on the same leaf with the text of a rule or regulation, however, may be incidentally reproduced in connection with the reproduction of the rule or regulation, if the reproduction is for the private use of a subscriber and not for resale. There are no other restrictions on the reproduction of information published under this part, and the Commonwealth hereby consents to a reproduction.

List of Pa. Code Chapters Affected

The following numerical guide is a list of the chapters of each title of the *Pennsylvania Code* affected by documents published in the *Pennsylvania Bulletin* during 2019.

4 Pa. Code (Administration)

Adopted Rules

1	438
5	438
6	593
7a	1993
601	1297
602	1297
603	1297
604	1297
605	1297
606	1297
607	1297

Statements of Policy

9	381, 844, 927, 2349
58	1792

22 Pa. Code (Education)

Proposed Rules

235	1905
-----	------

25 Pa. Code (Environmental Protection)

Adopted Rules

77	2491
----	------

Proposed Rules

91	1518, 1665
92a	1518, 1665
93	1367
121	1146, 1777
127	1146, 1777

28 Pa. Code (Health and Safety)

Proposed Rules

27	2605
----	------

34 Pa. Code (Labor and Industry)

Proposed Rules

91	1657, 1791
93	1657, 1791
95	1657, 1791
111	1661

40 Pa. Code (Liquor)

Proposed Rules

5	1029
---	------

49 Pa. Code (Professional and Vocational Standards)

Proposed Rules

21	458
23	922
33	1396

52 Pa. Code (Public Utilities)

Adopted Rules

29	455
----	-----

Statements of Policy

69	466, 929
----	----------

58 Pa. Code (Recreation)

Adopted Rules

75	1323
133	1362

135	1363
139	2500
141	2506, 2507
147	1364
682a	2227
683a	2227
830	1024

Proposed Rules

111	1152
139	1390
141	1386, 1388, 2611, 2612, 2614
147	2616

61 Pa. Code (Revenue)

Proposed Rules

876	2242
-----	------

67 Pa. Code (Transportation)

Adopted Rules

171a	2001
------	------

101 Pa. Code (General Assembly)

Statements of Policy

701	1154
-----	------

201 Pa. Code (Rules of Judicial Administration)

Proposed Rules

51	1645
----	------

204 Pa. Code (Judicial System General Provisions)

Adopted Rules

29	1997
71	705, 824
81	824, 2209
83	824, 915, 1020, 1772, 2209
89	443, 2217
93	443, 2215, 2216

Proposed Rules

303	2103
307	2103

210 Pa. Code (Appellate Procedure)

Adopted Rules

1	1335
5	1510
17	832
65	2218

Proposed Rules

1	825
3	10
19	825
21	825
35	602

225 Pa. Code (Rules of Evidence)

Proposed Rules

Article IV	2218
Article IX	165, 1336

231 Pa. Code (Rules of Civil Procedure)

Adopted Rules

200	169
-----	-----

2602

1000 608
1900 1342
1910 170
2000 608
2250 608

Proposed Rules

5 444
200 274

234 Pa. Code (Rules of Criminal Procedure)

Adopted Rules

4 190, 1118

Proposed Rules

2 1357, 1510
4 833, 1122
5 197, 833, 1357
10 197

237 Pa. Code (Juvenile Rules)

Adopted Rules

1 208, 610, 1142, 1512
3 916
5 208, 610, 916
11 208, 610

Proposed Rules

1 1897
2 1898
5 2474
6 2474

246 Pa. Code (Minor Court Civil Rules)

Proposed Rules

200 1900
300 1900
400 1900
500 1900
1200 1772

249 Pa. Code (Philadelphia Rules)

Unclassified 1514, 1648, 1998, 2477

252 Pa. Code (Allegheny County Rules)

Unclassified 2220, 2221

255 Pa. Code (Local Court Rules)

Unclassified 12, 13, 14, 214, 215, 216, 274, 380, 445, 446,
453, 616, 619, 706, 707, 838, 917, 918, 919, 920, 1020,
1021, 1022, 1360, 1515, 1517, 1653, 1774, 2221, 2226,
2342, 2346, 2347, 2348, 2488, 2489, 2603, 2604

THE COURTS

Title 255—LOCAL COURT RULES

ARMSTRONG COUNTY

Adoption of New Local Court Rules—Custody; CP-03-AD-0000001-2019

Order of Court

And Now, this 1st day of May, 2019, *It Is Hereby Ordered and Decreed* that Armstrong County Local Rules 1915.4-3.1, 1915.4-3.2, and 1915.11 are Rescinded. Effective thirty (30) days after publication in the *Pennsylvania Bulletin* the Armstrong County Court of Common Pleas adopts the following Local Rules 1915.3, 1915.4-3, and 1915.4-4.

The Armstrong County District Court Administrator is Ordered and Directed to do the following:

1. File one (1) copy to the Administrative Office of Pennsylvania Courts via email to adminrules@pacourts.us.
2. File two (2) paper copies and one (1) electronic copy in a Microsoft Word format only to bulletin@palrb.us with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.
3. Publish these Rules on the Armstrong County Court website at www.accourts.com.
4. Incorporate the local rule into the set of local rules on the Armstrong County website within thirty (30) days after the publication of the local rule in the *Pennsylvania Bulletin*.
5. File one (1) copy of the local rule in the office of the Armstrong County Prothonotary for public inspection and copying.

By the Court

JAMES J. PANCHIK,
President Judge

Local Rule 1915.3. Commencement of Action; Custody Conciliation Conference Fee.

a) Every party who initiates a custody action by the filing of a custody complaint, custody count in a divorce action, or petition for modification of custody, shall, in addition to the filing fee assessed by the Prothonotary, pay to the Prothonotary a custody conciliation conference fee in an amount to be set from time to time by administrative order of court.

Local Rule 1915.4-3. Custody Conciliation Conference.

a) All adult parties named in an action for custody, whether initiated by complaint, custody count in a divorce action, or petition for modification of custody, shall attend a custody conciliation conference scheduled by the Court Administrator. A Conciliation Conference Officer (“CCO”) shall preside at the conciliation conference. Children who are the subject of the custody action shall not participate in the conciliation conference.

b) Failure of a party to appear at the conciliation conference may result in the entry of a custody or partial custody order by the Court on the recommendation of the CCO in the absence of that party. Unless otherwise excused by the Court, the failure of the filing party to attend the conciliation conference shall result in the dismissal of the action.

c) To encourage frank, open and meaningful exchanges between the parties and their respective counsel, statements made by the parties or their attorneys at the conference shall not be admissible as evidence at a later custody hearing. The CCO shall not be a witness for or against any party.

d) At the conciliation conference, the parties shall, under the supervision of the CCO, attempt to reach a final, comprehensive custody agreement that will then be converted to a final custody consent order to be entered by the Court.

e) If the parties are unable to reach a comprehensive, final custody agreement, they shall attempt to reach a temporary custody agreement, which may then be entered as a temporary consent order by the Court. Temporary orders may include provisions for temporary legal or physical custody, drug and alcohol evaluations or treatment, counseling, psychological evaluations, home study evaluations, visit coaching, supervised custody, and other matters pertaining to the best interests of the subject child(ren).

f) The CCO shall have the ability to request that any party submit to a urine drug analysis at the conciliation conference, which shall be performed with that party's consent. If a party requests that another party submit to a drug analysis, the drug analysis shall be performed at the discretion of the CCO and with the consent of that party.

g) (Reserved)

h) Conciliation conferences shall not be continued except by written request or motion filed with the Prothonotary at least two (2) business days prior to the date scheduled. Said written request or motion must indicate whether notice of the request was made on all other parties.

i) If the parties reach a final settlement agreement, or the case is withdrawn, prior to the conciliation conference, the filing party may request a refund of the conciliation conference fee by filing a written motion with the Prothonotary requesting the same.

Local Rule 1915.4-4. Pre-trial Conference.

a) If at the conciliation conference the parties cannot agree upon a resolution of all the issues and a trial before a judge becomes necessary, the Court Administrator shall cause a pretrial conference to be scheduled to occur within ninety (90) days after the date the conciliation conference was held.

b) The Court will schedule a trial date at the pretrial conference and a date for an additional pretrial conference when appropriate. The parties must attend each pre-trial conference.

[Pa.B. Doc. No. 19-777. Filed for public inspection May 24, 2019, 9:00 a.m.]

Title 255—LOCAL COURT RULES

BUCKS COUNTY

Order Amending Administrative Order No. 38; Administrative Order No. 38

Order

And Now, this 9th day of May 2019, Bucks County Criminal Division Paragraphs 1, 2, 3 and 5 of Administrative Order No. 38 are hereby amended to read as follows:

1. A probation supervision fee of forty dollars (\$40.00) per month is hereby imposed on all probation and/or parole sentences where the defendant is placed under the supervision of the Bucks County Adult Probation/Parole Department on or after the effective date hereof. All dispositions of violations of probation/parole shall be governed by this order. All such fees shall be paid to the Office of the Clerk of Courts of Bucks County.

2. Except upon special order of the sentencing judge, the following types of sentences are exempt from monthly probation supervision fees:

A. Accelerated Rehabilitation Disposition (ARD) (including summary cases);

B. Probation without verdict; and

C. Drug Court.

3. On or after the effective date of this order, any defendant transferred by another Court or jurisdiction for supervision in Bucks County shall be required to pay the sum of forty dollars (\$40.00) per month to the Bucks County Clerk of Courts for those months that the defendant is under the supervision of the Bucks County Adult Probation/Parole Department.

5. The Clerk shall, by the tenth working day of each month, transfer 50 percent of the supervision fees so collected to the Treasurer of Bucks County to be credited to the Bucks County Adult Probation/Parole Department and to be known as the Bucks County Offender Supervision Fund and to be allocated as may be directed by the President Judge. The balance of the supervision fees so collected shall be remitted to the Commonwealth of

Pennsylvania as required by law. The ARD administration fee of two hundred (\$200.00) dollars shall be payable to the Office of the District Attorney.

This Order shall become effective July 1, 2019.

By the Court

WALLACE H. BATEMAN, Jr.,
President Judge

[Pa.B. Doc. No. 19-778. Filed for public inspection May 24, 2019, 9:00 a.m.]

DISCIPLINARY BOARD OF THE SUPREME COURT

Notice of Suspension

Notice is hereby given that by Order of the Supreme Court of Pennsylvania dated May 8, 2019, John T. Lynch, Jr. (# 19354) whose registered address is in Scottsdale, AZ, is Suspended on Consent from the Bar of this Commonwealth for a period of 30 months. In accordance with Rule 217(f), Pa.R.D.E., since this formerly admitted attorney resides outside the Commonwealth of Pennsylvania, this notice is published in the *Pennsylvania Bulletin*.

MARCEE D. SLOAN,
Board Prothonotary

[Pa.B. Doc. No. 19-779. Filed for public inspection May 24, 2019, 9:00 a.m.]

DISCIPLINARY BOARD OF THE SUPREME COURT

Notice of Transfer to Disability Inactive Status

Notice is hereby given that by Order of the Supreme Court of Pennsylvania dated May 7, 2019, Jackson Phillips is transferred to Disability Inactive Status from the Bar of this Commonwealth for an indefinite period and until further Order of the Court. In accordance with Rule 217(f), Pa.R.D.E., since this formerly admitted attorney resides outside the Commonwealth of Pennsylvania, this notice is published in the *Pennsylvania Bulletin*.

MARCEE D. SLOAN,
Board Prothonotary

[Pa.B. Doc. No. 19-780. Filed for public inspection May 24, 2019, 9:00 a.m.]

PROPOSED RULEMAKING

DEPARTMENT OF HEALTH

[28 PA. CODE CH. 27]

Complete Reporting of CD4 T-Lymphocyte, Viral Load and Genotyping Test Results Relating to HIV

The Department of Health (Department), with the approval of the State Advisory Health Board (Board) proposes to amend 28 Pa. Code §§ 27.21a, 27.22, 27.23, and 27.32a—27.32e. The proposed amendments are to read as set forth in Annex A.

(Editor's Note: Exhibits A through C and Exhibit E referenced in this preamble are attached to the Department's Regulatory Analysis Form (RAF) relating to this proposed rulemaking. The RAF may be obtained through the contact information listed as follows, or by searching the regulation number, 10-209, on the Independent Regulatory Review Commission's web site at www.IRRC.state.pa.us.)

A. Purpose of the Proposed Amendments

The Department added HIV infection, a virus that can lead to Acquired Immunodeficiency Syndrome (AIDS) if left untreated, to the list of reportable diseases and conditions in this Commonwealth in 2002. As part of those reporting requirements, the Department required the reporting of CD4 T-lymphocyte test results with a count of less than 200 cells/ μ L or a CD4 T-lymphocyte percentage of less than 14% of total lymphocytes. The Department is now proposing to require the reporting of all CD4 T-lymphocyte cell counts and percentages relating to HIV infection, as well as all viral load test results, including detectable and undetectable viral loads and genotyping results.

The spread of HIV is a serious public health issue. By the end of 2016, 35,483 individuals were diagnosed and living with HIV infection in this Commonwealth. In the last 5 years, 6,168 new HIV cases were diagnosed (2012 to the end of 2016), accounting for 17.4% of all of those diagnosed and living with HIV infection by 2016. The estimated number of people living with HIV has increased each year on average by approximately 1,325 persons. With a growth curve following a very strong linear trend, projections indicate that, by 2020, there could be as many as 42,000 people in this Commonwealth living with HIV.

In order to stop the spread of HIV, prevent the emergence of new cases, and keep those living with HIV healthy, the National HIV/AIDS Strategy for the United States, updated for 2020, has, as its critical foci, widespread testing and linkage to care, broad support for people living with HIV to remain engaged in comprehensive care, universal viral suppression among persons living with HIV, and full access to Pre-Exposure Prophylaxis services to prevent the spread of disease. See National HIV/AIDS Strategy for the United States, updated for 2020 (July 2015), at Executive Summary 3, <https://files.hiv.gov/s3fs-public/nhas-update.pdf>. Accessed February 23, 2018, (hereinafter referred to as "National HIV/AIDS Strategy"). In order to achieve these goals, the Federal Centers for Disease Control and Prevention (CDC) of the Department of Health and Human Services recommends, among other things, the reporting of all CD4 test results (counts and percentages) and all viral

load results (undetectable and detectable specific values). See Letter from Kenneth G. Castro, MD, Assistant United States Surgeon General, United States Public Health Service and Amy Lansky, PhD, MPH, Deputy Director for Surveillance, Epidemiology and Laboratory Sciences, Division of HIV Prevention, CDC. See Exhibit A to the Department's Regulatory Analysis Form (RAF). A letter directly to the former Secretary of Health, Karen Murphy, from the Director of the Office for State, Tribal, Local and Territorial Support and Deputy Director of the CDC, reiterated this position to the Commonwealth, as one of six¹ states that did not collect all CD4 test results. See Letter from Jose T. Montero, MD, MHCDS, Director, Office for State, Tribal, Local and Territorial Support and Deputy Director, CDC and Jonathan A. Mermin, MD, MPH, RADM and Assistant Surgeon General, United States Public Health Services, and Director, National Center for HIV/AIDS, Viral Hepatitis, STD and TB Prevention to Secretary Karen Murphy, dated February 8, 2017 ("Letter to Secretary Murphy"). See Exhibit B to the RAF. The letter stated the following:

The updated National HIV/AIDS Strategy for the United States identifies primary goals to guide our collective national fight against HIV. The success in advancing several of these goals, ensuring sustained viral suppression for person living with HIV and measuring progress towards HIV care, relies on *laboratory reporting of HIV-related tests, including all CD4+ T-lymphocyte (CD4) and viral load test results, to local and national HIV surveillance systems*. Complete laboratory data are critical to identifying cases, measuring care and treatment outcomes, and measuring the effectiveness of public health interventions. Specifically, these data are often used to monitor disease progression, determine the stage of HIV infection, monitor receipt of HIV care and treatment, and make decisions about public health interventions. Both viral load and CD4 data are used to assess whether patients are responding to treatment: when treatment is successful, CD4 counts rise and viral loads fall. Current HIV clinical management guidelines call for CD4 and viral load testing at the time of diagnosis and regularly thereafter. When CD4 and viral load results are reported, public health agencies can determine access to care and treatment outcomes. For these reasons, CDC recommends complete state reporting of all HIV test results.

Letter to Secretary Karen Murphy, *supra* (emphasis added). At the present time, the Commonwealth is one of four states that do not collect all CD4 T-lymphocyte test results. See Email from Richard Selik (CDC/OID/NCHSTP) to Godwin Obiri, Epidemiology Supervisor, Bureau of Epidemiology, Pennsylvania Department of Health (9/11/2018 10:56 AM). See Exhibit C to the RAF. In addition, of the 50 states, only Pennsylvania and Idaho fail to require the reporting of all viral load test results. See Email from Dr. Richard Selik (CDC/OID/NCHSTP) to Dr. Godwin Obiri, Epidemiology Supervisor, Bureau of Epidemiology, Pennsylvania Department of Health (2/28/2018 12:24 PM). See Exhibit C to the RAF.

Persons tested for HIV have recorded CD4 and viral load test results, indicators of HIV progression within the body. Because the Department does not currently require

¹ At the time the letter was sent, the Commonwealth was one of six states that did not collect all CD4 test results. That number has since fallen to four. See Preamble at 3.

the reporting of all CD4 and viral load test results, reporting within this Commonwealth is incomplete. This severely limits the Department's ability to comply with standards set by the CDC recommendations, accurately report on CDC-required core HIV indicators, and monitor and enhance patient outcomes across the continuum of HIV care services.

Ultimately, requiring the reporting of all CD4 T-lymphocyte and viral load test results will allow the Department to better track the epidemic in this Commonwealth, focus resources to meet the needs of the communities impacted and improve the health of the citizens of this Commonwealth. See National HIV/AIDS Strategy, at 46. In addition, the Department would be more able to ensure that those identified as infected living with HIV have access to care, are engaged in care and are virally suppressed. See, for example, National HIV/AIDS Strategy; see also Mahle Gray, et al., Enhanced Collection of Laboratory Data in HIV Surveillance Among 5 States with Confidential Name-Based HIV Infection Reporting, 2005-2006, *The Open AIDS Journal*, 2012, 6, (Suppl 1: M5) 90—97, 93-94, 96 (“Data collected through the national HIV surveillance system can be used to monitor the outcomes of the national strategy; however the validity of these measures is dependent upon the completeness and quality of the surveillance data”). See Exhibit E to the RAF.

At the present time, Pennsylvania is one of only four states in the nation that do not require the reporting of all CD4 test results and one of only two states that do not require the reporting of all viral load test results. See Exhibit C to the RAF. See also <http://www.cdc.gov/hiv/pdf/library/reports/surveillance/cdc-hiv-surveillance-supplemental-report-vol-21-4.pdf>, at p. 63, accessed February 23, 2018. Goal 1 of the National HIV/AIDS Strategy, which calls for reducing new HIV infections, see National HIV/AIDS Strategy at 1, sets forth as a recommended action the allocation of public funding consistent with the geographic distribution of the epidemic. *Id.* at 19. The Strategy recommends a similar action with regard to Goal 4, achieving a more coordinated national response to the HIV epidemic. *Id.* at 43; see also 45 (“The Federal government should review the methods used to distribute Federal HIV funds and take steps to ensure that resources go to the States and localities with the greatest burden of disease.”). If, in the future, Federal funding is tied to disease burden, this Commonwealth would be at a disadvantage among other states with more complete data. See Exhibit B to the RAF.

Although the recommendations are directed mainly towards complete laboratory reporting, the Department's proposed amendments would not merely revise the existing laboratory reporting section. The Department is proposing to make the same changes to reporting by health care practitioners and facilities and other persons or entities who diagnose AIDS or who receive or provide CD4 or HIV viral load test results. Those persons are currently required to report some of these test results, as are laboratories. In the interest of complete reporting, the Department is proposing to require complete reporting of these particular providers, as well as of laboratories. As the National HIV/AIDS Strategy notes:

HIV surveillance data are used extensively to target and evaluate HIV prevention and care programs. Therefore, comprehensive and timely data are critical, as are continued improvements in electronic laboratory reporting as timely receipt of laboratory data is critical. *Surveillance necessitates a complex system of reporting from providers, laboratories, and*

State and local health departments to coordinate accurate, complete, and timely reporting.

See National HIV/AIDS Strategy, at 46 (emphasis added). Reporting from all available sources is the best avenue to obtain all required information, and to work towards the vision that “The United States will become a place where new HIV infections are rare, and when they do occur, every person, regardless of age, gender, race/ethnicity, sexual orientation, gender identity, or socio-economic circumstance, will have unfettered access to high quality, life-extending care, free from stigma and discrimination.” National HIV/AIDS Strategy, VISION.

B. Requirements of the Proposed Amendments

Section 27.21a. Reporting of cases by health care practitioners and health care facilities.

This section requires health care practitioners and health care facilities to report the listed diseases, infections and conditions to the Department within a specified time frame. The Department is proposing to amend this section to require the reporting of all CD4 T-lymphocyte test results, not just results at or below a certain count or percentage. This would include counts and percentages of T-lymphocyte cells of all tests. In addition, the Department is proposing to require the reporting of all HIV viral load test results, even those that are undetectable, and all HIV genotype test results.

The availability of highly effective retroviral therapy makes it much more important to monitor all test results, including CD4 T-lymphocyte counts in individual patients, viral loads and HIV genotype test results, and to use that information to track population health improvements and quality of care among persons infected with HIV. Obtaining data on all test results would help to identify HIV cases, identify when persons with HIV infection enter treatment, determine the stage of disease, measure unmet health care needs among HIV infected persons, and evaluate HIV testing and screening activities. With this information, the Department should be able to offer to practitioners and their patients more effective tools to combat each individual's infection and would be itself better prepared to assign resources and recommend strategies for combatting the epidemic.

Section 27.22. Reporting of cases by clinical laboratories.

This section requires reporting of test results by clinical laboratories. The Department is proposing to amend this section to require the reporting of all CD4 T-lymphocyte counts and percentages, not just results at or below a certain count or percentage. In addition, the Department is proposing the reporting of all HIV viral load test results and all HIV genotype test results. The Department believes that this addition is necessary to track the spread of the disease across this Commonwealth and to more effectively target prevention and intervention efforts.

Section 27.23. Reporting of cases by persons other than health care practitioners, health care facilities, veterinarians or laboratories.

This section requires the reporting of cases of reportable diseases and conditions by persons other than health care practitioners, health care providers and laboratories. The Department has made revisions to this section to reflect the additions and revisions to §§ 27.21a and 27.22, supra.

Section 27.32a. Reporting AIDS, HIV, CD4 T-lymphocyte counts and percentages, HIV viral load test results, including detectable and nondetectable viral load results and genotype test results, and perinatal exposure of newborns to HIV.

This section currently requires reporting of AIDS, CD4 T-lymphocyte counts and percentages below a certain amount and perinatal exposure of newborns to HIV by both physicians and laboratories. The Department proposes to amend the title, and the remainder of the section, to reflect the proposed reporting of all CD4 T-lymphocyte counts and percentages, all viral load results and all genotype test results, as well as the required reporting of the other listed tests.

In subsection (a), relating to reporting by clinical laboratories, the Department has maintained the time frame for reporting for CD4 T-lymphocyte counts and percentages at 5 days, and has clarified that these would be work days, and not calendar days. The Department has proposed adding a time frame for viral load test results and HIV genotype test results, which would also be reportable within 5 days of the reporting entity obtaining those test results. See new subsection (a)(3). The Department also proposed revisions acknowledging that the Department's electronic disease surveillance system (NEDSS) is operational; it was not at the time the current regulations were promulgated. See proposed revisions to subsection (a)(1) and (2).

The Department has proposed the same revisions regarding time frames and its NEDSS system to revised subsection (b), relating to reporting by health care practitioners, hospitals, and other persons or entities, who diagnose AIDS or who receive or provide HIV test results, CD4 T-lymphocyte counts and percentages, or HIV viral load test results and HIV genotype test results. The Department also proposes to revise subsection (b) to clarify that clinicians, other than physicians, are required to report cases of AIDS, HIV, CD4 T-lymphocyte counts and percentages pertaining to HIV infection, HIV viral load test results and HIV genotype testing and perinatal exposure of newborns to HIV. The Department has, therefore, replaced the term, "physician," with the more general term, "health care practitioner."

Finally, the Department has proposed eliminating the term, "LMRO," or "Local Morbidity Reporting Office," from the regulation. At the time HIV reporting was added to the Department's regulations relating to communicable and noncommunicable diseases, electronic reporting had not yet been introduced. Reporting was done on paper or by telephone and through the Department's 6 regional offices and 10 county/municipal health departments, known as its local morbidity reporting offices, or LMROs. Now that electronic reporting has become the norm, there is no need for this type of reporting structure. The Department, therefore, is proposing to replace the term, "LMRO," with the term previously in use, "local health department." See proposed revisions to subsection (b)(4).

Section 27.32b. Confidential and anonymous testing.

This section details the requirements for anonymous testing sites within this Commonwealth. The Department is proposing to amend the section to reflect the proposed additions and revisions to §§ 27.21a and 27.22, supra.

Section 27.32c. Partner services relating to HIV and AIDS.

This section would be significantly revised. The Department is proposing to revise this section to reflect proposed amendments to §§ 27.21a and 27.22 of these regulations, and changes to terminology relating to public health

services offered to a patient being provided with an AIDS diagnosis, HIV test result, CD4 T-lymphocyte count or percentage, HIV viral load test result, including detectable and nondetectable viral load test results, or genotype test result. The regulations do not require a reference to the Confidentiality of HIV-Related Information Act (35 P.S. §§ 7601—7612), as amended, in order for the requirements of that act to be in place and followed. The Department has, however, added proposed subsection (b) to make it clear that a person providing that information must also inform his or her client that the Department or a local health department might be contacting the client to discuss the availability of partner services beneficial to that client and the client's partners.

Section 27.32d. Department authority to require complete reporting.

This section is not new; however, the Department is proposing to change the language to comport with revisions proposed to §§ 27.21a, 27.22 and 27.32a.

Section 27.32e. Record audits.

This section is not new; however, the Department is proposing to change the language to comport with revisions proposed to §§ 27.21a, 27.22 and 27.32a.

C. Affected Persons

This proposed rulemaking, which add reporting requirements, would impact all health care practitioners, health care facilities and other persons or entities providing HIV services who diagnose AIDS or who provide or receive HIV, CD4 T-lymphocyte counts or percentages, viral load test results or HIV genotype test results. They are required to report to the Department diagnosed cases of AIDS, HIV test results, all CD4 T-lymphocyte counts and percentages, all viral loads, both detectable and undetectable, and all HIV genotype test results. The proposed amendments would also affect laboratories, which are required to report to the Department HIV test results, all CD4 T-lymphocyte counts and percentages, all viral loads, both detectable and undetectable, and all HIV genotype test results.

This proposed rulemaking would also affect the 10 county/municipal health departments that are involved in the reporting system.

This proposed rulemaking would also impact all persons who have been given an HIV, CD4, viral load or HIV genotyping test. The required reporting of these test results permits the Department to obtain more accurate information regarding the trends of the disease, and, therefore, to better target funding to programs that would provide maximum benefit to these individuals. Obtaining data on all test results would help to identify HIV cases, identify when persons with HIV infection enter treatment, determine the stage of disease, measure unmet health care needs among HIV infected persons and evaluate HIV testing and screening activities.

The Department provides requested updates to the Statewide HIV Planning Group (HPG). The HPG is established by the Department under sections 301(a) and 317 of the Public Health Service Act (42 U.S.C.A. §§ 241(a) and 247b), and provides input on jurisdictional HIV prevention planning, a required activity of the Department's CDC grant for Comprehensive HIV Prevention Programs for Health Department. The HPG also fulfills the requirement under the Ryan White HIV/AIDS Treatment Extension Act of 2009 (Pub. Law 111-87), previously known as the Ryan White Comprehensive AIDS Resources Emergency Act of 1990 (42 U.S.C.A. §§ 300ff-21—300ff-38), that the Department engage in a

public advisory planning process in developing a comprehensive plan. The HPG is in support of CD4 and viral load reporting. See Letter from HIV Planning Group, dated December 21, 2016.

D. *Cost and Paperwork Estimate*

1. *Cost*

The amendments would have no measurable fiscal impact on the Commonwealth, local government, the private sector or the general public because the disease reporting system already exists in the Commonwealth. The financial and economic impact of this proposed rulemaking outside of healthcare settings is very minimal. Healthcare practitioners, health care facilities and clinical laboratories currently are required to have systems in place to report some CD4 T-lymphocyte and HIV viral load test results into the electronic disease surveillance system (PA-NEDSS), so although this proposed rulemaking would result in reporting of all CD4 T-lymphocyte and HIV viral load results, they will not need to develop new systems. Currently, healthcare practitioners and clinical laboratories must separate out the CD4 T-lymphocyte and viral load test results required to be reported from those not required to be reported, and this process takes time and adds cost. The proposed change would allow reporters to report all the test results received and remove the need to separate the results into those reported and those not reported.

Healthcare practitioners and laboratories without the ability to send data electronically directly to PA-NEDSS would be required to keystroke enter these additional test results into PA-NEDSS. However, most CD4 and HIV viral load information is received from clinical laboratories with IT systems allowing direct electronic access. For these facilities, once their IT system is modified to capture the additional test results, the data would automatically be extracted and uploaded to PA-NEDSS. There would therefore be no ongoing cost associated with the additional reporting requirements, and the cost of the additional reports required as a result of the proposed changes to the regulation would be negligible.

The costs to both the Commonwealth and to local governments would not increase because of these amendments. The Commonwealth, through the Department, and local health departments, already have infrastructure in place to accept reporting of diseases and conditions, and to carry out, as required by law, disease prevention and control activities relating to HIV and AIDS, among other things. The additional work and cost relating to the reporting of more cases would be minimal and is outweighed by the benefit accruing from better understanding of the epidemic that allows for more targeted intervention and prevention strategies.

2. *Paperwork*

Because the electronic surveillance system that receives and stores reports of diseases and conditions is already in place in this Commonwealth, PA-NEDSS is expanding the list to include mandatory reports of all test results for an existing disease or condition and additional testing relating to that disease or condition would create no measurable increase in paperwork. Healthcare practitioners, health care facilities and clinical laboratories currently are required to have systems in place to report some CD4 T-lymphocyte and HIV viral load test results into PA-NEDSS, so although the amendments to the regulation would result in reporting of all CD4 T-lymphocyte and HIV viral load results, existing reporters should not need to develop new systems. Reporters without access to PA-NEDSS would still be able to send the report by mail;

the number of reporters not using PA-NEDSS to report to the Department is very small.

The ongoing savings each year from more effective HIV disease control, prevention and timely treatment of individuals infected with HIV which would be expected to occur from this expanded reporting are immeasurable. All Pennsylvanians would benefit from these proposed amendments through the improved tracking of trends in HIV infection and treatment success, as well as assisting patients with linkage to care and treatment before those patients develop significant and expensive medical complications. When people living with HIV are in continuous medical care and have a suppressed viral load, the chances of those persons transmitting HIV to other people is tremendously reduced. These proposed amendments would help to protect Commonwealth citizens from exposure to HIV and subsequent hardship, disability or death. In addition, it would enable the Commonwealth to comply with the CDC's recommendations for effective HIV disease surveillance, control and patient management.

E. *Statutory Authority*

The Department's overarching authority to promulgate these regulations is found in the act. Section 16(a) of the Disease Prevention and Control Law of 1955 (the act) (35 P.S. § 521.16(a)) gives the Board the authority to issue rules and regulations on a variety of matters relating to communicable and noncommunicable diseases, including the following: the diseases that are to be reported; the methods of reporting diseases; the contents of reports; the health authorities to whom diseases are to be reported; the control measures that are to be taken with respect to different diseases; the enforcement of control measures; the immunization and vaccination of persons and animals; the prevention and control of disease in public and private schools; the treatment of sexually transmitted diseases, including patient counseling; and any other matters the Board may deem advisable to address for the prevention and control of disease and for carrying out the provisions and purposes of the act. Section 16(b) of the act (35 P.S. § 521.16(b)) gives the Secretary of Health (Secretary) the authority to review existing regulations and make recommendations to the Board for changes the Secretary considers to be desirable.

The Department also finds general authority for the promulgation of its regulations in The Administrative Code of 1929 (code) (71 P.S. §§ 51 et seq.) Section 2102(g) of the code (71 P.S. § 532(g)) gives the Department this general authority. Section 2111(b) of the code of 1949 (71 P.S. § 541(b)) provides the Board with additional authority to promulgate regulations deemed by the Board to be necessary for the prevention of disease, and for the protection of the lives and the health of the people of this Commonwealth. That section further provides that the regulations of the Board shall become the regulations of the Department. Section 2106(a) of the code (71 P.S. § 536(a)) provides the Department with additional authority to declare diseases to be communicable, and to establish regulations for the prevention and control of disease.

Section 2111(b) of the code provides the Board with additional authority to promulgate regulations deemed by the Board to be necessary for the prevention of disease, and for the protection of the lives and the health of the people of this Commonwealth. That section further provides that the regulations of the Board shall become the regulations of the Department.

In addition, Section 803 of the Health Care Facilities Act (35 P.S. § 448.803) provides the Department with the authority to promulgate regulations relating to the

licensure of health care facilities and allows the Department to require certain actions relating to disease control and prevention to occur within health care facilities.

F. Effectiveness/Sunset Dates

This proposed rulemaking will become effective upon final-form publication in the *Pennsylvania Bulletin*. No sunset date has been established. The Department will continually review and monitor the effectiveness of these regulations.

G. Regulatory Review

Under section 5(a) of the Regulatory Review Act, the act of June 30, 1989 (P.L. 73, No. 19) (71 P.S. §§ 745.1—745.15), the Department submitted a copy of this proposed rulemaking on May 15, 2019, to the Independent Regulatory Review Commission (IRRC) and the Chairpersons of the House Health Committee and the Senate Health and Human Services Committee. In addition to submitting this proposed rulemaking, the Department has provided IRRC and the Committees with a copy of a detailed Regulatory Analysis Form. A copy of this material is available to the public upon request.

Under section 5(g) of the Regulatory Review Act, IRRC may convey any comments, recommendations or objections to this proposed rulemaking within 30 days of the close of the public comment period. The comments, recommendations or objections shall specify the regulatory review criteria that have not been met. The act specifies detailed procedures for review, prior to final publication of the regulation, by the Department, the General Assembly and the Governor of comments, recommendation or objections raised.

H. Contact Person

Interested persons are invited to submit written comments, suggestions or objections regarding this proposed rulemaking to Sharon Watkins, PhD, Director, Bureau of Epidemiology, Department of Health, 625 Forster Street, Room 933, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-3350, within 30 days after publication of this notice in the *Pennsylvania Bulletin*. Persons with a disability who wish to submit comments, suggestions or objections regarding this proposed rulemaking may do so by using V/TT (717) 783-6514 for speech and/or hearing-impaired persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT). Persons who require an alternative format of this document may contact Sharon Watkins so that necessary arrangements may be made.

RACHEL L. LEVINE, MD,
Secretary

Fiscal Note: 10-209. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 28. HEALTH AND SAFETY

PART III. PREVENTION OF DISEASES

CHAPTER 27. COMMUNICABLE AND NONCOMMUNICABLE DISEASES

Subchapter B. REPORTING OF DISEASES, INFECTIONS AND CONDITIONS

GENERAL

§ 27.21a. Reporting of cases by health care practitioners and health care facilities.

(a) Except as set forth in this section or as otherwise set forth in this chapter, a health care practitioner or health care facility is required to report a case of a disease, infection or condition in subsection (b) as specified in § 27.4 (relating to reporting cases), if the health

care practitioner or health care facility treats or examines a person who is suffering from, or who the health care practitioner or health care facility suspects, because of symptoms or the appearance of the individual, of having a reportable disease, infection or condition:

(1) A health care practitioner or health care facility is not required to report a case if that health care practitioner or health care facility has reported the case previously.

* * * * *

(b) The following diseases, infections and conditions in humans are reportable by health care practitioners and health care facilities within the specified time periods and as otherwise required by this chapter:

* * * * *

(2) The following diseases, infections and conditions are reportable within 5 work days after being identified by symptoms, appearance or diagnosis:

- AIDS.
- Amebiasis.
- Brucellosis.

CD4 T-lymphocyte [test result with a count of less than 200 cells/µL or a CD4 T-lymphocyte percentage of less than 14% of total lymphocytes (effective October 18, 2002)] counts and percentages.

Campylobacteriosis.

* * * * *

HIV (Human Immunodeficiency Virus) [(effective October 18, 2002)].

HIV viral load test results, including detectable and undetectable viral load results, and all genotyping results.

Hepatitis, viral, acute and chronic cases.

* * * * *

§ 27.22. Reporting of cases by clinical laboratories.

(a) A person who is in charge of a clinical laboratory in which a laboratory test of a specimen derived from a human body yields microscopical, cultural, immunological, serological, chemical, virologic, nucleic acid (DNA or RNA) or other evidence significant from a public health standpoint of the presence of a disease, infection or condition listed in subsection (b) shall promptly report the findings, no later than the next work day after the close of business on the day on which the test was completed, except as otherwise noted in this chapter.

(b) The diseases, infections and conditions to be reported include the following:

* * * * *

CD4 T-lymphocyte [test result with a count of less than 200 cells/µL or less than 14% of total lymphocytes (effective October 18, 2002)] counts and percentages.

* * * * *

Granuloma inguinale.

HIV (Human Immunodeficiency Virus) [(effective October 18, 2002)].

HIV viral load results, including detectable and undetectable viral load results, and genotype test results.

Haemophilus influenzae infections—invasive from sterile sites.

* * * * *

§ 27.23. Reporting of cases by persons other than health care practitioners, health care facilities, veterinarians or laboratories.

Except with respect to reporting cancer, AIDS, CD4 T-lymphocyte **[test result with a count of less than 200 cells/μL or less than 14% of total lymphocytes] counts and percentages**, HIV test results or perinatal exposure of a newborn to HIV, **HIV viral load results, including detectable and undetectable viral load results, and genotype test results**, individuals in charge of the following types of group facilities identifying a disease, infection or condition listed in § 27.21a (relating to reporting of cases by health care practitioners and health care facilities) by symptom, appearance or diagnosis shall make a report within the timeframes required in § 27.21a (relating to reporting of cases by health care practitioners and health care facilities):

- (1) Institutions maintaining dormitories and living rooms.
- (2) Orphanages.
- (3) Child care group settings.

§ 27.32a. Reporting AIDS, HIV, CD4 T-lymphocyte counts and percentages, HIV viral load test results, including detectable and nondetectable viral load results and genotype test results, and perinatal exposure of newborns to HIV.

(a) Reporting by clinical laboratories.

(1) A person in charge of a clinical laboratory shall report CD4 T-lymphocyte **[test results as defined in § 27.22(b) (relating to reporting of cases by clinical laboratories)] counts and percentages** electronically to the **[HIV/AIDS Epidemiology Section, Division of Infectious Disease Epidemiology, Bureau of Epidemiology,] Department through the Department's electronic disease surveillance system** within 5 **work** days of obtaining the test results.

(2) A person in charge of a clinical laboratory shall report positive test results of any test approved by the FDA to establish the presence of HIV, including a serologic, virologic, nucleic acid (DNA or RNA) or any other type of test the FDA approves to establish the presence of HIV. The report shall be made to the **[HIV/AIDS Epidemiology Section, Division of Infectious Disease Epidemiology, Bureau of Epidemiology,] Department through the Department's electronic disease surveillance system** within 5 **work** days of obtaining the test results.

(3) **A person in charge of a clinical laboratory shall report HIV viral load test results, including detectable and undetectable viral load results, and genotyping results, to the Department through the Department's electronic disease surveillance system, within 5 work days of obtaining the test results.**

[(3)] (4) The report shall include the following information:

- (i) The individual's name and the address, city, county, and zip code of the individual's residence.

(ii) The patient identifying number assigned to the individual by the physician or at the facility requesting the laboratory test.

* * * * *

[(4)] (5) To enable the laboratory to complete the report it is required to file with the Department, a person or entity that requests a laboratory test for HIV **[or]**, a CD4 T-lymphocyte count **or percentage, or HIV viral load test results, including detectable or nondetectable test results, and genotype test results** shall provide to the laboratory the information in subsection **[(a)(3)] (a)(4)**, with the exception of subparagraphs (vi)—(ix). In addition to the information included in subsection **[(a)(3)] (a)(4)**, a person or entity that requests a laboratory test for HIV **[or]**, a CD4 T-lymphocyte count **or percentage, an HIV viral load test result, including detectable or nondetectable test results, and genotype test results** shall provide to the laboratory the date each test was requested and the type of test or tests requested.

(b) *Reporting by [physicians] health care practitioners, hospitals, and other persons or entities, who diagnose AIDS or who receive or provide HIV [and] test results, CD4 T-lymphocyte [test results] counts and percentages, or HIV viral load test results, including detectable and nondetectable results, and genotype test results.*

(1) A **[physician] health care practitioner**, hospital, person providing HIV services or person in charge of an entity providing HIV services, who makes a diagnosis of AIDS or who receives HIV **[or] test results**, CD4 T-lymphocyte **[test results] counts and percentages, HIV viral load test results, including detectable and nondetectable results, or genotype test results, or who provides an AIDS diagnosis, HIV [or] test results, CD4 T-lymphocyte [test results] counts and percentages, HIV viral load test results, including detectable and nondetectable test results, and genotype test results** to patients, shall report the following to the **[LMRO responsible for the geographic area in which the person is tested or diagnosed] Department through the Department's electronic disease surveillance system** within 5 **[business] work** days of the diagnosis of AIDS or the receipt of the results of the test:

(i) A diagnosis of AIDS.

(ii) A positive result of any test approved by the FDA to establish the presence of HIV, including a serologic, virologic, nucleic acid (DNA or RNA) or any other type of test the FDA approves to establish the presence of HIV **[(effective October 18, 2002)]**.

(iii) **[A]** CD4 T-lymphocyte **[test result with a count of less than 200 cells/μL or a CD4 T-lymphocyte percentage of less than 14% of total lymphocytes (effective October 18, 2002)] counts and percentages.**

(iv) A perinatal exposure of a newborn to HIV **[(effective October 18, 2002)]**.

(v) HIV viral load results, including detectable and undetectable viral load results, and genotype test results.

(2) A report of an HIV test result, CD4 T-lymphocyte count **and percentage, HIV viral load test result, including detectable and nondetectable test results, and genotype test result,** AIDS case based on the CDC case definition, or perinatal exposure of a newborn to HIV shall include the following information:

* * * * *

(xi) The name, address and telephone number of the **[physician] health care practitioner,** hospital, or other person or entity that secured a specimen from the individual and submitted it for laboratory testing.

(xii) The name, address and telephone number of the entity in which the **AIDS** diagnosis was made or that received the HIV test result **[or],** CD4 T-lymphocyte count **and percentage, HIV viral load test results, including detectable and nondetectable test results, or genotype test results.**

* * * * *

(4) **[An LMRO] A local health department** receiving reports of diagnoses of AIDS, positive HIV test results, **[reportable]** CD4 T-lymphocyte counts **and percentages, HIV viral load test results, including detectable and nondetectable test results, and genotype test results,** and perinatal exposures to HIV shall forward completed case reports containing the information included in paragraph (2) **[electronically]** to the **[Department's Bureau of Epidemiology through a secure electronic medium specified by the]** Department **through the Department's electronic disease surveillance system.**

§ 27.32b. Confidential and anonymous testing.

* * * * *

(b) Anonymous test results shall be reported in accordance with § 27.32a(b)(2) (relating to reporting AIDS, HIV, CD4 T-lymphocyte counts **and percentages, HIV viral load test results, including detectable and nondetectable test results, and genotype test results** and perinatal exposure of newborns to HIV). In lieu of the information required in § 27.32a(b)(2)(i), the report of an anonymous test shall include an assigned number preprinted on the HIV counseling and testing report form. The report shall also include the individual's county of residence.

* * * * *

§ 27.32c. [Counseling, testing, referral and partner notification services] Partner services relating to HIV and AIDS.

[Counseling, testing referral and partner notification services shall be performed in accordance with the Confidentiality of HIV-Related Information Act (35 P.S. §§ 7601—7612).]

(a) A person providing **an AIDS diagnosis, HIV test results, CD4 T-lymphocyte counts and percentages, HIV viral load test results including detectable and nondetectable viral load test results, or genotype test results** to a patient may ask for the Department's assistance with counseling if the person chooses to do so.

(b) **A person who provides an AIDS diagnosis, HIV test results, CD4 T-lymphocyte counts and percentages, HIV viral load test results, including detectable and nondetectable viral load test results, or genotype test results to an individual shall inform the individual that the Department or a**

local health department may contact the patient for a voluntary confidential interview to discuss partner services, including counseling, testing, referral and partner notification.

§ 27.32d. Department authority to require complete reporting.

The Department will have access to and may review the patient records of **[physicians] health care practitioners,** hospitals, persons providing HIV services and persons in charge of entities providing HIV services, who make diagnoses of AIDS, or who receive or provide HIV **[and] test results, CD4 T-lymphocyte [test results] counts or percentages, HIV viral load test results including detectable and nondetectable test results, or genotype test results.** Access and review will enable the Department to conduct case investigations, to determine whether under-reporting is occurring, to investigate reporting delays and to investigate other reporting problems.

§ 27.32e. Record audits.

(a) The Department may conduct record audits of the records of **[physicians] health care practitioners,** hospitals, persons providing HIV services and persons in charge of entities providing HIV services, who make diagnoses of AIDS or who receive or provide HIV test results, **CD4 T-lymphocyte counts and percentages, HIV viral load test results including detectable and nondetectable test results, or genotype test results** for the purpose of obtaining information allowing the Department to complete HIV **[and],** CD4 T-lymphocyte case reports, **and viral load and genotyping case reports** to aid it in tracking trends in disease and obtaining additional funding for prevention and treatment programs. The Department may audit records going back to January 1, 2000, for this purpose.

(b) The Department may require special reports of persons or entities required to report under this chapter to ensure compliance with this chapter.

[Pa.B. Doc. No. 19-781. Filed for public inspection May 24, 2019, 9:00 a.m.]

GAME COMMISSION

[58 PA. CODE CH. 141]

Hunting and Trapping; Big Game

To effectively manage the wildlife resources of this Commonwealth, the Game Commission (Commission) proposed at its April 9, 2019, meeting to amend § 141.47 (relating to elk) to reduce the minimum caliber and bullet weight to .26 caliber and 120 grains, respectively.

This proposed rulemaking will not have an adverse impact on the wildlife resources of this Commonwealth.

The authority for this proposed rulemaking is 34 Pa.C.S. (relating to Game and Wildlife Code) (code).

This proposed rulemaking was made public at the April 9, 2019, meeting of the Commission. Comments can be sent until July 17, 2019, to the Director, Information and Education, Game Commission, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797.

1. Purpose and Authority

At present, the minimum caliber and bullet weight requirements to hunt elk are .27 caliber and 130 grains, respectively. These requirements do not currently permit the use of the 6.5 mm Creedmoor round. Sportsmen have requested that the Commission review current regula-

tions and consider adjustments to allow use of the 6.5 mm Creedmoor round and related .26 caliber firearms. The Commission has since reviewed the .26 caliber range and determined that these firearms provide adequate and commonly accepted kinetic energies to efficiently and ethically harvest elk. The Commission is proposing to amend § 141.47 to reduce the minimum caliber and bullet weight to .26 caliber and 120 grains, respectively.

Section 2102(d) of the code (relating to regulations) authorizes the Commission to “promulgate regulations stipulating the size and type of traps, the type of firearms and ammunition and other devices which may be used, the manner in which and the location where the devices may be used, the species the devices may be used for and the season when the devices may be used.” The amendments to § 141.47 are proposed under this authority.

2. *Regulatory Requirements*

This proposed rulemaking will amend § 141.47 to reduce the minimum caliber and bullet weight to .26 caliber and 120 grains, respectively.

3. *Persons Affected*

Persons wishing to hunt or take elk within this Commonwealth may be affected by this proposed rulemaking.

4. *Cost and Paperwork Requirements*

This proposed rulemaking should not result in any additional cost or paperwork.

5. *Effective Date*

This proposed rulemaking will be effective upon final-form publication in the *Pennsylvania Bulletin* and will remain in effect until changed by the Commission.

6. *Contact Person*

For further information regarding this proposed rulemaking, contact Randy L. Shoup, Director, Bureau of Wildlife Protection, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797, (717) 783-6526.

BRYAN J. BURHANS,
Executive Director

Fiscal Note: 48-444. No fiscal impact; (8) recommends adoption.

Annex A
TITLE 58. RECREATION
PART III. GAME COMMISSION
CHAPTER 141. HUNTING AND TRAPPING
Subchapter C. BIG GAME

§ 141.47. Elk.

(a) *Permitted devices.* It is lawful to hunt elk during the elk season with any of the following devices:

(1) A manually operated, centerfire rifle or handgun. The firearm must be a [.27] .26 caliber or larger firearm that propels single-projectile ammunition [130] 120 grains or larger.

* * * * *

[Pa.B. Doc. No. 19-782. Filed for public inspection May 24, 2019, 9:00 a.m.]

GAME COMMISSION

[58 PA. CODE CH. 141]

Hunting and Trapping; Furbearers

To effectively manage the wildlife resources of this Commonwealth, the Game Commission (Commission) pro-

posed at its April 9, 2019, meeting to amend §§ 141.63, 141.67 and 141.68 (relating to definitions; furbearer seasons; and prohibited devices) to provide greater clarity in common trapping terminology and increased understanding in what trapping devices are permitted within this Commonwealth.

This proposed rulemaking will not have an adverse impact on the wildlife resources of this Commonwealth.

The authority for this proposed rulemaking is 34 Pa.C.S. (relating to Game and Wildlife Code) (code).

This proposed rulemaking was made public at the April 9, 2019, meeting of the Commission. Comments can be sent until July 17, 2019, to the Director, Information and Education, Game Commission, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797.

1. *Purpose and Authority*

The Commission is proposing a number of amendments to §§ 141.63, 141.67 and 141.68 to provide greater clarity in common trapping terminology and increased understanding in what trapping devices are permitted within this Commonwealth. To this end, the Commission is proposing to amend § 141.63 to add the definitions of the terms body-gripping trap, cage or box trap and leg-hold trap.

The Pennsylvania Trapper’s Association has also requested that the Commission amend the definition of a snare to establish consistent definitions for the locks that are legal for use for cable restraints and snares. Cable restraint regulations and definitions were developed to allow live restraint of canids, whereas regulations and definitions for snares were developed to allow for live restraint or kill sets for beaver and otter. Current language in § 141.63 requires that a snare be “equipped with a mechanical sliding metal release lock” and that “Cable restraints must be equipped with an approved lock.” The “approved” locks are listed and visually represented in § 141.66(g) (relating to cable restraints). The current list of approved locks is based upon research conducted during the development of Best Management Practices for Trapping in the United States. The change is intended to expand the number and types of locks available to trappers using snares. Furthermore, these changes will provide consistency in the legal lock requirements for cable restraints and snares.

Cage or box traps are efficient, selective and humane tools for harvesting furbearers. Section 2361 of the code (relating to unlawful acts concerning taking of furbearers) references the Commission’s authority to approve cage or box type traps for taking furbearers, but their permitted use has not been asserted in the trapping regulations. The Commission is proposing to amend §§ 141.67 and 141.68 to specifically add cage or box traps, as well as other currently accepted trapping devices, to the list of approved devices.

Section 2102(d) of the code (relating to regulations) authorizes the Commission to “promulgate regulations stipulating the size and type of traps, the type of firearms and ammunition and other devices which may be used, the manner in which and the location where the devices may be used, the species the devices may be used for and the season when the devices may be used.” The amendments to §§ 141.63, 141.67 and 141.68 are proposed under this authority.

2. *Regulatory Requirements*

This proposed rulemaking will amend §§ 141.63, 141.67 and 141.68 to provide greater clarity in common

trapping terminology and increased understanding in what trapping devices are permitted within this Commonwealth.

3. *Persons Affected*

Persons wishing to trap or take furbearers within this Commonwealth may be affected by this proposed rulemaking.

4. *Cost and Paperwork Requirements*

This proposed rulemaking should not result in any additional cost or paperwork.

5. *Effective Date*

This proposed rulemaking will be effective upon final-form publication in the *Pennsylvania Bulletin* and will remain in effect until changed by the Commission.

6. *Contact Person*

For further information regarding this proposed rulemaking, contact Randy L. Shoup, Director, Bureau of Wildlife Protection, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797, (717) 783-6526.

BRYAN J. BURHANS,
Executive Director

Fiscal Note: 48-443. No fiscal impact; (8) recommends adoption.

Annex A
TITLE 58. RECREATION
PART III. GAME COMMISSION
CHAPTER 141. HUNTING AND TRAPPING
Subchapter D. FURBEARERS

§ 141.63. Definitions.

In addition to the definitions contained in the act and this part, the following words, when used in the enforcement of section 2361 of the act (relating to unlawful acts concerning taking of furbearers) have the following meanings, unless the context clearly indicates otherwise:

Artificial cubby—A baited enclosure constructed of natural or artificial material that is designed to house and corral a furbearer into a body-gripping trap.

Body-gripping trap—**A jawed trap device designed to capture and kill a furbearer by compression of the neck or body through the operation of one or two rotating, spring-loaded jaws activated by a trigger.**

Cable restraint—A galvanized stranded steel cable with a minimum diameter of 3/32 inches. The cable must be constructed of either 7 bundles comprised of 7 wires per bundle, 7 bundles comprised of 19 wires per bundle or 1 bundle comprised of 19 wires. The cable may not exceed 7 feet in length from the anchor point to the lock contacting the fully closed loop stop, must be equipped with at least one swivel device (which allows for 360° rotation) between the loop and the anchor and must have stops affixed to the cable to ensure that the circumference of the cable which makes up the loop may not be greater than 38 inches when fully open, or less than 8 inches when fully closed. Cable restraints must be equipped with an approved lock. The lock may not be constructed with moving parts. A cable restraint must include a breakaway device affixed between the lock and cable or at the end of the cable that is rated at 375 pounds or less. The cable must be maintained in good condition so that all components operate properly.

Cage or box trap—**An enclosure trap designed to capture and restrain a live furbearer by confine-**

ment in a cage or box through the operation and closure of a door or portal activated by a trigger.

Foot encapsulating trap—A device that has all triggering and restraining mechanisms enclosed by a housing which, once set, allows access to the triggering mechanism through a single opening not to exceed 2 inches in diameter or diagonally and is anchored by a swivel-mounted anchoring mechanism.

Leg-hold trap—**A jawed trap device designed to capture and restrain a live furbearer by the foot through operation of one or two rotating, spring-loaded jaws activated by a trigger.**

Marsh, pond or dam—A standing body of water.

Snare—A looped [**galvanized**] **galvanized** or stainless stranded steel cable 3/32 inches in diameter equipped with [**a mechanical sliding metal release lock**] **an approved lock listed in § 141.66(g) (relating to cable restraints)**. A metal ferrule shall be crimped on the cable to prevent the snare loop from closing to a circumference less than 7 inches.

Waterway or watercourse—A riverine system that contains water which includes the semi-permanent flooded area.

§ 141.67. Furbearer seasons.

(a) *Permitted devices.* It is lawful to hunt or take furbearers during any furtaking season with the following devices:

(1) A manually operated or semiautomatic rifle or manually operated handgun that propels single-projectile ammunition.

(2) A manually operated or semiautomatic, centerfire shotgun or muzzleloading shotgun. The firearm must be 10 gauge or less, that propels single-projectile ammunition or multiple-projectile shotgun ammunition not larger than # 4 buckshot. The centerfire shotgun's magazine capacity may not exceed two rounds. The shotgun's total aggregate ammunition capacity may not exceed three rounds.

(3) A muzzleloading rifle or handgun that propels single-projectile ammunition.

(4) A bow and arrow.

(5) A crossbow and bolt.

(6) A manually operated or semiautomatic air rifle or manually operated air handgun .22 caliber or larger that propels single-projectile pellet or bullet ammunition. BB ammunition is not authorized.

(7) A leg-hold trap, except as prohibited under section 2361(a)(8) of the act (relating to unlawful acts concerning taking of furbearers).

(8) A body-gripping trap, except as prohibited under section 2361(a)(11) of the act.

(9) A cable restraint device authorized by § 141.66 (relating to cable restraints).

(10) A snare, except as prohibited under § 141.62(b) (relating to beaver and otter trapping).

(11) A cage or box trap, except as prohibited under section 2361(a)(17) of the act.

(b) *Prohibitions.* While hunting furbearers during any furbearer hunting or trapping season, it is unlawful to:

(1) Use or possess multiple-projectile shotgun ammunition larger than # 4 buckshot, except as authorized under

section 2525 of the act (relating to possession of firearm for protection of self or others).

(2) Use or possess a device or ammunition not provided for in the act or in this section, except as authorized under section 2525 of the act.

(3) Use any firearm, other than authorized in this paragraph, to dispatch legally trapped furbearers during the overlap with the regular or special firearms deer seasons:

(i) A manually operated or semiautomatic rimfire rifle or manually operated rimfire handgun .22 caliber or less.

(ii) A manually operated or semiautomatic air rifle or manually operated air handgun between .177 and .22 caliber, inclusive, that propels single-projectile pellet or bullet ammunition. BB ammunition is not authorized.

§ 141.68. Prohibited devices.

It is unlawful to take furbearers through the use of the following devices:

(1) Fish hooks, snagging hooks or any other hooks of similar design.

(2) Implements that are not lawful traps, snares, cable restraints, firearms, bows or crossbows.

[Pa.B. Doc. No. 19-783. Filed for public inspection May 24, 2019, 9:00 a.m.]

GAME COMMISSION

[58 PA. CODE CH. 141]

Hunting and Trapping; Wild Pheasant Recovery Areas

To effectively manage the wildlife resources of this Commonwealth, the Game Commission (Commission) proposed at its April 9, 2019, meeting to amend § 141.28 (relating to wild pheasant recovery areas) by eliminating the Hegins-Gratz Valley Wild Pheasant Recovery Area (WPRAs), modifying the boundaries of the Central Susquehanna and Franklin County WPRAs and removing the dog training restriction within areas designated as WPRAs to better represent and protect existing populations of wild pheasants.

This proposed rulemaking will not have an adverse impact on the wildlife resources of this Commonwealth.

The authority for this proposed rulemaking is 34 Pa.C.S. (relating to Game and Wildlife Code) (code).

This proposed rulemaking was made public at the April 9, 2019, meeting of the Commission. Comments can be sent until July 17, 2019, to the Director, Information and Education, Game Commission, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797.

1. Purpose and Authority

The Commission has completed a final report on the WPRAs project and are recommending several changes to WPRAs status and regulations based on the findings of the report. The Hegins-Gratz Valley WPRAs was established by the Commission in 2010. In 2011, 300 wild pheasants were trapped and transferred to the WPRAs and annual population and habitat monitoring have continued through 2018. Population surveys show that current wild pheasant numbers in this WPRAs are very low, and much lower than the initial population at the conclusion of releases. The Commission has concluded that due to habitat conditions, a huntable wild pheasant population is not achievable or sustainable within this WPRAs, and

that in keeping with guidelines established in the Pennsylvania Ring-necked Pheasant Management Plan for unsuccessful WPRAs, the Hegins-Gratz Valley WPRAs should be dissolved and the area should be reopened to either-sex pheasant hunting and to the stocking of game farm pheasants. Boundary changes are recommended for both the Central Susquehanna and Franklin County WPRAs, reducing the size of each WPRAs to better represent existing populations of wild pheasants. Finally, removal of the dog training restriction within WPRAs is recommended as there is low likelihood of negative impacts from this activity on now-established pheasant populations.

Section 2102(a) of the code (relating to regulations) provides that "The commission shall promulgate such regulations as it deems necessary and appropriate concerning game or wildlife and hunting or furtaking in this Commonwealth, including regulations relating to the protection, preservation and management of game or wildlife and game or wildlife habitat, permitting or prohibiting hunting or furtaking, the ways, manner, methods and means of hunting or furtaking, and the health and safety of persons who hunt or take wildlife or may be in the vicinity of persons who hunt or take game or wildlife in this Commonwealth." The amendments to § 141.28 are proposed under this authority.

2. Regulatory Requirements

This proposed rulemaking will amend § 141.28 by eliminating the Hegins-Gratz Valley WPRAs, modifying the boundaries of the Central Susquehanna and Franklin County WPRAs and removing the dog training restriction within areas designated as WPRAs to better represent and protect existing populations of wild pheasants.

3. Persons Affected

Persons wishing to hunt or take pheasants or train dogs on small game within areas designated as WPRAs may be affected by this proposed rulemaking.

4. Cost and Paperwork Requirements

This proposed rulemaking should not result in any additional cost or paperwork.

5. Effective Date

This proposed rulemaking will be effective upon final-form publication in the *Pennsylvania Bulletin* and will remain in effect until changed by the Commission.

6. Contact Person

For further information regarding this proposed rulemaking, contact Randy L. Shoup, Director, Bureau of Wildlife Protection, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797, (717) 783-6526.

BRYAN J. BURHANS,
Executive Director

Fiscal Note: 48-442. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 58. RECREATION

PART III. GAME COMMISSION

CHAPTER 141. HUNTING AND TRAPPING

Subchapter B. SMALL GAME

§ 141.28. Wild pheasant recovery areas.

(a) *Definition.* For the purpose of this section, the phrase "wild pheasant recovery area" (WPRAs) includes and is limited to the following geographic locations.

(1) *Central Susquehanna WPR*A. Portions of WMU 4E in Northumberland, Montour and Columbia Counties, bounded and described as follows. Beginning in the southwestern extent of the WPR at the intersection of Interstate 80 and Interstate 180, proceed north on Interstate 180 for approximately 7.2 miles to the intersection of Hughes Road. The boundary follows Hughes Road east for 0.2 mile to Susquehanna Trail. Follow Susquehanna Trail south for 0.2 mile to Schmidt Road. Follow Schmidt Road for 1.6 miles to Miller Road. Follow Miller Road east for 1.1 miles to intersection of Hockey Hill Road. Go right on Hockey Hill Road then left onto Pugmore Lane. Follow Pugmore Lane for 0.7 mile to Harrison Road. The boundary follows Harrison Road south for 0.7 mile to Showers Road. Follow Showers Road for 1.2 miles east to intersection of Gearhart Road. Turn right on Gearhart Road and go south for 0.6 mile to the intersection of Hickory Road. The boundary follows Hickory Road east for 0.6 mile then left onto Mingle Road for 0.9 mile until rejoining Hickory Road for another 0.8 mile to the intersection of Muncy Exchange Road. The boundary follows Muncy Exchange Road south for 1.4 miles to bridge over the West Branch of Chillisquaque Creek near the intersection of State Highway 44. The boundary follows the West Branch of Chillisquaque Creek south for approximately 2.1 miles to the bridge on Arrowhead Road. The boundary follows Arrowhead Road west for 0.8 mile to the intersection of State Highway 54. Follow State Highway 54 south for 2.6 miles to the intersection of State Highway 254. Follow State Highway 254 west for 6.6 miles to the intersection of [State Highway 44. Follow State Highway 44 south for 1.1 miles to the intersection of State Highway 642. Follow State Highway 642 southwest for 2.3 miles to the intersection of Billhime Road. Turn right onto Billhime Road and go 1.1 miles to the intersection of East Diehl Road. Turn left on East Diehl Road then right onto Camelton Hill Road. Follow Camelton Hill Road for 1 mile to the intersection of Blee Hill Road. The boundary follows Blee Hill Road northwestward for 0.6 mile to the intersection of Hillside Drive. Turn left onto Hillside Drive and follow west for 3.2 miles until State Highway 54. Cross State Highway 54 onto Steckermill Road and go 0.4 mile to the intersection of Keefer Mill Road. Turn right onto Keefer Mill Road and follow north for 0.8 mile to the intersection Mexico Road. Turn right on Mexico Road for 0.1 mile and then turn left onto Keefer Mill Road for 0.6 mile to the intersection of State Highway 254. The boundary follows State Highway 254 west for 5.5 miles to the intersection of Interstate 80. Follow Interstate 80 west for 3.4 miles to the intersection Interstate 180 and the point of origin] Interstate 80. Follow Interstate 80 west for 3.4 miles to the intersection of Interstate 180 and the point of origin.

(2) [*Hegins-Gratz Valley WPR*A. That portion of WMU 4E in Schuylkill and Dauphin Counties from Matterstown Road (Rt. 1007) to PA Rt. 901 at Taylorsville. The WPR is bounded on the north by the Mahantango Creek. Beginning at the town of Pillow in Dauphin County, proceeding east on Market Street (Rt. 1026) to the Mahantango Creek, which is the Northumberland and Dauphin County border until entering Schuylkill County at Klingerstown. Continuing northeast along the Mahantango Creek in Schuylkill County to Taylorsville Road (Rt. 4039) at Haas, to Taylorsville and then proceeding south on PA Rt. 901. Proceed-

ing south and southeast on PA Rt. 901 to I-81. Proceeding southwest on I-81 and then west on PA Rt. 25, then from PA Rt. 25, proceeding south and west on Dell Road and then northwest and west on Pine Drive (State Hwy. 4009), continuing west on Pine Drive, T593 and north on T592 to Pine Creek. The southern boundary then follows Pine Creek west along the northern side of Broad Mountain to Spring Glen. From Spring Glen, continuing west on PA Rt. 25, crossing into Dauphin County to Gratz, then proceeding southwest from Gratz on Specktown Road (State Hwy. 1014) to South Crossroads Road (PA Rt. 1009). Proceeding south on South Crossroads Road (PA Rt. 1009) to PA Rt. 209 and southwest to Elizabethville. From Elizabethville continue west on Main Street (PA Rt. 209), then turn north onto Botts Road (T462). At the first intersection, turn north onto Feidt Road (T461), then turn east onto West Matterstown Road (Rt. 4008), turn north onto Matterstown Road (Rt. 1007). Turn right or east onto Berrysburg Road (PA Rt. 25) which turns into Market St. Turn left or north onto Lykens St. Turn right or east onto Mountain Road (T639). Turn left or north on PA Rt. 225 into Pillow on PA Rt. 225, ending at Market St. (Rt. 1026).

(3)] *Franklin County WPR*A. That portion of WMUs 4A and 5A in Franklin County [from PA Rt. 30 on the northern border to the Pennsylvania/Maryland state border on the southern border, and from Cove Mountain on the western border to the towns of Laurich and Williamson and the Conococheague Creek on the eastern border. The WPR is bounded on the north by PA Rt. 30 (Lincoln Highway). Beginning at the town of Fort Loudon at the intersection of PA Rt. 30 (Lincoln Highway) and PA Rt. 75, proceed east on PA Rt. 30 (Lincoln Highway), through St. Thomas and continue east to Laurich. Just east of Laurich, proceed south along Back Creek to SR 3012 (Jack Road). Proceed west along SR 3012 (Jack Road), then south along Weber Road. Continue south and southwest along Weber Road to the intersection of Weber, Grapevine and Jacks Mill Roads. Proceed southwest along Grapevine Road and then northwest to intersection with SR 3013. Turn south onto SR 3013 (St. Thomas Williamson Road) and then west onto State Rt. 995. Proceed west and then south on State Rt. 995 through Williamson to the West Branch of the Conococheague Creek (northeast of Welsh Run). Proceed along the West Branch of the Conococheague Creek to the confluence with Conococheague Creek. Follow the Conococheague Creek south to the Pennsylvania/Maryland state border. Proceed west along the Pennsylvania/Maryland state border to State Rt. 456. Proceed northeast along State Rt. 456 to State Rt. 16. Proceed east on State Rt. 16 to Mountain Road. Proceed northeast on Mountain Road to State Rt. 75. Proceed northwest on State Rt. 75 to the intersection of State Rt. 75 and State Rt. 30 at Fort Loudon] bounded and described as follows: Beginning at the town of Mercersburg at the intersection of PA Rt. 16 (N. Main St.) and Johnstons Ln., proceed 1.9 miles west on Johnstons Ln. At the intersection of Johnstons Ln. and Charlestown Rd., proceed 0.7 mile due west following the Montgomery/Peters Township lines to the top of Cove Mountain. Proceed south along the Montgomery/Warren Township lines following the

spine of Cove Mountain 7.9 miles to its intersection with cleared gas line utility right-of-way. Proceed 4.3 miles northeast along utility right-of-way to its intersection with Blairs Valley Rd. Proceed 1 mile south on Blairs Valley Rd. to the intersection with Hunter Rd. Proceed 2.5 miles east on Hunter Rd. to the intersection with Rt. 75 (Fort Loudon Rd.). Proceed across Rt. 75 onto Garnes Rd. and follow 2.6 miles northeast to the intersection with Rt. 416 (Mercersburg Rd.). Proceed 2.4 miles north on Rt. 416 to the intersection with Rt. 16 (Buchanan Trail West). Proceed 2.7 miles northwest on Rt. 16 through the town of Mercersburg to the intersection with Johnstons Ln. at point of origin.

(b) *Prohibitions.* It is unlawful to:

(1) Release artificially propagated pheasants any time within any area designated as a WPR.

(2) [**Train dogs in any manner from March 1 through July 31 within any area designated as a WPR.**]

(3) [Hunt pheasants within any area designated as a WPR, except the Director may authorize limited youth pheasant hunting opportunities by Commission-issued access permit in the Central Susquehanna WPR. During any year youth pheasant hunting opportunities are authorized in the Central Susquehanna WPR, the Director will establish the number of hunting access permits to be issued, a manner of distribution for a limited number of access permits to be raffled off by an organization promoting pheasant recovery efforts within this Commonwealth, and designate one or more pheasant hunt zones within the WPR prior to the opening of the earliest established youth pheasant season. The Director or a designee will establish the application deadline and the date, time and location for the random drawing of applications for the issuance of any remaining limited youth pheasant hunting access permits within the Central Susquehanna WPR. Limited youth pheasant hunting access permits are not transferrable. A pheasant hunting access permit shall be signed and carried on person when hunting or taking pheasants within the Central Susquehanna WPR.]

[Pa.B. Doc. No. 19-784. Filed for public inspection May 24, 2019, 9:00 a.m.]

GAME COMMISSION

[58 PA. CODE CH. 147]

Deer Control; Special Permits

To effectively manage the wildlife resources of this Commonwealth, the Game Commission (Commission) proposed at its April 9, 2019, meeting to amend § 147.322 (relating to application for deer control permit) to require applicants to provide specific hunter and hunter harvest information from previous public hunting activities upon their application.

This proposed rulemaking will not have an adverse impact on the wildlife resources of this Commonwealth.

The authority for this proposed rulemaking is 34 Pa.C.S. (relating to Game and Wildlife Code) (code).

This proposed rulemaking was made public at the April 9, 2019, meeting of the Commission. Comments can be

sent until July 17, 2019, to the Director, Information and Education, Game Commission, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797.

1. *Purpose and Authority*

Section 147.322 has historically required that all “[p]ublic land within the proposed boundaries shall be open to lawful public hunting unless otherwise prohibited under this title or as otherwise authorized or waived by the Director.” In large part, this requirement is derived directly from section 103 of the code (relating to ownership, jurisdiction and control of game and wildlife) which provides, in relevant part, that “[t]he commission shall utilize hunting and trapping as methods of effecting necessary management of game, furbearer and wildlife populations.” While section 103 does not limit management of wild resources to public hunting only, the Commission has concluded that it is clearly intended as the primary method of management.

Over the years, the Commission has observed that deer control permit applicants utilize varying degrees of use of public hunting as a prerequisite to meeting the public hunting requirement of § 147.322. Many applicants have established organized controlled hunts, while others have organized or invited established hunting clubs onto the public or private, or both, properties covered by the permit to help reduce deer populations. However, at present, the Commission has no way to validate the information provided within deer control applications concerning these public hunt activities. The Commission is proposing to amend § 147.322 to require applicants to provide specific hunter and hunter harvest information from previous public hunting activities with the application. This action will improve the use and prominence of public hunting as the primary method of wild resource management without unduly restricting the purpose and ultimate goals of the deer control permit program.

Section 2901(b) of the code (relating to authority to issue permits) provides that “the commission may, as deemed necessary to properly manage the game or wildlife resources, promulgate regulations for the issuance of any permit and promulgate regulations to control the activities which may be performed under authority of any permit issued.” The amendments to § 147.322 are proposed under this authority.

2. *Regulatory Requirements*

This proposed rulemaking will amend § 147.322 to require applicants to provide specific hunter and hunter harvest information from previous public hunting activities with the application.

3. *Persons Affected*

Persons wishing to make application for a deer control permit within this Commonwealth may be affected by this proposed rulemaking.

4. *Cost and Paperwork Requirements*

This proposed rulemaking should not result in any additional cost or paperwork.

5. *Effective Date*

This proposed rulemaking will be effective upon final-form publication in the *Pennsylvania Bulletin* and will remain in effect until changed by the Commission.

6. Contact Person

For further information regarding this proposed rule-making, contact Randy L. Shoup, Director, Bureau of Wildlife Protection, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797, (717) 783-6526.

BRYAN J. BURHANS,
Executive Director

Fiscal Note: 48-445. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 58. RECREATION

PART III. GAME COMMISSION

CHAPTER 147. SPECIAL PERMITS

Subchapter R. DEER CONTROL

POLITICAL SUBDIVISIONS

§ 147.322. Application for deer control permit.

(a) An application for a deer control permit shall be completed and submitted by an authorized officer or employee of the political subdivision, homeowners association or nonprofit land-holding organization in the form and manner required by the Director.

(b) An application for a deer control permit must contain the following information:

(1) *Description.* A comprehensive description of the background and scope of the white-tailed deer population or damage problem, or both. The description must include a report of all alternative solutions or other steps taken by the applicant to mitigate the white-tailed deer population or damage problem, or both, prior to application for this permit **[and must specifically define how licensed public hunting for white-tailed deer has been utilized in the problem area and what results hunting activities have had on the population or damage problem, or both]**.

(2) Public hunting requirement. The application must specifically define how licensed public hunting for white-tailed deer has been utilized in the problem area and what results hunting activities have had on the population or damage problem, or both. The application must list the name, C.I.D. number and hunter harvest information related to public hunting activities that have previously taken place in the problem area.

(3) Deer management plan. A comprehensive deer management plan which sets forth the applicant's white-tailed deer management goals, recommended implementation plan and a reference to the specific number of animals sought to be removed. The applicant shall specifically define how licensed public hunting for white-tailed deer will be utilized in the problem area during the term of the requested deer control permit.

[(3)] (4) Map.

(i) A map or set of maps showing the proposed project area and its boundaries and clearly illustrating all of the following distinct features and areas within the proposed project area:

- (A) Land uses.
- (B) Cover types.
- (C) Areas open to public hunting for white-tailed deer.
- (D) Areas damaged by white-tailed deer.
- (E) Areas of white-tailed deer congregation.
- (F) Applicable safety zones.
- (G) Proposed white-tailed deer control areas.

(ii) The map must indicate the individual acreage values for each of the listed features and acres.

* * * * *

[Pa.B. Doc. No. 19-785. Filed for public inspection May 24, 2019, 9:00 a.m.]

NOTICES

DEPARTMENT OF AGRICULTURE

Agricultural Research Project Contractors

The Department of Agriculture (Department) is soliciting applications to conduct agricultural research on one or more of the following research topic areas, with the research to be conducted from July 1, 2019, to June 30, 2020, with the possibility, but not the assurance, of extending that research into subsequent years.

This notice establishes the procedures by which grant applications will be solicited and reviewed, and by which grants will be awarded.

1. *Grant Solicitation.* The Department will accept grant applications for the purposes, in the form and according to the schedule set forth as follows. Additional publication and dissemination of this notice shall be made to applicants who have previously submitted grant applications to or received grants from the Department, as well as any individuals or entities who have requested notification from the Department of grant availability.

2. *Research Topic Areas.* The research topics the Department is interested in funding are as follows:

a. *Ongoing multiyear research projects.* The Department has, in previous years, provided funding for various multiyear research projects that might be continued or extended to complete research the Department identifies as addressing continued priorities of the agricultural industry. The Department will consider proposals to continue supporting previously funded research.

b. *Climate adaptation and mitigation strategies for Commonwealth agriculture.* In its Fourth National Climate Assessment in November 2018, the United States Global Change Research Program provided an authoritative report on the potential impacts of climate change across the global economy, including agriculture. Ironically, in Chapter 18, the report suggests that climate changes could have both beneficial and detrimental impacts in the Northeast:

Studies suggest that Northeast agriculture, with nearly \$21 billion in annual commodity sales, will benefit from the changing climate over the next half-century due to greater productivity over a longer growing season (see also Ch. 10: Ag & Rural). However, excess moisture is already a leading cause of crop loss in the Northeast. Recent and projected increases in precipitation amount, intensity, and persistence indicate increasing impacts on agricultural operations. Increased precipitation can result in soil compaction, delays in planting, and reductions in the number of days when fields are workable. If the trend in the frequency of heavy rainfall prior to the last frost continues, overly wet fields could potentially prevent Northeast farmers from taking full advantage of an earlier spring. Increased soil erosion and agricultural runoff—including manure, fertilizer, and pesticides—are linked to excess nutrient loading of water bodies as well as possible food safety or public health issues from food and waterborne infections. Warmer winters are likely to increase livestock

productivity in the Northeast but are expected to also increase pressure from weeds and pests, demand for pesticides, and the risk of human health effects from increased chemical exposures.

The projected changes in precipitation intensity and temperature seasonality would also affect streams and the biological communities that live in them. Freshwater aquatic ecosystems are vulnerable to changes in streamflow, higher temperatures, and reduced water quality.

The Department seeks proposals that help to identify adaptation strategies and combinations of strategies that are of greatest utility in this Commonwealth and the mid-Atlantic region.

c. *Spotted lanternfly.* Spotted lanternfly, *Lycorma delicatula*, was detected in this Commonwealth 4 years ago, and quickly established itself as a damaging pest in neighborhoods, forests and agricultural settings. As with any new invasive species, significant knowledge gaps exist in understanding of the pest and its potential effects on this Commonwealth. The Department will consider research proposals that address basic and applied research on spotted lanternfly, with priority given to proposals that analyze the pest's economic impacts on agriculture, general commerce and communities, on integrated pest management strategies for agricultural commodities of importance to this Commonwealth and on basic biological research that will allow us to develop more sophisticated, cost-effective and environmentally-low-impact control strategies.

d. *Powdery mildew in hops.* With the increasing popularity and scale of this Commonwealth's craft beer industry, there is greater demand for hops produced within this Commonwealth. Although hops production is relatively small in this Commonwealth, a number of potential growers are considering the opportunity as a way of capitalizing on increased demand, while diversifying their operation. A growing threat to hops, however, is powdery mildew, a fungal disease that can significantly reduce yields, distort and cause defects in hop cones, and contribute to premature ripening. The Department is seeking research proposals on how to prevent powdery mildew in hops, as well as research on treatment methods.

e. *Economic impact and estimated costs of compliance with Chesapeake Bay Total Maximum Daily Load.* This Commonwealth has made considerable progress to reduce nutrient loads into waterways, particularly within the Chesapeake Bay watershed. Despite these reductions, considerable work remains for the agriculture and urban stormwater sectors to reduce nutrient runoff further within the bay watershed. Estimates of potential costs associated with this necessary work are outdated. The most recent reliable estimate of the amount of resources required to implement nonpoint source best management practices (BMP) fully for the agriculture sector is an August 2013 report from the Pennsylvania State University's Environmental and Natural Resources Institute that showed a need of \$3.6 billion in capital costs or, on an annualized basis and including operation and maintenance

nance costs, \$378.3 million per year through 2025. The Department will accept research proposals to update estimated costs of nonpoint source BMP installation as the Commonwealth works to prepare the third phase of its Watershed Implementation Plan.

f. *Inventory of noncost-shared conservation BMP in agriculture.* In 2016, the Commonwealth partnered with agricultural organizations and academia to survey and inventory farmers' voluntary efforts to implement conservation BMP without the assistance of public investment. This noncost share survey and the results are part of the Commonwealth's Chesapeake Bay restoration goal in that results are used to generate credit for previously unacknowledged water quality improvements on the part of the agriculture sector. The Department will accept research proposals to replicate the survey using the 2016 design, including onfarm verification of reported improvements by a sample of the survey's total population.

g. *Pollinator Protection Plan.* The Commonwealth released the Pennsylvania Pollinator Protection Plan in January 2018 following an extensive process of engagement with stakeholders. The report, as found on the Department's web site at www.agriculture.pa.gov under the "Hot Topics" heading, provides a series of recommendations to provide a broad framework in which to consider and improve pollinator health in this Commonwealth. The report is designed to be used by a variety of communities and stakeholder groups at multiple levels, from local to Statewide. The Department will accept proposals that align with the eight recommendations for research found in Chapter 5 of the report.

h. *Alternative uses for fluid milk.* Increasing production combined with declining consumption has led to an oversupply of fluid milk. To build demand, some have proposed non-nutritional uses of milk, including for cosmetic purposes, as a cleansing agent or as a plant fertilizer. The Department will accept research proposals in support of the development of alternative milk-based products that are intended for nonhuman-consumption purposes.

i. *Support for dairy product research and development.* Product innovation often is key to maintaining relevance in the eyes of consumers and protecting market share. Given the alternatives available to customers in the marketplace, there is a need for innovation in the dairy sector. The Department will consider proposals for research and development projects specific to dairy. Projects can include, but are not limited to: new types or classes of dairy products; new ways to incorporate dairy into other types of value-added products; or new ways of packaging different classes of dairy products to boost sales. Proposals submitted under this category should demonstrate a strong partnership between food or dairy, or both, processors and manufacturers and research institutions, including private operations and those affiliated with institutions of higher education.

j. *Pilot demonstration(s) of blockchain technology in agricultural food systems.* Blockchain technology provides a comprehensive ledger of transactions along a supply chain. Blockchain can improve the traceability and transparency of agriculture value chains, enabling consumers to know more confidently the origin of their food products and enabling the Department to ensure chains of custody and product compliance with a wide array of regulatory requirements. The Department will accept research pro-

posals aimed at piloting this technology within specific sectors of agriculture to further test the results of initial research conducted with 2018 funding, and to begin building business processes and partnerships essential to successfully integrating blockchain technology into the Department's toolset.

k. *Market potential of industrial hemp.* With the passage of the Federal 2018 Farm Bill, commercial production of hemp has become possible. However, little research exists on the potential market for hemp products, including seeds, oils and fiber. The Department will accept research proposals that seek to quantify the market potential for industrial hemp-derived products, including the most promising products for generating positive returns on investment and barriers to realizing this industry's fullest potential (for example, processing capacity, access to financial services, technology to harvest crops economically and efficiently, and the like). Projects are encouraged that evaluate current research on hemp products such as hemp seed, hemp seed meal and hemp seed oil for use as animal food, and that include resources to shepherd those products through the correct process to be officially recognized as a common animal food ingredient with a standard of identity. CBD and other phytocannabinoids will not be accepted as animal food ingredients for this research project.

l. *Workforce development.* Developing a workforce development plan specific to agriculture is a priority of the Department. Initial research suggests nearly 75,000 employment vacancies will occur over the next decade within this Commonwealth's agriculture and food industries. The Department is interested in finding ways to increase the education and training opportunities for people who are high school graduates in the industry who do not wish to participate in post-secondary education. It encourages proposals from entities from within or that support the agriculture and food industry to design and implement micro-credentials or badges that teach specific skills that are not a part of the formal education systems. Interested parties will use a specific format for credential development provided by the Department. Mini-grants not to exceed \$2,500 will be used to support development efforts and the process that will be used to evaluate the efficacy of the credential.

m. *Hydroponics and aquaponics.* Within this Commonwealth, hydroponics and aquaponics systems have been recognized as both an excellent way to teach STEM (science, technology, engineering and math) knowledge and skills and as cluster of technology which can support additional economic development in the food sector. The Department is interested in supporting action research where a hydroponics and aquaponics practitioner and an academic researcher get together to do research on a problem area that can solve a practical problem. These will be mini-grants of no more than \$5,000 which may address issues such as, but not limited to, bringing production to a larger scale, lighting, nutrient solutions, integrated pest management and integration into broader market structures. The practitioner needs to apply the research-based solution and report their results for inclusion on a public database as a part of the project.

n. *Urban agriculture.* Urban agriculture and intensive agriculture practices have grown exponentially across this Commonwealth in recent years, with hundreds of projects operating in urban centers. The Department will accept

proposals for research projects supported by mini-grants of no more than \$5,000 where an urban agriculture practitioner and an academic researcher collaborate to solve a problem related to urban agriculture practice. Topics may include, but are not limited to, season extension, soil testing and remediation, intensive farming, production of new crops, adding value through canning and other forms of preservation, new distribution and marketing processes, and ensuring more reliable access to safe water. The practitioner needs to apply the research-based solution and report their results for inclusion on a public database as a part of the project.

o. Pesticide impact on sensitive crops. This Commonwealth's increase in organic production, its diverse agriculture, and its blending of agricultural and non-agricultural land use all create complex neighbor interactions related to pesticide use. In particular, sensitive crops are being affected by herbicide drift, which occurs by means of both direct drift and volatilization. The Department will consider research leading to the development of best management practices for producers of sensitive crops and for pesticide applicators working within proximity of sensitive crops. Research should lead to development of educational materials, which may include alternate choices of pesticides or application protocols to minimize drift under certain conditions, or the development of best practices for growers of sensitive crops to prevent unwanted drift from affecting their crops.

p. Building a noxious weed resource library. The Controlled Plant and Noxious Weed Committee is charged with making changes to this Commonwealth's noxious weed list. There are hundreds of plants that could be considered for the list, and the committee must establish priorities on which weeds to consider. The Department would consider funding a literature review research project on important weeds. Working in conjunction with weed specialists on the committee, the researcher would build a library of pertinent resources to evaluate and prioritize weeds proposed for consideration by the committee. Gaps in available resources would also be identified through this process.

3. Grant Agreement. The terms and conditions of the grant will be governed by a grant agreement between the Department and the applicant which shall be tendered to the applicant for execution, returnable in no more than 30 days.

4. Application Delivery and Deadline. Interested applicants must submit a complete electronic research project proposal and grant application using the Department of Community and Economic Development's Electronic Single Application web site at <https://www.esa.dced.state.pa.us/Login.aspx> by 4 p.m. on Friday, June 28, 2019. Questions regarding this online application process may be directed to Sheila Strubhar, Chief of the Contracts and Procurement Division for the Department, (717) 787-1467.

5. Scoring of Applications. The Department will evaluate each complete and timely-filed project proposal and grant application it receives, using a 100-point scale assessing:

- a. Up to 10 points for the research project needs statement.
- b. Up to 15 points for the impact of research outcomes.
- c. Up to 5 points for the presence of additional funding partners or matching funds.

- d. Up to 30 points for the research methodology.
- e. Up to 20 points for project evaluation and replicability.
- f. Up to 20 points for support and participation from industry.

6. Scores. Upon completion of evaluations, the Department will prepare a record identifying each complete and timely-filed project proposal and grant application received and the numerical score assigned to each. The Department shall award grants based upon its evaluation and scoring.

7. Multiyear Projects or Extensions. The Department may award grant funding for multiyear projects or extensions of an ongoing project, if the Department identifies that a multiyear term or an extension advances the grant's objectives. Requests for extensions of ongoing projects shall be made, evaluated and processed in accordance with all the requirements of this notice.

8. Notice of Award. Applicants shall be notified by mail of the decision on their grant applications by the Department. Best efforts will be made to do so within 15 days of the application deadline.

9. Grant Agreement. With the mailed grant award notice, the Department will provide applicants with a grant agreement for execution and return within 30 days. The Department will obtain the required Commonwealth signatures on the grant agreements and return a copy of the fully-executed grant agreement to the applicant. No grant agreement is effective and work should not commence until all required signatures have been applied to the grant agreement. Among the terms of the grant agreement shall be a requirement that the grant recipient provide the Department full and complete access to all records relating to the performance of the project and submit such information as the Department may require.

10. Nonmatching Cost-Reimbursable Grant. Grants made hereunder do not require the applicant secure or devote a matching sum to the project, but outside funding may be considered as an evaluation criterion under section 5(c) of this solicitation. Payment of grant funds will occur on a reimbursement basis, with the possibility upon the written submission of justification and subsequent approval of the Department of an advance payment option.

11. Allowable Indirect Cost Reimbursement. Grants made hereunder are subject to an indirect cost cap of 15% of total project costs. For the purpose of this research grant funding solicitation, indirect costs shall include administrative salaries and benefits, office supplies and equipment, facility related cost including maintenance and repairs, telephones, memberships/dues, freight/postage cost and any consultant related costs associated with the administration of this research grant.

12. Reporting Requirements. Upon completion of research projects funded through this program, grant recipients will submit to the Department within 60 days a final report detailing the nature of the questions under study, an explanation of the research design and methods, findings of the research and recommendations for future study.

RUSSELL C. REDDING,
Secretary

[Pa.B. Doc. No. 19-786. Filed for public inspection May 24, 2019, 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 14, 2019.

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

Branch Applications

De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
05-06-2019	LINKBANK West Chester Chester County	2010 Fruitville Pike Lancaster Lancaster County	Opened
05-10-2019	Republic First Bank Philadelphia Philadelphia County	305 East Street Feasterville Bucks County	Opened

Branch Discontinuances

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
05-03-2019	Ambler Savings Bank Ambler Montgomery County	395 Main Street Schwenksville Montgomery County	Closed

CREDIT UNIONS

No activity.

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. 19-787. Filed for public inspection May 24, 2019, 9:00 a.m.]

DEPARTMENT OF EDUCATION

Application by Bellevue University to Operate a Location in this Commonwealth

Under 24 Pa.C.S. § 6503(e) (relating to certification of institutions), the Department of Education (Department) will consider the application for approval for Bellevue University to open a location in Pittsburgh, PA. Bellevue University has applied to open a recruiting office in Pittsburgh for the purpose of partnering with the Community College of Allegheny County to help students pursue a bachelor's degree after completing an associate degree at the community college.

In accordance with 24 Pa.C.S. § 6503(e), the Department will act upon the application without a hearing, unless within 30 days after the publication of this notice in the *Pennsylvania Bulletin* a written request for public hearing is filed with the Department, along with a notice

of intervention, a petition to intervene or protest in accordance with 1 Pa. Code §§ 35.23 and 35.24 (relating to protests) or 1 Pa. Code §§ 35.27—35.32 (relating to intervention).

Petitions to intervene, protest and request for hearing shall be filed with the Division of Higher and Career Education, 333 Market Street, Harrisburg, PA 17126-0333 on or before the due date prescribed by this notice. Persons wishing to review the application should phone (717) 783-8228 or write to the previous address to schedule a time for a review.

Persons with a disability who wish to attend the hearing, if held, and require an auxiliary aid, service or other accommodations to participate, should contact the Division of Higher and Career Education at (717) 783-8228 to discuss accommodations.

PEDRO A. RIVERA,
Secretary

[Pa.B. Doc. No. 19-788. Filed for public inspection May 24, 2019, 9:00 a.m.]

DEPARTMENT OF EDUCATION

Application by Bellevue University to Operate a Location in this Commonwealth

Under 24 Pa.C.S. § 6503(e) (relating to certification of institutions), the Department of Education (Department) will consider the application for approval for Bellevue University to open a location in Schnecksville, PA. Bellevue University has applied to open a recruiting office in Schnecksville for the purpose of partnering with the Lehigh Carbon Community College to help students pursue a bachelor’s degree after completing an associate degree at the community college.

In accordance with 24 Pa.C.S. § 6503(e), the Department will act upon the application without a hearing, unless within 30 days after the publication of this notice in the *Pennsylvania Bulletin* a written request for public hearing is filed with the Department, along with a notice of intervention, a petition to intervene or protest in

accordance with 1 Pa. Code §§ 35.23 and 35.24 (relating to protests) or 1 Pa. Code §§ 35.27—35.32 (relating to intervention).

Petitions to intervene, protest and request for hearing shall be filed with the Division of Higher and Career Education, 333 Market Street, Harrisburg, PA 17126-0333 on or before the due date prescribed by this notice. Persons wishing to review the application should phone (717) 783-8228 or write to the previous address to schedule a time for a review.

Persons with a disability who wish to attend the hearing, if held, and require an auxiliary aid, service or other accommodations to participate, should contact the Division of Higher and Career Education at (717) 783-8228 to discuss accommodations.

PEDRO A. RIVERA,
Secretary

[Pa.B. Doc. No. 19-789. Filed for public inspection May 24, 2019, 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.

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>
PA0061948 (Sewage)	Otto's RV Park 1500 Rock Street Lehighon, PA 18235	Carbon County Franklin Township	Pohopoco Creek (CWF, MF) (2-B)	Yes
PA0065544 (Stormwater)	Ocean Spray Cranberries, Inc.— Lehigh Valley Facility 151 Boulder Drive Breinigsville, PA 18031-1850	Lehigh County Upper Macungie Township	Iron Run (HQ-CWF, MF) (2-C)	Yes
PA0063606 (Industrial)	Closed Bangor Ash Disposal Site 5027 River Road Mount Bethel, PA 18343-5610	Northampton County Bangor Borough	Unnamed Tributary to Martins Creek (CWF, MF) (1-F)	Yes

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

<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>
PA0113298 (Sewage)	Elkland Borough STP and Lines 105 Parkhurst Street Elkland, PA 16920-1109	Tioga County Elkland Borough	Cowanesque River (4-A)	No
PA0228656 (Industrial)	Irvona Municipal Authority Water Tmnt Plant P.O. Box 247 Irvona, PA 16656-0247	Clearfield County Irvona Borough	North Witmer Run (CWF) (8-C)	Yes
PA0209627 (Sewage)	Stoltzfus Farms Inc. SFSTF 137 Wilson Road Wellsboro, PA 16901-7393	Tioga County Shippen Township	UNT to Stowell Run (9-A)	Yes
PA0113778 (Sewage)	Pleasant View Estates 3499 US Highway 9 Suite 3C Freehold, NJ 07728-3277	Columbia County South Centre Township	Unnamed Tributary to Susquehanna River (CWF) (5-D)	Yes
PA0111902 (Industrial)	Dairy Farmers of America 1405 N 98th Street Kansas City, KS 66111-1865	Tioga County Middlebury Township	Norris Brook (4-A)	Yes

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

<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>
PA0205915 (Sewage)	Dayton Borough STP P.O. Box 396 Dayton, PA 16222-0396	Armstrong County Dayton Borough	Glade Run (17-D)	Yes
PA0028452 (Sewage)	Dunkard Bobtown STP P.O. Box 352 Bobtown, PA 15315-0352	Greene County Dunkard Township	Dunkard Creek (WWF) (19-G)	Yes
PA0090344 (Sewage)	Windyknoll STP 1719 Roosevelt Road Pittsburgh, PA 15237-1050	Allegheny County Ohio Township	Unnamed Tributary to Toms Run (WWF) (20-G)	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?
PA0040967 (Sewage)	Wolf Run Marina P.O. Box 395 Clarendon, PA 16313-0395	Warren County Mead Township	Kinzua Creek (16-B)	Yes
PA0038482 (Sewage)	Fox Township STP P.O. Box 186 116 Irishtown Road Kersey, PA 15846	Elk County Fox Township	Unnamed Tributary to the Daguscahonda Run (CWF) (17-A)	Yes
PA0221520 (Sewage)	Highland Township Municipal Authority STP P.O. Box 143 James City, PA 16734-0143	Elk County Highland Township	Unnamed Tributary to Wolf Run (16-F)	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.

PA0013323, Industrial, SIC Code 3721, **The Boeing Company**, P.O. Box 16858, MS P29-14, Philadelphia, PA 19142-0858. Facility Name: Boeing Helicopters Ridley Facility. This existing facility is located in Ridley Township, **Delaware County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated process wastewater, cooling tower blow down, and stormwater.

The receiving streams, Darby Creek, Crum Creek, and Delaware River, are located in State Water Plan watershed 3-G and is classified for Migratory Fishes, Warm Water 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 .087 MGD.—Limits.

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly	Minimum	Average Monthly	Daily Maximum	
PCBs Dry Weather Analysis (pg/L)	XXX	XXX	XXX	XXX	Report	XXX
PCBs Wet Weather Analysis (pg/L)	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of .087 MGD.—Limits.

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly	Minimum	Average Monthly	Daily Maximum	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Free Available Chlorine	XXX	XXX	XXX	0.5	XXX	XXX
Temperature (°F)	XXX	XXX	XXX	XXX	XXX	110
Total Suspended Solids	XXX	XXX	XXX	30	60	75
Total Dissolved Solids	XXX	XXX	XXX	1,000	2,000	2,500
Oil and Grease	XXX	XXX	XXX	15	XXX	30

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

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly	Minimum	Average Monthly	Daily Maximum	
PCBs Wet Weather Analysis (pg/L)	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 002 are based on an average flow of stormwater—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	XXX	XXX	Report	XXX
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	XXX	Report	XXX

<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>	
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 flow of stormwater—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>	
PCBs Wet Weather Analysis (pg/L)	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 003 are based on an average flow of stormwater—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	XXX	XXX	Report	XXX
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	XXX	Report	XXX
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 flow of stormwater—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	XXX	XXX	Report	XXX
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	XXX	Report	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 007 are based on an average flow of oil bearing stormwater—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>	
PCBs Wet Weather Analysis (pg/L)	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 007 are based on an average flow of oil bearing stormwater—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>	
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 007 are based on an average flow of oil bearing stormwater—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
Oil and Grease	XXX	XXX	XXX	15	XXX	30

The proposed effluent limits for Outfall 008 are based on an average flow of oil bearing stormwater—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>	
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 008 are based on an average flow of oil bearing stormwater—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	XXX	XXX	9.0
Oil and Grease	XXX	XXX	Inst Min XXX	15	XXX	30

The proposed effluent limits for Outfall 012 are based on an average flow of stormwater—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	XXX	XXX	Report	XXX
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	XXX	Report	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 016 are based on an average flow of stormwater—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	XXX	XXX	Report	XXX
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	XXX	Report	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Chromium, Hexavalent	XXX	XXX	XXX	XXX	Report	XXX
Copper, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 016 are based on an average flow of stormwater—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>	
PCBs Wet Weather Analysis (pg/L)	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 025 are based on an average flow of stormwater—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	XXX	XXX	Report	XXX
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	XXX	Report	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Monitoring Point 101 are based on a design flow of .05 MGD as batch discharge—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum Instant.</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
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>Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum Instant.</i>	
Carbonaceous Biochemical Oxygen Demand (CBOD ₅) Industrial Influent	XXX	XXX	XXX	XXX	Report	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	30	60	75
Oil and Grease	XXX	XXX	XXX	15	XXX	30
Cadmium, Total	XXX	XXX	XXX	0.26	0.69	XXX
Chromium, Hexavalent	XXX	XXX	XXX	1.71	2.22	XXX
Copper, Total	XXX	XXX	XXX	2.07	3.38	XXX
Nickel, Total	XXX	XXX	XXX	2.38	3.98	XXX
Silver, Total	XXX	XXX	XXX	0.24	0.43	XXX
Zinc, Total	XXX	XXX	XXX	1.48	2.61	XXX

The proposed effluent limits for Monitoring Point 101 are based on a design flow of .05 MGD as batch discharge—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>	
Ammonia-Nitrogen	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Monitoring Point 101 are based on a design flow of .05 MGD as batch discharge—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>	
Total Toxic Organics	XXX	XXX	XXX	XXX	2.13	XXX

The proposed effluent limits for Monitoring Point 101 are based on a design flow of .05 MGD as batch discharge—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>	
Cyanide, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX

Stormwater Outfalls 009, 010, 011, 013, 014, 015, 017, 019, 020, 021, 022 and 023 are not required to be monitored.

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

- A. Acquire Necessary Property Rights
- B. Proper Sludge Disposal
- C. WQM Permit Condition
- D. BAT/ELG Reopener
- E. TTO Definition
- F. TTO Monitoring
- G. Thermal Requirement
- H. Cooling Tower Maintenance Chemicals
- I. TMDL/WLA Data
- J. Non-Stormwater Discharges
- K. Chemical Additives Requirement
- L. Stormwater Requirement
- M. PCB PMP Requirement

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

The EPA Waiver is not in effect.

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

PA0088251, Sewage, SIC Code 4952, **Upper Bern Township Berks County**, 25 N 5th Street, Shartlesville, PA 19554-0185. Facility Name: Upper Bern Township STP. This existing facility is located in Upper Bern Township, **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), Wolf Creek (CWF), is located in State Water Plan watershed 3-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 .155 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Instantaneous Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	6.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	32.0	51.0	XXX	25.0	40.0	50
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	38.0	58.0	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 intensity (mW/cm ²)	XXX	XXX	Report	Report	XXX	Report
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N (Total Load, lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen (Total Load, lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	6.0	XXX	XXX	4.5	XXX	9.0
May 1 - Oct 31	2.0	XXX	XXX	1.5	XXX	3.0
Ammonia-Nitrogen (Total Load, lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen (Total Load, lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Phosphorus	1.3	XXX	XXX	1.0	XXX	2.0
Total Phosphorus (Total Load, lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX

Sludge use and disposal description and location(s): Solids to be hauled offsite for disposal.

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

- N/A

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.

PA0246611, Sewage, SIC Code 4952, **Upper Tulpehocken Township Berks County**, 6501 Old Route 22, Bernville, PA 19506. Facility Name: Upper Tulpehocken Township STP. This existing facility is located in Strausstown 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), Jackson Creek (CWF), is located in State Water Plan watershed 3-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 .065 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Instantaneous 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	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	13.0	22.0	XXX	25.0	40.0	50.0
Biochemical Oxygen Demand (BOD ₅)						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids	16.0	24.0	XXX	30.0	45.0	60.0
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 intensity (mW/cm ²)	XXX	XXX	Report	Report	XXX	Report
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N (Total Load, lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen (Total Load, lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	6.5	XXX	XXX	12.0	XXX	25.5
May 1 - Oct 31	2.0	XXX	XXX	4.0	XXX	8.5
Ammonia-Nitrogen (Total Load, lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen (Total Load, lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Phosphorus	0.55	XXX	XXX	1.0	XXX	2.0
Total Phosphorus (Total Load, lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX

Sludge use and disposal description and location(s): Offsite disposal at another treatment facility.

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

- N/A

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.

PA0081361, Sewage, SIC Code 4941, **Mesco Inc.**, P.O. Box 421, Dillsburg, PA 17019-0421. Facility Name: Memphord Estates STP. This existing facility is located in Monaghan Township, **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), Stony Run, is located in State Water Plan watershed 7-E 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 .05 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>Maximum</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
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>Weekly Average</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Dissolved Oxygen	XXX	XXX	5.0 Inst Min	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	Report	Report	XXX	25.0	XXX	50.0
Total Suspended Solids	Report	Report	XXX	30.0	XXX	60.0
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
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Ammonia-Nitrogen	Report	XXX	XXX	8.5	XXX	17.0
Ammonia-Nitrogen (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Phosphorus	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX

Sludge use and disposal description and location(s): Solids to be hauled offsite for disposal.

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

- N/A

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.

PA0036285, Sewage, SIC Code 6515, **ATG Properties LLC**, P.O. Box 677, Morgantown, PA 19543-0677. Facility Name: Brookhaven MHP. This existing facility is located in Hellam Township, **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), Unnamed Tributary to Dee Run, is located in State Water Plan watershed 7-H 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 .04 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>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0 Inst Min	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.34	XXX	1.11
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	25.0	XXX	50.0
Total Suspended Solids	XXX	XXX	XXX	30.0	XXX	60.0
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
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX

<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>	
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen (Total Load, lbs)	Report	XXX	XXX	XXX	XXX	XXX
(lbs)	Total Mo					
Ammonia-Nitrogen						
Nov 1 - Apr 30	XXX	XXX	XXX	15.0	XXX	30.0
May 1 - Oct 31	XXX	XXX	XXX	5.0	XXX	10.0
Ammonia-Nitrogen (Total Load, lbs)	Report	XXX	XXX	XXX	XXX	XXX
(lbs)	Total Mo					
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen (Total Load, lbs)	Report	XXX	XXX	XXX	XXX	XXX
(lbs)	Total Mo					
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus (Total Load, lbs)	Report	XXX	XXX	XXX	XXX	XXX
(lbs)	Total Mo					

Sludge use and disposal description and location(s): Solids to be hauled offsite for disposal.

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

- N/A

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.

PA0266949, Sewage, SIC Code 8811, **Harding Earl and Malinda**, 140 Landfill Road, Hopewell, PA 16650. Facility Name: Broad Top Township-Harding Residence. This proposed facility is located in Broad Top Township, **Bedford County**.

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

The receiving stream(s), UNT of Sandy Run, is located in State Water Plan watershed 11-D and is classified for Migratory Fishes and Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .0006 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>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
Biochemical Oxygen Demand (BOD ₅)	XXX	XXX	XXX	10.0	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		

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.

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

PA0044326, Industrial, SIC Code 4953, **MAX Environmental Technologies, Inc.**, 651 Holiday Drive, Suite 5, Pittsburgh, PA 15220. Facility Name: Bulger Plant. This existing facility is located in Smith and Robinson Townships, **Washington County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for existing discharges of storm water and treated industrial waste.

The receiving streams, Raccoon Creek (WWF), Little Raccoon Run (WWF), and an unnamed tributary to Little Raccoon Run, are located in State Water Plan watershed 20-D and are classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharges are not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.195 MGD.—Interim Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	1.0	XXX
Total Suspended Solids	XXX	XXX	XXX	30.0	60.0	75
Total Dissolved Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	15.0	30.0	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	45.0	90.0	XXX
Aluminum, Total	XXX	XXX	XXX	0.75	0.75	0.75
Arsenic, Total	XXX	XXX	XXX	Report	Report	XXX
Iron, Total	XXX	XXX	XXX	1.5	3.0	3.75
Nickel, Total	XXX	XXX	XXX	1.0	2.0	2.5
Sulfate, Total	XXX	XXX	XXX	XXX	Report	XXX
Thallium, Total	XXX	XXX	XXX	Report	Report	XXX
4,4-DDD (ug/L)	XXX	XXX	XXX	Report	Report	XXX
4,4-DDT (ug/L)	XXX	XXX	XXX	Report	Report	XXX
4,4-DDE (ug/L)	XXX	XXX	XXX	Report	Report	XXX
Pentachlorophenol (ug/L)	XXX	XXX	XXX	Report	Report	XXX
Acrylamide (ug/L)	XXX	XXX	XXX	Report	Report	XXX
Acrylonitrile (ug/L)	XXX	XXX	XXX	Report	Report	XXX
1,4-Dioxane (ug/L)	XXX	XXX	XXX	XXX	Report	XXX
Chloride	XXX	XXX	XXX	XXX	Report	XXX
Bromide	XXX	XXX	XXX	XXX	Report	XXX
Dichlorobromomethane	XXX	XXX	XXX	Report	Report	XXX
Dieldrin (ug/L)	XXX	XXX	XXX	Report	Report	XXX
Heptachlor (ug/L)	XXX	XXX	XXX	Report	Report	XXX
Toxaphene (ug/L)	XXX	XXX	XXX	Report	Report	XXX
Vinyl Chloride (ug/L)	XXX	XXX	XXX	Report	Report	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 0.195 MGD.—Final Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	1.0	XXX
Total Suspended Solids	XXX	XXX	XXX	30.0	60.0	75
Total Dissolved Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	15.0	30.0	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	45.0	90.0	XXX
Aluminum, Total	XXX	XXX	XXX	0.75	0.75	0.75
Arsenic, Total	XXX	XXX	XXX	Report	Report	XXX
Iron, Total	XXX	XXX	XXX	1.5	3.0	3.75
Nickel, Total	XXX	XXX	XXX	1.0	2.0	2.5
Sulfate, Total	XXX	XXX	XXX	XXX	Report	XXX
Thallium, Total	XXX	XXX	XXX	Report	Report	XXX
4,4-DDD (ug/L)	XXX	XXX	XXX	0.012	0.019	0.03
4,4-DDT (ug/L)	XXX	XXX	XXX	0.012	0.019	0.03
4,4-DDE (ug/L)	XXX	XXX	XXX	0.012	0.019	0.03
Pentachlorophenol (ug/L)	XXX	XXX	XXX	19.19	29.94	47.97
Acrylamide (ug/L)	XXX	XXX	XXX	4.97	7.76	XXX
Acrylonitrile (ug/L)	XXX	XXX	XXX	3.62	5.65	XXX
1,4-Dioxane (ug/L)	XXX	XXX	XXX	XXX	Report	XXX
Chloride	XXX	XXX	XXX	XXX	Report	XXX
Bromide	XXX	XXX	XXX	XXX	Report	XXX
Dichlorobromomethane	XXX	XXX	XXX	Report	Report	XXX
Dieldrin (ug/L)	XXX	XXX	XXX	0.004	0.006	0.01
Heptachlor (ug/L)	XXX	XXX	XXX	0.006	0.009	0.01
Toxaphene (ug/L)	XXX	XXX	XXX	0.002	0.004	0.005
Vinyl Chloride (ug/L)	XXX	XXX	XXX	1.77	2.77	XXX

Outfalls 004, 005, 006, 007, 013, 014, and 015 are authorized to discharge storm water that is not exposed to industrial activities.

In addition, the permit contains the following major special conditions: a schedule of compliance for water quality limits and requirements applicable to storm water, chemical additives, and emergency overflows.

Note: Effluent limits or reporting requirements are proposed for acrylamide, acrylonitrile, vinyl chloride, pentachlorophenol, 4,4-DDT, 4,4-DDE, 4,4-DDD, dieldrin, toxaphene, and 1,4-dioxane because MAX Environmental Technologies (MAX) did not achieve the Department's minimum quantitation limits for the permit application's required analyses. The Department will allow MAX to analyze new samples for these pollutants during the 30-day draft permit comment period. If MAX verifies that the pollutants are not present in its wastewater discharges at the Department's quantitation limits, monitoring requirements or effluent limitations for those pollutants may be eliminated prior to final permit issuance.

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

The EPA Waiver is not in effect.

PA0006254, Industrial, SIC Code 2821, **NOVA Chemicals Inc.**, 400 Frankfort Road, Monaca, PA 15061-2212. Facility Name: NOVA Chemicals' Beaver Valley Site. This existing facility is located in Potter Township, **Beaver County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for existing discharges of treated industrial wastes, treated sewage, non-contact cooling water, and storm water.

The receiving streams, the Ohio River (WWF) and Raccoon Creek (WWF), are located in State Water Plan watershed 20-B and 20-D and are classified for Warm Water Fishes, aquatic life, water supply, and recreation. The discharges are not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a flow of 15 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Instant. Minimum	Concentrations (mg/L)		Instant. Maximum
	Average	Daily		Average	Daily	
	Monthly	Maximum		Monthly	Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	1.0	XXX
Temperature (°F)	XXX	XXX	XXX	XXX	110.0	XXX
Copper, Total	XXX	XXX	XXX	Report	Report	XXX
Styrene	XXX	XXX	XXX	Report	Report	XXX
Total Dissolved Solids	XXX	XXX	XXX	XXX	Report	XXX
Sulfate, Total	XXX	XXX	XXX	XXX	Report	XXX
Chloride	XXX	XXX	XXX	XXX	Report	XXX
Bromide	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 002 are based on a design flow of 5.6 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Instant. Minimum	Concentrations (mg/L)		Instant. Maximum
	Annual	Daily		Annual	Daily	
	Average	Maximum		Average	Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
	Avg Mo					
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.44	1.03	XXX
				Avg Mo		
Biochemical Oxygen Demand (BOD ₅)	315.0	835.0	XXX	24.0	64.0	XXX
	Avg Mo			Avg Mo		
Total Suspended Solids	520.0	1,685.0	XXX	40.0	130.0	XXX
	Avg Mo			Avg Mo		
Copper, Total	1.07	2.14	XXX	0.083	0.166	XXX
	Avg Mo			Avg Mo		
Lead, Total	4.12	8.88	XXX	0.320	0.690	XXX
	Avg Mo			Avg Mo		
Nickel, Total	21.7	51.2	XXX	1.69	3.98	XXX
	Avg Mo			Avg Mo		
Zinc, Total	6.18	12.4	XXX	0.480	0.960	XXX
	Avg Mo			Avg Mo		
Phenol	0.193	0.334	XXX	0.015	0.026	XXX
	Avg Mo			Avg Mo		
Oil and Grease	XXX	XXX	XXX	15.0	30.0	XXX
				Avg Qrtly		
Acrolein	0.078	0.121	XXX	0.0060	0.0094	XXX
	Avg Qrtly			Avg Qrtly		

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Instant. Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Annual Average</i>	<i>Daily Maximum</i>		<i>Annual Average</i>	<i>Daily Maximum</i>	
Phenanthrene	0.129	0.202	XXX	0.010	0.015	XXX
Styrene	Avg Qrtly XXX	XXX	XXX	Avg Qrtly Report	Report	XXX
Chromium, Total	14.2	35.6	XXX	1.11	2.77	XXX
Cyanide, Total	5.40	15.4	XXX	0.420	1.20	XXX
2-Chlorophenol	0.399	1.26	XXX	0.031	0.098	XXX
2,4-Dichlorophenol	0.502	1.44	XXX	0.039	0.112	XXX
2,4-Dimethylphenol	0.231	0.463	XXX	0.018	0.036	XXX
Fluorene	0.283	0.759	XXX	0.022	0.059	XXX
2,4-Dinitrophenol	0.914	1.58	XXX	0.071	0.123	XXX
2,4-Dinitrotoluene	1.46	3.66	XXX	0.113	0.285	XXX
2,6-Dinitrotoluene	3.28	8.25	XXX	0.255	0.641	XXX
4,6-dinitro-o-cresol	1.00	3.56	XXX	0.078	0.277	XXX
2-Nitrophenol	0.527	0.888	XXX	0.041	0.069	XXX
4-Nitrophenol	0.927	1.59	XXX	0.072	0.124	XXX
Acenaphthene	0.283	0.759	XXX	0.022	0.059	XXX
Acenaphthylene	0.283	0.759	XXX	0.022	0.059	XXX
Acrylonitrile	0.816	1.27	XXX	0.063	0.098	XXX
Anthracene	0.283	0.759	XXX	0.022	0.059	XXX
Chlorobenzene	0.193	0.360	XXX	0.015	0.028	XXX
1,2-Dichlorobenzene	0.991	2.09	XXX	0.077	0.163	XXX
1,3-Dichlorobenzene	0.399	0.566	XXX	0.031	0.044	XXX
1,4-Dichlorobenzene	0.193	0.360	XXX	0.015	0.028	XXX
1,3-Dichloropropylene	0.373	0.566	XXX	0.029	0.044	XXX
1,2,4-Trichlorobenzene	0.875	1.80	XXX	0.068	0.140	XXX
Ethylbenzene	0.412	1.39	XXX	0.032	0.108	XXX
Hexachlorobenzene	0.004	0.006	XXX	0.0003	0.0005	XXX
Nitrobenzene	0.347	0.875	XXX	0.027	0.068	XXX
Benzene	0.476	1.75	XXX	0.037	0.136	XXX
Benzo(a)Anthracene	0.013	0.020	XXX	0.0010	0.0016	XXX
Benzo(a)Pyrene	0.060	0.094	XXX	0.0047	0.0073	XXX
Benzo(k)Fluoranthene	0.060	0.094	XXX	0.0047	0.0073	XXX
3,4-Benzofluoranthene	0.060	0.094	XXX	0.0047	0.0073	XXX
Carbon Tetrachloride	0.232	0.489	XXX	0.018	0.038	XXX
Chloroethane	1.33	3.45	XXX	0.104	0.268	XXX
1,1,1-Trichloroethane	0.270	0.695	XXX	0.021	0.054	XXX
1,1,2-Trichloroethane	0.270	0.695	XXX	0.021	0.054	XXX
1,1-Dichloroethane	0.283	0.759	XXX	0.022	0.059	XXX
1,2-Dichloroethane	0.875	2.71	XXX	0.068	0.211	XXX
1,2-Dichloropropane	1.97	2.96	XXX	0.153	0.230	XXX
Bis(2-Ethylhexyl)Phthalate	1.32	3.59	XXX	0.103	0.279	XXX
Chloroform	0.270	0.592	XXX	0.021	0.046	XXX
Chrysene	0.060	0.094	XXX	0.0047	0.0073	XXX
Diethyl Phthalate	1.04	2.61	XXX	0.081	0.203	XXX
Dimethyl Phthalate	0.244	0.605	XXX	0.019	0.047	XXX
Di-n-Butyl Phthalate	0.347	0.733	XXX	0.027	0.057	XXX
Fluoranthene	0.321	0.875	XXX	0.025	0.068	XXX
Hexachlorobutadiene	0.257	0.630	XXX	0.020	0.049	XXX
Hexachloroethane	0.270	0.695	XXX	0.021	0.054	XXX
Methyl Chloride	1.11	2.44	XXX	0.086	0.190	XXX
Methylene Chloride	0.515	1.14	XXX	0.040	0.089	XXX
Naphthalene	0.283	0.759	XXX	0.022	0.059	XXX
Pyrene	0.321	0.862	XXX	0.025	0.067	XXX
1,1-Dichloroethylene	0.206	0.321	XXX	0.016	0.025	XXX
trans-1,2-Dichloroethylene	0.270	0.695	XXX	0.021	0.054	XXX
Tetrachloroethylene	0.283	0.721	XXX	0.022	0.056	XXX
Toluene	0.334	1.03	XXX	0.026	0.080	XXX
Trichloroethylene	0.270	0.695	XXX	0.021	0.054	XXX
Vinyl Chloride	0.400	0.624	XXX	0.031	0.048	XXX

The proposed effluent limits for Internal Monitoring Point 102 are based on a design flow of 0.10 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Instant. Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</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	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	25.0	XXX	50.0
Total Suspended Solids	XXX	XXX	XXX	30.0	XXX	60.0
Fecal Coliform (No./100 ml)						
Nov 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Oct 31	XXX	XXX	XXX	200 Geo Mean	XXX	400
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfalls 020, 021, and 025 are for storm water discharges.

<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>Daily Maximum</i>	
Flow (MGD)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	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
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Chromium, Total	XXX	XXX	XXX	XXX	Report	XXX
Copper, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX
Benzo(a)Anthracene (ug/L)	XXX	XXX	XXX	XXX	Report	XXX
Phenanthrene (ug/L)	XXX	XXX	XXX	XXX	Report	XXX

Sludge use and disposal description and location(s): Sludge is pumped out twice annually, hauled to American Landfill in Waynesburg, Ohio, solidified, and landfilled.

Outfalls 004 and 005 are authorized to discharge uncontaminated river pump house sump contact seal water. Outfalls 006 and 007 are authorized to discharge river water used to clean the intake screens. Debris collected on the intake trash racks cannot be returned to the waterway.

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

- Requirements applicable to: 1) NOVA's cooling water intake structure pursuant to § 316(b) of the Clean Water Act; 2) storm water; and 3) chemical additives.

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

The EPA Waiver is not in effect.

PA0204994, Sewage, SIC Code 4952, **Central Indiana County Joint Sanitary Authority**, 603 South Main Street Ext, P.O. Box 7, Homer City, PA 15748-0007. Facility Name: Homer City STP. This existing facility is located in Center Township, **Indiana County**.

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

The receiving stream(s), Two Lick Creek (TSF), is located in State Water Plan watershed 18-D and is classified for Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.65 MGD.—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>	
Total Nitrogen	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report Daily Max	XXX

Parameters	Mass Units (lbs/day)		Daily Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Aluminum, Total	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Manganese, Total	XXX	XXX	XXX	XXX	Report Daily Max	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 0.65 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 Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0 Daily Max	XXX
Dissolved Oxygen	XXX	XXX	6.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	135.0	215.0	XXX	25.0	40.0	50
Biochemical Oxygen Demand (BOD ₅)						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids	160.0	240.0	XXX	30.0	45.0	60
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000.0 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200.0 Geo Mean	XXX	1,000.0
Ultraviolet light transmittance (%)	XXX	XXX	Report	XXX	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	135.0	XXX	XXX	25.0	XXX	50.0
May 1 - Oct 31	90.0	XXX	XXX	17.5	XXX	35.0
Chromium, Hexavalent	Report	XXX	XXX	Report	Report Daily Max	XXX
Copper, Total	Report	XXX	XXX	Report	Report Daily Max	XXX
1,4-Dioxane	Report	XXX	XXX	Report	Report Daily Max	XXX

Sludge use and disposal description and location(s): Sludge is sent to a belt filter press with solids disposed at a regional landfill.

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.

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

PA0272191, Sewage, SIC Code 4952, 8800, **Deborah McLaughlin**, 3389 Hoover Heights, Harborcreek, PA 16421. Facility Name: Deborah McLaughlin SRSTP. This proposed facility is located in Harborcreek Township, **Erie County**.

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

The receiving stream is an Unnamed Tributary to Elliotts Run, located in State Water Plan watershed 15-A and classified for Cold Water and Migratory Fish, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Annual Average	Maximum	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	Annl Avg	XXX	6.0	XXX	XXX	9.0
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	Inst Min XXX	10.0	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	XXX

Sewage sludge is stored in the processing equipment prior to off-site disposal.

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

The EPA Waiver is in effect.

PA0272132, Sewage, SIC Code 8800, **Jason Hickernell**, 53 Quarry Hill Road, Greenville, PA 16125. Facility Name: Jason Hickernell SRSTP. This proposed facility is located in Hempfield Township, **Mercer County**.

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

The receiving stream(s), Unnamed Tributary of Shenango River (WWF), is located in State Water Plan watershed 20-A and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

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

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

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

The EPA Waiver is in effect.

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

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

WQM Permit No. 6719401, Sewerage, **High Pointe, LLC**, 4175 Hanover Pike, Manchester, MD 21102.

This proposed facility is located in Penn and West Manheim Townships, **York County**.

Description of Proposed Action/Activity: Construction of residential subdivision sewage pumping station.

WQM Permit No. 0519401, Sewerage, **Broad Top Township**, P.O. Box 57, Defiance, PA 16633.

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

Description of Proposed Action/Activity: Construction of a single family residential small flow treatment facility.

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

WQM Permit No. 5688403 A-1, Sewerage, **Highland Tank & Manufacturing Co.**, 1 Highland Road, Stoystown, PA 15563-6456.

This existing facility is located in Quemahoning Township, **Somerset County**.

Description of Proposed Action/Activity: Construction of a small flow treatment facility with a Singular Bio-Kinetic 960-500 treatment tank utilizing the extended aeration process. This new facility will replace the existing malfunctioning facility consisting of septic tank and sand filter treatment process.

WQM Permit No. 0219401, Sewage, **Hampton Township**, 3101 McCully Road, Allison Park, PA 15101.

This proposed facility is located in Hampton Township, **Allegheny County**.

Description of Proposed Action/Activity: Proposed construction of replacement and upgrade of the existing Glannons Pump Station located near 3793 Mt Royal Blvd in Allison Park, PA. Treatment to be provided at the existing Allison Park STP.

WQM Permit No. 0275407 A-1, Sewage, **Deer Creek Drainage Basin Authority**, P.O. Box 158, Russellton, PA 15076.

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

Description of Proposed Action/Activity: The applicant proposes to relocate approximately 780 L.F. of 15" diameter PVC sewer line in the vicinity of Oak Road (S.R. 1022).

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

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

PAI130501, MS4, **East Coventry Township Chester County**, 855 Ellis Woods Road, Pottstown, PA 19465-8151. The application is for a renewal of an individual NPDES permit for the discharge of stormwater from a regulated municipal separate storm sewer system (MS4) to waters of the Commonwealth in East Coventry Township, **Chester County**. The receiving streams, Unnamed Tributaries to Schuylkill River (HQ-TSF, MF), Stony Run (HQ-TSF, MF), Schuylkill River (WWF, MF), Pigeon Creek (HQ-TSF, MF) are located in State Water Plan watershed 3-D and are classified for Migratory Fishes, Warm Water Fishes, and High-Quality Waters—Trout Stocking, 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 484-250-5910.

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.

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

Lackawanna County Conservation District, 1038 Montdale Road, Scott Township, PA 18447.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD350012	PennDOT Engineering District 4-0 Susan Hazelton 55 Keystone Industrial Park Dunmore, PA 18512	Lackawanna	Dunmore Boro Roaring Brook Twp	Roaring Brook (CWF, MF) EV Wetlands

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>
PAD390123	Upper Macungie Twp 8330 Schantz Rd Breinigsville, PA 18031	Lehigh	Upper Macungie Twp	UNT to Little Lehigh Creek (HQ-CWF, MF)
PAD390121	HRES Allentown Susquehanna LLC 5100 W Kennedy Blvd Ste 100 Tampa, FL 33609	Lehigh	Allentown City	Trout Creek (HQ-CWF, MF)
PAD390122	South 4th St Investors LLC 14 Balligomingo Rd Conshohocken, PA 19428-0992	Lehigh	Allentown City	Trout 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>
PAD290002	Ilera Healthcare, LLC 3553 West Chester Pike, # 347 Newtown Square, PA 19073	Fulton	Taylor Township	Lick Branch (HQ/CWF) UNT Lick Branch (HQ/CWF)
PAD670033	Core5 Industrial Partners, LLC 1230 Peachtree Street Northeast Suite 3560 Atlanta, GA 30309	York	East Manchester Township Manchester Township	Existing Quarry (WWF, MF) Codorus Creek (WWF, MF) UNT Codorus Creek (WWF, MF)

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

<i>Permit No.</i>	<i>Applicant & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Stream Name</i>
PAD630039	Water Dam Associates 1301 Grandview Avenue Pittsburgh, PA 15211	Washington County	North Strabane Township	UNT to Little Chartiers Creek (HQ-WWF)

STATE CONSERVATION COMMISSION

PROPOSED NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR NPDES PERMITS FOR CAFOs

This notice provides information about agricultural operations that have submitted nutrient management plans (NMPs) for approval under 3 Pa.C.S. Chapter 5 and that have or anticipate submitting applications for new, amended or renewed NPDES permits, or Notices of Intent (NOIs) for coverage under a general permit, for CAFOs, under 25 Pa. Code Chapter 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.

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

Persons wishing to comment on an NMP are invited to submit a statement outlining their comments on the plan to the CCD, with a copy to the SCC for each NMP, within 30 days from the date of this public notice. Comments received within the respective comment periods will be considered in the final determinations regarding the NMPs. Comments should include the name, address and telephone number of the writer and a concise statement to inform the SCC of the exact basis of the comments and the relevant facts upon which they are based. Comments should be sent to the SCC, Agriculture Building, Room 310, 2301 North Cameron Street, Harrisburg, PA 17110.

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

**ACT 38
NUTRIENT MANAGEMENT PLANS**

CAFO PUBLIC NOTICE SPREADSHEET—APPLICATIONS

<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>New or Renewal</i>
Heindel Steer Farm 13845 Ted Wallace Rd Brogue, PA 17309	York	74	2,460.2	Dairy	NA	Renewal

PUBLIC WATER SUPPLY (PWS) PERMITS

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

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

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

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

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

SAFE DRINKING WATER

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

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

Application No. 4519503, Public Water Supply.

Applicant **Brodheadsville MOB
BPB Development GP LLC
CPI Penn SPE One LLC**
111 Route 715
Brodheadsville, PA 18322

[Township or Borough] **Chestnuthill Township
Monroe County**

Responsible Official **Brodheadsville MOB
CPI Penn SPE One LLC
CPI Penn SPE Two LLC
FEM Route 715 LLC
Jyoti Dham Dover LLC**
111 Route 715
Brodheadsville, PA 18322

Type of Facility **PWS**

Consulting Engineer **Lawrence J. Marchetti, PE
Smith Miller Associates**
38 North Main Street
Pittston, PA 18643

Application Received Date **5/06/2019**

Description of Action **Application proposes the construction of an iron and manganese removal system to treat the water supply at a 15,000 sq. foot medical office building.**

Application No. 4019504, Public Water Supply.

Applicant **Aqua PA, Inc.**
762 W. Lancaster Avenue
Bryn Mawr, PA 19010

[Township or Borough] **White Haven Borough
Luzerne County**

Responsible Official **Curt R. Stefey
Aqua PA, Inc.**
762 W. Lancaster Avenue
Bryn Mawr, PA 19010

Type of Facility **PWS**

Consulting Engineer **Brennan Kelly, PE
Aqua PA, Inc.**
762 W. Lancaster Avenue
Bryn Mawr, PA 19010

Application Received Date **04/26/2019**

Description of Action **Permit to two mobile potable bulk water station for emergency response to maintain continuous service.**

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

Permit No. 2219505, Public Water Supply.

Applicant **Capital City Water**

Municipality **Harrisburg**

County **Dauphin**

Responsible Official **Michael McFadden
Water System Superintendent**
100 Pine Drive
Harrisburg, PA 17101

Type of Facility **Public Water Supply**

Consulting Engineer **Jamie R. Shambaugh, PE
Gannett Fleming, Inc.**
P.O. Box 67100
Harrisburg, PA 17106-7100

Application Received: **5/3/2019**

Description of Action **Filter media improvements, corrosion inhibitor feed system improvements and installation of alternate caustic and soda ash injection locations.**

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

Permit No. 2619509, Public Water Supply.

Applicant **Municipal Authority of
Westmoreland County**
124 Park & Pool Road
New Stanton, PA 15672

[Township or Borough] **Hempfield Township**

Responsible Official	John Ashton, Assistant Manager Municipal Authority of Westmoreland County 124 Park & Pool Road New Stanton, PA 15672	Consulting Engineer	The EADS Group, Inc. 227 Franklin Street Suite 300 Johnstown, PA 15901
Type of Facility	Water system	Application Received Date	May 13, 2019
Consulting Engineer	Gibson-Thomas Engineering Co., Inc. 1004 Ligonier Street P.O. Box 853 Latrobe, PA 15650	Description of Action	Installation of approximately 4,370 feet of 6-inch and 8-inch diameter waterline and appurtenances (Farmers Turnpike & Park Road Waterline Replacement Project).
Application Received Date	May 13, 2019		
Description of Action	Construction of the new 250,000 gallon tank with mixing and power vent systems (Hempfield water storage tank).		

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 1

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.*

Permit No. 0419507MA, Minor Amendment. Public
Water Supply.

Applicant	Beaver Falls Municipal Authority 1425 8th Avenue Beaver Falls, PA 15010
[Township or Borough]	Beaver Falls
Responsible Official	Jerry Ford, Chairman of the Board Beaver Falls Municipal Authority 1425 8th Avenue Beaver Falls, PA 15010
Type of Facility	Water system
Consulting Engineer	Utility Service Company, Inc. 1230 Peachtree Street NE Suite 1100 Atlanta, GA 30309
Application Received Date	May 13, 2019
Description of Action	Painting of the interior and exterior of the Oak Hill water storage tank.

Permit No. 1119502MA, Minor Amendment, Public
Water Supply.

Applicant	Lilly Borough Water Authority 421 Main Street Lilly, PA 15938
[Township or Borough]	Lilly Borough & Washington Township
Responsible Official	Paul Sklodowski, Chairman Lilly Borough Water Authority 421 Main Street Lilly, PA 15938
Type of Facility	Water system

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

Sections 302—305 of the Land Recycling and Environ-
mental Remediation Standards Act (act) (35 P.S.
§§ 6026.302—6026.305) require the Department to pub-
lish 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 remedia-
tion measures for the site and a description of the
intended future use of the site. A person who demon-
strates 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 con-
tamination identified in reports submitted to and ap-
proved 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 pub-
lished 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:

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

Former AESYS Technologies, Inc., 693 North Hills Road, York, PA 17402, Springettsbury Township, **York County**. BL Companies, 4242 Carlisle Pike, Suite 260, Camp Hill, PA 17011, on behalf of SB2H Holdings, LP, 2900 Westchester Avenue, Suite 207, Purchase, NY 10577, and RREEF CPIF, 693 North Hills, LLC, 4 Radnor Corporate Center, Suite 105, Radnor, PA 19087 submitted a Notice of Intent to Remediate site soil and groundwater contaminated with chlorinated solvents, inorganics and PCBs. The site will be remediated to the Site-Specific Standard. Future use of the site is for a warehouse/commercial goods shipping/receiving logistics facility. The Notice of Intent to Remediate was published in *The Patriot News* on May 5, 2019.

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

117 Main Street, 117 Main Street, Portland Borough, **Northampton County**. Envirosearch Environmental Consultants, P.O. Box 940, Spring House, PA 19477, on behalf of Federal National Mortgage Association, 14221 Dallas Parkway, Dallas, TX 75265, submitted a Notice of Intent to Remediate. Soil was contaminated by a release of heating oil from an aboveground storage tank. Future use of the site will be residential. Statewide Health remediation standards are planned for this site. The Notice of Intent to Remediate was published in the *Pocono Record* on April 24, 2019.

Sunoco Kingston Terminal, 60 South Wyoming Avenue, Edwardsville Borough, **Luzerne County**. Aquaterra Technologies, 122 South Church Street, West Chester, PA 19382, on behalf of Evergreen Resources Group LLC, 2 Righter Parkway, Suite 120, Wilmington, DE 19803, submitted a Notice of Intent to Remediate. Soil and groundwater at this bulk petroleum storage and distribution terminal were contaminated with petroleum. Future use of the site will be non-residential. Statewide Health and Site-Specific remediation standards are planned for this site. The Notice of Intent to Remediate was published in the *Times Leader* on April 24, 2019.

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

The Standard at State College, State College Borough, **Centre County**. Letterle & Associates, Inc., 2022 Axemann Road, Suite 201, Bellefonte, PA 16823 on behalf of The Standard at State College, LLC, 315 Oconee St, Athens, GA 30601, has submitted a Notice of Intent to Remediate site soil contaminated with petroleum. The applicant proposes remediation of the site to meet the Site-specific standard. A summary of the Notice of Intent to Remediate was published in the *Centre Daily Times* on April 26, 2019.

Dulcey BRA Pad, Wilmot Township, **Bradford County**. Creston Environmental, LLC, P.O. Box 1373, Camp Hill, PA 17001 on behalf of Chesapeake Appalachia, LLC, 300 North 2nd Street, Harrisburg, PA 17101, has submitted a Notice of Intent to Remediate site soils contaminated with produced water. The applicant proposes remediation of the site to meet the Statewide Health standard. A summary of the Notice of Intent to Remediate was published in the *Daily Review* on April 18, 2019.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

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

Permit Application No. 101494. Waste Management of Pa Inc., 1000 New Ford Mill Road, Morrisville, PA 19067-3704. This major permit modification application is for the installation of two (2) ultra-low emission (ULE) flares to safely manage landfill gas from the Tullytown Resource Recovery Facility (TRRF). The proposed flares will be located in the northwest portion of the TRRF Landfill permit area. The TRRF Landfill is located in Tullytown Borough and Falls Township, **Bucks County**. The application was received by the Southeast Regional Office on March 18, 2019.

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

Permit Application No. 101680. Waste Management Disposal Service of PA, Inc., 1000 New Ford Mill Road, Morrisville, PA 19067-6702. This major permit modification application under the Solid Waste Permit No. 101680 is for the installation of three (3) ultra-low emission (ULE) flares to safely manage landfill gas from the GROWS North Landfill. The proposed flares will be located just east of the existing GROWS North Landfill in a complex that will be utilized for Fairless, GROWS North, and GROWS Landfills. The GROWS North Landfill is a municipal waste facility located in Falls Township, **Bucks County**. The application was received by the Southeast Regional Office on March 18, 2019.

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

days of this notice and may recommend revisions to, and approval or denial of the application.

Permit Application No. 101699. Waste Management of Fairless LLC, 1000 New Ford Mill Road, Morrisville, PA 19067-3704. This major permit modification application is for the installation of three (3) ultra-low emission (ULE) flares to safely manage landfill gas from the Fairless Landfill. The proposed flares will be located just west of the existing Fairless Landfill in a complex that will be utilized for Fairless, GROWS North, and GROWS Landfills. The Falls Landfill is a municipal waste facility located in Falls Township, **Bucks County**. The application was received by the Southeast Regional Office on March 15, 2019.

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

Permit Application No. 100148. Waste Management Disposal Service of PA, Inc, 1000 New Ford Mill Road, Morrisville, PA 19067-6702. This major permit modification application under the Solid Waste Permit No. 100148 is for the installation of three (3) ultra-low emission (ULE) flares to safely manage landfill gas from the GROWS North Landfill. The proposed flares will be located just north of the existing GROWS Landfill in a complex that will be utilized for Fairless, GROWS North, and GROWS Landfills. The GROWS Landfill is a municipal waste facility located in Falls Township, **Bucks County**. The application was received by the Southeast Regional Office on March 18, 2019.

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

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

Permit Application No. 301379. Diaz Oil, LLC, 612 State Route 107, Factoryville, PA 18419. An application for a new residual waste transfer facility located in Clinton Township, **Wyoming County**. The application was submitted to the Department on April 1, 2019 and was subject to the Local Municipality Involvement Process (LMIP). The LMIP meeting took place on May 8, 2019. The application was found to be administratively complete by the Northeast Regional Office on May 9, 2019.

Comments concerning the application should be directed to Roger Bellas, Regional Waste Management Program Manager, Department of Environmental Protection, Northeast Regional Office, 2 Public Square, Wilkes-

Barre, PA 18704-1915 at 570-826-2511. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

AIR QUALITY PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

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

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

Copies of the application, the Department's analysis, all pertinent documents used in the evaluation of the application and subsequently prepared proposed plan approvals/operating permits are available for public review during normal business hours at the appropriate Department Regional Office. Appointments for scheduling a review must be made by calling the appropriate 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 Plan Approvals and Intent to Issue or Amend Operating Permits under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B. These actions may include the administrative amendments of an associated operating permit.

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

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

15-0105: Buckeye Pipe Line Transportation, LLC (8 S Malin Road, Malvern, PA 19355) for its Malvern Station located in East Whiteland Township, **Chester County**, a pipeline breakout station for petroleum products. The Malvern Station is a major facility for volatile organic compounds (VOC). The company has requested authorization to remove emission and throughput limits on groups or individual tanks while maintaining a single facility wide throughput limit for gasoline. The company provided calculations for a maximum case of a throughput of 1,000,000,000 gallons per 12-month rolling period and actual emissions and throughputs for the years 2015—2018. Emissions calculated for the maximum case, using methodology in EPA's AP-42 Chapter 7, Liquid Storage Tanks, were 53 tons of volatile organic compounds (VOC) per 12-month rolling period. No changes to the tanks are proposed that would increase emissions. Of the five affected tanks, four store gasoline and are subject to 40 CFR Part 63 Subpart BBBBBB, and one stores petroleum distillates. Two tanks are subject to 40 CFR Part 60 Subpart Kb and all are subject to 25 Pa. Code §§ 129.56, 129.59 and 129.62. However, the plan approval has not triggered new requirements.

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

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

08-00058A: Bradford County Real Estate Partners LLC (111 West 19th Street, 8th Floor, New York, NY 10011) for the construction of a liquified natural gas (LNG) production facility consisting of two gas-fired compression turbines each rated at 509 MMBtu/hr controlled with selective catalytic reduction and an oxidation catalyst, three gas-fired turbine electric generators each rated at 142 MMBtu/hr controlled with selective catalytic reduction and an oxidation catalyst, two gas-fired steam boilers each rated at 58.2 MMBtu/hr controlled with selective catalytic reduction and an oxidation catalyst, one gas-fired regeneration heater rated at 36.6 MMBtu/hr, one thermal oxidizer rated at 42.8 MMBtu/hr, with bypass vent stack to control emissions from the acid gas removal system, and one multipoint ground flare rated at 2.6 MMBtu/hr designed to combust purge gas from the LNG storage tank and truck loadout system (as needed), fugitive vapor emissions from equipment leaks (i.e., valves, flanges, and seals) and fugitive emissions from

facility roads, two diesel engines each rated 4423 bhp for emergency generators each rated at 3.0 MW, and two diesel firewater pumps each rated at 700 hp at the proposed BCRP/Natural Gas Processing Plant facility located in Wyalusing Township, **Bradford County**. The project also carries identification under New Fortress Energy.

The Department of Environmental Protection's (Department's) review of the information submitted by the company indicates that the air contamination sources will comply with all regulatory requirements, including monitoring, recordkeeping, and reporting requirements, and pertaining to air contamination sources and the emission of air contaminants including the National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines, 40 CFR 63.6580 through 63.6675; the Standards of Performance for Stationary Compression Ignition Internal Combustion Engines, 40 CFR 60.4200 through 60.4219; the Standards of Performance for Stationary Combustion Turbines, 40 CFR 60.4300 through 60.4420; the Standards of Performance for Crude Oil and Natural Gas Facilities for which Construction, Modification or Reconstruction Commenced After September 18, 2015, 40 CFR 60.5360a through 60.5499a; the Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units, 40 CFR 60.40c through 60.48c; Mandatory Greenhouse Gas Reporting, 40 CFR Part 98 Subparts A and D; 25 Pa. Code Chapter 123 and the best available technology requirement (BAT) of 25 Pa. Code §§ 127.1 and 127.12. Based on this finding, the Department proposes to issue a plan approval for the proposed construction.

The emissions from all of the sources at the facility included in this project will not exceed the following limits: 95.90 TPY nitrogen oxides (NO_x, expressed as NO₂), 90.04 TPY carbon monoxide (CO), 35.57 TPY volatile organic compounds (VOCs), 83.25 TPY sulfur oxides (SO_x, expressed as SO₂), 99.67 TPY total particulate matter (filterable plus condensable), 99.67 TPY particulate matter equal to or less than 10 microns (PM₁₀), 99.60 TPY particulate matter equal to or less than 2.5 microns (PM_{2.5}), 8.77 TPY hazardous air pollutants (HAPs), 4.55 TPY any single HAP, 49.02 TPY ammonia, 24.56 TPY sulfur acid (H₂SO₄), and 1,107,670 TPY greenhouse gases (expressed as carbon dioxide equivalent, CO₂e).

In addition to the emission limitations, the following is a brief description of the types of conditions the Department intends to place in the plan approval in order to ensure compliance with all applicable air quality regulatory requirements: limitations on NO_x, CO, SO_x, VOC, HAP, ammonia slip, formaldehyde, H₂SO₄, and PM/PM₁₀/PM_{2.5} emissions ppmvd at 15% O₂ (or lb/MMBtu), lb/hr, and tpy; records of fuel usage, hours operated, hours of startups and shutdowns, source-level emissions calculations and facility-wide emissions records; startup and shutdown limitations; installation of pressure differential gauges and control device inlet temperature monitors; CEMS for NO_x and CO emissions on the turbines and boilers; records of hours of operation and emissions calculations for the fire pump engine and emergency engine; emissions limits for the boilers and regeneration heater; fuel usage and emissions records for the boilers regeneration heater; work practice and monitoring requirements for the thermal oxidizer and ground flare; emissions records and fuel/throughput records for the thermal oxidizer and ground flare, quarterly LDAR and daily walk-around inspections. The facility is a State Only

facility. If the Department determines that the sources are constructed and operated in compliance with the plan approval conditions and the specifications of the application for Plan Approval 08-00058A, the applicants will subsequently apply for a State Only Operating Permit in accordance with 25 Pa. Code Subchapter F.

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. The plan approval application and proposed plan approval can be electronically accessed at the Department's Regional web page at www.dep.pa.gov, select "Regional Resources," select "Northcentral Regional Office," select "Community Information," select "New Fortress Energy."

OPERATING PERMITS

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

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

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

46-00162: Hammond Lead Products, Inc. (10 South Grosstown Road, Pottstown, PA 19464) located in West Pottsgrove Township, **Montgomery County**, for operation of a lead oxide manufacturing plant. Particulate matter and lead emissions from each source are collected by baghouses and then controlled by high efficiency particulate air (HEPA) filter systems. The existing facility is considered a Title V facility due to a National Emission Standard for Hazardous Air Pollutants (NESHAP) requirement. All sources located at the facility are subject to the requirements of 40 CFR Part 63, Subpart VVVVVV—National Emission Standards for Hazardous Air Pollutants for Chemical Manufacturing Area Sources (producing NAICS Code 325 materials). The facility is an area source for Hazardous Air Pollutants (HAP). There are no new sources at this facility. The permit contains all applicable requirements including monitoring, recordkeeping and reporting. The Compliance Assurance Monitoring (CAM) requirements of 40 CFR Part 64 do not apply to sources located at Hammond according to 40 CFR 64.2(b)(1)(i). The NEHSAP standard for lead (a metal HAP) emissions applicable to Hammond (40 CFR Part 63 Subpart VVVVVV) was proposed by the Administrator after November 15, 1990 pursuant to Section 112 of the Act. The source is not a major source for Greenhouse Gases (GHG).

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

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

48-00095: Ecopax, LLC (3600 Glover Road, Easton, PA 18040-9203). The Department intends to issue an initial Title V Operating Permit for the Ecopax facility, located in Forks Township, **Northampton County**. The facility manufactures a wide range of polystyrene foam products, such as single use takeout containers and consumer tabletop ware. The control devices at this facility include a Regenerative Thermal Oxidizer and a Fabric Filter Baghouse. The potential facility-wide emissions of VOCs exceed the 50 tons per year, therefore it is

subject to RACT II (25 Pa. Code §§ 129.96—129.100) presumptive requirements, and recordkeeping requirements. 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 Elmerston Avenue, Harrisburg, PA 17110.

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

67-05083: Calpine Mid-Merit LLC (500 Delaware Avenue, Suite 600, Wilmington, DE 19801) to issue a Title V Operating Permit renewal for the York Energy Center (Block 1) located in Peach Bottom Township, **York County**. The actual emissions from the facility in 2018 were reported to be the following: 55.9 tons NO_x; 27.4 tons PM₁₀; 18.1 tons PM_{2.5}; 5.1 tons SO_x; 2.9 tons VOC; 0.9 ton toluene; 0.5 ton xylenes; 0.3 ton acetaldehyde; 0.2 ton ethylbenzene; 0.2 ton formaldehyde; 0.2 ton propylene oxide; 0.1 ton benzene; 2.5 tons total HAPs; 2.0 tons sulfuric acid mist; and 27.0 tons ammonia. The Operating Permit will include emission limits and work practice standards along with testing, monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from the following: 40 CFR Part 60, Subpart KKKK—Standards of Performance for Stationary Combustion Turbines (re: Source IDs 101, 102 and 103); the Acid Rain Program requirements of 40 CFR Part 72 (Source IDs 101, 102 and 103); the Cross-State Air Pollution Rule (CSAPR) requirements of 40 CFR Part 97 (Source IDs 101, 102 and 103); the continuous emission monitoring systems (CEMS) requirements of 25 Pa. Code § 139.101 and 40 CFR Part 75 (Source IDs 101, 102 and 103); and the RACT II requirements of 25 Pa. Code §§ 129.96—129.100 (Source IDs 101, 102 and 103).

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

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

25-00179: Erie City Sewer Authority (68 Port Access Road, Erie, PA 16507-2204). The Department intends to renew the Title V Operating Permit for the wastewater treatment plant located in the City of Erie, **Erie County**. This facility does not have potential emissions above the major source thresholds for any criteria pollutants, VOC, or HAPs. This facility is required to obtain a Title V permit under the provisions of 40 CFR 60.5240 of Subpart MMMM and 62.15395 of Subpart LLL. Potential emissions are as follows: 68.09 tpy NO_x; 35.92 tpy CO; 20.02 tpy SO_x; 37.11 tpy Particulate Matter; 18.95 tpy VOC; and 1.937 all HAPs combined. Actual 2018 emissions are as follows: 7.56 tons NO_x; 10.93 tons CO; 1.39 ton SO_x; 1.99 tons PM₁₀; 1.99 ton PM_{2.5}; 6.72 tons VOC; and 0.18 ton all HAPs combined. The significant sources are two sewage sludge incinerators and two natural-gas/oil fired boilers, as well as an ash loading process, 1 oil fueled and 5 natural-gas fueled emergency generators, a fuel oil storage tank, and five aeration tanks. The conditions of the previous plan approvals and operating permit were incorporated into the renewal permit. This facility is subject to the following Federal regulations for which the applicable requirements are included in the permit re-

newal: 40 CFR Part 60 Subpart O, Standards of Performance for Sewage Treatment Plants; 40 CFR Part 60 Subpart MMMM, Emission Guidelines and Compliance Times for Existing Sewage Sludge Incineration Units; 40 CFR Part 61 Subpart C, National Emissions Standard for Beryllium; 40 CFR Part 61 Subpart E, National Emissions Standard for Mercury; 40 CFR Part 62 Subpart LLL, Federal Plan Requirements for Sewage Sludge Incineration Units Constructed on or Before October 14, 2010; 40 CFR Part 503 Subpart E, Standards for the Use or Disposal of Sewage Sludge—Incineration; and 40 CFR Part 63 Subpart ZZZZ, NESHAP for Stationary Reciprocating Internal Combustion Engines. The permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

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.

09-00189: Eureka Stone Quarry, Inc. (1521 Easton Road, Warrington, PA 18976), for the renewal of a State Only Operating Permit in Warrington Township, **Bucks County**. Eureka operates a quarrying operation and a stone crushing operation at this site. There are no emission increases with the renewal of the operating permit. The facility maintains a synthetic minor operating status by limiting the amount of PM₁₀ emissions that are emitted. The renewed permit includes testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable local, state, and Federal air quality requirements.

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

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

40-00125: Sunlight Crematory of Wilkes-Barre, LLC (628 Nanticoke Street, Hanover Township, PA 18706-5247). The Department intends to issue a renewal State-Only Natural Minor Permit for the Sunlight Crematory located in Hanover Township, **Luzerne County**. This facility operates three natural gas fired cremation units. 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 Elmerston Avenue, Harrisburg, PA 17110.

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

38-03057: Porterfield Scheid Funeral Directors & Cremation Services LTD (980 Isabel Drive, Lebanon, PA 17042) to issue a State Only Operating Permit for the funeral home located in North Cornwall Township, **Lebanon County**. The potential emissions from the facility are estimated at 1.0 tpy of NO_x, 3.3 tpy of CO, 2.3 tpy of

PM, 0.8 tpy of SO_x and 1.0 tpy of VOC. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

67-03018: Penn Mar Castings, Inc. (500 Broadway, Hanover, PA 17331) for the operation of a gray and ductile iron casting facility in Hanover Borough, **York County**. This is for renewal of the existing state-only permit. Potential air emissions from the facility are estimated at 11.0 tpy PM₁₀, 0.88 tpy Lead and 1.08 tpy HAPs. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

05-05028: Texas Eastern Transmission LP (5400 Westheimer Ct, Houston, TX 77056) for the operation of a natural gas pipeline compressor station in Bedford Township, **Bedford County**. This is for renewal of the existing state-only permit. 2018 actual air emissions from the facility are estimated at 0.04 ton NO_x, 0.09 ton CO, 13.27 tons VOC, 0.19 ton HAPs and 0.00 ton each of SO₂ and PM. 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.

36-03078: HP Acquisition Corp. (1780 Rohrerstown Road, Lancaster, PA 17601) to issue a State-Only Operating Permit for operation of their metal rolling and finishing manufacturing facility in East Hempfield Township, **Lancaster County**. Projected actual emissions from the facility are estimated to be 3.24 tpy of NO_x, 0.53 tpy of CO, 0.01 tpy of SO_x, 0.28 tpy of PM₁₀, 7.36 tpy of VOC, and 0.02 tpy combined HAPs. The Operating Permit will include emission limits and work practice standards along with monitoring and recordkeeping requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 25 Pa. Code § 129.63, 40 CFR 60, Subpart JJJJ—Standards of Performance for Stationary Spark Ignition Internal Combustion Engines & 40 CFR Part 63 Subpart ZZZZ—National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines.

28-03043: Novae Corporation (4763 Zane A. Miller Drive, Waynesboro, PA 17268) for the operation of a trailer assembly facility in Washington Township, **Franklin County**. This is for renewal of the existing state-only permit. Potential air emissions from the facility are estimated at 29.9 tpy VOC, 12.2 tpy Total HAPs and 7.64 tpy of a Single HAP. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

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

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

08-00058A: Bradford County Real Estate Partners LLC (111 West 19th Street, 8th Floor, New York, NY 10011) for the construction of a liquified natural gas (LNG) production facility consisting of two gas-fired compression turbines each rated at 509 MMBtu/hr controlled with selective catalytic reduction and an oxidation cata-

lyst, three gas-fired turbine electric generators each rated at 142 MMBtu/hr controlled with selective catalytic reduction and an oxidation catalyst, two gas-fired steam boilers each rated at 58.2 MMBtu/hr controlled with selective catalytic reduction and an oxidation catalyst, one gas-fired regeneration heater rated at 36.6 MMBtu/hr, one thermal oxidizer rated at 42.8 MMBtu/hr, with bypass vent stack to control emissions from the acid gas removal system, and one multipoint ground flare rated at 2.6 MMBtu/hr designed to combust purge gas from the LNG storage tank and truck loadout system (as needed), fugitive vapor emissions from equipment leaks (i.e., valves, flanges, and seals) and fugitive emissions from facility roads, two diesel engines each rated 4423 bhp for emergency generators each rated at 3.0 MW, and two diesel firewater pumps each rated at 700 hp at the proposed BCRP/Natural Gas Processing Plant facility located in Wyalusing Township, **Bradford County**. The project also carries identification under New Fortress Energy.

The Department of Environmental Protection's (Department's) review of the information submitted by the company indicates that the air contamination sources will comply with all regulatory requirements, including monitoring, recordkeeping, and reporting requirements, and pertaining to air contamination sources and the emission of air contaminants including the National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines, 40 CFR 63.6580 through 63.6675; the Standards of Performance for Stationary Compression Ignition Internal Combustion Engines, 40 CFR 60.4200 through 60.4219; the Standards of Performance for Stationary Combustion Turbines, 40 CFR 60.4300 through 60.4420; the Standards of Performance for Crude Oil and Natural Gas Facilities for which Construction, Modification or Reconstruction Commenced After September 18, 2015, 40 CFR 60.5360a through 60.5499a; the Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units, 40 CFR 60.40c through 60.48c; Mandatory Greenhouse Gas Reporting, 40 CFR Part 98 Subparts A and D; 25 Pa. Code Chapter 123 and the best available technology requirement (BAT) of 25 Pa. Code §§ 127.1 and 127.12. Based on this finding, the Department proposes to issue a plan approval for the proposed construction.

The emissions from all of the sources at the facility included in this project will not exceed the following limits: 95.90 TPY nitrogen oxides (NO_x, expressed as NO₂), 90.04 TPY carbon monoxide (CO), 35.57 TPY volatile organic compounds (VOCs), 83.25 TPY sulfur oxides (SO_x, expressed as SO₂), 99.67 TPY total particulate matter (filterable plus condensable), 99.67 TPY particulate matter equal to or less than 10 microns (PM₁₀), 99.60 TPY particulate matter equal to or less than 2.5 microns (PM_{2.5}), 8.77 TPY hazardous air pollutants (HAPs), 4.55 TPY any single HAP, 49.02 TPY ammonia, 24.56 TPY sulfuric acid (H₂SO₄), and 1,107,670 TPY greenhouse gases (expressed as carbon dioxide equivalent, CO₂e).

In addition to the emission limitations, the following is a brief description of the types of conditions the Department intends to place in the plan approval in order to ensure compliance with all applicable air quality regulatory requirements: limitations on NO_x, CO, SO_x, VOC, HAP, ammonia slip, formaldehyde, H₂SO₄, and PM/PM₁₀/PM_{2.5} emissions ppmvd at 15% O₂ (or lb/MMBtu), lb/hr, and tpy; records of fuel usage, hours operated, hours of startups and shutdowns, source-level emissions calculations and facility-wide emissions records; startup and

shutdown limitations; installation of pressure differential gauges and control device inlet temperature monitors; CEMS for NO_x and CO emissions on the turbines and boilers; records of hours of operation and emissions calculations for the fire pump engine and emergency engine; emissions limits for the boilers and regeneration heater; fuel usage and emissions records for the boilers regeneration heater; work practice and monitoring requirements for the thermal oxidizer and ground flare; emissions records and fuel/throughput records for the thermal oxidizer and ground flare, quarterly LDAR and daily walk-around inspections. The facility is a State Only facility. If the Department determines that the sources are constructed and operated in compliance with the plan approval conditions and the specifications of the application for Plan Approval 08-00058A, the applicants will subsequently apply for a State Only Operating Permit in accordance with 25 Pa. Code Subchapter F.

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. The plan approval application and proposed plan approval can be electronically accessed at the Department's Regional web page at www.dep.pa.gov, select "Regional Resources," select "Northcentral Regional Office," select "Community Information," select "New Fortress Energy."

17-00063: Pennsylvania Grain Processing, LLC (250 Technology Drive, Clearfield, PA 16830) to issue a State Only Operating Permit for their ethanol production facility located in Clearfield Borough, **Clearfield County**. In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (Department) has received an application and intends to issue an Air Quality Operating Permit for this facility. The facility's main sources include two (2) natural gas boilers, corn storage and handling equipment, 4 natural gas fired grain dryers, fermentation tanks, and an ethanol loadout. The facility has potential emissions of 63.91 tons per year (tpy) of particulate matter/particulate matter with an effective aerodynamic diameter of less than or equal to 10 micrometer, 78.53 tpy of nitrogen oxides, 86.61 tpy of carbon monoxide, 48.46 tpy of volatile organic compounds, 12.53 tpy of hazardous air pollutants and 31.91 tpy of sulfur oxides. The emission limits, throughput limitations 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 60 Subpart Dc, Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units, 40 CFR Part 60 Subpart Kb Standards of Performance for Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced After July 23, 1984, 40 CFR Part 60 Subpart VVa Standards of Performance for Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry for Which Construction, Reconstruction, or Modification Commenced After November 7, 2006, 40 CFR Part 60 Subpart IIII Standards of Performance for Stationary Compression Ignition Internal Combustion Engines and 40 CFR Part 63 Subpart ZZZZ National Emission Standards for Hazardous Air Pollutants for Stationary Recip-

rocating Internal Combustion Engines. 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.

14-00037: Spectrum Controls, Inc. (1900 West College Avenue, State College, PA 16801-2723) for the facility located in Ferguson Township, **Centre County**. The facility is currently operating under State Only Permit No. 14-00037 issued on April 8, 2014. In accordance with 25 Pa. Code §§ 127.424 and 127.425, the Department of Environmental Protection (DEP) has received an application and intends to issue a renewal of an Air Quality Operating Permit for the abovementioned facility. The subject facility has the following potential emissions: 7.21 TPY of CO; 10.94 TPY of NO_x; 0.05 TPY of SO_x; 12.48 TPY of PM/PM₁₀; 29.48 TPY of VOC; 7.48 TPY of HAP and 2,747 TPY of CO_{2e}. The Department has determined that the sources at the facility satisfy best available technology (BAT) requirements, pursuant to 25 Pa. Code §§ 127.1 and 127.12, as well as the National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines, 40 CFR Part 63 Subpart ZZZZ 63.6580 through 63.6675. The operating permit will include emission limits and work practice standards along with testing, monitoring, record keeping and reporting requirements to ensure the facility complies with all applicable air quality regulations. Based on the information provided in the permit renewal application submittal, 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 Article III, 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.

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

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

26-00057: Matt Canestrone Contracting, Inc./ Labelle Site (1035 Labelle Road, La Belle, PA 15450) for the operation of a barge unloading and transferring facility located in Luzerne Township, **Fayette County**. The site's operations support a reclamation project using coal ash and flue gas desulfurization sludge to cap material on a coal refuse pile. In accordance with 25 Pa. Code §§ 127.424 and 127.425, the Department of Environmental Protection (DEP) has received an application and is providing notice that it intends to issue an Air Quality Operating Permit for the above-mentioned facility.

The subject facility consists of two docks for barge unloading, two excavators each with a clamshell, and an area for truck/rail transshipping with front loaders. One dock/excavator is considered primary, but both docks can be used at the same time. The rate of unloading the barges is limited by the number of trucks available. Barges are unloaded, and material is transported to the

reclamation area behind the barge unloading area. The facility provided potential emission calculations based on 416,000 tons of material handled on a 12-month rolling basis, 2,600 hours of operation per year, and AP-42 Emission Factors. The controlled potential emissions at this site are projected to be 78.0 TPY PM₃₀ and 23.9 TPY PM₁₀. This includes emission estimates from transferring material from barge to truck, haul roads, truck unloading, wind erosion, material handling, and bulldozing. At a minimum, the facility is required to conduct daily surveys of the site to ensure compliance with visible, fugitive, and malodor emission requirements and maintain records of those surveys. The air quality permit includes a throughput restriction, operating requirements, monitoring requirements, and recordkeeping requirements for the site.

Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of the State-Only Operating Permit may submit the information to Bradley Spayd, Air Quality Engineering Specialist, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. Written comments must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Operating Permit (26-00057) 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 Bradley Spayd, Air Quality Engineering Specialist, at the previously listed address.

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

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

63-00930: Woodruff Partners, LLP (2820 Washington Road, McMurray, PA 15317) Natural Minor State-Only Operating Permit is for a pet crematory located in North Strabane Township, **Washington County**. In accordance with 25 Pa. Code §§ 127.424 and 127.425, the Department of Environmental Protection (DEP) has received an application and is providing notice that it intends to issue an Air Quality Operating Permit for the above-mentioned facility. This air quality permit will convert plan approval 63-00930A into a state-only operating permit. Sources of emissions consist of one Matthews International-Cremation Division ("Matthews") IE43-PPII animal crematory incinerator with a 150 lbs/hr capacity and 750 lbs capacity per batch and one Matthews IEB-26 animal crematory incinerator with a 200 lbs/hr capacity and 750 lbs capacity per batch. Both units are equipped with a secondary chamber afterburner that meet current best available technology standards. Facility-wide potential emissions are projected to be 1.62 TPY PM, 1.62 TPY PM₁₀, 0.98 TPY NO_x, 3.28 TPY CO, 0.98 TPY VOC, 0.82 TPY SO_x, 0.33 TPY total HAP, and 0.0013 TPY Pb. The

facility is required to conduct surveys of the site or use an opacity monitor at a minimum of once per cremation cycle to ensure compliance with visible and malodor emission requirements and maintain records of those surveys. The air quality permit includes operating requirements, monitoring requirements, and recordkeeping requirements for the site.

Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of the State-Only Operating Permit may submit the information to Bradley Spayd, Air Quality Engineering Specialist, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. Written comments must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Operating Permit (63-00930) 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 Bradley Spayd, Air Quality Engineering Specialist, at the previously listed address.

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

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

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

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

25-00917: Performance Castings, LLC (242 East 16th St., Erie, PA 16503), the Department intends to issue the renewal of the State-Only Operating Permit of a gray iron foundry located in Erie City, **Erie County**. Air contamination sources at this facility are units that include an electric induction furnace, a core oven, shell core machines, and binders, and operations that include inoculation, charge handling, pouring casting, casting cooling, casting shakeout, grinding, and shot blasting. The facility is Natural Minor for permitting purposes and an area source for MACT purposes. As an iron foundry, the facility has been subject to 40 CFR 63 Subpart ZZZZZZ, which pertains to NESHAP for Iron and Steel Foundries Area Sources. In this renewal, no major change on permit requirements is made.

25-01021: Team Hardinger Transportation (1314 West 18th Street, Erie, PA 16502-1517) the Department intends to issue a renewal of the State Operating Permit for the coating operation which is located in the City of Erie, **Erie County**. The facility's primary emission sources include a surface coating booth equipped with dry filters for overspray. Coatings are applied with HVLP and electrostatic spray guns. The booths are heated with an air make-up unit rated at 5.3 MMBtu/hr. The heater is

fired with natural gas. The facility has an emission limit of 10 TPY for VOC emissions in any 12-month rolling period. The facility is an area source of emissions. The operating permit contains requirements from plan approval 25-1021A, applicable emission restrictions, testing requirements, monitoring requirements, reporting requirements, work practice requirements, and additional requirements in accordance with the Clean Air Act.

37-00314: Natural Sand Company, Inc.—Plain Grove Road Plant (4783 Harlansburg Road, Slippery Rock, PA 16057) the Department intends to re-issue the referenced permit for this specialty soil processing operation in Plain Grove Township, **Lawrence County**. The primary emissions from this facility are from various conveyors, a pug mill mixer manufactured by McLanahan, scalping screens manufactured by Link Belt, a Barber-Green pug mill mixer (125-ton capacity), a radial stacker, a bucket elevator, a screw auger, storage bins, a 10,000-gallon tank for polymer wax solution, and a 250-gallon tank for 'Grass Greenzit'. In addition, the source consists of a dryer manufactured by ACS/AEDCO which has a baghouse to control particulate emissions from the drying process and a vertical shaft impact crusher. The potential emissions from the facility were calculated based on 1,200 hours of operation (PM₁₀ less than 5 TPY. The potential emissions from the dryer based on 1,200 hours of operations are 9.10 TPY CO and 1.58 TPY NO_x with much smaller amounts of VOC, PM, and SO_x emissions based on the use of natural gas or propane. Since typically dryer usage is much less than 1,200 hours, the actual emissions from combustion are much less.

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

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

OP18-000043: Philadelphia Marriott Downtown Hotel (1201 Market Street, Philadelphia, PA 19107) for the operation of a commercial establishment primarily engaged in providing lodging and meals for the general public in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include two (2) boilers firing natural gas and No. 2 fuel oil during periods of natural gas curtailment each rated 21.0 MMBtu/hr, one (1) emergency generator firing diesel fuel rated 1,250 kW, two (2) emergency generators firing diesel fuel each rated 350 kW or less, and one (1) fire pump firing diesel fuel rated 155.1 kW.

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

Persons wishing to file protest, comments, or request a public hearing on the previously listed operating permit must submit the protest 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 Returned

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

16140109 and NPDES No. PA0259594. K & A Mining (119 Atwell Lane, Kennerdell, PA 16374). Revision to an existing bituminous surface mine to add 8.0 acres in Washington Township, **Clarion County**. Receiving streams: Unnamed tributaries to East Sandy Creek. Application received: January 4, 2019. Permit Returned: May 8, 2019.

Coal Applications Received

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

Permit No. 05753004 and NPDES No. PA 0124869, J&J Svonavec Excavating, Inc., 110 Windermere Lane, Somerset, PA 15501, permit renewal for the continued operation and restoration of a bituminous surface mine in Broad Top and Carbon Townships, **Bedford and Huntingdon Counties**, affecting 222.1 acres. Receiving streams: unnamed tributaries to/and Coal Bank Run, classified for the following use: warm water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: May 2, 2019.

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

16190101. Ben Hal Mining, Inc. (389 Irishtown Road, Grove City, PA 16127). Revision to an existing bituminous surface mine to add blasting in Highland Township, **Clarion County** affecting 84.0 acres. Receiving streams: Four unnamed tributaries to Reed Run and Reed Run, classified for the following: CWF. The first downstream potable water supply intake from the point of discharge is Pennsylvania American Water Company. Application received: April 29, 2019.

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

63120105 and NPDES Permit No. PA0252298. Amerikohl Mining, Inc. (1384 State Route 711, Stahlstown, PA 15687). Renewal application for continued mining to an existing bituminous surface mine, located in Somerset Township, **Washington County**, affecting 50.2 acres. Receiving streams: North Branch Pigeon Creek and Monongahela River, classified for the following use: WWF. Charleroi is the potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: May 10, 2019.

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

Permit No. 54931601R5. Sherman Coal Co., Inc., (P.O. Box 93, Elysburg, PA 17824), renewal of an existing anthracite coal preparation plant operation in Frailey Township, **Schuylkill County**, 14.2 acres, receiving stream: Middle Creek, classified for the following uses: cold water and migratory fishes. Application received: May 1, 2019.

Noncoal Applications Received

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

Table 2

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

* The parameter is applicable at all times.

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

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

41990301 and NPDES PA0238287. Glenn O. Hawbaker, Inc. (1952 Waddle Road, Suite 203, State College, PA 16803). Renewal for an existing NPDES on a large noncoal surface mining site located in Armstrong Township, **Lycoming County** affecting 41.27 acres. Receiving stream(s): Hagerman Run classified for the following use(s): CWF. Application received: April 29, 2019.

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

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

NPDES No. PA0279641 (Mining Permit No. 56180102), Heritage Coal & Natural Resources, LLC, 550 Beagle Road, Rockwood, PA 15557, revision of an NPDES permit for bituminous surface mine in Stonycreek Township, **Somerset County**, affecting 101.3 acres. Receiving streams: unnamed tributaries to Boone Run, classified for the following use: cold water fishes. This receiving stream is included in the Kiski-Conemaugh TMDL. Application received: April 30, 2019.

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

The following outfalls discharge to unnamed tributaries to Boone Run.

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

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

<i>Outfalls: 001 and 002 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)	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.

<i>Outfalls: 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)	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 10.0 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 87.201, 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.

NPDES No. PA0605778 (Mining Permit No. 32830113), Beilchick Brothers, P.O. Box 7, Heilwood, PA 15745, renewal of an NPDES permit for discharge of water resulting from surface coal mining operations in Buffington Township, **Indiana County**, affecting 410.0 acres. Receiving streams: unnamed tributaries to/and Mardis Run, classified for the following use: cold water fishes. This receiving stream is included in the Kiski-Conemaugh TMDL. Application received: January 31, 2019.

The following outfalls discharge to unnamed tributaries to/and Mardis Run.

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
003	N
004	N
005	N
015	N
016	N
017	N
018	N
019	N
020	N

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

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

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

NPDES No. PA0227978 (Permit No. 33990102). McKay Coal Company, Inc. (P.O. Box 343, Punxsutawney, PA 15767) Renewal of an NPDES permit for a bituminous surface mine in Perry Township, **Jefferson County**, affecting 81.7 acres. Receiving streams: Unnamed tributaries to Found Run to Mahoning Creek, classified for the following uses: CWF. Application received: April 22, 2019.

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

The following outfalls discharge to unnamed tributaries to Foundry Run.

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

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

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

¹ The parameter is applicable at all times.

The following outfalls discharge to unnamed tributaries to Foundry Run:

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

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

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

¹ The parameter is applicable at all times.

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

NPDES PA0609439 (Mining Permit No. 17753180), Penn Coal Land, Inc., P.O. Box 68, Boswell, PA 15531, renewal of an NPDES permit for surface mining in Boggs Township, **Clearfield County**, affecting 140.0 acres. Receiving stream(s): Laurel Run classified for the following use(s): CWF. Laurel Run Watershed Clearfield County TMDL. Application received: January 16, 2019.

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

The following outfall discharges to Laurel Run.

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

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		2.0	4.0	5.0

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Aluminum (mg/l)		0.75	0.75	0.75
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35.0	70.0	90.0
Osmotic Pressure (milliosmoles/kg)				
¹ The parameter is applicable at all times.		Monitor and Report Only		

Noncoal NPDES Draft Permits

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

NPDES No. PA0278378 (Surface Mine Permit No. 65930601), Hoover Stone Quarry LLC, 3497 State Route 981, Saltsburg, PA 15681, new NPDES permit for a non-coal surface mine located in Somerset Township, **Washington County**, affecting 81.8 acres. Receiving stream: unnamed tributary (UNTs) to Conemaugh River, classified for the following use: WWF. Application received: April 30, 2019.

The following outfall discharges to UNTs to Pigeon Creek.

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

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

<i>Outfall: 001 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)	0.75	0.75	0.75
Total Suspended Solids (mg/l)	35	70	90
Total Dissolved Solids (mg/l)		Monitor and Report	
Sulfates (mg/l)		Monitor and Report	
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. PA0251712 (Mining Permit No. 63090601), Mon River Aggregates, P.O. Box 435, Millsboro, PA 15348 NPDES renewal permit for a surface noncoal mine in East Bethlehem Township, **Washington County** affecting 50.3 acres. Water handling procedures have been revised to convert a former sedimentation pond to a treatment pond and add an additional treatment facility and to reflect that water is pumped from sedimentation ponds to receive treatment. Receiving stream(s): UNTs to Tenmile Creek and Tenmile Creek classified for the following use: WWF. Application received: September 8, 2017.

The following treated wastewater outfalls discharge to Tenmile Creek.

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
010	N	Treatment Facility Outfall
011	N	Treatment Facility Outfall
012	N	Treatment Facility Outfall

The proposed effluent limits for the previously listed outfalls under all weather conditions are as follows:

<i>Outfalls: 010, 011 and 013 Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Total Iron (mg/l)	3.0	6.0	7.0
Total Manganese (mg/l)	2.0	4.0	5.0
Total Aluminum (mg/l)	0.75	1.5	1.8
Total Suspended Solids (mg/l)	35	70	90
Osmotic Pressure (mOsm/kg)		Monitor & Report	
Sulfate (mg/L)		Monitor & Report	
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 stormwater outfall, once constructed, will discharge to UNT B to Tenmile Creek.

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
012	N	Stormwater Outfall

The proposed dry weather effluent limits under all weather conditions for the previously listed outfall are as follows:

<i>Outfall: 012 Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Total Iron (mg/l)	3.0	6.0	7.0
Total Manganese (mg/l)	2.0	4.0	5.0
Total Aluminum (mg/l)	0.75	1.5	1.8

<i>Outfall: 012</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Total Suspended Solids (mg/l)	35	70	90
Osmotic Pressure (mOsm/kg)		Monitor & Report	
Sulfate (mg/L)		Monitor & Report	
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			
Alkalinity must exceed acidity at all times.			

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

NPDES Permit No. PA0224316 on Surface Mining Permit No. 49030301. Meckley's Limestone Products, Inc., (1543 SR 225, Herndon, PA 17830), renewal of an NPDES Permit for a limestone and shale quarry operation in Lower Mahanoy and Jordan Townships, **Northumberland County**, affecting 159.9 acres. Receiving stream: Upper Fidler Run, classified for the following use: warm water fishes. Application received: August 6, 2018.

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

The following outfalls discharge to Upper Fidler Run.

<i>Outfall No.</i>	<i>New Outfall Y/N</i>	<i>Type</i>
E	No	E&S/O.D.
F	No	E&S
H	No	E&S
I	No	E&S/O.D.
J	No	E&S
K	No	E&S
L	No	E&S
M	No	E&S
N	No	O.D.
O	No	O.D.

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day</i> <i>Average</i>	<i>Daily</i> <i>Maximum</i>	<i>Instantaneous</i> <i>Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Discharge (MGD) MDT Only		3.8 (combined)		
Total Suspended Solids		35.0	70.0	90.0

¹ The parameter is applicable at all times.

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

The following permit applications, requests for Environmental Assessment approval and requests for 401 Water Quality Certification have been received by the Department. 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, draw-

ings and other data pertinent to the certification request are available for inspection between 8 a.m. and 4 p.m. on working days at the office noted before the application.

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

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

WATER OBSTRUCTIONS AND ENCROACHMENTS

Southeast Region: Waterways and Wetlands Program, 2 East Main Street, Norristown, PA 19401, Telephone 484.250.5160.

E51-290. Philadelphia International Airport, Philadelphia, **Philadelphia County**; ACOE Philadelphia District.

To perform the following listed water obstruction and encroachment activities associated with the Philadelphia International Airport, Parcel G Development. The proposed project will include regrading and paving a portion of the site for a parking lot. The project will include a parking lot at the eastern most corner, and the remainder

of the lot will be impervious paved area. The proposed project will have no impact to the watercourse (Mingo Creek). The project is located in the floodplain.

The site is approximately at 7924 Bartram Ave. (USGS Philadelphia, PA-NJ Quadrangle, Latitude 39.894167; Longitude -75.23333).

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

E5202219-002. Tanglewood Lakes Community Association, 102 Tanglewood Drive, Greentown, PA 18426, in Palmyra Township, **Pike County**, U.S. Army Corps of Engineers, Philadelphia District.

To construct and maintain a sediment forebay within the floodway of a UNT to Tanglewood Lake (HQ-CWF, MF) for the purpose of improving water quality by the deposition and removal of captured inflow sediment. The sediment forebay will have perpetual maintenance associated with its construction. The project is located near the intersection of Indian Drive and Laurel Hill Drive. (Promised Land, PA Quadrangle, Latitude: 41° 22' 18"; Longitude: -75° 13' 56").

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

E07-472: DeGol Brothers, 3229 Pleasant Valley Boulevard, Altoona, PA 16602 in Antis Township, **Blair County**, U.S. Army Corps of Engineers Baltimore District.

To (1) install and maintain a 8-inch PVC sanitary sewer main impacting 79 linear feet of UNT to Little Juniata River (WWF, MF) stream and its floodway and permanently impact 0.01 acre of Palustrine Emergent/Palustrine Scrub Shrub (PEM/PSS) Exceptional Value (EV) wetland and temporarily impacting 0.11 acre of PEM EV wetland, (2) install and maintain a 8-inch PVC sanitary sewer lateral permanently impacting 0.01 acre of a PEM EV wetland by conventional bore method, and (3) install and maintain a 4-inch PVC sewer lateral permanently impacting 0.01 acre of PEM EV wetland by conventional bore, all for the purpose of extending an existing sewer lateral to provide sewer service to residential properties. The project is located at Grazierville Road (Tipton PA Quad, Latitude: 40.6434, Longitude: -75.82960) in Antis Township, Blair County.

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

E12-194: Shippen Township, Shippen Township, **Cameron County**, U.S. Army Corps of Engineers Baltimore District (Emporium Quadrangle; Latitude 41° 32' 3" N; 78° 14' 18" W).

The applicant proposes replacement of approximately 950' of 30" diameter corrugated metal pipe with a new 66' x 51' CMP Arch Pipe; the new culvert will be relocated in sections that are currently under residential structures. The culvert will permanently impact .221 acre and temporarily impact .001 acre of UNT to Sinnemahoning Portage Creek (HQ-CWF, MF).

E18-511: UGI Utilities Inc, Chapman Township, **Clinton County**, U.S. Army Corps of Engineers Baltimore District (Renovo East Quadrangle; Latitude 41° 22' 14" N; 77° 42' 3" W).

The applicant proposes to install approximately 2,450 linear feet of 8" PE3408 medium pressure gas main by

direct burial method within public and private right-of-way along Little Italy Rd and Right Hand Young Woman's Creek Rd. The new gas main will replace existing 6" and 8" steel gas main pipeline, which will be properly abandoned in place per Township Requirements. The pipeline will permanently impact 2,130 square feet and temporarily impact 2,040 square feet of Left Branch Young Woman's Creek (EV, MF).

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

E3005219-264, Morris Township Volunteer Fire Company & Relief Association of Ninevah, PA, P.O. Box 98, Ninevah, PA 15353, Morris Township, **Greene County**, Pittsburgh ACOE District.

The applicant proposes to:

Remove the existing single story family dwelling and existing shed, and to construct and maintain a new 4,800 +/- sq. ft. building and parking area, and to construct and maintain a new outfall structure on the left bank of Brown's Creek (HQ-WWF), for the purpose of constructing a Volunteer Fire Company Station. The project will permanently impact 0.1 acre, and temporarily impact 0.1 acre, of floodplain, along Browns Creek. The project site is located on the left bank of Browns Creek, approximately 1,550.0 feet downstream from the intersection of Deerlick Station Road (SR 4021) and Browns Creek Road (SR 0018) (Rogersville PA USGS Topographic Quadrangle; N: 39° 57' 27"; W: -80° 18' 23"; Sub-basin 19B; USACE Pittsburgh District), in Morris Township, Greene County.

E65051-997, PennDOT Engineering District 12, 825 N. Gallatin Avenue Extension, Uniontown, PA 15401, Sewickley Township, **Westmoreland County**; Pittsburgh ACOE District.

The applicant proposes:

1. To remove the existing 156-foot long, 30-in stream enclosure, and to construct and maintain a replacement 175-foot long, 30-inch stream enclosure, located at SR 0070, Station 623+21.7 within an intermittent unnamed tributary to Lick Run (WWF) (Waterway S-MRK-007), resulting in permanent impacts of 198 linear feet (785 square feet) and temporary impacts of 265 linear feet (1,052 square feet).

2. To place and maintain fill in an existing toe-of-slope, waterway, located at SR 0070, Station 636+30.1 LT within an intermittent unnamed tributary to Lick Run (WWF) (Waterway S-MRK-047) resulting in a permanent impact of 83 linear feet (192 square feet), and to construct and maintain a replacement intermittent channel, (Channel PC-4C) as in-kind mitigation, adjacent to the new fill slope. 231 linear feet (1,155 square feet).

3. To place and maintain fill in wetland (Wetland W-MRK-007) associated with roadway widening activity located at SR 0070, Station 636+82.4 LT resulting in a permanent impact of 2,683 square feet (0.06 acre) of the palustrine emergent wetland.

4. To extend the existing 204-foot long, 16-foot by 9-foot reinforced concrete arch culvert with a 81.8-foot long, 14-foot by 9-foot precast reinforced concrete box culvert stream enclosure located at SR 0070, Station 636+95.5 carrying perennial waterway relocated Lick Run (WWF) (Waterway S-MRK-003). The extension results in permanent impacts of 82 linear feet within the relocated 627 linear foot reach (# 1). The culvert will be depressed 12

inches and constructed with offset baffles providing 82 linear feet (1,148 square feet) of natural streambed. Temporary impacts of 899 linear feet (7,589 square feet) will result from instream E&S control BMPs consisting of a stream diversion (pipe flume, pump-around and sand-bag cofferdams). Two temporary construction crossings will also be installed within the flumed length of the stream and the reach to be relocated.

5. To relocate (reach # 1) existing perennial resource, Lick Run (WWF) (Waterway S-MRK-003), starting at the outlet of the RC box culvert stream enclosure located at SR 0070, Station 637+53.8 LT, resulting in permanent impacts of 675 linear feet (4,509 square feet). This total includes an area of 48 linear feet (282 square feet) of rock armoring along the outside bend before the inlet of the existing arch culvert. Mitigation for the permanent impacts will be in-kind relocation of natural design waterway adjacent to the new fill slope resulting in 498 linear feet (5,976 square feet) of perennial waterway.

6. To place and maintain fill in wetland (Wetland W-MRK-008) associated with roadway widening activity located at SR 0070, Station 638+09.7 LT resulting in a permanent impact of 1,766 square feet (0.04 acre) of the palustrine emergent wetland.

7. To place and maintain fill in wetland (Wetland W-MRK-009) associated with the relocation of waterway S-MRK-003 and roadway widening activity located at SR 0070, Station 639+92.0 LT resulting in a permanent impact of 4,699 square feet (0.11 acre).

8. To place temporarily impact wetland (Wetland W-MRK-009) associated with construction access located at SR 0070, Station 639+92.0 LT temporary impacts of 1,074 square feet (0.02 acre) of the palustrine emergent wetland.

9. To temporarily impact wetland (Wetland W-MRK-010) associated with the construction of relocated waterway S-MRK-003 located at SR 0070, Station 642+02.4 LT resulting in temporary impacts of 175 square feet (0.004 acre) of the palustrine emergent wetland.

10. To remove the existing 108-foot long, 24-in culvert and construct and maintain a 192-foot long, 36-inch stream enclosure located at SR 0070, Station 642+47.9 within an intermittent unnamed tributary to Lick Run (WWF) (Waterway S-MRK-008) resulting in permanent impacts of 117 linear feet (352 square feet); and within an intermittent unnamed tributary to Lick Run (WWF) (Waterway S-MRK-009) resulting in permanent impacts of 106 linear feet (318 square feet). Temporary impacts for the two resources combined total 258 linear feet (777 square feet).

11. To remove the existing 96-foot long, 24-in culvert and construct and maintain a 186-foot long, 30-inch stream enclosure and 26 linear feet (104 square feet) of relocation at the inlet located at SR 0070, Station 647+88.6 within an intermittent unnamed tributary to Lick Run (WWF) (Waterway S-MRK-010) resulting in permanent impacts of 215 linear feet (861 square feet) and temporary impacts of 350 linear feet (1,401 square feet). Mitigation will consist of 119 linear feet of daylighting an existing enclosure at the outlet of the proposed culvert on the same waterway. Relocation for this resource will be in-kind replacement (Channel PC-32) adjacent to the south side of the roadway resulting in 45 linear feet (90 square feet) of intermittent waterway.

12. To relocate a waterway located at SR 0070, Station 649+70.4 within an intermittent unnamed tributary to Lick Run (WWF) (Waterway S-MRK-011) resulting in a

permanent impact of 355 linear feet (1,063 square feet) of which includes 96 linear feet in an existing culvert to be removed and temporary impacts of 359 linear feet (1,076 square feet). Relocation for this impact will be in-kind replacement (Channel PC-31) adjacent to the south side of SR 0070 resulting in 280 linear feet (540 square feet) of intermittent waterway.

13. To remove the existing 90-foot long, 48-in culvert and construct and maintain a 208-foot long, 48-inch stream enclosure located at SR 0070, Station 658+87.4 within an intermittent unnamed tributary to Lick Run (WWF) (Waterway S-MRK-012) resulting in permanent impacts of 254 linear feet (1,272 square feet) and temporary impacts of 327 linear feet (1,636 square feet).

14. New outfall located at SR 0070, Station 662+08.0 (relocation) of roadway drainage and partial hydrologic source removal for S-MRK-021 (activity # 19), daylighting of existing roadway enclosure adjacent to the south side of the roadway resulting in development of 529 linear feet of daylighted intermittent waterway extending to waterway S-MRK-016. There is no impact to an existing waterway due to construction of this outfall. The outfall will discharge to proposed watercourse PC-17.

15. To construct and maintain an 80-foot long, 18-inch culvert and apron located at SR 0070, Station 666+44.2 LT within an intermittent unnamed tributary to Lick Run (WWF) (Waterway S-MRK-021) resulting in permanent impacts of 99 linear feet (399 square feet) and temporary impacts of 175 linear feet (704 square feet).

16. To relocate (# 2) existing perennial waterway Lick Run (WWF) (Waterway S-MRK-003) located at SR 0070, Station 667+90.1 LT starting approximately 280 feet upstream of the existing SR 0070 bridge crossing resulting in permanent impacts of 338 linear feet (2,932 square feet). Two temporary construction crossings will also be installed within the reach to be relocated and subsequently the relocated reach resulting in temporary impacts of 365 linear feet (3,103 square feet). Mitigation for this impact will be in-kind relocation of natural design waterway adjacent to the new fill slope resulting in 327 linear feet (4,905 square feet) of perennial waterway.

17. To place and maintain fill in wetland (Wetland W-MRK-015) associated with roadway widening activity located at SR 0070, Station 668+39.8 LT resulting in a permanent impact of 453 square feet (0.01 acre) of the palustrine emergent wetland.

18. To remove the existing 67-foot wide three span bridge and construct and maintain a 105.9-foot wide (out-out) three span bridge located at SR 0070, Station 669+05.7 over perennial waterway relocated Lick Run (WWF) (Waterway S-MRK-003) resulting in permanent impacts of 106 linear feet (742 square feet) within the 338 linear foot relocated S-MRK-003 (reach # 2).

19. To rehabilitate an existing 43.5-foot wide (out-out) cast-in place, reinforced concrete box culvert carrying Lick Run (Waterway S-MRK-003) under SR 3010 Station 114+75.1. The 4'-9" minimum to 5'-4" maximum height box culvert has a span of 22.5-feet. The proposed impacts are temporary to include sediment build-up removal and placement of depressed rock scour protection (R-6 choked with streambed material) at the inlet and outlet. Additional work will include pavement and guiderail replacement as well as approach reconstruction. Waterway impacts from excavation of sediment and placing of scour protection will result in a temporary impact of approximately 86 linear feet (2,142 square feet).

20. A temporary impact at SR 3010 Station 114+50.0 LT of 914 square feet (0.02 acre) of the palustrine emergent wetland (Wetland W-MRK-021) will be incurred to place a rock construction entrance (fill) associated with the culvert rehabilitation.

21. To place and maintain fill in wetland (Wetland W-MRK-016) associated with roadway widening activity located at SR 0070, Station 669+79.3 LT resulting in a permanent impact of 1,338 square feet (0.03 acre) of the palustrine emergent wetland.

22. To place and maintain fill in wetland (Wetland W-MRK-017) associated with roadway widening activity located at SR 0070, Station 672+27.1 LT resulting in a permanent impact of 22,081 square feet (0.51 acre) of the palustrine emergent wetland.

23. To remove the existing 76-foot long, 18-in culvert and construct and maintain a 102-foot long, 18-inch stream enclosure located at Ramp A-D, Station 162+00.0 within an intermittent unnamed tributary to Sewickley Creek (WWF) (Waterway S-MRK-022) resulting in permanent impacts of 246 linear feet (737 square feet) including 144 linear feet (432 square feet) of relocation at the inlet/outlet and temporary impacts of 274 linear feet (820 square feet). Mitigation for this impact will be in-kind replacement (Channel PC-6) adjacent to the new ramp fill slope resulting in 90 linear feet (180 square feet) of intermittent waterway.

24. To place and maintain fill in wetland (Wetland W-MRK-018) associated with roadway widening activity located at Ramp A, Station 109+02.3 resulting in a permanent impact of 4,324 square feet (0.10 acre) of the palustrine emergent wetland.

25. To place and maintain fill in wetland (Wetland W-MRK-023) associated with roadway widening activity located at Ramp B-C, Station 301+29.0 resulting in a permanent impact of 1,141 square feet (0.03 acre) of the palustrine emergent wetland

26. New outfall (BP) located at SR 0070, Station 301+41.0 LT for roadway drainage, the new outfall and vegetated channel located along the toe-of-fill north of Ramp B-C resulting in development of 180 linear feet of drainage channel (PC-36) extending to waterway S-MRK-003. There is no impact to an existing waterway due to construction of this outfall. The outfall will discharge to proposed watercourse PC-36.

27. To place temporarily impact wetland (Wetland W-MRK-023) associated with construction access located at SR 0070, Station 301+29.0 temporary impacts of 553 square feet (0.01 acre) of the palustrine emergent wetland.

28. To relocate (reach # 3) existing perennial waterway Lick Run (WWF) (Waterway S-MRK-003) located at Ramp B-C, 302+51.3 LT starting approximately 200 feet upstream of the proposed Ramp B-C crossing resulting in permanent impacts of 924 linear feet (8,074 square feet) (approximately 670 linear feet due to relocation and 254 linear feet due to instream restoration) and temporary impacts of 970 linear feet (8,558 square feet) resulting from construction access and a temporary crossing. Mitigation for this impact will be in-kind relocation (557 linear feet) of natural design waterway including additional instream restoration and bank stabilization (254 linear feet) resulting in 811 linear feet (12,165 square feet) of perennial waterway.

29. To construct and maintain a new 72.4-foot long, 22-foot by 6.5-foot precast reinforced concrete box located

at Ramp B-C, Station 303+66.7 carrying perennial waterway relocated Lick Run (WWF) (Waterway S-MRK-003) within the relocated 811 linear foot reach # 3. The culvert will be depressed 12 inches and constructed with offset baffles and precast aprons providing 101.9 linear feet (2,242 square feet) of natural streambed.

30. To place and maintain fill in wetland (Wetland W-MRK-022) associated with roadway widening activity located at Ramp B-C, Station 205+54.1 resulting in a permanent impact of 6,178 square feet (0.14 acre) of the palustrine emergent wetland.

31. Temporary construction access within wetland (Wetland W-MRK-022) located at Ramp B-C, Station 202+61.8 resulting in a temporary impact of 689 square feet (0.02 acre) of the palustrine emergent wetland.

32. To place and maintain fill in wetland (Wetland W-MRK-022) associated with roadway widening activity located at Ramp B-C, Station 207+70.7 resulting in a permanent impact of 42,212 square feet (0.97 acre) of the palustrine scrub-shrub wetland.

33. Temporary construction access within wetland (Wetland W-MRK-022) located at Ramp B-C, Station 208+76.4 RT resulting in a temporary impact of 6,665 square feet (0.15 acre) of the palustrine scrub-shrub wetland.

34. Temporary construction access within wetland (Wetland W-MRK-022) located at Ramp B-C, Station 212+12.0 RT resulting in a temporary impact of 3,354 square feet (0.08 acre) of the palustrine scrub-shrub wetland.

35. To place and maintain fill in wetland (Wetland W-MRK-018) associated with roadway widening activity located at SR 0070, Station 678+94.6 LT resulting in a permanent impact of 6,140 square feet (0.14 acre) of the palustrine scrub-shrub wetland.

36. To place and maintain fill in wetland (Wetland W-MRK-019) associated with roadway widening activity SR 0070, Station 680+99.2 LT resulting in a permanent impact of 2,609 square feet (0.06 acre) of the palustrine scrub-shrub wetland.

37. Temporary construction access within wetland (Wetland W-MRK-019) located at SR 0070, Station 681+36.8 LT resulting in a temporary impact of 3,779 square feet (0.09 acre) of the palustrine scrub-shrub wetland.

38. To place and maintain fill in an existing toe-of-slope waterway located at SR 0070, 679+75.3 LT within an intermittent unnamed tributary to Sewickley Creek (WWF) (Waterway S-MRK-023) resulting in a permanent impact of 495 linear feet (3,462 square feet). Mitigation for this impact will be in-kind replacement (Channel PC-7A & 7B) adjacent to the new fill slope resulting in 1,016 linear feet (2,735 square feet) of intermittent waterway.

39. To remove the existing 65-foot wide three span bridge and construct and maintain a 105.9-foot wide twin three span bridge located at SR 0070, Station 684+92.8 over perennial waterway Sewickley Creek (WWF) (Waterway S-MRK-001) resulting in permanent impacts of 106 linear feet (9,277 square feet). Waterway impacts from a temporary full width causeway will result in a temporary impact of 315 linear feet (26,031 square feet).

40. To place and maintain fill in wetland (Wetland W-MRK-036) associated with roadway widening activity SR 0070, Station 686+01.2 LT resulting in a permanent

impact of 1,285 square feet (0.03 acre) of the palustrine unconsolidated bottom wetland.

41. To construct and maintain a new outfall (CG) located at SR 0070, Station 689+50.0 RT flowing to relocated intermittent unnamed tributary to Sewickley Creek (WWF) (Waterway S-MRK-024). This outfall will discharge to relocated waterway S-MRK-024 (PC-26). The outfall apron will impact approximately 18 linear feet (18 square feet) of the relocated waterway top of bank.

42. To place and maintain fill in an existing waterway located at SR 0070, Station 688+68.6 LT within an intermittent unnamed tributary to Sewickley Creek (WWF) (Waterway S-MRK-038) resulting in a permanent impact of 139 linear feet (695 square feet).

43. To place and maintain fill in an existing waterway located at SR 0070, Station 688+73.4 LT within an intermittent unnamed tributary to Sewickley Creek (WWF) (Waterway S-MRK-038A) resulting in a permanent impact of 26 linear feet (104 square feet).

44. Temporary construction access within wetland (Wetland W-MRK-036) located at SR 0070, Station 690+33.8 LT resulting in a temporary impact of 5,582 square feet (0.14 acre) of the palustrine scrub-shrub wetland.

45. To place and maintain fill in wetland (Wetland W-MRK-036) associated with roadway widening activity SR 0070, Station 690+39.8 LT resulting in a permanent impact of 29,282 square feet (0.67 acre) of the palustrine scrub-shrub wetland.

46. To place and maintain fill in an existing waterway located at SR 0070, Station 692+47.2 RT within an intermittent unnamed tributary to Sewickley Creek (WWF) (Waterway S-MRK-024) resulting in a permanent impact of 500 linear feet (2,001 square feet) and temporary impacts of 647 linear feet (2,613 square feet). Mitigation for this impact will be in-kind replacement (Channel PC-26) adjacent to the new fill slope resulting in 500 linear feet (1000 square feet) of intermittent waterway.

47. To place and maintain fill in wetland (Wetland W-MRK-039) associated with roadway widening activity T-529, Station 41+29.4 RT resulting in a permanent impact of 1,450 square feet (0.03 acre) of the palustrine emergent wetland.

48. Temporary construction access within wetland (Wetland W-MRK-039) located at T-529, Station 41+29.4 RT resulting in a temporary impact of 733 square feet (0.02 acre).

49. To construct and maintain a new stormwater basin (Basin D-1 and D-2) outfall (DQ) to an existing waterway located at SR 0070, Station 718+25.1 RT flowing to a perennial unnamed tributary to Sewickley Creek (WWF) (Waterway S-MRK-026). There is no impact to an existing waterway due to construction of this outfall. The outfall will discharge to the top of bank where a rock apron/dissipator will be constructed.

50. To construct and maintain a new stormwater channel (Channel PC-10B) outfall (ZD) to an existing waterway located at SR 0070, Station 722+50.9 RT flowing to a perennial unnamed tributary to Sewickley Creek (WWF) (Waterway S-MRK-026). There is no impact to an existing waterway due to construction of this outfall. The outfall will discharge to an existing ditch and be lined with rock that will end before the top of bank of S-MRK-026.

51. To remove the existing 112-foot long, 24-in stream enclosure and construct and maintain a 65.4 foot long,

18-inch stream enclosure and outfall apron located at SR 0070, Station 728+95.6 within an intermittent unnamed tributary to Sewickley Creek (WWF) (Waterway S-MRK-028) resulting in permanent impacts of 237 linear feet (946 square feet) and temporary impacts of 6 linear feet (22 square feet).

52. To place and maintain fill in wetland (Wetland W-MRK-041) associated with roadway widening activity SR 0070, Station 731+48.8 LT resulting in a permanent impact of 8,317 square feet (0.19 acre) of the palustrine forested wetland.

53. To construct and maintain a new stormwater basin (Basin E-1) outfall (ER) to an existing waterway located at SR 0070, Station 732+53.9 RT flowing to a perennial unnamed tributary to Sewickley Creek (WWF) (Waterway S-MRK-026) resulting in permanent impacts of 8 linear feet (16 square feet).

54. To remove the existing 71.5-foot wide single span bridge and construct and maintain a 86.3-foot wide (out-out) single span bridge located at SR 0070, Station 733+11.1 over a perennial unnamed tributary to Sewickley Creek (WWF) (Waterway S-MRK-026) resulting in permanent impacts of 99.7 linear feet (1,360 square feet). Waterway impacts from temporary access will result in a temporary impact of 267 linear feet (4,109 square feet). A temporary construction crossing will also be installed within the upstream temporary impact limits.

55. To place and maintain fill in an existing toe-of-slope waterway located at SR 0070, 743+58.4 LT within an intermittent unnamed tributary to Sewickley Creek (WWF) (Waterway S-MRK-044) resulting in a permanent impact of 71 linear feet (284 square feet). Mitigation for this impact will be in-kind replacement (Channel PC-18B) adjacent to the new fill slope resulting in 224 linear feet (448 square feet) of intermittent waterway.

56. To place fill in an existing toe-of-slope waterway located at SR 0070, 744+28.0 LT within an intermittent unnamed tributary to Sewickley Creek (WWF) (Waterway S-MRK-043) resulting in a permanent impact of 572 linear feet (1,716 square feet). Mitigation for this impact will be in-kind replacement (Channel PC-19) adjacent to the new fill slope resulting in 133 linear feet (266 square feet) of intermittent waterway.

57. To replace the existing 116-foot long, 30-in stream enclosure with a 161-foot long, 30-inch stream enclosure and outfall apron located at SR 0070, Station 744+43.1 within an intermittent unnamed tributary to Sewickley Creek (WWF) (Waterway S-MRK-031) resulting in permanent impacts of 170 linear feet (681 square feet) and temporary impacts of 221 linear feet (886 square feet).

58. To place fill in wetland (Wetland W-MRK-042) associated with roadway widening activity SR 0070, Station 745+89.5 LT resulting in a permanent impact of 739 square feet (0.01 acre) of the palustrine forested wetland.

59. To place fill in wetland (Wetland W-MRK-031) associated with roadway widening activity SR 0070, Station 749+39.7 RT resulting in a permanent impact of 632 square feet (0.01 acre) of the palustrine emergent wetland.

60. To replace the existing 180-foot long, 42-in stream enclosure with a 247-foot long, 36-inch stream enclosure and outfall apron located at SR 0070, Station 749+65.7 within an intermittent unnamed tributary to Sewickley Creek (WWF) (Waterway S-MRK-032) resulting in perma-

ment impacts of 296 linear feet (889 square feet) and temporary impacts of 342 linear feet (1,026 square feet).

61. To place fill in an existing ephemeral waterway located at SR 0070, 749+69.9 RT within an unnamed tributary to Sewickley Creek (WWF) (Waterway S-MRK-033 resulting in a permanent impact of 37 linear feet (74 square feet).

62. To place fill in wetland (Wetland W-MRK-032) associated with roadway widening activity SR 0070, Station 751+09.0 RT resulting in a permanent impact of 599 square feet (0.01 acre) of the palustrine emergent wetland.

63. To place fill in an existing toe-of-slope waterway located at SR 0070, 751+90.7 LT within an intermittent unnamed tributary to Sewickley Creek (WWF) (Waterway S-MRK-045) resulting in a permanent impact of 197 linear feet (788 square feet). Mitigation for this impact will be in-kind replacement (Channel PC-20B) adjacent to the new fill slope resulting in 523 linear feet (1,046 square feet) of intermittent waterway.

64. To place fill in wetland (Wetland W-MRK-033) associated with roadway widening activity SR 0070, Station 751+09.0 RT resulting in a permanent impact of 1,792 square feet (0.04 acre) of the palustrine forested wetland.

65. To place fill in an existing intermittent waterway located at SR 0070, 752+24.9 RT within an unnamed tributary to Sewickley Creek (WWF) (Waterway S-MRK-034) resulting in a permanent impact of 21 linear feet (64 square feet).

66. To place and maintain fill in wetland (Wetland W-MRK-034) associated with roadway widening activity located at SR 0070, Station 754+42.3 RT resulting in a permanent impact of 679 square feet (0.02 acre) of the palustrine scrub-shrub wetland.

67. To place and maintain fill in wetland (Wetland W-MRK-034) associated with roadway widening activity located at SR 0070, Station 754+73.7 RT resulting in a permanent impact of 623 square feet (0.01 acre) of the palustrine forested wetland.

68. To place and maintain fill in an existing waterway located at SR 0070, 756+99.7 RT within an ephemeral unnamed tributary to Sewickley Creek (WWF) (Waterway S-MRK-050) resulting in a permanent impact of 18 linear feet (76 square feet).

69. To place and maintain fill in an existing waterway located at SR 0070, 762+84.0 RT within an ephemeral unnamed tributary to Sewickley Creek (WWF) (Waterway S-MRK-049) resulting in a permanent impact of 62 linear feet (123 square feet).

70. To construct and maintain a new stormwater basin (Basin F-1) outfall (FAK) to an existing waterway located at SR 0070, Station 764+23.1 RT flowing to an intermittent unnamed tributary to Sewickley Creek (WWF) (Waterway S-MRK-048) resulting in permanent impacts of 8 linear feet (20 square feet).

71. To remove the existing 108-foot long, 24-in stream enclosure and construct and maintain a 273-foot long, 36-inch stream enclosure and outfall apron located at SR 0070, Station 766+20.1 within an intermittent unnamed tributary to Sewickley Creek (WWF) (Waterway S-MRK-048) resulting in permanent impacts of 315 linear feet (1,260 square feet) and temporary impacts of 397 linear feet (1,586 square feet).

72. Temporary construction access within wetland (Wetland W-MRK-046) associated with roadway widening activity located at SR 0070, Station 779+15.9 LT resulting in a temporary impact of 310 square feet (0.01 acre) of the palustrine emergent wetland.

73. To place and maintain fill in wetland (Wetland W-MRK-046) associated with roadway widening activity located at SR 0070, Station 779+30.2 LT resulting in a permanent impact of 582 square feet (0.01 acre) of the palustrine emergent wetland.

74. To place and maintain fill in wetland (Wetland W-MRK-047) associated with roadway widening activity located at SR 0070, Station 803+66.2 RT resulting in a permanent impact of 1,642 square feet (0.04 acre) of the palustrine emergent wetland.

75. To place and maintain fill in wetland (Wetland W-MRK-045) associated with roadway widening activity located at SR 0070, Station 804+39.5 LT resulting in a permanent impact of 6,854 square feet (0.16 acre) of the palustrine emergent wetland.

76. To place and maintain fill in wetland (Wetland W-MRK-047) associated with roadway widening activity located at SR 0070, Station 804+81.2 RT resulting in a permanent impact of 3,727 square feet (0.09 acre) of the palustrine scrub-shrub wetland.

77. To place and maintain fill in an existing toe-of-slope waterway located at SR 0070, 804+42.7 RT within an intermittent unnamed tributary to Sewickley Creek (WWF) (Waterway S-MRK-051) resulting in a permanent impact of 176 linear feet (704 square feet). Mitigation for this impact will be in-kind replacement adjacent to the new fill slope resulting in 326 linear feet (652 square feet) of intermittent waterway.

78. Temporary construction access within wetland (Wetland W-MRK-048) associated with roadway widening activity located at SR 0070, Station 807+58.0 RT resulting in a temporary impact of 685 square feet (0.02 acre) of the palustrine emergent wetland.

79. To construct and maintain a new stormwater basin (Basin F-1) outfall (GAL) to an existing waterway located at SR 0070, Station 814+66.0 LT flowing to an unnamed tributary to Sewickley Creek (WWF). There is no impact to an existing waterway due to construction of this outfall. The outfall will discharge to an existing stormwater ditch.

For the purpose of reconstructing 2.6 miles of SR 0070, Section L10, including the reconfiguration of two full interchanges—Exit 53/Yukon Interchange, and Exit/Madison interchange, and for the purpose of reconstructing and widening 1.1 miles of SR 0070, Section L20 from the eastern limit of Section L10, to the SR 0070 structure over SR 3014.

The project will have a total permanent impact of 7,148 linear feet (1.1 acre/45,998 square feet) to waterways and 640,241 square feet (14.7 acres) of permanent impact to the floodway. In addition, 151,826 square feet (3.49 acres) of permanent wetland impact is proposed.

To mitigate for wetland impacts associated with the SR 0070 Section L10 and L20 project, a permittee responsible wetland mitigation site will be constructed adjacent (southeast) to the proposed Yukon interchange and west of Sewickley Creek, and will consist of compensation of all wetland classifications at a minimum ratio of 1:1 and total 3.49 acres (PEM 1.29; PSS 1.95; PFO 0.25).

The project is located along SR 0070 Sections L10 and L20 between the end of the current Section K10 construc-

tion project in South Huntingdon Township and the SR 3014 crossing in Hempfield Township, Westmoreland County, (USGS PA Smithton Quadrangle—Latitude 40.209865° N, Longitude 79.66488° W).

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

E1006219-002, Park Meadows, LLC, P.O. Box 97, Mars, PA 16046. Park Meadows PRD, in Cranberry Township, **Butler County**, ACOE Pittsburgh District (Mars, PA Quadrangle N: 40°, 43', 13"; W: 80°, 04', 58").

Applicant proposes to construct a residential development to include a total of 67 new residential lots, roadways, utilities and stormwater management facilities. Project will include a minor road crossing, multiple utility crossings, and two outfalls of a UNT Wolfe Run, as well as some fill within the assumed floodway.

District Oil & Gas Operations: Eastern Oil & Gas District, 208 West Third Street, Suite 101, Williamsport, PA 17701.

E4129-128. Rockdale Marcellus, LLC, 4600 J. Barry Court, Suite 120, Canonsburg, PA 15317-5426. Lycoming Creek Surface Water Withdrawal & Waterline in McIntyre Township, **Lycoming County**, ACOE Baltimore District (Ralston, PA Quadrangles N: 41° 30' 36" W: -76° 57' 9").

Rockdale Marcellus has applied for an Individual—Joint Permit to construct, operate and maintain to construct, operate and maintain a temporary surface water withdrawal (SWW) and temporary above ground waterline (TAGWL) along Lycoming Creek and Red Run in McIntyre Township, Lycoming County. The proposed project is for the installation of a surface water withdrawal and construction of 16-inch temporary waterline from Lycoming Creek under State Route 14. TAGWL will be placed directly on the ground surface along Red Burn Road.

A total five (5) temporary stream impacts are proposed to Lycoming Creek (EV), UNT to Red Run (CWF) and Red Run (CWF). Project watercourse impacts shall include and be limited to a total 228 SF (31 LF) of temporary stream impacts.

A total of one (1) permanent and five (5) temporary floodway impacts are proposed to Lycoming Creek, UNT to Red Run and Red Run. Project watercourse impacts shall include and be limited to a total of 400 SF (0.0092 ac) of permanent floodway impacts and 6,947 SF (0.1595 ac) of permanent floodway impacts.

No wetland impacts are proposed.

Stream Impact Table

<i>Resource Name</i>	<i>Municipality</i>	<i>Activity</i>	<i>Chapter 93</i>	<i>Listed Trout</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Lat. Long.</i>
Lycoming Creek	McIntyre	Withdrawal System Crossing # 1	CWF; EV	Stocked & Wild	187	12			41.510133 76.952507
UNT Red Run	McIntyre	16-inch TAGWL Crossing # 2	CWF	None	2	2			41.514522 76.963986
UNT Red Run	McIntyre	16-inch TAGWL Crossing # 3	CWF	None	2	2			41.516562 76.965881
UNT Red Run	McIntyre	16-inch TAGWL Crossing # 4	CWF	None	5	3			41.524412 76.969850
Red Run	McIntyre	16-inch TAGWL Crossing # 5	CWF	None	32	12			41.525777 76.972760
TOTAL					228	31			

Floodway Impact Table:

<i>Resource Name</i>	<i>Municipality</i>	<i>Activity</i>	<i>Listed Trout</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Lat. Long.</i>
Lycoming Creek	McIntyre	Withdrawal System Crossing # 1	Stocked & Wild	4,496	204	400	20	41.510133 76.952507
UNT Red Run	McIntyre	16-inch TAGWL Crossing # 2	None	290	217			41.514522 76.963986
UNT Red Run	McIntyre	16-inch TAGWL Crossing # 3	None	560	420			41.516562 76.965881
UNT Red Run	McIntyre	16-inch TAGWL Crossing # 4	None	308	115			41.524412 76.969850
Red Run	McIntyre	16-inch TAGWL Crossing # 5	None	1,293	484			41.525777 76.972760
TOTAL				6,947	1,440	400	20	

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—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

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

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

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

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

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

I. NPDES Renewal Permit Actions.

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>
PA0062367 (Sewage)	Lakeview Estates Homeowners Association P.O. Box 687 Moscow, PA 18444	Wayne County Lehigh Township	Unnamed Tributary of Lehigh River (EV, MF) (2-A)	Yes
PA0063827 (Sewage)	West Penn Pines MHP P.O. Box 677 Morgantown, PA 19543	Schuylkill County West Penn Township	Lizard Creek (CWF, MF) (2-B)	Yes
PA0046353 (Sewage)	Waymart Area Authority P.O. Box 3300 66 Railroad Street Waymart, PA 18472-3300	Wayne County Waymart Borough	Van Auken Creek (HQ-TSF, MF) (1-B)	Yes
PA0032140 (Sewage)	Lackawanna State Park RR 1 Box 230 Dalton, PA 18414-9753	Lackawanna County Benton Township	South Branch Tunkhannock Creek (TSF) (4-F)	Yes

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

<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>
PA0110272 (Sewage)	Cogan Valley MHP 480 State Route 973 W Cogan Station, PA 17728-9504	Lycoming County Hepburn Township	Lycoming Creek (EV (existing use)) (10-A)	Yes

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

<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>
PA0217565 (Sewage)	Maple Valley PCH 2212 Anthony Run Road Indiana, PA 15701-4413	Indiana County Armstrong Township	Anthony Run (CWF) (17-E)	Yes
PA0218197 (Sewage)	Stevens Trail STP 131 Cardinal Drive New Brighton, PA 15066	Beaver County Daugherty Township	Drainage Swale Tributary to an Unnamed Tributary of Blockhouse Run (20-B)	Yes
PA0097489 (Sewage)	Sharp Paving STP 7425 Route 422 Highway Shelocta, PA 15774-0156	Indiana County Armstrong Township	Curry Run (17-E)	Yes
PA0094226 (Industrial)	Wilksburg-Penn Joint Water Authority 2200 Robinson Boulevard Wilksburg, PA 15221-1112	Allegheny County Penn Hills Township	Allegheny River (WWF) (18-A)	Yes
PA0021971 (Industrial)	East Dunkard Water Authority Treatment Plant P.O. Box 241 2790 S Eighty-Eight Road Dilliner, PA 15327	Greene County Dunkard Township	Monongahela River (WWF) (19-G)	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>
PA0272701 (Sewage)	Corydon Township Bldg SFTF 2474 W Washington Street Bradford, PA 16701-2415	McKean County Corydon Township	Willow Creek (HQ-CWF) (16-B)	Yes
PA0210617 (Sewage)	Evergreen MHP P.O. Box 51 New Springfield, OH 44443	Lawrence County Mahoning Township	Unnamed Tributary to the Shenango River (20-A)	Yes

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

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

NPDES Permit No. PA0233021, Sewage, SIC Code 4952, **Judson Mantz & Lynn Chaplin**, 2447 Valley View Road, Bellefonte, PA 16823.

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

Description of Proposed Action/Activity: Issuance of an NPDES Permit for a new discharge of treated sewage from a single residence sewage treatment plant. The facility will replace an existing failed on-lot sewage system.

NPDES Permit No. PA0020486, Sewage, SIC Code 4952, **Bellefonte Borough Authority**, 236 W Lamb Street, Bellefonte, PA 16823-1502.

This existing facility is located in Spring Township, **Centre County**.

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

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

NPDES Permit No. PA0005584, Industrial, SIC Code 3221, **Owens Illinois Inc.**, 3831 Route 219, Brockport, PA 15823-3811.

This existing facility is located in Snyder Township, **Jefferson County**.

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

NPDES Permit No. PA0271942, Sewage, SIC Code 8800, **Stephen Eger**, 425 Arbor Drive, Mars, PA 16046.

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

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

NPDES Permit No. PA0271969, Sewage, SIC Code 8800, **Steven Bugajski**, 2277 Lindale Court, North Huntingdon, PA 15642-8728.

This proposed facility is located in Deerfield 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.

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

WQM Permit No. WQG01211901, Sewerage, **Clarence L Zimmerman**, 88 Wildwood Lane, Newville, PA 17241.

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

Description of Proposed Action/Activity: This General Permit approves the construction and operation of Small Flow Treatment Facilities designed according to the Small Flow Treatment Facilities Manual DEP ID 362-0300-002.

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

WQM Permit No. 4105401 A-1, Sewage, SIC Code 4952, **Hughesville Wolf Township Joint Municipal Authority**, 547 Woolen Mill Road, Hughesville, PA 17737-9091.

This existing facility is located in Wolf Township, **Lycoming County**.

Description of Proposed Action/Activity: Construction and operation of a phosphorous removal system at the Hughesville Wolf Authority WWTP.

WQM Permit No. 1419402, Sewage, SIC Code 4952, **Judson Mantz & Lynn Chaplin**, 2447 Valley View Road, Bellefonte, PA 16823.

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

Description of Proposed Action/Activity: Construction and operation of a new single residence sewage treatment plant to replace an existing malfunction onlot system.

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

WQM Permit No. 1018410, Sewage, **Stephen Eger**, 425 Arbor Drive, Mars, PA 16046.

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

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

WQM Permit No. 6219401, Sewage, **Steven Bugajski**, 2277 Lindale Court, North Huntingdon, PA 15642-8728.

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

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

WQM Permit No. WQG01251905, Sewage, **Terry Barton**, 9159 Crane Road, Cranesville, PA 16410.

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

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

WQM Permit No. 1019401, Sewage, **REC21, Inc. d/b/a # 1 Cochran Subaru of Butler County**, 4520 William Penn Highway, Monroeville, PA 15146-2814.

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

Description of Proposed Action/Activity: New zero discharge wastewater treatment plant.

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

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

Lackawanna County Conservation District, 1038 Montdale Road, Scott Township, PA 18447.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD350011	San Cataldo Properties, LLC c/o Nick Reuther 276 Drinker Street Covington Township, PA 18424-7828	Lackawanna County	Covington Township	UNT Langan Creek (HQ-CWF, MF)

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

NPDES

Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAD390085	Smart Living Barber St., LLC 260 Christopher Lane Staten Island, NY 10314	Lehigh	City of Allentown	Trout Creek, HQ-CWF, MF and Little Lehigh Creek, HQ-CWF, MF

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

NPDES

Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAD450038	Exeter Blakeslee Lot 100 Land LLC and Lot 110 Land LLC 101 Werst Elm Street Suite 600 Conshohocken, PA 19428	Monroe County	Tobyhanna Township	Goose Run (HQ-CWF, MF) Tobyhanna Creek (HQ-CWF, MF)

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

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.

NPDES

Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAC390077	Upper Saucon Twp 5500 Camp Meeting Rd Center Valley, PA 18034	Lehigh	Upper Saucon Twp	Saucon Creek (CWF, MF)

Schuylkill Conservation District, 1206 AG Center Drive, Pottsville, PA 17901-9733.

NPDES

Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAC540069	B5K-K46 LP Brian Kobularcik 544 Hain Rd Sinking Springs, PA 19608	Schuylkill	Orwigsburg Boro	UNT to Mahannon Creek (CWF, MF)

NPDES

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAC540070	North Schuylkill School Dist 15 Academy Ln Ashland, PA 17921	Schuylkill	Butler Twp	Little Mahanoy Creek (CWF, MF)

Susquehanna County Conservation District, 88 Chenango Street, Montrose, PA 18801.

NPDES

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAC580015	Michael Cefalo NG Advantage LLC 480 Hercules Dr Colchester, VT 05446	Susquehanna	Springville	Tributary to Stevens Creek (CWF, MF)

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

Facility Location:

<i>Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Huntington Township Adams County Issued	PAC010098	D. J. Homes, LLC 415 Cedar Ridge New Oxford, PA 17350-9137	Gardner Run (WWF)	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325-3404 717.334.0636
Germany Township Adams County Issued	PAC010106	Bon Ton Builders, Inc. 1060 Baltimore Street Hanover, PA 17331	Alloway Creek (WWF)	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325-3404 717.334.0636
Logan Township Blair County Issued	PAC070050	Ronald McConnell 233 Queens Way Altoona, PA 16601	Spring Run (WWF, MF)	Blair County Conservation District 1407 Blair Street Hollidaysburg, PA 16648 814.696.0877, ext. 5
Upper Mifflin Township Cumberland County Issued	PAC210128	Martin L. Weller 58 Feaster Road Chambersburg, PA 17202	Whisky Run (TSF)	Cumberland County Conservation District 310 Allen Road Suite 301 Carlisle, PA 17013-9101 717.240.7812
South Middleton Township Cumberland County Issued	PAC210133	Shanti Carlisle Hospitality, LLC 2015 Raptor Court Mechanicsburg, PA 17050	Conodoguinet Creek (WWF)	Cumberland County Conservation District 310 Allen Road Suite 301 Carlisle, PA 17013-9101 717.240.7812
Mechanicsburg Borough Cumberland County Issued	PAC210137	Mechanicsburg Area School District 100 East Elmwood Avenue Mechanicsburg, PA 17055	Trindle Spring Run (CWF, MF)	Cumberland County Conservation District 310 Allen Road Suite 301 Carlisle, PA 17013-9101 717.240.7812

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
West Cornwall Township Lebanon County Issued	PAC380110	Edward E. Davis 950 East Main Street P.O. Box 472 Schuylkill Haven, PA 17672	UNT Snitz Creek (TSF-MF)	Lebanon County Conservation District 2120 Cornwall Road Lebanon, PA 17042-9788 717.277.5275
Swatara Township Lebanon County Issued	PAC380118	Mark Will 400 North Cedar Street Lititz, PA 17543	UNT Little Swatara Creek (WWF)	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.

<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>
Union Twp, Union Cnty	PAC600041	Winfield Baptist Church 330 State Route 304 Winfield, PA 17889	Winfield Creek WWF	Union County Conservation District Union County Government Center 155 N 15th St Lewisburg, PA 17837 (570) 524-3860

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

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Richland Township Venango County	PAC610009	Columbia Gas of Pennsylvania 2021 West State Street New Castle, PA 16101	Richey Run CWF, UNT to Richey Run CWF	Venango County Conservation District 1793 Cherrytree Road Franklin, PA 16323 814-676-2832

General Permit Type—PAG-3

<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>
Middlesex Township Cumberland County	PAS603508	Cumberland Recycling Inc. P.O. Box 307 Carlisle, PA 17013-0307	Unnamed Tributary to Letort Spring Run in Watershed(s) 7-B	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Upper Burrell Township Westmoreland County	PAG036254	Siemens Corp 500 Hunt Valley Road New Kensington, PA 15068-7060	Unnamed Tributary of Pucketa Creek (TSF) and Unnamed Tributary to Pucketa Creek (TSF)—18-A	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</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
North Newton Township, Cumberland County	PAG043972	Clarence L Zimmerman 88 Wildwood Lane Newville, PA 17241	Unnamed Tributary to Conodoguinet Creek (WWF, MF)	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707

<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>
Elk Creek Township Erie County	PAG041234	Terry Barton 9159 Crane Road Cranesville, PA 16410	Little Elk Creek (CWF, MF)—15-A	DEP Northwest Regional Office Clean Water Program 230 Chestnut Street Meadville, PA 16335-3481 814.332.6942
<i>General Permit Type—PAG-10</i>				
<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>
Franklin Township Greene County	PAG106219	EQM Gathering OPCO LLC 2200 Energy Drive Canonsburg, PA 15317	UNT to Patterson Run (TSF) and UNT to Smith Creek (WWF)—19-B and 19-G	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000
<i>General Permit Type—PAG-12</i>				
<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>
Middlecreek Township Somerset County	PAG126105	Hillcrest Saylor Dairy Farms LLC 947 Hatch Hollow Road Rockwood, PA 15557-7802	in Watershed(s) 19-F	DEP Southcentral Regional Office Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717.705.4800
Rapho Township Lancaster County	PAG123883	Wenger Jason 5376 Elizabethtown Road Manheim, PA 17545	Watershed(s) 7-G	DEP Southcentral Regional Office Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717.705.4800
<i>General Permit Type—PAG-13</i>				
<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>
Mount Joy Borough Lancaster County	PAG133658	Mount Joy Borough Lancaster County 21 East Main Street Mount Joy, PA 17552	Little Chiques Creek (TSF, MF)—7-G	DEP Southcentral Regional Office Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717.705.4800
Shiremanstown Borough Cumberland County	PAG133660	Shiremanstown Borough Cumberland County 1 Park Lane Shiremanstown, PA 17011	Unnamed Tributary to Cedar Run (CWF, MF)—7-E	DEP Southcentral Regional Office Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717.705.4800
Birdsboro Borough Berks County	PAG133530	Birdsboro Borough Berks County 202 E Main Street Birdsboro, PA 19508	Schuylkill River (WWF, MF), Unnamed Tributary to Schuylkill River, and Hay Creek (CWF, MF)—3-C	DEP Southcentral Regional Office Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717.705.4800

PUBLIC WATER SUPPLY PERMITS

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

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

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

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

SAFE DRINKING WATER

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

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

Permit No. 2359001, Public Water Supply.

Applicant **PA American Water Company**
800 W. Hershey Park Drive
Hershey, PA 17033

[Township or Borough] **Carbondale Township**
Lackawanna County

Responsible Official **Mr. David Kaufman**
Vice President-Engineering
800 W. Hershey Park Drive
Hershey, PA 17033

Type of Facility **Public Water Supply**

Consulting Engineer **Jeremy A. Nelson, P.E.**
PA-American Water Co.
852 Wesley Drive
Mechanicsburg, PA 17055

Permit Issued **04/23/2019**

Permit No. 3480055, Operations Permit, Public Water Supply.

Applicant **Pennsylvania American Water Company**
800 West Hershey Park Dr.
Hershey, PA 17033

[Borough or Township] **Hamilton Township**

County **Monroe**

Type of Facility **PWS**

Consulting Engineer **Mr. Scott Thomas, PE**
Project Manager Engineer
PAWC
852 Wesley Dr.
Mechanicsburg, PA 17055

Permit to Operate Issued **May 1, 2019**

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

Transferred Comprehensive Operation Permit No. 3060068 issued to: **Just A Mere Village, LLC (PWS ID No. 3060068)**, Ontelaunee Township, **Berks County** on 5/7/2019. Action is for a Change in Ownership for the operation of facilities previously issued to Miller Mobile Home Park.

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

Permit No. 1717512—Operation—Public Water Supply.

Applicant **Aqua Pennsylvania, Inc.—Treasure Lake Division**

Township/Borough **Sandy Township**

County **Clearfield County**

Responsible Official **Mr. Patrick R. Burke, P.E.**
Director of Operations
Aqua Pennsylvania, Inc.
204 E. Sunbury Street
Shamokin, PA 17872-0909

Type of Facility **Public Water Supply—Operation**

Consulting Engineer **Mr. Robert Horvat Jr., P.E.**
Entech Engineering, Inc.
400 Rouser Road
Bldg. 2
Suite 200
Coraopolis, PA 15108

Permit Issued **May 10, 2019**

Description of Action **Authorizes operation of the upgrades to the Bimini Well Treatment Plant, including the duplicate air stripping towers, new chemical injection points, replacement sodium hypochlorite and sodium hexametaphosphate feed pumps, well and high service pumps, and wetwell.**

Permit No. 4719501MA—Construction & Operation—Public Water Supply.

Applicant **Mahoning Township**

Township/Borough **Mahoning Township**

County **Montour County**

Responsible Official **Mr. Bill Lynn**
Mahoning Township
849 Bloom Road
Danville, PA 17821

Type of Facility Public Water Supply—
Construction & Operation

Consulting Engineer Mr. Timothy Tritch, P.E.
Larson Design Group, Inc.
1000 Commerce Park Dr.
Suite 201
Williamsport, PA 17701

Permit Issued May 10, 2019

Description of Action Authorizes replacement of the
existing Edgewood Booster Pump
Station pumps with two 3 HP
vertical centrifugal pumps.

Permit No. 0818503MA—Operation—Public Water Supply.

Applicant **Mobile Acres
Mobile Home Park**

Township/Borough Ridgebury Township

County **Bradford County**

Responsible Official Mr. Paul Trent
44 Windswept Road
Elmira, NY 14901

Type of Facility Public Water Supply—
Operation

Consulting Engineer Mr. Bradley Sick, P.E.
96 East 2nd Street
Corning, NY 14830

Permit Issued May 14, 2019

Description of Action Authorizes use of the new SUEZ,
Flotrex GF-C, model
FGF012EHS-C final filters. The
final filter housings and all other
components of the water system
will remain as originally
permitted.

Permit No. 4119502MA—Construction—Public Water Supply.

Applicant **Williamsport Municipal
Water Authority**

Township/Borough City of Williamsport

County **Lycoming County**

Responsible Official Mr. Michael D. Miller
Executive Director
Williamsport Municipal
Water Authority
253 West Fourth Street
Williamsport, PA 17701

Type of Facility Public Water Supply—
Construction

Consulting Engineer Mr. Erin N. Threet, P.E.
Herbert, Rowland & Grubic, Inc.
776 Bull Run Crossing
Suite 200
Lewisburg, PA 17837

Permit Issued May 14, 2019

Description of Action Authorizes the installation of a
Grid Bee Model GS-12 portable,
electric mixer in the Youngman
finished water storage tank.

Permit No. 4918505MA—Operation—Public Water Supply.

Applicant **Aqua Pennsylvania, Inc.—
Roaring Creek**

Township/Borough Shamokin Township

County **Northumberland County**

Responsible Official Mr. John Klinger II, Engineer
Aqua PA, Inc.
204 East Sunbury Street
Shamokin, PA 17872

Type of Facility Public Water Supply—
Operation

Consulting Engineer Mr. Rulison Evans
GHD, Inc.
230 Executive Drive
Suite 300
Cranberry Township, PA 16066

Permit Issued May 13, 2019

Description of Action Authorizes Aqua Pennsylvania,
Inc.—Roaring Creek to operate
the 718,509-gallon Ralpho
water-storage tank in Shamokin
Township while the
205,000-gallon Springfield
water-storage tank in Coal
Township is repaired and
repainted and a 20,000-gallon
hydro-pneumonic tank system is
being used for temporary storage
of water from the well pump and
for release of stored water when
the 250-gallons-per-minute flow
from the well pump is not
sufficient to meet distribution-
system demand.

Permit No. 5518502—Construction—Public Water Supply.

Applicant **Aqua Pennsylvania, Inc.—
Pennsview**

Township/Borough Penn Township

County **Snyder County**

Responsible Official Mr. Patrick R. Burke, P.E.
Aqua PA, Inc.
204 East Sunbury Street
Shamokin, PA 17872

Type of Facility Public Water Supply—
Construction

Consulting Engineer Mr. Jonathan Morris, P.E.
GHD, Inc.
326 East 2nd Street
Bloomsburg, PA 17815

Permit Issued May 13, 2019

Description of Action Authorizes development of Well
No. 4 as a mechanical back-up to
the existing Well No. 3 and as a
replacement for Well No. 1,
which will be abandoned prior to
issuance of an operation permit.

Permit No. 1717510—Operation—Public Water Supply.

Applicant **Aqua Pennsylvania, Inc.—
Treasure Lake Division**

Township/Borough Sandy Township

County **Clearfield County**

Responsible Official Mr. Patrick R. Burke, P.E.
Aqua PA, Inc.
204 East Sunbury Street
Shamokin, PA 17872

Type of Facility Public Water Supply—
Operation

Consulting Engineer Mr. Michael J. Daschbach
Entech Engineering, Inc.
1524 West College Avenue
Suite 206
State College, PA 16801

Permit Issued May 14, 2019

Description of Action Authorizes Aqua Pennsylvania,
Inc. to operate the new 8-inch ×
12-inch cross joint near Bimini
Well Station to metering vault
near Acorn Lane cul de sac in
Treasure Lake Pressure Zone.

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

Operations Permit issued to: **Indiana County Municipal Services Authority**, 602 Kolter Drive, Indiana, PA 15701, (**PWSID # 5320109**) Washington Township, **Indiana County** on May 6, 2019 for the operation of facilities approved under Construction Permit # 3217516.

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

Permit No. 4300503-T1-MA14, Public Water Supply.

Applicant **AQUA Pennsylvania, Inc.**

Township or Borough Hermitage City

County **Mercer**

Type of Facility Public Water Supply

Consulting Engineer Robert L. Horvat, P.E.
Entech Engineering
400 Rouser Road
Building No. 2
Suite 200
Coraopolis, PA 15108

Permit to Construct Issued May 9, 2019

Permit No. 2518508, Public Water Supply.

Applicant **Municipal Authority of the
City of Corry**

Township or Borough Corry City

County **Erie**

Type of Facility Public Water Supply

Consulting Engineer August E. Maas, P.E.
Greenman-Pedersen, Inc.
8 Gibson Street
North East, PA 16428

Permit to Construct Issued May 9, 2019

Operation Permit issued to **City of Oil City, PWSID No. 6610023**, Oil City, **Venango County**. Permit Number 6117501 issued May 10, 2019 for the operation of the VoTech (Zemke Lane) Booster Pump Station and the Rich Hill (4th & Central Avenue) Booster Station. This permit is issued in response to an operation inspection conducted by the Department of Environmental Protection personnel on April 22, 2019.

Sourcewater Protection Program Approval issued to **North East Borough Water Department**, 31 West Main Street, North East, PA 16037, **PWSID No. 6250061**, North East Borough, **Erie County** on May 6, 2019.

SEWAGE FACILITIES ACT PLAN DISAPPROVAL

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

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

Plan Location: Monroe Twp., Penn Twp., Selingsgrove Boro., and Shamokin Dam Boro., Snyder County.

Borough or Township	Borough or Township Address	County
Monroe Township	39 Municipal Drive Selingsgrove, PA 17870	Snyder
Penn Township	228 Clifford Road Selingsgrove, PA 17870	Snyder
Selingsgrove Borough	P.O. Box 34 Selingsgrove, PA 17870	Snyder
Shamokin Dam Borough	P.O. Box 273 Shamokin Dam, PA 17876	Snyder

Plan Description: The plan provides for the replacement and/or upgrade of various components of the collection system and sewage treatment plant owned and operated by the Eastern Snyder County Regional Authority. The project involves replacing, and changing, equipment as well as modifications to protect facilities from flooding events. The plan was denied by the Department because it is administratively incomplete as resolutions of adoption were not obtained for all four municipalities affected by the proposed plan.

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:

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

117 Main Street, 117 Main Street, Portland Borough, **Northampton County**. Envirosearch Environmental Consultants, P.O. Box 940, Spring House, PA 19477, on behalf of Federal National Mortgage Association, 14221 Dallas Parkway, Dallas, TX 75265, submitted a final report. Soil was contaminated by a release of heating oil from an aboveground storage tank. The report is intended to document remediation of the site to meet Statewide Health Standards.

Hazleton City Highway Garage, 215 North Cedar Street, Hazleton City, **Luzerne County**. Barry Issett & Associates, 100 West Broad Street, Hazleton, PA 18201, on behalf of City of Hazleton Public Works Department, 40 North Church Street, Hazleton, PA 18201, submitted a final report. Soil was contaminated by a release of used motor oil from an aboveground storage tank. The report is intended to document remediation of the site to meet Statewide Health Standards.

Kline Building and Service Station, 107-111 Hamilton Street & 14-28 North Front Street, Allentown City, **Lehigh County**. HDR Engineering, 1720 Spillman Drive, Bethlehem, PA 18015, on behalf Allentown Commercial and Industrial Development Authority (ACIDA), 905 Harrison Street, Allentown, PA 18103, submitted a remedial investigation report and cleanup plan concerning remediation of site soils contaminated with metals, volatile organic compounds, and semi-volatile organic compounds from historic use at this former warehouse and gas station. Future use of the site will be residential and non-residential. The report is intended to document remediation of the site to meet the Site-Specific Standard.

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

Tate Access Floors, Inc., 52 Springvale Road, Red Lion, PA 17356, Windsor Township, **York County**. Wood Environment & Infrastructure Solutions, Inc., 4600J

Barry Court, Suite 210, Canonsburg, PA 15317 on behalf of US Gypsum Interiors, LLC, 550 West Adams Street, Chicago, IL 60661, and Tate Access Floors, Inc., 52 Springvale Road, Red Lion, PA 17356, submitted a Cleanup Plan and Final Report concerning remediation of site groundwater and soil contaminated with chlorinated solvents. The report is intended to document remediation of the site to meet the Site Specific and Nonresidential Statewide Health Standards.

Former Cumberland Valley Motors Property, 6714-6726 Carlisle Pike, Mechanicsburg, PA 17050, Silver Spring Township, **Cumberland County**. Liberty Environmental, Inc., 505 Penn Street, Suite 400, Reading, PA 19601, on behalf of JLLH Associates, LTD and The Faulkner Organization, 4437 Street Road, Trevoise, PA 19053, submitted a Final Report concerning remediation of site soil and groundwater contaminated with VOCs and arsenic. The report is intended to document remediation of the site to meet the Residential Statewide Health Standard.

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

Ovees Carriers, LLC Diesel Fuel Spill Cleanup, Interstate 80 at MM 191E, Greene Township, **Clinton County**. Northridge Group, Inc., P.O. Box 231, Northumberland, PA 17857 on behalf of Ovees Carriers, LLC, 34475 Stone Court, Apartment 12, Willoughby Hills, OH 44094, has submitted a Final Report concerning remediation of site soil contaminated with diesel fuel. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Dulcey BRA Pad, Wilmot Township, **Bradford County**. Creston Environmental, LLC, P.O. Box 1373, Camp Hill, PA 17001 on behalf of Chesapeake Appalachia, LLC, 300 North 2nd Street, Harrisburg, PA 17101, has submitted a Final Report concerning remediation of site soils contaminated with produced water. The report is intended to document remediation of the site to meet the Statewide Health Standard.

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

Seneca Resources Company, LLC March 2019 E08-L Pad, Sole Mate Road, Jones Township, **Elk County**. ARM Group, Inc., 1129 West Governor Road, P.O. Box 797, Hershey, PA 17033, on behalf of Seneca Resources Company, LLC, 5800 Corporate Boulevard, Suite 300, Pittsburgh, PA 15237, submitted a Final Report concerning the remediation of site soil contaminated with Aluminum, Barium, Boron, Iron, Lithium, Manganese, Selenium, Strontium, Vanadium, Zinc, and Chloride. The report is intended to document remediation of the site to meet the Statewide Health Standard.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 3

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

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:

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

Former Unitas National Bank, 501 Penn Street, Huntingdon, PA 16652, Huntingdon Borough, **Huntingdon County**. Core Environmental Services, Inc., 3960 William Flinn Highway, Suite 100, Allison Park, PA 15101, on behalf of First Commonwealth Bank, 111 South Main Street, P.O. Box 760, Greensburg, PA 15601, submitted a Remedial Investigation Report, Risk Assessment and Final Report concerning remediation of site soil and groundwater contaminated with No. 2 fuel oil. The combined Report did not demonstrate attainment of the Site-Specific Standard and was disapproved by the Department on May 6, 2019.

Speedway # 6719, 1070 Lincoln Highway, Chambersburg, PA 17201, Chambersburg Borough, **Lancaster County**. EMS Environmental, Inc., 4550 Bath Pike, Bethlehem, PA 18017, on behalf of Speedway, LLC, 500 Speedway Drive, Enon, OH 45323, submitted Final Report concerning remediation of site soil and groundwater con-

taminated with unleaded gasoline. The Final Report did not demonstrate attainment of the Residential Statewide Health Standard and was disapproved by the Department on May 13, 2019.

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

Thompson Food Service, Interstate 80 at MM 194.2 Westbound, Miles Township, **Centre County**. Northridge Group, Inc., P.O. Box 231, Northumberland, PA 17857, on behalf of Thompson Food Service, 400 Allegheny Street, Jersey Shore, PA 17740, has submitted a Final Report concerning site soil contaminated with diesel fuel and antifreeze. The report demonstrated attainment of the Statewide Health Standard and was approved by the Department on April 18, 2019.

Kelly Residence, 53 South 4th Street, Lewisburg Borough, **Union County**. Molesevich Environmental, LLC, P.O. Box 654, Lewisburg, PA 17837, on behalf of William J. and Jacqueline L. Kelly, 53 South 4th Street, Lewisburg, PA 17837, has submitted a Remedial Investigation and Final Report and Cleanup Plan concerning site soil contaminated with # 2 heating oil. The report demonstrated attainment at the site to meet Site-Specific and Statewide Health Standards and was approved by the Department on April 25, 2019.

Janet BRA Pad, Monroe Township, **Bradford County**. Creston Environmental, LLC, P.O. Box 1373, Camp Hill, PA 17001 on behalf of Chesapeake Appalachia, LLC, 300 North 2nd Street, Harrisburg, PA 17101, has submitted a Final Report concerning remediation of site soil contaminated with produced water. The report demonstrated attainment of the site to meet the Statewide Health Standard and was approved by the Department on May 6, 2019.

Breon Compressor Station, 208 Harris Road, Mansfield, Sullivan Township, **Tioga County**. SWEPI, LP, 12880 Route 6, Wellsboro, PA 16901 has submitted a Final Report concerning remediation of site soil contaminated with produced water. The report demonstrated attainment at the site to meet Statewide Health Standards and was approved by the Department on April 19, 2019.

HAZARDOUS WASTE TRANSPORTER LICENSE

Actions on applications for Hazardous Waste Transporter License received under the Solid Waste Management Act of July 7, 1980 (P.L. 380, No. 97) (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, P.O. Box 69170, Harrisburg, PA 17106-9170.

Renewal Applications Received

Horwith Trucks, Inc., P.O. Box 7, Northampton, PA 18067. License No. PA-AH 0176. Effective May 09, 2019.

Predator Trucking Company, P.O. Box 315, McDonald, OH 44437. License No. PA-AH 0787. Effective May 09, 2019.

Blue Sky Transportation, LLC, 25010 Lakeland Blvd., Euclid, OH 44132. License No. PA-AH 0863. Effective May 13, 2019.

Transporter Licenses Reissued

Horwith Trucks, Inc., P.O. Box 7, Northampton, PA 18067. License No. PA-AH 0176. Effective May 09, 2019.

Predator Trucking Company, P.O. Box 315, McDonald, OH 44437. License No. PA-AH 0787. Effective May 09, 2019.

Blue Sky Transportation, LLC, 25010 Lakeland Blvd., Euclid, OH 44132. License No. PA-AH 0863. Effective May 13, 2019.

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.

GP3-09-0160: The H&K Group (5031 Point Pleasant Pike, Plumsteadville, PA 18949) On May 9, 2019, for a Portable Nonmetallic Mineral Processing Plant, Manufacturer: Astec, Model No. 3600 Max. Throughput: 300 tons/hr, located in Plumstead Township, **Bucks County**.

GP9-09-0087: The H&K Group (5031 Point Pleasant Pike, Plumsteadville, PA 18949) On May 9, 2019, for one (1) Diesel of No. 2 Fuel-Fired Internal Combustion Engine, Manufacturer: Cummins, Model No. QSL8.9, Capacity: 380 bhp, located in Plumstead Township, **Bucks County**.

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

Contact: Raymond Kempa, New Source Review Chief—Telephone: 570-826-2531.

GP1-54-010: SCI—Frackville (1111 Altamont Blvd., Frackville, PA 17391-2699) on May 8, 2019 for the operation of a boiler at the site located in Ryan Twp., **Schuylkill County**.

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

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

GP3-21-03130: James C. Wilson Excavating, Inc. (3113 Grier Nursery Road, Forest Hill, MD 21050) on May 7, 2019, for portable nonmetallic mineral processing equipment, under GP3, at the Cumberland County Landfill, in Hopewell and North Newton Townships, **Cumberland County**.

GP11-21-03130: James C. Wilson Excavating, Inc. (3113 Grier Nursery Road, Forest Hill, MD 21050) on May 7, 2019, for 1 non-road engine, under GP11, to power portable nonmetallic mineral processing equipment, at the Cumberland County Landfill, in Hopewell and North Newton Townships, **Cumberland County**.

GP3-21-03131: Scott's Hauling & Excavating (1462 North Franklin Street, Chambersburg, PA 17202) on May 9, 2019, for portable nonmetallic mineral processing

equipment under GP3 at the New Enterprise Ship-pensburg Quarry located in Southampton Township, **Cumberland County**.

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

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

GP1-47-00010A: Kurt Weiss Danville, LLC (233 PPL Road, Danville, PA 17821) on May 3, 2019, for authorization to construct and operate a 33.6 MMBtu/hr Hurst model S4-X-800-150 natural gas-fired boiler pursuant to the General Plan Approval and General Operating Permit (BAQ-GPA/GP-1): Small Gas and No. 2 Oil Fired Combustion Units at their facility located in Anthony Township, **Montour County**.

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

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

GP1-62-017C: United Refining Co. (P.O. Box 780, Warren, PA 16365) on May 1, 2019, for the authority to operate a 50 MMBtu/hr natural gas-fired boiler (BAQ-GPS/GP1) located at their facility in Warren City, **Warren County**.

Plan Approvals Issued under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.

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

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

23-0003AE: Monroe Energy, LLC (4101 Post Road, Trainer, PA 19061) On May 9, 2019, for the expansion of the existing railcar loading station at the Trainer Refinery located at 4101 Post Road, Trainer Borough, **Delaware County**. The Intent to Issue a Plan Approval for 23-0003AE was published in the *Pennsylvania Bulletin* on January 12, 2019 erroneously as 23-0003AD. All information provided in this notice about the project was correct.

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

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

06-05007R: Carpenter Technology Corp. (101 Bern Street, Reading, PA 19601) on May 1, 2019, for the installation of a hot rolling mill and associated equipment in the specialty steel alloy manufacturing facility located in the City of Reading, **Berks County**.

07-03064A: Cove Mountain Wood Products (4168 Cove Mountain Road, Roaring Spring, PA 16673) on May 1, 2019, to authorize the installation and operation of two existing surface coating booths and associated millworking operations, at the hardwood flooring and molding manufacturing facility located in Taylor Township, **Blair County**.

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

Contact: Ed Orris, P.E., New Source Review Chief—Telephone: 412-442-4168.

65-01040 Elliott Company (901 North Fourth Street, Jeannette, PA 15644-1474) on May 8, 2019, the Department issued Plan Approval PA-65-01040 to authorize the construction and temporary operation of the Elliott Company Product Testing Facility to be located at the former Jeannette Glass site in the city of Jeannette, **Westmoreland County**.

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

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

24-188A: Allegheny Coatings, Boot Jack Facility (349 Servidea Dr., Ridgway, PA 15853), on April 26, 2019 issued a Plan Approval for the installation and initial operate of a surface coating process in Ridgway Township, **Elk County**.

Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code §§ 127.13, 127.13a and 127.32.

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

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

46-0026H: Global Packaging, Inc. (209 Brower Ave., Oaks, PA 19456) on May 8, 2019, for the installation of a heat set flexographic printing press and associated dryers located in Upper Providence Township, **Montgomery County**.

46-0020K: Superior Tube Co Inc. (3900 Germantown Pike, Collegeville, PA 19426-3112) on May 8, 2019, to install a new lubrication station (Source ID No. 170) located in Lower Providence Township, **Montgomery County**.

23-0119D: Sunoco Partners Mkt & Term LP (100 Green St., Marcus Hook, PA 19061-4800) on May 9, 2019, located in Marcus Hook Borough, **Delaware County**, to install four (4) new cryogenic storage tanks for the storage of liquid ethane, butane, and propane.

46-0295A: Airgas USA LLC (107 Park Dr., Montgomeryville, PA 18936-9613) on May 9, 2019, for construction and operation of a spray booth to coat compressed air cylinders, located in Montgomery Township, **Montgomery County**.

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

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

36-05001N: Armstrong World Industries, Inc. (1507 River Road, Marietta, PA 17547) on May 8, 2019, for the replacement/installation of various control devices and equipment on the boardmill's operations (Source ID 104) to improve plant hygiene at their ceiling tile plant in East Donegal Township, **Lancaster County**. Specifically, the project is for the replacement of the two (2) 40,844 cfm baghouses (Control IDs C104C & 104D) controlling the

boardmill's (Source ID 104) sizing (e.g., dry saw) and material handling (e.g., board and scrap conveying) operations to improve plant hygiene. The baghouses will be replaced with two (2) 80,000 acfm baghouses. Additional hoods/pickups will also be installed to improve particulate matter capture inside the plant; however, no other physical changes will occur to the boardmill's operations. Additionally, a new receiver baghouse will be installed to handle the dust collected by the new 80,000 acfm baghouses. The plan approval was extended.

67-03178A: White Metal Recycling, Inc. (150 South Orchard Street, Yoe, PA 17313) on May 3, 2019, for the construction of two (2) natural gas-fired secondary aluminum sweat furnaces each controlled by two dedicated afterburners at the metal recycling facility located in York Township, **York County**. The plan approval was extended.

06-05069V: East Penn Manufacturing Co., Inc. (P.O. Box 147, Lyon Station, PA 19536) on May 3, 2019, for modifying the Industrial Facility production lines at the lead-acid battery assembly plant located in Richmond Township, **Berks County**. Plan Approval 06-05069V is for installation and startup of pieces of equipment controlled by fabric filters and mist eliminators. The plan approval was extended.

67-03069C: H & H Castings, Inc. (4300 Lincoln Highway, York, PA 17406) on May 3, 2019, to replace the existing thermal sand reclamation system and associated fabric collector with a new thermal sand reclamation system and a fabric collector and cooling tower, at the facility in Hellam Township, **York County**. The plan approval was extended.

67-05004S: Pixelle Specialty Solutions LLC (228 South Main Street, Spring Grove, PA 17362) on May 7, 2019, for the construction of two (2) Babcock & Wilcox (B&W), (372.6 and 358.3 MMBtu per hour each), natural gas fired boilers and the installation of a hydrated lime injection system to reduce HCl emissions from Power Boiler No. 5, with associated equipment including, but not limited to, a storage silo and pneumatic conveying system at the paper mill facility located in Spring Grove Borough, **York County**. 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.

47-00001G: Montour, LLC (P.O. Box 128, Washingtonville, PA 17884) on May 8, 2019, to extend the construction period of the plan approval by an additional 18 months from June 19, 2019 to December 31, 2020, at their Montour Steam Electric Station located in Derry Township, **Montour County**. The plan approval has been extended.

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

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

16-132K: Clarion Boards, Inc. (143 Fiberboard Road, Shippensburg, PA 16254) on April 30, 2019, has issued a plan approval extension for exhausting the 2nd and 3rd stage dryers to atmosphere through baghouses, for removal of the press enclosure, and for inclusion of existing sources not included in the facility operating permit in Paint Township, **Clarion County**. This is a Title V facility. This expires on August 31, 2019.

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

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

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

15-00043: Sunoco Partners Marketing & Terminals L.P.—Malvern Terminal (41 Malin Road, Malvern, PA 19355) On May 9, 2019, for the renewal of a Title V Operating Permit for the operation of a tank farm and loading rack for gasoline and/or distillates located in East Whiteland Township, **Chester County**.

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

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

21-05031: Community Refuse Service LLC (135 Vaughn Road, Shippensburg, PA 17257-9727) on May 2, 2019, for the Cumberland County Landfill located in Hopewell Township, **Cumberland County**. The Title V permit was renewed.

06-05034: Texas Eastern Transmission LP (5400 Westheimer Court, Houston, TX 77056) on May 7, 2019, for the Bechtelsville natural gas compressor station located in Washington Township, **Berks County**. The Title V permit was renewed.

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

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

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

23-00088: Southco, Inc. (210 North Brinton Lake Road, Concordville, PA 19331) On May 8, 2019, for the renewal of a State Only Operating permit for operations at the manufacturing facility located in Concordville Township, **Delaware County**.

09-00064: CRC Industries, Inc. (885 Louis Drive, Warminster, PA 18974) On May 9, 2019, for the renewal of a non-Title V, Synthetic Minor facility for the manufacture of specialty chemicals used in the automotive, marine, electrical and industrial maintenance markets in Warminster Township, **Bucks County**.

09-00084: Grandview Hospital (700 Lawn Ave., Sellersville, PA 18960) On May 9, 2019, for the renewal of the State Only Operating Permit for boilers and generators operating at this location in West Rockhill Township, **Bucks County**.

23-00077: County of Delaware/Fair Acres Complex (340 North Middletown Road, Lima, PA 19037) On May 9, 2019, for the renewal of a State Only Operating Permit for operation of boilers and emergency generators on its grounds at Middletown Township, **Delaware County**.

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

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

35-00015: Valmet, Inc (987 Griffin Pond Road, Clarks Summit, PA 18411) The Department issued, on 5/14/19, a State-Only (Synthetic Minor) Operating Permit for operation of sources at a fabricated rubber products manufacturing facility in South Abington Township, **Lackawanna County**. The permit contains all 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.

39-00062: Tri-City Marble, LLC (4724 Springside Court, Allentown, PA 18104-9488) The Department issued, on 5/14/19, a State-Only (Synthetic Minor) Operating Permit for operation of sources at a plastics plumbing fixtures manufacturing facility in Upper Macungie Township, **Lehigh County**. The permit contains all 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.

54-00047: Pennsy Supply, Inc., (P.O. Box 3331, Harrisburg, PA 17105-3331). On May 8, 2019 the Department issued a renewal State-Only Natural Minor Permit for the Pennsy Supply Summit Quarry located in Wayne Township, **Schuylkill County**. This facility operates a stationary stone crushing plant. 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 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.

54-00059: Magdalene Crematory (P.O. Box 215, Ringtown, PA 17967-0215). On May 13, 2019, the Department issued a renewal State-Only (Natural Minor) Permit for the human crematory facility located in Ringtown, PA, **Schuylkill County**. The primary sources consist of two (2) crematory incinerators. The sources are considered minor emission sources of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), total suspended particulate (TSP), and volatile organic compounds (VOC) emissions. The operating permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

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

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

36-05076: Penn Medicine—Lancaster General Hospital (555 North Duke Street, P.O. Box 3555, Lancaster, PA 17604-3555) on May 7, 2019, for the operation of their medical and surgical hospital in the City of Lancaster, **Lancaster County**. The State-only permit was renewed.

36-03182: Charles F. Snyder Funeral Home, Inc. (3110 Lititz Pike, Lititz, PA 17543-7701) on May 6, 2019, for the human crematory facility located in Manheim Township, **Lancaster County**. The State-only permit was renewed.

05-05024: JLG Industries, Inc. (1 JLG Drive, McConellsburg, PA 17233-9502) on May 8, 2019, for the lift

truck maintenance and fabrication facility located in Bedford Township, **Bedford County**. The State-only permit was renewed.

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

Contact: Matt Williams, Facilities Permitting Chief at Telephone: 814-332-6940.

16-00148: RV Burns Crematorium (638 Wood Street, Clarion, PA 16214-1341), on May 8, 2019, the Department issued the Natural Minor Operating Permit to operate a human cremator in Clarion Borough, **Clarion County**. The facility's primary emission source is a cremator installed in October 2006. The conditions of the previous plan approval were incorporated into the permit. The cremator is fired with natural gas and is controlled by an afterburner rated at 1.5 MMBtu/hr. Particulate matter from the exhaust is restricted to 0.06 grain per dry standard cubic foot, corrected to 7% oxygen. The potential CO, particulate, NO_x, VOC, and SO_x emissions are: 3.3 TPY, 2.3 TPY, 1.0 TPY, 1.0 TPY, and 0.8 TPY, respectively.

43-00251: Component InterTechnologies, Inc., (2426 Perry Highway, Hadley, PA 16130). On May 7, 2019, the Department renewed a State Only Operating Permit for the facility located in Perry Township, **Mercer County**. The facility is a Natural Minor. The primary sources at the facility include several natural gas fueled space heaters used for building heat, a natural gas fueled emergency generator, 3 cold cleaning parts washers, and a vapor degreaser which uses N-Propyl Bromide as a solvent. The potential emissions from the facility for all criteria pollutants are less than the Title V thresholds. The emergency generator is subject to 40 CFR Part 63 Subpart ZZZZ, the NESHAP for RICE. 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 Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act (35 P.S. §§ 4001–4015) and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.

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

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

36-05065: Champion Home Builders, Inc. (99 Horsehoe Road, Leola, PA 17540-1763) on May 8, 2019, for the modular home manufacturing facility located in Upper Leacock Township, **Lancaster County**. The State-only permit was administratively amended in order to reflect a change of ownership.

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

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

08-00002: DuPont Specialty Products USA, LLC (192 Patterson Blvd., Towanda, PA 18848) on May 8, 2019, for a change of ownership of the Title V operating permit for their Towanda Plant located in North Towanda Township, **Bradford County**. The change of ownership was from E.I. DuPont de Nemours and Company to DuPont Specialty Products USA, LLC. The revised Title

V operating permit renewal contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

17-00003: Dominion Energy Transmission, Inc. (5000 Dominion Blvd., Glen Allen, VA 23060) on May 13, 2019, in accordance with the minor operating permit modification requirements of 25 Pa. Code § 127.462, to revise the logbook requirements for the weekly fugitive emissions inspections and the monthly AVO requirement to allow for uneditable electronic records at the Luther Station facility located in Brady Township, **Clearfield County**.

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

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

26-17-01 and NPDES Permit No. PA0278271. Amerikohl Mining, Inc. (1384 State Route 711, Stahlstown, PA 15687). Government Financed Construction Contract issued for reclamation of approximately 33.3 acres of abandoned mine lands located in Saltlick Township, **Fayette County**. Receiving streams: unnamed tributaries to Little Champion Creek and Little Champion Creek. Application received: January 11, 2018. Contract issued: May 9, 2019.

Noncoal Permits Issued

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

Permit No. 28180801. Scott's Hauling & Excavating Inc., 1462 N. Franklin Street, Chambersburg, PA 17202, commencement, operation, and restoration of a small noncoal (industrial mineral) operation in Saint Thomas Township, **Franklin County**, affecting 5.0 acres, receiving streams: unnamed tributary to Back Creek. Application received: July 30, 2018. Permit issued: May 6, 2019.

PAM418022-GP104. Scott's Hauling & Excavating Inc., 1462 N. Franklin Street, Chambersburg, PA 17202. General NPDES Permit for stormwater discharges associated with mining activities on Noncoal Permit No. 28180801 located in St. Thomas Township, **Franklin County**. Receiving streams: unnamed tributary to Back Creek, classified for the following uses: trout stocked

fishes and migratory fishes. Notice of Intent for Coverage received: August 7, 2018. Approved: May 6, 2019.

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

PAM614007. Heritage Excavating & Stone (P.O. Box 462, Wampum, PA 16157). Renewal of a General NPDES Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 20870304 in South Shenango Township, **Crawford County**. Receiving streams: Unnamed tributary to Shenango River. Application received: April 15, 2019. Permit issued: May 7, 2019.

16192803. Ron Nick Excavating (420 Nick Lane, Lucinda, PA 16235). Commencement, operation and restoration of a small industrial minerals mine in Paint Township, **Clarion County** affecting 5.0 acres. Receiving streams: Paint Creek. Application received: April 16, 2019. Permit issued: May 7, 2019.

PAM619002. Richard A. Cable (P.O. Box 271, Russell, PA 16345). General NPDES Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 62100803 in Pine Grove Township, **Warren County**. Receiving streams: Conewango Creek. Application received: January 28, 2019. Permit issued: May 9, 2019.

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

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

53194002. SAExploration (13645 North Promenade Boulevard, Stafford, TX 77477). Blasting for construction of the Pine Hill 2D Project located in Portage and Wharton Townships, **Potter County** with an expiration date of March 7, 2020. Permit issued: May 8, 2019.

14194106. Douglas Explosives, Inc. (2052 Philipsburg Bigler Highway, Philipsburg, PA 16866). Blasting for commercial development, Centre Care Project, located in College Township, **Centre County** with an expiration date of December 30, 2019. Permit issued: May 9, 2019.

08194101. M & J Explosives LLC (P.O. Box 1248, Carlisle, PA 17013). Blasting for construction of the Hoffman Gas Well Pad located in Overton Township, **Bradford County** with an expiration date of May 7, 2020. Permit issued: May 9, 2019.

08194102. M & J Explosives LLC (P.O. Box 1248, Carlisle, PA 17013). Blasting for construction of the Corbett Gas Well Pad located in Overton Township, **Bradford County** with an expiration date of May 7, 2020. Permit issued: May 9, 2019.

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

Permit No. 40914106. Hayduk Enterprises, Inc., (257 Riverside Dr., Factoryville, PA 18419), construction blasting for Ken Warner utilities in Sugarloaf Township, **Luzerne County** with an expiration date of December 31, 2019. Permit issued: May 7, 2019.

Permit No. 58194105. DW Drilling & Blasting, (2733 East Battlefield Street # 320, Springfield, MO

65804) construction blasting for Brenner J P 1 Lease Road Gas Pad in Forest Lake Township, **Susquehanna County** with an expiration date of May 2, 2020. Permit issued: May 9, 2019.

Permit No. 49194001. Controlled Demolition, Inc., (13401 Still Haven Court, Phoenix, MD 21131), blasting for the demolition of Martin Towers in the City of Bethlehem, **Northampton County** with an expiration date of May 19, 2019. Permit issued: May 10, 2019.

Permit No. 23194106. Maine Drilling & Blasting, Inc., (P.O. Box 1140, Gardiner, ME 04345), construction blasting for the Franklin Mint in Middletown Township, **Delaware County** with an expiration date of May 9, 2020. Permit issued: May 13, 2019.

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, P.O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

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

Southeast Region: Waterways and Wetlands Program, 2 East Main Street, Norristown, PA 19401, 484.250.5160.

E46-1179: Christopher Hoffman, 640 Red Lion Road, Huntingdon Valley, PA 19006, Lower Moreland Township, **Montgomery County**, ACOE Philadelphia District.

To construct and maintain 550 LF of 12 feet wide Pedestrian Trail in and along the 100-year floodway of Huntingdon Valley Creek situated near 2375 Philmont Avenue property. The site is located near the intersection of Philmont Avenue and Huntingdon Pike (Route 232) (Hatboro and Frankford, PA, USGS Maps; Latitude: 40.118076; Longitude: -75.06477).

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

E03-476, PennDOT District 10-0, 2550 Oakland Avenue, Indiana, PA 15701-0429, Apollo Borough and North Apollo Borough, **Armstrong County**; Pittsburgh ACOE District.

Has been given consent to:

Remove the existing single-span 27' 8" wide bridge with an underclearance of 6' and adjoining upstream and downstream 500' long and 180' long 72" reinforced concrete pipes carrying SR 56 over Sugar Hollow Run (WWF) with a drainage area of 0.93 square mile; construct and maintain 462' of new relocated open stream channel, to replace the upstream 500' long 72" RCP, and construct and maintain a 207' long, 10' by 8' concrete box culvert depressed 1' for a minimum underclearance of 7', to replace the bridge and downstream 180' long 72" RCP. In addition, construct and maintain roadway associated stormwater outfalls and temporarily impact 800' of stream for the purpose of constructing these encroachments. Mitigation will occur onsite. The project site is located at the intersection of SR 56 (North Warren Avenue) and North 11th Street (Vandergrift, PA USGS topographic quadrangle; N: 40° 35' 21.93" W: -79° 33' 49.93"; Sub-basin 18B; USACE Pittsburgh District), in Apollo Borough and North Apollo Borough, Armstrong County.

WATER QUALITY CERTIFICATIONS

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

WQ6206219-001, USDA—Natural Resource Conservation Service, 359 East Park Drive, Suite 2, Harrisburg, PA 17111. Sekerak Wetland Reserve Program, in Columbus Township, **Warren County**, ACOE Pittsburgh District (Corry, PA, N: 41.91934°; W: -79.608306°).

Applicant is requesting Clean Water Act Section 401 State Water Quality Certification for NRCS's proposed Sekerak Wetland Reserve Easement which involves a Federal Easement in perpetuity on 48.8 acres located at 12094 PA-426, Corry, PA 16407 and installing a ditch plug and pothole to enhance 10.53 acres of the existing wetlands currently on site. The purpose of this project is to increase the quantity, quality, and diversity of wetland wildlife habitat and improve water quality by improving the original site hydrology retention and promoting native vegetation

EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control permits have been issued.

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

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

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

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

ESCGP-3 # ESG291419001-00
Applicant Name Range Resources—Appalachia, LLC
Contact Person Karl Matz
Address 3000 Town Center Blvd
City, State, Zip Canonsburg, PA 15317-5839
County Centre
Township(s) Snow Shoe Twp.
Receiving Stream(s) and Classification(s) Primary Watershed(s): (1) UNT to North Fork Beech Creek (CWF), and (2) North Fork Beech Creek (CWF)
Secondary Watershed(s): (1) North Fork Beech Creek (CWF), and (2) Beech Creek (CWF)

ESCGP-3 # ESG295819002-00
Applicant Name Williams Field Services Company, LLC
Contact Person Adam Weightman
Address 400 IST Center, Suite 404
City, State, Zip Horseheads, NY 14845
County Susquehanna
Township(s) Lathrop Twp
Receiving Stream(s) and Classification(s) Field Brook (CWF-MF) and East Branch Field Brook (CWF-MF)

ESCGP-3 # ESG295818005-00
Applicant Name Cabot Oil and Gas Corporation
Contact Person Kenneth Marcum
Address 2000 Park Lane, Suite 300
City, State, Zip Pittsburgh, PA 15275
County Susquehanna
Township(s) Gibson Twp.
Receiving Stream(s) and Classification(s) Unnamed tributary to Tunkhannock Creek (CWF-MF)

ESCGP-3 # ESG295819008-00
 Applicant Name Repsol Oil & Gas USA, LLC
 Contact Person Lance Ridall
 Address 337 Daniel Zenker Drive
 City, State, Zip Horseheads, NY 14845
 County Susquehanna
 Township(s) Rush Twp.
 Receiving Stream(s) and Classification(s) North Branch
 Wyalusing Creek (CWF-MF) and an unnamed tributary
 thereof

ESCGP-3 # ESG295819004-00
 Applicant Name Appalachia Midstream Services, L.L.C.
 Contact Person Scott Kinter
 Address 400 IST Center, Suite 404
 City, State, Zip Horseheads, NY 14845
 County Susquehanna
 Township(s) Auburn Twp.
 Receiving Stream(s) and Classification(s) Primary
 Watershed(s): Tributary 29351 to Little Meshoppen
 Creek (CWF-MF).
 Secondary Watershed(s): Little Meshoppen Creek
 (CWF-MF)

STORAGE TANKS SITE-SPECIFIC INSTALLATION PERMITS

The following Storage Tank Site-Specific Installation Permits, under the authority of the Storage Tank Spill Prevention Act (35 P.S. §§ 6021.304, 6021.504, 6021.1101—6021.1102) and under 25 Pa. Code Chapter 245, Subchapter C, have been issued by the Bureau of Environmental Cleanup and Brownfields, Director, P.O. Box 8763, Harrisburg, PA 17105-8763.

<i>SSIP Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
19-46-013	GlaxoSmithKline, LLC 709 Swedeland Road King of Prussia, PA 19406-0939 Attn: Lindsay Griffiths	Montgomery	Upper Merion Township	1 AST storing diesel fuel	30,000 gallons
19-22-008	Penn State University Milton S. Hershey Medical Center Facility Department, A330 90 Hope Drive Suite 3301 Hershey, PA 17033-0855 Attn: Terry Kreiser	Dauphin	Derry Township	1 AST storing diesel fuel	30,000 gallons

CORRECTIVE ACTION UNDER ACT 32, 1989 PREAMBLE 2

The following plans and reports were submitted under the Storage Tank and Spill Prevention Act (35 P.S. §§ 6021.101—6021.2104).

Provisions of 25 Pa. Code Chapter 245 Subchapter D, Administration of the Storage Tank and Spill Prevention Program, require the Department of Environmental Protection (DEP) to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A remedial action plan is submitted to summarize the site characterization, document the design and construction details for the remedial action, and describe how the remedial action will attain the selected remediation standard. The remedial action plan also provides results of studies performed and data collected to support the remedial action and a description of postremediation care requirements. A remedial action completion report is submitted to document cleanup of a release of a regulated substance at a site to the selected remediation standard. A remedial action completion report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or non-residential exposure factors, a description of the remediation performed and

summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected.

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

The Department has received the following plans and reports:

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

Bergeys Fuel Ctr, 46-11173, 436 Harleysville Pike, Franconia Township, **Montgomery County**. Boucher & James, Inc., 1546 Ferry Road Building, Doylestown, PA 18901, on behalf of Bergey's Realty Co., submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum products. The report is intended to document remediation of the site to meet Statewide health standards.

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

Mid Monroe Service Station, Storage Tank ID # 45-50649, 5801 Milford Road, Middle Smithfield Township, **Monroe County**. MEA, 1365 Ackermanville Road, Bangor, PA 18013, on behalf of Mid-Monroe Service Stations Inc., P.O. Box 1158, Marshalls Creek, PA 18335, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum. The report is intended to document remediation of the site to meet a combination of Site-Specific and Statewide Health Standards.

Pottsville Fuel Stop, Storage Tank ID # 54-50599, 1471 SR 61, New Castle Township, **Schuylkill County**. United Environmental Services, P.O. Box 701, Schuylkill Haven, PA 17972, on behalf of Pottsville Fuel Stop Inc., 1471 SR 61, Pottsville, PA 17901, submitted a combined Site Characterization Report and Remedial Action Plan concerning remediation of soil and groundwater contaminated with gasoline. The report is intended to document remediation of the site to meet Site-Specific Standards.

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

Vincent R. Boltz, Inc., Storage Tank Primary Facility ID # 38-05238, 45 Guilford Street, Lebanon, PA 17046, Lebanon City, **Lebanon County**, Brownfield Science and Technology, 3157 Limestone Road, Cochranville, PA 19330, on behalf of Vincent R. Boltz, Inc., 45 Guilford Street, Lebanon, PA 17046 submitted a Remedial Action Completion Report concerning remediation of groundwater contaminated with petroleum constituents. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Jonestown Road Gas USA, Storage Tank Primary Facility ID # 22-61336, 4660 Jonestown Road, Harrisburg, PA 17109, Lower Paxton Twp., **Dauphin County**, Comstock Environmental, LLC, P.O. Box 509, Lafayette Hill, PA 19444, on behalf of Guru Kirpa Realty, LLC, 4660 Jonestown Road, Harrisburg, PA 17109 submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum constituents. The report is intended to document remediation of the site to meet the Statewide Health Standard and the Site-Specific Standard.

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

Pilot Travel Center 311, Storage Tank Primary Facility ID # 25-34927, 8035 Perry Highway, Summit Township, **Erie County**, ATC Group Services, Inc., 270 William Pitt Way, Pittsburgh, PA 15238 on behalf of Pilot Travel Center, LLC, 5508 Lonas Road, Knoxville, TN 37909, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with benzene, ethylbenzene, cumene, methyl tertiary butyl ether (MTBE), naphthalene, toluene, xylenes, 1,2,4-trimethylbenzene, and 1,3,5-trimethylbenzene. The report is intended to document remediation of the site to meet the Site-Specific Standard.

CORRECTIVE ACTION UNDER ACT 32, 1989

PREAMBLE 3

The DEP has taken action on the following plans and reports under the Storage Tank and Spill Prevention Act (35 P.S. §§ 6021.101–6021.2104).

Provisions of 25 Pa. Code Chapter 245 Subchapter D, Administration of the Storage Tank and Spill Prevention Program, require the Department of Environmental Protection (DEP) to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports.

A remedial action plan is submitted to summarize the site characterization, document the design and construction details for the remedial action, and describe how the remedial action will attain the selected remediation standard. The remedial action plan also provides results of studies performed and data collected to support the remedial action and a description of postremediation care requirements. A remedial action completion report is submitted to document cleanup of a release of a regulated substance at a site to the selected remediation standard. A remedial action completion report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or non-residential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected.

The DEP may approve or disapprove plans and reports submitted. This notice provides the DEP's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, please contact the Environmental Cleanup Program Manager in the DEP Regional Office under which the notice of the plan or report appears. If information concerning a report is required in an alternative form, contact the Community Relations Coordinator at the appropriate Regional Office listed. TDD users may telephone the DEP through the Pennsylvania AT&T Relay Service at (800) 654-5984.

The DEP has received the following plans and reports:

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

7 Eleven 40129, 51-46470, 7434 Ogontz Avenue, **City of Philadelphia**. Environmental Alliance, Inc., 5341 Limestone Road, Wilmington, DE 19808, on behalf of Evergreen Resources Management Operations, 2 Righter Parkway, Suite 120, Wilmington, DE 19803 submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum products. The Remedial Action Plan was acceptable to meet the Statewide Health Standards and Site-Specific Standards and was approved by the Department on May 8, 2019.

Bob Stricklands Auto Svc, 15-40450, 700 Main St, Phoenixville Borough, **Chester County**. Mulry Creswell Environmental, Inc., 1679 Horseshoe Pike, Glenmoore, PA 19343, on behalf of Thomas Carter, Carter Saab Services, 100 Nutt Rd, Phoenixville, PA 19460 submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum products. The Remedial Action Completion Report was acceptable to meet site specific standards and was approved by the Department on May 9, 2019.

FJ Janoski Petro, 46-43193, 2944 Felton Rd., East Norriton Township, **Montgomery County**. ATC Group Services LLC, 920 Germantown Pike, Suite 200, Plymouth Meeting, PA 19462, on behalf of Estate of Frank Janoski, P.O. Box 62271, King of Prussia, PA 19406-2271, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated

with petroleum products. The Remedial Action Completion Report demonstrated attainment of nonresidential Statewide health standards and was approved by the DEP on May 9, 2019.

1001 Baltimore Ave East Lansdowne, 23-06906, 1001 E. Baltimore Avenue, East Lansdowne Borough, **Delaware County**. Synergy Environmental, Inc., 155 Rail Road Plaza, First Floor, Royersford, PA 19468, on behalf of PALG UST VI LLC, 645 Hamilton Street, Suite 500, Allentown, PA 18101, submitted a Site Characterization and Remedial Action Completion Report concerning remediation of soil contaminated with petroleum products. The Site Characterization and Remedial Action Completion Report did not demonstrate attainment of the site specific standard and was disapproved by the DEP on May 13, 2019.

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

Don's Auto Sales & Service, Storage Tank ID # 54-06153, 640 Port Carbon-Saint Clair Highway, East Norwegian Township, **Schuylkill County**. Mountain Research, 825 25th Street, Altoona, PA 16601, on behalf of Donald Wall, 640 Port Carbon-Saint Clair Highway, Pottsville, PA 17901 has submitted a Remedial Action Plan concerning remediation of groundwater contaminated with gasoline. The Remedial Action Plan was acceptable to meet Statewide Health Standards and was approved by DEP on May 8, 2019.

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

4361 N. Front Street, Storage Tank Primary Facility ID # 22-62560, 4361 N. Front Street, Harrisburg, PA 17110, Harrisburg City, **Dauphin County**, Synergy Environmental, Inc., 155 Railroad Plaza, 1st Floor, Royersford, PA 19468, on behalf of Dunne Manning Realty LP, 645

Hamilton St., Suite 500, Allentown, PA 18101-2193, submitted a Remedial Action Completion Report concerning remediation of soil contaminated with Unleaded Gasoline and Diesel Fuel constituents. The Remedial Action Completion Report demonstrated attainment of the Residential Used Aquifer Statewide Health Standard and was approved by the Department on May 8, 2019.

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

Kwik Fill S 16, Storage Tank Primary Facility ID # 43-22459, 1650 West Main Street Extension, Pine Township, **Mercer County**. Groundwater & Environmental Services, Inc., 301 Commerce Park Drive, Cranberry Township, PA 16066, on behalf of United Refining Company of PA, 814 Lexington Avenue, P.O. Box 688, Warren, PA 16365 submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with benzene, toluene, ethylbenzene, xylenes, cumene, naphthalene, 1,2,4-trimethylbenzene, 1,3,5-trimethylbenzene, and methyl tertiary butyl ether (MTBE). The Remedial Action Completion Report did not demonstrate attainment of the Statewide Health Standard and was disapproved by the Department on May 9, 2019.

Formerly TNT Enterprises, Storage Tank Primary Facility ID # 20-90351, 21779 State Highway 8, Centerville, PA 16404-2012, Bloomfield Township, **Crawford County**. Core Environmental Services, Inc., 3960 William Flinn Highway, Suite 100, Allison Park, PA 15101-3603, on behalf of Thomas Allison, 20496 Ongley Road, Centerville, PA 16404-3024, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with benzene, toluene, ethylbenzene, xylenes, MTBE, cumene, and naphthalene. The Remedial Action Plan was acceptable to meet the Site-Specific Standard and was approved by the Department on May 10, 2019.

SPECIAL NOTICES

Notice of Certification to Perform Radon-Related Activities in Pennsylvania

In the month of April 2019 Department of Environmental Protection of the Commonwealth of Pennsylvania, under the authority contained in the Radon Certification Act, act of July 9, 1987, P.L. 238, No. 43 (63 P.S. §§ 2001—2014) and regulations promulgated thereunder at 25 Pa. Code Chapter 240, has certified the persons listed as follows to perform radon-related activities in this Commonwealth. The period of certification is 2 years. (For a complete list of persons currently certified to perform radon-related activities in this Commonwealth and for information as to the specific testing devices that persons certified for testing or laboratory are certified to use, contact the Bureau of Radiation Protection, Radon Division, P.O. Box 8469, Harrisburg, PA 17105-8469, (1-800-23RADON).)

<i>Name</i>	<i>Address</i>	<i>Type of Certification</i>
Rick Aspinwall	3691 E. Brandon Way Doylestown, PA 18902	Testing
Matthew Beinhaur HEI Radon, LLC	810 Main Street Strattanville, PA 16258	Mitigation
Scott Bobowicz Historic Home Inspections, LP	2110 S. Eagle Road, # 334 Newtown, PA 18940	Testing
Robert Bolus, Jr.	3608 Springer Street Moosic, PA 18507	Testing
Jason Boni Guardian Home Inspection	10021 Rinamin Road Wexford, PA 15090	Testing
Michael Bonura, Jr.	720 Anderson Street New Kensington, PA 15068	Testing
Michael Bonura, Jr. Restoration Contracting Services	720 Anderson Street New Kensington, PA 15068	Mitigation

<i>Name</i>	<i>Address</i>	<i>Type of Certification</i>
Terry Campbell	6192 Boxer Drive Bethel Park, PA 15102	Testing
James Cortez, P.E.	166 Dickson Avenue Pittsburgh, PA 15202	Testing
George Curry	P.O. Box 508 Medford, NJ 08055	Testing
Bill Ditchey	401 S. Pine Street Mount Carmel, PA 17851	Testing
Kim Fella	P.O. Box 543 Fleetwood, PA 19522	Testing
Michael Fella	P.O. Box 543 Fleetwood, PA 19522	Testing
Albert Gallucci	44 Country Club Road W Northampton, PA 18067	Mitigation
Timothy Gentry	P.O. Box 1956 Horsham, PA 19044	Mitigation
Shawn Heisse	116 Trenton Circle Fairless Hills, PA 19030	Testing
Home Pro Systems of Delaware Valley, Inc.	6301 Hilltop Drive Brookhaven, PA 19015	Testing
Corwin Jackson	5656 Cricket Lane Bensalem, PA 19020	Testing
Stephanie Lamb Hillmann Consulting, LLC	1600 Route 22 E Union, NJ 07083	Testing
William Lewellen	14501 George Carter Way # 110 Chantilly, VA 20151	Testing
Joshua Lindner	240 Colfax Street Springdale, PA 15144	Testing
John Madrak	8201 Henry Avenue, Apt. L8 Philadelphia, PA 19128	Testing
Marc Marino	P.O. Box 1143 Oaks, PA 19456	Testing
Marc Marino Radon Rid, LLC	P.O. Box 1143 Oaks, PA 19456	Mitigation
Dan Meske	5 Glenwood Drive Bloomsburg, PA 17815	Testing
Donald Minehart	2400 Oxford Drive, # 412 Pittsburgh, PA 15102	Testing
Neil Minnucci	955 Allentown Road Lansdale, PA 19446	Testing
Northern Radon Solutions	100 4th Street, Suite 31 Honesdale, PA 18431	Mitigation
Philip Parke, Sr.	P.O. Box 30308 Wilmington, DE 19805	Testing
Robert Pecca	404 Richmond Road Bangor, PA 18013	Testing
Robert Petrillo	P.O. Box 587 Dunmore, PA 18512	Testing
Harvey Ricci SPY Inspection Services, Inc.	14 E. Main Street, Suite 100 Lansdale, PA 19446	Testing
Clifford Rogers, III	1738 N. 3rd Street, Suite A Harrisburg, PA 17102	Testing
Joel Ruch	201 Furnace Road Lewisburg, PA 17837	Testing

<i>Name</i>	<i>Address</i>	<i>Type of Certification</i>
Ronald Rusnock	P.O. Box 2245 Hazleton, PA 18201	Testing
Mike Sheely	1000 Wolfe Road Enola, PA 17025	Mitigation
Christopher Urban	P.O. Box 20 Elrama, PA 15038	Testing
Peter Weber	6 Boors Cove Lane West Grove, PA 19390	Testing
Peter Weber Atlantic Radon Systems, Inc.	6 Boors Cove Lane West Grove, PA 19390	Mitigation
John Wechter	72 Gristmill Lane Linfield, PA 19468	Testing

[Pa.B. Doc. No. 19-790. Filed for public inspection May 24, 2019, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Household Hazardous Waste Education Grant Award under Section 901 of the Municipal Waste Planning, Recycling and Waste Reduction Act, Act 101 of 1988

The Department of Environmental Protection hereby announces the following grant to Washington County under section 901 of the Municipal Waste Planning, Recycling and Waste Reduction Act (Act 101) (53 P.S. § 4000.901) and section 208 of the Small Business and Household Prevention Program Act (35 P.S. § 6029.208).

Planning grants are awarded to counties for 80% of approved costs for preparing municipal waste management plans, as required by Act 101, for carrying out related studies, surveys, investigations, inquiries, research and analysis, including those related to siting, environmental mediation, education programs on pollution prevention and household hazardous waste (HHW) and providing technical assistance to small businesses for pollution prevention. Grants may be awarded for feasibility studies and project development for municipal waste processing or disposal facilities, except for facilities for the combustion of municipal waste that are not proposed to be operated for the recovery of energy. All grant awards are predicated on the receipt of recycling fees required by sections 701 and 702 of Act 101 (53 P.S. §§ 4000.701 and 4000.702) and the availability of funds in the Recycling Fund.

Inquiries regarding the grant offering should be directed to Mark Vottero, Department of Environmental Protection, Bureau of Waste Management, Division of Waste Minimization and Planning, Rachel Carson State Office Building, P.O. Box 8472, Harrisburg, PA 17105-8472 at mvottero@pa.gov or (717) 772-5719.

Act 101, Section 901 HHW Education Grant

<i>Region</i>	<i>County</i>	<i>Applicant</i>	<i>Project</i>	<i>Grant</i>
Southwest	Washington	Washington County	HHW Education	\$48,400

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 19-791. Filed for public inspection May 24, 2019, 9:00 a.m.]

DEPARTMENT OF HEALTH

Long-Term Care Nursing Facilities; Requests for Exception

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.67(j) and (k) (relating to electric requirements for existing and new construction):

Willowbrooke Court Skilled Care Center at Normandy
Farms Estates
8000 Twin Silo Drive
Blue Bell, PA 19422
FAC ID # 142502

This request is 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 accommoda-

tion 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. 19-792. Filed for public inspection May 24, 2019, 9:00 a.m.]

DEPARTMENT OF HUMAN SERVICES

Fee Schedule Rates for Community Participation Support Services Funded Through the Consolidated, Community Living and Person/Family Directed Support Waivers and the Community Intellectual Disability Base-Funded Program

The Department of Human Services (Department) is providing final notice of the Fee Schedule Rates for Community Participation Support services funded through the Consolidated, Community Living and Person/Family Directed Support waivers and the Community Intellectual Disability Base-Funded Program.

The Fee Schedule Rates for Community Participation Support services also serve as the Department-established fees under 55 Pa. Code § 4300.115(a) (relating to Department established fees) for base-funded services managed through county programs for individuals with an intellectual disability under the Mental Health and Intellectual Disability Act of 1966 (50 P.S. §§ 4101—4704), 55 Pa. Code Chapter 4300 (relating to county mental health and intellectual disability fiscal manual) and 55 Pa. Code Chapter 51 (relating to Office of Developmental Programs home and community-based services).

The Fee Schedule Rates for Community Participation Support services were developed in accordance with 55 Pa. Code Chapter 51 using a market-based approach. This process includes a review of the service definitions and a determination of allowable cost components which reflect costs that are reasonable, necessary and related to the delivery of the service, as defined in the Uniform Administrative Requirements, Cost Principles and Audit Requirements for Federal Awards (OMB Circular Uniform Guidance, December 26, 2014). The Department established the Fee Schedule Rates for Community Participation Support services to fund services at a level sufficient to ensure access and encourage provider participation, while at the same time ensuring cost effectiveness and fiscal accountability. The Fee Schedule Rates for Community Participation Support services represent the maximum rates that the Department will pay for each service. In developing the proposed Fee Schedule Rates for each service, the following occurred:

- The Department evaluated and used various independent data sources such as a Commonwealth-specific com-

pensation study to ensure the rates reflect the expected expenses for the delivery of Community Participation Support services under the waivers for the major allowable cost categories listed as follows:

- o The support needs of the individual.
- o Staff wages.
- o Staff-related expenses.
- o Productivity.
- o Occupancy.
- o Program expenses and administration-related expenses.
- o A review of approved service definitions in the waivers and determinations made about allowable cost components that reflect expenses necessary and related to the delivery of each service.
- o A review of the cost of implementing Federal, State and local statutes, regulations and ordinances.

The Department announced the proposed Fee Schedule Rates for Community Participation Support services in ODP Announcement 19-024 on March 6, 2019. The Department received comments from over 3,000 people and organizations regarding the proposed changes to the Fee Schedule Rates for Community Participation Support services. As a result of the comments received, the Department adjusted the assumptions regarding the use of full-time versus part-time staff, the cost for training and the staff wage ranges which were used to establish the Fee Schedule Rates for Community Participation Support services. As a result of these adjustments, the Department has increased the Fee Schedule Rates for Community Participation Support facility that were included in ODP Announcement 19-024 for procedure codes W7222, W7223 and W7226. The rate assumption logs containing the revised assumptions are available at <http://www.dhs.pa.gov/provider/developmentalprograms/waiveramendment/index.htm>. The Department has reduced the number of Community Participation Support procedure codes from 54 to 15 so that the service will be easier to plan for, authorize and bill.

The Department will also be adding an on-call and remote support component to the Community Participation Support service, which will enable waiver participants to have more independence while participating in community activities because provider staff will be available if an issue arises that impacts the waiver participant's health and safety. Because amendments to the Consolidated, Community Living and Person/Family Directed Support waivers must be approved by the Centers for Medicare and Medicaid Services (CMS) before the Department can implement an on-call and remote support component to the Community Participation Support services, the procedure code and Fee Schedule Rate for this component of the Community Participation Support services will not be effective until October 1, 2019.

A summary of the comments received on the Fee Schedule Rates for Community Participation Support services and the Department's responses is available at <http://www.dhs.pa.gov/provider/developmentalprograms/waiveramendment/index.htm>.

Fee Schedule Rates for Community Participation Support Services Effective July 1, 2019

<i>Service Name</i>	<i>Unit of Service</i>	<i>Procedure Code</i>	<i>Statewide Fee</i>	<i>Enhanced Communication Statewide Fee (U1 modifier)</i>
CPS Community 1:2 or 1:3	15 minutes	W9351	\$5.36	\$6.15
CPS Community 2:3	15 minutes	W9352	\$8.01	\$9.35
CPS Community 1:1	15 minutes	W5996	\$9.84	\$11.52
CPS Community 1:1 Enhanced	15 minutes	W5997	\$13.68	\$16.40
CPS Community 2:1	15 minutes	W5993	\$18.94	\$22.30
CPS Community 2:1 Enhanced	15 minutes	W5994	\$22.78	\$27.18
CPS Facility 1:11 to 1:15	15 minutes	W7222	\$2.27	\$2.51
CPS Facility 1:7 to 1:10	15 minutes	W7223	\$2.44	\$2.77
CPS Facility 1:4 to 1:6	15 minutes	W7226	\$4.01	\$4.61
CPS Facility 1:2 to 1:3	15 minutes	W7224	\$5.26	\$6.06
CPS Facility 1:1	15 minutes	W7244	\$9.52	\$11.12
CPS Facility 1:1 Enhanced	15 minutes	W9353	\$13.25	\$15.85
CPS Facility 2:1	15 minutes	W7269	\$18.26	\$21.45
CPS Facility 2:1 Enhanced	15 minutes	W9356	\$21.98	\$26.17

Fee Schedule Rates for Community Participation Support Services Effective October 1, 2019

<i>Service Name</i>	<i>Unit of Service</i>	<i>Procedure Code</i>	<i>Statewide Fee</i>	<i>Enhanced Communication Statewide Fee (U1 modifier)</i>
CPS Community On-Call and Remote Support	15 minutes	W9400	\$1.33	\$6.15

Copies of this notice may be obtained at the local Mental Health/Intellectual Disability (MH/ID) County Program, Administrative Entity (AE) or regional Office of Developmental Programs (ODP) in the corresponding regions:

- *Western region:* Piatt Place, Room 4900, 301 5th Avenue, Pittsburgh, PA 15222, (412) 565-5144
- *Northeast region:* Room 315, Scranton State Office Building, 100 Lackawanna Avenue, Scranton, PA 18503, (570) 963-4749
- *Southeast region:* 801 Market Street, Suite 5071, Philadelphia, PA 19107, (215) 560-2242 or (215) 560-2245
- *Central region:* P.O. Box 2675, DGS Annex Complex, Harrisburg, PA 17105, (717) 772-6507

Contact information for the local MH/ID County Program or AE may be found at <https://www.hcsis.state.pa.us/HCSIS-SSD/ServicesSupportDirectory/Counties> or by contacting the previously referenced regional ODP.

Interested persons are invited to submit written comments within 30 days regarding the final Fee Schedule Rates for Community Participation Supports services to the Department of Human Services, Office of Developmental Programs, Division of Provider Assistance and Rate Setting, 4th Floor, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120. Comments can also

be sent to ra-ratesetting@pa.gov. Use subject header "PN Fee Schedule." The Department will consider comments received within 30 days in reviewing future adjustments to the Community Participation Support services Fee Schedule Rates.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service by dialing 711 or by using one of the toll free numbers: (800) 654-5984 (TDD users), (800) 654-5988 (voice users), (844) 308-9292 (Speech-to-Speech) or (844) 308-9291 (Spanish).

Fiscal Impact

It is anticipated that there will be no additional costs or savings associated with the final Fee Schedule Rates for Community Participation Supports services. The amount of funding available is dependent upon the funds appropriated by the General Assembly for the forthcoming fiscal year. Therefore, until a budget bill is enacted, the fiscal impact is estimated.

TERESA D. MILLER,
Secretary

Fiscal Note: 14-NOT-1340. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 19-793. Filed for public inspection May 24, 2019, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Range of Fees Charged by Utilization Review Organizations and Peer Review Organizations for Services Performed under the Workers' Compensation Act

Under 34 Pa. Code § 127.667(b) (relating to compensation policy), the Department of Labor and Industry, Bureau of Workers' Compensation (Bureau) gives notice of the range of fees charged by Utilization Review Organizations (URO) and Peer Review Organizations (PRO) for services performed under the Workers' Compensation Act (77 P.S. §§ 1—1041.4 and 2501—2625) during 2018.

2018 Range of Fees Charged by UROs and PROs

URO/PRO	Minimum Fee	Maximum Fee
Alico Services LTD	\$386.20	\$4,316.35
American Review Systems, Inc.	\$368.00	\$5,234.06
CAB Medical Consultants	\$1.00	\$4,464.10
Caduceus Lex Medical Auditing	\$304.16	\$4,388.61
CEC, Inc.	\$471.65	\$5,515.20
Chiro Med Review Co.	\$174.50	\$5,175.39
Denovo Management	\$510.65	\$4,660.59
DMC, LLC	\$950.00	\$7,187.94
DLB Services	\$200.36	\$3,484.36
Hajduk & Assoc. URO/PRO Ser.	\$169.55	\$6,459.99
Industrial Rehabilitation Assoc.	\$460.00	\$5,800.00
KVS Consulting Services	\$471.34	\$7,752.34
Laurel Reviews	\$117.91	\$4,175.36
Margroff Review Services	\$373.55	\$7,934.67
McBride & McBride Associates	\$512.78	\$4,867.95
Quality Assurance Reviews, Inc.	\$631.00	\$6,750.00
Rachels Reviews	\$0.00	\$4,975.61
T & G Reviews	\$500.00	\$5,622.89
Uniontown MRPC	\$236.68	\$5,816.67
Watson Review Services	\$323.30	\$5,322.09
West Penn IME, Inc.	\$376.25	\$9,035.53
Total Averages (2018)	\$358.99	\$5,663.80

34 Pa. Code § 127.667(b): The Bureau will publish in the *Pennsylvania Bulletin*, on an annual basis, the range of fees charged by each URO and PRO for services performed under the act and this chapter during the preceding year.

W. GERARD OLEKSIK,
Secretary

[Pa.B. Doc. No. 19-794. Filed for public inspection May 24, 2019, 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, 2019, to July 1, 2019.

The online application is available at https://www.dot34.state.pa.us/ARLE/Module/PADOT/BOMO_Default.aspx. Supporting documents may be attached to the online application. Only the online application and supporting documents attached to the online application will be considered. Paper copies are not required.

Additional guidance and information can be found on the Department's Traffic Signal Resource Portal at <http://www.dot.state.pa.us/signals>.

Questions related to the Automated Red Light Enforcement Transportation Enhancement Grants Program may be directed to Stephen Gault, PE, PTOE, Bureau of Maintenance and Operations, 400 North Street, 6th Floor, Harrisburg, PA 17120, (717) 787-6988, ARLE@pa.gov.

LESLIE S. RICHARDS,
Secretary

[Pa.B. Doc. No. 19-795. Filed for public inspection May 24, 2019, 9:00 a.m.]

FISH AND BOAT COMMISSION

Mentored Youth Fishing Day Program; Panfish

Acting under the authority of 58 Pa. Code § 65.20 (relating to Mentored Youth Fishing Day Program), the Executive Director has designated June 1 and June 2, 2019, as Mentored Youth Fishing Days for panfish, beginning at 8 a.m. and ending at 3 p.m., in the Pymatuning Lake Sanctuary at the Linesville Fish Hatchery, 13300 Hartstown Road, Linesville, PA 16424.

This designation under 58 Pa. Code § 65.20 will be effective upon publication of this notice in the *Pennsylvania Bulletin*.

To participate, anglers less than 16 years of age must possess a 2019 mentored youth permit or a voluntary youth license from the Fish and Boat Commission, be accompanied by a licensed adult angler and be registered to participate. Only those youth possessing a 2019 mentored youth permit or voluntary license may fish in these waters. Adults may not fish in these waters. All fish must be returned to the water unharmed and all other Commonwealth inland regulations will apply.

TIMOTHY D. SCHAEFFER,
Executive Director

[Pa.B. Doc. No. 19-796. Filed for public inspection May 24, 2019, 9:00 a.m.]

FISH AND BOAT COMMISSION

Proposed Special Regulation Designation

The Fish and Boat Commission (Commission) has approved guidelines with regard to encouraging public participation on possible changes to the designation of streams, stream sections or lakes for special regulation programs. Under 58 Pa. Code Chapter 65 (relating to special fishing regulations), the Commission designates certain streams, stream sections and lakes as being subject to special fishing regulations. Under the Commission's guidelines, a notice concerning the proposed designation or redesignation of a stream, stream section or lake under special regulations ordinarily will be published in the *Pennsylvania Bulletin* before the matter is reviewed by the Commissioners.

At the next Commission meeting on July 15 and 16, 2019, the Commission will consider a proposal to add Section 03 of Spruce Creek, Huntingdon County, to its Catch-and-Release All Tackle Program under 58 Pa. Code § 65.15 (relating to catch and release all-tackle) effective upon publication in the *Pennsylvania Bulletin*.

At this time, the Commission is soliciting public input concerning this designation. Persons with comments, objections or suggestions concerning the designation are invited to submit comments in writing to the Executive Director, Fish and Boat Commission, P.O. Box 67000, Harrisburg, PA 17106-7000, within 30 days after publication of this notice in the *Pennsylvania Bulletin*. Comments submitted by facsimile will not be accepted.

Comments also may be submitted electronically by completing the form at www.fishandboat.com/regcomments. If an acknowledgment of electronic comments is not received by the sender within 2 working days, the comments should be retransmitted to ensure receipt. Electronic comments submitted in any other manner will not be accepted.

TIMOTHY D. SCHAEFFER,
Executive Director

[Pa.B. Doc. No. 19-797. Filed for public inspection May 24, 2019, 9:00 a.m.]

FISH AND BOAT COMMISSION

Proposed Special Regulation Designations

The Fish and Boat Commission (Commission) has approved guidelines with regard to encouraging public participation on possible changes to the designation of streams, stream sections or lakes for special regulation programs. Under 58 Pa. Code Chapter 65 (relating to special fishing regulations), the Commission designates or redesignates certain streams, stream sections and lakes as being subject to special fishing regulations. These designations and redesignations are effective after Commission approval when they are posted at the site and a notice is published in the *Pennsylvania Bulletin*. Under the Commission's guidelines, a notice concerning the proposed designation or redesignation of a stream, stream section or lake under special regulations ordinarily will be published in the *Pennsylvania Bulletin* before the matter is reviewed by the Commissioners.

At the next Commission meeting on July 15 and 16, 2019, the Commission will consider taking the following actions with respect to waters subject to special fishing regulations under 58 Pa. Code Chapter 65, effective January 1, 2020.

58 Pa. Code § 65.9. Big bass waters program

The Commission will consider removing the following waters from its list of "big bass" waters:

County	Water
Northampton	Minsi Lake
Monroe	Bradys Lake

58 Pa. Code § 65.11. Panfish enhancement

The Commission will consider removing the following water from its list of "panfish enhancement" waters:

County	Water
Monroe	Bradys Lake

58 Pa. Code § 65.17. Catch and release lakes

The Commission will consider adding the following water to the catch and release lakes program:

County	Water
Pike	Pecks Pond

58 Pa. Code § 65.19. Stocked trout waters open to year-round fishing

The Commission will consider adding the following waters to its list of "stocked trout waters open to year-round fishing" waters:

County	Water
Pike	Little Mud Pond
Pike	Lily Pond

At this time, the Commission is soliciting public input concerning the previously listed designations. Persons with comments, objections or suggestions concerning the designations are invited to submit comments in writing to the Executive Director, Fish and Boat Commission, P.O. Box 67000, Harrisburg, PA 17106-7000, within 30 days after publication of this notice in the *Pennsylvania Bulletin*. Comments submitted by facsimile will not be accepted.

Comments also may be submitted electronically by completing the form at www.fishandboat.com/regcomments. If an acknowledgment of electronic comments is not received by the sender within 2 working days, the comments should be retransmitted to ensure receipt. Electronic comments submitted in any other manner will not be accepted.

TIMOTHY D. SCHAEFFER,
Executive Director

[Pa.B. Doc. No. 19-798. Filed for public inspection May 24, 2019, 9:00 a.m.]

FISH AND BOAT COMMISSION

Special Regulation Designations

The Fish and Boat Commission (Commission) took the following actions with respect to waters subject to 58 Pa. Code Chapter 65 (relating to special fishing regulations), effective January 1, 2020:

58 Pa. Code § 65.9. Big bass waters program

The Commission removed the following water from its list of "big bass regulation" waters:

County	Water
Jefferson	Kyle Lake

58 Pa. Code § 65.17. Catch and release lakes

The Commission removed the following water from the catch and release lakes program:

County	Water
Sullivan and Luzerne	Lake Jean

Lake Jean will revert to Commonwealth inland waters angling regulations (58 Pa. Code § 61.1) on January 1, 2020.

The Commission added the following waters to the catch and release lakes program:

County	Water
Jefferson	Kyle Lake
Crawford	Tamarack Lake

TIMOTHY D. SCHAEFFER,
Executive Director

[Pa.B. Doc. No. 19-799. Filed for public inspection May 24, 2019, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Filing of Final Rulemakings

The Independent Regulatory Review Commission (Commission) received the following regulations. They are scheduled to be considered on the date noted. The Commission’s public meetings are held at 333 Market Street, 14th Floor, Harrisburg, PA at 10 a.m. To obtain a copy of the regulation, interested parties should first contact the promulgating agency. If a copy cannot be obtained from the promulgating agency, the Commission will provide a copy or it can be viewed on the Commission’s web site at www.irrc.state.pa.us.

Final-Form Reg. No.	Agency/Title	Received	Public Meeting
2-191	Department of Agriculture Milk Sanitation	5/10/19	6/20/19
11-257	Insurance Department Privacy of Consumer Financial Information	5/15/19	6/20/19

GEORGE D. BEDWICK,
Chairperson

[Pa.B. Doc. No. 19-800. Filed for public inspection May 24, 2019, 9:00 a.m.]

INSURANCE DEPARTMENT

Doung T. King; Order to Show Cause; Doc. No. SC19-03-016

The proceedings in this matter will be governed by 2 Pa.C.S. §§ 501—508, 561—588 and 701—704 (relating to Administrative Agency Law), 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure).

A prehearing telephone conference initiated by this office is scheduled for June 6, 2019, at 9:30 a.m. Each party shall provide the Hearings Administrator a telephone number to be used for the telephone conference on or before June 4, 2019. A hearing shall occur on June 27, 2019, at 9:30 a.m. in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102.

Protests, petitions to intervene or notices of intervention, if any, must be filed on or before May 23, 2019, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to protests, petitions to intervene or notices of intervention, if any, shall be filed on or before June 4, 2019.

Persons with a disability who wish to attend the previously-referenced administrative proceedings and require an auxiliary aid, service or other accommodation to

participate in the hearing should contact Joseph Korman, (717) 787-4429, jkorman@pa.gov.

JESSICA K. ALTMAN,
Insurance Commissioner

[Pa.B. Doc. No. 19-801. Filed for public inspection May 24, 2019, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Cancellation of Certificates of Public Convenience for Motor Carriers; Failure to Pay Assessment

Public Meeting held
May 9, 2019

Commissioners Present: Gladys Brown Dutrieuille, Chairperson; David W. Sweet, Vice Chairperson; Norman J. Kennard; Andrew G. Place; John F. Coleman, Jr.

Cancellation of Certificates of Public Convenience for Motor Carriers; Failure to Pay Assessment; M-2019-3009450

Tentative Order

By the Commission:

For each fiscal year, the Commission determines the total assessment for regulatory expenses, which is allocated to, and paid by, public utilities pursuant to the methodology set forth in the Public Utility Code. 66 Pa.C.S. §§ 510(a), (b). The Commission provides notice

of the amount lawfully assessed against a utility and requires the utility to pay that amount within thirty (30) days of receipt of the notice. 66 Pa.C.S. § 510(c). The Public Utility Code authorizes the Commission to revoke a utility's Certificate of Public Convenience (CPC) for failure to pay the assessment within the time prescribed. 66 Pa.C.S. § 510(c).

The Commission undertook a review of its records to determine whether various motor carriers are in compliance with the assessment payment requirements of the Public Utility Code. The Commission's review revealed that a number of carriers failed to pay their 2017-2018 assessment. Specifically, each carrier listed in Appendix A, attached hereto, has an outstanding assessment balance.

The Fiscal Office of the Commission's Bureau of Administration sent a dunning letter to each carrier listed in Appendix A, notifying them of their outstanding assessment balance and requesting that they pay the past due balance within twenty (20) days of receipt of the letter. The letter warns that failure to comply will result in the Commission taking appropriate action to cancel the carrier's CPC. None of the carriers in Appendix A submitted payment in response to the dunning letter.

Additionally, Commission staff attempted twice to contact each carrier listed in Appendix A at the telephone number the carrier provided to the Commission, but were not able to make contact.

Under the circumstances, we tentatively conclude that the motor carriers listed in Appendix A are not in compliance with the assessment payment requirements of 66 Pa.C.S. § 510(c) and may no longer be in business as a motor carrier public utility. As such, it is appropriate to initiate the process to cancel their CPCs as being in the public interest; *Therefore,*

It Is Ordered That:

1. Cancellation of the Certificates of Public Convenience of each motor carrier listed in Appendix A is hereby tentatively approved as being in the public interest.

2. The Secretary serve a copy of this Tentative Order upon the Commission's Bureau of Investigation and Enforcement, Bureau of Technical Utility Services, and Bureau of Administration, the Department of Revenue—Bureau of Corporation Taxes, the Department of Transportation, and all motor carriers listed in Appendix A. The Tentative Order shall be filed at each carrier's docket number.

3. The Law Bureau shall publish a copy of this Tentative Order in the *Pennsylvania Bulletin*.

4. To the extent they challenge cancellation of the Certificates of Public Convenience, all parties listed in Ordering Paragraph No. 2 must file comments within thirty (30) days after publication in the *Pennsylvania Bulletin*. Comments shall be sent to the Pennsylvania Public Utility Commission, Attn: Secretary Rosemary Chiavetta, Commonwealth Keystone Building, 400 North Street, 2nd Floor, Harrisburg, PA 17120.

5. Alternatively, carriers listed in Appendix A may pay their outstanding assessment balance within thirty (30) days after publication in the *Pennsylvania Bulletin*. Payment shall be sent to the Pennsylvania Public Utility Commission, Attn: Fiscal Office, P.O. Box 3265, Harrisburg, PA 17105. Checks shall be made payable to "Commonwealth of Pennsylvania."

6. Absent the timely filing of comments challenging the cancellation of the Certificate of Public Convenience or the timely payment of a carrier's outstanding assessment balance, the Law Bureau shall prepare a Secretarial Letter for issuance by the Secretary's Bureau canceling the carrier's Certificate of Public Convenience.

7. Upon issuance of the Secretarial Letter described in Ordering Paragraph No. 6 above, the Certificate of Public Convenience of each non-compliant carrier shall be cancelled and each non-compliant carrier listed in Appendix A will be stricken from all active utility lists maintained by the Commission's Bureau of Technical Utility Services and the Fiscal Office of the Bureau of Administration.

ROSEMARY CHIAVETTA,
Secretary

Appendix A
Carriers with Outstanding Assessment Balances

<i>Utility Code</i>	<i>Carrier Name</i>	<i>Docket No.</i>
631025	WGM TRANSPORTATION, INC.	A-00111651
639035	CHRISTA LAUREN LIMOUSINE, INC.	A-00107013
640716	ADAMO LIMOUSINE, LTD.	A-2014-2458592
641315	ACCURATE TRANSPORTATION, LLC	A-00120433, A-2014-2439255
6415889	DIAMOND LUXURY TRANSPORTATION, INC.	A-2013-2375195
6416619	KABS 4 KIDS, LLC	A-2014-2426080
707162	SWISHER, M., & SONS, INC.	A-00121581
8911326	BOWERS TRUCKING, INC.	A-2009-2126871
8912933	QUE TRUCKING, LLC	A-2010-2208173
8914118	GULF TRADING & TRANSPORT, LLC	A-2011-2276819
8915362	BARKLEY DEVELOPMENT COMPANY	A-2012-2339643
8915794	TILLER WELL SERVICES, LLC	A-2013-2367026
8917930	SUMMIT MOVING & STORAGE, INC.	A-2015-2496784
899757	SVJ, INC.	A-2008-2023078

[Pa.B. Doc. No. 19-802. Filed for public inspection May 24, 2019, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Certificate of Public Convenience

A-2019-3009859. The United Telephone Company of PA, LLC, d/b/a CenturyLink. Application of The United Telephone Company of PA, LLC, d/b/a CenturyLink, for a certificate of public convenience evidencing all approvals under 66 Pa.C.S. (relating to Public Utility Code) for the sale and purchase of a building at 1201 Walnut Bottom Road in Carlisle.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before June 10, 2019. 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: The United Telephone Company of PA, LLC, d/b/a CenturyLink

Through and By Counsel: Zsuzsanna E. Benedek, Esquire, CenturyLink, 240 North Third Street, Suite 300, Harrisburg, PA 17101

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 19-803. Filed for public inspection May 24, 2019, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Protests may only be filed if there is evidence that the applicant lacks fitness. Protests based on endangering or impairing operations of an existing carrier will not be honored. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120, with a copy served on the applicant by June 10, 2019. 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-2018-3005600. IOI Transportation, LLC (2755 Germantown Avenue, Philadelphia, PA 19133) persons in

paratransit service, between points in the City and County of Philadelphia, limited to service to or from medical offices. *Attorney:* Mark Feinman, 8171 Castor Avenue, Philadelphia, PA 19152.

A-2019-3009065. Heaven Transport, LLC (5224 Laurens Street, Philadelphia, PA 19144) to transport, as a common carrier, by motor vehicle, persons in paratransit service, from points in the Counties of Bucks, Chester, Delaware, Montgomery and Philadelphia, to points in Pennsylvania, and return.

Application of the following for approval to begin operating as a broker for transportation of persons as described under the application.

A-2019-3009326. Envoy America, LLC (3240 East Union Hills Drive, Suite 137, Phoenix, AZ 85050) for the right to begin to arrange for the transportation of passengers, between points in Pennsylvania.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 19-804. Filed for public inspection May 24, 2019, 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 10, 2019, and must be made with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120, with a copy to the First Deputy Chief Prosecutor, Pennsylvania Public Utility Commission.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Joseph Moving & Storage Co., Inc., t/a St. Joseph Motor Lines; Docket No. C-2019-3008898

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 Joseph Moving & Storage Co., Inc., t/a St. Joseph Motor Lines, (respondent) is under suspension effective March 20, 2019 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at P.O. Box 5, Woodland, PA 16881.

3. That respondent was issued a Certificate of Public Convenience by this Commission on July 29, 2011, at A-8913661.

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-8913661 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: 4/2/2019

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. CNA Transportation Company; Docket No. C-2019-3008972

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 CNA Transportation Company, (respondent) is under suspension effective March 25, 2019 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 105 Bradford Road, Suite 300, Wexford, PA 15090.

3. That respondent was issued a Certificate of Public Convenience by this Commission on July 06, 2018, at A-6420422.

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-6420422 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
400 North Street
Harrisburg, PA 17120

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: 4/16/2019

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. Barnes Limousine; Docket No. C-2019-3009316

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 Prosecutory Staff hereby represents as follows:

1. That Barnes Limousine maintains a principal place of business at 3850 Walker Boulevard, Erie, PA 16509.

2. That Respondent is holding out to offer and furnish transportation of passengers from one point to another in Pennsylvania by advertising on the website www.barneslimo.com. Respondent does not have authority with the Commission to provide passenger transportation.

3 That Respondent, by holding out to provide passenger service between points in Pennsylvania while not having operating authority with this Commission, violated the Public Utility Code, 66 Pa.C.S. § 1101. The penalty for this violation is \$500.

Wherefore, the Bureau of Investigation and Enforcement Prosecutory Staff hereby requests that the Commission fine Barnes Limousine the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint.

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, 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: 4/23/2019

David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within twenty (20) days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Cover Letter for this Complaint and Notice, 52 Pa. Code § 1.56(a). An Answer is a written explanation of circumstances wished to be considered in determining the outcome. The Answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your Answer must be verified and the original shall be mailed to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Or may be sent by overnight delivery to:

400 North Street, 2nd Floor
Harrisburg, PA 17120

Additionally, please serve a copy on:

Michael L. Swindler, Deputy Chief Prosecutor
Bureau of Investigation and Enforcement
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, e-mailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this complaint within twenty (20) days, the Bureau of Investigation and Enforcement will request that the Commission issue a Secretarial Letter imposing a penalty. The penalty could include a fine, the suspension or revocation of your certificate of public convenience or other remedy.

You may elect not to contest this complaint by paying the fine proposed in this Complaint by certified check or money order. Payment 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

C. Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of your payment, the complaint proceeding shall be closed.

D. If you file an Answer, which admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue a Secretarial Letter imposing a penalty.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The judge is not bound by the optional fine set forth above.

F. 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. Mussoline, Michael J., t/a Emmy's Coal and Paving Co.; Docket No. C-2019-3009415

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 Mussoline, Michael J., t/a Emmy's Coal and Paving Co., (respondent) is under suspension effective April 14, 2019 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at P.O. Box 308, Hazleton, PA 18201.

3. That respondent was issued a Certificate of Public Convenience by this Commission on November 20, 2002, at A-00118704.

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-00118704 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
400 North Street
Harrisburg, PA 17120

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: 5/1/2019

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
400 North Street
Harrisburg, PA 17120

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
400 North Street
Harrisburg, PA 17120

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
400 North Street
Harrisburg, PA 17120

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
400 North Street
Harrisburg, PA 17120

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. Erie USA Express, LLC; Docket No. C-2019-3009500

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 Erie USA Express, LLC, (respondent) is under suspension effective April 18, 2019 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 8709 Sunset Trail, Waterford, PA 16441.

3. That respondent was issued a Certificate of Public Convenience by this Commission on May 31, 2016, at A-8918718.

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-8918718 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
400 North Street
Harrisburg, PA 17120

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: 5/1/2019

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
400 North Street
Harrisburg, PA 17120

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
400 North Street
Harrisburg, PA 17120

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
400 North Street
Harrisburg, PA 17120

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
400 North Street
Harrisburg, PA 17120

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 question, you may call 717-783-3847.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 19-805. Filed for public inspection May 24, 2019, 9:00 a.m.]

PHILADELPHIA PARKING AUTHORITY

Service of Default Order

**Philadelphia Parking Authority, Taxicab and
Limousine Division v. Corey Johnson;
Doc. No. C-18-09-012**

Attention Corey Johnson, last known address of 2900
Oley Turnpike Road, Apt. J3, Reading, PA 19606, this

notice advises that a Default Order of Hearing Officer, Hon. Sheldon C. Jelin was issued and entered on May 7, 2019, with the Philadelphia Parking Authority's (Authority) Taxicab and Limousine Division's (TLD) Office of the Clerk.

On September 5, 2018, the Enforcement Department of the TLD of the Authority issued Citation Complaint T-24854 to Corey Johnson (Respondent) for a violation of 53 Pa.C.S. § 57A16(a)(4), any violation of the PA Safety Inspection Code.

The Complaint was served on Respondent on September 5, 2018.

Respondent did not pay the penalty amount identified on the citation or file a request for a hearing with the TLD Clerk within 15 days after the date of service as provided in 52 Pa. Code § 1005.13(b).

On October 1, 2018, the TLD Clerk's office sent Respondent a reminder notice of the outstanding Citation Complaint; to either pay the penalty, request a hearing, or suffer a default.

To date, more than 15 days have expired and Respondent has failed to pay the penalty or file a request for a hearing with the TLD Clerk. Therefore, pursuant to 52 Pa. Code § 1005.31(c), the complaint is sustained and a Default Order is entered against Respondent.

A penalty of \$100 is imposed along with an administration fee of \$75 for a total of \$175.

Respondent is ordered to pay \$175 by June 10, 2019. Payment shall be made to: The Philadelphia Parking Authority, Taxicab and Limousine Division, Attn: Office of the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148.

Pursuant to 52 Pa. Code § 1001.13(b), this order will become effective on June 10, 2019, as an adjudication of the Authority if not selected for review by the Authority.

Respondent is hereby notified to cease and desist from further violations of the Taxicab and Limousine regulation, 52 Pa. Code § 1001.1 et seq.

Hon. Sheldon C. Jelin (Ret.)
Hearing Officer

If you have any questions concerning this notice, you may contact the TLD's Office of the Clerk, Heidi Robb, (215) 683-9498, TLDClerk@philapark.org.

SCOTT PETRI,
Executive Director

[Pa.B. Doc. No. 19-806. Filed for public inspection May 24, 2019, 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>
Troester Dairy—Home Farm Leroy Troester, Jr. 175 Cannon Road Mifflinburg, PA 17844	Union County/ Buffalo Township	464.98	Cattle	Amended	Approved
Norman Esh 6801 Sulpher Springs Road Montgomery, PA 17752	Lycoming County/ Washington Township	24.5	Layers	Existing	Rescinded

PATRICK McDONNELL,
Chairperson

[Pa.B. Doc. No. 19-807. Filed for public inspection May 24, 2019, 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 examiner at the State Employees’ Retirement System, 30 North Third Street, Fifth Floor, Harrisburg, PA 17101:

August 15, 2019	Carol L. Hollern Pension Forfeiture Issue	1 p.m.
August 21, 2019	Julia Miller Multiple Service Election Issue	1 p.m.
September 17, 2019	Priscilla I. Jackson 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.

TERRILL J. SANCHEZ,
Secretary

[Pa.B. Doc. No. 19-808. Filed for public inspection May 24, 2019, 9:00 a.m.]

STATE POLICE

Law Enforcement Officer Camera System Data Handling Requirements

The State Police, under 18 Pa.C.S. § 5706(b)(4) and (5) (relating to exceptions to prohibitions in possession, sale, distribution, manufacture or advertisement of electronic, mechanical or other devices), publishes this notice of the minimum standards to comply with the Federal Bureau of Investigation (FBI), Criminal Justice Information Service (CJIS), Security Policy, Version 5.6 (CJIS Policy) and 18 Pa.C.S. §§ 9101—9183 (relating to Criminal History Record Information Act) (CHRIA).

Camera systems used by criminal justice agencies in accordance with paragraph (2) of the definition of “oral communication” in 18 Pa.C.S. § 5702 (relating to definitions) have a high probability of capturing criminal justice information (CJI) and personally identifiable information. For these reasons, audio or video data, or both, (herein called “data”) captured by these camera systems are considered CJI and shall be handled in accordance with the CJIS Policy, CHRIA and Commonwealth Law Enforcement Assistance Network (CLEAN) regulations. *Reference:* CJIS Policy; 18 Pa.C.S. § 9106(b)(3) (relating to information in central repository or automated systems); and the CLEAN regulations, State Police, CLEAN Administrative Section.

Criminal justice agencies shall request approval from the State Police, CLEAN Administrative Section, prior to storing any data onsite or offsite. This approval will ensure compliance with CJIS Policy requirements and CHRIA. In accordance with 18 Pa.C.S. § 5706(b)(5), the following are the minimum requirements that must be met for any storage of an audio recording made in accordance with 18 Pa.C.S. § 5706(b)(4), or any accompanying video recording:

A. Camera system

1. While worn by the officer, a camera system shall be considered a physically secure location.

2. Upon removal from the officer's body, the camera system shall be maintained in a physically secure location in accordance with CJIS Policy standards.

3. If a camera system is located in a criminal justice conveyance, it shall be considered located in a physically secure location. If the camera or hard drive is removed from the criminal justice conveyance, it shall conform with the CJIS Policy. A criminal justice conveyance is any enclosed mobile vehicle used for the purposes of criminal justice activities with the capability to comply, during operational periods. A physically secure location, as stated in section 5.9.1 of the CJIS Policy (relating to physically secure location) is as follows:

A physically secure location is a facility, a criminal justice conveyance, or an area, room or a group of rooms within a facility, with both the physical and personnel security controls sufficient to protect CJI and associated information systems. The physically secure location is subject to criminal justice agency management control, State Identification Bureau control, FBI CJIS security addendum, or a combination thereof, and shall consist of the following:

a. Security perimeter—area that is posted, separated and secured.

b. Physical access authorizations—list of authorized personnel.

c. Physical access control—control all physical access points (AP).

d. Access control for transmission medium—control physical access to information systems, distribution and lines.

e. Access control for display medium—not visible to unauthorized personnel.

f. Monitoring physical access—monitor and respond to security incidents.

g. Visitor control—authenticate and escort visitors.

h. The agency shall authorize and control information system-related items entering and exiting the physically secure location (delivery and removal).

B. Data transfer or downloading the data

1. If accomplished through a wireless connection, agencies shall meet the CJIS Policy requirements, as stated in section 5.13.1.1 (relating to 802.11 wireless protocols).

Note: Wired Equivalent Privacy and Wi-Fi Protected Access cryptographic algorithms, used by all pre-802.11i protocols, do not meet the requirements for Federal Information Processing Standard (FIPS) 140-2 and may not be used.

2. Agencies shall implement the following controls for all agency-managed wireless APs with access to an agency's network that processes unencrypted CJI:

a. Perform validation testing to ensure rogue APs do not exist in the 802.11 wireless local area network and to fully understand the wireless network security posture.

b. Maintain a complete inventory of all APs and 802.11 wireless devices.

c. Place APs in secured areas to prevent unauthorized physical access and user manipulation.

d. Test AP range boundaries to determine the precise extent of the wireless coverage and design the AP wireless coverage to limit the coverage area to only what is needed for operational purposes.

e. Enable user authentication and encryption mechanisms for the management interface of the AP.

f. Ensure that all APs have strong administrative passwords and ensure all passwords are changed in accordance with section 5.6.2.1 of the CJIS Policy (relating to standard authenticators), as follows:

(1) Be a minimum length of eight characters on all systems.

(2) Not be a dictionary word or proper name.

(3) Not be the same as the user ID.

(4) Expire within a maximum of 90 calendar days.

(5) Not be identical to the previous ten passwords.

(6) Not be transmitted in the clear, outside the secure location.

(7) Not be displayed when entered.

g. Ensure the reset function on APs is used only when needed and is only invoked by authorized personnel. Restore the APs to the latest security settings, when the reset functions are used, to ensure the factory default settings are not utilized.

h. Change the default service set identifier (SSID) in the APs. Disable the broadcast SSID feature so that the client SSID must match that of the AP. Validate that the SSID character string does not contain any agency identifiable information (division, department, street, and the like) or services.

i. Enable all security features of the wireless product, including the cryptographic authentication, firewall and other available privacy features.

j. Ensure that encryption key sizes are at least 128-bits and the default shared keys are replaced by unique keys.

k. Ensure that the ad-hoc mode has been disabled.

l. Disable all nonessential management protocols on the APs.

m. Ensure all management access and authentication occurs through FIPS-compliant secure protocols (for example, SFTP, HTTPS, SNMP over TLS, and the like). Disable non-FIPS-compliant secure access to the management interface.

n. Enable logging (if supported) and review the logs on a recurring basis per local policy. At a minimum, logs shall be reviewed monthly.

o. Insulate, virtually (for example, virtual local area network and access control lists) or physically (for example, firewalls), the wireless network from the operational wired infrastructure. Limit access between wireless networks and the wired network to only operational needs.

p. When disposing of APs that will no longer be used by the agency, clear AP configuration to prevent disclosure of network configuration, keys, passwords, and the like.

3. If the data is manually downloaded by an individual or retained outside of a physically secure location, it will need to be encrypted at rest and in transit, per sections 5.10.1.2.1 and 5.10.1.2.2 of the CJIS Policy (relating to encryption for CJI in transit; and encryption for CJI at rest).

C. Storage of the data

Storage of data on location, if considered a physically secure location, shall be treated the same as all CJI at the location. Storage offsite, or in the cloud, shall meet all the requirements of the CJIS Policy for encryption while in transit and at rest, if applicable. If encryption is not used at rest, any person with access to the data or systems storing the data shall be properly vetted with a fingerprint-based background check and Security Awareness Training, and required agreements shall be maintained.

1. As stated in section 5.10.1.2.1 of the CJIS Policy:

When CJI is transmitted outside the boundary of the physically secure location, the data shall be immediately protected via encryption. When encryption is employed, the cryptographic module used shall be FIPS 140-2 certified and use a symmetric cipher key strength of at least 128 bit strength to protect CJI.

2. As stated in section 5.10.1.2.2 of the CJIS Policy:

When CJI is at rest (i.e. stored digitally) outside the boundary of the physically secure location, the data shall be protected via encryption. When encryption is employed, agencies shall either encrypt CJI in accordance with the standard in Section 5.10.1.2.1 above, or use a symmetric cipher that is FIPS 197 certified (AES) and at least 256 bit strength.

D. Reviewing and release of data

1. Data from the camera system shall only be reviewed by authorized personnel; that is, personnel that have been cleared through a fingerprint-based background check, have received Security Awareness Training and have signed the appropriate agreements, if applicable. If required, the Management Control Agreement for local government IT, or The Security Addendum for private contractors, shall be completed and on file.

2. Prior to the release of data from the camera system, the data shall be reviewed and any areas containing CJI shall be removed or rendered unintelligible. Any data received from CLEAN or the National Crime Information Center in either video or audio format, or both, shall be removed or rendered unintelligible prior to release to any unauthorized or unintended personnel.

E. Retention of data

Data shall be stored for 60 days unless needed for prosecution, courts, litigation, appeals or other operational needs.

F. Destruction of data

The data, or the data storage devices that are to be destroyed, shall be destroyed in compliance with the CJIS Policy, and a written destruction procedure that complies with the CJIS Policy shall be maintained at the agency. As stated in section 5.8.3 of the CJIS Policy (relating to digital media sanitization and disposal):

The agency shall sanitize, that is, overwrite at least three times or degauss digital media prior to disposal or release for reuse by unauthorized individuals. Inoperable digital media shall be destroyed (cut up, shredded, etc.). The agency shall maintain written documentation of the steps taken to sanitize or destroy electronic media. Agencies shall ensure the

sanitization or destruction is witnessed or carried out by authorized personnel.

LIEUTENANT COLONEL ROBERT EVANCHICK,
Acting Commissioner

[Pa.B. Doc. No. 19-809. Filed for public inspection May 24, 2019, 9:00 a.m.]

STATE POLICE

Mobile Video Recording System Equipment Standards and Approved Mobile Video Recording Systems

The State Police, under the authority of 18 Pa.C.S. § 5706(b)(4) (relating to exceptions to prohibitions in possession, sale, distribution, manufacture or advertisement of electronic, mechanical or other devices), has approved, until the next comprehensive list is published, subject to interim amendment, the following equipment standards for electronic, mechanical or other devices (mobile video recording systems) which may be used by law enforcement officers for the purpose of intercepting "oral communication" as defined by 18 Pa.C.S. § 5702 (relating to definitions). Mobile video recording systems must consist of the following components:

Vehicle-Mounted Mobile Video Recording Systems Overview

Vehicle-Mounted Mobile Video Recording Systems shall be defined as those which are permanently mounted in vehicles requiring the operator to possess a Class A, B, C or M Pennsylvania Driver's License, as defined in 75 Pa.C.S. § 1504 (relating to classes of licenses). The design of the vehicle-mounted mobile video recording system must use technology, which includes a camera, monitor, wireless voice transmitter/receiver and a recording device with a secure protective enclosure for the recording device, electronics and receiver components. The vehicle-mounted mobile video recording system must be powered from a standard automotive vehicle operating at 11 to 16.5 volts DC, negative ground. Current drain on the vehicle electrical system must not exceed 3.0 amps. The system must operate over the following temperature range: -4°F to 130°F (-20°C to 55°C).

Camera

The camera component must have the following features:

- A. Auto focus and auto iris.
- B. Flexible mounting bracket to allow manual aiming controls.
- C. Auto zoom (automatic zoom in then back out to normal distance).
- D. Minimum sensitivity rating of 2.0 lux.
- E. Minimum horizontal resolution of 330 TV lines.

Monitor

The monitor component must have the following features:

- A. Controls for picture brightness and contrast.
- B. Capability of being switched off without affecting recording.

C. A speaker and volume control system.

The monitor must be capable of displaying:

A. Camera image (live).

B. Previously recorded information from the recording unit.

C. Date and time.

D. Recording index indicator.

E. In-car/wireless microphone activity indicator.

Wireless Voice Transmitter/Receiver

The wireless voice transmitter/receiver must have the following features:

A. Battery powered wireless microphone transmitter.

B. Antenna incorporated into the microphone.

C. A plug-in connector and a clothing clip on the microphone.

D. FCC: Type acceptable under 47 CFR Part 74, Subpart H (relating to low power auxiliary stations).

E. The transmitter must not have recording capabilities.

F. The wireless audio system must be equipped with either a digital coded squelch or a PL tone squelch circuit to prevent accidental activation of the record mode in stray RF fields.

Recording Device

The recording device must be capable of recording onto tape or other comparable media and have the following features:

A. Enclosed in a secure housing protected from physical damage and unauthorized access.

B. Capable of recording audio and video for a minimum of 2 continuous hours.

C. Record time/date, recording index and remote microphone indicator.

D. Record over protection.

System Control

The control console must be mounted within easy reach of the operator. The control console must contain the controls to operate the following functions:

A. Power.

B. Record.

C. Play.

D. Rewind.

E. Fast forward.

F. Pause.

The State Police, under the authority of 18 Pa.C.S. § 5706(b)(4), has approved for use, until the next comprehensive list is published, subject to interim amendment, the following list of approved vehicle-mounted mobile video recording systems which meet the minimum equipment standards in this notice.

System 7, Mobile Vision, Boonton, NJ
 Eyewitness, Kustom Signals, Lenexa, KS
 Patrol Cam, Kustom Signals, Lenexa, KS
 Motor Eye, Kustom Signals, Lenexa, KS
 Cruise Cam, The Cruisers Division, Mamaroneck, NY
 I Track, McCoy's Law Line, Chanute, KS
 Docucam, MPH Industries Inc., Owensboro, KY

Digital Mobile Witness, T.A.W. Security Concepts, Wheat Ridge, CO
 Car Camera AV360, A.S.S.I.S.T. International, New York, NY

OPV, On Patrol Video, Ontario, OH

Gemini System, Decatur Electronics, Decatur, IL

SVS-500, ID Control Inc., Derry, NH

PAVE System, Video Systems Plus, Bryan, TX

InCharge 5555, Applied Integration, Tucson, AZ

VMDT, Coban Research and Technology, Houston, TX

Mobile Vision 5-C Video Recording System, Mobile Vision, Boonton, NJ

Stalker Vision VHS, Applied Concepts Inc., Plano, TX

Stalker Vision HI8, Applied Concepts Inc., Plano, TX

Digital Eyewitness, Kustom Signals, Lenexa, KS

Eagle Eye Model 800, Eagle Eye Technologies, Inc., Rome, GA

Eagle Eye Model 900, Eagle Eye Technologies, Inc., Rome, GA

Flashback, Mobile Vision, Inc., Boonton, NJ

Digital Patroller, Integrian, Morrisville, NC

Digital Patroller 2 Mobile Video Recorder, Digital Safety Technologies, Morrisville, NC

Panasonic Arbitrator 360 Mobile Video Recorder, Panasonic Corporation of North America, Secaucus, NJ

WatchGuard DV-1 Mobile Video Recorder, WatchGuard Video, Plano, TX

EDGE Mobile Video Recorder, Coban Technologies, Stafford, TX

DVM-500 Plus and DVM-750 Mobile Video Recorders, Digital Ally, Overland Park, KS

WatchGuard 4RE Mobile Video Recorder, WatchGuard, Plano, TX

DigitalPatroller 3 Mobile Video Recorder, Digital Safety Technologies, Morrisville, NC

X22 Mobile Video Recorder, RDR Mobility, Flemington, NJ

Data 911 Mobile Digital Video System, Data 911 Mobile, Computer Systems, Alameda, CA

DVM-400 Mobile Video Recorder, Digital Ally, Lenexa, KS

DVB-777 Mobile Video Recorder, Digital Ally, Lenexa, KS

MVX1000 Mobile Video Recorder, Motorola Solutions Inc., Schaumburg, IL

DVM800, Digital Ally, Lenexa, KS

DVR-704, PRO-VISION, Byron Center, MI

1200-PA SD2+2, 10-8 Digital Video Evidence Solutions, Fayetteville, TN

Non-Vehicle-Mounted Mobile Video Recording Systems Overview

Non-Vehicle-Mounted Mobile Video Recording Systems shall be defined as those which are not permanently mounted in vehicles requiring the operator to possess a Class A, B, C or M Pennsylvania Driver's License, as defined in 75 Pa.C.S. § 1504. Non-vehicle-mounted mobile video recording systems shall include, but not be limited to, mobile video recorders worn on or about a law enforcement officer's person or affixed to an all-terrain vehicle, bicycle or horse.

The design of the non-vehicle-mounted mobile video recording system must use technology which includes a camera with date/time stamp capability, a microphone and a recording device, enclosed in secure protective enclosure(s). It may also contain controls, a monitor, GPS, wireless transceiver components and other electronic components. The non-vehicle-mounted mobile video recording system must be powered from a battery internal to the protective enclosure and must be weatherproof. The internal battery may be integral to the unit or removable. It is

permissible to have an external battery to extend the operating life of the system. The non-vehicle-mounted mobile video recording system must have a minimum record time of 2 continuous hours. The system must operate over the following temperature range: -4°F to 122°F (-20°C to 50°C).

Camera

The camera component must have the following features:

- A. Must be color video.
- B. Minimum of 640 × 480 pixel resolution.
- C. Minimum of 68 degrees field of view.
- D. Minimum of 30 frames per second.
- E. Minimum sensitivity rating of 3.4 lux or lower. Unit may use Infrared LED illumination to obtain lower than 3.4 lux equivalent.
- F. Camera does not have to be in the same enclosure as the recorder. Can be connected to the recorder either by cable or wireless connection.

Recorder

The recorder component must have the following features:

- A. Enclosed in a secure housing protected from physical damage.
- B. Date/time recording index.
- C. Minimum of 4 gigabytes of nonremovable solid state memory, 4 gigabytes removable media or a combination of both removable and nonremovable memory.
- D. Editing and record-over protection.

System Control

The system must:

- A. Be capable of recording audio and video simultaneously, but may also provide the user with the option to record video only or audio only.
- B. Provide the user with the capability to manually turn the power on and off as necessary.

Wireless Link (optional)

The unit may use a wireless link to connect the camera to the recorder, recorder to another device, combination camera/recorder to another device or be used to download the evidence. The wireless link must have the following features:

- A. Use a secure digital connection.
- B. Wireless link can be used to play back a locally stored event on the recorder or store the media to a remote location such as secure Cloud storage.
- C. FCC Type acceptable under 47 CFR Part 15 (relating to radio frequency devices).

The State Police, under the authority of 18 Pa.C.S. § 5706(b)(4), has approved for use, until the next comprehensive list is published, subject to interim amendment, the following list of approved non-vehicle-mounted mobile video recording systems which meet the minimum equipment standards in this notice.

AXON Body Mobile Video Recorder, TASER, Scottsdale, AZ

AXON Flex Mobile Video Recorder, TASER, Scottsdale, AZ
 FIRST Vu, Digital Ally, Lenexa, KS
 FIRST Vu HD, Digital Ally, Lenexa, KS
 LE 3 Mobile Video Recorder, VIEVU, Seattle, WA
 BODYCAM BC-100, PRO-VISION, Byron Center, MI
 Prima Facie, Safety Vision LLC, Houston, TX
 VISTA, Watchguard Video, Allen, TX
 CopTrax SmartGLASS, CopTrax, Plano, TX
 WOLFCOM Vision, WOLFCOM Enterprises, Hollywood, CA
 Moto e4 plus smartphone with Equature Nomad 4.5 software, Equature, Southfield, MI
 Sonim XP8 smartphone with Equature Nomad 4.5 software, Equature, Southfield, MI
 Atom smartphone with Equature Nomad 4.5 software, Equature, Southfield, MI
 Prestige II, SENTIAL CAMERA SYSTEMS, Elkins Park, PA
 Protector II, SENTIAL CAMERA SYSTEMS, Elkins Park, PA
 Eyewitness HD, Kustom Signals, Lenexa, KS
 Eyewitness Vantage, Kustom Signals, Lenexa, KS

Conducted Electrical Weapons with integrated Mobile Video Recording Systems

Notwithstanding any other standards or requirements contained in this notice, conducted electrical weapons equipped with integrated mobile video recording systems are only required to meet the following minimum specifications:

- A. Be capable of recording audio and video simultaneously, but may also provide the user with the option to record video only or audio only.
- B. Be capable of having the audio video recording extracted from the conducted electrical weapon by means of downloading or by the removal of a media storage device.

Nothing in this notice prohibits the authorized use of a mobile video recording system that is not specifically identified if the mobile video recording system otherwise meets the equipment standards in this notice. Moreover, mobile video recording systems that are not activated to record oral communications or do not have an oral recording capability need not meet the equipment standards in this notice. Manufacturers may submit equipment to be added to the list by contacting the State Police, Bureau of Patrol (Bureau). New units must be in full commercial production. No prototype models will be considered. Proof of current sales and delivery of the specified equipment over the past 6 months must be provided, in writing, referencing current customers with contacts and phone numbers for verification. When requested by the Bureau, the manufacturer/bidder must furnish a complete working system installed in a vehicle for inspection within 30 days.

Comments, suggestions or questions should be directed to the State Police, Bureau of Patrol, Department Headquarters, 1800 Elmerton Avenue, Harrisburg, PA 17110.

LIEUTENANT COLONEL ROBERT EVANCHICK,
Acting Commissioner

[Pa.B. Doc. No. 19-810. Filed for public inspection May 24, 2019, 9:00 a.m.]

SUSQUEHANNA RIVER BASIN COMMISSION

Commission Meeting

The Susquehanna River Basin Commission (Commission) will hold its regular business meeting on June 14, 2019, at 9 a.m. at the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110. Details concerning the matters to be addressed at the business meeting are contained in the Supplementary Information section of this notice. The Commission also published a document at 84 FR 14712 (April 11, 2019), concerning its public hearing on May 9, 2019, in Harrisburg, PA.

For further information contact Jason E. Oyler, General Counsel and Secretary, (717) 238-0423, fax (717) 238-2436.

Supplementary Information

The business meeting will include actions or presentations on the following items: (1) informational presentation of interest to the middle Susquehanna River region; (2) expense budget for Fiscal Year (FY) 2021; (3) member allocation for FY 2021; (4) ratification/approval of contracts/grants; (5) emergency certificate extensions; (6) a report on delegated settlements; (7) the proposed water resources program for FY 2019—2021; and (8) Regulatory Program projects.

This agenda is complete at the time of issuance, but other items may be added, and some stricken without further notice. The list of an item on the agenda does not necessarily mean that the Commission will take final action on it at this meeting. When the Commission does take final action, notice of these actions will be published in the *Federal Register* after the meeting. Any actions specific to projects will also be provided in writing directly to project sponsors.

Regulatory Program projects listed for Commission action were those that were the subject of public hearings conducted by the Commission on May 9, 2019, and identified in the notices for the hearings, which was published at 84 FR 14712.

The public is invited to attend the Commission's business meeting. Comments on the Regulatory Program projects were subject to a deadline of May 20, 2019. 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 www.srbc.net/about/meetings-events/business-meeting.html. The comments are due to the Commission on or before June 10, 2019. 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, 2019

ANDREW D. DEHOFF,
Executive Director

[Pa.B. Doc. No. 19-811. Filed for public inspection May 24, 2019, 9:00 a.m.]

SUSQUEHANNA RIVER BASIN COMMISSION

Projects Approved for Consumptive Uses of Water

The Susquehanna River Basin Commission (Commission) approved by rule the following list of projects from April 1, 2019, through April 30, 2019.

For further information contact Jason E. Oyler, General Counsel and Secretary, (717) 238-0423, Ext. 1312, fax (717) 238-2436, joyler@srbc.net. Regular mail inquiries may be sent to the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788.

Supplementary Information

This notice lists the projects, described as follows, receiving approval for the consumptive use of water under the Commission's approval by rule process in 18 CFR 806.22(e) and (f) (relating to standards for consumptive uses of water) for the time period previously specified:

Approvals by Rule Issued Under 18 CFR 806.22(e):

1. Sunoco Pipeline, L.P.; ABR-201904002; Shirley Township, Huntingdon County, PA; Consumptive Use of Up to 0.200 mgd; Approval Date: April 29, 2019.

2. Sunoco Pipeline, L.P.; ABR-201904003; Woodbury Township, Blair County, PA; Consumptive Use of Up to 0.200 mgd; Approval Date: April 29, 2019.

Approvals by Rule Issued Under 18 CFR 806.22(f):

1. Pennsylvania General Energy Company, LLC; Pad ID: SGL 75 Pad F, ABR-201403005.R1; McHenry Township, Lycoming County, PA; Consumptive Use of Up to 3.0000 mgd; Approval Date: April 1, 2019.

2. Chesapeake Appalachia, LLC; Pad ID: TA, ABR-201403011.R1; Colley Township, Sullivan County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: April 1, 2019.

3. Chesapeake Appalachia, LLC; Pad ID: Garrison, ABR-201403012.R1; Washington Township, Wyoming County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: April 1, 2019.

4. Chief Oil & Gas, LLC; Pad ID: Herbert Drilling Pad, ABR-201404001.R1; Harford and Lenox Townships, Susquehanna County, PA; Consumptive Use of Up to 2.5000 mgd; Approval Date: April 16, 2019.

5. JKLM Energy, LLC; Pad ID: Greisemer 171, ABR-201904001; Hector Township, Potter County, PA; Consumptive Use of Up to 3.0000 mgd; Approval Date: April 22, 2019.

6. Chief Oil & Gas, LLC; Pad ID: I. Harvey Drilling Pad, ABR-201404006.R1; Elkland Township, Sullivan County, PA; Consumptive Use of Up to 2.5000 mgd; Approval Date: April 29, 2019.

7. Pennsylvania General Energy Company, LLC; Pad ID: SGL 75 Pad A, ABR-201404007.R1; McHenry Township, Lycoming County, PA; Consumptive Use of Up to 3.0000 mgd; Approval Date: April 29, 2019.

Authority: Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18
CFR Parts 806—808

Dated: May 10, 2019

ANDREW D. DEHOFF,
Executive Director

[Pa.B. Doc. No. 19-812. Filed for public inspection May 24, 2019, 9:00 a.m.]
