

# NOTICES

## 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 September 3, 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, Bank Supervision or Credit Union and Trust Supervision (as applicable), 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, for banks (717) 783-8240 and for credit unions and trust companies (717) 783-2253. Photocopies of the nonconfidential portions of the applications may be requested consistent with the Department's Right-to-Know Law Records Request policy.

#### BANKING INSTITUTIONS

##### Section 112 Acquisitions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
07-26-2019	Andrew S. Samuel Dillsburg York County  Application for approval to acquire 10% or more of the common stock of LINKBANCORP, Inc., Camp Hill.  Application amended to include additional applicants Alexandria Hart, Shane Sinclair and Beulha Sigamony, Dillsburg, York County, for approval to acquire 10% or more of the common stock of LINKBANCORP, Inc., Camp Hill.	Filed (Revised)

##### Holding Company Acquisitions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
09-03-2019	S & T Bancorp, Inc. Indiana Indiana County  Application for approval to acquire 100% of DNB Financial Corporation, Downingtown, PA, and thereby indirectly acquire 100% of DNB First, National Association, Downingtown, PA.	Approved

##### Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
09-03-2019	S & T Bank Indiana Indiana County  Application for approval to merge DNB First, National Association, Downingtown, PA, with and into S & T Bank, Indiana, PA.	Approved

#### Branch Applications

##### De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
08-19-2019	Centric Bank Harrisburg Dauphin County	80 Lancaster Avenue Devon Chester County (Temporary Branch)	Opened
08-27-2019	QNB Bank Quakertown Bucks County	535 North 19th Street Allentown Lehigh County	Opened
08-29-2019	Mid Penn Bank Millersburg Dauphin County	1213 North Church Street Hazle Township Luzerne County	Approved
09-04-2019	Somerset Trust Company Somerset Somerset County	100 Quaker Church Road Perryopolis Fayette County	Approved

**Branch Relocations**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
08-27-2019	Investment Savings Bank Altoona Blair County	<i>To:</i> 900 South 16th Street Altoona Blair County  <i>From:</i> 1201 8th Avenue Altoona Blair County	Filed

**CREDIT UNIONS**

No activity.

The Department's web site at [www.dobs.pa.gov](http://www.dobs.pa.gov) includes public notices for more recently filed applications.

ROBIN L. WIESSMANN,  
*Secretary*

[Pa.B. Doc. No. 19-1385. Filed for public inspection September 13, 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 &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0065439 (Storm Water)	Belyea Company Inc. Palmer Facility 2200 Northwood Avenue Easton, PA 18045	Northampton County Palmer Township	Bushkill Creek (HQ-CWF, MF) (1-F)	Yes
PAS202210 (Storm Water)	Silberline Manufacturing Co. Tidewood Facility 36 Progress Ave Tamaqua, PA 18252	Schuylkill County Rush Township	Unnamed Tributary of Nesquehoning Creek (HQ-CWF, MF) (2-B)	Yes
PAS202211 (Storm Water)	Silberline Manufacturing Co. Hometown Facility 130 Lincoln Drive Tamaqua, PA 18252	Schuylkill County Rush Township	Unnamed Tributary to Nesquehoning Creek (HQ-CWF, MF) (2-B)	Yes
PA0275620 (Stormwater)	Morgan Advanced Materials— Diamonex 7331 William Avenue Allentown, PA 18106	Lehigh County Upper Macungie Township	Iron Run (HQ-CWF, MF) (2-C)	Yes
PA0060542 (Sewage)	Wallenpaupack Lake Estates Sewage Treatment Plant Najavd Road Lake Ariel, PA 18436-8138	Wayne County Paupack Township	Unnamed Tributary to Wallenpaupack Creek (HQ-CWF) (1-C)	No
PA0024015 (Sewage)	Cressona Borough Sewer Treatment Plant 58 South Sillyman Street, Rear Cressona, PA 17929-1117	Schuylkill County Cressona Borough	Beaver Creek (CWF) (3-A)	Yes
PAS232208 (Storm Water)	Carpenter Fogelsville Eps Plant 5016 Monument Avenue Richmond, VA 23230	Lehigh County Upper Macungie Township	Iron Run (HQ-CWF) (2-C)	Yes
PAS212221 (Storm Water)	Masters RMC, Inc. Starlight Plant 2662 Crosstown HWY Starlight, PA 18461	Wayne County Buckingham Township	Unnamed Tributary to Shehawken Creek (HQ-CWF, MF) (1-A)	Yes
PA0061328 (Sewage)	Plum Creek Municipal Authority STP 686 Berne Drive Auburn, PA 17922-9092	Schuylkill County South Manheim Township	Plum Creek (CWF) (3-A)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0080586 (IW)	Morton Buildings, Inc. 3370 York Road Gettysburg, PA 17325-8258	Adams County/ Straban Township	Swift Run/7-F	Y
PA0031950 (SEW)	Little Buffalo State Park 1579 State Park Road Newport, PA 17074-9428	Perry County/ Juniata Township	Little Buffalo Creek/12-B	Y

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0081345 (SEW)	Grier Foundation Grier School 2522 Grier School Road P.O. Box 308 Tyrone, PA 16686-0308	Huntingdon County/ Warriors Mark Township	Little Juniata River/11-A	Y
PA0085871 (IW)	Mount Joy Borough Authority P.O. Box 25 Mount Joy, PA 17552	Lancaster County/ East Donegal Township	UNT Donegal Creek/7-G	Y
PA0084123 (SEW)	Penn Twp Muni Auth—Kinkora 100 Municipal Bldg Rear Duncannon, PA 17020	Perry County/ Penn Township	Cove Creek/7-A	Y
PA0084701 (SEW)	Penn Twp Muni Auth—Cove 100 Municipal Bldg Rear Duncannon, PA 17020	Perry County/ Penn Township	UNT Susquehanna River/7-A	Y
PA0080268 (SEW)	Kollas & Costoplouls Regency Woods North MHP 7099 Carlisle Pike Carlisle, PA 17015	Cumberland County/ Middlesex Twp	UNT Conodoguinet Creek/7-B	Y

*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 &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0032441 (Sewage)	Black Moshannon State Park Wastewater Treatment Plant 4216 Beaver Road Philipsburg, PA 16866-9036	Centre County Rush Township	Black Moshannon Creek (HQ-CWF) (8-D)	Yes
PA0113727 (Sewage)	Country Place MHP P.O. Box 786 Clearfield, PA 16830-0786	Clearfield County Sandy Township	Muddy Run (CWF) (17-C)	Yes
PA0209660 (Sewage)	Winburne Wastewater Treatment Plant P.O. Box 446 Winburne, PA 16879-0446	Clearfield County Cooper Township	Moshannon Creek (TSF) (8-D)	Yes
PA0229083 A-1 (Industrial)	Phoenix Resources 782 Antrim Road Wellsboro, PA 16901-8501	Tioga County Duncan Township	Unnamed Tributary to Babb Creek (CWF) (9-A)	Yes
PA0033782 (Sewage)	Timberend MHC 5567 Reseda Boulevard Suite 330 Tarzana, CA 91356-2673	Lycoming County Fairfield Township	Unnamed Tributary to Twin Run (WWF) (10-D)	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 &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PAS216105 (Storm Water)	Lehigh Cement Company Aliquippa Terminal 100 Woodlawn Road Aliquippa, PA 15001-5404	Beaver County Aliquippa City	Ohio River (WWF) (20-G)	Yes
PA0096628 (Sewage)	Hamill Manufacturing STP 500 Pleasant Valley Road Trafford, PA 15085-2701	Westmoreland County Penn Township	Lyons Run (TSF) (19-A)	Yes
PA0032212 (Sewage)	Camp Silver Lake STP 144 Silver Lake Lane Fombell, PA 16123-1230	Beaver County Marion Township	Unnamed Tributary to Connoquenessing Creek (WWF) (20-C)	Yes

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N?
PA0005053 (Industrial)	Warren Generating Station 250 Power Plant Drive Shawville, PA 16873	Warren County Conewango Township	Allegheny River (WWF) (16-B)	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.

**PA0053783**, Sewage, SIC Code 8211, **Aqua Pennsylvania Wastewater, Inc.**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010-3402. Facility Name: Penn London Elementary School STP. This existing facility is located in New London Township, **Chester County**.

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

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

The proposed effluent limits for Outfall 001 are based on a design flow of .02 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Instantaneous Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)						
Sep 1 - May 31	XXX	XXX	6.0	XXX	XXX	9.0
Jun 1 - Aug 31	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen						
Sep 1 - May 31	XXX	XXX	5.0	XXX	XXX	XXX
Jun 1 - Aug 31	XXX	XXX	5.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )						
Nov 1 - Apr 30	3.4	XXX	XXX	20.0	XXX	40
May 1 - Oct 31	1.7	XXX	XXX	10.0	XXX	20
Total Suspended Solids	1.7	XXX	XXX	10.0	XXX	20
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
Ultraviolet light transmittance (%)						
Sep 1 - May 31	XXX	XXX	Report	XXX	XXX	XXX
Jun 1 - Aug 31	XXX	XXX	Report	XXX	XXX	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen	1.7	XXX	XXX	10.0	XXX	20
Ammonia-Nitrogen						
Nov 1 - Apr 30	1.5	XXX	XXX	9.0	XXX	18
May 1 - Oct 31	0.5	XXX	XXX	3.0	XXX	6
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	0.3	XXX	XXX	2.0	XXX	4

The proposed effluent limits for Outfall 002 are based on a design flow of .009 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly	Average Quarterly	Minimum	
Flow (MGD)	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	Report	XXX	Report
Dissolved Oxygen	XXX	XXX	Inst Min	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	Report	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	XXX
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	Report	XXX

<i>Mass Units (lbs/day)</i> <i>Parameters</i>	<i>Concentrations (mg/L)</i>			<i>Average</i> <i>Quarterly</i>	<i>Maximum</i>	<i>Instant.</i> <i>Maximum</i>
	<i>Average</i> <i>Monthly</i>	<i>Average</i> <i>Weekly</i>	<i>Minimum</i>			
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX

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

I. Other Requirements

- A. No Stormwater
- B. Acquire Necessary Property Rights
- C. Sludge Disposal Requirement
- D. Abandon STP when Municipal Sewers Available
- E. Total Residual Chlorine Requirement
- F. Dry Stream Discharge
- G. Remedial Measures if Unsatisfactory Effluent
- H. Twice per Month Sampling
- I. WQM Permit if WWTP Upgrades

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.

**PA0050911**, Sewage, SIC Code 4952, 8211, **Upper Perkiomen School District**, 2229 E Buck Road, Suite 2, Pennsburg, PA 18073-2341. Facility Name: Marlborough Elementary School STP. This existing facility is located in Marlborough Township, **Montgomery 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), Perkiomen Creek (TSF, MF), is located in State Water Plan watershed 3-E and is classified for Migratory Fishes and Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .00425 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>Instant.</i> <i>Maximum</i>
	<i>Average</i> <i>Monthly</i>	<i>Average</i> <i>Weekly</i>	<i>Instantaneous</i> <i>Minimum</i>	<i>Average</i> <i>Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)						
Sep 1 - May 31	XXX	XXX	6.0	XXX	XXX	9.0
Jun 1 - Aug 31	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen						
Sep 1 - May 31	XXX	XXX	5.0	XXX	XXX	XXX
Jun 1 - Aug 31	XXX	XXX	5.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	25	XXX	50
Biochemical Oxygen Demand (BOD <sub>5</sub> )						
Raw Sewage Influent	XXX	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Total Suspended Solids Raw Sewage Influent	XXX	XXX	XXX	Report	XXX	XXX
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ultraviolet light intensity (mW/cm <sup>2</sup> )						
Sep 1 - May 31	XXX	XXX	Report	XXX	XXX	XXX
Jun 1 - Aug 31	XXX	XXX	Report	XXX	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	4.0	XXX	8
Total Phosphorus	0.017	XXX	XXX	0.5	XXX	1

Sludge use and disposal description and location(s): Liquid sludge hauled off-site to Pottstown Sewage Treatment Facility (Permit # PA0026786) for incineration/land application by McGovern Environmental.

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

I. Other Requirements

- A. No Stormwater to Sewer
- B. Necessary Property Rights
- C. Proper Sludge Disposal
- D. Abandon STP when Public Sewer Become Available
- E. Total Residual Chlorine Requirement
- F. Notification of Designated Operator
- G. Operation and Maintenance Plan

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.

**PA0245046**, Industrial, SIC Code 9711, **Horsham Air Guard Station**, 1120 Fairchild Street, Horsham, PA 19044-5236. Facility Name: Horsham Air Guard Station. This proposed facility is located in Horsham Township, **Montgomery County**.

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

The receiving stream(s), Unnamed Tributary to Park Creek (WWF, MF), is located in State Water Plan watershed 2-F and is classified for Migratory Fishes and Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .288 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>Daily Maximum</i>	
Total Dissolved Solids	XXX	XXX	XXX	Report Avg Qrtly	Report	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of .288 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>Daily Maximum</i>	
Flow (MGD)	Report	Report Wkly Avg	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Daily Min	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	XXX
PFOA (ug/L)	XXX	XXX	XXX	Report	Report	XXX
PFOS (ug/L)	XXX	XXX	XXX	Report	Report	XXX
Total PFOA and PFOS (ug/L)	XXX	XXX	XXX	0.07	XXX	0.175

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>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 Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>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>	
PFOA (ug/L)	XXX	XXX	XXX	Report	Report	XXX
PFOS (ug/L)	XXX	XXX	XXX	Report	Report	XXX
Total PFOA and PFOS (ug/L)	XXX	XXX	XXX	0.07	XXX	0.175

The proposed effluent limits for Outfall 201 are based on a design flow of 0.0 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>Daily Maximum</i>	
PFOA (ug/L)						
Internal Monitoring Point	XXX	XXX	XXX	Report	Report	XXX
PFOS (ug/L)						
Internal Monitoring Point	XXX	XXX	XXX	Report	Report	XXX
Total PFOA and PFOS (ug/L)						
Internal Monitoring Point	XXX	XXX	XXX	Report	Report	XXX

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

- Permit may be revoked or modified to conform with applicable ELG(s)
- Development of a treatment facility O&M plan
- Obtain a WQM permit
- Requirements applicable to Stormwater Outfalls
- Requirement to divert flows from IMP201 to the future treatment plant

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.

**PA0058190**, Sewage, SIC Code 8811, **Brenda Phelan**, 191 Hill Road, Green Lane, PA 18054-2415. Facility Name: Phelan SRSTP. This existing facility is located in Salford Township, **Montgomery County**.

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

The receiving stream(s), Unnamed Tributary to Unami Creek (HQ-TSF), is located in State Water Plan watershed 3-E and is classified for High Quality Waters—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 .0004 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>Annual Average</i>	<i>Maximum</i>	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	InstMin 6.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	InstMin 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
Nitrate-Nitrite as N	XXX	XXX	XXX	10.0	XXX	20
Ammonia-Nitrogen						
Nov 1 - Apr 30	XXX	XXX	XXX	3.0	XXX	6
May 1 - Oct 31	XXX	XXX	XXX	1.5	XXX	3

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

- AMR Submission
- DMR Submission
- Annual Measuring
- Septic Tank Pumping
- No stormwater
- Property Rights
- Proper Sludge Disposal
- Act 537 and Abandoning STP

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.



**PA0021741**, Sewage, SIC Code 4952, **Dublin Borough Authority Bucks County**, 119 Maple Avenue, Dublin, PA 18917-2403. Facility Name: Dublin Borough STP. This existing facility is located in Bedminster Township, **Bucks 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), Deep Run (WWF, MF), is located in State Water Plan watershed 2-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 .5 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	6.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.02	XXX	0.05
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )						
Nov 1 - Apr 30	104	156	XXX	25	40	50
May 1 - Oct 31	85	125	XXX	20	30	40
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Biochemical Oxygen Demand (BOD <sub>5</sub> )						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	125	190	XXX	30	45	60
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
Total Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	16	XXX	XXX	3.9	XXX	7.8
May 1 - Oct 31	5.5	XXX	XXX	1.3	XXX	2.6
Total Phosphorus	4.2	XXX	XXX	1.0	XXX	2
Copper, Total	XXX	XXX	XXX	0.017	0.026	0.034
					Daily Max	
Hardness, Total (as CaCO <sub>3</sub> )	XXX	XXX	XXX	Report	XXX	XXX

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

- No Stormwater in Sewers
- Obtain Necessary Property Rights
- Proper Sludge Disposal
- Chlorine Minimization
- Small Stream Discharge
- Notification of Designated Operator
- Special Protection Water Requirements

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.

**PA0244996**, Storm Water, SIC Code 3273, **Universal Concrete Products Corporation**, 400 Old Reading Pike, Suite 100, Stowe, PA 19464-3781. Facility Name: Universal Concrete Products. This proposed facility is located in West Pottsgrove Township, **Montgomery County**.

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

The receiving stream(s), Schuylkill River, is located in State Water Plan watershed 3-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 0 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 Quarterly</i>	<i>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	50.0	100.0	100
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 002 are based on a design flow of 0 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 Quarterly</i>	<i>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	50.0	100.0	100
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX

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

- I. Stormwater Outfalls and Authorized Non-Stormwater Discharges
- II. Best Management Practices (BMPs)
- III. Routine Inspections
- IV. Preparedness, Prevention, and Contingency (PPC) Plan
- V. Stormwater Monitoring Requirements
- VI. Other Requirements
  - A. Acquire Necessary Property Rights
  - B. Sludge Disposal Requirement
  - C. BMPs to Control TSS and pH
  - D. Remedial Measures if Public Nuisance
  - E. 10-year, 24-Hour Rainfall Event Definition

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.

**PA0056421**, Sewage, SIC Code 4952, **Warwick Township Water & Sewer Authority**, P.O. Box 315, 1733 Township Greene, Jamison, PA 18929-0315. Facility Name: Country Crossing STP. This existing facility is located in Warwick Township, **Bucks County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated sewage. Permittee can discharge through Outfall 001 to an Unnamed tributary to Little Neshaminy Creek or, for irrigation purposes, through Outfall 002 to a storage pond with overflow to Little Neshaminy Creek.

The receiving streams, Little Neshaminy Creek (WWF, MF) and Unnamed Tributary to Little Neshaminy Creek (WWF, MF), are located in State Water Plan watershed 2-F and is classified for Migratory Fishes and Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfalls 001 and 002 are based on a design flow of .32 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 Phosphorus (Total Load, lbs)	XXX	487 Total Annual	XXX	XXX	XXX	XXX

The proposed effluent limits for Outfalls 001 and 002 are based on a design flow of .32 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Daily Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX Daily Max	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min 5.0	Report	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> ) Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> ) Biochemical Oxygen Demand (BOD <sub>5</sub> ) Raw Sewage Influent	53	80	XXX	20	30	40
Total Suspended Solids Total Suspended Solids Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Fecal Coliform (No./100 ml) Oct 1 - Apr 30	XXX	XXX	XXX	200	XXX	1,000*
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean 200	XXX	1,000
Ultraviolet light intensity (mW/cm <sup>2</sup> )	XXX	XXX	Report	Geo Mean XXX	XXX	XXX
Nitrate-Nitrite as N Jul 1 - Oct 31	24.0	XXX	XXX	9.0	XXX	18
Total Nitrogen Ammonia-Nitrogen Nov 1 - Mar 31	Report	XXX	XXX	Report	XXX	XXX
Apr 1 - Oct 31	16.0	XXX	XXX	6.0	XXX	12
Total Phosphorus	5.3	XXX	XXX	2.0	XXX	4
	Report	XXX	XXX	0.6	XXX	1.2

\*Shall not exceed in more than 10% of samples.

Sludge use and disposal description and location: hauling away the sludge to other POTWs.

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

- A. No Stormwater to Sanitary Sewers
- B. Acquire Necessary Property Rights
- C. Proper Sludge Disposal
- D. Operator Notification
- E. Discharge through Outfalls 001 and 002
- F. Annual Load Calculation
- G. Fecal Coliform Reporting
- H. Operations and Maintenance plan
- I. Solids Management

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.

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

**PA0276201**, Storm Water, SIC Code 2653, **Pratt Industries, Inc.**, Suite 100, Lower Macungie, PA 18062. Facility Name: Pratt (Allentown Corrugating) LLC. This proposed facility is located in Lower Macungie Township, **Lehigh County**.

Description of Proposed Activity: The application is for a new NPDES permit for a new discharge of industrial stormwater.

The receiving stream(s), Swabia Creek, is located in State Water Plan watershed 2-C and is classified for High Quality—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 (stormwater) are:

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Average Monthly	Maximum	
pH (S.U.)	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	120	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	100	XXX

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

- Stormwater Outfalls and Authorized Non-Stormwater Discharges
- Best Management Practices
- Routine Inspections
- Preparedness, Prevention, and Contingency (PPC) Plan
- Stormwater Monitoring Requirements

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-826-5472.

The EPA Waiver is in effect.

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

**PA0024147**, Sewage, SIC Code 4952, **Cumberland Township Authority**, 1370 Fairfield Road, Gettysburg, PA 17325-7267. Facility Name: Cumberland Township South STP. This existing facility is located in Cumberland Township, **Adams County**.

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

The receiving stream(s), Willoughby Run (WWF), is located in State Water Plan watershed 13-D and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .65 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	5.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	54.0	81.0	XXX	10.0	15.0	20
Biochemical Oxygen Demand (BOD <sub>5</sub> )						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids	54.0	81.0	XXX	10.0	15.0	20
Total Suspended Solids Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ultraviolet light transmittance (%)	XXX	XXX	Report	XXX	XXX	XXX
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						
Nov 1 - Apr 30	12.0	XXX	XXX	6.0	XXX	12
May 1 - Oct 31	11.0	XXX	XXX	2.0	XXX	4

<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>	
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					

The proposed monitoring requirements and effluent limits for implementation of Pennsylvania's Chesapeake Bay Watershed Implementation Plan are as follows for Outfall 001.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Monthly</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Monthly</i>	<i>Annual</i>		<i>Monthly Average</i>	<i>Maximum</i>	
Total Nitrogen (Total Load, lbs)						
(lbs)						
Effluent Net	XXX	11,872	XXX	XXX	XXX	XXX
		Total Annual				
Total Nitrogen (Total Load, lbs)	XXX	Report	XXX	XXX	XXX	XXX
(lbs)		Total Annual				
Ammonia-Nitrogen (Total Load, lbs)	XXX	Report	XXX	XXX	XXX	XXX
(lbs)		Total Annual				
Total Phosphorus (Total Load, lbs)	XXX	Report	XXX	XXX	XXX	XXX
(lbs)		Total Annual				
Total Phosphorus (Total Load, lbs)						
(lbs)						
Effluent Net	XXX	1,583	XXX	XXX	XXX	XXX
		Total Annual				

\* This permit contains conditions which authorize the permittee to apply nutrient reduction credits to meet the Net Total Nitrogen and the Net Total Phosphorus effluent mass limits, under the Department's Chapter 96 regulations. The condition includes the requirement to report the application of these credits in Supplemental Discharge Monitoring Reports (DMRs) submitted to the Department.

Sludge use and disposal description and location(s): Sludge is treated and then land applied under the NPDES Permit No. PAG083524.

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

The EPA Waiver is not in effect.

**PA0024139**, Sewage, SIC Code 4952, **Cumberland Township Authority**, 1370 Fairfield Road, Gettysburg, PA 17325-7267. Facility Name: Cumberland Township North STP. This existing facility is located in Cumberland Township, **Adams County**.

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

The receiving stream(s), Rock Creek (WWF), is located in State Water Plan watershed 13-D and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .5 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	XXX	XXX	XXX	XXX
		Daily Max				
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 <sub>5</sub> )						
Nov 1 - Apr 30	60.0	90.0	XXX	15.0	22.0	30
May 1 - Oct 31	20.0	29.0	XXX	5.0	7.5	10

Parameters	Mass Units (lbs/day)		Instantaneous Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Biochemical Oxygen Demand (BOD <sub>5</sub> ) 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	125	185.0	XXX	30.0	45.0	XXX
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ultraviolet light transmittance (%)	XXX	XXX	Report	XXX	XXX	XXX
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						
Nov 1 - Apr 30	18.0	XXX	XXX	4.5	XXX	9
May 1 - Oct 31	6.0	XXX	XXX	1.5	XXX	3
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	8.0	XXX	XXX	2.0	XXX	4
Total Phosphorus (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Copper, Total	XXX	XXX	XXX	Report	Report Daily Max	XXX
Hardness, Total (as CaCO <sub>3</sub> )	XXX	XXX	XXX	Report	Report Daily Max	XXX

The proposed monitoring requirements and effluent limits for implementation of Pennsylvania's Chesapeake Bay Watershed Implementation Plan are as follows for Outfall 001.—Limits.

Parameters	Mass Units (lbs/day)		Monthly	Concentrations (mg/L)		Instant. Maximum
	Monthly	Annual		Monthly Average	Maximum	
Total Nitrogen (Total Load, lbs) (lbs)						
Effluent Net	XXX	9,132	XXX	XXX	XXX	XXX
		Total Annual				
Total Nitrogen (Total Load, lbs) (lbs)	XXX	Report	XXX	XXX	XXX	XXX
		Total Annual				
Ammonia-Nitrogen (Total Load, lbs) (lbs)	XXX	Report	XXX	XXX	XXX	XXX
		Total Annual				
Total Phosphorus (Total Load, lbs) (lbs)	XXX	Report	XXX	XXX	XXX	XXX
		Total Annual				
Effluent Net	XXX	1,218	XXX	XXX	XXX	XXX
		Total Annual				

\* This permit contains conditions which authorize the permittee to apply nutrient reduction credits to meet the Net Total Nitrogen and the Net Total Phosphorus effluent mass limits, under the Department's Chapter 96 regulations. The condition includes the requirement to report the application of these credits in Supplemental Discharge Monitoring Reports (DMRs) submitted to the Department.

Sludge use and disposal description and location(s): Sludge is treated and sent to Cumberland Township South STP (PA0024147).

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

The EPA Waiver is not in effect.

**PA0026646**, Sewage, SIC Code 4952, **Antietam Valley Municipal Authority Berks County**, 502 Butter Lane, Reading, PA 19606-1604. Facility Name: Antietam Valley STP. This existing facility is located in Saint Lawrence 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), Antietam Creek (CWF) and Unnamed Tributary to Antietam 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 1.225 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Total Dissolved Solids	XXX	Report Daily Max	XXX	1,000.0 Daily Max	XXX	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 1.225 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 InstMin	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0 InstMin	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.21	XXX	0.68
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	255	383	XXX	25.0	40.0	50
Biochemical Oxygen Demand (BOD <sub>5</sub> )						
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	306	460	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
Total Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	77.0	XXX	XXX	7.5	XXX	15
May 1 - Oct 31	26.0	XXX	XXX	2.5	XXX	5
Total Phosphorus	Report	XXX	XXX	Report	XXX	XXX
Copper, Total (ug/L)	Report	XXX	XXX	Report	XXX	Report
Cyanide, Free (ug/L)	Report	XXX	XXX	Report	XXX	Report
Lead, Total (ug/L)	Report	XXX	XXX	Report	XXX	Report
Dibromochloromethane (ug/L)	Report	XXX	XXX	Report	XXX	Report

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 not in effect.

**PA0088439**, Sewage, SIC Code 6515, **School House Village Wastewater Division**, 221 School House Road, Harrisonville, PA 17228. Facility Name: School House Village. This existing facility is located in Licking Creek Township, **Fulton 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), Sindeldecker Branch (CWF), is located in State Water Plan watershed 13-B 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 .01 MGD.—Interim 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	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX Daily Max	6.0	XXX	9.0	XXX
Dissolved Oxygen	XXX	XXX	DailyMin 5.0	XXX	DailyMax XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	25.0	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30.0	XXX	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
Ammonia-Nitrogen	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of .01 MGD.—Final 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	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX Daily Max	6.0	XXX	9.0	XXX
Dissolved Oxygen	XXX	XXX	Daily Min 5.0	XXX	Daily Max XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	25.0	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30.0	XXX	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
Ammonia-Nitrogen						
Nov 1 - Apr 30	XXX	XXX	XXX	Report	XXX	XXX
May 1 - Oct 31	XXX	XXX	XXX	15.0	XXX	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of .01 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>	
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N (Total Load, lbs)	Report	XXX	XXX	Avg Qrtly XXX	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen (Total Load, lbs)	Report	XXX	XXX	Avg Qrtly XXX	XXX	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen (Total Load, lbs)	Report	XXX	XXX	Avg Qrtly XXX	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen (Total Load, lbs)	Report	XXX	XXX	Avg Qrtly XXX	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus (Total Load, lbs)	Report	XXX	XXX	Avg Qrtly XXX	XXX	XXX



The proposed effluent limits for Outfall 001 are based on a design flow of .01 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>	
Total Nitrogen (Total Load, lbs) (lbs)	XXX	Report Total Annual	XXX	XXX	XXX	XXX
Ammonia-Nitrogen (Total Load, lbs) (lbs)	XXX	Report Total Annual	XXX	XXX	XXX	XXX
Total Phosphorus (Total Load, lbs) (lbs)	XXX	Report Total Annual	XXX	XXX	XXX	XXX

Sludge use and disposal description and location(s): Liquid biosolids are hauled-off from site by County Septic.

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

- Solids management for non-lagoon system, chlorine optimization, notification of designation of responsible operator.

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.

**PA0088749**, Sewage, SIC Code 4952, **Gettysburg Municipal Authority**, P.O. Box 3307, Gettysburg, PA 17325-0307. Facility Name: Hunterstown STP. This existing facility is located in Straban Township, **Adams County**.

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

The receiving stream(s), Beaverdam Creek (WWF), is located in State Water Plan watershed 7-F and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .232 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>	
Total Suspended Solids (Total Load, lbs) (lbs)	XXX	21,186.94 Total Annual	XXX	XXX	XXX	XXX
Total Nitrogen (Total Load, lbs) (lbs)	XXX	Report Total Annual	XXX	XXX	XXX	XXX
Total Phosphorus (Total Load, lbs) (lbs)	XXX	Report Total Annual	XXX	XXX	XXX	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of .232 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 <sub>5</sub> )						
Nov 1 - Apr 30	48.0	77.0	XXX	25.0	40.0	50
May 1 - Oct 31	29.0	43.0	XXX	15.0	22.0	30
Biochemical Oxygen Demand (BOD <sub>5</sub> )						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids	58.0	87.0	XXX	30.0	45.0	60
Total Suspended Solids						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean 200	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean XXX	XXX	1,000
Ultraviolet light intensity (mW/cm <sup>2</sup> )	XXX	XXX	Report	XXX	XXX	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX

<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>	
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						
Nov 1 - Apr 30	8.7	XXX	XXX	4.5	XXX	9
May 1 - Oct 31	2.9	XXX	XXX	1.5	XXX	3
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	3.9	XXX	XXX	2.0	XXX	4
Total Phosphorus (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX

Sludge use and disposal description and location(s): Sludge is transported to the Gettysburg WWTP for ultimate treatment/disposal.

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.

**PA0088757**, Industrial, SIC Code 4941, **Mount Union Municipal Authority Huntingdon County**, 9 W Market Street, Mount Union, PA 17066-1233. Facility Name: Mt Union Singers Gap WTP. This existing facility is located in Shirley Township, **Huntingdon County**.

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

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

The proposed effluent limits for Outfall 001 are based on a design flow of .060 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
			Inst Min			
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.27	XXX	0.88
Total Suspended Solids	Report	Report	XXX	30	60	75
Aluminum, Total	Report	Report	XXX	1.0	2.0	2.5
Iron, Total	Report	Report	XXX	2.0	4.0	5
Manganese, Total	Report	Report	XXX	1.0	2.0	2.5
Zinc, Total	Report	Report	XXX	Report	Report	XXX
Hardness, Total (as CaCO <sub>3</sub> )	XXX	XXX	XXX	Report	Report	XXX
Intake	XXX	XXX	XXX	Report	Report	XXX

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

The EPA Waiver is in effect.

**PA0021776**, Sewage, SIC Code 4952, **Fairfield Municipal Authority Adams County**, P.O. Box 705, Fairfield, PA 17320-0705. Facility Name: Fairfield STP. This existing facility is located in Fairfield Borough, **Adams County**.

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

The receiving stream(s), Spring Run (CWF), is located in State Water Plan watershed 13-D and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .3 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Daily Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX Daily Max	6.0 Inst Min	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	63	100	XXX	25.0	40.0	50
Biochemical Oxygen Demand (BOD <sub>5</sub> ) Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids	75	113	XXX	30.0	45.0	60
Total Suspended Solids Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ultraviolet light intensity (mW/cm <sup>2</sup> )	XXX	XXX	Report	XXX	XXX	XXX
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	11	XXX	XXX	4.5	XXX	9
May 1 - Oct 31	3.8	XXX	XXX	1.5	XXX	3
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	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus (Total Load, lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX

The proposed monitoring requirements and effluent limits for implementation of Pennsylvania's Chesapeake Bay Watershed Implementation Plan are as follows for Outfall 001.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Monthly</i>	<i>Annual</i>	<i>Monthly</i>	<i>Monthly Average</i>	<i>Maximum</i>	
Total Nitrogen (Total Load, lbs)						
Effluent Net	XXX	7,306	XXX	XXX	XXX	XXX
		Total Annual				
Total Nitrogen (Total Load, lbs)	XXX	Report	XXX	XXX	XXX	XXX
		Total Annual				
Ammonia-Nitrogen (Total Load, lbs)	XXX	Report	XXX	XXX	XXX	XXX
		Total Annual				
Total Phosphorus (Total Load, lbs)	XXX	Report	XXX	XXX	XXX	XXX
		Total Annual				
Total Phosphorus (Total Load, lbs)						
Effluent Net	XXX	974	XXX	XXX	XXX	XXX
		Total Annual				

\* This permit contains conditions which authorize the permittee to apply nutrient reduction credits to meet the Net Total Nitrogen and the Net Total Phosphorus effluent mass limits, under the Department's Chapter 96 regulations. The condition includes the requirement to report the application of these credits in Supplemental Discharge Monitoring Reports (DMRs) submitted to the Department.

Sludge use and disposal description and location(s): Sludge is treated and then hauled off site to another WWTP operated by the City of Harrisburg.

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.

**PA0248231**, Sewage, SIC Code 8661, **Otterbein United Meth Church Duncannon**, 327 Newport Road, Duncannon, PA 17020-9669. Facility Name: Otterbein United Meth Church Development. This existing facility is located in Penn Township, **Perry County**.

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

The receiving stream(s), Unnamed Tributary of Little Juniata Creek (CWF, MF), is located in State Water Plan watershed 7-A and is classified for Cold Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .002 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Average Monthly	Maximum	
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	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )						
Nov 1 - Apr 30	XXX	XXX	XXX	20	XXX	40
May 1 - Oct 31	XXX	XXX	XXX	10	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10	XXX	20
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ammonia-Nitrogen						
Nov 1 - Apr 30	XXX	XXX	XXX	9.0	XXX	18
May 1 - Oct 31	XXX	XXX	XXX	3.0	XXX	6

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.

**PA0031135**, Sewage, SIC Code 4952, **Kutztown Borough Berks County**, 45 Railroad Street, Kutztown, PA 19530-1112. Facility Name: Kutztown STP. This existing facility is located in Maxatawny Township, **Berks County**.

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

The receiving stream(s), Sacony Creek (CWF (existing use)), is located in State Water Plan watershed 3-B 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 1.5 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	5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.13	XXX	0.41
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )						
Nov 1 - Apr 30	313	501	XXX	25.0	40.0	50
May 1 - Oct 31	181	273	XXX	14.5	21.8	29
Biochemical Oxygen Demand (BOD <sub>5</sub> )						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX

Parameters	Mass Units (lbs/day)		Instantaneous Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Total Suspended Solids Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids	375	563	XXX	30.0	45.0	60
Total Suspended Solids (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Dissolved Solids	Report	XXX	XXX	1,000.0	XXX	2,000
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 ( $\mu\text{w}/\text{cm}^2$ )	XXX	XXX	Report	XXX	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	135	XXX	XXX	10.8	XXX	21.6
May 1 - Oct 31	40	XXX	XXX	3.2	XXX	6.4
Total Phosphorus	Report	XXX	XXX	2.0	XXX	XXX
Total Phosphorus (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Copper, Total	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Hardness, Total (as $\text{CaCO}_3$ )	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Total Suspended Solids (Total Load, lbs) (lbs)	XXX	136,984 Total Annual	XXX	XXX	XXX	XXX
Total Phosphorus (Total Load, lbs) (lbs)	XXX	4,566 Total Annual	XXX	XXX	XXX	XXX
Toxicity, Chronic - Ceriodaphnia Reproduction (TUc)	XXX	XXX	XXX	XXX	2.0 Daily Max	XXX

Sludge use and disposal description and location(s): Off-site disposal at permitted facilities.

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

- Whole Effluent Toxicity testing with a Toxic Reduction Evaluation required if two consecutive failures
- Sludge Management record-keeping

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

The EPA Waiver is not in effect.

**PA0081574**, Sewage, SIC Code 4952, **Salisbury Township**, 5581 Old Philadelphia Pike, Gap, PA 17527-9791. Facility Name: Salisbury Township Gap STP. This existing facility is located in Salisbury Township, **Lancaster County**.

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

The receiving stream(s), Unnamed Tributary of Pequea Creek (CWF, MF), is located in State Water Plan watershed 7-K 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 .58 MGD.

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	5.0	XXX	XXX	XXX
Ultraviolet light transmittance (%)	XXX	XXX	Report	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	67	101	XXX	14	21	28

<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>	
Biochemical Oxygen Demand (BOD <sub>5</sub> )						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids	145	218	XXX	30	45	60
Total Suspended Solids Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ammonia-Nitrogen						
Nov 1 - Apr 30	29	XXX	XXX	6.0	XXX	12
May 1 - Oct 31	9.7	XXX	XXX	2.0	XXX	4.0
Total Phosphorus	9.7	XXX	XXX	2.0	XXX	4.0

<i>Parameters</i>	<i>Mass Units (lbs)</i>		<i>Minimum</i>	<i>Concentration (mg/l)</i>	
	<i>Monthly</i>	<i>Annual</i>		<i>Monthly Average</i>	<i>Instantaneous Maximum</i>
Ammonia—N	Report	Report	XXX	Report	XXX
Kjeldahl—N	Report	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX
Total Nitrogen	Report	Report	XXX	Report	XXX
Total Phosphorus	Report	Report	XXX	Report	XXX
Net Total Nitrogen	XXX	13,150	XXX	XXX	XXX
Net Total Phosphorus	XXX	1,643	XXX	XXX	XXX

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

The EPA Waiver is not in effect.

**PA0246387**, Sewage, SIC Code 7033, **Rustic Meadows Camping & Golf Resort Inc.**, 1980 Turnpike Road, Elizabethtown, PA 17022-9542. Facility Name: Rustic Meadows Campground STP. This existing facility is located in West Donegal Township, **Lancaster 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 Snitz Creek (WWF), is located in State Water Plan watershed 7-G and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .01215 MGD.

<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>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	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Ultraviolet light transmittance (%)	XXX	XXX	Report	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	10	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10	XXX	20
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

<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>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Ammonia-Nitrogen						
Nov 1 - Apr 30	XXX	XXX	XXX	9.0	XXX	18
May 1 - Oct 31	XXX	XXX	XXX	3.0	XXX	6.0
Total Nitrogen	Report	Report	XXX	Report	XXX	XXX
	Annl Avg	Total Annual		Annl Avg		
Total Phosphorus	Report	Report	XXX	Report	XXX	XXX
	Annl Avg	Total Annual		Annl Avg		

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.

**PA0008761**, Industrial, SIC Code 3296, **Armstrong World Industries, Inc.**, 1507 River Road, Marietta, PA 17547-9403. Facility Name: Armstrong World Industries. This existing facility is located in East Donegal Township, **Lancaster County**.

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

The receiving stream(s), Susquehanna River (WWF, MF), is located in State Water Plan watershed 7-G 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 .289 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>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
			Inst Min			
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	Report	Report	XXX	80	160	200
Total Suspended Solids	Report	Report	XXX	80	160	200
Total Dissolved Solids	Report	XXX	XXX	Report	Report	XXX
Sulfate, Total	Report	XXX	XXX	Report	Report	XXX
Chloride	Report	XXX	XXX	Report	Report	XXX
Bromide	Report	XXX	XXX	Report	Report	XXX

The proposed effluent limits for Outfall 002, 003, 004, 005, 006, 007, and 008 are based on a variable flowrate.

<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
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX

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

The EPA Waiver is in effect.

**PA0021865**, Sewage, SIC Code 4952, **Adamstown Borough**, 3000 North Reading Road, Adamstown, PA 19501-546. Facility Name: Adamstown STP. This existing facility is located in Adamstown Borough, **Lancaster 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), Little Muddy Creek, is located in State Water Plan watershed 7-J 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 .6 MGD.

<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
Ultraviolet light transmittance (%)	XXX	XXX	Report	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	125	200	XXX	25	40	50
Biochemical Oxygen Demand (BOD <sub>5</sub> )						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids	150	225	XXX	30	45	60
Total Suspended Solids Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	45	XXX	XXX	9.0	XXX	18
May 1 - Oct 31	15	XXX	XXX	3.0	XXX	6.0
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
Total Phosphorus	10	XXX	XXX	2.0	XXX	4.0
Copper, Total	XXX	XXX	XXX	0.035	XXX	0.087

<i>Parameters</i>	<i>Mass Units (lbs)</i>		<i>Monthly</i>	<i>Concentration (mg/l)</i>	
	<i>Monthly</i>	<i>Annual</i>		<i>Monthly Average</i>	<i>Instantaneous Maximum</i>
Ammonia—N	Report	Report	XXX	Report	XXX
Kjeldahl—N	Report	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX
Total Nitrogen	Report	Report	XXX	Report	XXX
Total Phosphorus	Report	Report	XXX	Report	XXX
Net Total Nitrogen	XXX	10,959	XXX	XXX	XXX
Net Total Phosphorus	XXX	1,461	XXX	XXX	XXX

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

The EPA Waiver is not in effect.

**PA0261840**, Sewage, SIC Code 8811, **Straka Terri**, 1440 Schoffers Road, Birdsboro, PA 19508-8607. Facility Name: Straka Residence. This existing facility is located in Exeter Township, **Berks County**.

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

The receiving stream(s), Owatin Creek (WWF), is located in State Water Plan watershed 3-D and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .0004 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>Annual Average</i>	<i>Average Weekly</i>		<i>Annual Average</i>	<i>Average Weekly</i>	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Biochemical Oxygen Demand (BOD <sub>5</sub> )	XXX	XXX	XXX	10.0	XXX	20.0
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20.0
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	XXX

Sludge use and disposal description and location(s): in accordance with State and Federal regulations, the PA Clean Streams Law, the PA Solid Waste Management Act, and the Federal Clean Water Act.



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

- Annual Maintenance Report submission with certification by a service provider.

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.

**PA0261866**, Sewage, SIC Code 8811, **Kevin & Mariola McGee**, P.O. Box 596, Birdsboro, PA 19508-0596. Facility Name: McGee Residence. This existing facility is located in Amity Township, **Berks County**.

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

The receiving stream(s), Unnamed Tributary of Monocacy Creek (WWF, MF), is located in State Water Plan watershed 3-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 .0004 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		
	<i>Annual Average</i>	<i>Average Weekly</i>	<i>Instant. Minimum</i>	<i>Annual Average</i>	<i>Average Weekly</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Biochemical Oxygen Demand (BOD <sub>5</sub> )	XXX	XXX	XXX	10.0	XXX	20.0
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20.0
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	XXX

Sludge use and disposal description and location(s):

In accordance with State and Federal regulations, the PA Clean Streams Law, the PA Solid Waste Management Act, and the Federal Clean Water Act.

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

- Annual Maintenance Report submission with certification by a service provider.

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.

**Application No. PA0260789**, Concentrated Animal Feeding Operation (CAFO), **Clark Crest Dairy (Clark Crest Dairy CAFO)**, 754 Solanco Road, Quarryville, PA 17566-9614.

Clark Crest Dairy has submitted an application for an Individual NPDES permit for a renewal and expansion of an existing CAFO known as Clark Crest Dairy CAFO, located in East Drumore Township, **Lancaster County**.

The CAFO is situated near McFarlands Run (HQ-CWF) in Watershed 7-K, which is classified for High Quality Waters—Cold Water Fishes. The CAFO is designed to maintain an animal population of approximately 1,070.75 animal equivalent units (AEUs) consisting of 680 mature cows, 20 heifers, 100 calves, and 300 finishing hogs. Manure is stored in an HDPE lined lagoon measuring 200 ft × 385 ft × 16 ft with a 5.35 million-gallon storage capacity, a 30 ft × 14 ft circular concrete tank, a 40 ft × 50 ft × 6 ft stacking pad and a 50 ft × 204 ft × 6 ft stacking pad. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 100-year, 24-hour storm event.

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

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

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

**Application No. PA0260789**, Concentrated Animal Feeding Operation (CAFO), **Clark Crest Dairy (Clark Crest Dairy CAFO)**, 754 Solanco Road, Quarryville, PA 17566-9614.

Clark Crest Dairy has submitted an application for an Individual NPDES permit for a renewal and expansion of an existing CAFO known as Clark Crest Dairy CAFO, located in East Drumore Township, **Lancaster County**.

The CAFO is situated near McFarlands Run (HQ-CWF) in Watershed 7-K, which is classified for High Quality Waters—Cold Water Fishes. The CAFO is designed to maintain an animal population of approximately 1,070.75 animal equivalent units (AEUs) consisting of 680 mature cows, 20 heifers, 100 calves, and 300 finishing hogs. Manure is stored in an HDPE lined lagoon measuring 200 ft × 385 ft × 16 ft with a 5.35 million-gallon storage capacity, a 30 ft × 14 ft circular concrete tank, a 40 ft × 50 ft × 6 ft stacking pad and a 50 ft × 204 ft × 6 ft stacking pad. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 100-year, 24-hour storm event.

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

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

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

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

**PA0114821**, Sewage, SIC Code 4952, **Gregg Township Municipal Authority Union County**, 16436 US Route 15, Allenwood, PA 17810-9137. Facility Name: Gregg Township Municipal Authority Sewer System STP. This existing facility is located in Gregg Township, **Union 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), West Branch Susquehanna River (WWF, MF), is located in State Water Plan watershed 10-C and 10-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 1.26 MGD.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min Report Inst Min	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	263	420	XXX	25	40	50
Biochemical Oxygen Demand (BOD <sub>5</sub> )						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	315	473	XXX	30	45	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
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
Total Nitrogen (Total Load, lbs) (lbs)						
Effluent Net	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
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	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Phosphorus (Total Load, lbs) (lbs)						
Effluent Net	Report Total Mo	XXX	XXX	XXX	XXX	XXX

The proposed monitoring requirements and effluent limits for implementation of Pennsylvania's Chesapeake Bay Watershed Implementation Plan are as follows for Outfall 001.

Parameters	Mass Units (lbs/day)		Monthly	Concentrations (mg/L)		Instant. Maximum
	Monthly	Annual		Monthly Average	Maximum	
Total Nitrogen (Total Load, lbs) (lbs) Effluent Net	XXX	23,013	XXX	XXX	XXX	XXX
		Total Annual Report	XXX	XXX	XXX	XXX
Total Nitrogen (Total Load, lbs) (lbs)	XXX	Total Annual Report	XXX	XXX	XXX	XXX
Ammonia-Nitrogen (Total Load, lbs) (lbs)	XXX	Total Annual Report	XXX	XXX	XXX	XXX
Total Phosphorus (Total Load, lbs) (lbs) Effluent Net	XXX	3,068	XXX	XXX	XXX	XXX
		Total Annual Report	XXX	XXX	XXX	XXX
Total Phosphorus (Total Load, lbs) (lbs)	XXX	Total Annual Report	XXX	XXX	XXX	XXX

\* This permit contains conditions which authorize the permittee to apply nutrient reduction credits to meet the Net Total Nitrogen and the Net Total Phosphorus effluent mass limits, under the Department's Chapter 96 regulations. The condition includes the requirement to report the application of these credits in Supplemental Discharge Monitoring Reports (DMRs) submitted to the Department.

Sludge use and disposal description and location(s): Sludge is disposed at the Lycoming County Landfill.

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

- Chesapeake Bay Nutrient Requirements

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

The EPA Waiver is not in effect.

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

**PA0255556**, Storm Water, SIC Code 3498, **Oilfield Service & Tech LLC**, 555 Cannelton Road, Darlington, PA 16115-1339. Facility Name: Oilfield Service & Tech. This proposed facility is located in Darlington Township, **Beaver County**.

Description of Proposed Activity: The application is for a new NPDES permit for a new discharge of industrial stormwater.

The receiving stream(s), North Fork Little Beaver Creek (HQ-CWF), is located in State Water Plan watershed 20-B and is classified for High Quality Waters—Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 and Outfall 002 are:

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Average Monthly	Daily Maximum	
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
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX

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 in effect.

**PA0046906**, Sewage, SIC Code 4952, **Moon Township Municipal Authority**, 1700 Beaver Grade Road, Suite 200, Moon Township, PA 15108-3193. Facility Name: Flaugherty Run STP. This existing facility is located in Moon Township, **Allegheny County**.

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

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

The proposed effluent limits for Outfall 001 are based on a design flow of 2 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

The proposed effluent limits for Outfall 001 are based on a design flow of 2 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>	
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	4.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	417.0	667.0	XXX	25.0	40.0	50
Biochemical Oxygen Demand (BOD <sub>5</sub> )						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids	500.0	750.0	XXX	30.0	45.0	60
Total Suspended Solids Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
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
Ultraviolet light transmittance (%)	XXX	XXX	Report	XXX	XXX	XXX
Ammonia-Nitrogen	Report	XXX	XXX	Report	XXX	Report

Sludge use and disposal description and location(s): Class B Biosolids are disposed of at the Allied Waste Imperial Landfill.

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.

**PA0035360**, Sewage, SIC Code 4952, **Plum Borough Municipal Authority**, 4555 New Texas Road, Pittsburgh, PA 15239-1197. Facility Name: Holiday Park STP. This existing facility is located in Plum Borough, **Allegheny County**.

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

The receiving stream, Abers Creek (TSF), is located in State Water Plan watershed 19-A 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 1.8 MGD.

<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	6.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )						
Nov 1 - Apr 30	374	561	XXX	20.0	30.0	40
May 1 - Oct 31	150	225	XXX	10.0	15.0	20

Parameters	Mass Units (lbs/day)		Instantaneous Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Biochemical Oxygen Demand (BOD <sub>5</sub> )						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids						
Nov 1 - Apr 30	467	701	XXX	25.0	38.0	50
May 1 - Oct 31	376	563	XXX	25.0	38.0	50
Total Suspended Solids						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ultraviolet light dosage (mjoules/cm <sup>2</sup> )	XXX	XXX	Report	Report	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	56	XXX	XXX	3.0	XXX	6.0
May 1 - Oct 31	29	XXX	XXX	1.9	XXX	3.8
Copper, Total	Report	XXX	XXX	Report	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report Daily Max	XXX

Sludge use and disposal description and location: 154.2 dry tons of sewage sludge/Biosolids are produced and sludge is aerobically digested, thickened, and dewatered in belt press, biosolids disposed of in Valley Landfill.

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

The permittee shall monitor for copper concentrations at Outfall 001 on a calendar quarterly basis. The monitoring shall, at a minimum, consists of 2 samples per one month of each quarter. If any average monthly value exceeds 20 g/l, then the permittee shall conduct a site-specific copper criteria study at Turtle Creek, below the confluence with Abers Creek, to ensure that no further degradation occurs in Turtle Creek. The study for the site-specific copper criteria at Turtle Creek shall be in accordance with Chapter 93.8d. The proposed study plan shall be submitted to the PA DEP within 120 days from the end of the month in which the monthly average copper concentration discharged from Outfall 001 exceeds 20 g/l. The proposed study plan must include an implementation schedule. The implementation schedule must reflect a schedule that will provide for the completion of the study in a reasonably expedient manner. The proposed study plan must be approved by PA DEP before any work begins on the site-specific copper criteria at Turtle Creek. Upon PA DEP's approval of the proposed study plan, the permittee shall implement the plan in accordance with the implementation schedule.

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.

---

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

**PA0272337**, Sewage, SIC Code 8800, **Brenda Fitch**, 510 Columbia Hill Road, Smethport, PA 16749. Facility Name: Brenda Fitch SRSTP 1. This proposed facility is located in Otto Township, **McKean County**.

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

The receiving stream, an Unnamed Tributary to the North Branch Cole Creek (CWF), is located in State Water Plan watershed 16-C and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0004 MGD.—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>Annual Average</i>	<i>Maximum</i>	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	Annl Avg XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
TRC	XXX	XXX	XXX	Report Avg Mo	XXX	Report
Biochemical Oxygen Demand (BOD <sub>5</sub> )	XXX	XXX	XXX	10.0	XXX	20.0
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20.0
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.

**PA0272345**, Sewage, SIC Code 8800, **Brenda Fitch**, 510 Columbia Hill Road, Smethport, PA 16749. Facility Name: Brenda Fitch SRSTP 2. This proposed facility is located in Keating Township, **McKean County**.

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

The receiving stream, an Unnamed Tributary to the North Branch Cole Creek (CWF), is located in State Water Plan watershed 16-C and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0004 MGD.—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>Annual Average</i>	<i>Maximum</i>	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	Annl Avg XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
TRC	XXX	XXX	XXX	Report Avg Mo	XXX	Report
Biochemical Oxygen Demand (BOD <sub>5</sub> )	XXX	XXX	XXX	10.0	XXX	20.0
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20.0
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.

**PA0272361**, Sewage, SIC Code 8800, **William Girardi**, 132 Washington Street, Freeport, PA 16229. Facility Name: Bono SRSTP. This proposed facility is located in South Buffalo Township, **Armstrong County**.

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

The receiving stream, an Unnamed Tributary to the Pine Run (HQ-TSF), is located in State Water Plan watershed 18-F and is classified for High Quality Waters—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 0.0004 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>Annual Average</i>	<i>Maximum</i>	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	Annl Avg XXX	XXX	6.0 Inst Min	XXX	XXX	9.0

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Annual Average	Maximum	
Biochemical Oxygen Demand (BOD <sub>5</sub> )	XXX	XXX	XXX	10.0	XXX	20.0
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20.0
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.

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

**WQM Permit No. 3519402**, Sewage, **Lackawanna River Basin Sewer Authority (LRBSA)**, P.O. Box 280, Olyphant, PA 18447-0280.

This proposed facility is located in Jessup Borough, **Lackawanna County**.

Description of Proposed Action/Activity: This application is for a Water Quality Management permit for the replacement of 1,102 linear feet of 8-inch gravity sanitary sewer pipe and 952 linear feet of 10-inch gravity sanitary sewer pipe along Lane Street, Walsh Street, Constitution Ave, and Cross Country Area in Jessup Borough, Lackawanna County. The existing pipe will be replaced with 1,487 linear feet of 15-inch pipe, 479 linear feet of 16-inch Ductile Iron pipe (for stream crossings and boring), and 88 linear feet of 18-inch diameter pipe. LRBSA is upgrading this portion of the system to accommodate the existing sanitary users as well as the proposed flow of 58,000 GPD from Lackawanna Energy Center. Fourteen new manholes will be installed as a result of this project.

**WQM Permit No. 3919405**, Sewage, **Upper Macungie Township**, Municipal Building, 8330 Schantz Road, Breinigsville, PA 18031

This proposed facility is located in Upper Macungie Township, **Lehigh County**.

Description of Proposed Action/Activity: This application is for a Water Quality Management permit for the construction of 19,939 linear feet of 8-inch diameter gravity sewage conveyance system. The sewer extension will serve the Lehigh Hills Lot No. 5 Development. A pump station will convey sewage flows to existing gravity sewers. The sewage will ultimately be treated at the existing Kline's Island Treatment Plant under PA0026000. This permit is only for the gravity sewer collection system. A Water Quality Management Permit application for the upgrade to the Applewood Pump Station will be submitted under a separate cover.

**WQM Permit No. 4819401**, Sewage, **Stockertown Borough Northampton County**, 209 Main Street, Stockertown, PA 18083-4000.

This proposed facility is located in Stockertown and Tatamy Boroughs, **Northampton County**.

Description of Proposed Action/Activity: Stockertown Interceptor Project and decommissioning of existing treatment plant.

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

**WQM Permit No. 0719404**, Sewerage, **Cove Forge Behavioral Health**, 6385 Clover Creek Road, P.O. Box 56, Williamsburg, PA 16693.

This proposed facility is located in Woodbury Township, **Blair County**.

Description of Proposed Action/Activity: Seeking permit approval for the construction/operation of a new 35,000 gpd wastewater treatment facility.

**WQM Permit No. 3819201**, Industrial Waste, **Keystone Protein Company**, 154 West Main Street, P.O. Box 39, Fredericksburg, PA 17028.

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

Description of Proposed Action/Activity: Seeking permit approval for upgrades to the wastewater treatment system.

**WQM Permit No. 4319201**, CAFO, **Lakeland Dairy Farm**, 272 Angel Road, New Wilmington, PA 16142.

This proposed facility is located in Wilmington Township, **Mercer County**.

Description of Size and Scope of Proposed Operation/Activity: Seeking permit approval for the construction/operation of a manure storage facility.

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

**WQM Permit No. 6583401 A-3**, Sewage, **Municipal Authority of Westmoreland County**, P.O. Box 730, Greensburg, PA 15601.

This existing facility is located in Hempfield Township, **Westmoreland County**.

Description of Proposed Action/Activity: The Authority proposes to replace and relocate their existing UV Disinfection System at the New Stanton STP.

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

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

**PAI132228**, MS4, **Lower Nazareth Township**, 623 Municipal Drive, Nazareth, PA 18064. 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 Lower Nazareth Township, **Northampton County**. The receiving streams, Tributary 4629 to Shoeneck Creek (WWF, MF), Monocacy Creek (HQ-CWF, MF), and East Branch Monocacy Creek (HQ-CWF, MF), are located in State Water Plan watersheds 2-C and 1-F and are classified as previously indicated, as well as for 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 570-826-5472.

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

**PAI132250**, MS4, **Allen Township**, 4714 Indian Trail Road, Northampton, PA 18067. 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 Allen Township, **Northampton County**. The receiving streams, Catasauqua Creek (CWF, MF), Tributary 3679 to Hokendauqua Creek (CWF, MF), and Dry Run (CWF, MF), are located in State Water Plan watershed 2-C and are classified for Cold Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The applicant is classified as a small MS4.

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

- A Pollutant Reduction Plan (PRP)

The Department has made a tentative determination to issue the NPDES permit. Written comments on the application and draft permit will be accepted for 30 days following publication of this notice. The period for comment may be extended at the discretion of DEP for one additional 15-day period. You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-826-5472.

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

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

**PAI133506**, MS4, **Wyomissing Borough Berks County**, 22 Reading Boulevard, Wyomissing, PA 19610-2038. 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 Wyomissing Borough, **Berks County**. The receiving stream(s), Tulpehocken Creek (WWF, MF), Schuylkill River (WWF, MF), and Wyomissing Creek (CWF, MF), is located in State Water Plan watershed 3-C and is classified for Migratory Fishes, Cold Water Fishes, and Warm Water Fishes, aquatic life, water supply and recreation. The applicant is classified as a small MS4.

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

- A Pollutant Reduction Plan (PRP)
- A Total Maximum Daily Load (TMDL) Plan

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

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

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

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

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAD150134	Road Partners, LLC 1613 Walnut Street 2nd Floor Philadelphia, PA 19103-5402	Chester	Tredyffrin Township	Little Valley Creek EV-MF



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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD450088	Franconia Mennonite Camp Assoc Spruce Lake Retreat 5389 Rt 447 Canadensis, PA 18325	Monroe	Barrett Twp	UNT to Middle Branch Brodhead Creek (HQ-CWF, MF)
PAD450099	Arcadia North Land LLC 200 W Madison St Ste 3410 Chicago, IL 60606	Monroe	Coolbaugh Twp	Hawkeye Run (HQ-CWF, MF)

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD480099	Aaron Gibbs Asgco Manufacturing Inc. 301 W Godon St Allentown, PA 18102	Northampton	Plainfield Twp	Little Bushkill 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 &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD210041	South Middleton Township Municipal Authority 345 Lear Lane Boiling Springs, PA 17007	Cumberland	South Middleton Township	Yellow Breeches Creek (HQ-CWF, MF) UNT Yellow Breeches Creek (HQ-CWF, MF)

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD530004	Mike Stone 3150 Gold Road Genesee, PA 16923	Potter Cnty	Genesee Twp	Middle Branch Genesee River (HQ,CWF)

## 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>
Linford Snyder—Collette Pullet (Covered Bridge Road) 334 Covered Bridge Road Pine Grove, PA 17963	Schuylkill	0	372.60	Poultry (Pullets)	NA	Renewal
Clifford Zimmerman 2993 Mill Road Elziabethtown, PA 17022	Dauphin	119.2	397.58	Broilers	NA	Renewal
Melmar Acres—Mel Nissley 1612 Pecks Road Middletown, PA 17057	Dauphin	3	581.57	Laying Hens	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).**

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

**Permit No. 3619518, Public Water Supply.**  
 Applicant **Brickhouse Coffee and Kitchen**  
 Municipality **Strasburg Township**  
 County **Lancaster**  
 Responsible Official **Aaron Fisher Jr, Owner**  
 53 Refton Road  
 Willow Street, PA 17584  
 Type of Facility **Public Water Supply**  
 Consulting Engineer **Thomas J. Whitehill, P.E.**  
 Whitehill Consulting Engineers  
 763 Conowingo Rd  
 Quarryville, PA 17566  
 Application Received: **8/19/2019**  
 Description of Action **A new water treatment system will be installed and consist of a new well, cartridge filtration, softening, nitrate treatment, and ultraviolet disinfection.**

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

**Application No. 4919505—Construction—Public Water Supply.**  
 Applicant **PA American Water Company**  
 Township/Borough **Milton Township**  
 County **Northumberland County**  
 Responsible Official **Mr. Ewoud Hulstein**  
 852 Wesley Drive  
 Mechanicsburg, PA 17055  
 Type of Facility **Public Water Supply—Construction**  
 Consulting Engineer **Mr. Daniel Jeon**  
 Gannett Fleming, Inc.  
 7133 Rutherford Road  
 Baltimore, MD 21244  
 Application Received **8/23/2019**  
 Description of Action **Authorizes South Front Booster Pump improvements.**

**Application No. 4919506—Construction—Public Water Supply.**

Applicant **Aqua Pennsylvania, Inc.—East Cameron Township**

Township/Borough Shamokin City

County **Northumberland County**

Responsible Official Mr. Steven Draus  
Aqua Pennsylvania, Inc.  
204 E. Sunbury Street  
Shamokin City, PA 17872

Type of Facility Public Water Supply—Construction

Consulting Engineer Mr. David R. Knapton, GHD, Inc.  
230 Executive Drive  
Cranberry Twp., PA 16066

Application Received 8/23/2019

Description of Action Authorizes East Cameron water-storage tank to construct a new 129,000-gallon standpipe water-storage tank at the site to replace the two-existing buried-steel tanks (50,000-gallon tank).

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

**Permit No. 6514509-A1, Public Water Supply.**

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

Township or Borough Washington Township

Responsible Official John Ashton  
Municipal Authority of Westmoreland County  
124 Park & Pool Road  
New Stanton, PA 15672

Type of Facility Beaver Run system

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

Application Received Date July 5, 2019

Description of Action Amendments to the proposed Pleasant View pump station.

**Application No. 5619505, Public Water Supply.**

Applicant **Hooversville Borough**  
50 Main Street  
P.O. Box 176  
Hooversville, PA 15936

Township or Borough Hooversville Borough

Responsible Official Kenneth Karashowsky, Council President  
Hooversville Borough  
50 Main Street  
P.O. Box 176  
Hooversville, PA 15936

Type of Facility Water system

Consulting Engineer The EADS Group, Inc.  
450 Aberdeen Drive  
Somerset, PA 15501

Application Received Date August 1, 2019

Description of Action Construction of a pump station and an interconnection between Hooversville Borough and the Conemaugh Township Municipal Authority.

**Permit No. 3218514-A1, Public Water Supply.**

Applicant **Indiana County Municipal Services Authority**  
602 Kolter Drive  
Indiana, PA 15701

Township or Borough South Mahoning, Washington and Rayne Townships; and Marion Center Borough

Type of Facility Plumville water system

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

Application Received Date August 1, 2019

Description of Action Installation of waterline, a pressure reducing valve vault and a water storage tank with a mixing system.

**Permit No. 0219528, Public Water Supply.**

Applicant **AHN—Forbes Hospital**  
2570 Haymaker Road  
Monroeville, PA 15146

Township or Borough City of Monroeville

Responsible Official Cory Beals, Facilities Management Manager  
AHN—Forbes Hospital  
2570 Haymaker Road  
Monroeville, PA 15146

Type of Facility Forbes Hospital

Consulting Engineer Lovorn Engineering Associates, LLC  
700 Blaw Avenue  
Pittsburgh, PA 15238

Application Received Date July 19, 2019

Description of Action Installation of a chlorine dioxide system for secondary disinfection.

**Permit No. 6519512, Public Water Supply.**

Applicant **Youngstown Borough Municipal Authority**  
4351 Latrobe Street  
P.O. Box 82  
Youngstown, PA 15969

[Township or Borough] Unity Township

Responsible Official Tami L. Roach, Office Manager  
Youngstown Borough Municipal  
Authority  
4351 Latrobe Street  
P.O. Box 82  
Youngstown, PA 15969

Type of Facility Water system

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

Application Received August 8, 2019  
Date

Description of Action Replacement of the Ridge Road  
pump station.

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

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

**Application No. 3019508MA, Minor Amendment.**

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

Township or Borough Morris Township

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

Type of Facility Water system

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

Application Received August 8, 2019  
Date

Description of Action Construction of the Clemente  
vault.

**Application No. 3013501WMP28, Minor Amendment.**

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

[Township or Borough] Morris Township

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

Type of Facility Water system

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

Application Received August 8, 2019  
Date

Description of Action Bulk-load out site at the  
proposed Clemente vault.

**Application No. 3019509MA, Minor Amendment.**

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

[Township or Borough] Richhill Township

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

Type of Facility Water system

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

Application Received August 27, 2019  
Date

Description of Action Construction of the Consol  
Crabapple vault.

**Application No. 3013501WMP29, Minor Amendment.**

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

Township or Borough Richhill Township

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

Type of Facility Water system

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

Application Received August 27, 2019  
Date

Description of Action Bulk-load out site at the  
proposed Consol Crabapple  
vault.

**Application No. 5636541-T2, Minor Amendment.**

Applicant **Stallion Oilfield Services,  
Ltd.**  
950 Corbindale Road  
Suite 400  
Houston, TX 77024

Township or Borough Carmichaels Borough and  
Canton Township

Responsible Official Brian D. Baird, Senior VP  
Stallion Oilfield Services, Ltd.  
950 Corbindale Road  
Suite 400  
Houston, TX 77024

Type of Facility Water system

Consulting Engineer Penn E & R  
111 Ryan Court  
Pittsburgh, PA 15205

Application Received August 29, 2019  
Date  
Description of Action Transfer for the change in name from Stallion Oilfield Construction, LLC to Stallion Oilfield Services, Ltd.

**Application No. 3096502-T1**, Minor Amendment.

Applicant **The Monongalia County Coal Company**  
46226 National Road  
St. Clairsville, OH 43950  
Township or Borough Wayne Township  
Responsible Official Robert D. Moore, Vice-President  
The Monongalia County Coal Company  
46226 National Road  
St. Clairsville, OH 43950  
Type of Facility Water system  
Consulting Engineer N/A  
Application Received August 30, 2019  
Date  
Description of Action Transfer of the Kuhntown Portal Blacksville # 2 water system from Consolidated Coal Company to the Monongalia County Coal Company.

**Application No. 0219525MA**, Minor Amendment.

Applicant **Borough of Sewickley Water Authority**  
601 Thorn Street  
P.O. Box 190  
Sewickley, PA 15143  
Township or Borough Borough of Sewickley  
Responsible Official Mark Brooks, General Manager  
Borough of Sewickley Water Authority  
601 Thorn Street  
P.O. Box 190  
Sewickley, PA 15143  
Type of Facility Water system  
Consulting Engineer KLH Engineers, Inc.  
5173 Campbells Run Road  
Pittsburgh, PA 15205  
Application Received August 19, 2019  
Date  
Description of Action Replacement of the liner and cover at the Waterworks Park Reservoir.

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

**Application No. 3784501-T1-MA7**, Minor Amendment.

Applicant **PA American Water Co**  
Township or Borough Neshannock Township  
County **Lawrence County**  
Responsible Official David Kaufman  
Type of Facility Public Water Supply

Consulting Engineer Scott Thomas  
PA American Water Co  
852 Wesley Drive  
Mechanicsburg, PA 17055

Application Received August 19, 2019  
Date  
Description of Action Acceptance of lower IFE and CFE limits for LT2 Bin 2 Compliance

**WATER ALLOCATIONS**

**Applications received under the Act of June 24, 1939 (P.L. 842, No. 365) (35 P.S. §§ 631—641) relating to the Acquisition of Rights to Divert Waters of the Commonwealth.**

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

**WA2-1023**, Water Allocations. **Springdale Township**, 100 Plate Drive, Harwick, PA 15049, **Allegheny County**. The applicant is requesting the right to purchase 5,500,000 gallons of water per day, peak month, from the Municipal Authority of the Township of Harmar.

**WA2-1023A**, Water Allocations. **Springdale Township**, 100 Plate Drive, Harwick, PA 15049, **Allegheny County**. The applicant is requesting the right to purchase 550,000 gallons of water per day from **Springdale Borough**.

**WA2-1023B**, Water Allocations. **Springdale Township**, 100 Plate Drive, Harwick, PA 15049, **Allegheny County**. The applicant is requesting the right to purchase 450,000 gallons of water per day, peak month, from the Fawn Frazer Joint Water Authority.

**LAND RECYCLING AND ENVIRONMENTAL REMEDIATION**

**UNDER ACT 2, 1995  
PREAMBLE 1**

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

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P.S. §§ 6026.302—6026.305) require the Department to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. A person intending to use the background standard, Statewide health standard, the site-specific standard or intend to remediate a site as a special industrial area shall file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known or suspected contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one or a combination of cleanup standards or receives approval of a special industrial area remediation identified under the act will be relieved of further liability for the remediation of the site for con-

tamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

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

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

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

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

**Flear Property**, 27 Wilden Drive West, Palmer Township, **Northampton County**. JMT Environmental Technologies, 710 Uhler Road, Easton, PA 18040, on behalf of David Flear, 27 Wilden Drive West, Easton, PA 18042, submitted a Notice of Intent to Remediate. Soil contamination was caused by a release of heating oil from an aboveground storage tank. Future use of the site will be residential. The Notice of Intent to Remediate was published in *The Morning Call* on July 4, 2019.

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

**Bulk Chemicals, Inc.**, 809 Mohrsville Road, Mohrsville, PA 19555, Perry Township, **Berks County**. Aquaterra Technologies, Inc., P.O. Box 744, West Chester, PA 19381, on behalf of Bulk Chemicals, 809 Mohrsville Road, Mohrsville, PA 19555, submitted a Notice of Intent to Remediate soil contaminated with Nitric Acid and Chromium. The site will be remediated to the Residential Statewide Health Standard. Future use of the site is unknown. The Notice of Intent to Remediate was published in the *Berk-Mont Newspapers* and *Berks-Mont Digital* on August 8, 2019.

**Glen Geary—Alwine PLT**, 299 Brickyard Rd, New Oxford, PA 17350, Oxford Township, **Adams County**. Advantage Engineers, 435 Independence Ave, Mechanicsburg, PA 17055, on behalf of ERY Properties, 1030 Wilson Ave, Hanover, PA 17331, submitted a Notice of Intent to Remediate soils and groundwater contaminated with arsenic, manganese, and vanadium. The site will be remedi-

ated to the Statewide Health and Site-Specific Standards. Future use of the site is non-residential commercial development. The Notice of Intent to Remediate was published in the *The Evening Sun* on July 8, 2019.

*Northwest Region: Environmental Cleanup & Brownfields Program Manager, 230 Chestnut Street, Meadville, PA 16335-348.*

**Gail Caldwell Residence**, 248 Vickerman Road, East Lackawannock Township, **Mercer County**. Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073, on behalf of Gail Caldwell, 248 Vickerman Road, Mercer, PA 16137, submitted a Notice of Intent to Remediate. A release of home heating resulted in site soil and site groundwater impacted with Benzene, Toluene, Ethylbenzene, Isopropylbenzene, Naphthalene, MTBE, 1,2,4-trimethylbenzene, and 1,3,5-trimethylbenzene. The selected remediation standard is Statewide Health. Future use of the property will be residential. The Notice of Intent to Remediate was published in *The Herald* on August 13, 2019.

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

**Starodoj Property**, 340 S. Market St, Elysburg, Ralpho Township, **Northumberland County**. Blackrock Environmental, LLC, P.O. Box 288, Nazareth, PA 18064, on behalf of John Starodoj, 340 S. Market St., Elysburg, PA 17824 has submitted a Notice of Intent to Remediate site soil contaminated with heating oil. The applicant proposes remediation of the site to meet the Residential Statewide Health Standard for Soil. A summary of the Notice of Intent to Remediate was published in *The News-Item* on July 25, 2019.

## 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.

#### PLAN APPROVALS

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

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

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

**48-00115A: Aria Energy East LLC** (2335 Applebutter Road, Bethlehem, PA 18015) for the construction of a Renewable Natural Gas facility with controls at a facility to be located in Lower Saucon Twp., **Northampton County**.

**48-00005C: Hercules Cement Company dba Bucci Unicem USA** (501 Hercules Drive, P.O. Box 69, Stockertown, PA 18083) for the streamlining to their existing operating permit conditions for their facility located in Stockertown Borough, **Northampton County**.

**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.**

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

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

**08-000100: Global Tungsten & Powders Corp.** (1 Hawes Street, Towanda, PA 18848) for the construction of a natural gas/propane-fired Harper 30" diameter tungsten scrap calciner, to be controlled by a dust collector followed by a HEPA filter in series, at the Towanda Facility located in Towanda Borough, **Bradford County**. The project also includes the construction of a Scrap Processing Area dust collector and HEPA filter which will control particulate emissions from material handling associated with the new Calciner # 8 as well as existing equipment at the facility. The Department of Environmental Protection's (Department) review of the information submitted by Global Tungsten & Powders Corp. indicates that the air contamination sources to be constructed will comply with all regulatory requirements pertaining to air contamination sources and the emission of air contaminants including the best available technology requirement of 25 Pa. Code §§ 127.1 and 127.12. Based on this finding, the Department proposes to issue a plan approval for the proposed construction. The emissions from the proposed tungsten scrap calciner and associated material handling activities will not exceed 3.2 tons per year (tpy) of particulate matter, 1.3 tpy of nitrogen oxides, 0.7 tpy of carbon monoxide, 0.1 tpy of volatile organic compounds, and 1,019 tpy of greenhouse gases (CO<sub>2</sub> equivalents). 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. Calciner # 8 shall only be fired on natural gas or propane. No more than 1,500 lbs/hr of tungsten scrap may be processed in Calciner # 8. The dust collectors and HEPA filters shall each be equipped with instrumentation to continuously monitor the pressure drop across the control device. The permittee shall record the pressure drop across the dust collectors and the HEPA filters at least once per operating day. The permittee shall maintain records, including supporting calculations, as necessary to demonstrate compliance with the particulate matter emissions and hourly throughput limitations. These records shall be kept on site for a minimum of five years and shall be presented to the Department upon request. The permittee shall keep on hand sufficient quantity of spare fabric collector bags and filters for all collectors and filters at the facility in order to be able to immediately replace any bag or filter requiring replacement. Any air compressor used to provide compressed air to any of the collectors or filters shall be equipped with an air dryer and an oil trap. 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 specification of the application for Plan Approval 08-000100, the requirements established in the plan approval will be incorporated into State Only Operating Permit 08-00010 pursuant to the administrative amendment provisions of 25 Pa. Code § 127.450. 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.

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

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

**10-333E: Penn United Technologies** (795/797/799 N. Pike Road, Cabot, PA 16023), for the proposed construction of a dipping operation with hot air chamber controlled by a thermal oxidizer in Jefferson Township, **Butler County**. This is a State Only facility. The public notice is required for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44. This plan approval will, in accordance with 25 Pa. Code § 127.450 or § 127.505, be incorporated into the State Only operating permit at a later date.

Plan approval No. 10333E is for the proposed construction of a dipping operation with hot air chamber controlled by a thermal oxidizer. This Plan Approval will contain emission restriction, testing, recordkeeping, work practice standard and additional requirement conditions, which will satisfy the requirements of 25 Pa. Code § 127.12b (pertaining to plan approval terms and conditions) and will demonstrate Best Available Technology (BAT) for the source including, but are not limited to, the following:

- Source 1000 (Special Coating Dipping Operation):
  - Subject to 25 Pa. Code §§ 123.13 and 123.21
  - The VOC emissions after the thermal oxidizer shall be controlled to one of the following:
    - 0.385 tpy based on a 12-month rolling total
    - 98% destruction efficiency
  - Conduct an initial stack test for VOC at inlet and outlet of thermal oxidizer. Conduct subsequent testing every 5 years.
  - The facility shall monitor the following for the Thermal Oxidizer:
    - Combustion Chamber temperature at the exhaust—continuously defined as once every 15 minutes
  - All recordkeeping shall commence upon startup of the source/control device. All records shall be kept for a period of five (5) years and shall be made available to the Department upon request.
  - The permittee shall maintain a record of all preventive maintenance inspections of the control device. These records shall, at a minimum, contain the dates of the inspections, any problems or defects, the actions taken to correct the problems or defects, and any routine maintenance performed.
  - The permittee shall maintain records of the operational inspections. These records shall, at a minimum, contain the following:
    - Thermal Oxidizer Combustion Chamber temperature at the exhaust—continuously
    - Check for the presence or absence of visible emissions—daily
  - The permittee shall maintain the following records:
    - Pins coated per month
    - Amount of coating used per month
  - The permittee shall perform a daily operational inspection of the source and control device(s). This inspection shall, at a minimum, include the following:

- A check for the presence or absence of visible emissions, via US EPA Method 22-like methods. If visible emissions are observed, the permittee shall take corrective action and record the actions taken. If no visible emissions are observed, no additional action is required except recording the check was performed.
- The permittee shall perform a weekly preventative maintenance inspection of the thermal oxidizer.
- All gauges employed shall have a scale such that the expected normal reading shall be no less than twenty percent (20%) of full scale and be accurate within plus or minus two percent (+/- 2%) of full-scale reading.
- The permittee shall install, maintain, and operate the source and control device(s) in accordance with the manufacturer's specifications and in accordance with good air pollution control practices.
- The permittee shall adhere to the approved indicator range for the thermal oxidizer so that operation within the range shall provide reasonable assurance of compliance. A departure from the specified indicator range over a specified averaging period shall be defined as an excursion. The approved indicator range for the following shall be determined by one of the following: manufacturer's specifications, range operated at during the initial performance test, or range operated at during any subsequently approved performance tests unless otherwise stated:
  - Minimum one-hour average Thermal Oxidizer Combustion Chamber temperature at the exhaust greater than 1,400° F or the one-hour average Thermal Oxidizer Combustion Chamber temperature at the exhaust during the most recently approved performance test.

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

In accordance with 25 Pa. Code § 127.44(f)(2), a 30-day comment period, from the date of publication, will exist for the submission of comments. Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to Regional Air Quality Program Manager, Pennsylvania Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335-3494 and must contain the name, address and telephone number of the person submitting the comments, identification of the proposed plan approval [10-333E] and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Regional Air Quality Program Manager, 230 Chestnut St., Meadville, PA 16335; Phone (814) 332-6940.



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

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

### OPERATING PERMITS

#### Intent to Issue Title V Operating Permits under the Air Pollution Control Act (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.*

**ORIS Number 55231: Liberty Electric Power, LLC** (1000 Industrial Highway, Eddystone, PA 19022) for renewal of the facility's Phase II (Title IV) Acid Rain Permit in Eddystone Borough, **Delaware County**. The affected units at the facility consist of two (2) combined cycle gas turbines with duct burners. The affected units shall hold sufficient SO<sub>2</sub> allowances in accordance with 40 CFR 72.9(c)(1). This renewal issuance of the Title IV Operating Permit does not authorize any increase in emissions. All monitoring, recordkeeping, and reporting shall be in conformance with 25 Pa. Code § 127.531 and the Acid Rain Permit application.

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

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

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

**23-00086: Engineered Arresting Systems Co.** (2250 Market St, Aston, PA 19014-3426) for operation of their assembly facility in Upper Chichester Township, **Delaware County**. The permit is for a non-Title V (State only) facility. Sources of air emissions include two (2) spray paint booths and clean-up operations. The renewed permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

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

**39-00106: Cintas Corporation** (164 East Mail Street, Emmaus, PA 18049) The Department intends to issue a State-Only Operating Permit for operation of sources at an industrial laundering operation in Emmaus Borough, **Lehigh County**. The sources include nine washers, five dryers, a wastewater treatment process. Exempt sources include minor washers and dryers, and a natural gas-fired boiler. The proposed 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.

*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.*

**67-05104: Tate Access Floors Inc.** (P.O. Box 398, 52 Springvale Road, Red Lion, PA 17356) to issue a State Only Operating Permit for the floor panel manufacturing facility located in Windsor Township, **York County**. The potential emissions from the facility are estimated at 8.54 tpy of PM<sub>10</sub>, 11.25 tpy of VOCs, 2.09 tpy of HAPs, 5.70 tpy of NO<sub>x</sub>, 1.23 tpy of CO, and less than 1 tpy SO<sub>x</sub>. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 25 Pa. Code § 129.52d Control of VOC emissions from miscellaneous metal parts surface coating processes, miscellaneous plastic parts surface coating processes and pleasure craft surface coatings.

**06-05037: McConway & Torley, LLC** (109 48th Street, Pittsburgh, PA 15201) to issue a State Only Operating Permit for the steel foundry located at 230 Railroad Street in Kutztown Borough, **Berks County**. The actual emissions from the facility in 2018 are estimated at 0.15 ton of CO, 0.61 ton of NO<sub>x</sub>, 0.11 ton of PM<sub>10</sub>, and less than 0.1 ton of other pollutants. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 40 CFR 63 Subpart ZZZZZ, 40 CFR 63 Subpart XXXXXX and 25 Pa. Code § 129.63.

**36-05062A: Manheim Auto Auction** (1190 Lancaster Road, Manheim, PA 17545) to issue a State Only Operating Permit for the mobile equipment repair and refinishing facility located in Penn Township, **Lancaster County**. The actual emissions from the facility in 2018 are estimated at 1.7 tpy of NO<sub>x</sub>, 1.4 tpy of CO, 0.6 tpy of PM<sub>10</sub>, 17.1 tpy of VOC and 0.1 tpy of 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. Among other items, the conditions include provisions derived from 40 CFR Part 63 Subpart HHHHHH—National Emission Standards for Hazardous Air Pollutants: Paint Stripping and Miscellaneous Surface Coating Operations at Area Sources, 40 CFR Part 63 Subpart ZZZZ—National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines and 40 CFR Part 60 Subpart IIII—Standards of Performance for Stationary Compression Ignition Internal Combustion Engines.

**36-05007: Johnson & Johnson Consumer, Inc.** (400 West Lincoln Avenue, Lititz, PA 17543) to issue a State-only operating permit for the pharmaceuticals manufacturing facility in Lititz Borough, **Lancaster County**. The facility has the potential to emit, 66.21 tpy of NO<sub>x</sub>, 1.71 tpy of SO<sub>x</sub>, 36.11 tpy of CO, 4.79 tpy of PM, 9.28 tpy of VOCs, and 0.68 tpy total HAPs. This is for renewal of the existing operating permit. Among other items, the conditions include provisions derived from MACT Subpart ZZZZ, NSPS Subpart Dc, and NSPS Subpart JJJJ. 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.

**36-03046: Packaging Corp. of America—Lancaster** (1530 Fruitville Pike, Lancaster, PA 17601) to issue a State-only operating permit for the cardboard manufacturing facility in the City of Lancaster, **Lancaster County**. The facility has the potential to emit less than major source levels of all criteria pollutants and HAPs. This is for renewal of the existing operating permit. Among other items, the conditions include provisions derived from NSPS Subpart Dc. 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.*

**57-00003: Sullivan County School District** (777 South Street, Laporte, PA 18626) to issue a State only operating permit for their campus located in Laporte Borough, **Sullivan County**. The facility is currently operating under State Only Operating Permit 57-00003. The facility's sources include a 4.0 million Btu per hour biomass boiler, two 8.4 million Btu per hour # 2 fuel oil-fired boilers, a 2.8 million Btu per hour # 2 oil-fired boiler, a 100 kilowatt emergency generator and a 150 kilowatt emergency generator. The facility has potential emissions of 16.80 tons per year of nitrogen oxides, 5.73 tons per year of carbon monoxide, 18.24 tons per year of sulfur oxides, 5.15 tons per year of particulate matter and 0.88 ton per year of volatile organic compounds. The biomass-fired boiler and the three # 2 oil-fired boilers are subject to Subpart JJJJJ of the National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers Area Sources. The 100 kilowatt emergency generator is subject to Subpart ZZZZ of the National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines and the 150 kilowatt emergency generator is subject to Subpart IIII of the Federal Standards of Performance for Stationary Compression Ignition Internal Combustion Engines and Subpart ZZZZ of the National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines. The emission limits, throughput limitations and work practice standards along with testing, monitoring, recordkeeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 25 Pa. Code Chapters 121—145. 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.

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

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

**32-00183: Millcreek Processing, Challenger Coal Yard** (1145 Rte. 711 Hwy N, Seward, PA 15954-0435).

The Department is providing notice that they intend to renew a State Only Natural Minor Operating Permit for the coal preparation plant located in East Wheatfield Township, **Indiana County**. The facility's primary emission sources include screening operations, crushing operations, coal transfer operations, stockpiles, road dust, and two diesel-fueled 88-hp engines that drive the 107C scalping screen and the Terex 683 Supertrak secondary sizing screen. The potential emissions of the primary pollutants from the facility are as follows: 5.11 TPY (tons per year) NO<sub>x</sub>, 1.97 TPY CO, 0.66 TPY VOC, 22.4 TPY filterable PM<sub>10</sub>, 2.48 TPY filterable PM<sub>2.5</sub>, and 0.54 TPY SO<sub>x</sub>; thus, the facility is a natural minor. The facility is subject to 40 CFR 60 Subpart Y, Standards of Performance for Coal Preparation and Processing Plants. The scalping screen engine is subject to 40 CFR 63 Subpart ZZZZ, NESHAP for Stationary Reciprocating Internal Combustion Engines. The sizing screen engine is subject to 40 CFR 60 Subpart IIII, Standards of Performance for Stationary Compression Ignition Internal Combustion Engines. The renewal permit will contain emission restrictions, recordkeeping, work practices, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

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

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

**OP18-000008: American Airlines** (2000 Tinicum Island Rd., Philadelphia, PA 19153) on August 26, 2019, was issued an initial State Only (Natural Minor) operating permit for the operation of an air transportation establishment in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources are twenty-one (21) non-emergency portable engines ranging in size from 149 horsepower (hp) to 575 hp, each firing diesel fuel, and one (1) emergency generator rated 762 hp firing diesel fuel.

## 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*

*New Stanton District Office: P.O. Box 133, 131 Broadview Road, New Stanton, PA 15672, 724-925-5500.*

**30100101 and NPDES Permit No. PA0251950. Border Energy, LLC** (966 Crafts Run Road, Madsville, WV 26541). Application returned for change an outfall from a sedimentation pond to a treatment pond on an existing bituminous surface mine, located in Monongahela Township, **Greene County**, proposed to affect 188.5 acres. Receiving streams: unnamed tributaries to Whiteley Creek. Application received: December 4, 2018. Application returned: August 26, 2019.

*Coal Applications Received*

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

**30121301 and NPDES No. PA0236195. Consol Pennsylvania Coal Company LLC** (1000 Consol Energy Drive, Canonsburg, PA 15317). To revise the permit for the Harvey Mine in Richhill and Morris Townships, **Greene County** and related NPDES Permit for installation of two (2) boreholes. Surface Acres Proposed 4.6. No additional discharges. The application was considered administratively complete on August 28, 2019. Application received: July 2, 2019.

**32921601 and NPDES No. PA0095117. Sprinkle Mills Tipple** (P.O. Box 343, Punxsutawney, PA 15767). To renew the permit for the Valier Coal Yard in North Mahoning Township, **Indiana County** and Perry Township, **Jefferson County** and related NPDES Permit. No

additional discharges. The application was considered administratively complete on August 28, 2019. Application received: May 28, 2019.

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

**Permit No. 05070101 and NPDES No. PA0262544, J&J Sovnavec Excavating, Inc.**, 110 Windermere Lane, Somerset, PA 15501, commencement, operation and restoration of a bituminous surface mine to add 13.5 acres to the surface mining permit boundary for construction of a passive treatment system in Broad Top Township, **Bedford County**, affecting 115.5 acres. Receiving streams: East Fork and North Fork Brewster Hollow Run classified for the following use: warm water fishes. The first downstream potable water supply intake from the point of discharge is Saxton Municipal Authority on Raystown Branch Juniata River. Application received: August 26, 2019.

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

**18793005 and NPDES PA0596129. Confer Coal Company** (P.O. Box 471, Milesburg, PA 16853). Permit renewal for water treatment only on a passive treatment system of a bituminous surface coal and auger mine located in Beech Creek Township, **Clinton County** affecting 329.0 acres. Receiving stream(s): South Fork Tangascootac Creek classified for the following use(s): CWF. There are no potable water supply intakes within 10 miles downstream. Application received: August 12, 2019.

**17940107 and NPDES PA0219801. River Hill Coal Company, Inc.** (P.O. Box 141, Kylertown, PA 16847). Permit renewal for continued operation and restoration of a bituminous surface coal mine/coal refuse disposal located in Karthaus Township, **Clearfield County** affecting 488.3 acres. Receiving streams: Unnamed Tributaries to Saltlick Run and Unnamed Tributaries to Upper Three Runs classified for the following use(s): HQ-CWF, MF. There are no potable water supply intakes within 10 miles downstream. Application received: August 12, 2019.

*New Stanton District Office: P.O. Box 133, 131 Broadview Road, New Stanton, PA 15672, 724-925-5500.*

**65-19-02 and NPDES Permit No. PA0278408. P & N Coal Company, Inc.** (P.O. Box 332, Punxsutawney, PA 15767). Application for Government Financed Construction Contract for reclamation of approximately 2.5 acres of abandoned mine lands located in Derry Township, **Westmoreland County**. Receiving streams: Unnamed Tributary to McGee Run. Application received: August 7, 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.

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

**37130303. Allegheny Mineral Corporation** (P.O. Box 1022, Kittanning, PA 16201). Renewal of NPDES Permit No. PA0259501 in Plain Grove and Worth Townships, **Lawrence and Butler Counties**. Receiving streams: Jamison Run and an unnamed tributary to Slippery Rock Creek, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: August 22, 2019.

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

**Permit No. 58112513. Shannon Hill Stone Company** (247 Jayne Lane, Meshoppen, PA 18630), Stage I & II bond release of a quarry operation in Bridgewater Township, **Susquehanna County** affecting 10.0 acres on property owned by Shannon Hill Stone Company. Application received: August 22, 2019.

**Permit No. 64120801. Frank A. Summa** (199 Riverside Drive, Factoryville, PA 18419), Stage I & II bond release of a quarry operation in Starrucca Borough, **Wayne County** affecting 0.9 acre on property owned by Frank Summa, Jr. Application received: August 23, 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. PA0249262 (Mining Permit No. 56020105), Fieg Brothers**, 3070 Stoystown Road, Stoystown, PA 15563, renewal of an NPDES permit for surface mining in Brothersvalley Township, **Somerset County**, affecting 96.9 acres. Receiving streams: unnamed tributary to Miller Run and Sandy Hollow, classified for the following use: cold water fishes. This receiving stream is included in the Casselman River TMDL and Kiski-Conemaugh River TMDL, respectively. Application received: March 25, 2019.

The following treatment facility outfall discharges to Sandy Hollow—Kiski-Conemaugh River TMDL:

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

The proposed effluent limits for the previously listed outfall 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)	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.			

The following treatment facility outfall discharges to unnamed tributary to Miller Run Hollow—Casselman River TMDL:

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

The proposed effluent limits for the previously listed outfall 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)	0.75	1.5	1.8
Total Suspended Solids (mg/l)	35.0	70.0	90.0
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			
Alkalinity must exceed acidity at all times.			

The following treatment facility outfalls discharge to unnamed tributary to Miller Run Hollow—Casselman River TMDL:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
006	N
007	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)	0.75	1.5	1.8
Total Suspended Solids (mg/l)	35.0	70.0	90.0

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

**NPDES No. PA0248801 (Mining Permit No. 32000108), River Hill Coal Company Inc.**, P.O. Box 141, Kylertown, PA 16847, renewal of an NPDES permit for bituminous surface mining in West Wheatfield Township, **Indiana County**, affecting 759.2 acres. Receiving stream(s): Unnamed Tributary E and Roaring Run to Conemaugh River, classified for the following use(s): Warm Water Fishes. This receiving stream is included in the Kiski-Conemaugh TMDL. Application received: June 3, 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 Tributary E to Conemaugh River:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
014 (Sedimentation Pond # 4)	N
050 (Sedimentation Pond # 33)	N
051 (Sedimentation Pond # 34)	N

**NPDES No. PA0606154 (Mining Permit No. 32820134), M.B. Energy, Inc.**, 175 McKnight Road, Blairsville, PA 15717, renewal of an NPDES permit for treatment of a post mining discharge in Grant Township, **Indiana County**, affecting 39.5 acres. Receiving stream(s): Unnamed Tributary to Little Mahoning Creek, classified for the following use(s): High Quality—Cold Water Fish (HQ-CWF). Application received: July 11, 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 treatment facility outfall discharges to Unnamed Tributary to Little Mahoning Creek:

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

The proposed effluent limits for the previously listed outfall 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
Total Dissolved Solids (mg/l)	2,000.0	4,000.0	5,000.0

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. PA0259462 (Permit No. 61130101), Hillside Stone, LLC** (228 Georgetown Road, Hadley, PA 16130). Renewal of an NPDES permit for a bituminous surface mine in Irwin Township, **Venango County**, affecting 52.0 acres. Receiving streams: Unnamed tributary to Scrubgrass Creek, classified for the following uses: CWF. TMDL: Scrubgrass Creek. Application received: July 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 unnamed tributary to Scrubgrass Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
SP1	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 <sup>1</sup> (S.U.)	6.0			9.0
Alkalinity greater than acidity <sup>1</sup>				
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		2.0	4.0	5.0

Parameter	Minimum	30-Day Average	Daily Maximum	Instant. Maximum
Aluminum (mg/l)		0.75	0.75	0.75
Total Suspended Solids (mg/l)		35.0	70.0	90.0

<sup>1</sup> The parameter is applicable at all times.

*New Stanton District Office: P.O. Box 133, 131 Broadview Road, New Stanton, PA 15672, 724-925-5500.*

**NPDES No. PA0251160 (Mining Permit No. 03070103), Rosebud Mining Company**, 301 Market Street, Kittanning, PA 16201, renewal NPDES permit for a bituminous surface mine in Redbank Township, **Westmoreland County**, affecting 127.9 acres. Receiving stream: Unnamed Tributaries to Pine Run, classified for the following use: CWF. This receiving stream is included in the Pine Run TMDL. Application received: April 4, 2018.

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 stormwater outfalls discharge to unnamed tributary to Pine Run:

Outfall Nos.	New Outfall (Y/N)	Type
001	N	SWO
002	N	SWO

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

Outfalls: Parameter	30-Day Average	Daily Maximum	Instant. Maximum
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

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

Alkalinity must exceed acidity at all times.

#### *Noncoal NPDES Draft Permits*

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

**NPDES Permit No. PA0226009 on Surface Mining Permit No. 58190804. Stanley L. Colwell**, (1030 Wagner Road, New Milford, PA 18834), new NPDES Permit for a bluestone quarry operation in New Milford Township, **Susquehanna County**, affecting 5.8 acres. Receiving streams: Beaver Creek/Salt Lick Creek Watershed, classified for the following uses: HQ—cold water and migratory fishes. Application received: March 13, 2019.

Non-discharge BMP's shall be in effect.

### **FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401**

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

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

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

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

#### **WATER OBSTRUCTIONS AND ENCROACHMENTS**

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

**E46-1192: Borough of Royersford**, 300 Main Street, Royersford, PA 19468-23213, Royersford Borough, **Montgomery County**. ACOE Philadelphia District.

To construct and maintain an approximately 1,530 LF of 10 ft. wide Pedestrian Paved trail in and along the 100-year floodplain of the Schuylkill River "AKA Royersford River Front Trail."

The site is located near the intersection of First Avenue and Arch Avenue, and terminates at Royersford Waste Treatment plant (Phoenixville, PA USGS Map; Lat:

40.175833; Long: -75.539722) in the Borough of Royersford and Upper Providence Twp., Montgomery County.

**EA15-01119-023. Brandywine Red Clay Alliance**, 1760 Unionville-Wawaset Road, West Chester, PA 19382. Project site is located in East Bradford Township, **Chester County**, ACOE Philadelphia District.

The Brandywine Red Clay Alliance submitted a Waiver 16 Restoration Plan and Environmental Assessment, for Plum Run 18-66 project, to perform the following water obstruction and encroachment restoration activities along approximately 4,700 linear feet of Plum Run (Perennial, WWF, MF):

1. Installation of in-stream stabilization structures including rock cross vanes, j-hooks, rock vanes, mud sills and root wads.
2. Streambank grading for the establishment of a floodplain bench.
3. Installation of native riparian plantings for stabilization and enhancement efforts outside of the channel.
4. Temporary impacts to the watercourse associated with the proposed streambank grading and installation of the structures, including temporary stream crossings.

The Plum Run 18-66 site is located near the intersection of Birmingham Road and Lenape Road in East Bradford Township, Chester County (West Chester, PA USGS Quadrangles, Latitude 39.930462°N; Longitude—75.612701°W). The EA and stream restoration plan were reviewed and found to be adequate.

**E15-911: PECO Energy Company**, 2301 Market Street S7-2, Philadelphia, PA 19103, Tredyffrin Township, **Chester County**, ACOE Philadelphia District.

To construct and maintain a 4-inch diameter electrical conduit across Valley Creek (EV, MF) and its tributary at two different locations utilizing horizontal directional drilling. The purpose is for providing an electrical service for two proposed dwellings.

The site is located near 1434 and 1494 Tree Line Drive (Tredyffrin, PA, USGS map; Lat: 40.067976; -75.496556) in Tredyffrin Township, Chester County.

**E51-289. Pier Townhomes, LLC**, 630 N. 3rd Street, Philadelphia, PA 19123, City of Philadelphia, **Philadelphia County**, ACOE Philadelphia District.

To construct and maintain forty-one single family dwellings on existing pier (Pier 35-1/2) along the floodway/floodplain of the Delaware River (WWF, MF) and measuring approximately area 92,648 SQ-FT associated with the family dwellings and pier improvements. The project will include 2 outfall structures, and 21 units will be constructed on submerged lands past the 1984 bulkhead line established January 5, 1984.

The site is located at the intersection of Delaware Ave. and Penn Street—Pier 35-1/2 (Philadelphia, PA USGS Quadrangle, Latitude: 39.960955; Longitude: -75.135680) in City of Philadelphia, Philadelphia County.

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

**E4502219-004. Sanofi Pasteur**, 1 Discovery Drive, Swiftwater, PA 18307, in Pocono Township, **Monroe County**, U.S. Army Corps of Engineers, Philadelphia District.

To construct and maintain the following water obstructions and encroachments associated with the Sanofi Pasteur: Perimeter Protection Project Phase 2:

1) A 12-inch sanitary force main crossing of a UNT to Swiftwater Creek (HQ-CWF, MF) and adjacent EV wetlands.

2) A 16-inch potable waterline crossing of a UNT to Swiftwater Creek (HQ-CWF, MF) and adjacent EV wetlands.

3) A 12-inch diameter natural gas pipeline crossing of a UNT to Swiftwater Creek (HQ-CWF, MF) and adjacent EV wetlands.

4) A 12-inch fire suppression waterline crossing of a UNT to Swiftwater Creek (HQ-CWF, MF) and adjacent EV wetlands.

5) An electrical utility duct bank crossing of a UNT to Swiftwater Creek (HQ-CWF, MF) and adjacent EV wetlands.

The project is located 0.3 mile east of the intersection of State Route 611 and Discovery Drive in Pocono Township, Monroe County.

(Mount Pocono, PA Quadrangle, Latitude: 40° 5' 20"; Longitude: -75° 18' 48".)

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

**E56-391, Shade Creek Watershed Association**, 314 Central Avenue, Suite 205, Central City, PA 15926, Shade Township, **Somerset County**; Pittsburgh ACOE District.

The applicant proposes to:

1. Construct and maintain two rock cross vane fish habitat structures within Coal Run (CWF).
2. Construct and maintain a 15" diameter intake structure within Coal Run.
3. Construct and maintain two outfall structures within Coal Run.

For the purpose of constructing a passive acid mine drainage (AMD) treatment system to improve the water quality in Coal Run, a tributary to Dark Shade Creek. The project will permanently impact 90 linear feet of Coal Run. Compensatory mitigation is not proposed due to the nature of the project. The project is located within the Pennsylvania Game Commission's State Game Lands 228 (Central City USGS Topographic Quadrangle, Latitude: 40° 03' 45"; Longitude: -78° 47' 54"; Sub-basin 18-E; Pittsburgh Corps District), in Shade Township, Somerset County.

**E65051-998, PennDOT District 12-0**, 825 North Galatin Avenue Extension, Uniontown, PA, Ligonier Township, **Westmoreland County**; Pittsburgh ACOE District.

The applicant proposes to:

Operate and maintain a 98 LF, 60" HDPE pipe, with adjacent endwalls and rock aprons, that conveys an unnamed tributary (UNT) to Loyalhanna Creek (CWF), under S.R. 2043 (Darlington Road), as a replacement for a 50.8 LF, 36" Corrugated Metal Pipe. This work was previously completed under emergency permit No. EP6517203, for the purpose of replacing a structurally deficient culvert. The project permanently impacted 135 LF of UNT to Loyalhanna Creek.

The project site is located along SR 2043/Darlington Road (Derry, PA USGS topographic quadrangle; N: 40°, 16', 4.67"; W: -79°, 17', 46.72"; Sub-basin 18C; USACE Pittsburgh District), in Ligonier Township, Westmoreland County.



---

**ACTIONS**


---

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

The Department has taken the following actions on previously received applications for new, amended and renewed NPDES and WQM permits, applications for permit waivers and NOIs for coverage under General Permits. This notice of final action is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P.S. §§ 691.1—691.1001) 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.**


---

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0110744 (Industrial)	Evitts Creek Water Co. 1032 Lake Gordon Road Bedford, PA 15522-5243	Cumberland Valley Township Bedford County	Evitts Creek (HQ-CWF) in Watershed(s) 13-A	Y
PA0247731 (Industrial)	Ds Services of America, Inc. 1761 Newport Road Ephrata, PA 17522-8761	West Earl Township Lancaster County	Cocalico Creek (WWF) (7-J)	Y

*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 &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0209571 (Sewage)	Romain Dorman Jr 1665 Johnstown Road Mifflinburg, PA 17844-6911	Union County West Buffalo Township	Unnamed Tributary to North Branch Buffalo Creek (HQ-CWF) (10-C)	Yes
PA0027677 (Industrial)	US DOI Northern Appalachian Research Laboratory 176 Straight Run Road Wellsboro, PA 16901-8070	Tioga County Shippen Township	Marsh Creek (CWF) (9-A)	Yes
PA0233749 (Sewage)	Jeffery Freezer Residence 151 Mahaffey Hollow Road Ext Linden, PA 17744-7793	Lycoming County Woodward Township	Unnamed Tributary to Quenshukeny Run (WWF, MF) (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 &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0254177 (Sewage)	Madison Pittsburgh KOA STP 764 Waltz Mill Road Ruffs Dale, PA 15679-1249	Westmoreland County Sewickley Township	Unnamed Tributary to Sewickley Creek (WWF) (19-D)	Yes

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

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

**NPDES Permit No. PA0266701**, Sewage, SIC Code 4952, **Roeting Richard & Roeting Priscilla**, 252 Cider Press Road, Manheim, PA 17545.

This proposed facility is located in Rapho Township, **Lancaster County**.

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

*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. PA0028461**, Sewage, SIC Code 4952, **Mifflinburg Borough Union County**, 120 N 3rd Street, Mifflinburg, PA 17844-1134.

This existing facility is located in Mifflinburg Borough, **Union County**.

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

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

**NPDES Permit No. PA0272299**, Sewage, SIC Code 4952, 8800, **Anthony Talarico**, 5895 Crane Road, Edinboro, PA 16412.

This proposed facility is located in Franklin Township, **Erie 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. 3617409**, Sewage, SIC Code 4952, **Roeting Richard & Roeting Priscilla**, 252 Cider Press Rd., Manheim, PA 17545.

This proposed facility is located in Rapho Township, **Lancaster County**.

Description of Proposed Action/Activity:

This General Permit approves construction and operation of a sewage facilities consisting of:

- 1,000 gallon septic tank with effluent filter
- AdvanTex AX-20 RTUV treatment unit with UV disinfection system
- 4" diameter PVC outfall line to UNT to Chickies Creek

*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. 1407408 A-2**, Sewage, SIC Code 4952, **PA State University**, 139J Physical Plant Building, University Park, PA 16802.

This existing facility is located in State College Borough, **Centre County**.

Description of Proposed Action/Activity: Upgrades to the University Park Water Reclamation Facility.

**WQM Permit No. 02551901**, Sewage, SIC Code 4952, **Kreamer Municipal Authority**, P.O. Box 220, Kreamer, PA 17833-0220.

This proposed facility is located in Middlecreek Township, **Snyder County**.

Description of Proposed Action/Activity: The construction of a new submersible pump station that will replace the existing pump station.

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

**WQM Permit No. 2519414**, Sewage, **Anthony Talarico**, 5895 Crane Road, Edinboro, PA 16412.

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

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

**WQM Permit No. 2519417**, Sewage, **Harborcreek Township Sewer Authority**, 5601 Buffalo Road, Harborcreek, PA 16421.

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

Description of Proposed Action/Activity: Construction of gravity sewer from Nagle Road along Iroquois Avenue and East Lake Road to the City of Erie connection at Franklin Avenue.

**WQM Permit No. 1017407 A-1**, Sewage, **William Crispen**, 233 Hall Road, Slippery Rock, PA 16057.

This existing facility is located in Clay Township, **Butler County**.

Description of Proposed Action/Activity: Amendment to switch from aerobic unit to coco filter unit for a single residence sewage treatment plant.

#### **IV. NPDES Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4) Individual Permits Issued.**

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

<i>NPDES Permit No.</i>	<i>Permittee Name &amp; Address</i>	<i>Municipality, County</i>	<i>Receiving Water(s)/Use(s)</i>	<i>TMDL Plan Submitted (Y/N)</i>	<i>Pollutant Reduction Plan Submitted (Y/N)</i>
PAI132236	Weisenberg Township 2175 Seipstown Road Fogelsville, PA 18051	Weisenberg Township Lehigh	Mill Creek and Tributary 2045 to Mill Creek (TSF, MF), Haasen Creek, Tributaries 3442 and 3445 to Haasen Creek, Lyon Creek, Tributary 3508 to Lyon Creek, Iron Run, Tributaries 3598, 3601 and 3602 to Iron Run, Tributaries 3613, 3617, 3619 and 3620 to Schaefer Run (HQ-CWF, MF)	N	Y

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD090043	Joseph Bonargo 3461 Durham Road Doylestown, PA 18901-1569	Bucks	Buckingham Township	Paunacussing Creek HQ-CWF

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD150144	Matthews Road Associates 201 King of Prussia Road Suite 501 Radnor, PA 19087-5147	Chester	East Whiteland Township	Little Valley Creek EV-MF
PAD150112	Woodstone Development Company, LP 70 Pottstown Pike Suite 100 Chester Springs, PA 19425	Chester	East Whiteland Township	Valley Creek (POI 1, 3, and 4) EV Ridley Creek (POI 2) HQ
PAD510012 Phase 7	Gattuso Development Partners 1500 Market Street Philadelphia, PA 19102	Philadelphia	City of Philadelphia	Delaware River WWF-MF
PAD150058	Longview Swinehart, LP 1055 Westlake Drive Suite 170 Berwyn, PA 19312	Chester	West Brandywine Township	Beaver Creek (POI 2, 3, 4, 5, and 6) CWF-MF Culbertson Run (POI 1) HQ-TSF-MF
PAD150123	Eadeh Family Limited Partnership 511 Old Lancaster Road No. 8 Berwyn, PA 19312	Chester	East Whiteland Township	Unnamed Tributary of (East) Valley Creek EV
PAD230032	390 East Chester Pike Investors, LLC 416 Bethlehem Pike Fort Washington, PA 19034-3418	Delaware	Ridley Township	Stoney Creek WWF-MF
PAD230012 Phase 17 Amendment	City of Philadelphia Division of Aviation Philadelphia International Airport Terminal D-E Philadelphia International Airport 8500 Essington Avenue Philadelphia, PA 19153-3755	Philadelphia	City of Philadelphia	Mingo Creek WWF-MF
PAD510043	PennDOT District 6-0 7000 Geerdes Boulevard King of Prussia, PA 19406-1525	Philadelphia	City of Philadelphia	Delaware River WWF-MF

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

<i>Permit #</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD440004 Issued	Kish Bank 30 Carriage House Lane Reedsville, PA 17804	Mifflin	Brown Township	Tea Creek (HQ-CWF)
PAD210038 Issued	QBS, Inc. 1548 South Linden Avenue Alliance, OH 44601	Cumberland	Hampden Township	UNT Trindle Spring Run (HQ-CWF, MF)

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD630002-1	Washington County Council on Economic Development 273 South Main Street Washington, PA 15301	Washington County	Hanover Township	UNT to Raccoon Creek (WWF)

---

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


---

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

---

**List of NPDES and/or Other General Permit Types.**


---

PAG-1	General Permit for Discharges from Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges from Small Flow Treatment Facilities
PAG-5	General Permit for Discharges from Petroleum Product Contaminated Groundwater Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges from Combined Sewer Systems (CSO)
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Non-Exceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest, or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharges from Hydrostatic Testing of Tanks and Pipelines
PAG-11	General Permit for Discharges from Aquatic Animal Production Facilities
PAG-12	Concentrated Animal Feeding Operations (CAFOs)
PAG-13	Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)
PAG-14	(To Be Announced)
PAG-15	General Permit for Discharges from the Application of Pesticides

*General Permit Type—PAG-02*

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

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
West Rockhill Township Bucks County	PAC090234	Dierstein Millhafen, LLC 266 Rockhill Road Quakertown, PA 18951-4917	Mill Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Warrington Township Horsham Township Bucks Montgomery	PAC090179	PA Department of Transportation 7000 Geerdes Boulevard King of Prussia, PA 19406-1525	Little Neshaminy Creek WWF-MF Park Creek WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Upper Providence Township Delaware County	PAC230116	Darhun Construction 919 8th Avenue Prospect Park, PA 19076	Ridley Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Newtown Township Delaware County	PAC230120	Delaware County Christian School 462 Malin Road Newtown Square, PA 19073	Unnamed Tributary to Darby Creek CWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Upper Dublin Township Montgomery County	PAC460151	Lindenwold Residential Associates, LLC 861 Village Lane Bensalem, PA 19020	Honey Run TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Upper Gwynedd Township Montgomery County	PAC460299	Upper Gwynedd Township P.O. Box 1 1 Parkside Place West Point, PA 19486	Wissahickon and Towamencin Creeks TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Lower Salford Township Montgomery County	PAC460360	Richard C. Mast Associates 658 Harleysville Pike Suite 150 Harleysville, PA 19438	East Branch Perkiomen Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAC510131	Drexel University 225 North 32nd Street Philadelphia, PA 19104-2716	Lower Schuylkill River WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAC510099 Phase 2	PECO Energy Company (PECO) 2301 Market Street, S7-2 Philadelphia, PA 19103	Schuylkill River WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAC510118	L&M Turner Court LLC 3020 Richmond Street Philadelphia, PA 19134	Delaware Estuary WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAC130014	Nesquehoning Hose Co No 1 James Mechling 953 E Catawissa St Nesquehoning, PA 18240	Carbon	Besquehoning Boro	Nesquehoning Creek (CWF, MF)

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAC4450016	Dariusz & Anna Fimiarsz 2112 Pohopoco North Kunkletown, PA 18058	Monroe	Polk Twp	UNT to Pohopoco Creek (CWF, MF)

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

*Facility Location:  
Municipality & County*

<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
PAC070058	McLanahan Corporation 200 Wall Street Hollidaysburg, PA 16648	Beaverdam Branch (TSF, MF)	Blair County Conservation District 1407 Blair Street Hollidaysburg, PA 16648 814.696.0877, ext. 5
PAC220178	James C. Kirk 209 Berkley Drive Harrisburg, PA 17112	Fishing Creek (WWF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Middletown Borough Dauphin County Issued	PAC220193	PA DOT— Bureau of Public Transportation 400 North Street 6th Floor Harrisburg, PA 17105-3457	Swatara Creek (WWF, MF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100
Lower Swatara Township Dauphin County Issued	PAC220179	Sunset Key Investors, LLC 3833 Pamay Drive Mechanicsburg, PA 17050	Paxton Creek (WWF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100
Mount Joy Township Lancaster County Issued	PAC360418	Carter Lumber 601 Tallmadge Road Kent, OH 44240	UNT Donegal Creek (TSF, MF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
Elizabeth Township Lancaster County Issued	PAC360390	TKC-CCXXXIV, LLC 4500 Cameron Valley Parkway Charlotte, NC 28211-3552	UNT Hammer Creek (TSF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
Leacock Township East Lampeter Township Lancaster County Issued	PAC360411	Mervin Esh 5113 Peters Road Kinzers, PA 17535	Pequea Creek (WWF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
City of Lancaster Lancaster County Issued	PAC360428	High Steel Service Center LLC 1858 William Penn Way Lancaster, PA 17605	UNT Little Conestoga Creek (WWF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
Penn Township York County Issued	PAC670286	Schindler Elevator Corporation 19 Industrial Drive Hanover, PA 17331	UNT Gitts Run (WWF)	York County Conservation District 118 Pleasant Acres Road York, PA 17402 717.840.7430
Hellam Township York County Issued	PAC670263	PTV XXV LLC 400 Penn Center Boulevard Building 4 Suite 1000 Pittsburgh, PA 15235	UNT Kreutz Creek (WWF, MF)	York County Conservation District 118 Pleasant Acres Road York, PA 17402 717.840.7430
East Manchester Township Manchester Township York County Issued	PAC670290	St. Paul Street Associates 2765 Eastern Boulevard York, PA 17402	UNT Codorus Creek (WWF)	York County Conservation District 118 Pleasant Acres Road York, PA 17402 717.840.7430

NOTICES

5335

*Facility Location:  
Municipality &  
County*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Shrewsbury Township York County Issued	PAC670281	KIN LLC Managing Partner 6259 Reynolds Mill Road Seven Valleys, PA 17360	Deer Creek (CWF, MF)	York County Conservation District 118 Pleasant Acres Road York, PA 17402 717.840.7430
York Township York County Issued	PAC670260	Timothy Salvatore 2160 Blenheim Court York, PA 17403	UNT Codorus Creek (WWF)	York County Conservation District 118 Pleasant Acres Road York, PA 17402 717.840.7430
York Township York County Issued	PAC670284	SSN York LLC 5159 West Woodmill Drive Suite 15 Wilmington, DE 19808	UNT Mill Creek (WWF)	York County Conservation District 118 Pleasant Acres Road York, PA 17402 717.840.7430
Manchester Township York County Issued	PAC670316	SpiriTrust Luthern 1050 Pennsylvania Avenue York, PA 17404	UNT Codorus Creek (WWF)	York County Conservation District 118 Pleasant Acres Road York, PA 17402 717.840.7430
Manchester Township York County Issued	PAC670320	Kinsley Equities II, LP 6259 Reynolds Mill Road Seven Valleys, PA 17360	UNT Little Conewago Creek (WWF)	York County Conservation District 118 Pleasant Acres Road York, PA 17402 717.840.7430
Fairview Township York County Issued	PAC670258	Michael S. & Beverly J. Gordon 430 Pines Road Etters, PA 17319	UNT Big Spring Run (TSF)	York County Conservation District 118 Pleasant Acres Road York, PA 17402 717.840.7430

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

*Facility Location and  
Municipality*

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Phone No.</i>
Nottingham Township	PAC630065A1	Castlewood Fields, LP 375 Golfside Drive Wexford, PA 15090	UNTs to Peters Creek (TSF)	Washington County Conservation District 50 Old Hickory Ridge Road Suite 1 Washington, PA 15301 (724) 705-7098
Chartiers Township	PAC630134	Columbia Gas of Pennsylvania 2021 West State Street New Castle, PA 16101	UNTs to Chartiers Creek (WWF)	Washington County Conservation District 50 Old Hickory Ridge Road Suite 1 Washington, PA 15301 (724) 705-7098



<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Phone No.</i>
Carroll Township	PAC630147	Ringgold Area School District 400 Main Street New Eagle, PA 15067	UNT to Dry Run (WWF)	Washington County Conservation District 50 Old Hickory Ridge Road Suite 1 Washington, PA 15301 (724) 705-7098
Chartiers Township	PAC630148	West Penn Power Company 800 Cabin Hill Drive Greensburg, PA 15601	Chartiers Creek (WWF)	Washington County Conservation District 50 Old Hickory Ridge Road Suite 1 Washington, PA 15301 (724) 705-7098

*Northwest Region: Waterways & Wetlands Program, 230 Chestnut Street, Meadville, PA 16335-3481.*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
City of Erie Erie County	PAC250088	Berman Bedding Inc. 201 West 11th Street Erie, PA 16501	UNT Lake Erie; WWF	Erie County Conservation District 1927 Wager Road Erie, PA 16509 814-825-6403
City of Erie Erie County	PAC250087	Mercyhurst University 501 East 38th Street Erie, PA 16546	UNT Lake Erie; CWF	Erie County Conservation District 1927 Wager Road Erie, PA 16509 814-825-6403
Fairview Township Erie County	PAC250077	Fairview Industrial Realty 1345 West 12th Street Erie, PA 16501	Walnut Creek CWF; MF	Erie County Conservation District 1927 Wager Road Erie, PA 16509 814-825-6403

*General Permit Type—PAG-03*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Hemlock Township Columbia County	PAG034865	Midland Asphalt Materials Inc. 88 Barrett Road Woodland, PA 16881-9364	Little Fishing Creek (CWF, MF)—5-C	DEP Northcentral Regional Office Clean Water Program 208 W Third Street Suite 101 Williamsport, PA 17701-6448 570.327.3636
Chartiers Township Washington County	PAG036261	Amega West Service 2200 N Main Street Washington, PA 15301	Chartiers Creek (WWF) and Unnamed Tributary to Chartiers Creek (WWF)—20-F	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000

*General Permit Type—PAG-12*

*Facility Location:  
Municipality &  
County*

Centre Township  
Berks County

*Permit No.*

PAG123884

*Applicant Name & Address*

Connie Troutman &  
Scott Troutman  
638 Railroad Road  
Mohrsville, PA 19541

*Receiving  
Water/Use*

Watershed(s) 3-B

*Contact Office &  
Phone No.*

DEP Southcentral  
Regional Office  
Clean Water Program  
909 Elmerton Avenue  
Harrisburg, PA  
17110-8200  
717.705.4707

**STATE CONSERVATION COMMISSION**

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

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

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

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

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

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

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>AEU's</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Approved or Disapproved</i>
Dwight Zimmerman Poultry Farm 80 South Northkill Road Bernville, PA 19506	Berks	17	341.17	Poultry	NA	Approved

**PUBLIC WATER SUPPLY PERMITS**

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

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, 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. 2450044, Operation Permit**, Public Water Supply.

Applicant **Aqua Pennsylvania, Inc.**  
(Hamilton Water System)  
1 Aqua Way  
White Haven, PA 18661

Municipality Hamilton Township

County **Monroe**

Type of Facility PWS

Consulting Engineer N/A

Permit to Operate Issued August 30, 2019

**Permit No. 2400043, Operation Permit**, Public Water Supply.

Applicant **Pleasant View Mobile Home Park**  
363 Stone Church Road  
Berwick, PA 18603

Municipality Salem Township

County **Luzerne**

Type of Facility Public Water Supply

Consulting Engineer N/A

Permit to Operate Issued August 26, 2019

**Permit No. 2660004, Operation Permit**, Public Water Supply.

Applicant **Pennsylvania American Water Company**  
(as Receiver for Winola Water Company)  
852 Wesley Drive  
Mechanicsburg, PA 17055

Municipality Overfield Township

County **Wyoming**

Type of Facility Public Water Supply

Consulting Engineer Maureen V. Bower, P.E.  
Pennsylvania American Water Company  
2699 Stafford Avenue  
Scranton, PA 18505

Permit to Operate Issued August 26, 2019

**Permit No. 3390081, Operation Permit**, Public Water Supply.

Applicant **Whitehall Township Authority**  
1901 Schadt Avenue  
Whitehall, PA 18052-3728

Municipality Whitehall Township

County **Lehigh**

Type of Facility Public Water Supply

Consulting Engineer N/A

Permit to Operate Issued September 3, 2019

**Permit No. 5419505MA, Construction Permit**, Public Water Supply.

Applicant **Melanie Manor Mobile Home Estates, LLC**  
P.O. Box 537  
Bainbridge, PA 17502

Municipality Union Township

County **Schuylkill**

Type of Facility Public Water Supply

Consulting Engineer Charles A. Kehew, II, P.E.  
James R. Holley & Associates, Inc.  
18 South George Street  
York, PA 17401

Permit to Construct Issued August 30, 2019

Description of Action 4-Log Treatment of Viruses at Entry 101 utilizing 160 feet of 12-inch diameter PVC chlorine contact piping.

**Permit No. 2520037, Operation Permit**, Public Water Supply.

Applicant **Aqua Pennsylvania, Inc.**  
204 E. Sunbury Street  
Shamokin, PA 17872

Municipality Lackawaxen Township

County **Pike**

Type of Facility Fawn Lake Well No. 3  
Reserve Designation  
Public Water Supply

Consultant Joshua P. Shoff, E.I.T.  
Aqua Pennsylvania, Inc.  
1 Aqua Way  
White Haven, PA 18661

Permit Issued August 27, 2019

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

**Permit No. 0618528 MA, Minor Amendment**, Public Water Supply.

Applicant **Bally Investors**

Municipality Washington Township

County **Berks**

Responsible Official Michael Pawlowsky, Partner  
P.O. Box 620  
Bala Cynwyd, PA 19004

Type of Facility Bally Investors has submitted a PWS permit application for the approval to install a sodium hypochlorite disinfection system and contact piping in order to provide 4-log treatment of viruses at Entry Point 101 (Well No. 1).  
Construction Permit reissued on August 12, 2019, to include the installation of an online chlorine monitor.

Consulting Engineer Harry E. Garman, P.E.  
Barry Isett & Associates, Inc.  
85 South Route 100  
Allentown, PA 18106

Permit to Construct 8/12/2019  
Issued

**Permit No. 6719509 MA, Minor Amendment, Public Water Supply.**

Applicant **Delta Borough Municipal Authority**

Municipality Delta Borough  
County **York**

Responsible Official Gregory A. Moul, Chairperson  
101 College Avenue  
P.O. Box 278  
Delta, PA 17314

Type of Facility Installation of a 336,000-gallon finished water storage tank.

Consulting Engineer Christopher W. Toms, P.E.  
C. S. Davidson, Inc  
50 West Middle Street  
Gettysburg, PA 17325

Permit to Construct 8/21/2019  
Issued

**Permit No. 0619507 MA, Minor Amendment, Public Water Supply.**

Applicant **Diakon Lutheran Social Ministries**

Municipality Longswamp Township  
County **Berks**

Responsible Official Paul Moriarty  
Facilities Management  
1 South Home Avenue  
Topton, PA 19562

Type of Facility Application for the rehabilitation work on Well No. 1, intended to clean out well and will not alter the depth or width of the well. Once the rehabilitation process is completed, all of the existing chemical injection equipment, currently situated in a vault, will be brought above ground and housed in a fiberglass shelter.

Consulting Engineer R. Scott Hughes, P.E.  
Gannett Fleming, Inc.  
P.O. Box 80794  
Valley Forge, PA 19484-0794

Permit to Construct 8/12/2019  
Issued

**Operation Permit No. 2218506 MA** issued to: **SUEZ Water Pennsylvania, Inc. (PWS ID No. 7220015)**, Susquehanna Township, **Dauphin County** on 8/1/2019 for facilities approved under Construction Permit No. 2218506 MA.

**Operation Permit No. 2118512** issued to: **Carriage House Tavern (PWS ID No. 7210876)**, South Middleton Township, **Cumberland County** on 8/19/2019 for facilities approved under Construction Permit No. 2118512.

**Operation Permit No. 7360123** issued to: **Columbia Water Company (PWS ID No. 7360123)**, Hellam Town-

ship, **York County** on 8/22/2019 for facilities submitted under Application No. 7360123.

**Operation Permit No. 2819508 MA** issued to: **Greencastle Area, Franklin County, Water Authority (PWS ID No. 7280014)**, Greencastle Borough, **Franklin County** on 8/22/2019 for facilities submitted under Application No. 2819508 MA.

**Operation Permit No. 3119506 MA** issued to: **Mount Union Municipal Authority (PWS ID No. 4310016)**, Shirley Township, **Huntingdon County** on 8/21/2019 for facilities submitted under Application No. 3119506 MA.

**Comprehensive Operation Permit No. 7010034** issued to: **Possum Valley Municipal Authority (PWS ID No. 7010034)**, Menallen Township, **Adams County** on 8/2/2019 for the operation of facilities submitted under Application No. 7010034.

**Operation Permit No. 2119511 MA** issued to: **Borough of Carlisle (PWS ID No. 7210002)**, Carlisle Borough, **Cumberland County** on 8/19/2019 for facilities submitted under Application No. 2119511 MA.

**Transferred Comprehensive Operation Permit No. 7210317** issued to: **Lucky Bear, LLC (PWS ID No. 7210317)**, Lower Allen Township, **Cumberland County** on 8/21/2019. Action is for a Change in Ownership for Liberty Forge Golf Course, Cumberland County for the operation of facilities previously issued to Liberty Forge Hospitality, Inc.

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

**Mountain View Estates (Public Water Supply), Columbia County:** On July 27, 2019, the Safe Drinking Water Program approved the Source Water Protection (SWP) plan for the Mountain View Estates community water system. The personnel involved with the development of this SWP are to be commended for taking these proactive steps to protect these water sources for their community. Development of the SWP plan was funded by the Department of Environmental Protection (Mark R. Stephens, P.G., (570) 327-3422).

**Permit No. 1406502—Operation—Public Water Supply.**

Applicant	<b>Miles Township Water Authority East</b>
Township/Borough	Miles Township
County	<b>Centre County</b>
Responsible Official	Mr. Phil Meyer Miles Township Water Authority East P.O. Box 157 Rebersburg, PA 16872
Type of Facility	Public Water Supply—Operation
Consulting Engineer	N/A
Permit Issued	August 27, 2019
Description of Action	Authorizes the Amended Special Conditions for public water supply permit number: 1406502. Specifically, Special Condition J has been modified to require operation of only one filter rack a time in lieu of providing a combined filter-effluent turbidimeter.

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

**Permit No. 0219523**, Public Water Supply.

Applicant **Springdale Borough**  
325 School Street  
Springdale, PA 15144

[Borough or Township] Springdale Borough

County **Allegheny**

Type of Facility Water treatment plant improvements

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

Permit to Construct Issued August 7, 2019

**Permit No. 2619508**, Public Water Supply.

Applicant **Pennsylvania American Water Company**  
800 West Hersheypark Drive  
Hershey, PA 17033

[Borough or Township] Allison

County **Fayette**

Type of Facility Allison water storage tank

Consulting Engineer Pennsylvania American Water Company  
800 West Hersheypark Drive  
Hershey, PA 17033

Permit to Construct Issued August 20, 2019

**Permit No. 6519505**, Public Water Supply.

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

[Borough or Township] Conemaugh Township

County **Indiana**

Type of Facility Saltsburg water storage tank mixer

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

Permit to Construct Issued August 30, 2019

**Operations Permit** issued to: **Creswell Heights Joint Water Authority**, 3961 Jordan Street, South Heights, PA 15081, (**PWSID # 5040063**) Aliquippa Township, **Beaver County** on August 13, 2019 for the operation of facilities approved under Construction Permit # 0418518MA.

**Operations Permit** issued to: **Municipal Authority of Westmoreland County**, 124 Park & Pool Road, New Stanton, PA 15672, (**PWSID # 5260036**) Hempfield Township, **Westmoreland County** on August 20, 2019 for the operation of facilities approved under Construction Permit # 2614509-A1.

**Operations Permit** issued to: **West Penn Allegheny Health System, Inc.**, 320 East North Avenue, Pittsburgh, PA 15212, (**PWSID # 5020956**) City of Pittsburgh, **Allegheny County** on August 13, 2019 for the operation of facilities approved under Construction Permit # 0219520.

**Operations Permit** issued to: **Municipal Authority of the Township of Robinson**, 4200 Campbells Run Road, Pittsburgh, PA 15205, (**PWSID # 5020045**) Robinson Township, **Allegheny County** on August 23, 2019 for the operation of facilities approved under Construction Permit # 0219527.

**Operations Permit** issued to: **Pinehurst Estates, LLC**, 524 Meadow Avenue Loop, Banner Elk, NC 28604, (**PWSID # 5040011**) South Beaver Township, **Beaver County** on August 23, 2019 for the operation of facilities approved under Construction Permit # 0418507.

**Operations Permit** issued to: **Ambridge Water Authority**, 600 11th Street, P.O. Box 257, Ambridge, PA 15003 (**PWSID # 5040008**) Economy Borough, **Beaver County** on August 30, 2019 for the operation of facilities approved under Permit # 0405501MA-EI.

**Operations Permit** issued to: **Beaver Falls Municipal Authority**, 1425 Eighth Avenue, Beaver Falls, PA 15010 (**PWSID # 5040012**) West Mayfield Borough, **Beaver County** on August 27, 2019 for the operation of facilities approved under Permit # 0419503MA.

**Operations Permit** issued to: **Beaver Falls Municipal Authority**, 1425 Eighth Avenue, Beaver Falls, PA 15010 (**PWSID # 5040012**) Eastvale Borough, **Beaver County** on August 27, 2019 for the operation of facilities approved under Permit # 0419513MA.

**Permit No. 3019506MA, Minor Amendment.** Public Water Supply.

Applicant **Southwestern Pennsylvania Water Authority**  
P.O. Box 187  
1442 Jefferson Road  
Jefferson, PA 15344

[Borough or Township] Washington Township

County **Greene**

Type of Facility Range Route 221 vault

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

Permit to Construct Issued August 27, 2019

**Permit No. 3019503MA, Minor Amendment.** Public Water Supply.

Applicant **Southwestern Pennsylvania Water Authority**  
P.O. Box 187  
1442 Jefferson Road  
Jefferson, PA 15344

[Borough or Township] Center Township

County **Greene**

Type of Facility CNX Center Township vault

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

Permit to Operate August 8, 2019  
Issued

**Permit No. 0419512MA, Minor Amendment.** Public Water Supply.

Applicant **Beaver Falls Municipal Authority**  
1425 8th Avenue  
Beaver Falls, PA 15010

[Borough or Township] Eastvale Borough

County **Beaver**

Type of Facility Eastvale WTP filter project

Consulting Engineer Entech Engineering  
400 Rouser Road  
Building # 2  
Suite 200  
Coraopolis, PA 15108

Permit to Construct August 23, 2019  
Issued

**Municipal Authority of the Borough of Carmichaels (Public Water Supply), Greene County, Southwestern PA Water Authority (Public Water Supply) Greene County, and Tri-County Joint Municipal Authority (Public Water Supply) Washington County:** On August 22, 2019, the Safe Drinking Water Program approved the Regional Source Water Protection (SWP) Plan for **Upper Monongahela Regional Source Water Protection Partnership**. The personnel involved with the development of this SWP Plan are to be commended for taking these proactive steps to protect these water sources for their communities. Development of the SWP Plan was completed with assistance from PA DEP's Source Water Protection Technical Assistance Program.

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

**Permit No. 0301503-MA1,** Public Water Supply.

Applicant **Kittanning-Plumcreek Water Authority**

Township or Borough Kittanning Township

County **Armstrong County**

Type of Facility Public Water Supply

Consulting Engineer Daniel Rischman  
Bankson Engineers  
267 Blue Run Road  
Cheswick, PA 15024

Permit to Construct August 28, 2019  
Issued

**Operation Permit** issued to **Aqua PA, PWSID No. 6430054**, Sharon, **Mercer County**. Permit Number 4397502-T1-MA4 issued August 28, 2019 for the operation of the Shenago Valley Water Treatment Plant to maintain compliance with LT2 treatment technique requirements.

## 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:

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

**Stewart Silk Mill**, 620 Coal Street, Easton City, **Northampton County**. Moonstone Environmental, LLC, 1150 Glenlivet Drive, Suite A-23, Allentown, PA 18106, on behalf of TCH Realty & Development Company, 900 South Avenue, Suite 300, Staten Island, NY 10314, submitted a combined Remedial Investigation Report and Cleanup Plan concerning remediation of soil at this former industrial and manufacturing site was contaminated with metals, volatile organic compounds, semi-volatile organic compounds, and polychlorinated biphenyls. The report is intended to document plans to remediate the site to meet Site-Specific Standards.

**Flear Property**, 27 Wilden Drive West, Palmer Township, **Northampton County**. JMT Environmental Technologies, 710 Uhler Road, Easton, PA 18040, on behalf of David Flear, 27 Wilden Drive West, Easton, PA 18042, submitted a Final Report concerning remediation of soil contaminated by a release of heating oil from an aboveground storage tank. The report is intended to document remediation of the site to meet Residential Statewide Health Standards.

**Cannella 3H**, 808 Hollett Road, Auburn Township, **Susquehanna County**. Creston Environmental, P.O. Box 1373, Camp Hill, PA 17001, on behalf of Chesapeake Appalachia LLC, 300 North Second Street, 5th Floor,

Harrisburg, PA 17101, submitted a Final Report concerning remediation of soil contaminated by a release of ethylene glycol from a gas production unit. The report is intended to document remediation of the site to meet Residential Statewide Health Standards.

**Gaydoscik Property**, 58 West County Road, Sugarloaf Township, **Luzerne County**. Civil & Environmental Consultants, 333 Baldwin Road, Pittsburgh, PA 15205, on behalf of Jim Gaydoscik, 58 West County Road, Sybertsville, PA 18251, submitted a Final Report concerning remediation of soil contaminated by a release of heating oil from an aboveground storage tank. The report is intended to document remediation of the site to meet Residential Statewide Health Standards.

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

**Ward Property**, 321 Ward Road, Clearville, PA 15535, Monroe Township, **Bedford County**. Crawford Environmental, 20 Cardinal Drive, Birdsboro, PA 19508, on behalf of Bedford Valley Petroleum, 10228 Lincoln Highway, Everett, PA 15537, and Ivan and Regina Ward, 313 Ward Road, Clearville, PA 15535 submitted a Final Report concerning remediation of site soils contaminated with # 2 fuel oil constituents. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**Susquehanna Rental Properties, LLC**, Dallastown Site, 400 East Locust Street, Dallastown, PA 17313, Dallastown Borough and York Township, **York County**. POWER Engineers, Inc., 1410 East Market Street, York, PA 17403 on behalf of Susquehanna Rental Properties, LLC, 421 West Market Street, Marietta, PA 17547, submitted a Remedial Investigation Report, Cleanup Plan, and Final Report concerning remediation of site soil historically contaminated with lead. The report is intended to document remediation of the site to meet the Site-Specific-Standard.

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

**Inflection Energy (PA), LLC**, Stunner Smith Well Pad, 1159 Chaapel Mountain Road, Cogan Station, Gamble Township, **Lycoming County**. Penn Environmental & Remediation, Inc., 13180 Route 6, Mansfield, PA 16933, on behalf of Inflection Energy (PA), LLC, 101 West 3rd St, 5th FL, Williamsport, PA 17701 has submitted a Final Report/Remedial Action Completion Report concerning remediation of site soil contaminated with diesel-based drilling mud. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**PA Tract 8546H Pad A**, 1362 Dry Run Road, North Bend, Chapman Township, **Clinton County**. Moody and Associates, Inc., 199 Johnson Road, Bldg 2, Suite 101, Houston, PA 15342 on behalf of XTO Energy, Inc., 190 Thorn Hill Road, Warrendale, PA 15085, has submitted a Site Characterization Report/Final Report concerning remediation of site soil contaminated with grease. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**Starodoj Property**, 340 S. Market St, Elysburg, Ralpho Township, **Northumberland County**. Blackrock Environmental, LLC, P.O. Box 288, Nazareth, PA 18064, on behalf of John Starodoj, 340 S Market St, Elysburg, PA 17824 has submitted a Final Report concerning remediation of site soil contaminated with heating oil.

The report is intended to demonstrate attainment of the Residential Statewide Health Standard for soil.

## 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:

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

**Progressive Vision Institute**, 2151 Fairview Avenue, Wilson Borough, **Northampton County**. BSTI, 3157

Limestone Road, Cochranville, PA 19330, on behalf of Luolin Realty of Allentown LLC, 201 East Laurel Boulevard, Pottsville, PA 17901, submitted a Final Report concerning remediation of soil contaminated by a release of heating oil from an underground storage tank. The report documented remediation of the site to meet Non-residential Statewide Health Standards and was approved by DEP on August 27, 2019.

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

**Miller Chemical & Fertilizer, LLC/Former Alco Industries**, 120 Radio Road, Hanover, PA 17331, Conewago Township, **Lancaster County**. EnviroAnalytics Group LLC, 1515 Des Peres Road, Suite 300, St. Louis, MO 63131, on behalf of INOHGA LLC, 1650 Des Peres Road, Suite 303, St. Louis, MO 63131 and Miller Chemical & Fertilizer, 120 Radio Road, Hanover, PA 17331, submitted a Remedial Investigation Report site soil and groundwater contaminated with organochloride pesticides and BTEX. The Remedial Investigation Report was administratively incomplete and was disapproved by the Department on August 26, 2019.

**BAE Systems Land and Armaments LP**, 1100 Bairs Road, York, PA 17408, West Manchester Township, **York County**. Hydro-Terra Group, 7420 Derry Street, Harrisburg, PA 17111, on behalf of BAE Systems, 1100 Bairs Road, York, PA 17408, submitted a Final Report concerning remediation of site soil and groundwater contaminated with chlorinated solvents. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on August 26, 2019.

**Dutch Way Farm Markets**, 649 East Lincoln Avenue, Myerstown, PA 17067, Jackson Township, **Lebanon County**. Reliance Environmental, 235 North Duke Street, Lancaster, PA 17602, on behalf of AH Moyer, 820 East Lincoln Avenue, Myerstown, PA 17067, and Dutch Way Farm Markets, 649 East Lincoln Avenue, Myerstown, PA 17067 submitted Final Report concerning remediation of site soil and groundwater contaminated with chlorinated solvents. The Final Report demonstrated attainment of the Residential Statewide Health Standard and was approved by the Department on August 26, 2019.

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

**Destiny Transportation Project**, Fort Jenkins Lane at Pleasant View Mobile Home Park, South Centre Township, **Columbia County**. Northridge Group, Inc., P.O. Box 231, Northumberland, PA 17857, on behalf of Destiny Transportation, Inc., 105 Commerce Drive, Chatsworth, GA 30705, has submitted a Final Report concerning site soil contaminated with diesel fuel and motor oil. The report demonstrated attainment of the Non-Residential Statewide Health Standard for Soil and was approved by the Department on August 30, 2019.

**S & R Transportation, LLC**, Walnut Acres Road, Middleburg, Center Township, **Snyder County**. Northridge Group, Inc., P.O. Box 231, Northumberland, PA 17857, on behalf of S & R Transportation, LLC, 4200 Eastern Ave, Kentwood, MI 49508, has submitted a Final Report concerning site soil contaminated with diesel fuel. The report demonstrated attainment of the Non-Residential Statewide Health Standard for Soil and was approved by the Department on August 30, 2019.

**M & T Trucking Inc. Project**, US Route 15N, north of Kripe Road, Liberty, Jackson Township, **Lycoming County**. Northridge Group, Inc., P.O. Box 231, Northum-

berland, PA 17857, on behalf of M & T Trucking, Inc., 532 Peoria Road, Pavilion, NY 14525, has submitted a Final Report concerning site soil contaminated with diesel fuel and motor oil. The report demonstrated attainment of the Non-Residential Statewide Health Standard for soil and was approved by the Department on August 19, 2019.

**JKLM Sweden Valley Well Pad 107, 498 Fairway Drive, Coudersport**, Sweden Township, **Potter County**. Penn Environmental & Remediation, 13180 Route 6, Mansfield, PA 16933, on behalf of JKLM Energy, LLC, 2200 Georgetowne Drive, Suite 500, Sewickley, PA 15143, has submitted a Final Report/Remedial Action Completion Report concerning remediation of the site soil contaminated with production fluid. The report demonstrated attainment of the Residential Statewide Health Standard for soil and was approved by the Department on August 26, 2019.

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

**Former Shenango China Site**, Glass Street, City of New Castle, **Lawrence County**. R.A.R. Engineering Group, Inc., 1135 Butler Avenue, New Castle, PA 16101, on behalf of Lawrence County Economic Development Corporation, 325 East Washington Street, New Castle, PA 16101, submitted a Baseline Remedial Investigation Work Plan concerning the remediation of site soil contaminated with Antimony, Arsenic, Barium, Beryllium, Boron, Cadmium, Chromium III, Chromium VI, Cobalt, Copper, Lead, Lithium, Manganese, Mercury, Molybdenum, Nickel, Selenium, Silver, Strontium, Thallium, Tin, Vanadium, Zinc, PCB-1016, PCB-1221, PCB-1232, PCB-1242, PCB-1236, PCB-1254, PCB-1260, Priority Pollutant List (PPL) Total Volatile Organic Compounds, PPL Total Semi-Volatile Compounds and site groundwater contaminated with Antimony, Arsenic, Barium, Beryllium, Boron, Cadmium, Chromium III, Chromium VI, Cobalt, Copper, Lead, Lithium, Manganese, Mercury, Molybdenum, Nickel, Selenium, Silver, Strontium, Thallium, Tin, Vanadium, Zinc, PPL Total Volatile Organic Compounds, and PPL Total Semi-Volatile Compounds. The Plan was approved by the Department on August 21, 2019.

**Titusville Wax Plant**, 1100 East Main Street (a.k.a. 1007 East Spring Street), City of Titusville, **Crawford County**. Wood Environment & Infrastructure Solutions, Inc., 4600 J Barry Court, Suite 210, Canonsburg, PA 15317, on behalf of Honeywell, 100 Columbia Road, Morristown, NJ 07962, submitted a Remedial Investigation/Risk Assessment Report concerning the remediation of site soil and groundwater contaminated with Volatile Organic Compounds, Semi-volatile Organic Compounds, Polychlorinated Biphenyls, and Metals. The Report was disapproved by the Department on August 23, 2019.

**Community Chevrolet, Inc.**, 16408 Conneaut Lake Road, Vernon Township, **Crawford County**. Moody & Associates, Inc., 11548 Cotton Road, Meadville, PA 16335, on behalf of KM & T Land Management, 16408 Conneaut Lake Road, Meadville, PA 16335, submitted a combination Remedial Investigation/Risk Assessment/Final Report concerning the remediation of site soil contaminated with 2-methylnaphthalene, benzo[a]anthracene, naphthalene, benzene, xylene (total), m&p-xylene, o-xylene, 1,1-dichloroethane, 1,2-dichlorobenzene, 1,4-dichlorobenzene, ethylbenzene, tetrachloroethene, toluene, trichloroethene, cis-1,2-dichloroethene and site groundwater contaminated with benzo[a]anthracene, benzo[a]pyrene, naphthalene, 1,1-dichloroethane, 1,2-dichloroethane, 1,4-dichlorobenzene, benzene, bromomethane, chloromethane, trichloro-



ethene, and vinyl chloride. The Remedial Investigation/Risk Assessment/Final Report demonstrated attainment of the Site-Specific Standard and was approved by the Department on August 23, 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

**Chemtron Corp.**, 35850 Schneider Ct., Avon, OH 44011. License No. PA-AH 0199. Effective Aug 27, 2019.

**Solvents and Petroleum Service, Inc.**, 1405 Brewerton Road, Syracuse, NY 13208. License No. PA-AH 0629. Effective Aug 27, 2019.

**Interstate Ventures, Inc.**, 2553 Quality Lane, Knoxville, TN 37931. License No. PA-AH 0732. Effective Aug 27, 2019.

#### Transporter Licenses Reissued

**Chemtron Corp.**, 35850 Schneider Ct., Avon, OH 44011. License No. PA-AH 0199. Effective Aug 27, 2019.

**Solvents and Petroleum Service, Inc.**, 1405 Brewerton Road, Syracuse, NY 13208. License No. PA-AH 0629. Effective Aug 27, 2019.

**Interstate Ventures, Inc.**, 2553 Quality Lane, Knoxville, TN 37931. License No. PA-AH 0732. Effective Aug 27, 2019.

#### DETERMINATION OF APPLICABILITY FOR MUNICIPAL WASTE GENERAL PERMITS

**Determination of Applicability for General Permit issued under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003); and Municipal Waste Regulations for a General Permit to Operate Municipal Waste Processing Facilities (25 Pa. Code § 271.811 (relating to authorization for general permit)).**

*Southcentral Regional Office: Regional Solid Waste Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200.*

**General Permit No. WMGM055SC004. Energy Developments Morgantown, LLC**, 950 Shiloh Road, Morgantown, PA 19543 located in Caernarvon Township, **Berks County**. The Department of Environmental Protection has reissued a Determination of Applicability under General Permit WMGM055 to Energy Developments Morgantown, LLC. This general permit was originally issued to Granger Energy of Morgantown, LLC on December 21, 2016 for the processing of landfill gas generated by the decomposition of municipal waste and residual waste for beneficial use as an alternative fuel for electric generators to produce electricity. This Determination of Applicability was reissued by the Department on September 3, 2019.

**General Permit No. WMGM055SC005. Energy Developments Honey Brook, LLC**, 481 South Churchtown Road, Narvon, PA 17555 located in Caernarvon Township, **Lancaster County**. The Department of Environmental Protection has reissued a Determination of

Applicability under General Permit WMGM055 to Energy Developments Honey Brook, LLC. This general permit was originally issued to Granger Energy of Honey Brook, LLC on December 21, 2016 for the processing of landfill gas generated by the decomposition of municipal waste and residual waste for beneficial use as an alternative fuel for electric generators to produce electricity. This Determination of Applicability was reissued by the Department on September 3, 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.*

**GP3-09-0125: KPK Development Co.** (1082 Temperance Lane, Richboro, PA 18954). On August 30, 2019, for five Portable Nonmetallic Mineral Processing Plants located in Falls Township, **Bucks County**.

**GP9-09-0055: KPK Development Co.** (1082 Temperance Lane, Richboro, PA 18954). On August 30, 2019, for six Diesel or No. 2 Fuel-Fired IC Engines located in Falls Township, **Bucks County**.

*Southcentral Region: Air Quality Program, 909 Elmerton 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.*

**GP3-06-05087D: The H&K Group, Inc.** (2052 Lucon Road, P.O. Box 196, Skippack, PA 19474) on August 23, 2019, for portable nonmetallic mineral processing equipment, under GP3, at the Bechtelsville Asphalt facility, in Colebrookdale Township, **Berks County**.

**GP9-06-05087D: The H&K Group, Inc.** (2052 Lucon Road, P.O. Box 196, Skippack, PA 19474) on August 23, 2019, for one diesel engine, under GP9, to power portable nonmetallic mineral processing equipment, at the Bechtelsville Asphalt facility, in Colebrookdale Township, **Berks County**.

**GP3-28-03070: Scott's Hauling & Excavating** (1462 North Franklin Street, Chambersburg, PA 17202) on August 23, 2019, for portable non-metallic mineral processing equipment, under GP3, at the Duie Pyle site located in Antrim Township, **Franklin County**.

**GP9-36-05076C: Penn Medicine—Lancaster General Hospital** (555 North Duke Street, P.O. Box 3555, Lancaster, PA 17604-3555) on August 23, 2019, for two diesel-fired emergency generators, 2,937 HP each, under GP9, at the hospital facility located in Lancaster City, **Lancaster County**.

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

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

**GP3-18-220: Siri Sand & Stone, LLC** (P.O. Box 169, Watkins Glen, NY 14891) on August 23, 2019, to construct and operate one (1) TelSmith Quarry Trax T16060

portable impact crusher rated at 350 tons per hour (tph) and one (1) McCloskey R230 screener rated at 500 tph with associated water spray dust suppression systems pursuant to the General Plan Approval and/or General Operating Permit For Portable Nonmetallic Mineral Processing Plants (BAQ-GPA/GP-3) at the Hanson Aggregates Salona Quarry located in Lamar Township, **Clinton 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.*

**46-0005AU: Merck, Sharp & Dohme, Corp.** (770 Sunmeyer Pike, West Point, PA 19486-0004). On August 30, 2019, for the construction of a new building—the cleaning and disinfection of manufacturing space, a new de minimis VOC source, and the installation of a natural gas fired generator set in Building 63 to provide emergency electric power to this building at an existing permitted Title V facility in Upper Gwynedd Township, **Montgomery 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.*

**67-05001E: Magnesita Refractories Co.** (425 South Salem Church Road, York, PA 17408-5955) on August 27, 2019, for the refractory manufacturing facility in West Manchester Township, **York County**. Plan Approval No. 67-05001E authorizes the increased capacity in the facility's rotary kilns. The rotary kilns and cure oven will be fitted with additional natural gas burners to increase production by an estimated 118 ton product per hour. The rotary kilns will have additional NO<sub>x</sub> and SO<sub>x</sub> controls installed as part of this plan approval.

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

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

**59-00034A: ESC Tioga County Power, LLC** (565 5th Ave., Fl. 29, New York, NY 10017) on August 20, 2019, for the construction of a 635 MW electric generating facility in Richmond Township, **Tioga County**. If the Department determines that the sources are operated in compliance with the plan approval conditions and the specifications of the application for Plan Approval 59-00034A, the applicant will subsequently apply for a Title V Operating Permit in accordance with 25 Pa. Code Subchapter G.

---

**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.**

---

*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.*

**06-03102B: The City of Reading** (815 Washington Street, Reading, PA 19601) on August 27, 2019, for upgrades to the Reading Waste Water Treatment Plant on Fritz Island located in the City of Reading, **Berks County**. The plan approval was extended.

**36-05158A: Perdue AgriBusiness, LLC** (1897 River Road, Marietta, PA 17547) on August 28, 2019, for the construction and temporary operation of a grain elevator and a soybean oil extraction facility in Conoy Township, **Lancaster County**. The plan approval was extended, with a compliance schedule and a revised stack test schedule.

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

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

**08-00054B: Wolf Run Energy, LLC** (106 Isabella St., Ste. 600, Pittsburgh, PA 15212) on August 15, 2019, to extend the plan approval expiration date to February 11, 2020 to allow continued operation of five natural gas-fired reciprocating engines at their electric generating facility in Wilmot Township, **Bradford 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.*

**11-00536A: CPV Fairview, LLC** (50 Braintree Hill Office Park, Suite 300, Braintree, MA 02184) plan approval minor modification effective on August 27, 2019, with expiration on October 28, 2019, to remove two (2) sources; correct typographical and averaging period errors and remove a Federal regulatory error; update the responsible official and plan approval contact persons; and to reflect that initial temporary operation of one or more authorized sources commenced operation on April 29, 2019. The CPV Fairview Energy Center is located at 2862 William Penn Avenue, Johnstown, PA 15909, in Jackson Township, **Cambria County**.

**11-00536A: CPV Fairview, LLC** (50 Braintree Hill Office Park, Suite 300, Braintree, MA 02184) plan approval extension effective on October 28, 2019, with expiration on April 28, 2020, for continued temporary operation of air contamination sources and controls associated with the CPV Fairview Energy Center located at 2862 William Penn Avenue, Johnstown, PA 15909, in Jackson Township, **Cambria County**.

**11-00536B: CPV Fairview, LLC** (50 Braintree Hill Office Park, Suite 300, Braintree, MA 02184) plan approval minor modification effective on August 27, 2019, with expiration on October 28, 2019, to remove two (2) sources; update the responsible official and plan approval contact persons; and to reflect that initial temporary operation of one or more authorized sources commenced operation on April 29, 2019. The CPV Fairview Energy Center is located at 2862 William Penn Avenue, Johnstown, PA 15909, in Jackson Township, **Cambria County**.

**11-00536B: CPV Fairview, LLC** (50 Braintree Hill Office Park, Suite 300, Braintree, MA 02184) plan approval extension effective on October 28, 2019, with

expiration on April 28, 2020, for continued temporary operation of air contamination sources and controls associated with the CPV Fairview Energy Center located at 2862 William Penn Avenue, Johnstown, PA 15909, in Jackson Township, **Cambria County**.

---

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

---

*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.*

**05-05021: Hill & Smith Holdings, Inc.** (214 Industrial Lane, Alum Bank, PA 15521-8304) on August 27, 2019, for the fiberglass reinforced plastic composite products manufacturing facility located in West Saint Clair Township, **Bedford County**. The Title V permit was renewed.

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

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

**41-00005: Lycoming Engines** (652 Oliver Street, Williamsport, PA 17701) on August 26, 2019, was issued a renewal Title V operating permit for their facility located in the City of Williamsport, **Lycoming County**. The facility's main sources include engine test cells, surface coating and degreasing operations, and various small natural gas combustion units located throughout the facility. The Title V operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

---

**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.*

**46-00166: Harleysville Materials, LLC** (460 Indian Creek Road, Harleysville, PA 19438). On August 30, 2019, for renewal of a State Only Operating Permit (synthetic minor) for their quarry and batch asphalt plant located in Lower Salford Township, **Montgomery 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.*

**21-05012: Mount Holly Springs Specialty Paper, Inc.** (1 Mountain Street, Mt. Holly Springs, PA 17065-1406) on August 22, 2019, for the specialty paper manufacturing facility located in Mt. Holly Springs Borough, **Cumberland County**. The State-only permit was renewed.

**06-05096: Tower Health Systems—Reading Hospital** (P.O. Box 16052, Reading, PA 19612-6052) on August 23, 2019, for the boilers, generators and turbines

at the Reading Hospital located in West Reading Borough, **Berks County**. The State-only permit was renewed.

**67-05111: Johnson Controls, Inc.** (1499 East Philadelphia Street, York, PA 17403-1232) on August 27, 2019, for the industrial air handling equipment manufacturing facility located in York City, **York County**. The State-only permit was renewed.

**06-03093: H & K Group, Inc.** (2052 Lucon Road, P.O. Box 196, Skippack, PA 19474-0196) on August 26, 2019, for the railcar unloading station located in Cumru Township, **Berks County**. The State-only permit was renewed.

**06-05092: H & K Group, Inc.** (2052 Lucon Road, P.O. Box 196, Skippack, PA 19474-0196) on August 26, 2019, for the South Reading Asphalt plant located in Cumru Township, **Berks County**. The State-only permit was renewed.

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

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

**63-00886: All Clad Metalcrafters, LLC** (424 Morganza Road, Canonsburg, PA 15317) on August 27, 2019 a State Only Operating Permit (SOOP) renewal and an administrative amendment to All Clad to authorize the continued operation of their clad metal sheet stock and cookware manufacturing plant located in Canonsburg, **Washington County**.

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

*Contact: Matt Williams, Facilities Permitting Chief at Telephone: 814-332-6940.*

**37-00327: R. Cunningham Funeral Home** (2429 Wilmington Road, New Castle, PA 16105) on August 28, 2019, the Department issued the renewal of the State Only Operating Permit (SOOP) for the facility located at 2429 Wilmington Road in Neshannock Township, **Lawrence County**. The facility is a natural minor. The sources at the facility are two (2) natural gas fueled cremators. Each rated at 2.0 MMBtu/hr and equipped with afterburners. The facility is a Natural Minor. The conditions of the previous SOOP are incorporated into the renewed permit. The potential emissions from the facility are as follows: PM, 3.5 tpy; NO<sub>x</sub>, 1.5 tpy; CO, 4.9 tpy; SO<sub>x</sub>, 1.2 tpy; and VOCs, 1.5 tpy. The permit renewal 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.*

**28-05003: Columbia Gas Transmission Corp.** (455 Racetrack Road, Washington, PA 15301-8910) on August 23, 2019, for the Greencastle natural gas compressor station in Montgomery Township, **Franklin County**. The Title V permit underwent an administrative amendment

to make minor technical corrections regarding RACT 2 applicability and facility nomenclature.

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

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

**TVOP-32-00059: GenOn Northeast Management Company** (121 Champion Way, Canonsburg, PA 15317). On August 29, 2019, the Department, as a result of a Permit Modification, issued a modified Title V Operating Permit that incorporates the requirements of RACT II (25 Pa. Code §§ 129.96—129.100). The facility is a coal-fired electrical power plant. The Conemaugh Generating Station is located in West Wheatfield Township, **Indiana County**.

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

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

**62-00012: Warren Power, LLC** (250 Power Plant Drive, P.O. Box F, Shawville, PA 16873). The Department on August 27, 2019, issued an administrative amendment of the Title V Operating Permit for the facility to incorporate the changes of ownership, plant name, responsible official, and permit contact for the facility. The facility is located in Conewango Township, **Warren County**.

*Philadelphia: Air Management Services, 321 University Avenue, Philadelphia, PA. 19104-4543, Contact: Edward Wiener, Chief, Source Registration at 215-685-9476.*

**OP16-000040: HP Hood** (10975 Dutton Street, Philadelphia, PA 19154) administratively amended on August 28, 2019 to incorporate a change of permit contact. The Synthetic Minor Operating Permit was originally issued on June 12, 2017.

**S11-023: United States Mint** (151 N. Independence Mall East, Philadelphia, PA 19106-1886) administratively amended on August 29, 2019 to incorporate a change of permit contact and a change of responsible official. The Synthetic Minor Operating Permit was originally issued on January 31, 2013.

---

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

---

*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.*

**21-03108: Sunoco Pipeline, LP—Plainfield Station Pump Station** (74 Pinedale Road, Carlisle, PA 17015). Pursuant to 25 Pa. Code § 127.449(i), this *Pennsylvania Bulletin* Notice is for a de minimis emissions increase of 0.01 tpy NO<sub>x</sub>, 0.05 tpy CO and 0.39 tpy VOC resulting from the maintenance activities at the Plainfield Pump Station located in Lower Frankford Township, **Cumberland County**. This is the first de minimis emissions increase at the facility during the term of the current operating permit.

---

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

---

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

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

**62-00171: Meridien Hardwoods Pittsfield Plant** (Old Pittsfield Rd., P.O. Box 227, Pittsfield, PA 16340) on August 29, 2019, the permit was revoked for the facility. The facility is located in Pittsfield Township, **Warren County**. This State Operating Permit was revoked because the sources are exempt from plan approval and the facility-wide potential emissions are less than the operating permit required as referenced in DEP Doc. No. 275-2101-03. Potential PM, PM<sub>10</sub>, PM<sub>2.5</sub>, SO<sub>x</sub>, NO<sub>x</sub>, VOC, CO, and HAP emissions are 1.22 TPY, 0.34 TPY, 0.34 TPY, 0.03 TPY, 4.51 TPY, 0.93 TPY, 3.79 TPY, and less than 1 TPY, respectively.

**62-00181: Ellwood National Forge Warren Division** (1 Front Street, Irvine, PA 16329-1801) on August 29, 2019, the permit was revoked for the turbine manufacturing facility which had a turbine coating line, shot blast machine, and lathe. The facility is located in Warren City, **Warren County**. This State Operating Permit was revoked because the sources have not operated since at least 2016 and the facility requested revocation due to lack of production and no potential production.

---

### **ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS**

---

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

---

#### *Coal Permits Issued*

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

**30841317 and NPDES No. PA0213527. Consol Pennsylvania Coal Company LLC**, (1000 Consol Energy Drive, Canonsburg, PA 15317). To revise the permit for the Enlow Fork Mine in Richhill Township, **Greene County** and East Finley and Buffalo Townships, **Washington County** and related NPDES Permit for installation of a degas borehole. Surface Acres Proposed 9.3. No additional discharges. The application was considered administratively complete on January 29, 2019. Application received: December 17, 2018. Permit issued: August 29, 2019.

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

**Permit No. 56120114 and NPDES No. PA0269158, Heritage Coal & Natural Resources, LLC**, 550 Beagle Road, Rockwood, PA 15557, commencement, operation and restoration of a bituminous surface mine to revise the permit to add auger mining in Elk Lick and Summit Townships, **Somerset County**, affecting 353 acres. Receiving stream: unnamed tributary to/and Casselman River classified for the following use: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: July 5, 2019. Permit issued: August 26, 2019.

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

**16190102 and NPDES Permit No. PA0280674. Reichard Contracting, Inc.** (212 Olean Trail, New Bethlehem, PA 16242). Commencement, operation and restoration of a bituminous surface mine in Porter Township, **Clarion County** affecting 68.0 acres. Receiving streams: An unnamed tributary to Leisure Run and unnamed tributaries to Redbank Creek. Application received: February 1, 2019. Permit Issued: August 22, 2019.

*Noncoal Permits Issued*

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

**PAM414001-GP104. David H. Martin Excavating, Inc.**, 4961 Cumberland Highway, Chambersburg, PA 17202. Renew Coverage under the General NPDES Permit for Stormwater Discharges Associated with Mining Activities (BMP GP-104) on Noncoal Permit No. 28130301 located in Hamilton Township, **Franklin County**. Receiving stream: unnamed tributary to East Branch of the Conoccocheague Creek classified for the following use: warm water fishes. There are no potable water supply intakes within 10 miles downstream. Notice of Intent for Coverage received: July 18, 2019. Approved: August 26, 2019.

**PAM419003 GP104. Jay Fulkroad & Sons, Inc.**, 2736 Free Spring Church Rd, McAlisterville, PA 17049. Renew Coverage under the General NPDES Permit for Stormwater Discharges Associated with Mining Activities (BMP GP-104) on Noncoal Permit No. 34860301 located in Fayette Township, **Juniata County**. Receiving stream: unnamed tributary to Delaware Creek classified for the following uses: Trout Stock Fishes and Migratory Fishes. There are no potable water supply intakes within 10 miles downstream. Notice of Intent for Coverage received: July 26, 2019. Approved: August 26, 2019.

**Permit No. 4274SM11 and NPDES Permit No. PA0212512**, New Enterprise Stone & Lime Co., Inc., P.O. Box 77, New Enterprise, PA 16664, renewal of NPDES Permit, located in Taylor Township, **Blair County**. Receiving streams: Plum and Halter Creeks, classified for the following use: High Quality cold water fishes and cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: May 30, 2019. Permit Issued: August 27, 2019.

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

**PAM614006. Slippery Rock Materials, Inc.** (704 Golf Course Road, Volant, PA 16156). Renewal of coverage under General NPDES Permit for stormwater discharges associated with mining activities (BMP GP-104) on Surface Mining Permit No. 37140302 in Plain Grove and Washington Townships, **Lawrence County**. Receiving

streams: Taylor Run. Application received: July 15, 2019. Permit issued: August 22, 2019.

**10180803. Alvin P. Wise** (623 Freeport Road, Butler, PA 16002). Commencement, operation and restoration of a small industrial minerals surface mine in Jefferson Township, **Butler County** affecting 2.0 acres. Receiving streams: Unnamed tributary to Thorn Run. Application received: August 22, 2018. Permit Issued: August 22, 2019.

**PAM618057. Alvin P. Wise** (623 Freeport Road, Butler, PA 16002). Coverage under General NPDES Permit for stormwater discharges (BMP GP-104) associated with mining activities on Surface Mining Permit No. 10180803 in Jefferson Township, **Butler County**. Receiving streams: Unnamed tributary to Thorn Run. Application received: August 22, 2018. Permit Issued: August 22, 2019.

**37190302. Three Rivers Aggregates, LLC** (1807 Shenango Road, New Galilee, PA 16141). Commencement, operation and restoration of a large industrial minerals surface mine in Taylor Township, **Lawrence County** affecting 73.1 acres. Receiving streams: Unnamed tributaries to the Beaver River. Application received: May 13, 2019. Permit Issued: August 22, 2019.

**PAM619005. Three Rivers Aggregates, LLC** (1807 Shenango Road, New Galilee, PA 16141). Coverage under General NPDES Permit for stormwater discharges (BMP GP-104) associated with mining activities on Surface Mining Permit No. 37190302 in Taylor Township, **Lawrence County**. Receiving streams: Unnamed tributaries to the Beaver River. Application received: May 13, 2019. Permit Issued: August 22, 2019.

*New Stanton District Office: P.O. Box 133, 131 Broadview Road, New Stanton, PA 15672, 724-925-5500.*

**26092001 and NPDES Permit No. PA0251658. Bullskin Stone and Lime, LLC** (117 Marcia Street, Latrobe, PA 15650). Revision permit issued for additional 59.4 underground acres to an existing noncoal surface mine, located in Bullskin Township, **Fayette County**, affecting 367.20 acres. Receiving streams: unnamed tributaries to Mounts Creek and Mounts Creek. Application received: April 19, 2019. Permit issued: August 27, 2019.

**65182802 and NPDES Permit No. PA0278301. Curry & Kepple, Inc.** (126 Ten School Road, New Alexandria, PA 15670). Permit issued for commencement, operation, and reclamation of a small noncoal surface mining site located in Derry Township, **Westmoreland County**, affecting 12.6 acres. Receiving streams: unnamed tributaries to Loyalhanna Creek and unnamed tributaries to Boat Yard Run. Application received: June 6, 2018. Permit issued: August 30, 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*

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

**Permit No. 46194111. Rock Work, Inc.** (1257 DeKalb Pike, Blue Bell, PA 19422), construction blasting for

Meadowbrook Retirement Home in Worcester Township, **Montgomery County** with an expiration date of August 30, 2020. Permit issued: August 23, 2019.

**Permit No. 35194110. Explosive Services, Inc.** (7 Pine Street, Bethany, PA 18431), construction blasting for Northpoint Archbald in Archbald Borough, **Lackawanna County** with an expiration date of August 13, 2020. Permit issued: August 26, 2019.

**Permit No. 46194112. Ed Wean Drilling & Blasting, Inc.** (112 Ravine Road, Stewartsville, NJ 08886), construction blasting for Middle Perkiomen Creek Interceptor/Oaks Middle Interceptor in Collegeville Borough, Lower and Upper Providence Townships, **Montgomery County** with an expiration date of August 31, 2020. Permit issued: August 28, 2019.

**Permit No. 48194110. Valley Rock Solutions, LLC** (P.O. Box 246, Macungie, PA 18062), construction blasting for MCS Warehouse in Palmer Township, **Northampton County** with an expiration date of August 22, 2020. Permit issued: August 28, 2019.

**Permit No. 45194102. Holbert Explosives, Inc.** (237 Mast Hope Plank Road, Suite A, Lackawaxen, PA 18435), construction blasting for a warehouse at Arcadia Business Park in Tobyhanna Township, **Monroe County** with an expiration date of August 28, 2020. Permit issued: August 29, 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

*Northeast Regional Office, Waterways and Wetlands Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, Telephone 570-826-2511.*

**E4002219-003. Mark and Molly Davies**, 2497 Lakeside Drive, Harveys Lake, PA 18618. Harveys Lake Borough, **Luzerne County**, Army Corps of Engineers Philadelphia District.

To construct and maintain an additional 510 square feet of pile-supported dock attached to an existing 850 square-foot dock resulting in a total dock size of 1,360 square feet within the normal pool elevation of Harveys Lake (HQ-CWF, MF). Additionally, the decking on the existing dock area will be replaced and an 18-foot by 15-foot covered pavillion will be constructed on the dock. The project is located at 2497 Lakeside Drive (S.R. 415) (Harveys Lake, PA Quadrangle, Latitude: 41° 21' 56.72"; Longitude: -76° 2' 42.36") in Harveys Lake Borough, Luzerne County.

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

**E14-582. University Area Joint Authority**, 1576 Spring Valley Road, State College, PA 16801. Beneficial Reuse Waterline Extension Project, in College and Harris Township, **Centre County**, ACOE Baltimore District (State College, PA Quadrangle N: Latitude: 40° 47' 8"; W: Longitude: -77° 47' 3").

To construct, operate and maintain a beneficial reuse waterline extension to Harris Township. The project involves construction of 4.39-mile 12" PVC waterline that requires a total of seven (7) Utility Line Stream/Wetland Crossings and five (5) Temporary Road Crossings. The waterline construction activities are assumed to have a forty (40) foot wide limit of disturbance except when crossing highways and aquatic features, in which case the limit of disturbance from the centerline varies as depicted on the plan sheets. The following details the crossings, locations and type of impact: GP-5-1 Crossing Spring Creek HQ-CWF Lat: 40.792610; Long: -77.798327 Conventional Bore Stream Crossing, GP-5-2 Lat: 40.792340; Long: -77.798035 PEM Wetland Crossing-01, GP-5-3 Crossing Spring Creek HQ-CWF Lat: 40.780880; Long: -77.777166 Open Cut, GP-5-4 Crossing Galbraith Gap Run HQ-CWF Lat: 40.780443; Long: -77.770193 Open Cut, GP-5-5 Lat: 40.780860; Long: -77.764815 PEM Wetland Crossing-02, GP-5-6 Lat: 40.775230; Long: -77.763257 PEM Wetland Crossing-03, GP-5-7 Lat: 40.773919; Long: -77.764602 PEM/PFO Wetland Crossing-04. This permit also authorizes five temporary crossings/impact as detailed: GP-8-2 Lat: 40.792333; Long: -77.798062 PEM Wetland Road Crossing-01, GP-8-4 Crossing Galbraith Gap Run HQ-CWF Lat: 40.780472;

Long: -77.770193 Road Crossing, GP-8-5 Lat: 40.780882  
 Long: -77.764812 PEM Wetland Road Crossing-02, GP-8-6  
 Lat:40-775230; Long: -77.763227 Wetland Road Crossing-  
 03, GP-8-7 Lat: 40.773937; Long: -77.764521 Wetland  
 Road Crossing-04. This project follows along SR 322 and  
 terminates at the Tussey Mountain Ski and Recreation  
 Resort. This permit also includes 401 Water Quality  
 Certification.

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

**E63-714, Washington County Council on Economic  
 Development**, 273 South Main Street, Washington, PA  
 15301, Hanover Township, **Washington County**, Pitts-  
 burgh ACOE District.

Has been given consent to:

Place and maintain fill in 0.928-acre of PEM wetlands,  
 0.024-acre of PSS wetlands and 1.966-acre of open water  
 for the purpose of expanding the existing Starpointe  
 Development (Phase 1C). A 1.04-acre mitigation wetland  
 is proposed on-site to compensate for the wetland im-  
 pacts. The project is located near the intersection of US  
 Route 22 and PA Route 18 (Burgettstown PA, USGS  
 Topographic Quadrangle; Latitude: 40° 25' 35"; Longitude:  
 -80° 24' 28"; Sub-basin 19C, Army Corps of Engineers  
 Pittsburgh District) in Hanover Township, Washington  
 County.

*District Oil and Gas Operations: Eastern Oil & Gas  
 District, 208 West Third Street, Suite 101, Williamsport,  
 PA 17701.*

**E5829-133: Great Bend and Liberty Townships**,  
 Williams Field Services Company, LLC, 310 State Route  
 92 North, Tunkhannock, PA 18657; Great Bend and  
 Liberty Townships, Susquehanna County, **ACOE Balti-  
 more District**.

To construct, operate, and maintain:

1) a temporary timber mat impact impacting 10,420  
 square feet (0.24 acre) of a palustrine emergent wetlands  
 (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 56'  
 28", Longitude: -75° 51' 01"),

2) a temporary timber mat bridge impacting 15 lineal  
 feet of an unnamed tributary to Snake Creek (CWF, MF)  
 (Franklin Forks, PA Quadrangle; Latitude: 41° 56' 28",  
 Longitude: -75° 51' 03"),

3) a temporary timber mat impact impacting 186  
 square feet (0.01 acre) of a palustrine emergent wetlands  
 (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 56'  
 29", Longitude: -75° 51' 03"),

4) a temporary timber mat impact impacting 2,311  
 square feet (0.05 acre) of a palustrine emergent wetlands  
 (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 56'  
 30", Longitude: -75° 50' 55"),

5) a 16-inch diameter steel natural gas gathering pipe-  
 line and temporary timber mat impacting 3,058 square  
 feet (0.07 acre) of a palustrine emergent wetlands (PEM)  
 (Franklin Forks, PA Quadrangle; Latitude: 41° 56' 30",  
 Longitude: -75° 50' 53"),

6) a 16-inch diameter steel natural gas gathering pipe-  
 line and temporary timber mat bridge impacting 58 lineal  
 feet of an unnamed tributary to Snake Creek (CWF, MF)  
 (Franklin Forks, PA Quadrangle; Latitude: 41° 56' 30",  
 Longitude: -75° 50' 52"),

7) a 16-inch diameter steel natural gas gathering pipe-  
 line and temporary timber mat bridge impacting 135  
 lineal feet of an unnamed tributary to Snake Creek (CWF,  
 MF) (Franklin Forks, PA Quadrangle; Latitude: 41° 56'  
 41", Longitude: -75° 50' 31"),

8) a 16-inch diameter steel natural gas gathering pipe-  
 line and temporary timber mat impacting 1,223 square  
 feet (0.03 acre) of a palustrine emergent wetlands (PEM)  
 (Franklin Forks, PA Quadrangle; Latitude: 41° 56' 41",  
 Longitude: -75° 50' 30"),

9) a 16-inch diameter steel natural gas gathering pipe-  
 line and temporary timber mat impacting 6,361 square  
 feet (0.15 acre) of a palustrine emergent wetlands (PEM)  
 (Franklin Forks, PA Quadrangle; Latitude: 41° 56' 40",  
 Longitude: -75° 50' 21"),

10) a 16-inch diameter steel natural gas gathering  
 pipeline and temporary timber mat impacting 1,304  
 square feet (0.03 acre) of a palustrine emergent wetlands  
 (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 56'  
 40", Longitude: -75° 50' 19"),

11) a 16-inch diameter steel natural gas gathering  
 pipeline and temporary timber mat bridge impacting 16  
 lineal feet of an unnamed tributary to Snake Creek (CWF,  
 MF) (Franklin Forks, PA Quadrangle; Latitude: 41° 56'  
 39", Longitude: -75° 50' 17"),

12) a temporary timber mat impact impacting 376  
 square feet (0.01 acre) of a palustrine emergent wetlands  
 (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 56'  
 40", Longitude: -75° 50' 17"),

13) a 16-inch diameter steel natural gas gathering  
 pipeline and temporary timber mat impacting 2,224  
 square feet (0.05 acre) of a palustrine emergent wetlands  
 (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 56'  
 39", Longitude: -75° 50' 15"),

14) a temporary timber mat impact impacting 2,415  
 square feet (0.06 acre) of a palustrine emergent wetlands  
 (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 56'  
 47", Longitude: -75° 49' 55"),

15) a 16-inch diameter steel natural gas gathering  
 pipeline and temporary timber mat impacting 40 square  
 feet (0.01 acre) of a palustrine emergent wetlands (PEM)  
 (Franklin Forks, PA Quadrangle; Latitude: 41° 56' 47",  
 Longitude: -75° 49' 52"),

16) a 16-inch diameter steel natural gas gathering  
 pipeline impacting 399 square feet (0.01 acre) of a  
 palustrine forested wetlands (PFO) (Franklin Forks, PA  
 Quadrangle; Latitude: 41° 56' 49", Longitude: -75° 49'  
 47"),

17) a 16-inch diameter steel natural gas gathering  
 pipeline impacting 84 lineal feet of Snake Creek (CWF,  
 MF) (Franklin Forks, PA Quadrangle; Latitude: 41° 56'  
 50", Longitude: -75° 49' 45"),

18) a 16-inch diameter steel natural gas gathering  
 pipeline and temporary timber mat bridge impacting 49  
 lineal feet of an unnamed tributary to Snake Creek (CWF,  
 MF) (Franklin Forks, PA Quadrangle; Latitude: 41° 56'  
 50", Longitude: -75° 49' 45"),

19) a temporary timber mat bridge impacting 07 lineal  
 feet of an unnamed tributary to Snake Creek (CWF, MF)  
 (Franklin Forks, PA Quadrangle; Latitude: 41° 56' 51",  
 Longitude: -75° 49' 43"),

20) a 16-inch diameter steel natural gas gathering  
 pipeline impacting 4 square feet (0.01 acre) of a

palustrine emergent wetlands (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 56' 51", Longitude: -75° 49' 43"),

21) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 22,767 square feet (0.52 acre) of a palustrine emergent wetlands (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 56' 51", Longitude: -75° 49' 42"),

22) a temporary timber mat bridge impacting 57 lineal feet of an unnamed tributary to Snake Creek (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41° 56' 52", Longitude: -75° 49' 40"),

23) a temporary timber mat bridge impacting 138 lineal feet of an unnamed tributary to Snake Creek (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41° 56' 52", Longitude: -75° 49' 39"),

24) a temporary timber mat impact impacting 590 square feet (0.01 acre) of a palustrine emergent wetlands (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 56' 52", Longitude: -75° 49' 39"),

25) a temporary timber mat impact impacting 2,432 square feet (0.06 acre) of a palustrine emergent wetlands (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 56' 53", Longitude: -75° 49' 38"),

26) a temporary timber mat impact impacting 1,300 square feet (0.03 acre) of a palustrine emergent wetlands (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 56' 52", Longitude: -75° 49' 38"),

27) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat bridge impacting 55 lineal feet of an unnamed tributary to Snake Creek (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41° 56' 57", Longitude: -75° 49' 09"),

28) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 1,100 square feet (0.03 acre) of a palustrine emergent wetlands (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 57' 51", Longitude: -75° 49' 06"),

29) a temporary timber mat impact impacting 29 square feet (0.01 acre) of a palustrine emergent wetlands (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 56' 57", Longitude: -75° 49' 05"),

30) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat bridge impacting 61 lineal feet of an unnamed tributary to Snake Creek (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41° 56' 57", Longitude: -75° 49' 05"),

31) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 3,203 square feet (0.07 acre) of a palustrine emergent wetlands (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 56' 57", Longitude: -75° 49' 02"),

32) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat bridge impacting 55 lineal feet of a tributary to Snake Creek (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41° 56' 59", Longitude: -75° 48' 52"),

33) a temporary timber mat bridge impacting 20 lineal feet of an unnamed tributary to Snake Creek (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41° 56' 59", Longitude: -75° 48' 52"),

34) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat bridge impacting 69

lineal feet of an unnamed tributary to Snake Creek (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41° 57' 01", Longitude: -75° 48' 51"),

35) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat bridge impacting 96 lineal feet of an unnamed tributary to Snake Creek (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41° 57' 05", Longitude: -75° 48' 48"),

36) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 4,170 square feet (0.10 acre) of a palustrine emergent wetlands (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 57' 02", Longitude: -75° 48' 51"),

37) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 11,523 square feet (0.26 acre) of a palustrine emergent wetlands (PEM) and 3,483 square feet (0.08 acre) of a palustrine scrub-shrub wetlands (PSS) (Franklin Forks, PA Quadrangle; Latitude: 41° 57' 05", Longitude: -75° 49' 48"),

38) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 2,360 square feet (0.05 acre) of a palustrine emergent wetlands (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 57' 08", Longitude: -75° 48' 46"),

39) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 5,204 square feet (0.12 acre) of a palustrine emergent wetlands (PEM) and 213 square feet (0.01 acre) of a palustrine forested wetlands (PFO) (Franklin Forks, PA Quadrangle; Latitude: 41° 57' 25", Longitude: -75° 48' 33"),

40) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat bridge impacting 53 lineal feet of an unnamed tributary to Snake Creek (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41° 57' 26", Longitude: -75° 48' 32"),

41) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 5,873 square feet (0.14 acre) of a palustrine forested wetlands (PFO) (Franklin Forks, PA Quadrangle; Latitude: 41° 57' 27", Longitude: -75° 48' 31"),

42) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 8,081 square feet (0.19 acre) of a palustrine emergent wetlands (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 57' 29", Longitude: -75° 48' 28"),

43) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 2,291 square feet (0.05 acre) of a palustrine emergent wetlands (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 57' 43", Longitude: -75° 47' 59"),

44) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat bridge impacting 62 lineal feet of an unnamed tributary to Snake Creek (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41° 57' 43", Longitude: -75° 47' 59"),

45) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 11,395 square feet (0.26 acre) of a palustrine emergent wetlands (PEM) and impacting 139 square feet (0.01 acre) of a palustrine forested wetlands (PFO) (Franklin Forks, PA Quadrangle; Latitude: 41° 57' 44", Longitude: -75° 47' 56"),

46) a temporary timber mat bridge impacting 41 lineal feet of an unnamed tributary to Snake Creek (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41° 57' 44", Longitude: -75° 47' 56"),



47) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat bridge impacting 55 lineal feet of an unnamed tributary to Snake Creek (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41° 57' 45", Longitude: -75° 47' 54"),

48) a temporary timber mat bridge impacting 16 lineal feet of an unnamed tributary to Snake Creek (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41° 57' 46", Longitude: -75° 47' 53"),

49) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat bridge impacting 51 lineal feet of an unnamed tributary to Snake Creek (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41° 57' 46", Longitude: -75° 47' 52"),

50) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 7,924 square feet (0.18 acre) of a palustrine emergent wetlands (PEM) and impacting 402 square feet (0.01 acre) of a palustrine forested wetlands (PFO) (Franklin Forks, PA Quadrangle; Latitude: 41° 57' 47", Longitude: -75° 47' 49"),

51) a temporary timber mat bridge impacting 23 lineal feet of an unnamed tributary to Snake Creek (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41° 57' 47", Longitude: -75° 47' 49"),

52) a temporary timber mat bridge impacting 27 lineal feet of an unnamed tributary to Snake Creek (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41° 57' 48", Longitude: -75° 47' 4"),

53) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 3,282 square feet (0.08 acre) of a palustrine emergent wetlands (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 57' 48", Longitude: -75° 47' 47"),

54) a temporary timber mat bridge impacting 19 lineal feet of an unnamed tributary to Snake Creek (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41° 57' 49", Longitude: -75° 47' 45"),

55) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 1,095 square feet (0.03 acre) of a palustrine emergent wetlands (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 57' 49", Longitude: -75° 47' 45"),

56) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 1,994 square feet (0.05 acre) of a palustrine emergent wetlands (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 57' 49", Longitude: -75° 47' 44"),

57) a temporary timber mat bridge impacting 31 lineal feet of an unnamed tributary to Snake Creek (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41° 57' 49", Longitude: -75° 47' 44"),

58) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat bridge impacting 70 lineal feet of an unnamed tributary to Snake Creek (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41° 57' 50", Longitude: -75° 47' 43"),

59) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 5,964 square feet (0.14 acre) of a palustrine emergent wetlands (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 57' 51", Longitude: -75° 47' 42"),

60) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 692 square feet (0.02 acre) of a palustrine emergent wetlands (PEM)

and impacting 508 square feet (0.01 acre) of a palustrine forested wetlands (PFO) (Franklin Forks, PA Quadrangle; Latitude: 41° 58' 01", Longitude: -75° 47' 10"),

61) a temporary timber mat impacting 127 square feet (0.01 acre) of a palustrine emergent wetlands (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 58' 01", Longitude: -75° 47' 04"),

62) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat bridge impacting 68 lineal feet of an unnamed tributary to Susquehanna River (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41° 58' 22", Longitude: -75° 46' 23"),

63) a temporary timber mat bridge impacting 116 lineal feet of an unnamed tributary to Susquehanna River (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41° 58' 23", Longitude: -75° 46' 22"),

64) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 11,315 square feet (0.26 acre) of a palustrine scrub-shrub wetlands (PSS) (Franklin Forks, PA Quadrangle; Latitude: 41° 58' 24", Longitude: -75° 46' 20"),

65) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 5,552 square feet (0.13 acre) of a palustrine scrub-shrub wetlands (PSS) (Franklin Forks, PA Quadrangle; Latitude: 41° 58' 26", Longitude: -75° 46' 18"),

66) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 2,939 square feet (0.07 acre) of a palustrine emergent wetlands (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 58' 27", Longitude: -75° 46' 17"),

67) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 4,111 square feet (0.09 acre) of a palustrine emergent wetlands (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 58' 28", Longitude: -75° 46' 16"),

68) a temporary timber mat bridge impacting 11 lineal feet of an unnamed tributary to Susquehanna River (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41° 58' 29", Longitude: -75° 46' 16"),

69) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 1,071 square feet (0.03 acre) of a palustrine emergent wetlands (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 58' 29", Longitude: -75° 46' 15"),

70) a temporary timber mat impacting 345 square feet (0.01 acre) of a palustrine emergent wetlands (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 58' 30", Longitude: -75° 46' 14"),

71) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 1,590 square feet (0.04 acre) of a palustrine emergent wetlands (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 58' 31", Longitude: -75° 46' 13"),

72) a temporary timber mat impacting 887 square feet (0.02 acre) of a palustrine emergent wetlands (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 58' 32", Longitude: -75° 46' 12"),

73) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 1,083 square feet (0.03 acre) of a palustrine scrub-shrub wetlands (PSS) (Franklin Forks, PA Quadrangle; Latitude: 41° 58' 32", Longitude: -75° 46' 11"),

74) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat bridge impacting 87 lineal feet of an unnamed tributary to Susquehanna River (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41° 58' 33", Longitude: -75° 46' 11"),

75) a temporary timber mat impacting 105 square feet (0.01 acre) of a palustrine emergent wetlands (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 58' 36", Longitude: -75° 46' 06"),

76) a temporary timber mat impacting 29 square feet (0.01 acre) of a palustrine emergent wetlands (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 58' 37", Longitude: -75° 46' 05"),

77) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 1,017 square feet (0.02 acre) of a palustrine emergent wetlands (PEM) and impacting 3,172 square feet (0.07 acre) of a palustrine scrub-shrub wetlands (PSS) (Franklin Forks, PA Quadrangle; Latitude: 41° 58' 38", Longitude: -75° 46' 04"),

78) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 438 square feet (0.01 acre) of a palustrine emergent wetlands (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 58' 41", Longitude: -75° 46' 02"),

79) a temporary timber mat bridge impacting 34 lineal feet of an unnamed tributary to Susquehanna River (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41° 58' 41", Longitude: -75° 46' 03"),

80) a temporary timber mat impacting 19 square feet (0.01 acre) of a palustrine emergent wetlands (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 58' 49", Longitude: -75° 45' 55"),

81) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 1,106 square feet (0.02 acre) of a palustrine emergent wetlands (PEM) and impacting 1,599 square feet (0.04 acre) of a palustrine scrub-shrub wetlands (PSS) (Franklin Forks, PA Quadrangle; Latitude: 41° 58' 50", Longitude: -75° 45' 51"),

82) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 775 square feet (0.02 acre) of a palustrine emergent wetlands (PEM) and impacting 16,314 square feet (0.37 acre) of a palustrine scrub-shrub wetlands (PSS) (Franklin Forks, PA Quadrangle; Latitude: 41° 58' 53", Longitude: -75° 45' 45"),

83) a temporary timber mat bridge impacting 829 lineal feet of an unnamed tributary to Susquehanna River (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41° 58' 58", Longitude: -75° 45' 38"),

84) a 16-inch diameter steel natural gas gathering pipeline impacting 41 lineal feet of an unnamed tributary to Susquehanna River (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41° 58' 58", Longitude: -75° 45' 31"),

85) a temporary timber mat impacting 1,639 square feet (0.04 acre) of a palustrine emergent wetlands (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 58' 57", Longitude: -75° 45' 39"),

86) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 788 square feet (0.02 acre) of a palustrine emergent wetlands (PEM) and impacting 8,732 square feet (0.20 acre) of a

palustrine scrub-shrub wetlands (PSS) (Franklin Forks, PA Quadrangle; Latitude: 41° 58' 56", Longitude: -75° 45' 38"),

87) a 16-inch diameter steel natural gas gathering pipeline impacting 97 lineal feet of an unnamed tributary to Susquehanna River (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41° 58' 57", Longitude: -75° 45' 34"),

88) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 23,098 square feet (0.53 acre) of a palustrine scrub-shrub wetlands (PSS) (Franklin Forks, PA Quadrangle; Latitude: 41° 58' 58", Longitude: -75° 45' 33"),

89) a 16-inch diameter steel natural gas gathering pipeline impacting 56 square feet (0.01 acre) of a palustrine scrub-shrub wetlands (PSS) (Franklin Forks, PA Quadrangle; Latitude: 41° 58' 58", Longitude: -75° 45' 32"),

90) a 16-inch diameter steel natural gas gathering pipeline impacting 33 square feet (0.01 acre) of a palustrine scrub-shrub wetlands (PSS) (Franklin Forks, PA Quadrangle; Latitude: 41° 58' 58", Longitude: -75° 45' 30"),

91) a 16-inch diameter steel natural gas gathering pipeline impacting 294 lineal feet of the Susquehanna River (WWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41° 58' 59", Longitude: -75° 45' 23"),

92) a 16-inch diameter steel natural gas gathering pipeline impacting 130 square feet (0.01 acre) of a palustrine scrub-shrub wetlands (PSS) (Franklin Forks, PA Quadrangle; Latitude: 41° 58' 59", Longitude: -75° 45' 20"),

93) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 101 square feet (0.01 acre) of a palustrine emergent wetlands (PEM) and impacting 123 square feet (0.01 acre) of a palustrine scrub-shrub wetlands (PSS) (Franklin Forks, PA Quadrangle; Latitude: 41° 59' 00", Longitude: -75° 45' 18"),

94) a 16-inch diameter steel natural gas gathering pipeline impacting 74 lineal feet of Trowbridge Creek (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41° 58' 56", Longitude: -75° 45' 02"),

95) a 16-inch diameter steel natural gas gathering pipeline impacting 103 lineal feet of Trowbridge Creek (CWF, MF) (Great Bend, PA Quadrangle; Latitude: 41° 59' 00", Longitude: -75° 44' 46"),

96) a temporary timber mat bridge impacting 86 lineal feet of an unnamed tributary Trowbridge Creek (CWF, MF) (Great Bend, PA Quadrangle; Latitude: 41° 58' 55", Longitude: -75° 45' 02"),

97) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 4,899 square feet (0.11 acre) of a palustrine emergent wetlands (PEM) and impacting 3,892 square feet (0.09 acre) of a palustrine scrub-shrub wetlands (PSS) (Great Bend, PA Quadrangle; Latitude: 41° 58' 55", Longitude: -75° 45' 01"),

98) a temporary timber mat impacting 429 square feet (0.01 acre) of a palustrine emergent wetlands (PEM) (Great Bend, PA Quadrangle; Latitude: 41° 59' 02", Longitude: -75° 44' 46"),

99) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 1,840

square feet (0.04 acre) of a palustrine emergent wetlands (PEM) (Great Bend, PA Quadrangle; Latitude: 41° 59' 04", Longitude: -75° 44' 45"),

100) a 16-inch diameter steel natural gas gathering pipeline impacting 112 lineal feet of Trowbridge Creek (CWF, MF) (Great Bend, PA Quadrangle; Latitude: 41° 59' 06", Longitude: -75° 44' 45"),

101) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 315 square feet (0.01 acre) of a palustrine emergent wetlands (PEM) and impacting 530 square feet (0.01 acre) of a palustrine scrub-shrub wetlands (PSS) (Great Bend, PA Quadrangle; Latitude: 41° 59' 08", Longitude: -75° 44' 44"),

102) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 1,356 square feet (0.03 acre) of a palustrine emergent wetlands (PEM) (Great Bend, PA Quadrangle; Latitude: 41° 59' 15", Longitude: -75° 44' 40"),

103) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 9,010 square feet (0.21 acre) of a palustrine emergent wetlands (PEM) and impacting 82 square feet (0.01 acre) of a palustrine forested wetlands (PFO) (Great Bend, PA Quadrangle; Latitude: 41° 59' 18", Longitude: -75° 44' 38"),

104) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 7,272 square feet (0.17 acre) of a palustrine emergent wetlands (PEM) (Great Bend, PA Quadrangle; Latitude: 41° 59' 23", Longitude: -75° 44' 33"),

105) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 170 square feet (0.01 acre) of a palustrine emergent wetlands (PEM) (Great Bend, PA Quadrangle; Latitude: 41° 59' 23", Longitude: -75° 44' 33"),

106) a 16-inch diameter steel natural gas gathering pipeline impacting 16 lineal feet of an unnamed tributary to Trowbridge Creek (CWF, MF) (Great Bend, PA Quadrangle; Latitude: 41° 59' 24", Longitude: -75° 44' 33"),

107) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 1,046 square feet (0.02 acre) of a palustrine emergent wetlands (PEM) (Great Bend, PA Quadrangle; Latitude: 41° 59' 26", Longitude: -75° 44' 32"),

108) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 9,811 square feet (0.23 acre) of a palustrine emergent wetlands (PEM) (Great Bend, PA Quadrangle; Latitude: 41° 59' 38", Longitude: -75° 44' 28"),

109) a 16-inch diameter steel natural gas gathering pipeline impacting 422 lineal feet of an unnamed tributary to Trowbridge Creek (CWF, MF) (Great Bend, PA Quadrangle; Latitude: 41° 59' 38", Longitude: -75° 44' 28"),

110) a 16-inch diameter steel natural gas gathering pipeline impacting 72 lineal feet of an unnamed tributary to Trowbridge Creek (CWF, MF) (Great Bend, PA Quadrangle; Latitude: 41° 59' 39", Longitude: -75° 44' 26"),

111) a 16-inch diameter steel natural gas gathering pipeline impacting 80 lineal feet of an unnamed tributary to Trowbridge Creek (CWF, MF) (Great Bend, PA Quadrangle; Latitude: 41° 59' 41", Longitude: -75° 44' 24"),

112) a temporary timber mat impacting 364 square feet (0.01 acre) of a palustrine emergent wetlands (PEM) (Great Bend, PA Quadrangle; Latitude: 41° 59' 41", Longitude: -75° 44' 23"),

113) a 16-inch diameter steel natural gas gathering pipeline impacting 70 lineal feet of an unnamed tributary to Trowbridge Creek (CWF, MF) (Great Bend, PA Quadrangle; Latitude: 41° 59' 43", Longitude: -75° 44' 21"),

114) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 4,490 square feet (0.10 acre) of a palustrine emergent wetlands (PEM) (Great Bend, PA Quadrangle; Latitude: 41° 59' 44", Longitude: -75° 44' 19"),

115) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 4,359 square feet (0.10 acre) of a palustrine emergent wetlands (PEM) (Great Bend, PA Quadrangle; Latitude: 41° 59' 45", Longitude: -75° 44' 17"),

116) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 2,788 square feet (0.06 acre) of a palustrine emergent wetlands (PEM) (Great Bend, PA Quadrangle; Latitude: 41° 59' 47", Longitude: -75° 44' 14"),

117) a 16-inch diameter steel natural gas gathering pipeline impacting 30 lineal feet of an unnamed tributary to Trowbridge Creek (CWF, MF) (Great Bend, PA Quadrangle; Latitude: 41° 59' 50", Longitude: -75° 44' 10"),

118) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat impacting 3,738 square feet (0.09 acre) of a palustrine emergent wetlands (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 56' 48", Longitude: -75° 50' 05"),

119) a temporary timber mat bridge impacting 22 lineal feet of an unnamed tributary to Snake Creek (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41° 56' 35", Longitude: -75° 50' 31"),

120) a temporary timber mat bridge impacting 31 lineal feet of an unnamed tributary to Susquehanna River (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41° 59' 00", Longitude: -75° 45' 34"),

121) a temporary timber mat bridge impacting 30 lineal feet of an unnamed tributary to Susquehanna River (CWF, MF) (Great Bend, PA Quadrangle; Latitude: 41° 59' 46", Longitude: -75° 44' 29"),

122) a temporary timber mat bridge impacting 51 lineal feet of an unnamed tributary to Snake Creek (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41° 56' 44", Longitude: -75° 50' 00"),

123) a temporary timber mat impacting 2,050 square feet (0.05 acre) of a palustrine emergent wetlands (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 56' 43", Longitude: -75° 50' 00"),

124) a temporary timber mat impacting 2,452 square feet (0.06 acre) of a palustrine emergent wetlands (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 56' 43", Longitude: -75° 50' 02"),

125) a temporary timber mat impacting 2,454 square feet (0.06 acre) of a palustrine emergent wetlands (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 56' 44", Longitude: -75° 49' 58"),

126) a temporary timber mat impacting 234 square feet (0.01 acre) of a palustrine emergent wetlands (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41° 56' 44", Longitude: -75° 49' 59").

The natural gas gathering pipeline project consists of constructing approximately 8.3 miles of 16-inch steel natural gas pipeline, 0.3 mile of 16-inch steel natural gas pipeline, and 209 feet of 16-inch steel natural gas pipeline

located in Great Bend and Liberty Townships, Susquehanna County. The project will result in 4,139 lineal feet of stream impacts, 203,482 square feet (4.67 acres) of palustrine emergent wetland impacts, 79,112 square feet (1.82 acre) of palustrine scrub-shrub wetland impacts, and 7,616 square feet (0.17 acre) of palustrine forested wetland impacts to provide safe reliable conveyance of Marcellus Shale natural gas to market.

**E5329-023: JKLM Energy, LLC**, 2200 Georgetown Drive, Suite 500, Sewickley, PA 15143, Homer Township, **Potter County**, ACOE Baltimore District.

To construct, operate and maintain the SV 228 to YM-52(S) Dehy Pipeline Project, which consists of two (2) 20-inch natural gas gathering lines, one (1) 16-inch double-walled production fluid line, one (1) 20-inch fresh water line, and two (2) 6-inch electric/communications conduit. This project will result in 38.0 linear feet of impacts to a UNT to Big Moores Run (EV) and 2,900 square feet (0.07 acre) of permanent impacts to Exceptional Value (EV) Palustrine Forested Wetlands via open cut trenching and a temporary access road crossing (Ayers Hill, PA Quadrangle, Latitude: N41° 43' 54.67", Longitude: W77° 58' 50.27"), all for the purpose of Marcellus shale development.

**E5929-085: HEP Tioga Gathering, LLC**, 22024 Route 14, Troy, PA 16947, Liberty Township, **Tioga County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) A temporary road crossing using timber mats, a 16 inch diameter steel natural gas pipeline, and a 20 inch diameter steel natural gas pipeline impacting 1,048 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Liberty, PA Quadrangle 41° 36' 09"N, 77° 06' 23"W);

2) A temporary road crossing using timber mats, a 16 inch diameter steel natural gas pipeline, and a 20 inch diameter steel natural gas pipeline impacting 53 linear feet of an unnamed tributary to Blacks Creek (CWF) (Liberty, PA Quadrangle 41° 36' 06"N, 77° 06' 20"W);

3) A temporary road crossing using timber mats, a 16 inch diameter steel natural gas pipeline, and a 20 inch diameter steel natural gas pipeline impacting 1,109 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Liberty, PA Quadrangle 41° 36' 05"N, 77° 06' 19"W);

4) A temporary road crossing using timber mats, a 16 inch diameter steel natural gas pipeline, and a 20 inch diameter steel natural gas pipeline impacting 206 square feet of an exceptional value palustrine forested (EV-PFO) wetland (Liberty, PA Quadrangle 41° 35' 59"N, 77° 05' 23"W);

5) A temporary road crossing using timber mats, a 16 inch diameter steel natural gas pipeline, and a 20 inch diameter steel natural gas pipeline impacting 4,148 square feet of an exceptional value palustrine forested (EV-PFO) wetland (Liberty, PA Quadrangle 41° 35' 58"N, 77° 05' 21"W);

6) A temporary road crossing using timber mats, a 16 inch diameter steel natural gas pipeline, and a 20 inch diameter steel natural gas pipeline impacting 121 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Liberty, PA Quadrangle 41° 35' 58"N, 77° 05' 13"W);

7) A temporary road crossing using timber mats, a 16 inch diameter steel natural gas pipeline, and a 20 inch

diameter steel natural gas pipeline impacting 52 linear feet of an unnamed tributary to Blockhouse Creek (CWF) (Liberty, PA Quadrangle 41° 35' 58"N, 77° 05' 11"W);

8) A temporary road crossing using timber mats, a 16 inch diameter steel natural gas pipeline, and a 20 inch diameter steel natural gas pipeline impacting 3,302 square feet of an exceptional value palustrine forested (EV-PFO) wetland, 76 linear feet of Blockhouse Creek (CWF), and 52 linear feet of an unnamed tributary to Blockhouse Creek (CWF) (Liberty, PA Quadrangle 41° 35' 54"N, 77° 04' 46"W);

9) A temporary road crossing using timber mats, a 16 inch diameter steel natural gas pipeline, and a 20 inch diameter steel natural gas pipeline impacting 432 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Liberty, PA Quadrangle 41° 35' 54"N, 77° 04' 39"W);

10) A temporary road crossing using timber mats impacting 456 square feet of an exceptional value palustrine emergent (EV-PEM) wetland and 25 linear feet of an unnamed tributary to Blockhouse Creek (CWF) (Liberty, PA Quadrangle 41° 35' 52"N, 77° 04' 39"W);

11) A temporary road crossing using timber mats, a 16 inch diameter steel natural gas pipeline, and a 20 inch diameter steel natural gas pipeline impacting 1,272 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Liberty, PA Quadrangle 41° 35' 56"N, 77° 04' 25"W);

12) A temporary road crossing using timber mats, a 16 inch diameter steel natural gas pipeline, and a 20 inch diameter steel natural gas pipeline impacting 5,768 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Liberty, PA Quadrangle 41° 35' 58"N, 77° 04' 04"W);

13) A temporary road crossing using timber mats, a 16 inch diameter steel natural gas pipeline, and a 20 inch diameter steel natural gas pipeline impacting 873 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Liberty, PA Quadrangle 41° 35' 59"N, 77° 04' 01"W);

14) A temporary road crossing using timber mats, a 16 inch diameter steel natural gas pipeline, and a 20 inch diameter steel natural gas pipeline impacting 4,276 square feet of an exceptional value palustrine emergent (EV-PEM) wetland, 232 square feet of an exceptional value palustrine scrub shrub (EV-PSS) wetland, and 56 linear feet of Brion Creek (EV) (Liberty, PA Quadrangle 41° 35' 58"N, 77° 03' 20"W);

15) A temporary road crossing using timber mats, a 16 inch diameter steel natural gas pipeline, and a 20 inch diameter steel natural gas pipeline impacting 54 linear feet of an unnamed tributary to Brion Creek (EV) (Liberty, PA Quadrangle 41° 36' 00"N, 77° 02' 58"W);

16) A temporary road crossing using timber mats, a 16 inch diameter steel natural gas pipeline, and a 20 inch diameter steel natural gas pipeline impacting 694 square feet of exceptional value palustrine emergent (EV-PEM) wetland (Liberty, PA Quadrangle 41° 35' 57"N, 77° 02' 40"W).

The project will result in 368 linear feet of temporary stream impacts, 16,255 square feet (0.37 acre) of temporary wetland impacts, and 7,682 square feet (0.18 acre) of permanent wetland impacts all for the purpose of installing a freshwater pipeline in Liberty Township, Tioga County. The permittee will provide 0.37 acre of compensa-

tory mitigation for forested wetland impacts at the impact location and along the right of way of the project.

#### 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.

*Southwest District: Oil & Gas Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222.*

ESCGP-3 # ESX18-125-0032  
Applicant Name Rice Drilling B, LLC  
Contact Person Todd Klaner  
Address 2400 Ansys Drive, Suite 200  
City, State, Zip Canonsburg, PA 15317  
County Washington  
Township(s) North Bethlehem and Somerset Townships  
Receiving Stream(s) and Classification(s) UNT to South Branch of Pigeon Creek (WWF)  
Secondary Receiving Water: South Branch of Pigeon Creek (WWF)

ESCGP-3 # ESX14-125-0061  
Applicant Name Rice Drilling B, LLC  
Contact Person Todd Klaner  
Address 2400 Ansys Drive, Suite 200  
City, State, Zip Canonsburg, PA 15317  
County Washington  
Township(s) Fallowfield Township & Bentleyville Borough  
Receiving Stream(s) and Classification(s) UNT to Pigeon Creek (WWF)  
Secondary Receiving Waters: Pigeon Creek (WWF)

ESCGP-3 # ESX14-125-0018  
Applicant Name EQT Production Company  
Contact Person Todd Klaner  
Address 2400 Ansys Drive, Suite 200  
City, State, Zip Canonsburg, PA 15317  
County Washington  
Township(s) Amwell Township  
Receiving Stream(s) and Classification(s) UNT to Montgomery Run (TSF), Montgomery Run (TSF)  
Secondary: Montgomery Run (TSF), Tenmile Creek (TSF)

ESCGP-3 # ESX14-125-0010  
Applicant Name EQT Production Company  
Contact Person Todd Klaner  
Address 2400 Ansys Drive, Suite 200  
City, State, Zip Canonsburg, PA 15317  
County Washington  
Township(s) West Pike Run Township  
Receiving Stream(s) and Classification(s) UNT to Pike Run (TSF)  
Secondary: Pike Run (TSF)

ESCGP-3 # ESX18-125-0017  
Applicant Name EQT Production Company  
Contact Person Todd Klaner  
Address 2400 Ansys Drive, Suite 200  
City, State, Zip Canonsburg, PA 15317  
County Washington  
Township(s) Allenport Borough  
Receiving Stream(s) and Classification(s) Primary Watershed(s): (1) UNTs to Monongahela River (WWF), and (2) UNTs to Hooders Run (WWF).  
Secondary Watershed(s): (1) Monongahela River (WWF) and (2) Hooders Run (WWF).

ESCGP-3 # ESX13-059-0055  
Applicant Name EQT Production Company  
Contact Person Todd Klaner  
Address 2400 Ansys Drive, Suite 200  
City, State, Zip Canonsburg, PA 15317  
County Greene  
Township(s) Morgan Township  
Receiving Stream(s) and Classification(s) Primary Watershed(s): UNTs to South Fork Tenmile Creek (WWF).  
Secondary Watershed(s): South Fork Tenmile Creek (WWF).

ESCGP-3 # ESX18-125-0020  
Applicant Name EQT Production Company  
Contact Person Todd Klaner  
Address 2400 Ansys Drive, Suite 200  
City, State, Zip Canonsburg, PA 15317  
County Washington  
Township(s) East Bethlehem Township & Deemston Borough  
Receiving Stream(s) and Classification(s) UNT to Tenmile Creek (TSF) and UNT to Black Dog Hollow (WWF)  
Secondary Receiving Waters: Tenmile Creek (TSF) and Black Dog Hollow (WWF)

ESCGP-3 # ESX18-125-0015  
Applicant Name EQT Production Company  
Contact Person Todd Klaner  
Address 2400 Ansys Drive, Suite 200  
City, State, Zip Canonsburg, PA 15317  
County Washington  
Township(s) Carroll Township  
Receiving Stream(s) and Classification(s) UNT to Monongahela River (WWF)  
Secondary Receiving Water: Monongahela River (WWF)

ESCGP-3 # ESG076519001-00  
Applicant Name Chevron Appalachia, LLC  
Contact Person Branden Weimer  
Address 700 Cherrington Parkway  
City, State, Zip Coraopolis, PA 15108  
County Westmoreland County  
Township(s) South Huntingdon Township  
Receiving Stream(s) and Classification(s) Barren Run and UNTs to Youghioghney River (WWF)  
Secondary Receiving Water—Youghioghney River (WWF)/Jacobs Creek Watershed and Youghioghney River Watershed

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

<i>ESCGP-2 No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
ESG006319001	Columbia Gas Transmission, LLC 1700 MacCorkle Avenue Charleston, WV 25314	Washington County	Hopewell Township	Buffalo Creek (HQ-WWF)

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

ESCGP-3 # ESG290819012-00  
Applicant Name Chesapeake Appalachia, LLC  
Contact Person Eric Haskins  
Address 14 Chesapeake Lane  
City, State, Zip Sayre, PA 18840  
County Bradford  
Township(s) Wyalusing Twp.  
Receiving Stream(s) and Classification(s) Little Tuscarora Creek (CWF-MF), UNT to Wyalusing Creek  
Secondary: Wyalusing Creek (CWF-MF) and Susquehanna River (WWF-MF)

ESCGP-3 # ESG290819010-00  
Applicant Name Appalachia Midstream Services, L.L.C.  
Contact Person Scott Kinter  
Address 400 IST CTR  
City, State, Zip Horseheads, NY 14845  
County Bradford  
Township(s) Wyalusing Twp.  
Receiving Stream(s) and Classification(s) Little Tuscarora Creek (CWF-MF)  
Secondary Receiving: Susquehanna River (WWF-MF)

ESCGP-3 # ESG295819011-00  
Applicant Name Williams Field Services Company, LLC  
Contact Person Adam Weightman  
Address 310 SR 29 N  
City, State, Zip Tunkhannock, PA 18657-6817  
County Susquehanna  
Township(s) Brooklyn Twp.  
Receiving Stream(s) and Classification(s) UNT to Horton Creek (CWF-MF), Horton Creek (CWF-MF), UNT to Martins Creek (CWF-MF)  
Secondary Receiving: Horton Creek (CWF-MF)

ESCGP-3 # ESG295819016-00  
Applicant Name Williams Field Services Company, LLC  
Contact Person Barry Mahar  
Address 310 SR 29N  
City, State, Zip Tunkhannock, PA 18657-6817  
County Susquehanna  
Township(s) Brooklyn Twp.  
Receiving Stream(s) and Classification(s) Hop Bottom Creek (CWF-MF), UNT to Martins Creek (CWF-MF)  
Secondary Receiving Water: Martins Creek (CWF-MF)

ESCGP-3 # ESG295919013-00  
Applicant Name Tilden Marcellus LLC  
Contact Person Eric Reigle  
Address 4600 J Barry Ct, Suite 120  
City, State, Zip Canonsburg, PA 15317  
County Tioga  
Township(s) Gaines Twp.  
Receiving Stream(s) and Classification(s) Lick Run (HQ-CWF)  
Secondary Receiving: Pine Creek (EV)

ESCGP-3 # ESG294119011-00  
Applicant Name ARD Operating, LLC  
Contact Person Stephen Barondeau  
Address 33 West Third Street, Suite 300  
City, State, Zip Williamsport, PA 17701  
County Lycoming  
Township(s) Cascade Twp.  
Receiving Stream(s) and Classification(s) Salt Run and its tributaries (EV), Wallis Run and its tributaries (EV), UNT Slacks Run (HQ-CWF)  
Secondary Receiving Waters: Wallis Run (EV), Loyalsock Creek (EV) and Lycoming Creek (EV)

ESCGP-3 # ESG295919017-00  
Applicant Name Repsol Oil & Gas USA, LLC  
Contact Person Lance Ridall  
Address 50 Pennwood Place  
City, State, Zip Warrendale, PA 15086-6512  
County Tioga  
Township(s) Covington & Sullivan Twps.  
Receiving Stream(s) and Classification(s) Canoe Camp Creek (CWF/MF)  
Secondary Receiving Waters: Tioga River (WWF/MF)

ESCGP-3 # ESG291819001-00  
Applicant Name Dominion Energy Transmission, Inc.  
Contact Person Brian C. Sheppard  
Address 925 White Oaks Boulevard  
City, State, Zip Bridgeport, WV 26330  
County Clinton  
Township(s) Leidy Twp.  
Receiving Stream(s) and Classification(s) Primary Watershed(s): (1) UNT to Turtle Point Hollow (EV), (2) Drury Run (EV), (3) Road Hollow (EV), and (4) Kates Hollow (EV).  
Secondary Watershed(s): (1) Turtle Point Hollow (EV), (2) West Branch Susquehanna River (WWF), (3) Kettle Creek (EV), and (4) Road Hollow (EV).

ESCGP-3 # ESG295919014-00  
Applicant Name Repsol Oil and Gas USA, LLC  
Contact Person Lance Ridall  
Address 50 Pennwood Place  
City, State, Zip Warrendale, PA 15086  
County Tioga  
Township(s) Sullivan Twp.  
Receiving Stream(s) and Classification(s) Canoe Camp Creek (CWF)  
Secondary Receiving Water: Tioga River (CWF)

ESCGP-3 # ESG29-117-18-0020(01)  
Applicant Name Rockdale Marcellus, LLC  
Contact Person Sean Wainwright  
Address 4600 J Barry Court, Suite 120  
City, State, Zip Canonsburg, PA 15317  
County Tioga  
Township(s) Liberty Twp.  
Receiving Stream(s) and Classification(s) Salt Spring Run (EV)  
Secondary Receiving Water: Roaring Branch (EV)

ESCGP-3 # ESG296619004-00  
 Applicant Name Chesapeake Appalachia, LLC  
 Contact Person Eric Haskins  
 Address 14 Chesapeake Lane  
 City, State, Zip Sayre, PA 18840  
 County Wyoming  
 Township(s) Windham Twp.  
 Receiving Stream(s) and Classification(s) Primary Water-  
 shed(s): UNTs to Little Mehoopany Creek (CWF, MF).  
 Secondary Watershed(s): Susquehanna River (WWF,  
 MF).

## 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.*

**Lukoil 69723**, 15-41470, 807 E. Baltimore Pike, East Marlborough Township, **Chester County**. Envirotrac Ltd., 3070 Bristol Pike, Building 1, Suite 221, Bensalem, PA 19020, on behalf of Lukoil North America LLC, 302 Harper Drive, Suite 303, Moorestown, NJ 08057 submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with unleaded gasoline. The report is intended to document remediation of the site to meet nonresidential and residential Statewide health and site-specific standards.

**Septa Frankford Bus Garage**, 51-07480, 5235 Penn St., **City of Philadelphia**. Michael Baker International, 1818 Market Street, Suite 1310, Philadelphia, PA 19103, on behalf of SEPTA, 1234 Market Street, 6th Floor, Philadelphia, PA 19107-3780, 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 residential Statewide health standards.

**PQ Chester Plt**, 23-16475, 1201 W. Front St., Chester City, **Delaware County**. GZA GeoEnvironmental, Inc., 55 Lane Rd., Suite 407, Fairfield, NJ 07004, on behalf of PQ Corporation, 300 Linderwood Drive, Malvern, PA 19355 submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with No. 2 and No. 6 heating oil. The report is intended to document remediation of the site to meet nonresidential Statewide health standards.

**Lukoil 69234**, 09-41461, 200 Lincoln Hwy, Pennel Borough, **Bucks County**. Envirotrac Ltd., 3070 Bristol Pike, Building 1, Suite 221, Bensalem, PA 19020, on behalf of Lukoil North America LLC, 302 Harper Drive, Suite 303, Moorestown, NJ 08057, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with unleaded gasoline. The report is intended to document remediation of the site to meet nonresidential Statewide health and site-specific standards.

**Phila Ref Point Breeze Proc Area**, 51-33620, 3144 W Passyunk Ave, **City of Philadelphia**. Stantec, 1060 Andrew Drive, Suite 140, West Chester, PA 19380, on behalf of Philadelphia Energy Solutions Refining and Marketing LLC, 3144 W. Passyunk Ave., Philadelphia, PA 19145-5208, submitted a Remedial Action Completion Report concerning remediation of soil contaminated with unleaded gasoline. The report is intended to document remediation of the site to meet site specific standards.

**Sunoco 0004 7274**, 51-40310, 5026 Wynnefield Ave., **City of Philadelphia**. Groundwater & Environmental Services, Inc., 440 Creamery Way, Suite 500, Exton, PA 19341, on behalf of Evergreen Resources Management Operations, 2 Righter Parkway, Suite 120, Wilmington, DE 19803 submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum products. The report is intended to document remediation of the site to meet residential Statewide health standards and site-specific standards.

**Lukoil 69727**, 15-35591, 201 Morehall Rd., East Whiteland Township, **Chester County**. Envirotrac Ltd., 3070 Bristol Pike, Building 1, Suite 221, Bensalem, PA 19020, on behalf of Lukoil North America LLC, 302 Harper Drive, Suite 303, Moorestown, NJ 08057, submitted a Site Characterization Report concerning remediation of soil and groundwater contaminated with petroleum products. The report is intended to document remediation of the site to meet site residential Statewide health standards and site-specific standards.

**Sunoco 0004 7522**, 23-30279, 1491 N. Providence Rd., Upper Providence Township, **Delaware County**. Aquaterra Technologies, Inc., P.O. Box 744, West Chester, PA 19381, on behalf of Sunoco R&M, 2 Righter Parkway, Suite 120, Wilmington, DE 19803, 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 nonresidential Statewide health and site-specific standards.

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

**Nelly Travel Plaza**, Storage Tank ID # 40-13189, 3765 Nuangola Road, Rice Township, **Luzerne County**. MEA, 1365 Ackermanville Road, Bangor, PA 18013, on behalf of Nation Retail Properties, 450 South Orange Avenue, Suite 900, Orlando, FL 32801, submitted a combined Site Characterization Report and Remedial Action Plan concerning remediation of groundwater contaminated with gasoline. The report is intended to document the remedial actions for meeting Site-Specific Standards.

**Jeet One Texaco**, Storage Tank ID # 40-31781, State Route 93 & Interstate 80, Sugarloaf Township, **Luzerne County**. Austin James Associates, P.O. Box U, Pocono Pines, PA 18350 on behalf of Drums Towing and Truck Service, 922 Sanderson Street, Throop, PA 18515, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with gasoline. The report is intended to document remediation of the site to meet Statewide Health Standards.

**Cramer's Cashway**, Storage Tank ID # 45-23206, 131 Scenic Drive, Polk Township, **Monroe County**. LaBella, 1000 Dunham Drive, Suite B, Dunmore, PA 18512, on behalf of Cramer's Home Building Center, 320 North Courtland Street, East Stroudsburg, PA 18301, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with gasoline. The plan is intended to document the remedial actions for meeting Site-Specific Standards.

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

**Hickory BP**, Storage Tank Primary Facility ID # 63-09720, 221 Main Street, Hickory, PA 15340, Mount Pleasant Township, **Washington County**, PA. Letterle and Associates, Inc., 2859 Oxford Boulevard, Allison Park, PA 15101, on behalf of Coen Markets, Inc., 1000 Philadelphia Street, Canonsburg, PA 15317, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum products. The report is intended to document remediation of the site to meet the Site-Specific Standard.

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

**Joy Cone Manufacturing**, Storage Tank Facility ID # 43-16530, 3435 Lamor Road, Hermitage, PA 16148, **Mercer County**. Compliance Environmental Services, 2700 Kirila Boulevard, Hermitage, PA 16148 on behalf of Joy Cone Company, 3435 Lamor Road, Hermitage, PA 16148, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with benzene, toluene, ethyl benzene, xylenes, naphthalene, methyl tertiary butyl ether (MTBE), cumene, 1,2,4-trimethylbenzene, and 1,3,5-trimethylbenzene. The plan is intended to document the remedial actions for meeting the Statewide Health 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.*

**Horsley Auto Svc**, 46-30090, 925 Montgomery Ave, Lower Merion Township, **Montgomery County**. Penn E&R, Inc., 2755 Bergey Road, Hatfield, PA 19440, on behalf of MBA Equities LTD, 114 Forest Avenue, Suite 100, Narberth, PA 19401 submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum products. The Remedial Action Completion Report demonstrated attainment of residential Statewide health standards and was approved by the DEP on August 22, 2019.

**Turkey Hill 71**, 15-08728, 4031 Horseshoe Pike, Honey Brook Borough, **Chester County**. Reliance Environmental, Inc., 235 N. Duke St., Lancaster, PA 17602, on behalf of Turkey Hill Minit Markets, 257 Centerville Road, Lancaster, PA 17603, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum products. The Remedial Action Plan was acceptable to meet residential Statewide health and site-specific standards and was approved by the DEP on August 27, 2019.

**Superior Ind**, 15-06520, 710 Wheatland St, Phoenixville Borough, **Chester County**. Center Point Tank Services, Inc., 563 E. Benjamin Franklin Highway, Douglasville, PA 19518, on behalf of Superior Industries, Ltd., 701 Wheatland Street, Phoenixville, PA 19460, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with heating



oil and diesel oil. The Remedial Action Completion Report demonstrated attainment of nonresidential Statewide health standards and was approved by the DEP on August 28, 2019.

**Telford Suburban Heating Oil**, 09-15554, 3115 State Rd., West Rockhill Township, **Bucks County**. Coventry Environmental, Inc., P.O. Box 1052, Kimberton, PA 19442-1052, on behalf of Telford Suburban Heating Oil, 3115 State Road, Telford, PA 18969-1076 submitted a Site Characterization Report 310(b) concerning remediation of soil contaminated with petroleum products. The report demonstrated attainment of residential Statewide health standards and was approved by the DEP on August 28, 2019.

**Wheelabrator Falls**, 09-36038, 1201 New Ford Mill Rd, Falls Township, **Bucks County**. Gilmore & Associates, Inc., 65 East Butler Pike Avenue, New Britain, PA 18901, on behalf of Wheelabrator Technologies, 1201 New Ford Mills Road, Falls Township, Bucks County, PA, submitted a Remedial Action Completion Report concerning remediation of soil contaminated with sodium hypochlorite. The report demonstrated attainment of site-specific standards and was approved by the DEP on August 28, 2019.

**Sunoco 0363 9408**, 51-24214, 4500 Baltimore Ave., **City of Philadelphia**. Groundwater & Environmental Services, Inc., 440 Creamery Way, Suite 500, Exton, PA 19341, on behalf of Evergreen Resources Management Operations, 2 Righter Parkway, Suite 120, Wilmington, DE 19803, 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 and site-specific standards and was approved by the DEP on August 20, 2019.

**540 W Dekalb Pike Shell**, 46-21016, 540 W. Dekalb Pike, Upper Merion Township, **Montgomery County**. Resource Control Consultants, LLC, 10 Lippincott Lane, Unit 1, Mount Holly, NJ 08060, on behalf of Bronson Oil Fee Holdings, LLC, 1800 Chapel Avenue, Suite 160, Cherry Hill, NJ 08002 submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum products. The Remedial Action Completion Report demonstrated attainment of residential Statewide health and site-specific standards and was approved by the DEP on August 21, 2019.

**Giant Food Store 6445**, 46-39679, 1554 Cowpath Rd, Hatfield Borough, **Montgomery County**. Advantage Engineers, 435 Independence Avenue, Suite C, Mechanicsburg, PA 17055, on behalf of Giant Food Stores, 1149 Harrisburg Pike, Carlisle, PA 17013, submitted a Remedial Action plan concerning remediation of soil and groundwater contaminated with petroleum compounds. The Remedial Action Plan was acceptable to meet nonresidential Statewide health standards and was approved by the DEP on July 29, 2019.

**Grandview Depot**, 09-30531, 396 N Main St, Sellersville Borough, **Buck County**. Clayton Services, 1815 Gallagher Road, Plymouth Meeting, PA 19462, on behalf of Grandview Depot, 396 North Main Street, Sellersville, PA 18960, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum products. The Remedial Action Plan was acceptable to meet nonresidential Statewide health standards and was approved by the DEP on August 23, 2019.

**Stans Amoco**, 09-44493, 501 Route 313, East Rockhill Township, **Bucks County**. Synergy Environmental, Inc.,

155 Rail Road Plaza, First Floor, Royersford, PA 19468, on behalf of 313 at Fifth, LLC, 2003 South Easton Road, Suite 108, Doylestown, PA 18901 submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum products. The Remedial Action Plan was acceptable to meet residential Statewide health and site-specific standards and was approved by the DEP on August 23, 2019.

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

**Bandit Truck Stop II**, Storage Tank ID # 13-25464, 4700 State Route 534, Kidder Township, **Carbon County**. MEA, 1365 Ackermanville Road, Bangor, PA 18013, on behalf of Anil Thakrar, 3935 Hemlock Place, Bethlehem, PA 18017, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum. The Remedial Action Completion Report demonstrated attainment of Site-Specific Standards and was approved by DEP on August 28, 2019.

**Uni Mart # 4308**, Storage Tank ID # 40-29872, 3000 Bear Creek Boulevard, Bear Creek Township, **Luzerne County**, LaBella Associates, 1000 Dunham Drive, Suite B, Dunmore, PA 18512, on behalf of National Retail Properties Trust, 450 South Orange Avenue, Orlando, FL 32801, submitted a Remedial Action Plan concerning remediation of groundwater contaminated with petroleum. The Remedial Action Plan was acceptable to meet Background Standards and was approved by DEP on August 29, 2019.

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

**Former Renzie Mart**, Storage Tank Primary Facility ID # 02-80598, 2010 Eden Park Boulevard, McKeesport, PA 15132, City of McKeesport, **Allegheny County**. KU Resources, Inc., 22 South Linden Street, Duquesne, PA 15110, on behalf of North Side Industrial Development Company, 700 River Avenue, Pittsburgh, PA 15212, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum products. The Remedial Action Completion Report did not demonstrate attainment of the Site-Specific Standard and was disapproved on August 27, 2019.

**Farmington Shell**, Storage Tank Primary Facility ID # 26-83712, 3753 National Pike, Farmington, PA 15437, Wharton Township, **Fayette County**. Flynn Environmental, Inc., 5640 Whipple Avenue NW, North Canton, OH 44720, on behalf of Earl Johnson, P.O. Box 44, Farmington, PA 15437, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum products. The Remedial Action Plan was acceptable to meet the Residential, Used Aquifer Statewide Health Standard and was approved on August 7, 2019.

**Former Wise's Amoco**, Storage Tank Primary Facility ID # 63-09660, 99 East Maiden Street, Washington, PA 15301, City of Washington, **Washington County**. Letterle and Associates, Inc., 2859 Oxford Boulevard, Allison Park, PA 15101, on behalf of Coen Markets, Inc., 1000 Philadelphia Street, Canonsburg, PA 15317, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum products. The Remedial Action Completion Report

did not demonstrate attainment of the Residential, Used Aquifer Statewide Health Standard and was disapproved on August 7, 2019.

**Bridgeville BP**, Storage Tank Primary Facility ID # 02-26653, 3010 Washington Pike, Bridgeville, PA 15017, South Fayette Township, **Allegheny County**. Flynn Environmental, Inc., 5640 Whipple Avenue NW, North Canton, OH 44720, on behalf of FIDC 63 LLC, 100 Debartolo Place, # 400, Youngstown, OH 44512, submitted a Site Characterization Report/Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum products. The Site Characterization Report/Remedial Action Plan with Modifications was acceptable to meet the Site-Specific Standard and was approved on August 16, 2019.

**American Natural # 14**, Storage Tank Primary Facility ID # 02-37771, 2619 Wexford Bayne Road, Sewickley, PA 15143, Franklin Park Borough, **Allegheny County**. Letterle and Associates, Inc., 2859 Oxford Boulevard, Allison Park, PA 15101, on behalf of Hypatia Holdings, LP, 333 Baldwin Road, 2nd Floor, Pittsburgh, PA 15205 submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum products. The Remedial Action Completion Report did not demonstrate attainment of the Non-Residential, Used Aquifer Statewide Health Standard and was disapproved on August 16, 2019.

**Ben Avon Mini Mart**, Storage Tank Primary Facility ID # 02-36089, 200 Division Avenue, Pittsburgh, PA 15202, Ben Avon Borough, **Allegheny County**. CORE Environmental Services, Inc., 3960 William Flinn Highway, Suite 1000, Allison Park, PA 15101, on behalf of HALP Enterprise, Inc., 200 Division Avenue, Pittsburgh,

PA 15202, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum products. The Remedial Action Plan was not acceptable to meet the Site-Specific Standard and was disapproved on August 16, 2019.

**Former Vandermark Amoco**, Primary Facility ID # 63-09662, 604 and 608 Main Street, Bentleyville, PA 15314, Somerset Township, **Washington County**. ECS Mid-Atlantic, LLC, 56 Grumbacher Road, Suite D, York, PA 17406 on behalf of Coen Market, Inc., 1000 Philadelphia Street, Canonsburg, PA 15317, submitted a Remedial Action Completion Report concerning the remediation of soil and groundwater contaminated with petroleum products. The Remedial Action Completion Report demonstrated attainment of the Non-Residential, Statewide Health Standard the Site-Specific Standard and was approved on August 9, 2019.

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

**Country Fair 38**, Storage Tank Primary Facility ID # 25-91603, 1810 Sassafras Street, City of Erie, **Erie County**. Groundwater & Environmental Services, Inc., 301 Commerce Park Drive, Cranberry Township, PA 16066, on behalf of Country Fair, Inc., 2251 East 30th Street, Erie, PA 16510, 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 Remedial Action Completion Report demonstrated attainment of the Statewide Health Standard and was approved by DEP on August 23, 2019.

## SPECIAL NOTICES

### Notice of Certification to Perform Radon-Related Activities in Pennsylvania

In the month of August 2019 the 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 following persons to perform radon-related activities in Pennsylvania. The period of certification is two years. (For a complete list of persons currently certified to perform radon-related activities in Pennsylvania 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>
Ken Ball	P.O. Box 731 Northeast, MD 21901	Testing
James Budzeak	201 Penn Center Blvd. # 400 Pittsburgh, PA 15235	Testing
George Curry GEO Environmental	P.O. Box 508 Medford, NJ 08055	Mitigation
Richard Delaney	275 Pioneer Road Franklin, PA 16323	Testing
Louis J. DiGeambeardino	24 Millbridge Road Clementon, NJ 08021	Testing
Tony Domingues Integra Home Inspections, LLC	6801 W. Tilghman St., Unit 115 Allentown, PA 18106	Testing
David Gray	419 Jerome Road Trevose, PA 19053	Testing
Joseph Hancaviz	P.O. Box 354 Nazareth, PA 18064	Testing

<i>Name</i>	<i>Address</i>	<i>Type of Certification</i>
John Hempele	P.O. Box 345 Martins Creek, PA 18063	Testing
Brian Kampi	2175 Ridge Drive Mars, PA 16046	Testing
Kevin Kerr	363 Hill Road Honey Brook, PA 19344	Testing
Anthony LaMastra A.B.E. Measurement Lab	1005 Old 22 Lenhartsville, PA 19534	Testing & Laboratory Analysis
Jarrold Lape	109 Sunset Street Monongahela, PA 15063	Testing
Liberty Inspections	2460 Devlin Court North Huntingdon, PA 15642	Testing
Selena Ling Precision Inspections and Radon Solutions	4900 Carlisle, Pike, # 277 Mechanicsburg, PA 17050	Testing
Joseph Lydic	P.O. Box 151 Muse, PA 15350	Testing
William McCormack	17 Main Street, Suite 201 Robbinsville, NJ 08691	Testing
Christopher McDermott	5908 Pine Hollow Court Harrisburg, PA 17109	Testing
Robert Meyer, Jr.	247 Mine Bank Road Wellsville, PA 17365	Testing
Matthew Mielnik	132 Lowry Road Duncansville, PA 16635	Mitigation
Bruce Monaco	3511 Teton Road Philadelphia, PA 19154	Testing
Robert Morrow	150 River Road Templeton, PA 16259	Testing
Dominick Peda	40 North Feathering Road Media, PA 19063	Testing
Joseph Poplawski	2808 Santee Drive Bethlehem, PA 18017	Testing
Prosser Laboratories	P.O. Box 118 Effort, PA 18330	Laboratory Analysis
Kyle Rupp	1689 Crown Avenue, Suite 6B Lancaster, PA 17601	Testing
Lynne Russell	80 Cedar Ridge Hawley, PA 18428	Testing
Val Sarko	P.O. Box 15052 Reading, PA 19612	Testing
Mick Sommers	351 Sun Valley Drive Leola, PA 17540	Testing
SWAT of PA	8020 Mine Street Fogelsville, PA 18051	Mitigation
Benedict Ugorji	757 Beatty Street Trenton, NJ 08611	Mitigation

**Public Hearing for NPDES Permit No. PAD130020  
Broad Mountain Wind Project;  
Nesquehoning Borough and Packer Township,  
Carbon County**

On June 17, 2019, the Department of Environmental Protection (Department) received an administratively complete NPDES Permit application for the Broad Moun-

tain Wind Project, Nesquehoning Borough and Packer Township, Carbon County.

The following applicant has submitted an application:  
(1) Broad Mtn Power LLC, C/O Liberty Power, 345 David Rd, Ste 100, Oakville, ON L6J 2X1.

The Department will hold a public hearing to accept comment on the documentation and plans associated with the Individual NPDES Permit Application No.

PAD130020 for the discharge of stormwater from construction activities to the following receiving watercourses:

- Shed A: Oberson Run (HQ-CWF, MF)
- Shed B: Quakake Creek (HQ-CWF, MF)
- Shed C: Deep Run (EV, MF)
- Shed D: Broad Run (EV, MF)
- Shed E: Dennison Run (EV, MF)
- Shed F: Still Creek (HQ-CWF, MF)
- Shed G: Bear Creek (EV, MF)
- Shed H: Grassy Meadow Run (EV, MF)

The public hearing will be conducted on Monday, October 21, 2019, at the Weatherly Elementary/Middle School Cafeteria, 602 6th Street, Weatherly, PA 18255 and will run from 6 p.m. to 9 p.m. Representatives from the Department's Waterways and Wetlands Program and Broad Mountain Power, LLC will be in attendance.

The Department requests that individuals wishing to testify at the hearing submit a written notice of intent to Colleen Connolly, Community Relations Coordinator, by e-mail at [coconnolly@pa.gov](mailto:coconnolly@pa.gov), or Broad Mountain Wind Project Hearing, Department of Environmental Protection, Waterways & Wetlands Program, 2 Public Square, Wilkes-Barre, PA 18701-1915. The Department will accept requests up to the day of the hearing. The Department requests that individuals limit their testimony to 5 minutes so that all individuals have the opportunity to testify. The Department can only review comments made with regard to the NPDES Permit Application No. PAD130020 documentation and plans. Written copies of oral testimony are requested. Relinquishing time to others will not be allowed. Individuals attending the hearing will have the opportunity to testify if they so desire; however, individuals who preregister to testify will be given priority on the agenda.

Persons with a disability who wish to testify and require an auxiliary aid, service or other accommodation should contact Nancy Nork at (570) 826-2511 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department can meet their needs.

The NPDES permit application documentation and plans are available for review at the Carbon County Conservation District Office, 5664 Interchange Road, Lehigh, PA 18235, 610-377-4894 and/or the DEP Northeast Regional Office, 2 Public Square, Wilkes-Barre, PA 18701-1915, (570) 826-2511. For further information, contact Colleen Connolly, Community Relations Coordinator of the Department's Northeast Regional Office at (570) 826-2035.

[Pa.B. Doc. No. 19-1386. Filed for public inspection September 13, 2019, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Availability of Fiscal-Year Report for the Reclamation Fee O & M Trust Account

The Department of Environmental Protection (Department) announces the availability of a draft Fiscal-Year

Report (report) for the Reclamation Fee O & M Trust Account. This account was established to provide money for the operation and maintenance of mine drainage treatment facilities at mine sites with post-mining discharges at ABS Legacy Sites as defined in 25 Pa. Code § 86.1 (relating to definitions). As required by the regulations in 25 Pa. Code § 86.17(e) (relating to permit and reclamation fees) this report contains a financial analysis of the revenue and expenditures from the account for Fiscal Year (FY) 2018-2019 and provides projections for FY 2019-2020.

The Department will accept comments on this draft report through Tuesday, October 15, 2019. Commentators are encouraged to submit comments using the Department's online eComment tool at [www.ahs.dep.pa.gov/eComment](http://www.ahs.dep.pa.gov/eComment) or by e-mail to [ecomment@pa.gov](mailto:ecomment@pa.gov). Written comments may be mailed to the Policy Office, Department of Environmental Protection, Rachel Carson State Office Building, P.O. Box 2063, Harrisburg, PA 17105-2063. Use "Reclamation Fee Report" as the subject line in written communication.

The report and any comments provided will be reviewed with the Mining and Reclamation Advisory Board at the October 24, 2019, meeting.

The report is available on the Department's web site at [www.ahs.dep.pa.gov/eComment](http://www.ahs.dep.pa.gov/eComment).

Questions regarding the report should be directed to Greg Greenfield at [grgreenfie@pa.gov](mailto:grgreenfie@pa.gov) or the Department of Environmental Protection, Bureau of Mining Programs, Rachel Carson State Office Building, 5th Floor, P.O. Box 8461, Harrisburg, PA 17105-8461, (717) 787-3174. Persons with a disability may contact the Department or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

PATRICK McDONNELL,  
*Secretary*

[Pa.B. Doc. No. 19-1387. Filed for public inspection September 13, 2019, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Water Resources Advisory Committee Meeting Rescheduled and Meeting Cancellation

The Water Resources Advisory Committee (Committee) meeting scheduled for September 26, 2019, has been rescheduled to Wednesday, October 30, 2019. The meeting will begin at 9:30 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Additionally, the Committee meeting scheduled for November 21, 2019, has been cancelled.

Questions concerning the October 30, 2019, meeting can be directed to Diane Wilson, Bureau of Clean Water, at [diawilson@pa.gov](mailto:diawilson@pa.gov) or (717) 787-3730. The agenda and meeting materials will be available through the Public Participation tab on the Department of Environmental Protection's (Department) web site at [www.dep.pa.gov](http://www.dep.pa.gov) (select "Public Participation," then "Advisory Committees," then "Water Advisory Committees," then "Water Resources Advisory Committee").

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should con-

tact the Department at (717) 787-3730 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) to discuss how the Department may accommodate their needs.

PATRICK McDONNELL,  
*Secretary*

[Pa.B. Doc. No. 19-1388. Filed for public inspection September 13, 2019, 9:00 a.m.]

## DEPARTMENT OF HUMAN SERVICES

### Disproportionate Share Hospital Payments to Qualifying Hospitals

The Department of Human Services (Department) is providing final notice of its funding allocation for Fiscal Year (FY) 2018-2019 disproportionate share hospital payments to qualifying acute care general hospitals that provide enhanced access to multiple types of medical care in economically distressed areas. The Department is not changing the qualifying criteria or payment methodology for these payments.

The Department published notice of its intent to allocate funding for these payments at 49 Pa.B. 1968 (April 20, 2019). The Department received no comments during the 30-day comment period and will implement the change as described in the notice of intent.

#### *Fiscal Impact*

The FY 2018-2019 impact, as a result of the funding allocation for these payments, is \$119.397 million (\$57.012 million in State general funds and \$62.385 million in Federal funds).

TERESA D. MILLER,  
*Secretary*

**Fiscal Note:** 14-NOT-1365. (1) General Fund; (2) Implementing Year 2018-19 is \$57,012,000; (3) 1st Succeeding Year 2019-20 through 5th Succeeding Year 2023-24 are \$0; (4) 2017-18 Program—\$477,690,000; 2016-17 Program—\$450,970,000; 2015-16 Program—\$392,918,000; (7) Medical Assistance—Fee-for-Service; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 19-1389. Filed for public inspection September 13, 2019, 9:00 a.m.]

## DEPARTMENT OF HUMAN SERVICES

### Disproportionate Share Hospital Payments to Qualifying Hospitals

The Department of Human Services (Department) is providing final notice of its funding allocation for Fiscal Year (FY) 2018-2019 disproportionate share hospital payments to qualifying hospitals that provide a high volume of services to the Medical Assistance population to promote continued access to inpatient and ancillary outpatient services in this Commonwealth and to support academic medical programs that provide integrated

patient-centered medical services. The Department is not changing the qualifying criteria or payment methodology for these payments.

The Department published notice of its intent to allocate funding for these payments at 49 Pa.B. 1968 (April 20, 2019). The Department received no comments during the 30-day comment period and will implement the change as described in the notice of intent.

#### *Fiscal Impact*

The FY 2018-2019 impact, as a result of the funding allocation for these payments, is \$9.424 million (\$4.500 million in State general funds and \$4.924 million in Federal funds).

TERESA D. MILLER,  
*Secretary*

**Fiscal Note:** 14-NOT-1364. (1) General Fund; (2) Implementing Year 2018-19 is \$4,500,000; (3) 1st Succeeding Year 2019-20 through 5th Succeeding Year 2023-24 are \$0; (4) 2017-18 Program—\$24,681,000; 2016-17 Program—\$21,181,000; 2015-16 Program—\$17,431,000; (7) Medical Assistance—Academic Medical Centers; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 19-1390. Filed for public inspection September 13, 2019, 9:00 a.m.]

## DEPARTMENT OF HUMAN SERVICES

### Disproportionate Share Hospital Payments to Qualifying Hospitals

The Department of Human Services (Department) is providing final notice of its funding allocation for Fiscal Year (FY) 2018-2019 disproportionate share hospital payments to qualifying Medical Assistance (MA) enrolled acute care general hospitals that promote access to comprehensive inpatient services for MA eligible persons by providing an adequate supply of health care professionals who have been trained in high volume MA enrolled hospital settings. The Department is not changing the qualifying criteria or payment methodology for these payments.

The Department published notice of its intent to allocate funding for these payments at 49 Pa.B. 1969 (April 20, 2019). The Department received no comments during the 30-day comment period and will implement the change as described in the notice of intent.

#### *Fiscal Impact*

The FY 2018-2019 impact, as a result of the funding allocation for these payments, is \$64.566 million (\$30.830 million in State general funds and \$33.736 million in Federal funds).

TERESA D. MILLER,  
*Secretary*

**Fiscal Note:** 14-NOT-1363. (1) General Fund;

(7) MA—Academic Medical Centers; (2) Implementing Year 2018-19 is \$1,000,000; (3) 1st Succeeding Year 2019-20 through 5th Succeeding Year 2023-24 are \$0; (4) 2017-18 Program—\$24,681,000; 2016-17 Program—\$21,181,000; 2015-16 Program—\$17,431,000;

(7) MA—Fee-for-Service; (2) Implementing Year 2018-19 is \$28,330,000; (3) 1st Succeeding Year 2019-20 through 5th Succeeding Year 2023-24 are \$0; (4) 2017-18 Program—\$477,690,000; 2016-17 Program—\$450,970,000; 2015-16 Program—\$392,918,000;

(7) MA—Physician Practice Plans; (2) Implementing Year 2018-19 is \$1,500,000; (3) 1st Succeeding Year 2019-20 through 5th Succeeding Year 2023-24 are \$0; (4) 2017-18 Program—\$10,071,000; 2016-17 Program—\$10,071,000; 2015-16 Program—\$9,571,000;

(8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 19-1391. Filed for public inspection September 13, 2019, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Pennsylvania \$1,000 Fully Loaded Instant Lottery Game 1421

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania \$1,000 Fully Loaded (hereinafter “\$1,000 Fully Loaded”). The game number is PA-1421.

2. *Price:* The price of a \$1,000 Fully Loaded instant lottery game ticket is \$10.

3. *Play symbols:* Each \$1,000 Fully Loaded instant lottery game ticket will contain one play area featuring a “WINNING NUMBERS” area and a “YOUR NUMBERS” area. The play symbols and their captions located in the “WINNING NUMBERS” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN), and 40 (FORTY). The play symbols and their captions located in the “YOUR NUMBERS” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN), 40 (FORTY), Swirl (SWIRL) symbol, LOADED (WIN\$1K) symbol, and a WINALL (WINALL) symbol.

4. *Prize symbols:* The prize symbols and their captions located in the “YOUR NUMBERS” area are: \$10<sup>00</sup> (TEN DOL), \$20<sup>00</sup> (TWENTY), \$50<sup>00</sup> (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$1,000 (ONE THO), \$2,000 (TWO THO), \$10,000 (TEN THO), and \$300,000 (THRHUNTHO).

5. *Prizes:* The prizes that can be won in this game are: \$10, \$20, \$50, \$100, \$200, \$1,000, \$2,000, \$10,000, and \$300,000. A player can win up to 15 times on a ticket.

6. *Approximate number of tickets printed for the game:* Approximately 12,000,000 tickets will be printed for the \$1,000 Fully Loaded instant lottery game.

#### 7. *Determination of prize winners:*

(a) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$300,000 (THRHUNTHO) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$300,000.

(b) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$10,000 (TEN THO) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$10,000.

(c) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$2,000 (TWO THO) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$2,000.

(d) Holders of tickets upon which a WINALL (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$100 (ONE HUN) appears in ten of the “prize” areas and a prize symbol of \$200 (TWO HUN) appears in five of the “prize” areas, on a single ticket, shall be entitled to a prize of \$2,000.

(e) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$1,000 (ONE THO) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(f) Holders of tickets upon which a LOADED (WIN\$1K) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$1,000 (ONE THO) appears in the “prize” area under that “LOADED” (WIN\$1K) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(g) Holders of tickets upon which a WINALL (WINALL) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$200 (TWO HUN) appears in two of the “prize” areas, a prize symbol of \$100 (ONE HUN) appears in four of the “prize” areas, a prize symbol of \$50<sup>00</sup> (FIFTY) appears in two of the “prize” areas, a prize symbol of \$20<sup>00</sup> (TWENTY) appears in three of the “prize” areas, and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in four of the “prize” areas, on a single ticket, shall be entitled to a prize of \$1,000.

(h) Holders of tickets upon which a WINALL (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$100 (ONE HUN) appears in five of the “prize” areas and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in ten of the “prize” areas, on a single ticket, shall be entitled to a prize of \$1,000.

(i) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$200 (TWO HUN) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$200.

(j) Holders of tickets upon which a Swirl (SWIRL) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$200 (TWO HUN) appears in the “prize” area under that “Swirl” (SWIRL) symbol, on a single ticket, shall be entitled to a prize of \$200.

(k) Holders of tickets upon which a WINALL (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in five of the “prize” areas and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in ten of the “prize” areas, on a single ticket, shall be entitled to a prize of \$200.

(l) Holders of tickets upon which a WINALL (WINALL) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in thirteen of the “prize” areas, a prize symbol of \$50<sup>00</sup> (FIFTY) appears in one of the “prize” areas, and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in one of the “prize” areas, on a single ticket, shall be entitled to a prize of \$200.

(m) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$100 (ONE HUN) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$100.

(n) Holders of tickets upon which a Swirl (SWIRL) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$100 (ONE HUN) appears in the “prize” area under that “Swirl” (SWIRL) symbol, on a single ticket, shall be entitled to a prize of \$100.

(o) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the

“WINNING NUMBERS” play symbols and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$50.

(p) Holders of tickets upon which a Swirl (SWIRL) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in the “prize” area under that “Swirl” (SWIRL) symbol, on a single ticket, shall be entitled to a prize of \$50.

(q) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$20.

(r) Holders of tickets upon which a Swirl (SWIRL) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in the “prize” area under that “Swirl” (SWIRL) symbol, on a single ticket, shall be entitled to a prize of \$20.

(s) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$10.

(t) Holders of tickets upon which a Swirl (SWIRL) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in the “prize” area under that “Swirl” (SWIRL) symbol, on a single ticket, shall be entitled to a prize of \$10.

8. *Number and description of prizes and approximate odds.* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

<i>When Any Of Your Numbers Match Any Winning Number; Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 12,000,000 Tickets:</i>
\$10 w/ SWIRL	\$10	12	1,000,000
\$10	\$10	13.33	900,000
\$10 × 2	\$20	60	200,000
(\$10 w/ SWIRL) + \$10	\$20	60	200,000
(\$10 w/ SWIRL) × 2	\$20	60	200,000
\$20 w/ SWIRL	\$20	120	100,000
\$20	\$20	60	200,000
\$10 × 5	\$50	300	40,000
(((\$20 w/ SWIRL) × 2) + \$10	\$50	120	100,000
(\$10 w/ SWIRL) × 5	\$50	200	60,000
\$50 w/ SWIRL	\$50	200	60,000
\$50	\$50	300	40,000
\$20 × 5	\$100	6,000	2,000
(((\$20 w/ SWIRL) × 2) + ((\$10 w/ SWIRL) × 5) + \$10	\$100	2,400	5,000
(\$10 w/ SWIRL) × 10	\$100	2,400	5,000
(\$50 w/ SWIRL) × 2	\$100	1,333	9,000

<i>When Any Of Your Numbers Match Any Winning Number, Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 12,000,000 Tickets:</i>
\$100 w/ SWIRL	\$100	1,714	7,000
\$100	\$100	4,000	3,000
WINALL w/ (( $\$10 \times 13$ ) + $\$50$ + $\$20$ )	\$200	12,000	1,000
WINALL w/ (( $\$20 \times 5$ ) + ( $\$10 \times 10$ ))	\$200	12,000	1,000
$\$20 \times 10$	\$200	120,000	100
(( $\$50$ w/ SWIRL) $\times 2$ ) + (( $\$10$ w/ SWIRL) $\times 10$ )	\$200	120,000	100
\$200 w/ SWIRL	\$200	120,000	100
\$200	\$200	120,000	100
WINALL w/ (( $\$100 \times 5$ ) + ( $\$50 \times 10$ ))	\$1,000	6,000	2,000
WINALL w/ (( $\$200 \times 2$ ) + ( $\$100 \times 4$ ) + ( $\$50 \times 2$ ) + ( $\$20 \times 3$ ) + ( $\$10 \times 4$ ))	\$1,000	6,000	2,000
$\$100 \times 10$	\$1,000	24,000	500
(( $\$200$ w/ SWIRL) $\times 2$ ) + (( $\$100$ w/ SWIRL) $\times 2$ ) + ( $\$50 \times 6$ ) + ( $\$20 \times 5$ )	\$1,000	24,000	500
\$1,000 w/ LOADED	\$1,000	480	25,000
\$1,000	\$1,000	24,000	500
WINALL w/ (( $\$100 \times 10$ ) + ( $\$200 \times 5$ ))	\$2,000	2,400,000	5
( $\$1,000$ w/ LOADED) + (( $\$100$ w/ SWIRL) $\times 9$ ) + ( $\$20 \times 5$ )	\$2,000	2,400,000	5
( $\$1,000$ w/ LOADED) $\times 2$	\$2,000	2,400,000	5
\$2,000	\$2,000	2,400,000	5
$\$2,000 \times 5$	\$10,000	2,400,000	5
( $\$1,000$ w/ LOADED) $\times 10$	\$10,000	2,400,000	5
\$10,000	\$10,000	2,400,000	5
\$300,000	\$300,000	2,400,000	5

Reveal a "SWIRL" (SWIRL) symbol, win prize shown under that symbol automatically.

Reveal a "LOADED" (WIN\$1K) symbol, win \$1,000 instantly.

Reveal a "WINALL" (WINALL) symbol, win all 15 prizes shown!

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Retailer incentive awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell \$1,000 Fully Loaded instant lottery game tickets.

10. *Retailer bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled

only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery Second-Chance Drawing or promotion that is subsequently selected to win a prize.

11. *Unclaimed prize money:* For a period of 1 year from the announced close of \$1,000 Fully Loaded, prize money from winning \$1,000 Fully Loaded instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the \$1,000 Fully Loaded instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

12. *Governing law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.



13. *Termination of the game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote \$1,000 Fully Loaded or through normal communications methods.

C. DANIEL HASSELL,  
Secretary

[Pa.B. Doc. No. 19-1392. Filed for public inspection September 13, 2019, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Pennsylvania Boo Koo Bucks Instant Lottery Game 1423

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Boo Koo Bucks (hereinafter “Boo Koo Bucks”). The game number is PA-1423.

2. *Price:* The price of a Boo Koo Bucks instant lottery game ticket is \$5.

3. *Play symbols:* Each Boo Koo Bucks instant lottery game ticket will contain one play area featuring a “WINNING NUMBERS” area and a “YOUR NUMBERS” area. The play symbols and their captions located in the “WINNING NUMBERS” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), and 30 (THIRTY). The play symbols and their captions located in the “YOUR NUMBERS” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRTY), Ghost (GHOST) symbol, and a WIN BURST (WINALL) symbol.

4. *Prize symbols:* The prize symbols and their captions located in the “YOUR NUMBERS” area are: \$5<sup>.00</sup> (FIV DOL), \$10<sup>.00</sup> (TEN DOL), \$20<sup>.00</sup> (TWENTY), \$25<sup>.00</sup> (TWY FIV), \$40<sup>.00</sup> (FORTY), \$50<sup>.00</sup> (FIFTY), \$100 (ONE HUN), \$250 (TWOHUNFTY), \$500 (FIV HUN), \$1,000 (ONE THO), and \$50,000 (FTY THO).

5. *Prizes:* The prizes that can be won in this game are: \$5, \$10, \$20, \$25, \$40, \$50, \$100, \$250, \$500, \$1,000, and \$50,000. A player can win up to 12 times on a ticket.

6. *Second-Chance Drawing:* The Pennsylvania Lottery will conduct a Howl-O-Ween Second-Chance Drawing for which non-winning Boo Koo Bucks instant lottery game tickets may be eligible as provided in section 10.

7. *Approximate number of tickets printed for the game:* Approximately 5,400,000 tickets will be printed for the Boo Koo Bucks instant lottery game.

### 8. *Determination of prize winners:*

(a) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$50,000 (FTY THO) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$50,000.

(b) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$1,000 (ONE THO) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(c) Holders of tickets upon which a WIN BURST (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$250 (TWOHUNFTY) appears in two of the “PRIZE” areas and a prize symbol of \$50<sup>.00</sup> (FIFTY) appears in ten of the “PRIZE” areas, on a single ticket, shall be entitled to a prize of \$1,000.

(d) Holders of tickets upon which a WIN BURST (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$100 (ONE HUN) appears in eight of the “PRIZE” areas and a prize symbol of \$50<sup>.00</sup> (FIFTY) appears in four of the “PRIZE” areas, on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$500 (FIV HUN) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$500.

(f) Holders of tickets upon which a Ghost (GHOST) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$500 (FIV HUN) appears in the “PRIZE” area under that Ghost (GHOST) symbol, on a single ticket, shall be entitled to a prize of \$500.

(g) Holders of tickets upon which a WIN BURST (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$100 (ONE HUN) appears in two of the “PRIZE” areas, a prize symbol of \$40<sup>.00</sup> (FORTY) appears in five of the “PRIZE” areas, and a prize symbol of \$20<sup>.00</sup> (TWENTY) appears in five of the “PRIZE” areas, on a single ticket, shall be entitled to a prize of \$500.

(h) Holders of tickets upon which a WIN BURST (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$50<sup>.00</sup> (FIFTY) appears in two of the “PRIZE” areas and a prize symbol of \$40<sup>.00</sup> (FORTY) appears in ten of the “PRIZE” areas, on a single ticket, shall be entitled to a prize of \$500.

(i) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$250 (TWOHUNFTY) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$250.

(j) Holders of tickets upon which a Ghost (GHOST) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$250 (TWOHUNFTY) appears in the “PRIZE” area under that “Ghost” (GHOST) symbol, on a single ticket, shall be entitled to a prize of \$250.

(k) Holders of tickets upon which a WIN BURST (WINALL) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$40<sup>.00</sup> (FORTY) appears in five of the “PRIZE” areas, a prize symbol of \$10<sup>.00</sup> (TEN DOL)

appears in three of the “PRIZE” areas, and a prize symbol of \$5<sup>.00</sup> (FIV DOL) appears in four of the “PRIZE” areas, on a single ticket, shall be entitled to a prize of \$250.

(l) Holders of tickets upon which a WIN BURST (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$25<sup>.00</sup> (TWY FIV) appears in two of the “PRIZE” areas and a prize symbol of \$20<sup>.00</sup> (TWENTY) appears in ten of the “PRIZE” areas, on a single ticket, shall be entitled to a prize of \$250.

(m) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$100 (ONE HUN) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$100.

(n) Holders of tickets upon which a Ghost (GHOST) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$100 (ONE HUN) appears in the “PRIZE” area under that “Ghost” (GHOST) symbol, on a single ticket, shall be entitled to a prize of \$100.

(o) Holders of tickets upon which a WIN BURST (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$20<sup>.00</sup> (TWENTY) appears in two of the “PRIZE” areas, a prize symbol of \$10<sup>.00</sup> (TEN DOL) appears in two of the “PRIZE” areas, and a prize symbol of \$5<sup>.00</sup> (FIV DOL) appears in eight of the “PRIZE” areas, on a single ticket, shall be entitled to a prize of \$100.

(p) Holders of tickets upon which a WIN BURST (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$10<sup>.00</sup> (TEN DOL) appears in eight of the “PRIZE” areas and a prize symbol of \$5<sup>.00</sup> (FIV DOL) appears in four of the “PRIZE” areas, on a single ticket, shall be entitled to a prize of \$100.

(q) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$50<sup>.00</sup> (FIFTY) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$50.

(r) Holders of tickets upon which a Ghost (GHOST) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$50<sup>.00</sup> (FIFTY) appears in the “PRIZE” area under that “Ghost” (GHOST) symbol, on a single ticket, shall be entitled to a prize of \$50.

(s) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$40<sup>.00</sup> (FORTY) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$40.

(t) Holders of tickets upon which a Ghost (GHOST) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$40<sup>.00</sup> (FORTY) appears in the “PRIZE” area under that “Ghost” (GHOST) symbol, on a single ticket, shall be entitled to a prize of \$40.

(u) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$25<sup>.00</sup> (TWY FIV) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$25.

(v) Holders of tickets upon which a Ghost (GHOST) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$25<sup>.00</sup> (TWY FIV) appears in the “PRIZE” area under that “Ghost” (GHOST) symbol, on a single ticket, shall be entitled to a prize of \$25.

(w) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$20<sup>.00</sup> (TWENTY) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$20.

(x) Holders of tickets upon which a Ghost (GHOST) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$20<sup>.00</sup> (TWENTY) appears in the “PRIZE” area under that “Ghost” (GHOST) symbol, on a single ticket, shall be entitled to a prize of \$20.

(y) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$10<sup>.00</sup> (TEN DOL) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$10.

(z) Holders of tickets upon which a Ghost (GHOST) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$10<sup>.00</sup> (TEN DOL) appears in the “PRIZE” area under that “Ghost” (GHOST) symbol, on a single ticket, shall be entitled to a prize of \$10.

(aa) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$5<sup>.00</sup> (FIV DOL) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$5.

(bb) Holders of tickets upon which a Ghost (GHOST) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$5<sup>.00</sup> (FIV DOL) appears in the “PRIZE” area under that “Ghost” (GHOST) symbol, on a single ticket, shall be entitled to a prize of \$5.

9. *Number and description of prizes and approximate odds.* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

<i>When Any Of Your Numbers Match Any Winning Number, Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 5,400,000 Tickets:</i>
\$5 w/ GHOST	\$5	10.71	504,000
\$5	\$5	50	108,000
\$5 × 2	\$10	60	90,000
\$10 w/ GHOST	\$10	30	180,000
\$10	\$10	60	90,000

<i>When Any Of Your Numbers Match Any Winning Number, Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 5,400,000 Tickets:</i>
\$5 × 4	\$20	600	9,000
\$10 × 2	\$20	600	9,000
(\$10 w/ GHOST) + (\$5 × 2)	\$20	150	36,000
\$20 w/ GHOST	\$20	100	54,000
\$20	\$20	600	9,000
\$5 × 5	\$25	600	9,000
(\$10 × 2) + \$5	\$25	600	9,000
\$20 + \$5	\$25	600	9,000
(\$5 w/ GHOST) × 5	\$25	300	18,000
\$25 w/ GHOST	\$25	150	36,000
\$25	\$25	600	9,000
\$5 × 8	\$40	600	9,000
(((\$10 w/ GHOST) × 2) + (\$5 × 4))	\$40	600	9,000
(\$20 w/ GHOST) × 2	\$40	600	9,000
\$40 w/ GHOST	\$40	600	9,000
\$40	\$40	600	9,000
\$5 × 10	\$50	600	9,000
(\$20 w/ GHOST) + (\$10 w/ GHOST) + (\$5 × 4)	\$50	600	9,000
(\$25 w/ GHOST) × 2	\$50	600	9,000
\$50 w/ GHOST	\$50	600	9,000
\$50	\$50	600	9,000
WIN BURST w/ ((\$10 × 8) + (\$5 × 4))	\$100	923.08	5,850
WIN BURST w/ ((\$20 × 2) + (\$10 × 2) + (\$5 × 8))	\$100	960	5,625
\$25 × 4	\$100	4,000	1,350
\$50 × 2	\$100	4,000	1,350
(\$25 × 2) + (\$10 × 5)	\$100	6,000	900
(((\$10 w/ GHOST) × 8) + (\$10 × 2))	\$100	3,000	1,800
(\$50 w/ GHOST) × 2	\$100	3,000	1,800
\$100 w/ GHOST	\$100	6,000	900
\$100	\$100	6,000	900
WIN BURST w/ ((\$25 × 2) + (\$20 × 10))	\$250	6,000	900
WIN BURST w/ ((\$40 × 5) + (\$10 × 3) + (\$5 × 4))	\$250	6,000	900
\$50 × 5	\$250	12,000	450
(\$40 × 5) + (\$10 × 5)	\$250	12,000	450
(((\$20 w/ GHOST) × 10) + (\$25 × 2))	\$250	12,000	450
\$250 w/ GHOST	\$250	12,000	450
\$250	\$250	12,000	450
WIN BURST w/ ((\$50 × 2) + (\$40 × 10))	\$500	120,000	45
WIN BURST w/ ((\$100 × 2) + (\$40 × 5) + (\$20 × 5))	\$500	120,000	45
\$50 × 10	\$500	120,000	45
\$100 × 5	\$500	120,000	45

<i>When Any Of Your Numbers Match Any Winning Number, Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 5,400,000 Tickets:</i>
$((\$50 \text{ w/ GHOST}) \times 2) + ((\$40 \text{ w/ GHOST}) \times 5) + (\$40 \times 5)$	\$500	120,000	45
$(\$50 \text{ w/ GHOST}) \times 10$	\$500	120,000	45
\$500 w/ GHOST	\$500	120,000	45
\$500	\$500	120,000	45
WIN BURST w/ $((\$100 \times 8) + (\$50 \times 4))$	\$1,000	540,000	10
WIN BURST w/ $((\$250 \times 2) + (\$50 \times 10))$	\$1,000	540,000	10
$\$500 \times 2$	\$1,000	540,000	10
$((\$50 \text{ w/ GHOST}) \times 10) + (\$250 \times 2)$	\$1,000	540,000	10
\$1,000	\$1,000	540,000	10
\$50,000	\$50,000	540,000	10

Reveal a "GHOST" (GHOST) symbol, win prize shown under that symbol automatically.

Reveal a "WIN BURST" (WINALL) symbol, win all 12 prizes shown!

Prizes, including top prizes, are subject to availability at the time of purchase.

10. *Second-Chance Drawing:* Pennsylvania Lottery's Howl-O-Ween Second-Chance Drawing for qualifying instant lottery game tickets (hereafter, the "Drawing").

(a) *Qualifying Tickets:* Non-winning PA-1423 Boo Koo Bucks (\$5), PA-1424 Monster Cash (\$2) and PA-1425 Mummy Money (\$1) instant lottery game tickets ("Qualifying Tickets") are eligible for entry in the Drawing.

(b) *Participation and Entry:*

(1) Entrants must be members of the Pennsylvania Lottery VIP Players Club to participate in the Drawing. To join the VIP Players Club, visit <http://www.palottery.state.pa.us/vipplayersclub/login.aspx>. Becoming a VIP Players Club member is free.

(2) To enter the Drawing, entrants must submit the identifying information from at least one Qualifying Ticket via the Drawing's promotional web site, available at <http://www.palottery.com>, or the Pennsylvania Lottery's official mobile application during the entry period. The identifying information from a Qualifying Ticket may be submitted only once in the Drawing. No other method of submission will be accepted, and entries submitted using any other method, including entries mailed or hand-delivered to the Pennsylvania Lottery, are not valid and will be disqualified.

(3) Each entry must be complete and the information supplied by the entrant must be accurate. Incomplete entries cannot be accepted.

(4) Only one claimant per entry allowed.

(5) Entrants must be 18 years of age or older.

(6) Players may submit the identifying information from an unlimited number of Qualifying Tickets in the Drawing.

(7) Once an entry has been submitted it cannot be withdrawn or changed.

(c) *Drawing Description:*

(1) The Lottery will conduct one Howl-O-Ween Second-Chance Drawing for qualifying instant lottery game tickets. All time references are Eastern Prevailing Time.

(2) All entries received after 11:59:59 p.m. September 15, 2019, through 11:59:59 p.m. November 7, 2019, will be entered into the Drawing to be held between November 8, 2019 and November 18, 2019.

(3) The entry period for the Drawing will be posted to the Pennsylvania Lottery's publicly accessible web site.

(4) The number of entries an entrant will receive for the Drawing is determined by the purchase price of the Qualifying Ticket entered. The respective purchase price and corresponding number of entries for the Qualifying Ticket is as follows: PA-1423 Boo Koo Bucks (\$5) = five entries, PA-1424 Monster Cash (\$2) = two entries, PA-1425 Mummy Money (\$1) = one entry.

(5) When a Qualifying Ticket is entered into the Drawing, the entry has a chance to be multiplied by two. Each Qualifying Ticket will have a predetermined ticket file assigned at the time the ticket is printed that will determine whether an entry will be multiplied. If an entry is multiplied, the entrant will be notified during the entry process.

(6) Players may review prizes won and their entries for the Drawing via the Drawing's promotional web site.

(d) *Prizes Available to be Won, Determination of Winners, and Odds of Winning:*

(1) The prize entitlements described below are subject to all restrictions and limitations described in section 10(e), or mentioned anywhere else in these rules.

(2) The Lottery will conduct one Drawing from among all the entries received during the entry period as described in section 10(c)(2).

(i) The first through the third entries selected in the Drawing will be a winning entry and the entrants who submitted the winning entry shall each be entitled to a prize of \$31,000, less required income tax withholding.

(ii) The fourth through the eighth entries selected in the Drawing will be a winning entry and the entrants who submitted the winning entry shall each be entitled to a prize of \$10,000, less required income tax withholding.

(iii) The ninth through the eighteenth entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize of \$1,000.

(iv) The nineteenth through the forty-ninth entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize of \$500.

(v) The fiftieth through the ninety-ninth entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize of \$100 iLottery Bonus Money.

(3) All prizes will be paid as lump-sum cash payments or uploaded to a winning player's iLottery account.

(4) Winners of iLottery Bonus Money are not required to claim a prize. Winners of iLottery Bonus Money will have the iLottery Bonus Money credited to their Lottery Account and will receive an email notifying them that they won a prize.

(5) The number of winning entries to be selected for the Drawing will be posted to the Pennsylvania Lottery's publicly accessible web site.

(6) The odds of winning in the Drawing depend upon the number of entries received for the Drawing.

(7) A computer-generated randomizer will be used to select the Drawing winners.

(e) *Drawing Restrictions:*

(1) To be eligible to participate in the Drawing, entrants must have complied with the requirements of these rules.

(2) The Lottery is not responsible for late, lost or misdirected entries not entered into the Drawing. The Lottery is not responsible for entries that are not entered into the Drawing because of incompatible internet browsers, mobile lottery application failure or other technical issues. If an entry is selected as a winner and rejected or otherwise disqualified during or following the Drawing, the Lottery will select another entry to replace the rejected or otherwise disqualified entry in accordance with these rules and Lottery procedure.

(3) If any discrepancy exists between these rules and any material describing the Drawing, these rules shall govern.

(4) Employees of the Pennsylvania Lottery, MARC USA, Scientific Games International Inc., MDI Entertainment, LLC, and their subcontractors, or a spouse, child, brother, sister or parent residing as a member of the same household in the principle place of residence of any such person are not eligible to participate in the Drawing. Offer void where prohibited or restricted.

(5) The Pennsylvania Lottery reserves the right, in its sole discretion, to cancel or suspend the Drawing and change these rules if the Drawing cannot be conducted as planned due to errors in these rules or advertising, unauthorized intervention, tampering, fraud, technical errors, viruses, worms, bugs, or any other cause beyond the control of the Pennsylvania Lottery that, in the Pennsylvania Lottery's sole judgment, could corrupt or impair the administration, security, fairness, integrity, or proper conduct of the Drawing.

(6) All entries shall be subject to verification by the Pennsylvania Lottery.

(7) The Pennsylvania Lottery reserves the right, in its sole discretion, to disqualify an entrant found to be tampering with the operation of the Drawing or to be acting in violation of these rules or applicable law.

(8) The Drawing is governed by the laws of the Commonwealth of Pennsylvania. Applicable laws and regulations apply.

(9) Prizes must be claimed within 1 year of the drawing date of the drawing in which the prize was won. If no claim is made within 1 year of the drawing date of the drawing in which the prize was won, the right of an entrant to claim the prize won, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided by statute.

(10) Final determination of winners will be made by the Secretary, whose judgment will be final and binding.

(11) A prize awarded in the Drawing to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of a prize winner).

(12) A winner is responsible for all taxes arising from or in connection with any prize won.

(13) A player may only win the prize for which the player is first selected in the Drawing. Subsequent entries, from the same individual, selected in the Drawing will be disqualified and a replacement entry will be selected.

(14) Prizes are not transferrable.

(15) Other restrictions may apply.

11. *Retailer incentive awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Boo Koo Bucks instant lottery game tickets.

12. *Retailer bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery Second-Chance Drawing or promotion that is subsequently selected to win a prize.

13. *Unclaimed prize money:* For a period of 1 year from the announced close of Boo Koo Bucks, prize money from winning Boo Koo Bucks instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Boo Koo Bucks instant

lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

14. *Governing law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

15. *Termination of the game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Boo Koo Bucks or through normal communications methods.

C. DANIEL HASSELL,  
Secretary

[Pa.B. Doc. No. 19-1393. Filed for public inspection September 13, 2019, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Pennsylvania Fireball Instant Lottery Game 1422

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Fireball (hereinafter “Fireball”). The game number is PA-1422.

2. *Price:* The price of a Fireball instant lottery game ticket is \$5.

3. *Play symbols:* Each Fireball instant lottery game ticket will contain one play area featuring a “WINNING NUMBERS” area and a “YOUR NUMBERS” area. The play symbols and their captions located in the “WINNING NUMBERS” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWNIN), and 30 (THIRTY). The play symbols and their captions located in the “YOUR NUMBERS” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWNIN), 30 (THIRTY), 10X (10TIMES) symbol, and a Flame (WINALL) symbol.

4. *Prize symbols:* The prize symbols and their captions located in the “YOUR NUMBERS” area are: \$5<sup>.00</sup> (FIV DOL), \$10<sup>.00</sup> (TEN DOL), \$20<sup>.00</sup> (TWENTY), \$40<sup>.00</sup> (FORTY), \$50<sup>.00</sup> (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$5,000 (FIV THO), and \$100,000 (ONEHUNTHO).

5. *Prizes:* The prizes that can be won in this game are: \$5, \$10, \$20, \$40, \$50, \$100, \$200, \$500, \$1,000, \$5,000, and \$100,000. A player can win up to 12 times on a ticket.

6. *Approximate number of tickets printed for the game:* Approximately 10,800,000 tickets will be printed for the Fireball instant lottery game.

7. *Determination of prize winners:*

(a) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$100,000 (ONEHUNTHO) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$100,000.

(b) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$5,000 (FIV THO) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$5,000.

(c) Holders of tickets upon which a 10X (10TIMES) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$500 (FIV HUN) appears in the “PRIZE” area under that “10X” (10TIMES) play symbol, on a single ticket, shall be entitled to a prize of \$5,000.

(d) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$1,000 (ONE THO) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets upon which a 10X (10TIMES) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$100 (ONE HUN) appears in the “PRIZE” area under that “10X” (10TIMES) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(f) Holders of tickets upon which a Flame (WINALL) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$200 (TWO HUN) appears in two of the “PRIZE” areas, a prize symbol of \$100 (ONE HUN) appears in five of the “PRIZE” areas, and a prize symbol of \$20<sup>.00</sup> (TWENTY) appears in five of the “PRIZE” areas, on a single ticket, shall be entitled to a prize of \$1,000.

(g) Holders of tickets upon which a Flame (WINALL) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$100 (ONE HUN) appears in eight of the “PRIZE” areas and a prize symbol of \$50<sup>.00</sup> (FIFTY) appears in four of the “PRIZE” areas, on a single ticket, shall be entitled to a prize of \$1,000.

(h) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$500 (FIV HUN) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$500.

(i) Holders of tickets upon which a 10X (10TIMES) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$50<sup>.00</sup> (FIFTY) appears in the “PRIZE” area under that “10X” (10TIMES) symbol, on a single ticket, shall be entitled to a prize of \$500.

(j) Holders of tickets upon which a Flame (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$50<sup>.00</sup> (FIFTY) appears in two of the “PRIZE” areas and a prize symbol of \$40<sup>.00</sup> (FORTY)

appears in ten of the “PRIZE” areas, on a single ticket, shall be entitled to a prize of \$500.

(k) Holders of tickets upon which a Flame (WINALL) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$40.00 (FORTY) appears in seven of the “PRIZE” areas, a prize symbol of \$50.00 (FIFTY) appears in four of the “PRIZE” areas, and a prize symbol of \$20.00 (TWENTY) appears in one of the “PRIZE” areas, on a single ticket, shall be entitled to a prize of \$500.

(l) Holders of tickets upon which a 10X (10TIMES) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$40.00 (FORTY) appears in the “PRIZE” area under that “10X” (10TIMES) symbol, on a single ticket, shall be entitled to a prize of \$400.

(m) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$200 (TWO HUN) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$200.

(n) Holders of tickets upon which a 10X (10TIMES) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$20.00 (TWENTY) appears in the “PRIZE” area under that “10X” (10TIMES) symbol, on a single ticket, shall be entitled to a prize of \$200.

(o) Holders of tickets upon which a Flame (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$50.00 (FIFTY) appears in two of the “PRIZE” areas and a prize symbol of \$10.00 (TEN DOL) appears in ten of the “PRIZE” areas, on a single ticket, shall be entitled to a prize of \$200.

(p) Holders of tickets upon which a Flame (WINALL) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$5.00 (FIV DOL) appears in ten of the “PRIZE” areas, a prize symbol of \$100 (ONE HUN) appears in one of the “PRIZE” areas, and a prize symbol of \$50.00 (FIFTY) appears in one of the “PRIZE” areas, on a single ticket, shall be entitled to a prize of \$200.

(q) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$100 (ONE HUN) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$100.

(r) Holders of tickets upon which a 10X (10TIMES) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$10.00 (TEN DOL) appears in the “PRIZE” area under that “10X” (10TIMES) symbol, on a single ticket, shall be entitled to a prize of \$100.

(s) Holders of tickets upon which a Flame (WINALL) symbol appears in the “YOUR NUMBERS” area and a

prize symbol of \$20.00 (TWENTY) appears in two of the “PRIZE” areas, a prize symbol of \$10.00 (TEN DOL) appears in two of the “PRIZE” areas, and a prize symbol of \$5.00 (FIV DOL) appears in eight of the “PRIZE” areas, on a single ticket, shall be entitled to a prize of \$100.

(t) Holders of tickets upon which a Flame (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$10.00 (TEN DOL) appears in eight of the “PRIZE” areas and a prize symbol of \$5.00 (FIV DOL) appears in four of the “PRIZE” areas, on a single ticket, shall be entitled to a prize of \$100.

(u) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$50.00 (FIFTY) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$50.

(v) Holders of tickets upon which a 10X (10TIMES) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$5.00 (FIV DOL) appears in the “PRIZE” area under that “10X” (10TIMES) symbol, on a single ticket, shall be entitled to a prize of \$50.

(w) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$40.00 (FORTY) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$40.

(x) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$20.00 (TWENTY) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$20.

(y) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$10.00 (TEN DOL) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$10.

(z) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$5.00 (FIV DOL) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$5.

8. *Number and description of prizes and approximate odds.* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

<i>When Any Of Your Numbers Match Any Winning Number, Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 10,800,000 Tickets:</i>
\$5	\$5	8.57	1,260,000
\$5 × 2	\$10	30	360,000
\$10	\$10	60	180,000
\$5 × 4	\$20	300	36,000
\$10 × 2	\$20	200	54,000
(\$5 × 2) + \$10	\$20	120	90,000

<i>When Any Of Your Numbers Match Any Winning Number, Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 10,800,000 Tickets:</i>
\$20	\$20	300	36,000
\$5 × 8	\$40	600	18,000
(\$10 × 2) + \$20	\$40	600	18,000
\$20 × 2	\$40	600	18,000
\$40	\$40	600	18,000
\$5 × 10	\$50	600	18,000
\$10 × 5	\$50	600	18,000
\$5 w/ 10X	\$50	60	180,000
\$50	\$50	600	18,000
FLAME w/ ((\$10 × 8) + (\$5 × 4))	\$100	1,200	9,000
FLAME w/ ((\$20 × 2) + (\$10 × 2) + (\$5 × 8))	\$100	1,090	9,900
\$10 × 10	\$100	12,000	900
\$20 × 5	\$100	12,000	900
(\$40 × 2) + (\$5 × 4)	\$100	3,000	3,600
(\$5 w/ 10X) + (\$10 × 3) + (\$5 × 4)	\$100	3,000	3,600
(\$5 w/ 10X) × 2	\$100	1,500	7,200
\$10 w/ 10X	\$100	1,500	7,200
\$100	\$100	12,000	900
FLAME w/ ((\$5 × 10) + \$100 + \$50)	\$200	12,000	900
FLAME w/ ((\$50 × 2) + (\$10 × 10))	\$200	12,000	900
\$20 × 10	\$200	120,000	90
\$50 × 4	\$200	120,000	90
(\$40 × 3) + (\$20 × 3) + (\$5 × 4)	\$200	30,000	360
(\$10 w/ 10X) + (\$5 w/ 10X) + (\$5 × 10)	\$200	30,000	360
(\$10 w/ 10X) × 2	\$200	30,000	360
\$20 w/ 10X	\$200	24,000	450
\$200	\$200	120,000	90
FLAME w/ ((\$40 × 7) + (\$50 × 4) + \$20)	\$500	30,000	360
FLAME w/ ((\$50 × 2) + (\$40 × 10))	\$500	30,000	360
\$50 × 10	\$500	120,000	90
\$100 × 5	\$500	120,000	90
(\$5 w/ 10X) × 5 + (\$50 × 4) + (\$20 × 2) + \$10	\$500	120,000	90
(\$10 w/ 10X) × 5	\$500	60,000	180
\$50 w/ 10X	\$500	60,000	180
\$500	\$500	120,000	90
FLAME w/ ((\$100 × 8) + (\$50 × 4))	\$1,000	60,000	180
FLAME w/ ((\$200 × 2) + (\$100 × 5) + (\$20 × 5))	\$1,000	60,000	180
\$100 × 10	\$1,000	120,000	90
(\$50 w/ 10X) + (\$40 w/ 10X) + (\$10 w/ 10X)	\$1,000	60,000	180
\$100 w/ 10X	\$1,000	60,000	180
\$1,000	\$1,000	120,000	90
\$500 w/ 10X	\$5,000	1,080,000	10



<i>When Any Of Your Numbers Match Any Winning Number, Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 10,800,000 Tickets:</i>
\$5,000	\$5,000	1,080,000	10
\$100,000	\$100,000	1,080,000	10

Reveal a "10X" (10TIMES) symbol, win 10 times the prize shown under that symbol.

Reveal a "FLAME" (WINALL) symbol, win all 12 prizes shown!

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Retailer incentive awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Fireball instant lottery game tickets.

10. *Retailer bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

11. *Unclaimed prize money:* For a period of 1 year from the announced close of Fireball, prize money from winning Fireball instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Fireball instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

12. *Governing law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

13. *Termination of the game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Fireball or through normal communications methods.

C. DANIEL HASSELL,  
Secretary

[Pa.B. Doc. No. 19-1394. Filed for public inspection September 13, 2019, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Pennsylvania Monster Cash Instant Lottery Game 1424

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Monster Cash (hereinafter "Monster Cash"). The game number is PA-1424.

2. *Price:* The price of a Monster Cash instant lottery game ticket is \$2.

3. *Play symbols:* Each Monster Cash instant lottery game ticket will contain one play area featuring a "WINNING NUMBERS" area and a "YOUR NUMBERS" area. The play symbols and their captions located in the "WINNING NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), and 20 (TWENT). The play symbols and their captions located in the "YOUR NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), and a Monster (WIN20) symbol.

4. *Prize symbols:* The prize symbols and their captions located in the "YOUR NUMBERS" area are: \$2.<sup>00</sup> (TWO DOL), \$4.<sup>00</sup> (FOR DOL), \$5.<sup>00</sup> (FIV DOL), \$10.<sup>00</sup> (TEN DOL), \$20.<sup>00</sup> (TWENTY), \$25.<sup>00</sup> (TWY FIV), \$50.<sup>00</sup> (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$500 (FIV HUN), \$1,000 (ONE THO), and \$10,000 (TEN THO).

5. *Prizes:* The prizes that can be won in this game are: \$2, \$4, \$5, \$10, \$20, \$25, \$50, \$100, \$200, \$500, \$1,000, and \$10,000. A player can win up to 10 times on a ticket.

6. *Second-Chance Drawing:* The Pennsylvania Lottery will conduct a Howl-O-Ween Second-Chance Drawing for which non-winning Monster Cash instant lottery game tickets may be eligible as provided in section 10.

7. *Approximate number of tickets printed for the game:* Approximately 5,400,000 tickets will be printed for the Monster Cash instant lottery game.

8. *Determination of prize winners:*

(a) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$10,000 (TEN THO) appears in the "PRIZE" area under

the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$10,000.

(b) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$1,000 (ONE THO) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(c) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$500 (FIV HUN) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$500.

(d) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$200 (TWO HUN) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$200.

(e) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$100 (ONE HUN) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$100.

(f) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$50.

(g) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$25<sup>00</sup> (TWY FIV) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$25.

(h) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$20.

(i) Holders of tickets upon which a Monster (WIN20) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$20.

(j) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$10.

(k) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$5.

(l) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$4<sup>00</sup> (FOR DOL) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$4.

(m) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$2<sup>00</sup> (TWO DOL) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$2.

9. *Number and description of prizes and approximate odds.* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

<i>When Any Of Your Numbers Match Either Winning Number, Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 5,400,000 Tickets:</i>
\$2	\$2	8.82	612,000
\$2 × 2	\$4	50	108,000
\$4	\$4	50	108,000
\$5	\$5	41.67	129,600
\$5 × 2	\$10	300	18,000
\$2 × 5	\$10	150	36,000
(\$2 × 3) + \$4	\$10	300	18,000
(\$4 × 2) + \$2	\$10	250	21,600
\$10	\$10	250	21,600
\$10 × 2	\$20	1,500	3,600
\$2 × 10	\$20	1,500	3,600
(\$4 × 3) + (\$2 × 4)	\$20	750	7,200
(\$5 × 2) + (\$4 × 2) + \$2	\$20	750	7,200
\$20 w/ MONSTER	\$20	150	36,000

<i>When Any Of Your Numbers Match Either Winning Number, Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 5,400,000 Tickets:</i>
\$20	\$20	1,500	3,600
\$5 × 5	\$25	1,500	3,600
(\$5 × 3) + (\$4 × 2) + \$2	\$25	1,500	3,600
(\$20 w/ MONSTER) + \$5	\$25	300	18,000
\$25	\$25	1,500	3,600
\$10 × 5	\$50	12,000	450
\$5 × 10	\$50	12,000	450
(\$20 w/ MONSTER) + (\$5 × 4) + (\$2 × 5)	\$50	1,714	3,150
(\$20 w/ MONSTER) + (\$10 × 3)	\$50	1,714	3,150
(((\$20 w/ MONSTER) × 2) + (\$5 × 2))	\$50	1,714	3,150
\$50	\$50	12,000	450
\$20 × 5	\$100	12,000	450
\$10 × 10	\$100	12,000	450
(\$20 w/ MONSTER) + \$50 + \$20 + \$10	\$100	12,000	450
(((\$20 w/ MONSTER) × 2) + (\$10 × 4) + (\$5 × 4))	\$100	12,000	450
(((\$20 w/ MONSTER) × 3) + (\$5 × 6) + \$10)	\$100	12,000	450
(\$20 w/ MONSTER) × 5	\$100	6,000	900
\$100	\$100	12,000	450
\$100 × 2	\$200	120,000	45
\$50 × 4	\$200	120,000	45
(((\$20 w/ MONSTER) × 5) + (\$25 × 2) + (\$20 × 2) + \$10)	\$200	12,000	450
(\$20 w/ MONSTER) × 10	\$200	12,000	450
\$200	\$200	120,000	45
\$100 × 5	\$500	540,000	10
(((\$20 w/ MONSTER) × 5) + (\$50 × 4) + \$200)	\$500	540,000	10
(((\$20 w/ MONSTER) × 5) + (\$100 × 3) + (\$50 × 2))	\$500	540,000	10
\$500	\$500	540,000	10
\$100 × 10	\$1,000	540,000	10
\$200 × 5	\$1,000	540,000	10
\$1,000	\$1,000	540,000	10
\$10,000	\$10,000	540,000	10

Reveal a "MONSTER" (WIN20) symbol, win \$20 instantly!

Prizes, including top prizes, are subject to availability at the time of purchase.

10. *Second-Chance Drawing:* Pennsylvania Lottery's Howl-O-Ween Second-Chance Drawing for qualifying instant lottery game tickets (hereafter, the "Drawing").

(a) *Qualifying Tickets:* Non-winning PA-1423 Boo Koo Bucks (\$5), PA-1424 Monster Cash (\$2) and PA-1425 Mummy Money (\$1) instant lottery game tickets ("Qualifying Tickets") are eligible for entry in the Drawing.

(b) *Participation and entry:*

(1) Entrants must be members of the Pennsylvania Lottery VIP Players Club to participate in the Drawing. To join the VIP Players Club, visit <http://www.palottery.state.pa.us/vipplayersclub/login.aspx>. Becoming a VIP Players Club member is free.

(2) To enter the Drawing, entrants must submit the identifying information from at least one Qualifying Ticket via the Drawing's promotional web site, available at <http://www.palottery.com>, or the Pennsylvania Lottery's

official mobile application during the entry period. The identifying information from a Qualifying Ticket may be submitted only once in the Drawing. No other method of submission will be accepted, and entries submitted using any other method, including entries mailed or hand-delivered to the Pennsylvania Lottery, are not valid and will be disqualified.

(3) Each entry must be complete and the information supplied by the entrant must be accurate. Incomplete entries cannot be accepted.

(4) Only one claimant per entry allowed.

(5) Entrants must be 18 years of age or older.

(6) Players may submit the identifying information from an unlimited number of Qualifying Tickets in the Drawing.

(7) Once an entry has been submitted it cannot be withdrawn or changed.

(c) *Drawing description:*

(1) The Lottery will conduct one Howl-O-Ween Second-Chance Drawing for qualifying instant lottery game tickets. All time references are Eastern Prevailing Time.

(2) All entries received after 11:59:59 p.m. September 15, 2019, through 11:59:59 p.m. November 7, 2019, will be entered into the Drawing to be held between November 8, 2019 and November 18, 2019.

(3) The entry period for the Drawing will be posted to the Pennsylvania Lottery's publicly accessible web site.

(4) The number of entries an entrant will receive for the Drawing is determined by the purchase price of the Qualifying Ticket entered. The respective purchase price and corresponding number of entries for the Qualifying Ticket is as follows: PA-1423 Boo Koo Bucks (\$5) = five entries, PA-1424 Monster Cash (\$2) = two entries, PA-1425 Mummy Money (\$1) = one entry.

(5) When a Qualifying Ticket is entered into the Drawing, the entry has a chance to be multiplied by two. Each Qualifying Ticket will have a predetermined ticket file assigned at the time the ticket is printed that will determine whether an entry will be multiplied. If an entry is multiplied, the entrant will be notified during the entry process.

(6) Players may review prizes won and their entries for the Drawing via the Drawing's promotional web site.

(d) *Prizes available to be won, determination of winners, and odds of winning:*

(1) The prize entitlements described below are subject to all restrictions and limitations described in section 10(e), or mentioned anywhere else in these rules.

(2) The Lottery will conduct one Drawing from among all the entries received during the entry period as described in section 10(c)(2).

(i) The first through the third entries selected in the Drawing will be a winning entry and the entrants who submitted the winning entry shall each be entitled to a prize of \$31,000, less required income tax withholding.

(ii) The fourth through the eighth entries selected in the Drawing will be a winning entry and the entrants who submitted the winning entry shall each be entitled to a prize of \$10,000, less required income tax withholding.

(iii) The ninth through the eighteenth entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize of \$1,000.

(iv) The nineteenth through the forty-ninth entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize of \$500.

(v) The fiftieth through the ninety-ninth entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize of \$100 iLottery Bonus Money.

(3) All prizes will be paid as lump-sum cash payments or uploaded to a winning player's iLottery account.

(4) Winners of iLottery Bonus Money are not required to claim a prize. Winners of iLottery Bonus Money will have the iLottery Bonus Money credited to their Lottery Account and will receive an email notifying them that they won a prize.

(5) The number of winning entries to be selected for the Drawing will be posted to the Pennsylvania Lottery's publicly accessible web site.

(6) The odds of winning in the Drawing depend upon the number of entries received for the Drawing.

(7) A computer-generated randomizer will be used to select the Drawing winners.

(e) *Drawing restrictions:*

(1) To be eligible to participate in the Drawing, entrants must have complied with the requirements of these rules.

(2) The Lottery is not responsible for late, lost or misdirected entries not entered into the Drawing. The Lottery is not responsible for entries that are not entered into the Drawing because of incompatible internet browsers, mobile lottery application failure or other technical issues. If an entry is selected as a winner and rejected or otherwise disqualified during or following the Drawing, the Lottery will select another entry to replace the rejected or otherwise disqualified entry in accordance with these rules and Lottery procedure.

(3) If any discrepancy exists between these rules and any material describing the Drawing, these rules shall govern.

(4) Employees of the Pennsylvania Lottery, MARC USA, Scientific Games International Inc., MDI Entertainment, LLC, and their subcontractors, or a spouse, child, brother, sister or parent residing as a member of the same household in the principle place of residence of any such person are not eligible to participate in the Drawing. Offer void where prohibited or restricted.

(5) The Pennsylvania Lottery reserves the right, in its sole discretion, to cancel or suspend the Drawing and change these rules if the Drawing cannot be conducted as planned due to errors in these rules or advertising, unauthorized intervention, tampering, fraud, technical errors, viruses, worms, bugs, or any other cause beyond the control of the Pennsylvania Lottery that, in the Pennsylvania Lottery's sole judgment, could corrupt or impair the administration, security, fairness, integrity, or proper conduct of the Drawing.

(6) All entries shall be subject to verification by the Pennsylvania Lottery.

(7) The Pennsylvania Lottery reserves the right, in its sole discretion, to disqualify an entrant found to be tampering with the operation of the Drawing or to be acting in violation of these rules or applicable law.

(8) The Drawing is governed by the laws of the Commonwealth of Pennsylvania. Applicable laws and regulations apply.

(9) Prizes must be claimed within 1 year of the drawing date of the drawing in which the prize was won. If no claim is made within 1 year of the drawing date of the drawing in which the prize was won, the right of an entrant to claim the prize won, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided by statute.

(10) Final determination of winners will be made by the Secretary, whose judgment will be final and binding.

(11) A prize awarded in the Drawing to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of a prize winner).

(12) A winner is responsible for all taxes arising from or in connection with any prize won.

(13) A player may only win the prize for which the player is first selected in the Drawing. Subsequent entries, from the same individual, selected in the Drawing will be disqualified and a replacement entry will be selected.

(14) Prizes are not transferrable.

(15) Other restrictions may apply.

11. *Retailer incentive awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Monster Cash instant lottery game tickets.

12. *Retailer bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery Second-Chance Drawing or promotion that is subsequently selected to win a prize.

13. *Unclaimed prize money:* For a period of 1 year from the announced close of Monster Cash, prize money from winning Monster Cash instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Monster Cash instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the

prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

14. *Governing law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

15. *Termination of the game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Monster Cash or through normal communications methods.

C. DANIEL HASSELL,  
Secretary

[Pa.B. Doc. No. 19-1395. Filed for public inspection September 13, 2019, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Pennsylvania Mummy Money Instant Lottery Game 1425

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Mummy Money (hereinafter “Mummy Money”). The game number is PA-1425.

2. *Price:* The price of a Mummy Money instant lottery game ticket is \$1.

3. *Play symbols:* Each Mummy Money instant lottery game ticket will contain one play area featuring a “WINNING NUMBERS” area and a “YOUR NUMBERS” area. The play symbols and their captions located in the “WINNING NUMBERS” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), and 20 (TWENT). The play symbols and their captions located in the “YOUR NUMBERS” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), and a Mummy (MONEY) symbol.

4. *Prize symbols:* The prize symbols and their captions located in the “YOUR NUMBERS” area are: FREE (TICKET), \$1<sup>00</sup> (ONE DOL), \$2<sup>00</sup> (TWO DOL), \$4<sup>00</sup> (FOR DOL), \$5<sup>00</sup> (FIV DOL), \$10<sup>00</sup> (TEN DOL), \$15<sup>00</sup> (FIFTN), \$20<sup>00</sup> (TWENTY), \$40<sup>00</sup> (FORTY), \$100 (ONE HUN), \$400 (FOR HUN), and \$5,000 (FIV THO).

5. *Prizes:* The prizes that can be won in this game are: Free \$1 Ticket, \$1, \$2, \$4, \$5, \$10, \$15, \$20, \$40, \$100, \$400, and \$5,000. A player can win up to four times on a ticket.

6. *Second-Chance Drawing:* The Pennsylvania Lottery will conduct a Howl-O-Ween Second-Chance Drawing for which non-winning Mummy Money instant lottery game tickets may be eligible as provided in section 10.

7. *Approximate number of tickets printed for the game:* Approximately 5,400,000 tickets will be printed for the Mummy Money instant lottery game.

8. *Determination of prize winners:*

(a) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$5,000 (FIV THO) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5,000.

(b) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$400 (FOR HUN) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$400.

(c) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$100 (ONE HUN) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(d) Holders of tickets upon which a Mummy (MONEY) symbol appears in the "YOUR NUMBERS" area and a prize symbol of \$100 (ONE HUN) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(e) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$40<sup>00</sup> (FORTY) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$40.

(f) Holders of tickets upon which a Mummy (MONEY) symbol appears in the "YOUR NUMBERS" area and a prize symbol of \$40<sup>00</sup> (FORTY) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$40.

(g) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(h) Holders of tickets upon which a Mummy (MONEY) symbol appears in the "YOUR NUMBERS" area and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(i) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$15<sup>00</sup> (FIFTN) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$15.

(j) Holders of tickets upon which a Mummy (MONEY) symbol appears in the "YOUR NUMBERS" area and a prize symbol of \$15<sup>00</sup> (FIFTN) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$15.

(k) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(l) Holders of tickets upon which a Mummy (MONEY) symbol appears in the "YOUR NUMBERS" area and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(m) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(n) Holders of tickets upon which a Mummy (MONEY) symbol appears in the "YOUR NUMBERS" area and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(o) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$4<sup>00</sup> (FOR DOL) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$4.

(p) Holders of tickets upon which a Mummy (MONEY) symbol appears in the "YOUR NUMBERS" area and a prize symbol of \$4<sup>00</sup> (FOR DOL) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$4.

(q) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$2<sup>00</sup> (TWO DOL) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$2.

(r) Holders of tickets upon which a Mummy (MONEY) symbol appears in the "YOUR NUMBERS" area and a prize symbol of \$2<sup>00</sup> (TWO DOL) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$2.

(s) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$1<sup>00</sup> (ONE DOL) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1.

(t) Holders of tickets upon which a FREE (TICKET) symbol appears in the play area, on a single ticket, shall be entitled to a prize of one Mummy Money instant game ticket or one Pennsylvania Lottery instant game ticket of equivalent sale price which is currently on sale.

9. *Number and description of prizes and approximate odds.* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

<i>When Any Of Your Numbers Match Either Winning Number, Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 5,400,000 Tickets:</i>
FREE	FREE TICKET	10	540,000
\$1 × 2	\$2	76.92	70,200
\$2 w/ MUMMY	\$2	28.57	189,000
\$2	\$2	100	54,000
\$1 × 4	\$4	250	21,600
(((\$1 w/ MUMMY) × 2) + (\$1 × 2))	\$4	250	21,600
(\$1 w/ MUMMY) × 4	\$4	500	10,800
\$4 w/ MUMMY	\$4	100	54,000
\$4	\$4	1,000	5,400
(\$2 × 2) + \$1	\$5	1,000	5,400
(((\$1 w/ MUMMY) × 3) + \$2)	\$5	1,000	5,400
(((\$2 w/ MUMMY) × 2) + \$1)	\$5	500	10,800
\$5 w/ MUMMY	\$5	100	54,000
\$5	\$5	1,000	5,400
\$5 × 2	\$10	1,000	5,400
(\$4 × 2) + (\$1 × 2)	\$10	1,000	5,400
(\$4 w/ MUMMY) + (((\$2 w/ MUMMY) × 2) + \$2)	\$10	500	10,800
(\$5 w/ MUMMY) × 2	\$10	500	10,800
\$10 w/ MUMMY	\$10	200	27,000
\$10	\$10	1,000	5,400
\$5 × 3	\$15	1,000	5,400
(((\$5 w/ MUMMY) × 2) + \$4 + \$1)	\$15	1,000	5,400
(\$10 w/ MUMMY) + (\$2 × 2) + \$1	\$15	1,000	5,400
\$15 w/ MUMMY	\$15	1,000	5,400
\$15	\$15	1,000	5,400
\$5 × 4	\$20	12,000	450
(((\$5 w/ MUMMY) × 2) + (\$5 × 2))	\$20	1,200	4,500
(\$5 w/ MUMMY) × 4	\$20	1,200	4,500
\$20 w/ MUMMY	\$20	1,200	4,500
\$20	\$20	12,000	450
\$10 × 4	\$40	60,000	90
(\$15 × 2) + (\$5 × 2)	\$40	40,000	135
(((\$15 w/ MUMMY) × 2) + (\$5 × 2))	\$40	30,000	180
(\$10 w/ MUMMY) × 4	\$40	30,000	180
\$40 w/ MUMMY	\$40	30,000	180
\$40	\$40	40,000	135
(\$40 × 2) + (\$10 × 2)	\$100	120,000	45
(((\$40 w/ MUMMY) × 2) + (\$10 × 2))	\$100	120,000	45
\$100 w/ MUMMY	\$100	120,000	45
\$100	\$100	120,000	45
\$100 × 4	\$400	540,000	10
(\$100 w/ MUMMY) × 4	\$400	540,000	10
\$400	\$400	540,000	10
\$5,000	\$5,000	540,000	10

Reveal a "MUMMY" (MONEY) symbol, win prize shown under that symbol automatically!

Prizes, including top prizes, are subject to availability at the time of purchase.

10. *Second-Chance Drawing*: Pennsylvania Lottery's Howl-O-Ween Second-Chance Drawing for qualifying instant lottery game tickets (hereafter, the "Drawing").

(a) *Qualifying Tickets*: Non-winning PA-1423 Boo Koo Bucks (\$5), PA-1424 Monster Cash (\$2) and PA-1425 Mummy Money (\$1) instant lottery game tickets ("Qualifying Tickets") are eligible for entry in the Drawing.

(b) *Participation and entry*:

(1) Entrants must be members of the Pennsylvania Lottery VIP Players Club to participate in the Drawing. To join the VIP Players Club, visit <http://www.palottery.state.pa.us/vipplayersclub/login.aspx>. Becoming a VIP Players Club member is free.

(2) To enter the Drawing, entrants must submit the identifying information from at least one Qualifying Ticket via the Drawing's promotional web site, available at <http://www.palottery.com>, or the Pennsylvania Lottery's official mobile application during the entry period. The identifying information from a Qualifying Ticket may be submitted only once in the Drawing. No other method of submission will be accepted, and entries submitted using any other method, including entries mailed or hand-delivered to the Pennsylvania Lottery, are not valid and will be disqualified.

(3) Each entry must be complete and the information supplied by the entrant must be accurate. Incomplete entries cannot be accepted.

(4) Only one claimant per entry allowed.

(5) Entrants must be 18 years of age or older.

(6) Players may submit the identifying information from an unlimited number of Qualifying Tickets in the Drawing.

(7) Once an entry has been submitted it cannot be withdrawn or changed.

(c) *Drawing description*:

(1) The Lottery will conduct one Howl-O-Ween Second-Chance Drawing for qualifying instant lottery game tickets. All time references are Eastern Prevailing Time.

(2) All entries received after 11:59:59 p.m. September 15, 2019, through 11:59:59 p.m. November 7, 2019, will be entered into the Drawing to be held between November 8, 2019 and November 18, 2019.

(3) The entry period for the Drawing will be posted to the Pennsylvania Lottery's publicly accessible web site.

(4) The number of entries an entrant will receive for the Drawing is determined by the purchase price of the Qualifying Ticket entered. The respective purchase price and corresponding number of entries for the Qualifying Ticket is as follows: PA-1423 Boo Koo Bucks (\$5) = five entries, PA-1424 Monster Cash (\$2) = two entries, PA-1425 Mummy Money (\$1) = one entry.

(5) When a Qualifying Ticket is entered into the Drawing, the entry has a chance to be multiplied by two. Each Qualifying Ticket will have a predetermined ticket file assigned at the time the ticket is printed that will determine whether an entry will be multiplied. If an entry is multiplied, the entrant will be notified during the entry process.

(6) Players may review prizes won and their entries for the Drawing via the Drawing's promotional web site.

(d) *Prizes available to be won, determination of winners, and odds of winning*:

(1) The prize entitlements described below are subject to all restrictions and limitations described in section 10(e), or mentioned anywhere else in these rules.

(2) The Lottery will conduct one Drawing from among all the entries received during the entry period as described in section 10(c)(2).

(i) The first through the third entries selected in the Drawing will be a winning entry and the entrants who submitted the winning entry shall each be entitled to a prize of \$31,000, less required income tax withholding.

(ii) The fourth through the eighth entries selected in the Drawing will be a winning entry and the entrants who submitted the winning entry shall each be entitled to a prize of \$10,000, less required income tax withholding.

(iii) The ninth through the eighteenth entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize of \$1,000.

(iv) The nineteenth through the forty-ninth entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize of \$500.

(v) The fiftieth through the ninety-ninth entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize of \$100 iLottery Bonus Money.

(3) All prizes will be paid as lump-sum cash payments or uploaded to a winning player's iLottery account.

(4) Winners of iLottery Bonus Money are not required to claim a prize. Winners of iLottery Bonus Money will have the iLottery Bonus Money credited to their Lottery Account and will receive an email notifying them that they won a prize.

(5) The number of winning entries to be selected for the Drawing will be posted to the Pennsylvania Lottery's publicly accessible web site.

(6) The odds of winning in the Drawing depend upon the number of entries received for the Drawing.

(7) A computer-generated randomizer will be used to select the Drawing winners.

(e) *Drawing restrictions*:

(1) To be eligible to participate in the Drawing, entrants must have complied with the requirements of these rules.

(2) The Lottery is not responsible for late, lost or misdirected entries not entered into the Drawing. The Lottery is not responsible for entries that are not entered into the Drawing because of incompatible internet browsers, mobile lottery application failure or other technical issues. If an entry is selected as a winner and rejected or otherwise disqualified during or following the Drawing, the Lottery will select another entry to replace the rejected or otherwise disqualified entry in accordance with these rules and Lottery procedure.

(3) If any discrepancy exists between these rules and any material describing the Drawing, these rules shall govern.



(4) Employees of the Pennsylvania Lottery, MARC USA, Scientific Games International Inc., MDI Entertainment, LLC, and their subcontractors, or a spouse, child, brother, sister or parent residing as a member of the same household in the principle place of residence of any such person are not eligible to participate in the Drawing. Offer void where prohibited or restricted.

(5) The Pennsylvania Lottery reserves the right, in its sole discretion, to cancel or suspend the Drawing and change these rules if the Drawing cannot be conducted as planned due to errors in these rules or advertising, unauthorized intervention, tampering, fraud, technical errors, viruses, worms, bugs, or any other cause beyond the control of the Pennsylvania Lottery that, in the Pennsylvania Lottery's sole judgment, could corrupt or impair the administration, security, fairness, integrity, or proper conduct of the Drawing.

(6) All entries shall be subject to verification by the Pennsylvania Lottery.

(7) The Pennsylvania Lottery reserves the right, in its sole discretion, to disqualify an entrant found to be tampering with the operation of the Drawing or to be acting in violation of these rules or applicable law.

(8) The Drawing is governed by the laws of the Commonwealth of Pennsylvania. Applicable laws and regulations apply.

(9) Prizes must be claimed within 1 year of the drawing date of the drawing in which the prize was won. If no claim is made within 1 year of the drawing date of the drawing in which the prize was won, the right of an entrant to claim the prize won, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided by statute.

(10) Final determination of winners will be made by the Secretary, whose judgment will be final and binding.

(11) A prize awarded in the Drawing to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of a prize winner).

(12) A winner is responsible for all taxes arising from or in connection with any prize won.

(13) A player may only win the prize for which the player is first selected in the Drawing. Subsequent entries, from the same individual, selected in the Drawing will be disqualified and a replacement entry will be selected.

(14) Prizes are not transferrable.

(15) Other restrictions may apply.

11. *Retailer incentive awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Mummy Money instant lottery game tickets.

12. *Retailer bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles

the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery Second-Chance Drawing or promotion that is subsequently selected to win a prize.

13. *Unclaimed prize money:* For a period of 1 year from the announced close of Mummy Money, prize money from winning Mummy Money instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Mummy Money instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

14. *Governing law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

15. *Termination of the game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Mummy Money or through normal communications methods.

C. DANIEL HASSELL,  
*Secretary*

[Pa.B. Doc. No. 19-1396. Filed for public inspection September 13, 2019, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Public Utility Realty Tax Act; Surcharge Rate Notice for the Tax Year Beginning January 1, 2020

Section 1111-A(d) of the Tax Reform Code of 1971 (act) (72 P.S. § 8111-A(d)) requires the Secretary of Revenue to publish the rate of the Public Utility Realty Tax Act (PURTA) surcharge in the form of a notice in the *Pennsylvania Bulletin* by October 1, 2003, and by each October 1 thereafter. The tax rate established in section 1111-A(d) of the act shall be imposed upon gross receipts taxes as provided in section 1111-A(d) of the act for the period beginning the next January 1.

The result of the PURTA surcharge calculation provided in section 1111-A of the act for the tax year beginning January 1, 2020, is zero mills. Therefore, no PURTA surcharge under section 1111-A(d) of the act will be imposed for the taxable period beginning January 1, 2020.

C. DANIEL HASSELL,  
*Secretary*

[Pa.B. Doc. No. 19-1397. Filed for public inspection September 13, 2019, 9:00 a.m.]

**DEPARTMENT OF STATE**

**Election for the Office of Judge of the Court of Common Pleas of Philadelphia County**

On September 3, 2019, the Acting Secretary of the Commonwealth (Acting Secretary) received written notice that Judge Sandy L.V. Byrd has revoked his declaration of candidacy for retention as a judge of the Court of Common Pleas of Philadelphia County. Under the Constitution and laws of the Commonwealth, an election for the judicial office held by Judge Byrd will occur as part of the municipal election to be held November 5, 2019.

In the Municipal Election, the electors of Philadelphia County will elect seven judges of the Court of Common Pleas of Philadelphia County. Each elector will be entitled to vote for up to seven candidates, with the seven candidates receiving the largest number of valid votes being elected.

In the Municipal Primary held May 21, 2019, the electors of the Democratic Party nominated six candidates and the electors of the Republican Party nominated one

candidate for the office of judge of the Court of Common Pleas of Philadelphia County. By law, each of the certified Statewide political parties of the Commonwealth—the Democratic Party and the Republican Party—will be permitted to nominate one additional candidate for the Court of Common Pleas of Philadelphia County by submitting to the Acting Secretary, no later than September 16, 2019, a nomination certificate in the form prescribed by law and prepared in accordance with the applicable rules of the political party. See 25 P.S. §§ 2938.3; 2953; and 2954. Political bodies will be permitted to nominate a candidate by filing with the Acting Secretary, no later than September 16, 2019, nomination papers prepared and submitted in accordance with the requirements of the Pennsylvania Election Code (25 P.S. §§ 2600—3591). *Id.*

Additional information is available on the Department of State’s publicly accessible web site at [www.dos.pa.gov](http://www.dos.pa.gov).

KATHY BOOCKVAR,  
*Acting Secretary*

[Pa.B. Doc. No. 19-1398. Filed for public inspection September 13, 2019, 9:00 a.m.]

**INDEPENDENT REGULATORY REVIEW COMMISSION**

**Notice of Comments Issued**

Section 5(g) of the Regulatory Review Act (71 P.S. § 745.5(g)) provides that the Independent Regulatory Review Commission (Commission) may issue comments within 30 days of the close of the public comment period. The Commission comments are based upon the criteria contained in section 5.2 of the Regulatory Review Act (71 P.S. § 745.5b).

The Commission has issued comments on the following proposed regulation. The agency must consider these comments in preparing the final-form regulation. The final-form regulation must be submitted within 2 years of the close of the public comment period or it will be deemed withdrawn.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Close of the Public Comment Period</i>	<i>IRRC Comments Issued</i>
8-27	Department of General Services State Metrology Laboratory Fee Schedule 49 Pa.B. 3313 (June 29, 2019)	7/29/19	8/28/19

**Department of General Services Regulation # 8-27 (IRRC # 3237)**

**State Metrology Laboratory Fee Schedule**

**August 28, 2019**

We submit for your consideration the following comments on the proposed rulemaking published in the June 29, 2019 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (RRA) (71 P.S. § 745.5b). Section 5.1(a) of the RRA (71 P.S. § 745.5a(a)) directs the Department of General Services (Department) to respond to all comments received from us or any other source.

**1. Determining whether the regulation is in the public interest; Economic or fiscal impacts; Reasonableness; Compliance with the RRA.**

Section 5.2 of the RRA (71 P.S. § 745.5b) directs this Commission to determine whether a regulation is in the public interest. When making this determination, the Commission considers criteria such as economic or fiscal impact and reasonableness. To make that determination, the Commission must analyze the text of the proposed regulation and the reasons for the new or amended language. The Commission also considers the information

a promulgating agency is required to provide under Section 5 of the RRA in the Regulatory Analysis Form (RAF) (71 P.S. § 745.5(a)).

The Department’s Preamble and responses to several questions on the RAF are not sufficient to allow this Commission to determine if the regulation is in the public interest. In the Preamble and RAF submitted with the final-form regulation, we ask the Department to provide more detailed information related to economic and fiscal impact as required under § 745.5(a) of the RRA. Specifically, we ask the Department to address the following concerns:

- The Department states in response to RAF # 10 that the regulation will allow the Commonwealth to charge an appropriate fee for the services provided, thus ensuring that the cost of performing these testing services is borne by the parties who are receiving the services and not by taxpayers. The Preamble states that over the past four years, the State Metrology Laboratory (Laboratory) has had a total shortfall of approximately \$1.6 million. Based on the Department’s response to RAF # 15, we note that the fees appear to be increasing on average by 160 percent. While we recognize that the Department is statutorily required by Section 4178 of the Consolidated Weights and Measures Act to charge and collect fees for actual metrology laboratory calibration, type evaluation

and any other testing services which may be rendered (3 Pa.C.S. § 4178), this increase is significant. House State Government Chairman Garth Everett comments that Pennsylvania's fees would be among the highest in the cost comparison study submitted by the Department. We ask the Department to explain how the economic impact of the fees and the percentage increase of fees are reasonable and in the public interest.

- In response to RAF # 28, the Department explains that in October 2013, the Department calculated the average of the fees charged by seven state laboratories (California, Hawaii, Missouri, Oklahoma, South Carolina, Virginia and Vermont) and one county laboratory (Los Angeles County, California) over a twelve-year period for each parameter and used that as the baseline fee. The Department then updated those average baseline fees by a calculated historical average fee increase of 16.71 percent (using data from 2000 to 2012 biennial NCSL State Laboratory Program Workload Surveys) to determine the fees in the proposed regulation. It has been six years since the Department's last fee increase; why is the Department using a 12-year average rather than a six-year average? We ask the Department to provide the specific fees charged by the labs in the seven states and one county, and to show how each fee in the final-form regulation is calculated and that each fee is in line with the other states. Additionally, we ask the Department to explain why the method used for calculating fees in the final-form regulation is reasonable and in the public interest.

- In response to RAF # 12, the Department states that the proposed fees are in line with fees charged by the labs in the seven states and one county referenced above. Why did the Department choose these states rather than states surrounding Pennsylvania? Did the Department consider using Pennsylvania-based data? The Department states in the Preamble that the 2010 fee increases were based on data from other states, as well, and, as indicated by the approximately \$1.6 million deficit, were inadequate to meet the cost to run the Laboratory. We ask the Department to evaluate the use of data specific to Pennsylvania in determining the fees in the final-form regulation, and to explain why the data used for calculating fees in the final regulation is reasonable and in the public interest.

## 2. Miscellaneous clarity.

The Department states in response to RAF # 15 that "those fees will be increased *on a yearly basis* under the proposed rulemaking." [Emphasis added.] Since the proposed regulation provides for a one-time fee increase, the Department should correct this statement in the final-form RAF.

GEORGE D. BEDWICK,  
*Chairperson*

[Pa.B. Doc. No. 19-1399. Filed for public inspection September 13, 2019, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Application and Request for a Certificate of Authority to Provide a Continuing Care Retirement Community by Forest City Care Continuum, LLC

Forest City Care Continuum, LLC has applied for a Certificate of Authority to operate a Continuing Care Retirement Community at Forest City Nursing and Rehab Center in Forest City, PA. The initial filing was

received on September 3, 2019, and was made under the Continuing-Care Provider Registration and Disclosure Act (40 P.S. §§ 3201—3225).

Persons wishing to comment on the grounds of public or private interest to the issuance of a Certificate of Authority are invited to submit a written statement to the Insurance Department (Department) within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a concise statement with sufficient details to inform the Department of the exact basis of the statement. Written statements should be directed to Karen M. Feather, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557, kfeather@pa.gov.

JESSICA K. ALTMAN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 19-1400. Filed for public inspection September 13, 2019, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Application and Request for a Certificate of Authority to Provide a Continuing Care Retirement Community by Pennwood Nursing and Rehabilitation Center, LLC

Pennwood Nursing and Rehabilitation Center, LLC has applied for a Certificate of Authority to operate a Continuing Care Retirement Community at Pennwood Nursing and Rehabilitation Center in Pittsburgh, PA. The initial filing was received on August 30, 2019, and was made under the Continuing-Care Provider Registration and Disclosure Act (40 P.S. §§ 3201—3225).

Persons wishing to comment on the grounds of public or private interest to the issuance of a Certificate of Authority are invited to submit a written statement to the Insurance Department (Department) within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a concise statement with sufficient details to inform the Department of the exact basis of the statement. Written statements should be directed to Karen M. Feather, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557, kfeather@pa.gov.

JESSICA K. ALTMAN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 19-1401. Filed for public inspection September 13, 2019, 9:00 a.m.]

## MILK MARKETING BOARD

### Special Sunshine Meeting

The Milk Marketing Board will meet on Wednesday, September 18, 2019, at 10 a.m. in Room 202, Agriculture Building, Harrisburg, PA 17110.

TIM MOYER,  
*Secretary*

[Pa.B. Doc. No. 19-1402. Filed for public inspection September 13, 2019, 9:00 a.m.]

**PENNSYLVANIA INFRASTRUCTURE  
INVESTMENT AUTHORITY  
DEPARTMENT OF  
ENVIRONMENTAL PROTECTION**

**Environmental Assessment Approval for PENNVEST  
Funding Consideration**

*Scope:* Clean Water and Drinking Water State Revolving Fund Projects for October 16, 2019, Pennsylvania Infrastructure Investment Authority (PENNVEST) Board Meeting Consideration

*Description:* PENNVEST, which administers the Commonwealth’s Clean Water Fund and Drinking Water State Revolving Fund (DWSRF), is intended to be the funding source for the following projects. The Department of Environmental Protection’s (Department) review of these projects, and the information received in the Environmental Report for these projects, has not identified any significant, adverse environmental impact resulting from any of the proposed projects. The Department hereby approves the Environmental Assessment for each project. If no significant comments are received during this comment period, the Environmental Assessment will be considered approved and funding for the projects will be considered by PENNVEST.

To be considered, the Department must receive comments on this approval on or by Monday, October 14, 2019. Electronic comments should be submitted using the Department’s eComment site at [www.ahs.dep.pa.gov/eComment](http://www.ahs.dep.pa.gov/eComment). Written comments can be submitted by e-mail to [ecomment@pa.gov](mailto:ecomment@pa.gov) or by mail to the Policy Office, Department of Environmental Protection, Rachel Carson State Office Building, P.O. Box 2063, Harrisburg, PA 17105-2063. Use “PENNVEST SRF-Environmental Assessment” as the subject line in written communication.

For more information about the approval of the following Environmental Assessments or the Clean Water and Drinking Water State Revolving Loan Programs, contact Richard Wright at [riwright@pa.gov](mailto:riwright@pa.gov), Bureau of Clean Water, Department of Environmental Protection, P.O. Box 8774, Harrisburg, PA 17105-8774, (717) 772-4059, or visit the Department’s web site at <http://www.dep.pa.gov/Business/Water/CleanWater/InfrastructureFinance/Pages/default.aspx>.

Any comments received during the comment period, along with the Department’s comment and response document will be available on the Department’s web site at <http://www.dep.pa.gov/Business/Water/CleanWater/InfrastructureFinance/Pages/EnvironmentalReview.aspx>.

Upon their approval the full list of approved projects and their costs can be found in a press release on PENNVEST’s web site at [www.pennvest.pa.gov](http://www.pennvest.pa.gov).

*DWSRF Projects Being Considered:*

<i>Applicant:</i>	Erie City Water Authority d/b/a Erie Water Works
<i>County:</i>	Erie
<i>Applicant Address:</i>	240 West 12th Street Erie, PA 16501

*Project Description:* The project includes replacement of the Cherry Street booster pump station (PS) and the addition of booster chlorination facilities. The Cherry Street PS collectively consists of three pumping stations, which are the Cherry Street East booster, Cherry Street West booster and Cherry Street South booster stations. There are currently three existing pumps at each of the three Cherry Street PSs (East, West and South). The project design calls for three new pumps at the East and West booster stations and two new pumps at the South booster station. The East booster station will be equipped with three new vertical turbine pumps with design flows of 1,312, 1,312 and 1,915 gallons per minute (gpm). The West booster station will be equipped with three new vertical turbine pumps with design flows of 1,915, 3,290 and 3,290 gpm. The South booster station will be equipped with two new horizontal pumps with design flows of 2,250 gpm each. The proposed upgrades at the Cherry Street PS will allow for the PS to continue to provide suitable domestic and fire flow and associated pressures to the many residential, commercial and industrial customers located within the project area.

*Problem Description:* The existing electrical and mechanical gears of the Cherry Street PSs are past their useful life. The Cherry Street PS was originally constructed in the 1920’s and the electrical gear and equipment in the East booster and West booster stations were replaced in 1954 and modified again in 1974. Although maintenance has occurred on an as needed basis, the electrical gear at the East and West booster stations is obsolete and spare parts are no longer available. The Cherry Street South booster station was added in the early 1990’s to provide service and accommodate growth to the south.

<i>Applicant:</i>	Middlesex Water Company— Twin Lakes Utilities, Inc.
<i>County:</i>	Pike
<i>Applicant Address:</i>	485 C Route 1 South Suite 400 Iselin, NJ 08830

*Project Description:* The project includes the replacement of the existing distribution system (4,000 linear feet (lf) of 4-inch main and 12,000 lf of 2-inch main), rehabilitation of the existing well station and storage tank, installation of a new 20,000 gallon storage tank, construction of a new well (PW # 3) and well station (with disinfection facilities) with 8,700 lf of new 3-inch and 4-inch transmission main from the well house to the new storage tank, inspection of existing PW # 2 and rehabilitation if necessary, installation of back-up generators, new meters and meter pit to be installed at each house connection (120 units), and system monitoring and security upgrades in Sagamore Estates, Milford and Shohola Townships, Pike County.

*Problem Description:* The existing Middlesex Water Company—Twin Lakes Utilities, Inc. community water supply system serves Sagamore Estates, which is a residential housing development in Shohola Township,

Pike County. The system includes two wells, disinfection treatment, a 20,000-gallon in-ground storage tank, booster pumping station, distribution mains and other appurtenances. Current issues and concerns with the existing water system include significant water leaks within the distribution piping, the loss of production from PW # 1 due to a collapsed borehole, stress on the local aquifer because PW # 2 must be continuously pumped to make up for the loss of PW # 1 and the inability to rapidly repair and rehabilitate the distribution piping and PW # 1. The existing wells are in proximity to each other and it appears the continuous operation of PW # 2 has resulted in further collapse of PW # 1 and the lowering of groundwater levels in both wells.

If PW # 2 was to be shut down for any reason, there would be no water supply for the community. The Department requires a minimum of two wells that can supply system demand. Therefore, new well development and a distribution piping replacement project were identified as necessary efforts to upgrade the system. Furthermore, the new distribution system would replace the current system that consists of a mixture of piping materials and appurtenances, some of which are leaking. The new meters would allow for improved water loss control. The new emergency generators would allow for an uninterrupted supply of water in the case of a power outage. The new telemetry and security improvements would allow for a more reliable supply of water for the residents of Sagamore Estates. The improvements would enhance the ability of the applicant to operate and maintain system facilities.

<i>Applicant:</i>	Borough of Tyrone
<i>County:</i>	Blair
<i>Applicant Address:</i>	1100 Logan Avenue Tyrone, PA 16686

*Project Description:* The Borough of Tyrone (Borough) has proposed to clean, repaint and repair the 23rd Street storage tank and install new pumps at the 23rd Street pump station. The Borough also proposed distribution work which includes the construction of a chlorine booster station to increase the chlorine residual delivered to the Vail Industrial Park, approximately 7,400 lf of waterline replacement along Pennsylvania Avenue and 15th Street, the replacement of seven stream crossings and installing/replacing valves in significant locations of the distribution system to prevent disruptive waterline breaks.

*Problem Description:* Many components of the water system were installed decades ago and are nearing or have exceeded their life expectancy. To prevent major equipment failures, storage and pump station facilities will be upgraded and sections of existing waterlines will be replaced.

PATRICK McDONNELL,  
*Secretary*  
*Department of Environmental Protection*

BRION JOHNSON,  
*Executive Director*  
*Pennsylvania Infrastructure Investment Authority*

[Pa.B. Doc. No. 19-1403. Filed for public inspection September 13, 2019, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Cancellation of Certificates of Public Convenience for Telecommunications Public Utilities; Reporting Zero Intrastate Operating Revenue

Public Meeting held  
July 11, 2019

*Commissioners Present:* Gladys Brown Dutrieuille, Chairperson, statement follows, dissenting; David W. Sweet, Vice Chairperson; Norman J. Kennard; Andrew G. Place, statement follows, dissenting; John F. Coleman, Jr.

*Cancellation of Certificates of Public Convenience for  
Telecommunications Public Utilities; Reporting Zero  
Intrastate Operating Revenue; M-2019-3010251*

#### Tentative Order

*By the Commission:*

The Public Utility Code (Code) requires that by March 31 of each year, every public utility must file a report detailing its gross intrastate operating revenue for the preceding calendar year. 66 Pa.C.S. § 510(b). Gross intrastate operating revenue includes both retail and wholesale revenue derived from providing public utility service to the public for compensation in Pennsylvania. Under the assessment process and allocation formula established by the General Assembly, the public utility's annual revenue report is essential for the Commission to fund its operations and to properly allocate assessment costs among the regulated utility community. Id. Additionally, all public utilities, including telecommunications public utilities, are required to operate continuously and without unreasonable interruptions of service. 66 Pa.C.S. § 1501.

The Commission's Bureau of Administration has undertaken a review of its records to determine whether various utilities are complying with their operating and reporting requirements. According to that review, a significant number of telecommunications public utilities have reported zero gross intrastate operating revenue on the annual revenue reports required by Section 510(b) of the Code. Specifically, the telecommunications public utilities listed in Appendix A have filed the annual revenue report required by Section 510(b) but have reported zero gross intrastate operating revenue for the last three calendar years. Also, as shown on the annual revenue reports attached as Appendix B, each of these zero gross intrastate revenue reports was filed under oath by a representative of the public utility, under which each utility authorized the release of its state tax records to the Commission in accordance with Sections 505 and 506 of the Code so that Commission can verify the accuracy of the financial information supplied.

Each telecommunications public utility holding a Commission-issued certificate of public convenience (CPC) is assessed based on its gross intrastate operating revenues and is obligated to pay for the reasonable costs attributable to the regulation of all telecommunications public utilities. 66 Pa.C.S. § 510(f). Under the Section 510 assessment process, gross intrastate operating revenues is a key metric by which the Commission's costs of operations are allocated among public utilities holding a Commission-issued CPC. 66 Pa.C.S. § 510(b). By repeatedly reporting zero intrastate operating revenue, the telecommunications public utilities listed in Appendix A

have failed to pay for the reasonable costs attributable to their regulation by the Commission and have failed to establish that they are operating continuously in Pennsylvania.

Section 1102 of the Code specifies that a CPC is required prior to beginning to “offer, render, furnish or supply” service “*within this Commonwealth.*” 66 Pa.C.S. § 1102(a)(1) (emphasis added). Moreover, to obtain a CPC as a public utility in Pennsylvania, an entity must offer its service to the public for compensation. 66 Pa.C.S. §§ 102(1)(i), (ii), (iv)—(vii). Thus, it follows that all certificated public utilities must have intrastate revenues, demonstrating intrastate service to the public for compensation in Pennsylvania, to qualify for public utility status in Pennsylvania.

Pursuant to Section 1103(a) of the Code, the Commission may grant a CPC to provide public utility status and service authority in Pennsylvania “*only if* the commission shall find or determine that the granting of such certificate is necessary or proper for the service, accommodation, convenience, or safety of the public.” 66 Pa.C.S. § 1103(a) (emphasis added). As such, if the Commission’s records indicate that the entity holding a CPC has never or is no longer providing public utility service to the public for compensation in Pennsylvania, the CPC may be cancelled.

A public utility holding a CPC that has reported zero gross intrastate revenues for several years indicates that it is no longer providing jurisdictional public utility service in Pennsylvania for compensation. Therefore, a CPC for that entity is no longer necessary or proper for the service, accommodation, convenience, or safety of the public under Section 1103(a) of the Code.

Since 1996 with the implementation of the Telecommunications Act of 1996 (TA-96), this Commission has facilitated the entry of competitive carriers in Pennsylvania. However, having facilitated their entry does not mean that we have relinquished our regulatory authority and oversight where it remains necessary. In the intervening years, we have acted to ensure that those CPCs we issued remain used in the provision of jurisdictional public utility services. For example, we previously determined that telecommunications public utilities in Pennsylvania must begin providing service to customers within one year of receiving certification from the Commission.<sup>1</sup> This proceeding is a responsible continuation of our prior efforts to ensure the proper use of CPCs in Pennsylvania.

Under these circumstances, we tentatively conclude that the telecommunications public utilities listed in Appendix A that have reported zero gross intrastate operating revenues for three or more years are deemed to be no longer providing public utility service for compensation in Pennsylvania and, consequently, are no longer entitled to hold a Commission-issued CPC. As such, it is appropriate to initiate the process via a tentative order for cancelling the relevant telecommunications public utilities’ CPCs as being in the public interest.

The Commission previously issued a proposed policy statement at Docket No. M-2018-3004578 intended to provide guidance on intrastate revenue reporting to those telecommunications public utilities in Pennsylvania who provide services over facilities that carry both interstate and intrastate traffic and who report zero intrastate revenues. As part of the policy statement, the Commis-

sion proposed to address the ten percent contamination rule established by the Federal Communications Commission (FCC). This rule is an administrative rule for certain jurisdictional cost and revenue separations and allocations<sup>2</sup> that many of the zero reporters have referenced as their rationale and justification for reporting zero intrastate operating revenues to the Commission.<sup>3</sup> In a nutshell, the rule specifies that if ten percent or more of the traffic on a mixed-use line is interstate, then all of the traffic for that line is considered interstate.

To the extent that any of the telecommunications public utilities listed in Appendix A are providing only interstate services under the ten percent contamination rule, we tentatively conclude that these carriers do not have a valid legal basis to retain their existing CPCs in Pennsylvania. Unless demonstrated otherwise, as providers of only interstate services, they fall under the exclusive jurisdiction of the FCC under Section 152(a) of the Communications Act, 47 U.S.C. § 152(a).

Interstate services also fall outside of the Commission’s jurisdiction under Section 104 of the Code, 66 Pa.C.S. § 104, which precludes the Commission from regulating interstate services, absent congressional authorization to do so. Here, there is no such congressional authorization. Neither the Communications Act of 1934 (Act) nor TA-96 confers jurisdiction to the Commission to certificate carriers providing only interstate services. Rather, Section 152(a) of the Act expressly preserves the FCC’s exclusive jurisdiction over interstate services. And, while TA-96 provides state utility commissions with parallel jurisdiction in certain areas, jurisdiction to certificate carriers providing only interstate services is not one of those areas.<sup>4</sup> The Commission’s certification powers are governed exclusively by the Code, and nothing under state or federal law specifically authorizes the Commission to issue a CPC to a telecommunications carrier that fails to prove, after notice and opportunity to be heard, that it does provide intrastate service.

Also, we tentatively conclude that failing to certificate a provider of only interstate services is not a competitive barrier to entry in violation of federal law. Under Section 253 of TA-96, “[n]o State or local statute or regulation. . . may prohibit or have the effect of prohibiting the ability of any entity to provide any interstate or intrastate telecommunications service.” 47 U.S.C. § 253(a). We do not believe that failing to certificate a provider of only interstate services is a competitive barrier to entry. Such an outcome would not prohibit or have the effect of prohibiting providers from operating in Pennsylvania. Rather, these providers would be able to operate free from Commission oversight and regulation.

<sup>2</sup>The ten percent contamination allocates the costs associated with a jurisdictional-mixed or mixed-use line between the interstate and intrastate jurisdictions in order to calculate the assessment of various federal fees for the federal universal service fund, interstate telecommunications relay services, the administration of the North American Numbering Plan, and the shared costs of local number portability administration. Under the rule, the cost of a mixed-use line is directly assigned to the interstate jurisdiction only if the line carries interstate traffic in a proportion greater than ten percent. See In the Matter of MTS and WATS Mkt. Structure, Amendment of Part 36 of the Commission’s Rules and Establishment of a Joint Bd., 4 FCC Rcd 5660, ¶¶ 2, 6-7 (1989); see also 47 CFR § 36.154(a)-(b).

<sup>3</sup>The Commission’s Fiscal Office, the Bureaus of Technical Utility Services, Investigation & Enforcement, and Audits, and the Law Bureau (Staff) identified some telecommunications carriers certificated as Competitive Access Providers in Pennsylvania who reported revenues inconsistently or repeatedly reported zero intrastate revenues. Accordingly, the Commission requested Staff to undertake an inquiry to examine the carriers’ claims of zero intrastate revenues. As part of this inquiry, on September 7, 2018, Staff issued to all carriers who reported zero intrastate revenues a Secretarial Letter setting forth a comprehensive set of inquiries examining the basis for some carriers’ claims of zero intrastate revenues.

<sup>4</sup>Two examples of parallel jurisdiction under TA-96 include jurisdiction over interconnection agreements under Sections 251 and 252, 47 U.S.C. §§ 251 and 252, and jurisdiction over Eligible Telecommunications Carrier designations under Section 214, 47 U.S.C. § 214.

<sup>1</sup>Final Order Regarding the Commission’s Plan to Implement a One-Year Timeframe for Inactive Telecommunication Carriers to Provide Service on an Annual Basis within the Commonwealth of Pennsylvania, Docket No. M-2011-2273119 (Order entered July 19, 2012).

Moreover, Section 253(b) of TA-96 explicitly preserves state authority to impose competitively neutral requirements that are necessary, inter alia, to “safeguard the rights of consumers” and to “protect the public safety and welfare.” We note that the Commission in its order on market entry procedures implementing TA-96 specifically rejected the argument that Section 253(a) preempted our certification requirements. Rather, the Commission viewed the certification requirements, which would include the requirement that a CPC holder provide an intrastate service to the public for compensation in Pennsylvania, as necessary to safeguard consumers from potentially irresponsible carriers. We further note that our uniform methodology to develop the annual fiscal assessment process is essential to properly allocating assessment costs among the regulated utility community and to funding the Commission’s operations and thus, is entirely consistent with the preservation of state authority to protect the public safety and welfare.

It is appropriate to initiate the process via a tentative order to cancel the CPCs of the telecommunications public utilities listed in Appendix A who have reported zero gross intrastate operating revenue for the last three calendar years. To the extent that a telecommunications public utility on the list challenges the cancellation of its CPC, the public utility must file comments within 20 days after publication of a Tentative Order in the *Pennsylvania Bulletin*. In accordance with due process, any such challenges may be referred to the Commission’s Bureau of Investigation and Enforcement for investigation and for whatever further action may be warranted.

Alternatively, the telecommunications public utilities listed in Appendix A may file revised Section 510(b) revenue reports for calendar years 2016, 2017 and 2018, within 20 days after publication in the *Pennsylvania Bulletin*, to reflect their gross intrastate operating revenues derived from Pennsylvania operations. Carriers should include all supporting information (such as traffic studies, tax returns, jurisdictional allocation formulas and factors, books of account, reports, etc.) on which the carriers base their revenue determinations.

Absent the timely filing of comments challenging cancellation of a telecommunications public utility’s CPC or the timely filing of revised Section 510(b) revenue reports, the Law Bureau shall prepare a Final Order for entry by the Secretary cancelling the relevant telecommunications public utility’s CPC. However, the cancellation of any of these CPCs shall not affect whatever interstate operating authority, interconnection rights or other privileges or obligations these telecommunications public utilities may have under federal law, regulations, tariffs or orders;

*Therefore, It Is Ordered That:*

1. The telecommunications public utilities listed in Appendix A that have reported zero gross intrastate operating revenues for three or more years are tentatively deemed to be no longer providing public utility service for

compensation in Pennsylvania and, consequently, are no longer entitled to hold a Commission-issued Certificate of Public Convenience. As such, it is appropriate to tentatively cancel the Certificates of Public Convenience of the relevant telecommunications public utilities as being in the public interest.

2. The Secretary serve a copy of the Tentative Order upon the Commission’s Bureau of Investigation & Enforcement, the Bureau of Technical Utility Services, the Bureau of Administration, Department of Revenue—Bureau of Corporation Taxes, and all telecommunications public utilities listed in Appendix A. The Tentative Order shall be filed at each telecommunications public utility’s application docket number.

3. The Law Bureau shall publish a copy of the Tentative Order in the *Pennsylvania Bulletin*.

4. The telecommunications public utilities listed in Appendix A, to the extent they challenge cancellation of their Certificates of Public Convenience, must file comments within 20 days after publication of this Tentative Order 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. In accordance with due process, any such challenges may be referred to the Commission’s Bureau of Investigation and Enforcement for investigation and for whatever further action may be warranted.

5. Alternatively, the telecommunications public utilities listed in Appendix A may file revised Section 510(b) revenue reports for calendar years 2016, 2017 and 2018, within 20 days after publication in the *Pennsylvania Bulletin*, to reflect gross intrastate operating revenues derived from Pennsylvania operations. The revised reports shall be sent to the Pennsylvania Public Utility Commission, Attn: Secretary Rosemary Chiavetta, Commonwealth Keystone Building, 400 North Street, 2nd Floor, Harrisburg, PA 17120.

6. Absent the timely filing of comments challenging cancellation of a telecommunications public utility’s Certificate of Public Convenience or the timely filing of a revised Section 510(b) revenue report, the Law Bureau shall prepare a Final Order for entry by the Secretary cancelling the telecommunications public utility’s Certificate of Public Convenience.

7. Upon entry of the Final Order described in Ordering Paragraph No. 6 above, the Certificate of Public Convenience of the relevant telecommunications public utility shall be cancelled, and the telecommunications public utility will be stricken from all active utility lists maintained by the Commission’s Bureau of Technical Utility Services and the Fiscal & Assessments Section of the Bureau of Administration.

ROSEMARY CHIAVETTA,  
*Secretary*

#### Appendix A

##### Carriers Reporting Zero Revenue for Three or More Years

<i>Utility Code</i>	<i>Company Name</i>	<i>Application Docket</i>
310303	SNET America, Inc.	A-310303
311022	TelMex USA, LLC	A-311022
311028	Encompass Communications, LLC	A-311028
311192	WDT World Discount Telecomm	A-311192
311332	ABS-CBN Telecom N America, Inc.	A-311332

<i>Utility Code</i>	<i>Company Name</i>	<i>Application Docket</i>
311397	Blue Ridge Digital Phone Co.	A-311397
311413	Windstream KDL, Inc.	A-311413
311428	Norstar Telecommunications, LLC	A-311428
3110327	Business Automation Technologies	A-2008-2054592
3110580	ATC Outdoor DAS, LLC	A-2008-2072972
3110581	One Source Networks CLEC, LLC	A-2008-2073167
3110677	Dollar Phone Enterprise, Inc.	A-2008-2080477
3111184	NexGen Networks Corp.	A-2009-2112793
3113014	Mobilitie, LLC	A-2010-2216831
3113844	Fairpoint Business Services, LLC	A-2011-2259342
3113846	Voda Networks, Inc.	A-2011-2259803
3114607	PEG Bandwidth PA, LLC	A-2012-2301870
3115379	United Federal Data of PA, LLC	A-2012-2340487
3115456	Certain Communications Corp.	A-2013-2346419
3115703	365 Wireless, LLC	A-2013-2403433, A-2013-2402435
3116309	RCLEC, Inc.	A-2014-2403433, A-2014-2403435
3116349	Constructure Technologies, LLC	A-2014-2406886, A-2014-2406887
3116719	Charter Fiberlink Pennsylvania, LLC	A-2014-2433541, A-2014-2433545, A-2014-2433546, A-2014-2433547
3118045	American Cell, LLC	A-2015-2502822
3118329	Cross River Fiber, LLC	A-2015-2517360
3118661	Vesta Solutions, Inc.	A-2016-2537383
3118721	Mobilitie Management, LLC	A-2016-2569449
3118756	eNetworks, LLC	A-2016-2543402
3119096	Tenny Journal Communications, Inc.	A-2016-2562453
3119203	Synergem Technologies, Inc.	A-2016-2567694

### Appendix B

Please refer to the address below to view the reports contained in Appendix B.

[http://www.puc.state.pa.us/about\\_puc/consolidated\\_case\\_view.aspx?Docket=M-2019-3010251](http://www.puc.state.pa.us/about_puc/consolidated_case_view.aspx?Docket=M-2019-3010251)

### Statement of Chairperson Gladys Brown Dutrieuille

This case involves the proposed revocation of the Certificate of Public Convenience (CPC) of some telecommunications public utilities who have allegedly failed to establish any public utility operations in Pennsylvania for the past three years. This is evidenced by the fact that they report no intrastate revenues under Section 510(b) of the Public Utility Code based, at least in part, on the 10% contamination rule. The federal 10% contamination rule treats intrastate revenues as interstate revenues when a customer states that more than 10% of those services are interstate. This rule arises under federal separations rules, a process that allocates network costs and revenue between interstate and intrastate jurisdictions. Revenues

subject to this 10% contamination rule cannot be assessed for state universal service purposes.<sup>5</sup>

We have two classes of carriers under this rule.<sup>6</sup> The first class contains carriers who are the subject of this action because they report zero intrastate revenues, particularly those that classify their revenues to be interstate under the 10% rule.<sup>7</sup> The second class take the

<sup>5</sup> *Texas Office of Public Utility Counsel, Pennsylvania Public Utility Commission et al. v. FCC*, 183 F.3d 393 (5th Cir. 1999)(*TOPOC*).

<sup>6</sup> These two classes are different from carriers with a CPC that have not complied with their filing obligations. The failure to submit an Annual Report for three years subjects a utility to potential revocation of a CPC, particularly given that the Commission will reach out to them prior to proposing to revoke their CPC. Moreover, none of the carriers are DAS providers in the current appeal. See Cancellation of Certificates of Public Convenience for Telecommunication Public Utilities; Failure to Operate or File Annual Revenue Report, M-2019-3011090. Policy Statement Compare Regarding the Reporting of Intrastate Operating Revenues for Section 510 Assessment Purposes by Jurisdictional Telecommunications Carriers Offering Special Access and Other Similar Jurisdictionally-Mixed Telecommunications Services, Docket No. M-2018-3004578 (Comments of Verizon Communications, Inc. and BCAP) with Appendix A.

<sup>7</sup> The record does not detail whether every member in the first class relied on the 10% contamination rule to report no revenues. There is no demonstration that they agree with the legal view claimed by some in the second class that the *TOPOC* decision precludes any assessment on interstate revenues. Compare Policy Statement Compare Regarding the Reporting of Intrastate Operating Revenues for Section 510 Assessment Purposes by Jurisdictional Telecommunications Carriers Offering Special Access and Other Similar Jurisdictionally-Mixed Telecommunications Services, Docket No. M-2018-3004578 (Comments of Verizon Communications, Inc. and BCAP) with Appendix A.



same view of the 10% rule<sup>8</sup> but pay assessments on intrastate revenues from other operations under Section 510(b).<sup>9</sup>

I disagree that the first class of carriers reporting zero intrastate revenues under the 10% contamination rule should be the subject of a Commission action. No carrier relying on the 10% contamination rule should lose their CPC.<sup>10</sup>

This approach to the 10% rule taken under Sections 1102 and 510(b) must be read in pari materia with the Telecommunications Act of 1996 (TA-96), particularly the Section 253 prohibition against erecting state barriers to entry into competitive markets. The Commission violates Section 253 by favoring telecommunications public utilities who report intrastate operating revenues, even if they also exclude revenues under the 10% contamination rule, compared to competitors who report no intrastate revenues under the same rule.

Section 1102 extends Commission authority to public utilities who provide service to the public for compensation. There is no language limiting jurisdiction only to "intrastate" public utilities with "intrastate" revenues. Any exclusive reliance on Section 104 for that proposition is misplaced because that provision must be read in pari materia with Section 313(a), a provision recognizing concurrent power of the states to regulate interstate commerce. Concurrent power is the situation today in telecommunications given that federal law includes intrastate telecommunications and prohibits state barriers to competition.<sup>11</sup>

Section 510(b) contains no language authorizing the revocation of a CPC of an interstate public utility for reporting no intrastate revenues, particularly when that impedes their ability to compete or our ability to protect consumers. These are important considerations. A Pennsylvania CPC has, and continues to, facilitate the enforcement of federal law and the delivery of interstate services in Pennsylvania while promoting competition and protecting consumers.<sup>12</sup> These provisions cannot sustain acts, policies or regulations that erect barriers to entry.

This action also violates our precedent. Our 1996 Order implementing the TA-96 issued CPCs to interstate and intrastate public utilities without this distinction and regardless of their revenues. We did so to avoid Section

<sup>8</sup> The record in the Policy Statement proceeding shows that a majority believe that the Commission cannot assess interstate revenues under this rule. The action taken here contains no explanation why the commenters in the Policy Statement taking that view and excluding the same revenues are excluded from this proceeding. Moreover, the Policy Statement or regulation is not final and the action is limited to only competitors. Compare Policy Statement Compare Regarding the Reporting of Intrastate Operating Revenues for Section 510 Assessment Purposes by Jurisdictional Telecommunications Carriers Offering Special Access and Other Similar Jurisdictionally-Mixed Telecommunications Services. Docket No. M-2018-3004578, particularly the Comments of Verizon Communications, Inc., with Appendix A.

<sup>9</sup> Compare Policy Statement Regarding the Reporting of Intrastate Operating Revenues for Section 510 Assessment Purposes by Jurisdictional Telecommunications Carriers Offering Special Access and Other Similar Jurisdictionally-Mixed Telecommunications Services. Docket No. M2018-3004578, Comments of Verizon Communications, Inc. and the Broadband Coalition of Pennsylvania (BCAP) with Appendix A.

<sup>10</sup> Compare Policy Statement Compare Regarding the Reporting of Intrastate Operating Revenues for Section 510 Assessment Purposes by Jurisdictional Telecommunications Carriers Offering Special Access and Other Similar Jurisdictionally-Mixed Telecommunications Services. Docket No. M-2018-3004578 (Comments of Verizon Communications, Inc. and BCAP) with Appendix A.

<sup>11</sup> *AT&T Corporation v. Iowa Utilities Board*, 525 U.S. 368, 371-313 (1999).

<sup>12</sup> *Ill. Pub. Telcoms. Ass'n v. FCC*, 410 U.S. App. D.C. 69, 752 F.3d 1918 (2014), cert denied 135 S. Ct. 1583 (2015). See e.g., *AT&T Corporation v. Core Communications, Inc. and the Pennsylvania Public Utility Commission*, Docket Nos. 14-1499 & 14-1664 (November 25, 2015) (Commission enforcement of federal intercarrier compensation rule upheld); *Palmerton Telephone Company v. Pa. PUC*, Docket C-20092093336 (March 16, 2010) (CPC provider of interstate services required to compensate an intrastate carrier); *RTCC v. Pa. PUC*, 941 A.2d 751 (Pa. Cmwlth 2005) (Commission promotion of competition under state and federal law upheld); *Palmerton Telephone Company v. Global NAPS South, Inc.*, Docket No. C-2009-2093336 (March 16, 2010), Letter of Palmerton Telephone (December 23, 2010) (Commission enforcement apprised of interstate carrier with CPC refusal to comply with the Commission's March 2010 Order).

253 preemption of our authority to issue CPCs. This approach makes it easier for competitive telecommunications public utilities to enter Pennsylvania markets to provide interstate and intrastate services as required by TA-96. The Commission cannot unilaterally create new subclasses of providers or start parsing revenues not announced in our 1996 Order, let alone revoke their CPC based on that unilateral action, without providing notice and an opportunity to be heard. To do that, the Commission must first amend that 1996 Order under the Section 703(g) process.

The Commission should not unilaterally issue this novel interpretation of Sections 1102 and 510(b) of the Public Utility Code and then selectively enforce it using a legal theory not reflected in a final Regulation. Agencies can announce rules by regulations or precedent but not in order to avoid a final regulation.<sup>13</sup>

Finally, some of the providers listed in Appendix A are Distributed Antenna System (DAS) operators. The Commission previously determined that DAS operators are not telecommunications public utilities under Pennsylvania law. That decision is under appeal in our Supreme court and is subject to a continuing Commonwealth Court stay. The Commission cannot conclude that these DAS providers are not jurisdictional public utilities and then, in the middle of an appeal on that very issue, proceed to revoke their CPCs for failure to report intrastate revenues as a regulated jurisdictional public utility. This violation of that stay is worsened when the subclass is limited to only those carriers who rely on the 10% contamination rule and report zero revenues while others, who are doing the same thing but pay assessments on intrastate revenues from other operations, do not.<sup>14</sup>

We must respect a stay issued in a jurisdictional case on appeal by not acting on related matters until the Supreme Court resolves the matter. A stay is a stay.<sup>15</sup>

For these reasons, I vote no.

GLADYS BROWN DUTRIEUILLE,  
Chairperson

#### Statement of Commissioner Andrew G. Place

Before us for disposition is the proposed initiation of a de-certification process for a number of competitive telecommunications carriers via a Tentative Order process. These competitive carriers have been previously certified by this Commission to operate within Pennsylvania and they have reported zero gross intrastate revenues to the Commission for a period of three years and, consequently, they have not been subject to the Commission's fiscal assessments under Section 510 of the Public Utility Code. A number of these carriers have been certified as competitive access providers (CAPs) consistent with our Implementation Orders that enforce relevant provisions of the federal Telecommunications Act of 1996 (TA-96),<sup>16</sup> and some of them are distributed antenna system (DAS) providers. Some of these carriers have already responded to Staff data requests as to their respective reporting of

<sup>13</sup> *National Labor Relations Board v. Wyman-Gordon Co.*, 394 U.S. 759 (1969).

<sup>14</sup> Compare Policy Statement Compare Regarding the Reporting of Intrastate Operating Revenues for Section 510 Assessment Purposes by Jurisdictional Telecommunications Carriers Offering Special Access and Other Similar Jurisdictionally-Mixed Telecommunications Services. Docket No. M-2018-3004578 (Comments of Verizon Communications, Inc. and BCAP) with Appendix A.

<sup>15</sup> *Sunoco Pipeline L.P. v. Pennsylvania State Senator Andrew E. Dinniman and Public Utility Commission*. No. 1169 C.D. 2018 (Pa. Cmwlth Ct. 2019).

<sup>16</sup> In re: Implementation of the Telecommunications Act of 1996, Docket No. M-00960799, Order entered June 3, 1996, 1996 WL 482990; Order on Reconsideration entered September 9, 1996, 26 Pa.B. 4588 (1996), 1996 WL 482990 (collectively Implementation Orders); Proposed Modifications to the Application Form for Approval of Authority to Offer, Render, Furnish, or Supply Telecommunications Services to the Public in the Commonwealth of Pennsylvania, Docket No. M-00960799, Final Order entered May 22, 2014.

zero intrastate revenues to the Commission and they have premised such reporting on the ten percent contamination rule of the Federal Communications Commission (FCC) that has been in effect in various forms since 1989.

The FCC's ten percent contamination rule can and does affect the jurisdictional classification of private line and special access circuits and services, and the corresponding classification of relevant capital investment, fixed costs, operational costs, and revenues. In short, if such circuits and services receive an interstate classification because of the types of traffic that they handle, then the telecommunications carrier in question will report zero intrastate revenues to this Commission for the purpose of fiscal assessments. The same carrier will report to the FCC the appropriate interstate revenues for a variety of federal purposes, including the computation of the FCC's regulatory fees.

The initiation of a decertification action against competitive carriers that affirmatively invoke or utilize the FCC's long-standing ten percent contamination rule and do not report intrastate operating revenues to this Commission is plainly wrong. This action does not afford appropriate due process to the affected carriers, it is unfairly discriminatory because it singles out only competitive carriers that invoke or use the FCC's ten percent contamination rule and violates federal law and regulations.

#### A. Lack of Due Process

This Commission—and many other state public utility or public service commissions—have lived under the FCC's ten percent contamination rule since it was first enacted in 1989 and subsequently modified to its current form.<sup>17</sup> The invocation and utilization of the FCC's ten percent contamination rule by both competitive and incumbent telecommunications carriers for their private line and special access circuits, services, and revenues that are classified as interstate, has not triggered the attention of this Commission for many years. This agency has rationally accepted how this FCC rule operates and the end result of how relevant service revenues may be or are classified as interstate and not reported to this Commission for fiscal assessment purposes. If this agency had any material issues on how this rule applied for telecommunications carriers that operate under this Commission's jurisdiction, then this agency should have affirmatively sought to change this FCC rule. This, to the best of my knowledge and belief, has not happened.

Rather, the Commission prefers to initiate a decertification enforcement action against a number of competitive carriers, including those that affirmatively invoke or otherwise utilize this FCC rule and report zero gross intrastate revenues to this Commission.<sup>18</sup> This does not provide appropriate due process to these competitive carriers because prior agency actions (e.g., Commission Staff discovery carried out in 2018), did not announce or declare a potential change in this agency's views regarding the applicability of the FCC's ten percent contamination rule to the individual competitive carriers that are the subject of this decertification enforcement action. Furthermore, the Commission did not provide comprehen-

sive notice that it was potentially intending to change its long-standing views on the applicability of the FCC's contamination rule until November 8, 2018, and the appropriate notice publication in the *Pennsylvania Bulletin* did not take place until March 2, 2019.<sup>19</sup> However, the present initiation of the decertification enforcement action retroactively extends for a past three-year period (2016-2018) for these competitive carriers and this greatly exacerbates the already existing due process problems. For example, the targeted competitive carriers may have to reconstruct and document records for specific private line and special access circuits or groups of circuits and consult with their end-user customers in order to ascertain whether the FCC's ten percent contamination rule was properly applied either by the carriers themselves or through their customers through corresponding certifications.

#### B. Discriminatory Treatment Between Competitive and Incumbent Carriers

The Commission's initiation of a decertification enforcement process against competitive telecommunications carriers that report zero intrastate revenues to this Commission is selective and discriminatory. Incumbent local exchange carriers (ILECs) also offer private line and special access services that are subject to the FCC's ten percent contamination rule and are classified as interstate. When that happens, the relevant ILEC interstate revenues are not reported to this Commission and are not subject to intrastate fiscal assessments.<sup>20</sup> The theory that, the currently certified competitive carriers that are the target of the instant decertification enforcement action probably provide only interstate services and therefore do not need to be under this Commission's jurisdiction, ignores the fact that these carriers were certified so that they would have the ability to provide both intrastate and interstate services within the Commonwealth in accordance with the Commission's 1996 Implementation Orders. Furthermore, several of the targeted competitive carriers compete with ILECs in the provision of the same private line and special access services that are classified as interstate under the FCC's contamination rule. Thus, the instant Commission action constitutes a discriminatory approach among competitive and incumbent providers of the same services within Pennsylvania. This approach violates both the letter and the spirit of Section 253(a) of TA-96, that specifically bars any legal requirement that "may prohibit or have the effect of prohibiting the ability of any entity to provide *any interstate or intrastate* telecommunications service." 47 U.S.C. § 253(a) (emphasis added).

The FCC has stated the following in its own analysis of Section 253(a): "As reflected in decisions such as the Commission's [FCC's] *Texas PUC Order*, a state or local legal requirement can function as an *effective prohibition* either because of the resulting 'financial burden' in an absolute sense, or, independently, *because of a competitive disparity*."<sup>21</sup> The FCC has further explained that "Commission [FCC] precedent beginning with *California Payphone* itself makes clear that an insurmountable

<sup>17</sup> 47 CFR § 36.154(a). See also MTS and WATS Market Structure, Amendment of Part 36 of the Communications Rules and Establishment of a Joint Board, CC Docket Nos. 78-72 and 80-286, Decision and Order, 4 FCC Red 5660, 5660-61, ¶¶ 1, 2 (1989); and In re Federal-State Joint Board on Universal Service et al., CC Docket No. 96-45 et al., (FCC, Acting Chief, Wireline Competition Bureau, Rel. March 30, 2017), Order, 32 FCC Red 2140, slip op. DA 17-309, 2017 FCC LEXIS 954 (FCC WCB Audit Order), application for review pending.

<sup>18</sup> See, e.g., ATC Outdoor DAS, LLC, verified response to Staff Data Request, March 27, 2018; PEG Bandwidth PA LLC, verified response to Staff Data Request, Docket No. M-2018-3004503, September 27, 2018.

<sup>19</sup> Policy Statement Regarding the Reporting of Intrastate Operating Revenues for Section 510 Assessment Purposes by Jurisdictional Telecommunications Carriers Offering Special Access and Other Similar Jurisdictionally-Mixed Telecommunications Services, Docket No. M-2018-3004578, Order entered November 8, 2018, 49 Pa.B. 929 (March 2, 2019).

<sup>20</sup> Docket No. M-2018-3004578, Comments of the Verizon Companies, April 16, 2019, at 9.

<sup>21</sup> In re Accelerating Wireless Broadband Deployment by Removing Barriers to Infrastructure Investment, et al., WT Docket No. 17-79, WC Docket No. 17-84, (FCC Rel. Sept. 27, 2018), Declaratory Ruling and Third Report and Order, slip op. FCC 18-133, ¶ 39 at 19 (FCC Declaratory Ruling) (emphasis added), citing in part In re The Public Utility Commission of Texas, et al., (FCC Rel. Oct. 1, 1997), 13 FCC Red 3460, 3466, 3498-500, ¶¶ 13, 78—81.

barrier *is not required* to find an effective prohibition under Section 253(a).<sup>22</sup> There is no doubt that the present initiation of a decertification enforcement proceeding against the targeted competitive carriers—while the interstate private line and special access services of ILECs affected by the FCC’s contamination rule are not the subject of any Commission inquiry—will create a “competitive disparity” and, thus, an “effective prohibition” for competitive carriers to offer the same types of services within the Commonwealth.

Although there is a theory that certified telecommunications carriers that provide only interstate services within Pennsylvania do not need certification from this Commission, operational realities point to a totally different conclusion. This theory is totally inapplicable for the targeted telecommunications carriers that affirmatively invoke or otherwise utilize the FCC’s contamination rule. Their respective private lines and special access circuits, in all likelihood, can and do handle both intrastate and interstate telecommunications traffic. However, the FCC’s contamination rule operates in such a way (based on the proportions of intrastate and interstate traffic) to classify these private line and special access circuits as interstate for regulatory purposes.<sup>23</sup> But, this is a far cry from a blanket assertion that because certain of the competitive carriers implicated in this proceeding report zero intrastate revenues to the Commission, that this automatically translates to an absolute “zero” of intrastate operations and services. For example, a Commission certified CAP that is also a DAS provider utilizing a special access fiber optic circuit to transport wireless traffic on behalf of wireless service providers may classify this circuit as interstate under the FCC’s contamination rule. This does not mean that the same circuit does not simultaneously transport intrastate wireless calls including 911/E911 wireless emergency calls, and that this CAP somehow does not provide intrastate wholesale transport services.<sup>24</sup> In other words, the jurisdictional classification and assignment of the circuit and its revenues does not necessarily follow its actual provision of intrastate services.

Commission certification of competitive telecommunications carriers as public utilities facilitates wholesale interconnection, access to poles and conduits, access to valuable numbering resources, etc. In other words, Commission certification works to reduce or even eliminate “competitive disparities” thus removing “effective prohibitions” and “barriers to entry” for telecommunications carriers that wish to enter, operate, provide services, and invest in the Pennsylvania marketplace. Furthermore, this also provides the Commission with the appropriate regulatory jurisdiction and oversight over telecommunications carrier networks and operations for the benefit of consumers. For example, the Commission not only can inquire but it can also affirmatively act, if a fiber optic private line with an interstate classification that is transporting intrastate 911/E911 emergency call traffic becomes inoperative, thus potentially degrading public safety.

The Commission cannot predict with any certainty the future course of jurisdictional classifications of private line and special access circuits and services that are

<sup>22</sup> FCC Declaratory Ruling, ¶ 41 at 21 (emphasis added), citing in part *In re California Payphone Assoc.*, (FCC Rel. July 17, 1997), 12 FCC Rcd 14191, 14205, 14206, ¶¶ 28, 31.

<sup>23</sup> The same happens for private line and special access circuits of ILECs that come under the same FCC rule.

<sup>24</sup> This Commission has ruled that DAS providers with CAP certifications are not public utilities. This ruling is under appeal before the Pennsylvania Supreme Court. *Review of Issues Relating to Commission Certification of Distributed Antennae System Providers in Pennsylvania*, Docket No. M-2016-2517831, Orders entered March 17 and May 4, 2017, *reversed Crown Castle NG East LLC, et al. v. Pa. Public Utility Commission*, 188 A.3d 617 (Pa. Cmwlth. 2018), allocatur granted appeal pending.

offered by both competitive and incumbent carriers and are affected by the FCC’s contamination rule. Such services and associated revenues may be currently classified as interstate, but such classification may change in the future depending on the nature of traffic that these network facilities handle. That makes the initiation of the decertification enforcement action against the targeted competitive carriers that affirmatively invoke or otherwise utilize the FCC’s contamination rule a very expensive but unnecessary exercise that in itself will amount to an “effective prohibition” for competitive carriers to offer intrastate and interstate services within Pennsylvania in contravention of Section 253(a) and the Commission’s own 1996 Implementation Orders. For example, a targeted competitive carrier that may be decertified under the progression of the instant proceeding may be able to apply again for certification in the future accruing needless legal and regulatory expenses in the process. In short, the instant decertification enforcement proceeding will deter the market entry of competitive telecommunications carriers in Pennsylvania with inimical effects for competition in the provision of services and for capital investment in network facilities including those that will be used for the provision of various broadband access services.

I cannot fail to observe that the initiation of this decertification enforcement action alters the Commission’s 1996 Implementation Orders. This alteration is being effectuated without appropriate and more universal notice and request for comment from interested parties, contrary to Section 703(g) of the Public Utility Code. 66 Pa.C.S. § 703(g).

Finally, I see no reason why at this time and with an appeal still pending before the Pennsylvania Supreme Court regarding the CAP status of DAS providers, why such competitive telecommunications carriers should be targeted in the present decertification enforcement proceeding. Because of this pending appeal, the potential decertification of DAS providers with CAP certifications from this Commission is and should be at a standstill.<sup>25</sup>

For these reasons, I will be respectfully dissenting from the disposition of this matter.

ANDREW G. PLACE,  
*Commissioner*

[Pa.B. Doc. No. 19-1404. Filed for public inspection September 13, 2019, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Chapter 56 Working Group Meeting

The Pennsylvania Public Utility Commission (Commission) announces the first meeting of the Chapter 56 Working Group (Working Group). The meeting will be held on October 29, 2019, at 9 a.m. in the Keystone Building, Hearing Room 1, 400 North Street, Harrisburg, PA. The schedule of discussion at the meeting will follow in order of the issues as listed:

<sup>25</sup> *Sunoco Pipeline L.P. v. Pa. State Senator Andrew E. Dinniman & Public Util. Commission*, Pa. Cmwlth. Memorandum Opinion, No. 1169 C.D. 2018, May 20, 2019, slip op. at 7 (“A stay is a stay”).

9 a.m.—10 a.m.	Form of Medical Certificate
10:15 a.m.—11:15 a.m.	Other Court Orders
11:30 a.m.—12:30 p.m.	Privacy Guidelines

The Working Group is being formed under the Commission's adoption of amendments to 52 Pa. Code Chapter 56 (relating to standards and billing practices for residential public utility service), which were published as a final-form rulemaking at 49 Pa.B. 2815 (June 1, 2019). The final-form rulemaking codified amendments to 66 Pa.C.S. Chapter 14 (relating to responsible utility customer protection), which were signed into law as Act 155 of 2014 by Governor Tom Corbett on October 22, 2014. In the Final Rulemaking Order, the Commission announced it deferred three issues for discussion and deliberation by interested parties. Those issues related to the amendments to 66 Pa.C.S. §§ 1403, 1406 and 1417 (relating to definitions; termination of utility service; and nonapplicability) (see Final Rulemaking Order, Attachment One, pages 21, 56, 139 and 166). It is the purpose of the Working Group to develop recommendations to the Commission on these issues which include:

1) *Form of Medical Certificate* (66 Pa.C.S. § 1403): Discussion will include what elements the form of a medical certificate should include; whether it should be optional; whether the medical professional's license number should be required on the certificate; and whether medical certificate formats should be posted on utility web sites.

2) *Other Court Order* (66 Pa.C.S. § 1417): Discussion will include what types of orders qualify; how should an order from a court in another state be handled; what constitutes "domestic violence," and what qualifies as "clear evidence" of domestic violence; and whether these other orders should have time limitations. Additionally, we will be discussing developing appropriate notice of domestic violence exemption to consumers; training and consumer education materials; and confidentiality expectations for handling information about a customer's status as a victim of domestic violence.

3) *Privacy Guidelines* (66 Pa.C.S. § 1406(b)(1)(ii)(C)): Discussion will include the privacy guidelines necessary to maintain the confidentiality and privacy of customer contact information. We will discuss concerns regarding sharing personal contact information with third parties, including what type and form of consent is needed; the duration, expiration and revocation of consent; and the use and sharing of the contact information provided by the customer.

Interested stakeholders, including parties from the Final Rulemaking Order, are encouraged to participate in the Working Group. Utilities and interested stakeholders should e-mail Laura Griffin at laurgriffi@pa.gov by Friday, October 18, 2019, to inform the Commission of their intent to participate at the Working Group meeting.

Interested parties may file written comments concerning the previously listed issues at Docket No. L-2015-2508421. Comments are due on or before October 4, 2019, and must reference Docket No. L-2015-2508421. Comments filed by means of the United States Postal Service must be addressed to the Pennsylvania Public Utility Commission, Attn: Secretary, P.O. Box 3265, Harrisburg, PA 17105-3265. Comments may also be filed electronically through the Commission's E-File System.

The Commission directs that a Word-compatible formatted copy of all comments shall be electronically mailed to Patricia T. Wiedt at pwiedt@pa.gov and Matthew Hrivnak at mhrivnak@pa.gov.

Questions concerning the Working Group may be directed to Patricia T. Wiedt, Assistant Counsel, Law

Bureau, at (717) 787-5000 or Matthew Hrivnak, Bureau of Consumer Services, at (717) 783-1678.

ROSEMARY CHIAVETTA,  
Secretary

[Pa.B. Doc. No. 19-1405. Filed for public inspection September 13, 2019, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Electric Generation Supplier License Cancellations of Companies with an Expired Financial Security or Insufficient Financial Security Amount or Lan- guage

Public Meeting held  
August 29, 2019

*Commissioners Present:* Gladys Brown Dutrieuille, Chairperson; David W. Sweet, Vice Chairperson; Norman J. Kennard; Andrew G. Place; John F. Coleman, Jr.

*Electric Generation Supplier License Cancellations of  
Companies with an Expired Financial Security or  
Insufficient Financial Security Amount or Language;  
M-2019-3006865*

#### Tentative Order

*By the Commission:*

The Commission's regulations at 52 Pa. Code § 54.40(a) state that an Electric Generation Supplier (EGS) license will not be issued or remain in force until the licensee furnishes a bond or other security approved by the Commission. In addition, 52 Pa. Code § 54.40(d) states that the maintenance of an EGS license is contingent on the licensee providing proof to the Commission that a bond or other approved security in the amount directed by the Commission has been obtained.

Each EGS must file an original bond, letter of credit, continuation certificate, amendment, or other approved financial instrument with Rosemary Chiavetta, Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120 prior to the EGS's current security expiration date. Each financial instrument must be an original document that displays a "wet" signature or digital signature, preferable in blue ink, and displays a "raised seal" or original notary stamp. The name of the principal on the original financial instrument must match exactly with the name that appears on the EGS's license issued by the Commission.

Failure to file before the financial security's expiration date may cause Commission staff to initiate a formal proceeding that may lead to the following: cancellation of each company's electric supplier license, removal of each company's information from the Commission's website and notification to all electric distribution companies, in which each company is licensed to do business, of the cancellation of the license.

As of August 20, 2019, each EGS listed in the Supplier Table below has not provided proof to the Commission that it has a bond or other approved security in the amount or language directed by the Commission, to replace a bond which is expired or which is non-compliant with Commission regulations.

*Supplier Table—List of Electric Generation Suppliers*

<i>Docket Number</i>	<i>Company Name</i>	<i>Financial Security Expiration Date</i>	<i>Commission Approved Amount or Language</i>
A-2012-2334188	AUI ASSOCIATES, INC.	8/28/2020	No
A-2014-2433211*	ELIGO ENERGY PA, LLC	8/18/2020	No
A-2012-2322961	GLOBAL VISION ENERGY, LLC	8/10/2019	Yes
A-2016-2563032*	LSC COMMUNICATIONS US, LLC	7/25/2019	Yes
A-2016-2562204	MARIELLEN DONOHUE	7/20/2019	Yes
A-2015-2472201	MARYLAND ENERGY ADVISORS, LLC	6/30/2019	Yes
A-2015-2496354*	MIDAMERICAN ENERGY SERVICES, LLC	7/1/2019	Yes
A-2009-2137244	MITCHELL ENERGY MANAGEMENT SERVICES, INC.	7/30/2019	Yes
A-2010-2200314	NATURES CURRENT, LLC	8/18/2019	Yes
A-2015-2521028	ONE BIG SWITCH, LLC	12/7/2019	No
A-2013-2396610*	PINNACLE POWER, LLC	12/15/2019	No
A-2016-2579236	TRIANGLEENERGY, LLC	8/14/2019	Yes
A-110131	UNITIL RESOURCES, INC.	8/7/2019	Yes
A-2010-2151038*	VERDE ENERGY USA, INC.	7/1/2020	No
A-2017-2600575	YARDI SYSTEMS, INC.	7/19/2019	Yes

\*Taking title to electricity

As part of its EGS license validation procedures, the Commission's Bureau of Technical Utility Services sent a 90-day Security Renewal Notice Letter to each entity in the Supplier Table above stating that original documentation of a bond, or other approved security in the amount or language directed by the Commission, must be filed within 30 days prior to each entity's security expiration date. None of the companies listed in the Supplier Table provided the required documentation.

Based on the above facts, we tentatively conclude that the EGSs listed in the Supplier Table are not in compliance with 52 Pa. Code § 54.40(a) and (d) and therefore it is appropriate to initiate the cancellation process for the EGS license of each company listed in the Supplier Table, without the necessity of a formal complaint, as being in the public interest; *Therefore,*

*It Is Ordered That:*

1. Cancellation of the Electric Generation Supplier License of each company listed in the Supplier Table is hereby tentatively approved as being in the public interest.

2. The Secretary serve a copy of this Tentative Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Bureau of Investigation & Enforcement, the Department of Revenue—Bureau of Corporation Taxes, all electric distribution companies, all of the Electric Generation Suppliers in the Supplier Table and publish a copy of this Tentative Order in the *Pennsylvania Bulletin* with a 30-day comment period.

3. Absent the filing of adverse public comment or the filing of an approved security within 30 days after publication in the *Pennsylvania Bulletin*, the Bureau of Technical Utility Services shall prepare a Final Order for entry by the Secretary.

4. Upon entry of the Final Order described in Ordering Paragraph No. 3 above, each company listed in the

Supplier Table will be stricken from all active utility lists maintained by the Commission's Bureau of Technical Utility Services and the Assessment Section of the Bureau of Administration, removed from the Commission's website, and notifications be sent to all electric distribution companies in which the Electric Generation Suppliers are licensed to do business.

5. Upon entry of the Final Order described in Ordering Paragraph No. 3, each electric distribution company in which the Electric Generation Suppliers are licensed to do business, shall return the customers of the Electric Generation Suppliers to default service.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 19-1406. Filed for public inspection September 13, 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 September 30, 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-2019-3012489. Bucks Medical Transportation, Inc.** (3798 Swetland Drive, Doylestown, Bucks County, PA 18902) for the right to begin to transport, as a common carrier, by motor vehicles, persons in paratransit service, from points in Bucks County to points in Pennsylvania, and return.

**A-2019-3012495. Barker Brothers, Inc., t/a Pittsburgh North Aire Ride** (11670 State Route 85, Kittanning, Armstrong, PA 16201) in paratransit service, between points in Pennsylvania. *Attorney:* James H. Norris, 600 Grant Street, 44th Floor, Pittsburgh, PA 15219.

**A-2019-3012526. Genius Transportation, LLC** (336 North Water Street, Philadelphia, PA 19106) to transport, as a common carrier, by motor vehicle, persons in paratransit service, from points in the County of Philadelphia, to points in Pennsylvania, and return. *Attorney:* Anthony D. Giannascoli, 460 Creamery Way, Suite 109, Exton, PA 19341.

**Application of the following for the approval of the right and privilege to *discontinue/abandon* operating as common carriers by motor vehicle and for cancellation of the certificate of public convenience as described under the application.**

**A-2019-3012317. Lindsay Transit, LLC** (113 Priscilla Lane, Aldan, Delaware County, PA 19018) discontinuance of service and cancellation of its certificate, to transport, as a common carrier, by motor vehicle, at A-6410127, persons in paratransit service, from points in the City and County of Philadelphia, to correctional facilities in Pennsylvania, and return.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 19-1407. Filed for public inspection September 13, 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 September 30, 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. Bear Fuel Service, Inc.; Docket No. C-2019-3011649

#### 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 Bear Fuel Service, Inc., (respondent) is under suspension effective July 10, 2019 for failure to maintain evidence of insurance on file with this Commission.
2. That respondent maintains a principal place of business at 227 State Route 118, Benton, PA 17814.
3. That respondent was issued a Certificate of Public Convenience by this Commission on September 10, 2012, at A-8914969.
4. That respondent has failed to maintain evidence of Cargo insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500.00 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 \$500.00 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-8914969 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: 7/23/2019

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and En-  
forcement

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](http://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-PCCmpltResp@pa.gov](mailto:RA-PCCmpltResp@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.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 19-1408. Filed for public inspection September 13, 2019, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Water Service

**A-2019-3012552. Pennsylvania American Water Company.** Application of Pennsylvania American Water Company for approval to begin to offer, render, furnish or supply water service to the public in an additional portion of South Franklin Township, Washington County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before Monday, September 30, 2019. Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, 400 North Street, 2nd Floor, Harrisburg, PA 17120, 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](http://www.puc.pa.gov) and at the applicant's business address.

*Applicant:* Pennsylvania American Water Company

*Through and By Counsel:* Elizabeth Rose Triscari, Esquire, Pennsylvania American Water Company, 852 Wesley Drive, Mechanicsburg, PA 17055

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 19-1409. Filed for public inspection September 13, 2019, 9:00 a.m.]

## STATE BOARD OF CHIROPRACTIC

**Commonwealth of Pennsylvania, Bureau of Professional and Occupational Affairs v. Jonathan J. Crouse, DC, Respondent; File No. 17-43-12391**

*Notice to Jonathan J. Crouse, DC:* On July 11, 2018, the Commonwealth of Pennsylvania, Department of State, Bureau of Professional and Occupational Affairs, instituted a formal administrative action against you by filing an Order to Show Cause, before the State Board of

Chiropractic, alleging that you have violated certain provisions of the Chiropractic Practice Act, Act of December 16, 1986, P.L. 1646, No. 188, 63 P.S. §§ 625.101—625.1106, as amended (“Act”), and 18 Pa.C.S. § 9124(c)(1) of the Criminal History Record Information Act. Pursuant to 1 Pa. Code § 33.31 and Rule 430 of the Pennsylvania Rules of Civil Procedure, 231 Pa. Code Rule 430, providing for service of process upon you by publication.

#### Notice

Formal disciplinary action has been filed against you. You may lose your license, certificate, registration or permit to practice your profession or occupation. You may be subject to civil penalties of up to \$10,000 for each violation, and the imposition of costs of investigation.

If you wish to defend against the charges in the attached Order to Show Cause or to present evidence to mitigate any penalty that may be imposed, the procedures for doing so are explained in the Order to Show Cause. You may obtain a copy of the Order to Show Cause from the Prothonotary for the Department of State, 2601 North Third Street, P.O. Box 2649, Harrisburg, PA 17105, telephone number, (717) 772-2686.

You have the right to retain an attorney. Although you may represent yourself without an attorney, you are advised to seek the help of an attorney. You also have the right to have an interpreter provided should you request one.

All proceedings are conducted under the Administrative Agency Law and the General Rules of Administrative Practice and Procedures.

You are directed to respond to the charges by filing a written answer within thirty (30) days of this NOTICE. IF YOU DO NOT FILE AN ANSWER, DISCIPLINARY ACTION MAY BE TAKEN AGAINST YOU WITHOUT A HEARING. To file your answer, you must bring or send

an original and three (3) copies of your answer and any pleadings or other documents related to this matter to the following address:

Prothonotary  
Department of State  
2601 North Third Street  
P.O. Box 2649  
Harrisburg, PA 17105

You must also send a separate copy of your answer and any other pleadings or documents related to this case to the prosecuting attorney named in the Order to Show Cause.

JOSEPH G. HALLORAN, DC,  
*Chairperson*

[Pa.B. Doc. No. 19-1410. Filed for public inspection September 13, 2019, 9:00 a.m.]

---

## THADDEUS STEVENS COLLEGE OF TECHNOLOGY

### Request for Bids

Thaddeus Stevens College of Technology is soliciting bids for the abatement of asbestos at their branch campus facility located at 1100 East Orange Street, Lancaster, PA in Units A and B on Floors 1, 2 and 3. Bid documents can be obtained from Carrie Harmon, Thaddeus Stevens College, 750 East King Street, Lancaster, PA 17602, (717) 299-7787, harmon@stevenscollege.edu.

DR. WILLIAM E. GRISCOM,  
*President*

[Pa.B. Doc. No. 19-1411. Filed for public inspection September 13, 2019, 9:00 a.m.]

---



