

NOTICES

DEPARTMENT OF AGRICULTURE

Bureau of Ride and Measurement Standards

Order

This Order establishes a variance from the requirement that an owner or lessee of “hayride attractions” comply with specific provisions of the Amusement Ride Inspection Act (4 P.S. §§ 401—418) (“Act”) and its attendant regulations (7 Pa. Code Chapter 139).

Background

The Pennsylvania Department of Agriculture (“Department”) has lawful authority to issue a variance with respect to any rule, regulation or standard prescribed by the Act and its attendant regulations. This authority is imparted at Sections 4(4) and 9 of the Act (4 P.S. §§ 404(4) and 409) and referenced in the regulation at 7 Pa. Code § 139.12 (relating to variances).

A variance may be issued: 1) to prevent undue hardship; or 2) where existing conditions prevent practical compliance and the safety of the public can be reasonably assured.

ASTM International, the organization formerly known as the American Society for Testing and Materials, develops and publishes technical standards for a wide variety of industries with the goal of enhancing performance and safety. The Department adopts the standards developed by ASTM International’s committee on amusement rides and devices (“F24 Committee”) as its regulatory standards with respect to amusement rides and attractions that operate in this Commonwealth. On November 1, 2019, the F24 Committee published a new standard for hayrides, designated as F3168-19, Standard Practice for Hayride Attractions (“Practice F3168-19”).

The Department regulates amusement rides and attractions under strict safety standards for design, construction, maintenance, operation and inspection. Prior to the adoption of Practice F3168-19, there were no industry standards that recognized or addressed the safe operation of hayrides as an amusement ride or attraction. The F24 Committee developed the guidelines in Practice F3168-19 to provide a level of conformity to reduce potential hazards to patrons, attendants, actors and spectators. In addition, the standard was specifically designed to be inclusive of hayride attractions used primarily for entertainment, recreation and/or agritourism purposes.

Historically, hayride attractions have been difficult to vet through the Department’s existing registration and approval process because the wagon/trailer and the tow vehicle of a hayride are not designed or built with the specific intent to be used as an amusement ride. The nature of this type of ride—farm equipment being used as a hayride—creates an undue hardship on owners and operators with certain requirements of the Act and its attendant regulations. For example, the regulation at 7 Pa. Code § 139.4 (relating to registration) requires the owner of an amusement ride to provide the Department written verification under seal of a professional engineer that the ride conforms with the applicable design, load and safety requirements of the Act, its attendant regulations, and the ASTM International F24 Committee Standards. The Department recognizes that many of these regulatory requirements are not appropriate or applicable

to owners and operators that use farm equipment, e.g., a wagon/trailer and tow vehicle, for both agriculture purposes and as a hayride attraction.

The Chairman of the ASTM International Hayride Standard Committee has requested this variance on behalf of Pennsylvania hayride owners in accordance with the Act. It is the belief of this office that a limited variance is appropriate with respect to the approval, registration and inspection of hayride attractions, and that the variance will not adversely affect the health or safety of the public.

In summary, the variance will allow an owner to register a hayride attraction without providing written verification from a registered professional engineer that the hayride complies with the requirements of the Act and its attendant regulations. Hayride owners shall comply with all other requirements under 7 Pa. Code § 139.4 and the terms of this variance for registration and approval of the wagon/trailer and tow vehicle.

Variance

For purposes of this Order, the definitions set forth in the Act and its attendant regulations apply. In addition, the following defined terms apply:

Agritourism—the act of conducting an activity for the enjoyment of the public that is related in some way to agriculture.

Hayride Attraction—an experience in which passengers board a wagon or trailer, typically a wagon filled with straw or hay, and are taken on a journey for the purpose of giving its passengers amusement, pleasure, thrills or excitement. The term does not include:

1. A hayride attraction designed specifically for home use, devices or attractions commonly referred to as barrel trains, or animal or human drawn wagons or trailers; or
2. A tow vehicle pulling a wagon or trailer for the purpose of transporting passengers to and from locations for convenience, ease of access or for safety, such as transporting passengers from parking areas and transporting passengers over long or difficult terrain.

Tow Vehicle—a vehicle used to pull a wagon or trailer that is conveying patrons to, through or from an attraction or over a pathway or trail.

Hayride Attraction Owner/Operator—A person that:

1. Owns or operates a hayride attraction that uses a tow vehicle to pull a wagon or trailer as an element or in combination with another amusement ride or attraction, corn maze, zombie walk, paintball game, tree harvesting farm, seasonal attraction, haunted house, haunted attraction, fair, exposition or agritourism event;
2. Has submitted the hayride attraction for approval and registration in accordance with the regulation at 7 Pa. Code § 139.4 (relating to registration), except as otherwise provided in this variance;
3. Has inspected the hayride attraction prior to it being open to the public and again within 30 days of each period of continued use and has submitted an inspection affidavit to the Department in accordance with the requirements of the regulation at 7 Pa. Code § 139.8 (relating to inspection affidavits);
4. Has complied with the design, operation, maintenance, inspection and testing standards for hayride at-

tractions in accordance with Practice F3168-19 or any successor standard and the Department's hayride approval checklist form;

5. Has complied with all other requirements in the Act and the regulations at 7 Pa. Code Chapter 139 for owners, lessees and operators of amusement rides and attractions in this Commonwealth; and

6. Has otherwise complied with the terms of this variance.

A variance is hereby issued under authority of the Act. The limited terms of this variance are as follows:

1. Although a hayride attraction is an amusement attraction for the purposes of the Act and its attendant regulations, the owner of a hayride shall be exempt from the requirements specified in 7 Pa. Code § 139.4(d)(7)(ii). The effect of this provision is to remove the requirement to submit written verification from a professional engineer with respect to the registration of a hayride attraction.

2. Prior to operation, the owner of a hayride attraction shall obtain Department approval of the wagon/trailer and tow vehicle by verifying compliance with the design, operation, maintenance, inspection and testing standards in accordance with Practice F3168-19 or any successor standard and the Department's hayride approval checklist form (collectively the "hayride attraction submission"). Each approval will be granted on an annual basis and site specific.

3. The hayride attraction submission shall include the following:

i. a copy of the operator's manual for the submitted attraction that identifies the mechanical, hydraulic, electronic and electrical systems of the attraction, including how the attraction is powered;

ii. a copy of the owner's manual for the submitted attraction (if different than the operator's manual);

iii. a detailed inspection checklist outlining areas and frequency on how the attraction is to be inspected;

iv. photographs fully depicting the attraction, including an overall photo and a clear photo of the manufacturer's ID plate;

v. an owner's registration form;

vi. an amusement ride or attraction registration application form; and

vii. a hayride attraction approval checklist form.

4. The Department will provide the forms referenced in this variance upon request and make the forms available through the Department's website at www.agriculture.pa.gov.

5. A person or business registering a hayride attraction may email the submission to RA-amusementrides@pa.gov or send by mail to:

Pennsylvania Department of Agriculture
Bureau of Ride and Measurement Standards
2301 North Cameron Street
Harrisburg, PA 17110-9408

6. Except as otherwise provided in this variance, a person or business that owns, operates or leases a hayride attraction is required to comply with all registration, insurance and inspection requirements in the Act and its attendant regulations.

7. Inquiries regarding the registration and approval of hayride attractions may be directed to the Department's Bureau of Ride and Measurement Standards by email or phone at (717) 787-2291.

8. The Department will continuously monitor the efficacy of this variance and may revise or rescind this variance as it deems necessary.

9. This Order shall be effective immediately.

RUSSELL C. REDDING,
Secretary

[Pa.B. Doc. No. 23-11. Filed for public inspection January 6, 2023, 9:00 a.m.]

DEPARTMENT OF AGRICULTURE

Controlled Plant and Noxious Weed Committee Public Meeting

The Department of Agriculture (Department) announces a public meeting of the Controlled Plant and Noxious Weed Committee (Committee), established by 3 Pa.C.S. § 1511 (relating to designation of noxious weeds and controlled plants). The meeting will be held at 1 p.m. on January 19, 2023, by means of Microsoft Teams. The call in number is (267) 332-8737. The conference ID is 272237279#. The meeting ID is 238 412 003 080. The passcode is XrQvLw.

The purpose of the meeting is to consider the addition of six plants to the noxious weed list. One plant will be considered for movement from Class B to Class A. If time permits, these seven plants will be considered at this meeting:

- Amur honeysuckle (*Lonicera mackii*) Class B consideration
- Morrow's honeysuckle (*Lonicera morrowii*) Class B consideration
- Standish or fragrant honeysuckle (*Lonicera standishii*) Class B consideration
- Tatarian honeysuckle (*Lonicera tatarica*) Class B consideration
- Bell's honeysuckle (*Lonicera x bella*) Class B consideration
- Starry stonewort (*Nitellopsis obtusa*) Class A consideration
- Parrot feather (*Myriophyllum aquaticum*) Move from Class B to Class A

Public comment will be accepted either in person at the meeting or in writing prior to the meeting. Written comments may be sent to RA-plant@pa.gov or to the Department of Agriculture, Bureau of Plant Industry Noxious Weed Program, 2301 North Cameron Street, Harrisburg, PA 17110. Written comments must be received by January 18, 2023, to be considered. Written comments will become a part of the record, with the same force as if presented during the public meeting.

The meeting agenda related to this consideration is as follows: presentation of background information on plants for consideration; public comment period; Committee discussion; and Committee action on plants under consideration.

Individuals with questions regarding this meeting should contact the Department at (717) 787-4843.

RUSSELL C. REDDING,
Secretary

[Pa.B. Doc. No. 23-12. Filed for public inspection January 6, 2023, 9:00 a.m.]

DEPARTMENT OF AGRICULTURE

Pennsylvania Malt and Brewed Beverage Industry Promotion Board; Grant Solicitation and Application Procedures for Act 39 of 2016 Funding

1. *Introduction.* Under Act 39 of 2016, the Pennsylvania Malt and Brewed Beverage Industry Promotion Board (Board) annually, or more frequently as the availability of funds permits, solicits proposals for grants to conduct promotion, marketing and research projects to increase the quality, profitability, production and sale of malt and brewed beverages produced in this Commonwealth. The Board was established by section 446.1 of the Liquor Code (47 P.S. § 4-446.1). The Board makes recommendations for the awarding of grants by the Liquor Control Board (LCB) from funds provided through the Liquor Code (47 P.S. §§ 1-101—10-1001). This notice establishes the procedures by which grant applications will be solicited and reviewed, and grants awarded.

2. *Grant Solicitation.* The Board will be accepting grant applications for the purposes, in the form and according to the schedule set forth herein for not less than 30 days beginning on the date of publication of this notice in the *Pennsylvania Bulletin*. Additional publication and dissemination of this notice shall be made and may include direct dissemination to State universities and State-supported universities located in this Commonwealth, universities with colleges of agricultural science located in this Commonwealth and individuals or entities who have requested notification from the Department of Agriculture or the Board of grant availability. Private sector parties are encouraged to apply if their project will have a positive macro impact on the industry.

3. *Process Overview.* The Board will employ the review process described as follows to select projects and funding levels to recommend to the LCB for the making of a grant. In the event of a recommendation to the LCB to make and fund a grant, the decision as to whether to award a grant will be made by the LCB.

a. If the LCB approves the grant recommendation, the terms and conditions of the grant will be governed by a grant agreement between the LCB and the applicant, which shall be tendered to the applicant for execution by the LCB, returnable to the LCB in no more than 30 calendar days.

b. The LCB grant agreement follows hereto as Addendum 1 and incorporated by reference. This grant solicitation will be incorporated by reference into, and become part of, the LCB grant agreement that will govern all grants awarded under this grant solicitation. The terms are non-negotiable; therefore, applicants shall carefully review the LCB grant agreement to ensure that proposed projects are compliant with agreement requirements.

c. It is also recommended that applicants seek private counsel experienced in Pennsylvania liquor law to provide guidance as it pertains to the Liquor Code and the LCB's

regulations at 40 Pa. Code § 1.1—17.41 (relating to liquor), to ensure the legality and viability of grant projects and proposed activities.

4. *Concept Paper and Application Deadlines.*

a. *Concept Paper.* Interested applicants must deliver a one-page concept paper, plus a one-page budget, by e-mail, as a PDF file, by 4 p.m. on Friday, February 17, 2023 to RA-AGCommodities@pa.gov. The file should not exceed 5MB. The concept paper must identify timeframes for proposed grant activities in conformance with the timeframes identified in paragraph 9, Term of Grants, as well as Addendum 1.

b. *Application.* Applicants whose concept papers are preliminarily approved by the Board will be invited to submit a Project Proposal and Grant Application, in the form set forth in paragraph 6 of this notice, to the Board by 4 p.m. on Friday, June 9, 2023. Proposals should be sent electronically as a PDF file to RA-AGCommodities@pa.gov. The file should not exceed 5MB.

c. *Presentations.* Applicants must be prepared to provide a brief 3-minute presentation of their proposal to the Board, and answer questions, either in person or by conference call, at the Board's next scheduled meeting on Wednesday, July 12, 2023, at 9 a.m. The meeting will be held virtually by means of Microsoft Teams.

5. *Format of the Concept Paper.* Failure to follow this format could cause the applicant's proposal to be rejected. The concept paper shall include:

a. *Organization/Business Type.* List the applicant's full legal organization/business type.

b. *Organization/Business Information.* List the organization/business name along with the contact information and the amount of grant funds the entity is requesting. In the event of an LCB grant award, applicants will be required to have or obtain a PLCB Oracle Supplier Registration number using the name, full street address and tax identification number that matches the applicant information presented in the proposal/grant application.

c. *Project Coordinator/Qualifications.* Up to three pages not included in page limit. Identify the person who will be directing the proposed project and clearly state their qualifications including:

a. *Research projects*—Full and complete literature references to (up to) five key published journal articles directly related to proposed research/outreach.

b. *Marketing projects*—Sample images from (up to) three previous marketing campaigns along with a description of in-market implementation plan (including types of medium such as print, digital, display, tv/radio, out-of-home, and the like) and performance metrics to include both impressions and cost-per-conversion.

d. *Organization History.* Indicate whether the organization has previously received Malt and Brewed Beverage Industry Promotion Board or agriculture-related grant funds.

e. *Area of Focus.* Select a funding priority from paragraph 13 of this notice. For purposes of LCB grants, "Marketing" projects include advertising and promotions, educational/outreach projects, and technical support initiatives such as web site development, equipment or process development, while "Research" projects include agricultural and economic research and development efforts.

f. *Project Purpose.* In one or two paragraphs, clearly state the specific issue, problem, interest or need, and how the project will address it. Explain why the project is important and timely.

g. *Estimated Timeline.* State the estimated timeline for the proposed project. The timeline may not begin earlier than January 1, 2024, and may not extend beyond the term of the grant as set forth in more detail at paragraph 9.

h. *Expected Measurable Outcomes.* What are the goals and objectives of the project? How do the objectives support the goals? Goals are long-term broad visions and may take time to achieve. Objectives are significant steps that must be completed to achieve the goal. Objective statements should focus on the outcome, rather than the methods used. Each goal should have one or more objectives. Describe at least one distinct, quantifiable and measurable outcome that directly and meaningfully supports the project's purpose. Typically, outcomes are those measures that are quantifiable, measure direct benefit and are documented through data or information collection. In the case of research projects, it is important that this section is written for a non-technical audience.

i. *Preliminary Project Work Plan.* List the major tasks of the proposed project.

j. *Draft Budget.* State the budget for the proposed project using the categories from paragraph 6.g. If a project is selected to submit a proposal, more detailed budget information will be required

6. *Format of the Project Proposal and Grant Application.* Failure to follow this format could cause the proposal to be rejected. The project proposal and grant application cannot exceed 10 pages total for project and budget narratives, plus one additional page for the budget table and shall be formatted as follows:

a. A cover page, titled Pennsylvania Malt and Brewed Beverage Industry Promotion Board—Project Proposal and Grant Application, providing: the title of the proposed project; the full legal name and street address of the applicant; the name, address, telephone number and e-mail address of the applicant's principal contact person for matters relating to the application; the name, title, address, telephone number and e-mail address of the individual authorized to contractually bind the applicant to the grant agreement; and the total maximum grant amount sought for the proposed project or program.

b. Addendum, titled Demonstrated Qualifications, should be attached as a maximum 3-page addendum which does not count toward the page limit of the proposal.

i. *Research projects:*

1. Describe how widely previous research has been adopted by the industry in this Commonwealth or other states;

2. List any papers presented at meetings in the Commonwealth, other states, or countries;

3. Highlight any papers published in regional, National, or international peer reviewed journals; and

4. Show where credited financial support the research.

ii. *Marketing projects:*

1. List industry partners that are involved with marketing proposal that will provide Pennsylvania malt and brewed beverage industry insight.

2. Describe how the marketing plan is accountable to the Pennsylvania malt and brewed beverage industry.

3. Provide documented success of previous marketing campaigns that have conducted for other large-scale industries.

c. Section 1, titled Statement of Purpose, addressing: the purpose for which the grant funds would be utilized; how the project links, supports and benefits beer in this Commonwealth; methodology and evaluation, addressing: the type of project (promotion, marketing, outreach, research, tech transfer, and the like); a qualitative or quantitative estimate of economic impacts (direct, indirect, induced); and the sectors of the industry that will receive this benefit.

d. Section 2, titled Statement of Need, addressing: the need for the grant funds sought; any other partners or partner organizations that will be involved with the project; and any other funding or noncash resources that will be committed to the project and the sources thereof.

e. Section 3, titled Linkage to Funding Priorities, addressing: how the project will support one of the funding priorities established by the Board which are listed in paragraph 13; the geographic area of this Commonwealth where impact will occur; the intended impact created by the project and who will benefit.

f. Section 4, titled Evaluation and Reporting, shall identify expected measurable outcomes previously identified in the concept paper, and outcome measures and include a narrative describing data collection to inform the outcome measures. This section must be clear and unambiguous as it will inform expectations of progress and final reports.

g. Section 5, titled Budget, presenting a detailed budget for the proposed project or program, including any other matching funds and the value of any noncash resources that will be included in the project.

For all applications, each and every item of direct expense to be incurred in the project shall be separately set forth, including all purchases of consumable or non-consumable goods or equipment, listing the disposition of all nonconsumable goods or equipment upon completion of the project; all travel by dates, purpose, destination, mode of transportation and rate; a full breakdown of other costs, if any, and the method used to calculate those costs.

i. *Personnel*—Includes employed personnel. Those employed elsewhere should be listed as subcontractors or consultants in the Contractual cost category. Provide detail of all personnel by name devoted to the project, their professional qualifications, the amount of time calculated by hours and the tasks to be performed by each of the named personnel. In the case of graduate student participation, reasonable stipends will be allowed, and tuition will not be allowed.

ii. *Fringe Benefits*—For personnel of the grantee only, provide the rate of fringe benefits for each project participant's salary or wages. Identify the total for all funded fringe benefits.

iii. *Travel*—For personnel of the grantee only, calculate the costs for travel by considering destinations, number of trips, days traveling, transportation costs, estimated lodging and meal costs, and estimated mileage rate.

iv. *Supplies*—These are consumables procured for and used in furtherance of the projects and include such items as lab or field equipment.

v. *Contractual*—Those costs paid to other nonemployee individuals or entities to perform specific work or to provide specific services in accordance with the approved project. By way of example, this could include speaker fees, facility and equipment rental costs, software subscriptions, and costs for social media placement and data collection. If contractual work will be involved with carrying out the work of the project, identify the total contractual expenses. When determining the total cost for this category, include the fees for the professional services, contractor travel costs and any other related contractual expenses.

vi. *Other*—This category includes fees for conferences or meetings, membership dues, honorarium, scholarships, postage/shipping fees and publication costs.

vii. *Indirect Costs*—Grant awards may include an allowance for indirect costs of up to 10% of the total direct costs. Total direct costs are defined as the total of the above six budget categories (Personnel, Fringe Benefits, Travel, Supplies, Contractual, and Other) and are often referred to by grantee entities as Facilities and Administration or Overhead.

h. Section 6, titled Budget Narrative, providing details of how you arrived at the estimated expenses in your budget and describing how each expense will lead to the success of your project.

i. Section 7, titled Industry Support, addressing the extent of support, participation and funding from the Commonwealth's beer industry, including associations, organizations or agencies, or both, with an interest in the project outcome. Any letters or written confirmation of that support, participation or funding should be included in this section.

j. Due to limitations of Commonwealth equipment and considering that all LCB grant communications will be conducted electronically, applicants should not use color in any tables, graphs, charts or other material elements of the proposals. Black and white or gray-scale should be used in such elements to ensure ongoing document integrity.

7. *Scoring of Applications*. The Board will evaluate each complete and timely filed project proposal and grant application received in accordance with a 100-point scale as set forth in Addendum 2.

The purpose of the program is to advance the industry statewide. In the past, the Board has received project proposals which were designed to, or would have the primary effect of, benefiting only one individual entity or small group of entities, with only tangential, secondary benefits to the industry as a whole. Thus, any proposal containing a request to fund the purchase of equipment must clearly and accurately describe, in detail: (1) how the equipment is necessary to the proposed research or project being conducted; (2) why the proposed research equipment or project equipment must be funded by means of the program; (3) what the primary purpose of the equipment is; (4) how the applicant plans to use the equipment to benefit the industry as a whole, rather than just an individual entity or small group of entities; (5) the timeframe during which the equipment is expected to provide a benefit to the industry; and (6) plans for the disposition of the equipment at the conclusion of its use under the project. The Board reserves the right to downgrade or to refuse to recommend funding any application that does not meet these requirements. Industry-wide shared use will be prioritized over any individual profit. If any costs are charged for shared use, they will

be limited to expenses incurred in facilitating access to the equipment (for example, transportation, reasonable staff cost to operate equipment, and the like). To reiterate, the applicant should also demonstrate that the equipment will, in fact, benefit the industry as a whole rather than an individual entity.

8. *Evaluation, Recommendations and Awards*. The Board reserves the right to request modifications or clarifications, or both of project proposals and grant applications, including but not limited to additional detail of purpose, reduced or modified budgets, and the like. Upon completion of evaluations, the Board will prepare a record of each complete and timely-filed project proposal and grant application received, and the numerical score assigned to each. In the event of one or more recommendations to the LCB to make and fund a grant, the Board will transmit to the LCB the complete and final project proposal and grant application along with the score assigned by the Board and any other information deemed relevant by the Board or requested by the LCB. Request will be made by the Board that the LCB respond to all recommendations for grant approval within 30 days. The LCB's three-member board will vote on these recommendations at a public meeting, and the LCB will directly contact those applicants whose proposals were approved for funding. The LCB is responsible for notifying applicants whose projects were recommended by the Board for LCB funding, but which the LCB determined not to fund.

9. *Term of Grants*.

a. Grant Agreements will become effective on January 1, 2024, or the date of the last required Commonwealth approval, whichever is later (Effective Date). No reimbursements will be made by the LCB for any grant activity commencing prior to the Effective Date.

b. Research projects will have a term of 18 months. All other projects will have a term of 12 months.

c. A Notice to Proceed, Purchase Orders, fully executed agreements and invoicing instructions will be provided by LCB by means of e-mail.

d. Final invoices shall be submitted to the LCB within 60 days of contract end date as set forth in the Grant Agreement.

e. See Addendum 1 Grant Agreement for more details about the LCB's grant administration practices.

10. *Progress Reports*. Progress reports are to include the deliverables from paragraph 6.f. and be delivered by e-mail to RA-AGCommodities@pa.gov and RA-LBACT39GRANTS@pa.gov no later than October 1, and April 1, every year for the duration of the project, or as requested by the Board. Final reports should be submitted within 90 days of contract end date. Failure to meet these deadlines constitutes a breach of the grant agreement, will result in nonpayment of invoices, and could jeopardize future grant awards.

11. *Grant Agreement*. The LCB will provide applicants with a grant agreement for execution and return by the Grantee within 30 calendar days. LCB will obtain the required signatures on the grant agreements, including any other required Commonwealth entities, and return a copy to the applicant. No grant agreement is effective, and work should not begin until all required signatures have been applied to the grant agreement and a Notice to Proceed is issued. Among the terms of the grant agreement shall be a requirement that the grant recipient provide the Board and the LCB full and complete access

to all records relating to the performance of the project and submit information as the Board or the LCB, or both may require.

12. *Cost-Reimbursement Grant.* Payment of all grant funds will occur on a reimbursement basis only. In the case of graduate student participation, reasonable stipends will be allowed, and tuition will not be allowed.

13. *Funding Priorities.* In accordance with paragraph 5.e., the Board has identified the following funding priorities, listed in no particular order. The name given to each priority area is not intended to limit the intended scope and creative thought applied by applicants in developing projects that serve the purposes articulated in this notice.

a. *Agriculture:* Projects are sought that will lead to the expansion, through means including cultivation, value-added manufacturing and research, of beer industry-related raw material produced or grown, or both in this Commonwealth. Some examples of desired project scope include:

i. Research and development that will increase the production, quality or yield, or both, of Pennsylvania-produced raw agricultural commodities (hops, barley, and the like) used by the beer industry.

ii. Research that will identify growing conditions for hop production and evaluate each of the Commonwealth's 67 counties on the criteria.

iii. Outreach and support to encourage existing agricultural producers to consider hop production.

iv. Matching funds for small Commonwealth-based start-up businesses or ventures focused on agricultural related cultivation (hops and barley) or value-added manufacturing of beer related raw materials (malting).

b. *Tourism:* Projects are sought from organizations interested in marketing and integrating the Commonwealth's beer industry into new or existing regional and Statewide tourism initiatives, such as:

i. Development of beer tourism and beer trails (using and expanding upon the "Bourbon Trails" model).

ii. Regional integration of breweries and brewery visitation with existing attractions, destinations and the regional hospitality industry.

c. *Distributor Licensee Outreach:* Projects are sought that will assist "D" license holders in efforts to change existing business models and remain viable, competitive and profitable within the parameters of the Liquor Code, including providing consultation, training and business plan development to interested D licensees to assist them in transforming their business models. The proposer should illustrate the ability to:

i. Understand, interpret and transfer knowledge related to the current Liquor Code.

ii. Understand both the new opportunities as well as the threats presented to distributors as a result of 2016 changes to the Liquor Code.

iii. Have working knowledge of the beer industry trade and practices, the constraints on the industry, Standard Operating Procedures, financial models and the like.

iv. Identify and document best practices within the Commonwealth's beer industry (D license holders) regarding layout and design (shelf space, lighting, signage), hours of operation and staff models, promotions and displays, value added merchandise, and best practices in urban, suburban and rural markets.

v. In conjunction with existing industry stakeholders, like the Malt Beverage Distributors Association (MBDA), develop guidelines, standards and communicate best practices in a user-friendly format, as well as offer training and outreach conferences in appropriate locations throughout this Commonwealth.

vi. In conjunction with existing industry stakeholders like the MBDA, the project may include efforts to create special grants or business loans made available to retailers to implement new business models.

d. *Beer Industry Research:* The Board seeks research and the development of quantitative data on the beer industry in the Commonwealth, such as:

i. Research that will identify and map the size and impacts of the Commonwealth's macro beer industry (production, wholesale and retail) identifying direct, indirect, induced impacts.

ii. Research that will identify the upstream and downstream economic opportunities related to the Commonwealth's beer industry.

iii. Research that can measure the economic impacts on the Commonwealth's beer industry of 2016 changes to the Liquor Code.

iv. Research that will offer guidance on public policy and best practices to benefit the beer industry in the Commonwealth and improve regulatory efficiency.

e. *Technical Assistance, Support and Research and Development:* Projects are sought that will advance best practices, technology transfer, research and development, workforce development and training in the Commonwealth's brewing industry. The Board is interested in funding projects that will: increase beer knowledge/science; advance best practices in brewing; provide education/training opportunities related to beer production, quality, packaging, marketing and sales; and promote innovation in the brewing and manufacturing processes. Examples could include:

i. Engagement of consultants, speakers and subject matter experts for industry related training, presentations or problem solving in conjunction with conferences, technical work groups and association members.

ii. Research and development projects on relevant topics concerning brewing and manufacturing processes.

iii. Customized training/education in areas related to: differing levels of brewery, wholesale and retail management; sales and marketing; brewery—wholesaler relationships; beer market best practices; and industry recognized certifications.

f. *Innovation:* The Board will consider projects that do not fall into any of the other funding priorities but nevertheless offer unique approaches to supporting and promoting Pennsylvania beer. The Board believes that innovation is the driving force behind the growth and success of the Commonwealth's beer industry. This category of funding is designed for projects and initiatives that demonstrate new thinking, ideas and approaches to promoting Pennsylvania beer—and do not fit into any other category.

RUSSELL C. REDDING,
Secretary

Addendum 1
LCB GRANT AGREEMENT
PENNSYLVANIA LIQUOR CONTROL BOARD
GRANT AGREEMENT PURSUANT TO
47 P.S. § 4-446.1

This Grant Agreement is entered into by and between the Pennsylvania Liquor Control Board, 312 Northwest Office Building, Harrisburg PA 17124 (hereinafter referred to as “PLCB” or “Grantor”), and _____, (hereinafter referred to as “Grantee”) (collectively, “the Parties”).

I. RECITALS

1. Pursuant to section 446.1 of the Pennsylvania Liquor Code, 47 P.S. § 4-446.1, the PLCB shall allocate the amount of \$1,000,000 annually to be used to award grants to entities for the purpose of increasing the production of Pennsylvania-made malt and brewed beverages and enhancing the Pennsylvania malt and brewed beverages industry through promotion, marketing and research-based programs and projects.

2. The Pennsylvania Malt and Brewed Beverages Industry Promotion Board (“Beer Board”) was established by the Pennsylvania Liquor Code and is statutorily charged with establishing procedures by which an entity may submit an application for grant funding pursuant to 47 P.S. § 4-446.1; reviewing all such grant applications; and making recommendations to the PLCB for the awarding of the grants.

The Beer Board is further statutorily charged with requiring grant recipients to provide full and complete access to all records relating to the performance of the grant; conducting a thorough annual evaluation of each program for which a grant is made; and submitting an annual report to the General Assembly detailing all actions of the Beer Board and the grants awarded pursuant to section 446.1 of the Liquor Code.

3. The PLCB has made the aforementioned allocation; the Beer Board has established the requisite procedures and process; the Beer Board has issued a competitive grant solicitation as posted on [Date] at [___ PaB. ___] (the “RFP”), incorporated by reference herein, and the Grantee has applied for a grant pursuant thereto; the Beer Board has recommended to the PLCB to make a grant to the Grantee as detailed in Appendix G, attached and incorporated by reference; and the PLCB has approved the award of the grant (“the Grant”).

II. AGREEMENT

In consideration of the foregoing recitals, which are incorporated herein, and the mutual promises contained in this Grant Agreement, the Parties, intending to be legally bound, agree as follows:

1. SCOPE.

a. This Grant is for funding the Project Proposal and Grant Application (“the Project”) summarily described as follows and in more detail in the documents attached hereto and incorporated herein as Attachment G. _____

b. No increases to the funding amount or changes to the approved overall scope of work will be permitted under any circumstance; however, minor revisions to the Project timeline, methodology and/or budget(s) contained in Attachment G may be approved by the PLCB at its sole discretion upon review of Grantee’s written request and justification for same. Similarly, at the PLCB’s sole

discretion and in consideration of exigent circumstances, the PLCB may authorize changes to specific elements of an approved scope of work. The PLCB will reject any such requested revisions that are retroactive in nature; therefore, Grantee must carefully manage its project and communicate with the PLCB in a timely manner via the PLCB’s resource email account.

By way of example only, if certain approved grant elements cannot be performed due to governmental restrictions related to a pandemic (e.g., in-person event), then Grantee may propose modifications to those elements (e.g., shift to virtual event), limited to what is reasonably necessary to achieve the approved project objectives and deliverables and within the original approved budget. Grantee shall submit all such requests via email to the PLCB’s resource account at RA-LBAct39Grants@pa.gov (“the Resource Account”), and the PLCB will respond to the request via the same Resource Account within ten calendar days of its receipt of the request.

2. OPERATIONAL REQUIREMENTS

a. All communications between the Grantee and the PLCB, including but not limited to questions, notifications, requests, and invoice submissions, shall be conducted via email to and from the PLCB’s aforementioned Resource Account. Grantee expressly accepts this method of electronic communication and is responsible to timely provide notice to the PLCB via the Resource Account if there are any changes or additions to the Grantee’s contact information. The PLCB will utilize best efforts to respond to all inquiries from Grantee within five business days of receipt of an email, except as otherwise provided herein.

b. In order to be issued an approved Purchase Order and to receive Grant funds, Grantee must have a valid PLCB Supplier number.

3. EFFECTIVE DATE AND TERM

a. This Grant Agreement shall become effective on January 1, 2024 or on the date of the last required Commonwealth signature, whichever is later (the “Effective Date”). The Term of the Grant shall be up to twelve months from the Effective Date for marketing, educational and/or promotions-related projects and up to eighteen months from the Effective Date for research projects. The Effective Date and the Term will be set forth with specificity on the Notice to Proceed letter and the PLCB Purchase Order, which will be sent to Grantee via the Resource Account with the fully executed Grant Agreement. The Grant Activity Period (defined as the period of performance for which Grantee can be reimbursed for activity performed in furtherance of the project as set forth in the approved grant proposal’s timeline) may be shorter than the Term of the Grant Agreement, but in no event may the Grant Activity Period exceed the Term of the Grant.

b. No later than sixty days prior to the expiration of the Grant Activity Period, Grantee may electronically submit a request to the PLCB via the Resource Account to extend the Grant Activity Period in order to complete the Project without increasing the Grant funding. At its sole discretion and by issuance of a written notice to extend by the PLCB, the PLCB may extend the Grant Activity Period for no more than ninety days. This written notice of an approved extension will be emailed to the Grantee via the Resource Account within ten calendar days of the PLCB’s receipt of a compliant request. To be clear, in circumstances where the Term of the Grant

Agreement is the same span of time as the Grant Activity Period, such an extension of the Grant Activity Period will also constitute extension of the Term of the Grant Agreement.

4. REIMBURSEMENT. The PLCB agrees to reimburse Grantee in the amount not to exceed \$ _____ for approved expenses incurred in accordance with the terms of this Grant Agreement. Payments hereunder may be made electronically through the Pennsylvania Electronic Payment Program, details of which are set forth and incorporated herein as Attachment A hereto. Under no circumstances will the PLCB reimburse the Grantee for any expenses incurred before the Effective Date or after the expiration of the Term of the Grant.

5. CONTRIBUTION. The Grantee agrees to contribute and/or secure any additional necessary funds required to complete the Project, if any, in accordance with the terms of Attachment G.

6. PERMITTED EXPENDITURE.

a. Reimbursement funds provided by the PLCB shall be used for only those expenses outlined in this Grant Agreement, including its Attachments. The Grantee shall not purchase equipment of any type or kind under the terms of this Grant Agreement unless mandated by the nature of the work and explicitly approved by the PLCB in this Grant Agreement.

b. The Grantee expressly warrants that it shall request reimbursement of expenses solely allowable by the Grant Agreement. Should the PLCB determine that the Grantee is not using Grant funds exclusively in conformance with the Grant Agreement, the PLCB shall have the absolute right, in addition to any other rights provided herein or by law, to terminate this Grant Agreement and to demand the repayment/return of Grant funds. Failure of Grantee to repay/return such funds within ten business days of the PLCB's written demand, sent electronically via the Resource Account, will result in referral of the matter to the Office of the Attorney General.

7. INVOICING, RECORDS, REPORTS.

a. All payments of Grant funds hereunder shall be made on a reimbursement basis only and as set forth in the PLCB Budget Worksheet that will be provided with the Grant Agreement execution package. The PLCB Budget Worksheet is based entirely on the Grantee's approved budget as set forth in Attachment G; however, in the event that the Grantee's budget proposal does not comport with the RFP's budget categories, the PLCB reserves the right to substitute the PLCB Budget Worksheet as Attachment H to the Grant Agreement. In such a case, the PLCB Budget Worksheet Attachment H shall supersede the Grantee's Project Proposal Attachment G for purposes of grant administration and reimbursement invoicing.

b. Grantee must electronically submit detailed reimbursement invoices to the Resource Account. The invoices must clearly indicate the PLCB Purchase Order number, the payee for each item, the total paid to that payee for each budget line item type for approved grant activities for the quarterly invoice period, a brief description of the expense item, and the date such payment was issued. The PLCB expects that Grantee will include reasonable supporting documentation of these expenses as every reimbursement invoice is compared to the approved grant agreement package, which includes the final proposal documents, to ensure that the expenses were within the approved project scope, timeline and budget.

c. The following parameters will be applied to all reimbursement requests to ensure compliance with the letter and the spirit of the RFP and its budget categories:

i. Personnel costs are those wage or salary payments made to named employees of the Grantee for the relevant time period. When seeking reimbursement, Grantee must set forth "who did what, when, for how much, and when was that expense paid." Grantee must also provide documentation to support those elements, which may include use of corporate/entity payroll records containing appropriate details. Personnel costs are "direct costs."

ii. Fringe benefits are similarly those sums attributable to named employees of the grantee for the subject time period. These line items should track with Personnel costs as described above. By way of example only, if the PLCB Budget Worksheet has Personnel line items for Employee A, B and C, and also has Fringe Benefit line items, the reimbursement invoice should indicate the wages and fringe benefits for each of the named employees who performed work on the project during the quarter, in the appropriate budget categories. Use of the PLCB Budget Worksheet will help grantees to ensure that appropriate information is provided. Fringe benefits are "direct costs."

iii. Travel expenses as noted in the PLCB Budget Worksheet may be reimbursed at actual documented cost for named employees of the Grantee for lodging and for transportation that involves vehicle rental or train/airplane expense; at the 2023 IRS mileage rate for vehicle mileage; and for meals that are reasonably incurred in the performance of the approved project. That said,

Grantees should note that, when determining reimbursement eligibility of travel expenses, the PLCB will consider the federal government's General Services Administration's maximum allowable per diem rate by region for meals, incidentals and lodging. All reimbursement requests for travel expenses must include specific details of "who went where, how (travel mode), when, for what purpose, at what cost, and when/how that cost was paid." Please note that, in accordance with Commonwealth policy, the PLCB will not reimburse any travel expenses incurred for the purchase of alcoholic beverages. Supporting documentation is required for all expense items. Travel expenses are "direct costs."

iv. Supplies expenses should be documented to detail "who (vendor/supplier name) provided what (specific goods), when, at what cost, and when was that vendor/supplier paid." Supporting documentation should include detailed vendor/supplier invoices and documentation of grantee's payment of those invoices. Supplies expenses are "direct costs."

v. Contractual expenses are those costs paid to other non-employee individuals or entities to perform specific work in accordance with the approved project. When seeking reimbursement, expenses should be documented to detail "who (name of individual, contractor or supplier) did what, when, for how much, and when was that expense paid." These expenses may only be for goods or services supplied during the Grant Activity Period. By way of example only, if the PLCB Budget Worksheet notes a software subscription is an approved "Contractual" expense, the PLCB will only reimburse that portion of the software subscription cost that covers the Grant Activity Period. Detailed provider invoices should be submitted, along with documentation of Grantee's payment of those invoices. Contractual expenses are "direct costs."

vi. Other expenses are those set forth in detail on the PLCB Budget Worksheet and may include expenses such as conference fees, publication costs, honoraria, scholarships and postage/shipping expenses. When seeking reimbursement, expenses should be documented to detail “who (name of individual, contractor or supplier) provided what, when, for how much, and when was that expense paid.” Publication costs are only reimbursable if the expense is incurred and the publication is contracted during the Grant Activity Period, although it is understood that actual publication of scholarly articles may occur after the expiration of the Term of the Grant Agreement. These “Other” expenses are “direct costs.”

vii. Indirect costs are defined as a percentage of the total of all direct costs incurred and are intended to compensate for supportive expenses of the Grantee. Indirect costs are often referred to as “Facilities and Administration” or “Overhead” and are capped at 10% for these grants. When seeking reimbursement, grantees may submit a flat rate cost element on the reimbursement invoice/PLCB Budget Worksheet, noting the time period covered. Supporting documentation is not required. By way of example, if total direct costs for a given quarter equal \$4,000 and Grantee has an approved budget category of 10% indirect costs, the reimbursement invoice may seek payment of the \$4,000 in total direct costs plus an additional \$400 as indirect costs, for a total quarterly reimbursement request of \$4,400.

d. These invoices are to be submitted within thirty days of the end of each quarter during the Grant Activity Period for work performed and expenses paid during that quarter. If there was no work performed or expenses paid during a given quarter of the Grant Activity Period, Grantee is to communicate that fact via email to the Resource Account within thirty days of the end of that quarter. The PLCB shall reject any invoices received more than sixty days following the end of the Grant Activity Period and Grantee shall have no claim against the PLCB or the Commonwealth for same.

e. In the event that a reimbursement invoice as submitted does not permit the PLCB to adequately discern the appropriateness of the reimbursement request, then the Grantee will receive a request via the Resource Account for additional supporting documentation to substantiate the invoice submitted and the funds expended. Grantee will have ten calendar days to respond to the Resource Account.

f. Grantee is required to file timely progress reports to the Beer Board at RA-AGCommodities@pa.gov, including but not limited to a final report. Grantee should copy the PLCB’s Resource Account at RA-LBAct39Grants@pa.gov when submitting progress reports to the Beer Board. The PLCB reserves the right to withhold payment otherwise due under the terms of this Grant Agreement for Grantee’s failure to submit reports to the Beer Board, until the Beer Board advises the PLCB that such reports have been submitted. The Grantee is responsible for ensuring that its required reports are timely submitted directly to the Beer Board and acknowledges that the PLCB has no involvement in the Beer Board’s statutory reporting requirements.

g. Records of all expenditures shall be maintained for a period of two years after expiration of the term of this Grant Agreement and shall be subject to audit by the PLCB and legally authorized officials of the Commonwealth of Pennsylvania. The Grantee shall provide the PLCB and the Commonwealth full and complete access to all records relating to the performance of any and all

work hereunder and shall submit truthful and accurate information about the work performed hereunder if, and as, requested by the PLCB and/or the Commonwealth.

8. HOLD HARMLESS. The Grantee shall indemnify, hold harmless and defend the PLCB and the Commonwealth of Pennsylvania and their officers, employees and agents from and against any and all suits and judgments for damages for personal injury, death or damage to real or tangible personal property arising out of or in conjunction with the performance by the Grantee under this Grant Agreement and caused by the Grantee’s negligence or intentional wrongful acts. This paragraph does not apply when the Grantee is a Commonwealth Agency, including but not limited to state-affiliated entities or state-related institutions.

9. ADDITIONAL COMPLIANCE REQUIREMENTS

a. The following additional compliance requirements are attached and incorporated into this Grant Agreement and made a part hereof. The Grantee shall comply with, and be bound by, the provisions set forth in these attachments:

i. Attachment A—Pennsylvania Electronic Payment Program

ii. Attachment B—Nondiscrimination/Sexual Harassment Clause, with respect to which the Grantee is the “Contractor.”

iii. Attachment C—Contractor Integrity Provisions, with respect to which the Grantee is the “Contractor.”

iv. Attachment D—The Americans With Disabilities Act provisions, with respect to which the Grantee is the “Contractor.”

v. Attachment E—Right-to-Know Provisions, with respect to which the Grantee is the “Contractor.”

vi. Attachment F—Contractor Responsibility Provisions, with respect to which the Grantee is the “Contractor.”

vii. Attachment G—Project Proposal and Grant Application.

b. The Grantee shall comply with all the terms, conditions and requirements set forth in the competitive grant solicitation (“RFP”) posted on [Date] at [___ PaB. ___], which is incorporated by reference into this Grant Agreement as if fully set forth herein.

c. The Grantee agrees that in the performance of its obligations under this Grant Agreement it will comply with all applicable, federal, state and local laws and regulations. The Grantee expressly warrants that, as it relates to the performance of the Project that is the subject of this Grant Agreement, it shall at all times comply with the Pennsylvania Liquor Code, 47 P.S. § 1-101 et seq., and the PLCB’s Regulations, 40 Pa. Code § 1.1 et seq.

d. Any forbearance by the PLCB in exercising any right or remedy hereunder or as otherwise afforded by applicable law shall not be a waiver of or preclude the exercise of any such right or remedy at any appropriate time.

e. The Grantee shall, in the performance of this Grant Agreement, act in an independent capacity and not as an officer, employee or agent of the PLCB or of the Commonwealth of Pennsylvania.

10. STATE TAX LIABILITY. The Grantee agrees that the Commonwealth of Pennsylvania may set-off the amount of any state tax liability or other debt of the Grantee or its subsidiaries, that is owed to the Commonwealth and not being contested on appeal, against any payments due the Grantee under this Grant Agreement.

11. TERMINATION AND ASSIGNMENT. If through any cause, the Grantee shall fail to fulfill in a timely and proper manner its obligations under this Grant Agreement, or in the event of violation of any of the covenants contained in this Grant Agreement, the PLCB thereupon has the right to terminate this Grant Agreement by giving thirty days written notice to the Grantee specifying the effective date of termination. If this Grant Agreement is so terminated, the Grantee shall be reimbursed for all expenses properly incurred under the terms of this Grant Agreement prior to receipt of notice, so long as Grantee properly submits valid invoices with supporting documentation within sixty days of the notice of termination. Failure by Grantee to timely submit final invoicing shall be considered a forfeiture of any claims to Grant funding. The Grantee shall not assign any interest to this Contract, nor shall any interest be transferred by novation or assignment without prior written consent of PLCB.

12. SEVERABILITY. The terms and provisions of this Grant Agreement are severable. In the event of the unenforceability or invalidity of any one or more of the terms, covenants, conditions or provisions of this Grant Agreement under federal, state or other applicable laws, such unenforceability or invalidity shall not render any other term, covenant, condition or provision hereof unenforceable or invalid.

13. ENTIRE AGREEMENT. This Grant Agreement constitutes the entire agreement between the parties. No amendment or modification hereof shall have any force or effect unless it is in writing and signed by all parties.

14. CONTINGENCY. The PLCB's obligation to make payments shall be subject to the availability and appropriation of funds.

15. APPLICABLE LAW. This Grant Agreement shall be governed by and interpreted and enforced in accordance with the laws of the Commonwealth of Pennsylvania (without regard to any conflict of laws provisions) and the decisions of the Pennsylvania courts. The Grantee consents to the jurisdiction of any court of the Commonwealth of Pennsylvania and any federal courts in Pennsylvania, waiving any claim or defense that such forum is not convenient or proper. The Grantee agrees that any such court shall have in personam jurisdiction over it, and consents to service of process in any manner authorized by Pennsylvania law.

16. HEADINGS. All headings of the sections and subsections of this Agreement are inserted for convenience only and shall not affect any construction or interpretation of this Agreement.

IN WITNESS WHEREOF, the Parties hereto, with the intention of being legally bound hereby and each signatory having the requisite legal authority to bind its respective entity, have caused this Grant Agreement to be duly executed. If the signature below is submitted electronically or digitally, the signatory hereby expressly acknowledges and avers that he or she is the named individual and that he or she intends to sign this Grant Agreement document electronically or digitally.

[GRANTEE]

NAME:

Title:

PENNSYLVANIA LIQUOR CONTROL BOARD

Michael Demko, Executive Director

APPROVED AS TO FORM AND LEGALITY:

Rodrigo J. Diaz, PLCB CHIEF COUNSEL

OFFICE OF THE ATTORNEY GENERAL DATE

APPROVED:

COMPTROLLER

Attachment A

PENNSYLVANIA ELECTRONIC PAYMENT PROGRAM

a. The commonwealth may make contract payments through ACH, upon your election. If you so elect, within 10 days of the Grant award, the recipient must submit or must have already submitted its ACH and electronic addenda information, if desired, to the commonwealth's Payable Service Center, Vendor Data Management Unit at 717-214-0140 (FAX) or by mail to the Office of Comptroller Operations, Bureau of Payable Services, Payable Service Center, Vendor Data Management Unit, 555 Walnut Street—9th Floor, Harrisburg, PA 17101. Electronic PEPP enrollment form is available at www.vendorregistration.state.pa.us/cvmu/paper/Forms/ACH-EFTenrollmentform.pdf

b. The recipient must submit a unique invoice number with each invoice submitted. The unique invoice number will be listed on the Commonwealth of Pennsylvania's ACH remittance advice to enable the recipient to properly apply the state agency's payment to the respective invoice or program.

c. It is the responsibility of the recipient to ensure that the ACH information contained in the commonwealth's central vendor master file is accurate and complete. Failure to maintain accurate and complete information may result in delays in payments.

Attachment B

NONDISCRIMINATION/SEXUAL HARASSMENT CLAUSE (Grants)

The Grantee agrees:

1. In the hiring of any employee(s) for the manufacture of supplies, performance of work, or any other activity required under the Grant Agreement or any subcontract agreement, contract, or subcontract, the Grantee, a subgrantee, a contractor, a subcontractor, or any person acting on behalf of the Grantee shall not discriminate by reason of race, gender, creed, color, sexual orientation, gender identity or expression, or in violation of the Pennsylvania Human Relations Act (PHRA) and applicable federal laws, against any citizen of this Commonwealth who is qualified and available to perform the work to which the employment relates.

2. The Grantee, any subgrantee, contractor or any subcontractor or any person on their behalf shall not in any manner discriminate by reason of race, gender, creed,

color, sexual orientation, gender identity or expression, or in violation of the PHRA and applicable federal laws, against or intimidate any of its employees.

3. Neither the Grantee nor any subgrantee nor any contractor nor any subcontractor nor any person on their behalf shall in any manner discriminate by reason of race, gender, creed, color, sexual orientation, gender identity or expression, or in violation of the PHRA and applicable federal laws, in the provision of services under the Grant agreement, subgrant agreement, contract or subcontract.

4. Neither the Grantee nor any subgrantee nor any contractor nor any subcontractor nor any person on their behalf shall in any manner discriminate against employees by reason of participation in or decision to refrain from participating in labor activities protected under the Public Employee Relations Act, Pennsylvania Labor Relations Act or National Labor Relations Act, as applicable and to the extent determined by entities charged with such Acts' enforcement, and shall comply with any provision of law establishing organizations as employees' exclusive representatives.

5. The Grantee, any subgrantee, contractor or any subcontractor shall establish and maintain a written nondiscrimination and sexual harassment policy and shall inform their employees in writing of the policy. The policy must contain a provision that sexual harassment will not be tolerated and employees who practice it will be disciplined. Posting this Nondiscrimination/Sexual Harassment Clause conspicuously in easily accessible and well-lighted places customarily frequented by employees and at or near where the Grant services are performed shall satisfy this requirement for employees with an established work site.

6. The Grantee, any subgrantee, contractor or any subcontractor shall not discriminate by reason of race, gender, creed, color, sexual orientation, gender identity or expression, or in violation of the PHRA and applicable federal laws, against any subgrantee, contractor, subcontractor or supplier who is qualified to perform the work to which the Grant relates.

7. The Grantee and each subgrantee, contractor and subcontractor represents that it is presently in compliance with and will maintain compliance with all applicable federal, state, and local laws and regulations relating to nondiscrimination and sexual harassment. The Grantee and each subgrantee, contractor and subcontractor further represents that it has filed a Standard Form 100 Employer Information Report ("EEO-1") with the U.S. Equal Employment Opportunity Commission ("EEOC") and shall file an annual EEO-1 report with the EEOC as required for employers' subject to Title VII of the Civil Rights Act of 1964, as amended, that have 100 or more employees and employers that have federal government contracts or first-tier subcontracts and have 50 or more employees. The Grantee, any subgrantee, any contractor or any subcontractor shall, upon request and within the time periods requested by the Commonwealth, furnish all necessary employment documents and records, including EEO-1 reports, and permit access to their books, records, and accounts by the granting agency and the Bureau of Diversity, Inclusion and Small Business Opportunities for the purpose of ascertaining compliance with the provisions of this Nondiscrimination/Sexual Harassment Clause.

8. The Grantee, any subgrantee, contractor or any subcontractor shall include the provisions of this

Nondiscrimination/Sexual Harassment Clause in every subgrant agreement, contract or subcontract so that those provisions applicable to subgrantees, contractors or subcontractors will be binding upon each subgrantee, contractor or subcontractor.

9. The Granter's and each subgrantee's, contractor's and subcontractor's obligations pursuant to these provisions are ongoing from and after the effective date of the Grant agreement through the termination date thereof. Accordingly, the Grantee and each subgrantee, contractor and subcontractor shall have an obligation to inform the Commonwealth if, at any time during the term of the Grant agreement, it becomes aware of any actions or occurrences that would result in violation of these provisions.

10. The Commonwealth may cancel or terminate the Grant agreement and all money due or to become due under the Grant agreement may be forfeited for a violation of the terms and conditions of this Nondiscrimination/Sexual Harassment Clause. In addition, the granting agency may proceed with debarment or suspension and may place the Grantee, subgrantee, contractor, or subcontractor in the Contractor Responsibility File.

Attachment C

CONTRACTOR INTEGRITY PROVISIONS

It is essential that those who seek to contract with the Commonwealth of Pennsylvania ("Commonwealth") observe high standards of honesty and integrity. They must conduct themselves in a manner that fosters public confidence in the integrity of the Commonwealth contracting and procurement process.

1. **DEFINITIONS.** For purposes of these Contractor Integrity Provisions, the following terms shall have the meanings found in this Section:

a. "Affiliate" means two or more entities where (a) a parent entity owns more than fifty percent of the voting stock of each of the entities; or (b) a common shareholder or group of shareholders owns more than fifty percent of the voting stock of each of the entities; or (c) the entities have a common proprietor or general partner.

b. "Consent" means written permission signed by a duly authorized officer or employee of the Commonwealth, provided that where the material facts have been disclosed, in writing, by prequalification, bid, proposal, or contractual terms, the Commonwealth shall be deemed to have consented by virtue of the execution of this contract.

c. "Contractor" means the individual or entity, that has entered into this contract with the Commonwealth.

d. "Contractor Related Parties" means any affiliates of the Contractor and the Contractor's executive officers, Pennsylvania officers and directors, or owners of 5 percent or more interest in the Contractor.

e. "Financial Interest" means either:

(1) Ownership of more than a five percent interest in any business; or

(2) Holding a position as an officer, director, trustee, partner, employee, or holding any position of management.

f. "Gratuity" means tendering, giving, or providing anything of more than nominal monetary value including, but not limited to, cash, travel, entertainment, gifts, meals, lodging, loans, subscriptions, advances, deposits of money, services, employment, or contracts of any kind.

The exceptions set forth in the Governor's Code of Conduct, Executive Order 1980-18, the 4 Pa. Code § 7.153(b), shall apply.

g. "Non-bid Basis" means a contract awarded or executed by the Commonwealth with Contractor without seeking bids or proposals from any other potential bidder or offeror.

2. In furtherance of this policy, Contractor agrees to the following:

a. Contractor shall maintain the highest standards of honesty and integrity during the performance of this contract and shall take no action in violation of state or federal laws or regulations or any other applicable laws or regulations, or other requirements applicable to Contractor or that govern contracting or procurement with the Commonwealth.

b. Contractor shall establish and implement a written business integrity policy, which includes, at a minimum, the requirements of these provisions as they relate to the Contractor activity with the Commonwealth and Commonwealth employees and which is made known to all Contractor employees. Posting these Contractor Integrity Provisions conspicuously in easily accessible and well-lit places customarily frequented by employees and at or near where the contract services are performed shall satisfy this requirement.

c. Contractor, its affiliates, agents, employees and anyone in privity with Contractor shall not accept, agree to give, offer, confer, or agree to confer or promise to confer, directly or indirectly, any gratuity or pecuniary benefit to any person, or to influence or attempt to influence any person in violation of any federal or state law, regulation, executive order of the Governor of Pennsylvania, statement of policy, management directive or any other published standard of the Commonwealth in connection with performance of work under this contract, except as provided in this contract.

d. Contractor shall not have a financial interest in any other contractor, subcontractor, or supplier providing services, labor, or material under this contract, unless the financial interest is disclosed to the Commonwealth in writing and the Commonwealth consents to Contractor's financial interest prior to Commonwealth execution of the contract. Contractor shall disclose the financial interest to the Commonwealth at the time of bid or proposal submission, or if no bids or proposals are solicited, no later than Contractor's submission of the contract signed by Contractor.

e. Contractor certifies to the best of its knowledge and belief that within the last five (5) years Contractor or Contractor Related Parties have not:

(1) been indicted or convicted of a crime involving moral turpitude or business honesty or integrity in any jurisdiction;

(2) been suspended, debarred or otherwise disqualified from entering into any contract with any governmental agency;

(3) had any business license or professional license suspended or revoked;

(4) had any sanction or finding of fact imposed as a result of a judicial or administrative proceeding related to fraud, extortion, bribery, bid rigging, embezzlement, misrepresentation or anti-trust; and

(5) been, and is not currently, the subject of a criminal investigation by any federal, state or local prosecuting or

investigative agency and/or civil anti-trust investigation by any federal, state or local prosecuting or investigative agency.

If Contractor cannot so certify to the above, then it must submit along with its bid, proposal or contract a written explanation of why such certification cannot be made and the Commonwealth will determine whether a contract may be entered into with the Contractor. The Contractor's obligation pursuant to this certification is ongoing from and after the effective date of the contract through the termination date thereof. Accordingly, the Contractor shall have an obligation to immediately notify the Commonwealth in writing if at any time during the term of the contract if becomes aware of any event which would cause the Contractor's certification or explanation to change. Contractor acknowledges that the Commonwealth may, in its sole discretion, terminate the contract for cause if it learns that any of the certifications made herein are currently false due to intervening factual circumstances or were false or should have been known to be false when entering into the contract.

f. Contractor shall comply with the requirements of the Lobbying Disclosure Act (65 Pa.C.S. § 13A01 et seq.) regardless of the method of award. If this contract was awarded on a Non-bid Basis, Contractor must also comply with the requirements of the Section 1641 of the Pennsylvania Election Code (25 P.S. § 3260a).

g. When Contractor has reason to believe that any breach of ethical standards as set forth in law, the Governor's Code of Conduct, or these Contractor Integrity Provisions has occurred or may occur, including but not limited to contact by a Commonwealth officer or employee which, if acted upon, would violate such ethical standards, Contractor shall immediately notify the Commonwealth contracting officer or the Office of the State Inspector General in writing.

h. Contractor, by submission of its bid or proposal and/or execution of this contract and by the submission of any bills, invoices or requests for payment pursuant to the contract, certifies and represents that it has not violated any of these Contractor Integrity Provisions in connection with the submission of the bid or proposal, during any contract negotiations or during the term of the contract, to include any extensions thereof. Contractor shall immediately notify the Commonwealth in writing of any actions for occurrences that would result in a violation of these Contractor Integrity Provisions. Contractor agrees to reimburse the Commonwealth for the reasonable costs of investigation incurred by the Office of the State Inspector General for investigations of the Contractor's compliance with the terms of this or any other agreement between the Contractor and the Commonwealth that results in the suspension or debarment of the Contractor. Contractor shall not be responsible for investigative costs for investigations that do not result in the Contractor's suspension or debarment.

i. Contractor shall cooperate with the Office of the State Inspector General in its investigation of any alleged Commonwealth agency or employee breach of ethical standards and any alleged Contractor non-compliance with these Contractor Integrity Provisions. Contractor agrees to make identified Contractor employees available for interviews at reasonable times and places. Contractor, upon the inquiry or request of an Inspector General, shall provide, or if appropriate, make promptly available for inspection or copying, any information of any type or form deemed relevant by the Office of the State Inspector General to Contractor's integrity and compliance with

these provisions. Such information may include, but shall not be limited to, Contractor's business or financial records, documents or files of any type or form that refer to or concern this contract. Contractor shall incorporate this paragraph in any agreement, contract or subcontract it enters into in the course of the performance of this contract/agreement solely for the purpose of obtaining subcontractor compliance with this provision. The incorporation of this provision in a subcontract shall not create privity of contract between the Commonwealth and any such subcontractor, and no third-party beneficiaries shall be created thereby.

j. For violation of any of these Contractor Integrity Provisions, the Commonwealth may terminate this and any other contract with Contractor, claim liquidated damages in an amount equal to the value of anything received in breach of these Provisions, claim damages for all additional costs and expenses incurred in obtaining another contractor to complete performance under this contract, and debar and suspend Contractor from doing business with the Commonwealth. These rights and remedies are cumulative, and the use or non-use of any one shall not preclude the use of all or any other. These rights and remedies are in addition to those the Commonwealth may have under law, statute, regulation, or otherwise.

Attachment D

AMERICANS WITH DISABILITIES ACT

a. Pursuant to federal regulations promulgated under the authority of The Americans with Disabilities Act, 28 C.F.R. § 35.101 et seq., the contractor understands and agrees that it shall not cause any person with a disability to be excluded from participation in this Contract or from activities provided for under this Contract on the basis of the disability. As a condition of accepting this contract, the Contractor agrees to comply with the "General Prohibitions Against Discrimination," 28 C.F.R. § 35.130, and all other regulations promulgated under Title II of The Americans with Disabilities Act which are applicable to the benefits, services, programs, and activities provided by the Commonwealth of Pennsylvania through contracts with outside contractors.

b. The Contractor shall be responsible for and agrees to indemnify and hold harmless the Commonwealth of Pennsylvania from all losses, damages, expenses, claims, demands, suits, and actions brought by any party against the Commonwealth of Pennsylvania as a result of the Contractor's failure to comply with the provisions of subparagraph (a) above.

Attachment E

RIGHT TO KNOW LAW— GRANT PROVISIONS—8-K-1580

a. Grantee or Subgrantee understands that this Grant Agreement and records related to or arising out of the Grant Agreement are subject to requests made pursuant to the Pennsylvania Right-to-Know Law, 65 P.S. §§ 67.101-3104, ("RTKL"). For the purpose of these provisions, the term "the Commonwealth" shall refer to the granting Commonwealth agency.

b. If the Commonwealth needs the Grantee's or Subgrantee's assistance in any matter arising out of the RTKL related to this Grant Agreement, it shall notify the Grantee of Subgrantee using the legal contact information provided in the Grant Agreement. The Grantee or

Subgrantee, at any time, may designate a different contact for such purpose upon reasonable prior written notice to the Commonwealth.

c. Upon written notification from the Commonwealth that it requires Grantee's or Subgrantee's assistance in responding to a request under the RTKL for information related to this Grant Agreement that may be in Grantee's or Subgrantee's possession, constituting, or alleged to constitute, a public record in accordance with the RTKL ("Requested Information"), Grantee or Subgrantee shall:

1. Provide the commonwealth, within ten (10) calendar days after receipt of written notification, access to, and copies of, any document or information in Grantee's or Subgrantee's possession arising out of this Grant Agreement that the Commonwealth reasonably believes is Requested Information and may be a public record under the RTKL; and

2. Provide such other assistance as the Commonwealth may reasonably request, in order to comply with the RTKL with respect to this Grant Agreement.

d. If Grantee or Subgrantee considers the Requested Information to include a request for a Trade Secret or Confidential Proprietary Information, as those terms are defined by the RTKL, or other information that Grantee or Subgrantee considers exempt from production under the RTKL, Grantee or Subgrantee must notify the Commonwealth and provide, within seven (7) calendar days of receiving the written notification, a written statement signed by a representative of Grantee or Subgrantee explaining why the requested material is exempt from public disclosure under the RTKL.

e. The Commonwealth will rely upon the written statement from Grantee or Subgrantee in denying a RTKL request for the Requested Information unless the Commonwealth determines that the Requested Information is clearly not protected from disclosure under the RTKL. Should the commonwealth determine that the Requested Information is clearly not exempt from disclosure, Grantee or Subgrantee shall provide the Requested Information within five (5) business days of receipt of written notice of the Commonwealth's determination.

f. If Grantee or Subgrantee fails to provide the Requested Information within the time period required by these provisions, Grantee or Subgrantee shall indemnify and hold the Commonwealth harmless for any damages, penalties, costs, detriment or harm that the Commonwealth may incur as a result of Grantee's or Subgrantee's failure, including any statutory damages assessed against the Commonwealth.

g. The Commonwealth will reimburse Grantee or Subgrantee for any costs associated with complying with these provisions only to the extent allowed under the fee schedule established by the Office of Open Records or as otherwise provided by the RTKL if the fee schedule is inapplicable.

h. Grantee or Subgrantee may file a legal challenge to any Commonwealth decision to release a record to the public with the Office of Open Records, or in the Pennsylvania Courts, however, Grantee or Subgrantee shall indemnify the Commonwealth for any legal expenses incurred by the Commonwealth as a result of such a challenge and shall hold the Commonwealth harmless for any damages, penalties, costs, detriment or harm that the Commonwealth may incur as a result of Grantee's or Subgrantee's failure, including any statutory damages assessed against the Commonwealth, regardless of the outcome of such legal challenge. As between the parties,

Grantee or Subgrantee agrees to waive all rights or remedies that may be available to it as a result of the Commonwealth’s disclosure of Requested Information pursuant to the RTKL.

i. The Grantee’s or Subgrantee’s duties relating to the RTKL are continuing duties that survive the expiration of this Grant Agreement and shall continue as long as the Grantee or Subgrantee has Requested Information in its possession.

Attachment F

Contractor Responsibility Provisions

For the purpose of these provisions, the term contractor is defined as any person, including, but not limited to, a bidder, offeror, loan recipient, Grantee or lessor, who has furnished or performed or seeks to furnish or perform, goods, supplies, services, leased space, construction or other activity, under a contract, grant, lease, purchase order or reimbursement agreement with the Commonwealth of Pennsylvania (Commonwealth). The term contractor includes a permittee, licensee, or any agency, political subdivision, instrumentality, public authority, or other public entity in the Commonwealth.

1. The Contractor certifies, in writing, for itself and its subcontractors required to be disclosed or approved by the Commonwealth, that as of the date of its execution of this Bid/Contract, that neither the Contractor, nor any such subcontractors, are under suspension or debarment by the Commonwealth or any governmental entity, instrumentality, or authority and, if the Contractor cannot so certify, then it agrees to submit, along with its Bid/Contract, a written explanation of why such certification cannot be made.

2. The Contractor also certifies, in writing, that as of the date of its execution of this Bid/Contract it has no tax liabilities or other Commonwealth obligations, or has filed

a timely administrative or judicial appeal if such liabilities or obligations exist, or is subject to a duly approved deferred payment plan if such liabilities exist.

3. The Contractor’s obligations pursuant to these provisions are ongoing from and after the effective date of the Contract through the termination date thereof. Accordingly, the Contractor shall have an obligation to inform the Commonwealth if, at any time during the term of the Contract, it becomes delinquent in the payment of taxes, or other Commonwealth obligations, or if it or, to the best knowledge of the Contractor, any of its subcontractors are suspended or debarred by the Commonwealth, the federal government, or any other state or governmental entity. Such notification shall be made within 15 days of the date of suspension or debarment.

4. The failure of the Contractor to notify the Commonwealth of its suspension or debarment by the Commonwealth, any other state, or the federal government shall constitute an event of default of the Contract with the Commonwealth.

5. The Contractor agrees to reimburse the Commonwealth for the reasonable costs of investigation incurred by the Office of State Inspector General for investigations of the Contractor’s compliance with the terms of this or any other agreement between the Contractor and the Commonwealth that results in the suspension or debarment of the contractor. Such costs shall include, but shall not be limited to, salaries of investigators, including overtime; travel and lodging expenses; and expert witness and documentary fees. The Contractor shall not be responsible for investigative costs for investigations that do not result in the Contractor’s suspension or debarment.

6. The Contractor may search the current list of suspended and debarred Commonwealth contractors by visiting the eMarketplace website at <http://www.emarketplace.state.pa.us> and clicking the Debarment List tab.

Addendum 2

BOARD GRANT SCORING CRITERIA & SCALE

<i>Section Title</i>	<i>Evaluation Criteria</i>	<i>Points</i>
Feasibility	<ul style="list-style-type: none"> • To what extent can the Purpose be accomplished with the funds requested? • Is there enough non-cash capacity to fulfill the objectives of the project? • Are the proposed outcomes and impacts in proportion to the grant request? • Can the project be completed within the timeline established? • Are the outcomes proposed realistic? 	10
Linkages to PA’s Beer Industry	<ul style="list-style-type: none"> • Is there a compelling link to PA’s Beer Industry? • How quickly will the industry benefit from project outcomes? 	10
Innovation	<ul style="list-style-type: none"> • Does the proposal offer a “new approach” in supporting PA Beer? • Will the project offer or create any new competitive advantages? • Do the project outcomes offer new and unique benefits to the industry? • What components of the project are sustainable once completed? 	20
Expected Impacts & Outcomes	<ul style="list-style-type: none"> • Will the project raise the visibility of PA Beer? • Will the impacts and outcomes offer long-term benefits? • Do they provide solutions to current industry challenges? • How will the impacts and outcomes ultimately strengthen PA’s beer industry? • How much of the industry will benefit from the project? 	20
Economic Benefits Generated	<ul style="list-style-type: none"> • Does the project create jobs? • Does the project save money for the industry? • Will it strengthen the economic viability of the industry and how? • Does the project support and promote intrastate and/or interstate tourism? 	20

<i>Section Title</i>	<i>Evaluation Criteria</i>	<i>Points</i>
Methodology & Evaluation	<ul style="list-style-type: none"> • Can the methodology produce the desired outcomes? • Does the evaluation component measure the right outcomes? • Can the methodology produce stated economic benefits and can the evaluation accurately measure so benefits? 	10
Industry Support	<ul style="list-style-type: none"> • Is there strong industry support for this project? • Are there any matching funds or leveraged resources? 	10

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DEPARTMENT OF AGRICULTURE

Pennsylvania Wine Marketing and Research Board; Grant Solicitation and Application Procedures for Act 39 of 2016 Funding

1. *Introduction.* The Pennsylvania Wine Marketing and Research Program Board (Board) annually, or more frequently as the availability of fund permits, solicits applications for grants to conduct promotion, marketing and research projects to increase the quality, profitability, production and sale of wines, enhance the wine industry and benefit wine producers of this Commonwealth. The Board was established by the Department of Agriculture (Department) under 3 Pa.C.S. §§ 4501—4513 (relating to Agricultural Commodities Marketing Act) (ACMA). Its composition, funding and duties were subsequently expanded by section 488.1 of the Liquor Code (47 P.S. § 4-488.1). The Board makes recommendations for the awarding of grants by the Liquor Control Board (LCB) from funds provided through the Liquor Code (47 P.S. §§ 1-101—10-1001) for LCB Act 39 of 2016 funding. This notice establishes the procedures by which grant applications will be solicited, reviewed and grants awarded.

2. *Grant Solicitation.* The Board will be accepting grant applications for the purposes, in the form and according to the schedule set forth herein for not less than 30 days beginning on the date of publication of this notice in the *Pennsylvania Bulletin*. Additional publication and dissemination of this notice shall be made and may include direct dissemination to State universities and State-supported universities located in this Commonwealth, universities with colleges of agricultural science located in this Commonwealth and individuals or entities who have requested notification from the Department of Agriculture or the Board of grant availability.

3. *Process Overview.* The Board will employ the review process described as follows to select projects and funding levels to recommend to the LCB for the making of a grant. In the event of a recommendation to the LCB to make and fund a grant, the decision as to whether to award a grant will be made by the LCB.

a. If the LCB approves the grant recommendation, the terms and conditions of the grant will be governed by a grant agreement between the LCB and the applicant, which shall be tendered to the applicant for execution by the LCB, returnable to the LCB in no more than 30 calendar days.

b. The LCB grant agreement follows hereto as Addendum 1 and incorporated by reference. This grant solicitation will be incorporated by reference into, and become part of, the LCB grant agreement that will govern all grants awarded under this grant solicitation. The terms

are non-negotiable; therefore, applicants shall carefully review the LCB grant agreement to ensure that proposed projects are compliant with agreement requirements.

c. It is also recommended that applicants seek private counsel experienced in Pennsylvania liquor law to provide guidance as it pertains to the Liquor Code and the LCB's regulations at 40 Pa. Code §§ 1.1—17.41 (relating to liquor), to ensure the legality and viability of grant projects and proposed activities.

4. *Concept Paper and Application Deadlines.*

a. *Concept Paper.* Interested applicants must deliver a one-page concept paper, plus a one-page budget, by e-mail, as a PDF file, by 4 p.m. on Friday, February 17, 2023, to RA-AGCommodities@pa.gov. The file should not exceed 5MB. The concept paper must identify timeframes for proposed grant activities in conformance with the timeframes identified in paragraph 9, Term of Grants, as well as Addendum 1.

b. *Application.* Applicants whose concept papers are approved by the Board will be invited to submit a Project Proposal and Grant Application, in the form set forth in paragraph 6 of this notice, to the Board by 4 p.m. on Friday, June 9, 2023. Proposals should be sent electronically as a PDF file, to RA-AGCommodities@pa.gov. The file should not exceed 5MB.

c. *Presentations.* Applicants must be prepared to provide a brief 3-minute presentation of their proposal to the Board, and answer questions, either in person or by conference call, at the Board's next scheduled meeting on Tuesday, July 11, 2023, at 10 a.m. The meeting will be held virtually by means of Microsoft Teams.

5. *Format of the Concept Paper.* Failure to follow this format could result in rejection of your proposal. The concept paper shall include:

a. *Organization/Business Type.* List the applicant's full legal organization/business type.

b. *Organization/Business Information.* List the organization/business name along with the contact information and the amount of grant funds the entity is requesting. In the event of an LCB grant award, applicants will be required to have or obtain an LCB Oracle Supplier Registration number using the name, full street address and tax identification number that matches the applicant information presented in the proposal/grant application.

c. *Project Coordinator/Qualifications* should be attached as a maximum 3-page addendum which does not count toward the page limit of the Concept Paper. Identify the person who will be directing the proposed project and clearly state their qualifications including:

i. *Research projects*—Full and complete literature references to (up to) five key published journal articles directly related to proposed research/outreach.

ii. *Marketing projects*—Sample images from (up to) three previous marketing campaigns along with a description of in-market implementation plan (including types of medium such as print, digital, display, TV/radio, out of-home, and the like) and performance metrics to include both impressions and cost-per-conversion.

d. *Organization History*. Indicate whether the organization has previously received Wine Marketing and Research Program or agriculture-related grant funds.

e. *Area of Focus*. For purposes of LCB grants, “Marketing” projects include advertising and promotions, educational/outreach projects, and technical support initiatives such as web site development, equipment or process development, while “Research” projects include agricultural and economic research and development efforts.

f. *Project Purpose*. In one or two paragraphs, clearly state the specific issue, problem, interest or need, and how the project will address it. Explain why the project is important and timely.

g. *Estimated Timeline*. State the estimated timeline for the proposed project. The timeline may not begin earlier than January 1, 2024, and may not extend beyond the term of the grant as set forth in more detail at paragraph 9.

h. *Expected Measurable Outcomes*. What are the goals and objectives of the project? How do the objectives support the goals? Goals are long-term broad visions and may take time to achieve. Objectives are significant steps that must be completed to achieve the goal. Objective statements should focus on the outcome, rather than the methods used. Each goal should have one or more objectives. Describe at least one distinct, quantifiable and measurable outcome that directly and meaningfully supports the project’s purpose. Typically, outcomes are those measures that are quantifiable, measure direct benefit and are documented through data or information collection.

i. *Preliminary Project Work Plan*. List the major tasks of the proposed project.

j. *Draft Budget*. State the budget for the proposed project using the categories from paragraph 6.f. If a project is selected to submit a proposal, more detailed budget information will be required.

6. *Format of the Project Proposal and Grant Application*. Failure to follow this format could result in rejection of your proposal. Applicants may submit up to three one-page letters of support which do not count toward the page limit. The project proposal and grant application cannot exceed 10 pages total for project and budget narratives, plus one additional page for the budget table and shall be formatted as follows:

a. A cover page, titled Pennsylvania Wine Marketing and Research Program—Project Proposal and Grant Application, providing: the title of the proposed project; the full legal name and street address of the applicant; the name, address, telephone number and e-mail address of the applicant’s principal contact person for matters relating to the application; the name, title, address, telephone number and e-mail address of the individual authorized to contractually bind the applicant to the grant agreement; and the total maximum grant amount sought for the proposed project or program.

b. Addendum, titled Demonstrated Qualifications, should be attached as a maximum 3-page addendum which does not count toward the page limit of the proposal.

i. *Research projects*:

1. Describe how widely previous research has been adopted by the industry in this Commonwealth or other states;

2. List any papers presented at meetings in the Commonwealth, other states or countries;

3. Highlight any papers published in regional, National, or international peer reviewed journals; and

4. Show where credited financial support the research.

ii. *Marketing projects*:

1. List industry partners that are involved with marketing proposal that will provide Pennsylvania wine industry insight.

2. Describe how the marketing plan is accountable to the Pennsylvania wine industry.

3. Provide documented success of previous marketing campaigns that you have conducted for other large-scale industries.

c. Section 1, titled Statement of Purpose, addressing: the purpose for which the grant funds would be utilized and identifying methods for measuring and reporting outcomes; details of the proposed project, including a statement of expected impact of outcomes, staffing for the project, and objectives and methodologies; and whether, how and to what anticipated extent, the proposed marketing or research project increases the quality, profitability, production and sale of wines, enhances the wine industry and benefits wine producers of this Commonwealth.

d. Section 2, titled Statement of Need, addressing: the need for the grant funds sought; any other partners or partner organizations that will be involved with the project; and any other funding or noncash resources that will be committed to the project and the sources thereof.

e. Section 3, titled Evaluation and Reporting, shall identify expected measurable outcomes previously identified in the concept paper, and the outcome measures. Include a narrative describing data collection to inform the outcome measures. This section must be clear and unambiguous as it will inform expectations of progress reports and final reports.

f. Section 4, titled Budget, presenting a detailed budget for the proposed project or program, including any other matching funds and the value of any noncash resources that will be included in the project.

For all applications, each and every item of direct expense to be incurred in the project shall be separately set forth, including all purchases of consumable or nonconsumable goods or equipment, listing the disposition of all nonconsumable goods or equipment upon completion of the project; all travel by dates, purpose, destination, mode of transportation and rate; a full breakdown of other costs, if any, and the method used to calculate those costs. See also paragraph 12.

i. *Personnel*—Includes employed personnel. Those employed elsewhere should be listed as subcontractors or consultants in the Contractual cost category. Provide detail of all personnel by name devoted to the project, their professional qualifications, the amount of time calculated by hours and the tasks to be performed by each of the named personnel. In the case of graduate student participation, reasonable stipends will be allowed, and tuition will not be allowed.

ii. *Fringe Benefits*—For personnel of the grantee only, provide the rate of fringe benefits for each project participant's salary or wages. Identify the total for all funded fringe benefits.

iii. *Travel*—For personnel of the grantee only, calculate the costs for travel by considering destinations, number of trips, days traveling, transportation costs, estimated lodging and meal costs, and estimated mileage rate.

iv. *Supplies*—These are consumables procured for and used in furtherance of the project and include items such as lab or field equipment.

v. *Contractual*—Those costs paid to other nonemployee individuals or entities to perform specific work or to provide specific services in accordance with the approved project. By way of example, this could include speaker fees, facility and equipment rental costs, software subscriptions, and costs for social media placement and data collection. If contractual work will be involved with carrying out the work of the project, identify the total contractual expenses. When determining the total cost for this category, include the fees for the professional services, contractor travel costs, and any other related contractual expenses.

vi. *Other*—This category includes fees for conferences or meetings, membership dues, honorarium, scholarships, postage/shipping fees and publication costs.

vii. *Indirect Costs*—Grant awards may include an allowance for indirect costs of up to 10% of the total direct costs. Total direct costs are defined as the total of the above six budget categories (Personnel, Fringe Benefits, Travel, Supplies, Contractual and Other) and are often referred to by grantee entities as Facilities and Administration or Overhead.

g. Section 5, titled Budget Narrative, providing details of how you arrived at the estimated expenses in your budget and describing how each expense will lead to the success of your project.

h. Section 6, titled Industry Support, addressing the extent of support, participation and funding from the Commonwealth's wine industry, including associations, organizations or agencies, or both, with an interest in the project outcome. Any letters or written confirmation of that support, participation or funding should be included in this section.

i. Due to limitations of Commonwealth equipment and considering that all LCB grant communications will be conducted electronically, applicants should not use color in any tables, graphs, charts or other material elements of the proposals. Black and white or gray-scale should be used in such elements to ensure ongoing document integrity.

7. *Scoring of Applications*. The Board will evaluate each complete and timely-filed project proposal and grant application it receives, which shall include a 100-point scale assessing:

- a. Up to 20 points for the project needs statement.
- b. Up to 20 points for the expected impact of project outcomes.
- c. Up to 20 points for the promotion, marketing or research methodology.
- d. Up to 20 points for overall project evaluation.
- e. Up to 20 points for support and participation from industry.

8. *Evaluation, Recommendations and Awards*. The Board reserves the right to request modifications or clarifications, or both, of project proposals and grant applications, including but not limited to additional detail of purpose, reduced or modified budgets, and the like. Upon completion of evaluations, the Board will prepare a record identifying each complete and timely filed project proposal and grant application received, and the numerical score assigned to each. In the event of one or more recommendations to the LCB to make and fund a grant, the Board will transmit to the LCB the complete and final project proposal and grant application along with the score assigned by the Board and any other information deemed relevant by the Board or requested by the LCB. Request will be made by the Board that the LCB respond to all recommendations for grant approval within 30 days. The LCB's three-member board will vote on these recommendations at a public meeting, and the LCB will directly contact those applicants whose proposals/applications are approved. The LCB is responsible for notifying applicants whose projects were recommended by the Board for LCB funding, but which the LCB determined not to fund.

9. *Term of Grants*.

a. Grant Agreements will become effective on January 1, 2024, or the date of the last required Commonwealth approval, whichever is later (Effective Date). Reimbursements will not be made by the LCB for any grant activity commencing prior to the Effective Date.

b. Research projects will have a term of 18 months. All other projects will have a term of 12 months.

c. A Notice to Proceed, Purchase Orders, fully executed agreements and invoicing instructions will be provided by LCB by means of e-mail.

d. Final invoices shall be submitted to the LCB within 60 days of contract end date as set forth in the Grant Agreement.

e. See Addendum 1 Grant Agreement for more details about the LCB's grant administration practices.

10. *Progress Reports*. Progress reports are to include the deliverables from paragraph 6.e. and be delivered by e-mail to RA-AGCommodities@pa.gov and RA-LBACT39GRANTS@pa.gov no later than October 1, and April 1, every year for the duration of the project, or as requested by the Board. Final reports should be submitted within 90 days of contract end date. Failure to meet these deadlines constitutes a breach of the grant agreement, will result in nonpayment of invoices, and could jeopardize future grant awards.

11. *Grant Agreement*. The LCB will provide applicants with a grant agreement for Grantee's execution and return within 30 calendar days. The LCB will obtain the required signatures on the grant agreements, including any other required Commonwealth entities, and return a copy to the applicant. Grant agreements are not effective, and work should not begin until all required signatures have been applied to the grant agreement and a Notice to Proceed is issued. Among the terms of the grant agreement shall be a requirement that the grant recipient provide the Board and the LCB full and complete access to all records relating to the performance of the project and submit information as the Board or the LCB, or both, may require.

12. *Cost-Reimbursement Grant.* Grants made hereunder do not require the applicant secure or devote a matching sum to the project. Payment of grant funds will occur on a reimbursement basis only.

RUSSELL C. REDDING,
Secretary

Addendum 1
LCB GRANT AGREEMENT
PENNSYLVANIA LIQUOR CONTROL BOARD
GRANT AGREEMENT
PURSUANT TO 47 P.S. § 4-488.1

This Grant Agreement is entered into by and between the Pennsylvania Liquor Control Board, 312 Northwest Office Building, Harrisburg PA 17124 (hereinafter referred to as “PLCB” or “Grantor”), and _____, (hereinafter referred to as “Grantee”) (collectively, “the Parties”).

I. RECITALS

1. Pursuant to sections 488(k) and 448.1 of the Pennsylvania Liquor Code, 47 P.S. §§ 4-488(k) and 4-488.1, the PLCB shall allocate the amount of \$1,000,000 annually to be used to award grants to entities for the purpose of increasing the production of Pennsylvania-made wines and enhancing the Pennsylvania wine industry through promotion, marketing and research-based programs and projects.

2. The Pennsylvania Wine Marketing and Research Program Board (“Wine Board”) was established by the Pennsylvania Department of Agriculture under the authority of the Pennsylvania Agricultural Commodities Marketing Act at 3 Pa.C.S. §§ 4501—4513. Its composition, funding and duties were subsequently expanded in the Pennsylvania Liquor Code; specifically, at 47 P.S. § 4-488.1.

The Wine Board is statutorily charged with establishing procedures by which an entity may submit an application for grant funding pursuant to 47 P.S. § 4-488(k) and § 4-488.1; reviewing all such grant applications; and making recommendations to the PLCB for the awarding of the grants.

The Wine Board is further statutorily charged with requiring grant recipients to provide full and complete access to all records relating to the performance of the grant; conducting a thorough annual evaluation of each program for which a grant is made; and submitting an annual report to the General Assembly detailing all actions of the Wine Board and the grants awarded pursuant to section 488(k) and 488.1 of the Liquor Code.

3. The PLCB has made the aforementioned allocation; the Wine Board has established the requisite procedures and process; the Wine Board has issued a competitive grant solicitation as posted on [Date] at [___ PaB. ___] (the “RFP”), incorporated by reference herein, and the Grantee has applied for a grant pursuant thereto; the Wine Board has recommended to the PLCB to make a grant to the Grantee as detailed in Appendix G, attached and incorporated by reference; and the PLCB has approved the award of the grant (“the Grant”).

II. AGREEMENT

In consideration of the foregoing recitals, which are incorporated herein, and the mutual promises contained in this Grant Agreement, the Parties, intending to be legally bound, agree as follows:

1. SCOPE.

a. This Grant is for funding the Project Proposal and Grant Application (“the Project”) summarily described as follows and in more detail in the documents attached hereto and incorporated herein as Attachment G. _____

b. No increases to the funding amount or changes to the approved overall scope of work will be permitted under any circumstance; however, minor revisions to the Project timeline, methodology and/or budget(s) contained in Attachment G may be approved by the PLCB at its sole discretion upon review of Grantee’s written request and justification for same. Similarly, at the PLCB’s sole discretion and in consideration of exigent circumstances, the PLCB may authorize changes to specific elements of an approved scope of work. The PLCB will reject any such requested revisions that are retroactive in nature; therefore, Grantee must carefully manage its project and communicate with the PLCB in a timely manner via the PLCB’s resource email account.

By way of example only, if certain approved grant elements cannot be performed due to governmental restrictions related to a pandemic (e.g., in-person event), then Grantee may propose modifications to those elements (e.g., shift to virtual event), limited to what is reasonably necessary to achieve the approved project objectives and deliverables and within the original approved budget.

Grantee shall submit such requests via email to the PLCB’s resource account at RA-LBAct39Grants@pa.gov (“the Resource Account”), and the PLCB will respond to the request via the same Resource Account within ten calendar days of its receipt of the request.

2. OPERATIONAL REQUIREMENTS

a. All communications between the Grantee and the PLCB, including but not limited to questions, notifications, requests, and invoice submissions, shall be conducted via email to and from the PLCB’s aforementioned Resource Account. Grantee expressly accepts this method of electronic communication and is responsible to timely provide notice to the PLCB via the Resource Account if there are any changes or additions to the Grantee’s contact information. The PLCB will utilize best efforts to respond to all inquiries from Grantee within five business days of receipt of an email, except as otherwise provided herein.

b. In order to be issued an approved Purchase Order and to receive Grant funds, Grantee must have a valid PLCB Supplier number.

3. EFFECTIVE DATE AND TERM

a. This Grant Agreement shall become effective on January 1, 2024 or on the date of the last required Commonwealth signature, whichever is later (the “Effective Date”). The Term of the Grant shall be up to twelve months from the Effective Date for marketing, educational and/or promotions-related projects and up to eighteen months from the Effective Date for research projects. The Effective Date and the Term will be set forth with specificity on the Notice to Proceed letter and the PLCB Purchase Order, which will be sent to Grantee via the Resource Account with the fully executed Grant Agreement. The Grant Activity Period (defined as the period of performance for which Grantee can be reimbursed for activity performed in furtherance of the project as set forth in the approved grant proposal’s timeline) may be

shorter than the Term of the Grant Agreement, but in no event may the Grant Activity Period exceed the Term of the Grant Agreement.

b. No later than sixty days prior to the expiration of the Grant Activity Period, Grantee may electronically submit a request to the PLCB via the Resource Account to extend the Grant Activity Period in order to complete the Project without increasing the Grant funding. At its sole discretion and by issuance of a written notice to extend by the PLCB, the PLCB may extend the Grant Activity Period for no more than ninety days. This written notice of an approved extension will be emailed to the Grantee via the Resource Account within ten calendar days of the PLCB's receipt of a compliant request. To be clear, in circumstances where the Term of the Grant Agreement is the same span of time as the Grant Activity Period, such an extension of the Grant Activity Period will also constitute extension of the Term of the Grant Agreement.

4. REIMBURSEMENT. The PLCB agrees to reimburse Grantee in the amount not to exceed \$ _____ for approved expenses incurred in accordance with the terms of this Grant Agreement. Payments hereunder may be made electronically through the Pennsylvania Electronic Payment Program, details of which are set forth and incorporated herein as Attachment A hereto. Under no circumstances will the PLCB reimburse the Grantee for any expenses incurred before the Effective Date or after the expiration of the Term of the Grant.

5. CONTRIBUTION. The Grantee agrees to contribute and/or secure any additional necessary funds required to complete the Project, if any, in accordance with the terms of Attachment G.

6. PERMITTED EXPENDITURE.

a. Reimbursement funds provided by the PLCB shall be used for only those expenses outlined in this Grant Agreement, including its Attachments. The Grantee shall not purchase equipment of any type or kind under the terms of this Grant Agreement unless mandated by the nature of the work and explicitly approved by the PLCB in this Grant Agreement.

b. The Grantee expressly warrants that it shall request reimbursement of expenses solely allowable by the Grant Agreement. Should the PLCB determine that the Grantee is not using Grant funds exclusively in conformance with the Grant Agreement, the PLCB shall have the absolute right, in addition to any other rights provided herein or by law, to terminate this Grant Agreement and to demand the repayment/return of Grant funds. Failure of Grantee to repay/return such funds within ten business days of the PLCB's written demand, sent electronically via the Resource Account, will result in referral of the matter to the Office of the Attorney General.

7. INVOICING, RECORDS, REPORTS.

a. All payments of Grant funds hereunder shall be made on a reimbursement basis only and as set forth in the PLCB Budget Worksheet that will be provided with the Grant Agreement execution package. The PLCB Budget Worksheet is based entirely on the Grantee's approved budget as set forth in Attachment G; however, in the event that the Grantee's budget proposal does not comport with the RFP budget categories, the PLCB reserves the right to substitute the PLCB Budget Worksheet as Attachment H to the Grant Agreement. In such a case, the PLCB Budget Worksheet Attachment H shall

supersede the Grantee's Project Proposal Attachment G for purposes of grant administration and reimbursement invoicing.

b. Grantee must electronically submit detailed reimbursement invoices to the Resource Account. The invoices must clearly indicate the PLCB Purchase Order number, the payee for each item, the total paid to that payee for each budget line item type for approved grant activities for the quarterly invoice period, a brief description of the expense item, and the date such payment was issued. The PLCB requires that Grantee will include reasonable supporting documentation of these expenses as every reimbursement invoice is compared to the approved grant agreement package, which includes the final proposal documents, to ensure that the expenses were within the approved project scope, timeline and budget.

c. The following parameters will be applied to all reimbursement requests to ensure compliance with the letter and the spirit of the RFP and its budget categories:

i. *Personnel costs* are those wage or salary payments made to named employees of the Grantee for the relevant time period. When seeking reimbursement, Grantee must set forth "who did what, when, for how much, and when was that expense paid." Grantee must also provide documentation to support those elements, which may include use of corporate/entity payroll records containing appropriate details. Personnel costs are "direct costs."

ii. *Fringe benefits* are similarly those sums attributable to named employees of the grantee for the subject time period. These line items should track with Personnel costs as described above. By way of example only, if the PLCB Budget Worksheet has Personnel line items for Employee A, B and C, and also has Fringe Benefit line items, the reimbursement invoice should indicate the wages and fringe benefits for each of the named employees who performed work on the project during the quarter, in the appropriate budget categories. Use of the PLCB Budget Worksheet will help grantees to ensure that appropriate information is provided. Fringe benefits are "direct costs."

iii. *Travel expenses* as noted in the PLCB Budget Worksheet may be reimbursed at actual documented cost for named employees of the Grantee for lodging and for transportation that involves vehicle rental or train/airplane expense; at the 2023 IRS mileage rate for vehicle mileage; and for meals that are reasonably incurred in the performance of the approved project. That said, Grantees should note that, when determining reimbursement eligibility of travel expenses, the PLCB will consider the federal government's General Services Administration's maximum allowable per diem rate by region for meals, incidentals and lodging. All reimbursement requests for travel expenses must include specific details of "who went where, how (travel mode), when, for what purpose, at what cost, and when/how that cost was paid." Please note that, in accordance with Commonwealth policy, the PLCB will not reimburse any travel expenses incurred for the purchase of alcoholic beverages. Supporting documentation is required for all expense items. Travel expenses are "direct costs."

iv. *Supplies* expenses should be documented to detail "who (vendor/supplier name) provided what (specific goods), when, at what cost, and when was that vendor/supplier paid." Supporting documentation should include detailed vendor/supplier invoices and documentation of grantee's payment of those invoices. Supplies expenses are "direct costs."

v. *Contractual expenses* are those costs paid to other non-employee individuals or entities to perform specific work in accordance with the approved project. When seeking reimbursement, expenses should be documented to detail “who (name of individual, contractor or supplier) did what, when, for how much, and when was that expense paid.” These expenses may only be for goods or services supplied during the Grant Activity Period. By way of example only, if the PLCB Budget Worksheet notes a software subscription is an approved “Contractual” expense, the PLCB will only reimburse that portion of the software subscription cost that covers the Grant Activity Period. Detailed provider invoices should be submitted, along with documentation of Grantee’s payment of those invoices. Contractual expenses are “direct costs.”

vi. *Other expenses* are those set forth in detail on the PLCB Budget Worksheet and may include expenses such as conference fees, publication costs, honoraria, scholarships and postage/shipping expenses. When seeking reimbursement, expenses should be documented to detail “who (name of individual, contractor or supplier) provided what, when, for how much, and when was that expense paid.” Publication costs are only reimbursable if the expense is incurred and the publication is contracted during the Grant Activity Period, although it is understood that actual publication of scholarly articles may occur after the expiration of the Term of the Grant Agreement. These “Other” expenses are “direct costs.”

vii. *Indirect costs* are defined as a percentage of the total of all direct costs incurred and are intended to compensate for supportive expenses of the Grantee. Indirect costs are often referred to as “Facilities and Administration” or “Overhead” and are capped at 10% for these grants. When seeking reimbursement, grantees may submit a flat rate cost element on the reimbursement invoice/PLCB Budget Worksheet, noting the time period covered. Supporting documentation is not required. By way of example, if total direct costs for a given quarter equal \$4,000 and Grantee has an approved budget category of 10% indirect costs, the reimbursement invoice may seek payment of the \$4,000 in total direct costs plus an additional \$400 as indirect costs, for a total quarterly reimbursement request of \$4,400.

d. These invoices are to be submitted within thirty days of the end of each quarter during the Grant Activity Period for work performed and expenses paid during that quarter. If there was no work performed or expenses paid during a given quarter of the Grant Activity Period, Grantee is to communicate that fact via email to the Resource Account within thirty days of the end of that quarter. The PLCB shall reject any invoices received more than sixty days following the end of the Grant Activity Period and Grantee shall have no claim against the PLCB or the Commonwealth for same.

e. In the event that a reimbursement invoice as submitted does not permit the PLCB to adequately discern the appropriateness of the reimbursement request, then the Grantee will receive a request via the Resource Account for additional supporting documentation to substantiate the invoice submitted and the funds expended. Grantee will have ten calendar days to respond to the Resource Account.

f. Grantee is required to file timely progress reports to the Wine Board at RA-AGCommodities@pa.gov, including but not limited to a final report. Grantee should copy the PLCB’s Resource Account at RA-LBAct39Grants@pa.gov when submitting progress reports to the Wine Board. The

PLCB reserves the right to withhold payment otherwise due under the terms of this Grant Agreement for Grantee’s failure to submit reports to the Wine Board, until the Wine Board advises the PLCB that such reports have been submitted. The Grantee is responsible for ensuring that its required reports are timely submitted directly to the Wine Board and acknowledges that the PLCB has no involvement in the Wine Board’s statutory reporting requirements.

g. Records of all expenditures shall be maintained for a period of two years after expiration of the Term of this Grant Agreement and shall be subject to audit by the PLCB and legally authorized officials of the Commonwealth of Pennsylvania. The Grantee shall provide the PLCB and the Commonwealth full and complete access to all records relating to the performance of any and all work hereunder and shall submit truthful and accurate information about the work performed hereunder if, and as, requested by the PLCB and/or the Commonwealth.

8. HOLD HARMLESS. The Grantee shall indemnify, hold harmless and defend the PLCB and the Commonwealth of Pennsylvania and their officers, employees and agents from and against any and all suits and judgments for damages for personal injury, death or damage to real or tangible personal property arising out of or in conjunction with the performance by the Grantee under this Grant Agreement and caused by the Grantee’s negligence or intentional wrongful acts. This paragraph does not apply when the Grantee is a Commonwealth Agency, including but not limited to state-affiliated entities or state-related institutions.

9. ADDITIONAL COMPLIANCE REQUIREMENTS

a. The following additional compliance requirements are attached and incorporated into this Grant Agreement and made a part hereof. The Grantee shall comply with, and be bound by, the provisions set forth in these attachments:

i. Attachment A—Pennsylvania Electronic Payment Program

ii. Attachment B—Nondiscrimination/Sexual Harassment Clause, with respect to which the Grantee is the “Contractor.”

iii. Attachment C—Contractor Integrity Provisions, with respect to which the Grantee is the “Contractor.”

iv. Attachment D—The Americans With Disabilities Act provisions, with respect to which the Grantee is the “Contractor.”

v. Attachment E—Right-to-Know Provisions, with respect to which the Grantee is the “Contractor.”

vi. Attachment F—Contractor Responsibility Provisions, with respect to which the Grantee is the “Contractor.”

vii. Attachment G—Project Proposal and Grant Application.

b. The Grantee shall comply with all the terms, conditions and requirements set forth in the competitive grant solicitation (“RFP”) posted on [Date] at [___ PaB. ___], which is incorporated by reference into this Grant Agreement as if fully set forth herein.

c. The Grantee agrees that in the performance of its obligations under this Grant Agreement it will comply with all applicable, federal, state and local laws and regulations. The Grantee expressly warrants that, as it relates to the performance of the Project that is the subject of this Grant Agreement, it shall at all times

comply with the Pennsylvania Liquor Code, 47 P.S. § 1-101 et seq., and the PLCB's Regulations, 40 Pa. Code § 1.1 et seq.

d. Any forbearance by the PLCB in exercising any right or remedy hereunder or as otherwise afforded by applicable law shall not be a waiver of or preclude the exercise of any such right or remedy at any appropriate time.

e. The Grantee shall, in the performance of this Grant Agreement, act in an independent capacity and not as an officer, employee or agent of the PLCB or of the Commonwealth of Pennsylvania.

10. STATE TAX LIABILITY. The Grantee agrees that the Commonwealth of Pennsylvania may set-off the amount of any state tax liability or other debt of the Grantee or its subsidiaries, that is owed to the Commonwealth and not being contested on appeal, against any payments due the Grantee under this Grant Agreement.

11. TERMINATION AND ASSIGNMENT. If through any cause, the Grantee shall fail to fulfill in a timely and proper manner its obligations under this Grant Agreement, or in the event of violation of any of the covenants contained in this Grant Agreement, the PLCB thereupon has the right to terminate this Grant Agreement by giving thirty days written notice to the Grantee specifying the effective date of termination. If this Grant Agreement is so terminated, the Grantee shall be reimbursed for all expenses properly incurred under the terms of this Grant Agreement prior to receipt of notice, so long as Grantee properly submits valid invoices with supporting documentation within sixty days of the notice of termination. Failure by Grantee to timely submit final invoicing shall be considered a forfeiture of any claims to Grant funding. The Grantee shall not assign any interest to this Contract, nor shall any interest be transferred by novation or assignment without prior written consent of PLCB.

12. SEVERABILITY. The terms and provisions of this Grant Agreement are severable. In the event of the unenforceability or invalidity of any one or more of the terms, covenants, conditions or provisions of this Grant Agreement under federal, state or other applicable laws, such unenforceability or invalidity shall not render any other term, covenant, condition or provision hereof unenforceable or invalid.

13. ENTIRE AGREEMENT. This Grant Agreement constitutes the entire agreement between the parties. No amendment or modification hereof shall have any force or effect unless it is in writing and signed by all parties.

14. CONTINGENCY. The PLCB's obligation to make payments shall be subject to the availability and appropriation of funds.

15. APPLICABLE LAW. This Grant Agreement shall be governed by and interpreted and enforced in accordance with the laws of the Commonwealth of Pennsylvania (without regard to any conflict of laws provisions) and the decisions of the Pennsylvania courts. The Grantee consents to the jurisdiction of any court of the Commonwealth of Pennsylvania and any federal courts in Pennsylvania, waiving any claim or defense that such forum is not convenient or proper. The Grantee agrees that any such court shall have in personam jurisdiction over it, and consents to service of process in any manner authorized by Pennsylvania law.

16. HEADINGS. All headings of the sections and subsections of this Agreement are inserted for convenience only and shall not affect any construction or interpretation of this Agreement.

IN WITNESS WHEREOF, the Parties hereto, with the intention of being legally bound hereby and each signatory having the requisite legal authority to bind its respective entity, have caused this Grant Agreement to be duly executed. If the signature below is submitted electronically or digitally, the signatory hereby expressly acknowledges and avers that he or she is the named individual and that he or she intends to sign this Grant Agreement document electronically or digitally.

[GRANTEE]

NAME:

Title:

PENNSYLVANIA LIQUOR CONTROL BOARD

Michael Demko, Executive Director

APPROVED AS TO FORM AND LEGALITY:

Rodrigo J. Diaz, PLCB CHIEF COUNSEL

OFFICE OF THE ATTORNEY GENERAL

DATE

APPROVED:

COMPTROLLER

Attachment A

PENNSYLVANIA ELECTRONIC PAYMENT PROGRAM

a. The Commonwealth may make contract payments through ACH, upon your election. If you so elect, within 10 days of the Grant award, the recipient must submit or must have already submitted its ACH and electronic addenda information, if desired, to the commonwealth's Payable Service Center, Vendor Data Management Unit at 717-214-0140 (FAX) or by mail to the Office of Comptroller Operations, Bureau of Payable Services, Payable Service Center, Vendor Data Management Unit, 555 Walnut Street—9th Floor, Harrisburg, PA 17101. Electronic PEPP enrollment form is available at www.vendorregistration.state.pa.us/cvmu/paper/Forms/ACH-EFTenrollmentform.pdf

b. The recipient must submit a unique invoice number with each invoice submitted. The unique invoice number will be listed on the Commonwealth of Pennsylvania's ACH remittance advice to enable the recipient to properly apply the state agency's payment to the respective invoice or program.

c. It is the responsibility of the recipient to ensure that the ACH information contained in the commonwealth's central vendor master file is accurate and complete. Failure to maintain accurate and complete information may result in delays in payments.

Attachment B

NONDISCRIMINATION/SEXUAL HARASSMENT CLAUSE (Grants)

The Grantee agrees:

1. In the hiring of any employee(s) for the manufacture of supplies, performance of work, or any other activity

required under the Grant Agreement or any subgrant agreement, contract, or subcontract, the Grantee, a subgrantee, a contractor, a subcontractor, or any person acting on behalf of the Grantee shall not discriminate by reason of race, gender, creed, color, sexual orientation, gender identity or expression, or in violation of the Pennsylvania Human Relations Act (PHRA) and applicable federal laws, against any citizen of this Commonwealth who is qualified and available to perform the work to which the employment relates.

2. The Grantee, any subgrantee, contractor or any subcontractor or any person on their behalf shall not in any manner discriminate by reason of race, gender, creed, color, sexual orientation, gender identity or expression, or in violation of the PHRA and applicable federal laws, against or intimidate any of its employees.

3. Neither the Grantee nor any subgrantee nor any contractor nor any subcontractor nor any person on their behalf shall in any manner discriminate by reason of race, gender, creed, color, sexual orientation, gender identity or expression, or in violation of the PHRA and applicable federal laws, in the provision of services under the Grant agreement, subgrant agreement, contract or subcontract.

4. Neither the Grantee nor any subgrantee nor any contractor nor any subcontractor nor any person on their behalf shall in any manner discriminate against employees by reason of participation in or decision to refrain from participating in labor activities protected under the Public Employee Relations Act, Pennsylvania Labor Relations Act or National Labor Relations Act, as applicable and to the extent determined by entities charged with such Acts' enforcement, and shall comply with any provision of law establishing organizations as employees' exclusive representatives.

5. The Grantee, any subgrantee, contractor or any subcontractor shall establish and maintain a written nondiscrimination and sexual harassment policy and shall inform their employees in writing of the policy. The policy must contain a provision that sexual harassment will not be tolerated and employees who practice it will be disciplined. Posting this Nondiscrimination/Sexual Harassment Clause conspicuously in easily accessible and well-lighted places customarily frequented by employees and at or near where the Grant services are performed shall satisfy this requirement for employees with an established work site.

6. The Grantee, any subgrantee, contractor or any subcontractor shall not discriminate by reason of race, gender, creed, color, sexual orientation, gender identity or expression, or in violation of the PHRA and applicable federal laws, against any subgrantee, contractor, subcontractor or supplier who is qualified to perform the work to which the Grant relates.

7. The Grantee and each subgrantee, contractor and subcontractor represents that it is presently in compliance with and will maintain compliance with all applicable federal, state, and local laws and regulations relating to nondiscrimination and sexual harassment. The Grantee and each subgrantee, contractor and subcontractor further represents that it has filed a Standard Form 100 Employer Information Report ("EEO-1") with the U.S. Equal Employment Opportunity Commission ("EEOC") and shall file an annual EEO-1 report with the EEOC as required for employers' subject to Title VII of the Civil Rights Act of 1964, as amended, that have 100 or more employees and employers that have federal government

contracts or first-tier subcontracts and have 50 or more employees. The Grantee, any subgrantee, any contractor or any subcontractor shall, upon request and within the time periods requested by the Commonwealth, furnish all necessary employment documents and records, including EEO-1 reports, and permit access to their books, records, and accounts by the granting agency and the Bureau of Diversity, Inclusion and Small Business Opportunities for the purpose of ascertaining compliance with the provisions of this Nondiscrimination/Sexual Harassment Clause.

8. The Grantee, any subgrantee, contractor or any subcontractor shall include the provisions of this Nondiscrimination/Sexual Harassment Clause in every subgrant agreement, contract or subcontract so that those provisions applicable to subgrantees, contractors or subcontractors will be binding upon each subgrantee, contractor or subcontractor.

9. The Granter's and each subgrantee's, contractor's and subcontractor's obligations pursuant to these provisions are ongoing from and after the effective date of the Grant agreement through the termination date thereof. Accordingly, the Grantee and each subgrantee, contractor and subcontractor shall have an obligation to inform the Commonwealth if, at any time during the term of the Grant agreement, it becomes aware of any actions or occurrences that would result in violation of these provisions.

10. The Commonwealth may cancel or terminate the Grant agreement and all money due or to become due under the Grant agreement may be forfeited for a violation of the terms and conditions of this Nondiscrimination/Sexual Harassment Clause. In addition, the granting agency may proceed with debarment or suspension and may place the Grantee, subgrantee, contractor, or subcontractor in the Contractor Responsibility File.

Attachment C

CONTRACTOR INTEGRITY PROVISIONS

It is essential that those who seek to contract with the Commonwealth of Pennsylvania ("Commonwealth") observe high standards of honesty and integrity. They must conduct themselves in a manner that fosters public confidence in the integrity of the Commonwealth contracting and procurement process.

1. **DEFINITIONS.** For purposes of these Contractor Integrity Provisions, the following terms shall have the meanings found in this Section:

a. **"Affiliate"** means two or more entities where (a) a parent entity owns more than fifty percent of the voting stock of each of the entities; or (b) a common shareholder or group of shareholders owns more than fifty percent of the voting stock of each of the entities; or (c) the entities have a common proprietor or general partner.

b. **"Consent"** means written permission signed by a duly authorized officer or employee of the Commonwealth, provided that where the material facts have been disclosed, in writing, by prequalification, bid, proposal, or contractual terms, the Commonwealth shall be deemed to have consented by virtue of the execution of this contract.

c. **"Contractor"** means the individual or entity, that has entered into this contract with the Commonwealth.

d. **“Contractor Related Parties”** means any affiliates of the Contractor and the Contractor’s executive officers, Pennsylvania officers and directors, or owners of 5 percent or more interest in the Contractor.

e. **“Financial Interest”** means either:

(1) Ownership of more than a five percent interest in any business; or

(2) Holding a position as an officer, director, trustee, partner, employee, or holding any position of management.

f. **“Gratuity”** means tendering, giving, or providing anything of more than nominal monetary value including, but not limited to, cash, travel, entertainment, gifts, meals, lodging, loans, subscriptions, advances, deposits of money, services, employment, or contracts of any kind. The exceptions set forth in the Governor’s Code of Conduct, Executive Order 1980-18, the 4 Pa. Code § 7.153(b), shall apply.

g. **“Non-bid Basis”** means a contract awarded or executed by the Commonwealth with Contractor without seeking bids or proposals from any other potential bidder or offeror.

2. In furtherance of this policy, Contractor agrees to the following:

a. Contractor shall maintain the highest standards of honesty and integrity during the performance of this contract and shall take no action in violation of state or federal laws or regulations or any other applicable laws or regulations, or other requirements applicable to Contractor or that govern contracting or procurement with the Commonwealth.

b. Contractor shall establish and implement a written business integrity policy, which includes, at a minimum, the requirements of these provisions as they relate to the Contractor activity with the Commonwealth and Commonwealth employees and which is made known to all Contractor employees. Posting these Contractor Integrity Provisions conspicuously in easily accessible and well-lit places customarily frequented by employees and at or near where the contract services are performed shall satisfy this requirement.

c. Contractor, its affiliates, agents, employees and anyone in privity with Contractor shall not accept, agree to give, offer, confer, or agree to confer or promise to confer, directly or indirectly, any gratuity or pecuniary benefit to any person, or to influence or attempt to influence any person in violation of any federal or state law, regulation, executive order of the Governor of Pennsylvania, statement of policy, management directive or any other published standard of the Commonwealth in connection with performance of work under this contract, except as provided in this contract.

d. Contractor shall not have a financial interest in any other contractor, subcontractor, or supplier providing services, labor, or material under this contract, unless the financial interest is disclosed to the Commonwealth in writing and the Commonwealth consents to Contractor’s financial interest prior to Commonwealth execution of the contract. Contractor shall disclose the financial interest to the Commonwealth at the time of bid or proposal submission, or if no bids or proposals are solicited, no later than Contractor’s submission of the contract signed by Contractor.

e. Contractor certifies to the best of its knowledge and belief that within the last five (5) years Contractor or Contractor Related Parties have not:

(1) been indicted or convicted of a crime involving moral turpitude or business honesty or integrity in any jurisdiction;

(2) been suspended, debarred or otherwise disqualified from entering into any contract with any governmental agency;

(3) had any business license or professional license suspended or revoked;

(4) had any sanction or finding of fact imposed as a result of a judicial or administrative proceeding related to fraud, extortion, bribery, bid rigging, embezzlement, misrepresentation or anti-trust; and

(5) been, and is not currently, the subject of a criminal investigation by any federal, state or local prosecuting or investigative agency and/or civil anti-trust investigation by any federal, state or local prosecuting or investigative agency.

If Contractor cannot so certify to the above, then it must submit along with its bid, proposal or contract a written explanation of why such certification cannot be made and the Commonwealth will determine whether a contract may be entered into with the Contractor. The Contractor’s obligation pursuant to this certification is ongoing from and after the effective date of the contract through the termination date thereof. Accordingly, the Contractor shall have an obligation to immediately notify the Commonwealth in writing if at any time during the term of the contract if becomes aware of any event which would cause the Contractor’s certification or explanation to change. Contractor acknowledges that the Commonwealth may, in its sole discretion, terminate the contract for cause if it learns that any of the certifications made herein are currently false due to intervening factual circumstances or were false or should have been known to be false when entering into the contract.

f. Contractor shall comply with the requirements of the Lobbying Disclosure Act (65 Pa.C.S. § 13A01 et seq.) regardless of the method of award. If this contract was awarded on a Non-bid Basis, Contractor must also comply with the requirements of the Section 1641 of the Pennsylvania Election Code (25 P.S. § 3260a).

g. When Contractor has reason to believe that any breach of ethical standards as set forth in law, the Governor’s Code of Conduct, or these Contractor Integrity Provisions has occurred or may occur, including but not limited to contact by a Commonwealth officer or employee which, if acted upon, would violate such ethical standards, Contractor shall immediately notify the Commonwealth contracting officer or the Office of the State Inspector General in writing.

h. Contractor, by submission of its bid or proposal and/or execution of this contract and by the submission of any bills, invoices or requests for payment pursuant to the contract, certifies and represents that it has not violated any of these Contractor Integrity Provisions in connection with the submission of the bid or proposal, during any contract negotiations or during the term of

the contract, to include any extensions thereof. Contractor shall immediately notify the Commonwealth in writing of any actions for occurrences that would result in a violation of these Contractor Integrity Provisions. Contractor agrees to reimburse the Commonwealth for the reasonable costs of investigation incurred by the Office of the State Inspector General for investigations of the Contractor's compliance with the terms of this or any other agreement between the Contractor and the Commonwealth that results in the suspension or debarment of the Contractor. Contractor shall not be responsible for investigative costs for investigations that do not result in the Contractor's suspension or debarment.

i. Contractor shall cooperate with the Office of the State Inspector General in its investigation of any alleged Commonwealth agency or employee breach of ethical standards and any alleged Contractor non-compliance with these Contractor Integrity Provisions. Contractor agrees to make identified Contractor employees available for interviews at reasonable times and places. Contractor, upon the inquiry or request of an Inspector General, shall provide, or if appropriate, make promptly available for inspection or copying, any information of any type or form deemed relevant by the Office of the State Inspector General to Contractor's integrity and compliance with these provisions. Such information may include, but shall not be limited to, Contractor's business or financial records, documents or files of any type or form that refer to or concern this contract. Contractor shall incorporate this paragraph in any agreement, contract or subcontract it enters into in the course of the performance of this contract/agreement solely for the purpose of obtaining subcontractor compliance with this provision. The incorporation of this provision in a subcontract shall not create privity of contract between the Commonwealth and any such subcontractor, and no third-party beneficiaries shall be created thereby.

j. For violation of any of these Contractor Integrity Provisions, the Commonwealth may terminate this and any other contract with Contractor, claim liquidated damages in an amount equal to the value of anything received in breach of these Provisions, claim damages for all additional costs and expenses incurred in obtaining another contractor to complete performance under this contract, and debar and suspend Contractor from doing business with the Commonwealth. These rights and remedies are cumulative, and the use or non-use of any one shall not preclude the use of all or any other. These rights and remedies are in addition to those the Commonwealth may have under law, statute, regulation, or otherwise.

Attachment D

AMERICANS WITH DISABILITIES ACT

a. Pursuant to federal regulations promulgated under the authority of The Americans with Disabilities Act, 28 C.F.R. § 35.101 et seq., the contractor understands and agrees that it shall not cause any person with a disability to be excluded from participation in this Contract or from activities provided for under this Contract on the basis of the disability. As a condition of accepting this contract, the Contractor agrees to comply with the "General Prohibitions Against Discrimination," 28 C.F.R. § 35.130, and all other regulations promulgated under Title II of The Americans with Disabilities Act which are applicable to the benefits, services, programs, and activities provided by the Commonwealth of Pennsylvania through contracts with outside contractors.

b. The Contractor shall be responsible for and agrees to indemnify and hold harmless the Commonwealth of Pennsylvania from all losses, damages, expenses, claims, demands, suits, and actions brought by any party against the Commonwealth of Pennsylvania as a result of the Contractor's failure to comply with the provisions of subparagraph (a) above.

Attachment E

RIGHT TO KNOW LAW— GRANT PROVISIONS—8-K-1580

a. Grantee or Subgrantee understands that this Grant Agreement and records related to or arising out of the Grant Agreement are subject to requests made pursuant to the Pennsylvania Right-to-Know Law, 65 P.S. §§ 67.101-3104, ("RTKL"). For the purpose of these provisions, the term "the Commonwealth" shall refer to the granting Commonwealth agency.

b. If the Commonwealth needs the Grantee's or Subgrantee's assistance in any matter arising out of the RTKL related to this Grant Agreement, it shall notify the Grantee or Subgrantee using the legal contact information provided in the Grant Agreement. The Grantee or Subgrantee, at any time, may designate a different contact for such purpose upon reasonable prior written notice to the Commonwealth.

c. Upon written notification from the Commonwealth that it requires Grantee's or Subgrantee's assistance in responding to a request under the RTKL for information related to this Grant Agreement that may be in Grantee's or Subgrantee's possession, constituting, or alleged to constitute, a public record in accordance with the RTKL ("Requested Information"), Grantee or Subgrantee shall:

1. Provide the commonwealth, within ten (10) calendar days after receipt of written notification, access to, and copies of, any document or information in Grantee's or Subgrantee's possession arising out of this Grant Agreement that the Commonwealth reasonably believes is Requested Information and may be a public record under the RTKL; and

2. Provide such other assistance as the Commonwealth may reasonably request, in order to comply with the RTKL with respect to this Grant Agreement.

d. If Grantee or Subgrantee considers the Requested Information to include a request for a Trade Secret or Confidential Proprietary Information, as those terms are defined by the RTKL, or other information that Grantee or Subgrantee considers exempt from production under the RTKL, Grantee or Subgrantee must notify the Commonwealth and provide, within seven (7) calendar days of receiving the written notification, a written statement signed by a representative of Grantee or Subgrantee explaining why the requested material is exempt from public disclosure under the RTKL.

e. The Commonwealth will rely upon the written statement from Grantee or Subgrantee in denying a RTKL request for the Requested Information unless the Commonwealth determines that the Requested Information is clearly not protected from disclosure under the RTKL. Should the commonwealth determine that the Requested Information is clearly not exempt from disclosure, Grantee or Subgrantee shall provide the Requested Information within five (5) business days of receipt of written notice of the Commonwealth's determination.

f. If Grantee or Subgrantee fails to provide the Requested Information within the time period required by these provisions, Grantee or Subgrantee shall indemnify and hold the Commonwealth harmless for any damages, penalties, costs, detriment or harm that the Commonwealth may incur as a result of Grantee's or Subgrantee's failure, including any statutory damages assessed against the Commonwealth.

g. The Commonwealth will reimburse Grantee or Subgrantee for any costs associated with complying with these provisions only to the extent allowed under the fee schedule established by the Office of Open Records or as otherwise provided by the RTKL if the fee schedule is inapplicable.

h. Grantee or Subgrantee may file a legal challenge to any Commonwealth decision to release a record to the public with the Office of Open Records, or in the Pennsylvania Courts, however, Grantee or Subgrantee shall indemnify the Commonwealth for any legal expenses incurred by the Commonwealth as a result of such a challenge and shall hold the Commonwealth harmless for any damages, penalties, costs, detriment or harm that the Commonwealth may incur as a result of Grantee's or Subgrantee's failure, including any statutory damages assessed against the Commonwealth, regardless of the outcome of such legal challenge. As between the parties, Grantee or Subgrantee agrees to waive all rights or remedies that may be available to it as a result of the Commonwealth's disclosure of Requested Information pursuant to the RTKL.

i. The Grantee's or Subgrantee's duties relating to the RTKL are continuing duties that survive the expiration of this Grant Agreement and shall continue as long as the Grantee or Subgrantee has Requested Information in its possession.

Attachment F

Contractor Responsibility Provisions

For the purpose of these provisions, the term contractor is defined as any person, including, but not limited to, a bidder, offeror, loan recipient, Grantee or lessor, who has furnished or performed or seeks to furnish or perform, goods, supplies, services, leased space, construction or other activity, under a contract, grant, lease, purchase order or reimbursement agreement with the Commonwealth of Pennsylvania (Commonwealth). The term contractor includes a permittee, licensee, or any agency, political subdivision, instrumentality, public authority, or other public entity in the Commonwealth.

1. The Contractor certifies, in writing, for itself and its subcontractors required to be disclosed or approved by the

Commonwealth, that as of the date of its execution of this Bid/Contract, that neither the Contractor, nor any such subcontractors, are under suspension or debarment by the Commonwealth or any governmental entity, instrumentality, or authority and, if the Contractor cannot so certify, then it agrees to submit, along with its Bid/Contract, a written explanation of why such certification cannot be made.

2. The Contractor also certifies, in writing, that as of the date of its execution of this Bid/Contract it has no tax liabilities or other Commonwealth obligations, or has filed a timely administrative or judicial appeal if such liabilities or obligations exist, or is subject to a duly approved deferred payment plan if such liabilities exist.

3. The Contractor's obligations pursuant to these provisions are ongoing from and after the effective date of the Contract through the termination date thereof. Accordingly, the Contractor shall have an obligation to inform the Commonwealth if, at any time during the term of the Contract, it becomes delinquent in the payment of taxes, or other Commonwealth obligations, or if it or, to the best knowledge of the Contractor, any of its subcontractors are suspended or debarred by the Commonwealth, the federal government, or any other state or governmental entity. Such notification shall be made within 15 days of the date of suspension or debarment.

4. The failure of the Contractor to notify the Commonwealth of its suspension or debarment by the Commonwealth, any other state, or the federal government shall constitute an event of default of the Contract with the Commonwealth.

5. The Contractor agrees to reimburse the Commonwealth for the reasonable costs of investigation incurred by the Office of State Inspector General for investigations of the Contractor's compliance with the terms of this or any other agreement between the Contractor and the Commonwealth that results in the suspension or debarment of the contractor. Such costs shall include, but shall not be limited to, salaries of investigators, including overtime; travel and lodging expenses; and expert witness and documentary fees. The Contractor shall not be responsible for investigative costs for investigations that do not result in the Contractor's suspension or debarment.

6. The Contractor may search the current list of suspended and debarred Commonwealth contractors by visiting the eMarketplace website at <http://www.emarketplace.state.pa.us> and clicking the Debarment List tab.

[Pa.B. Doc. No. 23-14. Filed for public inspection January 6, 2023, 9:00 a.m.]

DEPARTMENT OF BANKING AND SECURITIES

Actions on Applications

The Department of Banking and Securities (Department), under the authority in the Banking Code of 1965 (7 P.S. §§ 101—2204), the Department of Banking and Securities Code (71 P.S. §§ 733-1—733-1203) and 17 Pa.C.S. (relating to Credit Union Code), has taken the following actions on applications received for the week ending December 27, 2022.

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**Branch Applications****De Novo Branches**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
12-20-2022	Traditions Bank York York County	2160 State Road Lancaster Lancaster County	Filed

Branch Discontinuances

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
12-17-2022	Washington Financial Bank Washington Washington County	1803 Main Street Burgettstown Washington County	Closed

CREDIT UNIONS

No activity.

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

RICHARD VAGUE,
Secretary

[Pa.B. Doc. No. 23-15. Filed for public inspection January 6, 2023, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION**Applications, Actions and Special Notices****APPLICATIONS****THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT****APPLICATIONS FOR NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS AND WATER QUALITY MANAGEMENT (WQM) PERMITS UNDER THE CLEAN STREAMS LAW AND FEDERAL CLEAN WATER ACT**

This notice provides information about persons who have applied to the Department of Environmental Protection (DEP) for a new, renewed, or amended NPDES or WQM permit, or a permit waiver for certain stormwater discharges, or have submitted a Notice of Intent (NOI) for coverage under a General Permit. The applications and NOIs concern, but are not limited to, effluent discharges from sewage treatment facilities and industrial facilities to surface waters or groundwater; stormwater discharges associated with industrial activity (industrial stormwater), construction activity (construction stormwater), and municipal separate storm sewer systems (MS4s); the application of pesticides; the operation of Concentrated Animal Feeding Operations (CAFOs); and the construction of sewage, industrial waste, and manure storage, collection and treatment facilities. 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). More information on the types of NPDES and WQM permits that are available can be found on DEP's website (visit www.dep.pa.gov and select Businesses, Water, Bureau of Clean Water, Wastewater Management, and NPDES and WQM Permitting Programs).

<i>Section</i>	<i>Category</i>
I	Individual and General WQM Permit Applications/NOIs Received, General NPDES Permit NOIs Received, and All Transfer and Minor Amendment Applications/NOIs Received
II	Individual NPDES Permits—New, Renewal, and Major Amendment Applications and Draft Permits for Discharges Relating to Sewage, Industrial Waste, Industrial Stormwater, MS4s, Pesticides and CAFOs
III	Individual NPDES Permit Applications for Discharges of Stormwater Associated with Construction Activity

Section I identifies the following applications and NOIs that have been received by DEP:

- Individual and General WQM Permit Applications Received—DEP provides a 15-day public comment period for Individual WQM Permit Applications for new and reissued permits. There is no public comment period for General WQM Permit NOIs.
- General Chapter 92a NPDES Permit NOIs Received—There is no public comment period for General NPDES NOIs received.

- All Transfer and Minor Amendment Applications/NOIs Received—Transfer and Minor Amendment Applications/NOIs received for Individual and General WQM Permits and Individual and General NPDES Permits, excluding PAG-01 and PAG-02, are identified but do not have public comment periods. DEP provides a 15-day public comment period for Individual WQM Permit Applications for amendments.

Additional information on these applications and NOIs may be reviewed by generating the “Applications and NOIs without Comment Periods Report” or, for Individual WQM Permit Applications, the “Applications Received with Comment Periods Report” on DEP’s website at www.dep.pa.gov/CWPUBLICNOTICE.

Section II identifies individual NPDES permit applications received and draft permits indicating DEP’s tentative determination relating to sewage, industrial waste, industrial stormwater, MS4s, pesticides and CAFOs. A 30-day public comment period applies to these applications and draft permits, except when a site-specific water quality criterion is used to establish effluent limitations, in which case a 45-day public comment period applies. The period for comment may be extended at the discretion of DEP for one additional 15-day period. Additional information, including links to draft permits and fact sheets that explain the basis for DEP’s tentative determinations may be reviewed by generating the “Applications Received with Comment Periods Report” on DEP’s website at www.dep.pa.gov/CWPUBLICNOTICE. Notification of 15-day extensions for comment will be provided in the “Applications Received with Comment Periods Report” (Comments column).

Section III provides notice of applications and draft individual permits for stormwater discharges associated with construction activities. Where indicated, DEP has made tentative determinations, based on preliminary review, to issue permits subject to proposed effluent limitations consisting of best management practices identified in the erosion and sediment control (E&S) plans and post-construction stormwater management (PCSM) plans submitted with the applications, as well as other terms and conditions based on the permit applications. A 30-day public comment period applies to these applications.

Applications, NOIs and draft permits, where applicable, may be reviewed at the DEP office that received the application or NOI. Members of the public are encouraged to use DEP’s website to obtain additional information as previously discussed.

Comments received within the appropriate comment periods for WQM and NPDES permit applications will be retained by DEP and 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 DEP of the exact basis of a comment and the relevant facts upon which it is based.

DEP office contact information to review applications and NOIs and to submit comments for those applications, when applicable, is as follows:

DEP Southeast Regional Office (SERO)—2 E. Main Street, Norristown, PA 19401-4915. File Review Coordinator: 484-250-5910. Email: RA-EPNPDES_SERO@pa.gov for permits in Sections I & II; RA-EPWW-SERO@pa.gov for permits in Section III.

DEP Northeast Regional Office (NERO)—2 Public Square, Wilkes-Barre, PA 18701-1915. File Review Coordinator: 570-826-5472. Email: RA-EPNPDES_NERO@pa.gov for permits in Sections I & II; RA-EPWW-NERO@pa.gov for permits in Section III.

DEP Southcentral Regional Office (SCRO)—909 Elmerton Avenue, Harrisburg, PA 17110. File Review Coordinator: 717-705-4732. Email: RA-EPNPDES_SCRO@pa.gov for permits in Sections I & II; RA-EPWW-SCRO@pa.gov for permits in Section III.

DEP Northcentral Regional Office (NCRO)—208 W. Third Street, Suite 101, Williamsport, PA 17701. File Review Coordinator: 570-327-3693. Email: RA-EPNPDES_NCRO@pa.gov for permits in Sections I & II; RA-EPWW-NCRO@pa.gov for permits in Section III.

DEP Southwest Regional Office (SWRO)—400 Waterfront Drive, Pittsburgh, PA 15222. File Review Coordinator: 412-442-4286. Email: RA-EPNPDES_SWRO@pa.gov for permits in Sections I & II; RA-EPWW-SWRO@pa.gov for permits in Section III.

DEP Northwest Regional Office (NWRO)—230 Chestnut Street, Meadville, PA 16335. File Review Coordinator: 814-332-6078. Email: RA-EPNPDES_NWRO@pa.gov for permits in Sections I & II; RA-EPWW-NWRO@pa.gov for permits in Section III.

DEP Bureau of Clean Water (BCW)—400 Market Street, Harrisburg, PA 17105. File Review Coordinator: 717-787-5017. Email: RA-EPNPDES_Permits@pa.gov.

DEP Regional Permit Coordination Office (RPCO)—400 Market Street, Harrisburg, PA 17105. File Review Coordinator: 717-772-5987. Email: RA-EPREGIONALPERMIT@pa.gov.

DEP will also accept requests or petitions for public hearings on applications. The request or petition must indicate the interest of the party filing and the reasons why a hearing is warranted. A hearing will be held if DEP determines that there is a significant public interest. 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. DEP will postpone its final determination until after a public hearing is held.

Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

I. Individual and General WQM Permit Applications/NOIs Received, General NPDES Permit NOIs Received, and All Transfer and Minor Amendment Applications/NOIs Received.

<i>Application Number</i>	<i>Permit Type</i>	<i>Application Type</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
0922817	Joint DEP/PFBC Pesticides Permit	New	Luciano Inna 4280 Erica Drive Doylestown, PA 18902-1793	Doylestown Borough Bucks County	SERO
PA0026557	Major Sewage Facility with CSOs Individual NPDES Permit	DEP-Initiated Minor Amendment	Sunbury City Municipal Authority Northumberland County 462 S. 4th Street Sunbury, PA 17801-3134	Sunbury City Northumberland County	NCRO
6172412	Minor and Non-NPDES Sewage Treatment Facility Individual WQM Permit	Amendment	Fred C Berlin, LLC 6101 Park Road Berwick, PA 18603-5713	Cranberry Township Venango County	NWRO
NNOEXNC48	No Exposure Certification	Renewal	USPS Williamsport Garage 2901 Reach Road Williamsport, PA 17701-0800	Williamsport City Lycoming County	NCRO
NNOEXNC50	No Exposure Certification	Renewal	Restek Corp 110 Benner Circle Bellefonte, PA 16823-8433	Benner Township Centre County	NCRO
NOEXNW179	No Exposure Certification	Renewal	Osram Sylvania, Inc. 816 Lexington Avenue Warren, PA 16365-2834	Warren City Warren County	NWRO
NOEXSC180	No Exposure Certification	Renewal	Stryten Lampeter, LLC 829 Paramount Avenue Lancaster, PA 17602-1733	West Lampeter Township Lancaster County	SCRO
NOEXSE019	No Exposure Certification	Renewal	Ferro Corp 416 E Church Road King of Prussia, PA 19406-2625	Upper Merion Township Montgomery County	SERO
NOEXSE308	No Exposure Certification	Renewal	USPS 1000 W Valley Road Southeastern, PA 19399-9000	Tredyffrin Township Chester County	SERO
NOEXSW190	No Exposure Certification	Transfer	Shinagawa Specialty Ceramics American 4702 State Route 982 Latrobe, PA 15650-3280	Derry Township Westmoreland County	SWRO
PAG044969	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	Transfer	Jeffrey D & Tara L Stauffer 278 Eckroth Road Bloomsburg, PA 17815-7004	North Centre Township Columbia County	NCRO
PAG045066	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	Transfer	Decker John C 108 Shangri Lane Port Matilda, PA 16870-8200	Worth Township Centre County	NCRO
PAG133663	PAG-13 NPDES General Permit for MS4s	Renewal	Blair County 423 Allegheny Street Hollidaysburg, PA 16648	Hollidaysburg Borough Blair County	SCRO
1499402	Single Residence Sewage Treatment Plant Individual WQM Permit	Transfer	Decker John C 108 Shangri Lane Port Matilda, PA 16870-8200	Worth Township Centre County	NCRO
1986401	Single Residence Sewage Treatment Plant Individual WQM Permit	Transfer	Jeffrey D and Tara L Stauffer 278 Eckroth Road Bloomsburg, PA 17815-7004	North Centre Township Columbia County	NCRO

<i>Application Number</i>	<i>Permit Type</i>	<i>Application Type</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
2522442	Single Residence Sewage Treatment Plant Individual WQM Permit	New	Deborah and Michael Dudenhofer 5743 Obed Heights Drive Edinboro, PA 16412-4005	Union Township Erie County	NWRO
4322410	Single Residence Sewage Treatment Plant Individual WQM Permit	New	Larsen Paula 558 Clay Furnace Road Sharpsville, PA 16150-3402	Clark Borough Mercer County	NWRO
1003415	Small Flow Treatment Facility Individual WQM Permit	Transfer	Michaels Restaurant Motel & Sports Bar, Inc. 970 New Castle Road Butler, PA 16001-8306	Franklin Township Butler County	NWRO
WQG02632202	WQG-02 WQM General Permit	Amendment	Peters Township Sanitary Authority Washington County 3300 Preble Avenue Pittsburgh, PA 15233-1025	Pittsburgh City Allegheny County	SWRO

II. Individual NPDES Permits—New, Renewal, and Major Amendment Applications and Draft Permits for Discharges Relating to Sewage, Industrial Waste, Industrial Stormwater, MS4s, Pesticides and CAFOs.

Northcentral Regional Office.

PA0026310, Sewage, SIC Code 4952, **Clearfield Municipal Authority**, 107 E Market Street, Clearfield, PA 16830-2405. Facility Name: Clearfield Municipal Sewer System. This existing facility is located in Lawrence Township, **Clearfield 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) and Montgomery Creek (CWF), is located in State Water Plan watershed 8-C and 8-B and is classified for Warm Water Fishes and 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 4.5 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>Weekly Average</i>	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Report Daily Min	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	25	40	50
Biochemical Oxygen Demand (BOD ₅) Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids Fecal Coliform	XXX	XXX	XXX	30	45	60
Oct 1—Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
May 1—Sep 30	XXX	XXX	XXX	Geo Mean 200	XXX	1,000
E. Coli (No./100 ml)	XXX	XXX	XXX	Geo Mean Report Daily Max	XXX	XXX
Ultraviolet light intensity (mw/cm ²)	XXX	XXX	XXX	Report	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) Effluent Net	Report Total Mo	XXX	XXX	XXX	XXX	XXX

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Total Nitrogen (Total Load, lbs) (lbs)	Report	XXX	XXX	XXX	XXX	XXX
Ammonia-Nitrogen Oct 1—Apr 30	Report	Report	XXX	Report	Report	XXX
Ammonia-Nitrogen May 1—Sep 30	162	271	XXX	24.0	36.0	48
Ammonia-Nitrogen (Total Load, lbs) (lbs)	Report	XXX	XXX	XXX	XXX	XXX
Total Kjeldahl Nitrogen	Total Mo	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen (Total Load, lbs) (lbs)	Report	XXX	XXX	XXX	XXX	XXX
Total Phosphorus	Total Mo	XXX	XXX	Report	XXX	XXX
Total Phosphorus (Total Load, lbs) (lbs)	Report	XXX	XXX	XXX	XXX	XXX
Total Phosphorus (Total Load, lbs) (lbs)	Report	XXX	XXX	XXX	XXX	XXX
Effluent Net Aluminum, Total	Total Mo	XXX	XXX	Report	XXX	XXX
	XXX	XXX	XXX	Daily Max		
Copper, Total	XXX	XXX	XXX	Report	XXX	XXX
				Daily Max		
Mercury, Total	XXX	XXX	XXX	Report	XXX	XXX
				Daily Max		
Zinc, Total	XXX	XXX	XXX	Report	XXX	XXX
				Daily Max		
Iron, Total	XXX	XXX	XXX	Report	XXX	XXX
				Daily Max		
Manganese, Total	XXX	XXX	XXX	Report	XXX	XXX
				Daily Max		

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)	XXX	Report	XXX	XXX	XXX	XXX
Total Nitrogen (Total Load, lbs) (lbs)	XXX	Total Annual	XXX	XXX	XXX	XXX
Effluent Net		82,191				
Ammonia-Nitrogen (Total Load, lbs) (lbs)	XXX	Total Annual	XXX	XXX	XXX	XXX
Total Phosphorus (Total Load, lbs) (lbs)	XXX	10,959	XXX	XXX	XXX	XXX
Effluent Net		Total Annual				
Total Phosphorus (Total Load, lbs) (lbs)	XXX	Report	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.

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

- WET Testing Requirements
- Stormwater Requirements
- Chesapeake Bay Requirements
- CSO 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.

Northeast Regional Office.

PA0026042, Sewage, SIC Code 4952, **Bethlehem City Northampton County**, 10 East Church Street, Bethlehem, PA 18018. Facility Name: Bethlehem City STP & Sewer System. This existing facility is located in Bethlehem City, **Northampton 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), Saucon Creek (CWF, MF) and Lehigh River (WWF, MF), is located in State Water Plan watershed 2-C and is classified for Migratory Fishes, Cold Water 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 20 MGD.—Interim Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Dissolved Oxygen	XXX	XXX	Report Inst Min	XXX	XXX	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 20 MGD.—Final Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Dissolved Oxygen	XXX	XXX	4.0 Inst Min	XXX	XXX	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 20 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Daily Maximum		Average Monthly	Daily Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.50	XXX	1.20
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	4,170	6,672	XXX	25.0	40.0	50.0
CBOD ₅	85	XXX	XXX	XXX	XXX	XXX
Minimum % Removal (%)	Min Mo Avg					
Total Suspended Solids	5,004	7,506	XXX	30.0	45.0	60.0
Total Suspended Solids	Report	XXX	XXX	XXX	XXX	XXX
Minimum % Removal (%)	Min Mo Avg					
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
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Total Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
Nov 1—Apr 30	2,502	Report	XXX	15.0	30.0	30.0
May 1—Oct 31	834	Report	XXX	5.0	10.0	10.0
Nitrate as N	Report	XXX	XXX	Report	Report	XXX
Nitrite as N	Report	XXX	XXX	Report	Report	XXX
Total Kjeldahl Nitrogen	Report	XXX	XXX	Report	Report	XXX
Total Phosphorus	Report	XXX	XXX	Report	Report	XXX
Cadmium, Total (ug/L)	Report	Report	XXX	Report	Report	XXX
Chromium, Hexavalent (ug/L)	Report	Report	XXX	Report	Report	XXX
Copper, Total (ug/L)	Report	Report	XXX	Report	Report	XXX
Zinc, Total (ug/L)	Report	Report	XXX	Report	Report	XXX
Phenol (ug/L)	Report	Report	XXX	Report	Report	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 20 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Daily Maximum		Average Monthly	Daily Maximum	
PCBs, Total (ug/L)	Report Annl Avg	Report	XXX	Report Annl Avg	Report	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 20 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Color (Pt-Co Units) (Pt-Co Units)	XXX	XXX	XXX	Report Avg Qrtly	Report	XXX
Total Dissolved Solids	Report Avg Qrtly	Report	XXX	1,000.0 Avg Qrtly	2,000.0	2,000.0

The proposed effluent limits for CSO 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>IMAX</i>
	<i>Total Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report Avg Mo	Report	XXX	XXX	XXX	XXX
Duration of Discharge (hours)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	Report Inst Min	XXX	XXX	Report
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	Report	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	Report	XXX
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	Report	XXX	Report
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Ammonia-Nitrogen	XXX	XXX	XXX	Report	Report	XXX

The proposed effluent limits for Outfall 006 (Emergency Outfall when Outfall 001 cannot discharge due to high river levels) are based on a design flow of 20 MGD.—Interim Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Dissolved Oxygen	XXX	XXX	Report Inst Min	XXX	XXX	XXX

The proposed effluent limits for Outfall 006 (Emergency Outfall when Outfall 001 cannot discharge due to high river levels) are based on a design flow of 20 MGD.—Final Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Dissolved Oxygen	XXX	XXX	4.0 Inst Min	XXX	XXX	XXX

The proposed effluent limits for Outfall 006 are based on a design flow of 20 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</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
Duration of Discharge (hours)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.50	XXX	1.20
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	4,170	6,672	XXX	25.0	40.0	50.0
Total Suspended Solids	5,004	7,506	XXX	30.0	45.0	60.0
Total Dissolved Solids	Report	XXX	XXX	1,000.0	2,000.0 Daily Max	2,000.0
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
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Total Nitrogen	Report	XXX	XXX	Report	XXX	XXX

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Ammonia-Nitrogen Nov 1—Apr 30	2502	XXX	XXX	15.0	30.0	30.0
May 1—Oct 31	834	XXX	XXX	5.0	Daily Max 10.0	10.0
Nitrate as N	Report	XXX	XXX	Report	XXX	XXX
Nitrite as N	Report	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus	Report	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Stormwater Outfalls 007, 008, 009, 010, and 011 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>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	XXX	XXX	Report
Oil and Grease	XXX	XXX	XXX	XXX	XXX	30.0
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	XXX	Report
Iron, Total	XXX	XXX	XXX	XXX	XXX	Report

The proposed effluent limits for CSO Outfall 012 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>IMAX</i>
	<i>Total Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report Avg Mo	Report	XXX	XXX	XXX	XXX
Duration of Discharge (hours)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	Report Inst Min	XXX	XXX	Report
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	Report	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	Report	XXX
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	Report	XXX	Report
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Ammonia-Nitrogen	XXX	XXX	XXX	Report	Report	XXX

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</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
Raw Sewage Influent Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	Report	Report	XXX	Report	Report	XXX
Raw Sewage Influent Biochemical Oxygen Demand (BOD ₅)	Report	Report	XXX	Report	Report	XXX
Raw Sewage Influent Total Suspended Solids	Report	Report	XXX	Report	Report	XXX
Raw Sewage Influent						

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

- Stormwater prohibition (separated sewer system areas); Necessary property rights; Residuals Management; Chlorine Minimization; Operations & Maintenance Plan; High Flow Management Plan; Changes to Effluent/stream; Discharge prohibition; Weekly average definition; Schedule of Compliance (Ammonia-N); Schedule of Compliance (Dissolved Oxygen); Schedule of Compliance (Sanitary Sewer Overflows (SSOs) Hydraulic Restriction Elimination); Maximizing Treatment at POTW; Combined Sewer Overflow conditions; POTW Pretreatment Program Implementation; Solids Management; Whole Effluent Toxicity (WET); and Stormwater Conditions.

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 not in effect.

Northeast Regional Office.

PA0026107, Sewage, SIC Code 4952, **Wyoming Valley Sanitary Authority**, P.O. Box 33A, Wilkes-Barre, PA 18703-1333. Facility Name: Wyoming Valley Sanitary Authority Wilkes-Barre. This existing facility is located in Hanover Township, **Luzerne 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), Susquehanna River (WWF, MF), is located in State Water Plan watershed 5-B and is classified for Warm Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 32 MGD.—Interim Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Daily Maximum		Average Monthly	Daily Maximum	
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.50	XXX	1.20
Chromium, Hexavalent (ug/L)	Report	Report	XXX	Report	Report	XXX
Cyanide, Free (ug/L)	Report	Report	XXX	Report	Report	XXX
4,4-DDD (ug/L)	Report	Report	XXX	Report	Report	XXX
4,4-DDT (ug/L)	Report	Report	XXX	Report	Report	XXX
4,4-DDE (ug/L)	Report	Report	XXX	Report	Report	XXX
2,6-Dinitrotoluene (ug/L)	Report	Report	XXX	Report	Report	XXX
alpha-BHC (ug/L)	Report	Report	XXX	Report	Report	XXX
Dieldrin (ug/L)	Report	Report	XXX	Report	Report	XXX
Endrin (ug/L)	Report	Report	XXX	Report	Report	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 32 MGD.—Final Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Daily Maximum		Average Monthly	Daily Maximum	
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.07	XXX	0.24
Chromium, Hexavalent (ug/L)	4.35	6.34	XXX	16.3	23.8	23.8
Cyanide, Free (ug/L)	4.46	6.96	XXX	16.7	26.1	41.8
4,4-DDD (ug/L)	0.0004	0.0006	XXX	0.001	0.002	0.004
4,4-DDT (ug/L)	0.0001	0.0002	XXX	0.0004	0.0007	0.001
4,4-DDE (ug/L)	0.00008	0.00010	XXX	0.0003	0.0005	0.0007
2,6-Dinitrotoluene (ug/L)	0.20	0.31	XXX	0.74	1.15	1.85
alpha-BHC (ug/L)	0.002	0.002	XXX	0.006	0.009	0.015
Dieldrin (ug/L)	0.000004	0.00006	XXX	0.05	0.05	0.00004
Endrin (ug/L)	0.023	0.033	XXX	0.086	0.13	0.13

The proposed effluent limits for Outfall 001 are based on a design flow of 32 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	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min 5.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	10,425	16,680	Inst Min XXX	25.0	40.0	50.0
CBOD ₅ Minimum % Removal (%)	Report Min Mo Avg	XXX	XXX	XXX	XXX	XXX
Total Suspended Solids	12,510	18,765	XXX	30.0	45.0	60.0
Total Suspended Solids Minimum % Removal (%)	Report Min Mo Avg	XXX	XXX	XXX	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
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen (Total Load, lbs) (lbs)	Report	XXX	XXX	XXX	XXX	XXX
Total Nitrogen (Total Load, lbs) (lbs) Effluent Net	Total Mo	XXX	XXX	XXX	XXX	XXX
Ammonia-Nitrogen	Report	Report Daily Max	XXX	25.0	40.0	50.0
Ammonia-Nitrogen (Total Load, lbs) (lbs)	Report	XXX	XXX	XXX	XXX	XXX
Total Kjeldahl Nitrogen	Total Mo	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen (Total Load, lbs) (lbs)	Report	XXX	XXX	XXX	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus (Total Load, lbs) (lbs) Effluent Net	Report	XXX	XXX	XXX	XXX	XXX
Total Phosphorus (Total Load, lbs) (lbs)	Total Mo	XXX	XXX	XXX	XXX	XXX
Copper, Total (ug/L)	Report	Report Daily Max	XXX	Report	Report Daily Max	XXX
Iron, Total (ug/L)	Report	Report Daily Max	XXX	Report	Report Daily Max	XXX
Zinc, Total (ug/L)	Report	Report Daily Max	XXX	Report	Report Daily Max	XXX

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Aluminum, Total (ug/L)	Report	Report	XXX	Report	Report	XXX
Manganese, Total (ug/L)	Semi Avg	Daily Max	XXX	Semi Avg	Daily Max	XXX
	Report	Report	XXX	Report	Report	XXX
	Semi Avg	Daily Max		Semi Avg	Daily Max	

The proposed effluent limits for (stormwater) Outfalls 059 and 060 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>Maximum</i>	
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Biochemical Oxygen Demand (BOD ₅)	XXX	XXX	XXX	XXX	XXX	Report
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	XXX	Report
Total Suspended Solids	XXX	XXX	XXX	XXX	XXX	Report
Oil and Grease	XXX	XXX	XXX	XXX	XXX	30.0
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	XXX	Report
Total Phosphorus	XXX	XXX	XXX	XXX	XXX	Report
Iron, Total	XXX	XXX	XXX	XXX	XXX	Report

The proposed effluent limits for Internal Monitor Point/Outfall 102 (Raw Sewage Influent Monitoring at headworks) are based on a design flow of NA MGD.—Limits.

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

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	584,467 Total Annual	XXX	XXX	XXX	XXX
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) Effluent Net	XXX	77,929 Total Annual	XXX	XXX	XXX	XXX
Total Phosphorus (Total Load, lbs) (lbs)	XXX	Report Total Annual	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.

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

- Chesapeake Bay Conditions; Requirements for Facilities with Built-in Excess Hydraulic Capacity; Maximizing Treatment at the Existing POTW (CSO Bypass); Combined Sewer Overflows; Schedule of Compliance (TRC); POTW Pretreatment Program Implementation; Solids Management; Water Quality-based Effluent Limitations for Toxic Pollutants; Whole Effluent Toxicity (WET); WQBELs Below Quantitation Limits; Requirements Applicable to Stormwater Outfalls; Necessary Property Rights; Stormwater Prohibition (Separated Sewer System sewer sheds); Residuals management; Chlorine Minimization; Responsible Operator notification; High Flow Management Plan, and Changes in Effluent/Stream condition.

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 not in effect.

Northeast Regional Office.

PA0061034, Sewage, SIC Code 4952, **Waverly Township**, Lake Henry Drive, Waverly, PA 18471. Facility Name: Waverly Township WWTP. This existing facility is located in Waverly Township, **Lackawanna 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, Tributary 28835 to Ackerly Creek (CWF, MF), is located in State Water Plan watershed 4-F and is classified for Cold Water and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.5 MGD.

(From Permit Effective Date to 4 Years After Permit Effective Date)

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Ammonia-Nitrogen						
Nov 1—Apr 30	50.0	XXX	XXX	12.0	XXX	24.0
May 1—Oct 31	16.7	XXX	XXX	4.0	XXX	8.0

The proposed effluent limits for Outfall 001 are based on a design flow of 0.5 MGD.

(From Permit Effective Date to 1 Year After Permit Effective Date)

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Total Residual Chlorine (TRC)	XXX	XXX	XXX	1.0	XXX	2.0

The proposed effluent limits for Outfall 001 are based on a design flow of 0.5 MGD.

(From 1 Year After Permit Effective Date to 4 Years After Permit Effective Date)

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6

The proposed effluent limits for Outfall 001 are based on a design flow of 0.5 MGD.
(From 4 Years After Permit Effective Date to Permit Expiration Date)

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Maximum</i>	
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.02	XXX	0.06
Ammonia-Nitrogen						
Nov 1—Apr 30	18.7	XXX	XXX	4.5	XXX	9.0
May 1—Oct 31	6.2	XXX	XXX	1.5	XXX	3.0

The proposed effluent limits for Outfall 001 are based on a design flow of 0.5 MGD.
(From Permit Effective Date to Permit Expiration Date)

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Minimum</i>	<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	6.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	104	167	XXX	25.0	40.0	50.0
Total Suspended Solids	125	188	XXX	30.0	45.0	60.0
Fecal Coliform (No./100 mL)						
May 1—Sep 30	XXX	XXX	XXX	200	XXX	1,000
Oct 1—Apr 30	XXX	XXX	XXX	Geo Mean 2,000	XXX	10,000
Influent Biochemical Oxygen Demand (BOD ₅)	Report	Report	XXX	Report	XXX	XXX
Influent Total Suspended Solids	Report	Report	XXX	Report	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen (lbs)	Report	Report	XXX	XXX	XXX	XXX
	Total	Total Annual				
Total Nitrogen (lbs)	Report	9,132	XXX	XXX	XXX	XXX
Effluent Net	Total	Total Annual				
	Monthly					
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N (lbs)	Report	XXX	XXX	XXX	XXX	XXX
	Total					
	Monthly					
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen (lbs)	Report	XXX	XXX	XXX	XXX	XXX
	Total					
	Monthly					
Ammonia-Nitrogen (lbs)	Report	Report	XXX	XXX	XXX	XXX
	Total	Total Annual				
	Monthly					
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus (lbs)	Report	Report	XXX	XXX	XXX	XXX
	Total	Total Annual				
	Monthly					
Total Phosphorus (lbs)	Report	1,218	XXX	XXX	XXX	XXX
Effluent Net	Total	Total Annual				
	Monthly					
E. Coli (No./100mL)	XXX	XXX	XXX	XXX	XXX	Report

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

- Effluent Limitations Schedule
- Chesapeake Bay Nutrient Requirements
- Solids Management
- Requirements for Total Residual Chlorine (TRC)
- TRC Effluent Limitation at Quantitation Limit
- Requirements for Ammonia-Nitrogen

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 not in effect.

Northeast Regional Office.

PA0063037, Sewage, SIC Code 4952, **Rau Chris L**, 26 Rau Road, Jim Thorpe, PA 18229-3571. Facility Name: Stoney Creek Hotel. This existing facility is located in Penn Forest Township, **Carbon County**.

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

The receiving stream(s), Stony Creek (EV, MF), is located in State Water Plan watershed 2-B and is classified for Exceptional Value Waters and Migratory Fish, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .025 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Nitrate-Nitrite as N (lbs/year)	Report	XXX	XXX	Report	XXX	XXX
Total Nitrogen (lbs/year)	Annl Avg	XXX	XXX	Annl Avg	XXX	XXX
	Report			Report		
Total Kjeldahl Nitrogen (lbs/year)	Annl Avg	XXX	XXX	Annl Avg	XXX	XXX
	Report			Report		
Total Phosphorus (lbs/year)	Annl Avg	XXX	XXX	Annl Avg	XXX	XXX
	Report			Report		

The proposed effluent limits for Outfall 001 are based on a design flow of .025 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</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	Inst Min	XXX	XXX	9.0	
			Daily Max				
Dissolved Oxygen	XXX	XXX	Daily Min	XXX	XXX	XXX	
			5.0				
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6	
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	25.0	XXX	50	
Total Suspended Solids	XXX	XXX	XXX	30.0	XXX	60	
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	2,000	XXX	10,000	
							Oct 1—Apr 30
							May 1—Sep 30
Ammonia-Nitrogen	XXX	XXX	XXX	Geo Mean	XXX	44	
				200			
				22.0			

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

- Storm water management
- Property rights
- Solids management
- Approval of a municipal sewage facilities official plan or an amendment to an official plan under Act 537

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.

Northwest Regional Office

PA0238635, Sewage, SIC Code 8800, **Frank A., Jr. & Melissa A. Blaine**, 304 Eagle Mill Road, Butler, PA 16001-8786. Facility Name: Frank A., Jr. & Melissa A. Blaine SRSTP. This existing facility is located in Connoquenessing Township, **Butler 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, the Little Connoquenessing Creek (CWF), is located in State Water Plan watershed 20-C and is classified for Cold Water Fished, 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.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Annual Average	Maximum	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	Annl Avg	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	Inst Min	Report	XXX	XXX
Biochemical Oxygen Demand (BOD ₅)	XXX	XXX	XXX	Avg Mo	10.0	20.0
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20.0
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	XXX

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6078.

The EPA Waiver is in effect.

Northwest Regional Office

PA0291331, Sewage, SIC Code 8800, **Louis Niggel**, 371 Lamplite Lane, Williston, VT 05495-7711. Facility Name: Louis Niggel SRSTP. This proposed facility is located in Corydon 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(s), Willow Creek, is located in State Water Plan watershed 16-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 are based on a design flow of 0.0004 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Annual Average	Maximum	
Flow (GPD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	Annl Avg	XXX	6.0	XXX	XXX	9.0
Biochemical Oxygen Demand (BOD ₅)	XXX	XXX	Inst Min	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

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6078.

The EPA Waiver is in effect.

Northwest Regional Office

PA0291404, Sewage, SIC Code 8800, **Charles & Penny Keller**, 9801 Fry Road, McKean, PA 16426-1714. Facility Name: Charles & Penny Keller SRSTP. This proposed facility is located in McKean Township, **Erie County**.

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

The receiving stream(s), Unnamed Tributary to Elk Creek, is located in State Water Plan watershed 15-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 0.0004 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Annual Average	Maximum	
Flow (GPD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	Annl Avg	XXX	6.0	XXX	XXX	9.0
Biochemical Oxygen Demand (BOD ₅)	XXX	XXX	Inst Min	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

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6078.

The EPA Waiver is in effect.

Northwest Regional Office

PA0291421, Sewage, SIC Code 8800, **Jacob Leicht**, 10649 West Road, Albion, PA 16401-8717. Facility Name: Jacob Leicht SRSTP. This proposed facility is located in Elk Creek Township, **Erie County**.

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

The receiving stream(s), Unnamed Tributary of Temple Creek, is located in State Water Plan watershed 15-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 .0004 MGD.—Limits.

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

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6078.

The EPA Waiver is in effect.

Northwest Regional Office

PA0292711, Sewage, SIC Code 8800, **Michael Burrows**, 2929 Hershey Road, Erie, PA 16506-5003. Facility Name: Michael Burrows SRSTP. This proposed facility is located in Summit Township, **Erie County**.

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

The receiving stream(s), Unnamed Tributary of Walnut Creek, is located in State Water Plan watershed 15-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 0.0004 MGD.—Limits.

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

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6078.

The EPA Waiver is in effect.

Northwest Regional Office

PA0292729, Sewage, SIC Code 8800, **Deborah & Michael Dudenhofer**, 5743 Obed Heights Drive, Edinboro, PA 16412-4005. Facility Name: Deborah & Michael Dudenhofer SRSTP. This proposed facility is located in Union Township, **Erie County**.

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

The receiving stream(s), Unnamed Tributary to French Creek, is located in State Water Plan watershed 16-A and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0005 MGD.—Limits.

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

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6078.

The EPA Waiver is in effect.

Southcentral Regional Office

PA0084425, Sewage, SIC Code 4952, **Conewago Township Sewer Authority York County**, 600 Locust Point Road, York, PA 17406-6056. Facility Name: Conewago Township STP. This existing facility is located in Conewago Township, **York County**.

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

The receiving stream(s), Unnamed Tributary of Little Conewago Creek (TSF), is located in State Water Plan watershed 7-F and is classified for Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.50 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	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	0.2	XXX	0.66
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)						
May 1—Oct 31	41.0	60.0	XXX	10.0	15.0	20.0
Nov 1—Apr 30	80.0	125.0	XXX	20.0	30.0	40.0
Total Suspended Solids	125.0	185.0	XXX	30.0	45.0	60.0
Biochemical Oxygen Demand (BOD ₅)	Report	Report Daily Max	XXX	Report	XXX	XXX
Raw Sewage Influent						
Total Suspended Solids	Report	Report Daily Max	XXX	Report	XXX	XXX
Raw Sewage Influent						
Fecal Coliform (No./100 ml)						
May 1—Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Oct 1—Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Ammonia-Nitrogen						
May 1—Oct 31	6.0	XXX	XXX	1.5	XXX	3.0
Nov 1—Apr 30	18.0	XXX	XXX	4.5	XXX	9.0
Total Phosphorus	8.0	XXX	XXX	2.0	XXX	4.0

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

Parameter	Mass Units (lbs)		Effluent Limitations			
	Monthly	Annual	Monthly	Monthly Average	Maximum	Instant. Maximum
Ammonia—N	Report	Report	XXX	Report	XXX	XXX
Kjeldahl—N	Report	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX	XXX
Total Nitrogen	Report	Report	XXX	Report	XXX	XXX
Total Phosphorus	Report	Report	XXX	Report	XXX	XXX

	<i>Mass Units (lbs)</i>		<i>Effluent Limitations Concentrations (mg/L)</i>			
	Report		XXX	XXX	XXX	XXX
Net Total Nitrogen	Report	9,132	XXX	XXX	XXX	XXX
Net Total Phosphorus	Report	1,218	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): Offsite Landfill

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.

Southcentral Regional Office

PA0247227, Sewage, SIC Code 4952, **Dublin Township Fulton County**, P.O. Box 719, McConnellsburg, PA 17233. Facility Name: Dublin Township Burnt Cabins STP. This existing facility is located in Dublin 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), South Branch Little Aughwick Creek (HQ-CWF, MF), is located in State Water Plan watershed 12-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 are based on a design flow of 0.018 MGD.—Limits

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Daily Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	1.5	2.2	XXX	10.0	15.0	20.0
Biochemical Oxygen Demand (BOD ₅) Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids	1.5	2.2	XXX	10.0	15.0	20.0
Total Suspended Solids Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	1,000
E. Coli (No./100 ml)	XXX	XXX	XXX	Geo Mean XXX	XXX	Report
Ultraviolet light intensity (µw/cm ²)	XXX	XXX	Report	XXX	XXX	XXX
Ammonia-Nitrogen May 1—Oct 31	0.2	XXX	XXX	1.5	XXX	3.0
Nov 1—Apr 30	0.7	XXX	XXX	4.5	XXX	9.0
Total Phosphorus	0.2	XXX	XXX	1.0	XXX	2.0

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

<i>Parameter</i>	<i>Mass Units (lbs)</i>		<i>Effluent Limitations Concentrations (mg/L)</i>			
	<i>Monthly</i>	<i>Annual</i>	<i>Monthly</i>	<i>Monthly Average</i>	<i>Maximum</i>	<i>Instant. Maximum</i>
Ammonia—N	Report	Report	XXX	Report	XXX	XXX
Kjeldahl—N	Report	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX	XXX
Total Nitrogen	Report	Report	XXX	Report	XXX	XXX
Total Phosphorus	Report	Report	XXX	Report	XXX	XXX

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

- Stormwater prohibition
- Notification of designation of responsible operator
- Hauled-in waste restriction

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

The EPA Waiver is in effect.

Southcentral Regional Office

PA0247821, Sewage, SIC Code 4952, **Planks Field Planned Comm Inc.**, P.O. Box 4208, Gettysburg, PA 17325-4208. Facility Name: Planks Field Planned Comm 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), 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 0.018 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Daily Maximum		Average Monthly	Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.16	XXX	0.5
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	25.0	XXX	50.0
Total Suspended Solids	XXX	XXX	XXX	30.0	XXX	60.0
Fecal Coliform (No./100 ml)						
May 1—Sep 30	XXX	XXX	XXX	200	XXX	1,000
Oct 1—Apr 30	XXX	XXX	XXX	Geo Mean 2,000	XXX	10,000
E. Coli (No./100 ml)	XXX	XXX	XXX	Geo Mean XXX	XXX	Report
Ammonia-Nitrogen						
May 1—Oct 31	XXX	XXX	XXX	3.5	XXX	7.0
Nov 1—Apr 30	XXX	XXX	XXX	11.0	XXX	22.0
Total Phosphorus	XXX	XXX	XXX	2.0	XXX	4.0

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

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Ammonia—N	Report	Report	XXX	Report	XXX	XXX
Kjeldahl—N	Total Qrtly			Avg Qrtly		
	Report	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N	Total Qrtly			Avg Qrtly		
	Report	XXX	XXX	Report	XXX	XXX
Total Nitrogen	Total Qrtly			Avg Qrtly		
	Report	Report	XXX	Report	XXX	XXX
Total Phosphorus	Total Qrtly			Avg Qrtly		
	Report	Report	XXX	Report	XXX	XXX
	Total Qrtly			Avg Qrtly		

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

- Chlorine minimization
- 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.

Southcentral Regional Office.

PA0266621, Sewage, SIC Code 8811, **Ken Stetler & Sherry Stetler**, 4976 Spring Road, Shermans Dale, PA 17090. Facility Name: Stetler Residence. This existing facility is located in Carroll Township, **Perry 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 Sherman Creek (WWF, MF), is located in State Water Plan watershed 7-A and is classified for Warm Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

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

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.

Southcentral Regional Office.

PA0266582, Concentrated Animal Feeding Operation (CAFO), **David Kauffman** (David Kauffman Farm CAFO), 12050 Greenwood Road, Huntingdon, PA 16652-6020.

David Kauffman has submitted an application for an Individual NPDES permit for a renewal of an CAFO known as David Kauffman Farm CAFO, located in Jackson Township, **Huntingdon County**.

The CAFO is situated near Unnamed Tributary to Standing Stone Creek (HQ-CWF, MF) and Herod Run (HQ-CWF, MF) in Watershed 11-B, which is classified for High Quality—Cold Water and Migratory Fish. The CAFO is designed to maintain an animal population of approximately 778.30 animal equivalent units (AEUs) consisting of 4,800 Swine Grow Finish, 14 Beef Finishers, 10 Beef Cows, and 8 Beef Calf. Liquid swine manure is stored in a concrete underbarn manure storage. 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.

Southeast Regional Office

PAS120001, Storm Water, SIC Code 2048, **Darling Ingredients, Inc.**, 4221 Alexandria Pike, Cold Spring, KY 41076-1821. Facility Name: Bakery Feeds Honey Brook Plant. This existing facility is located in Honey Brook Township, **Chester County**.

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

The receiving stream(s), West Branch Brandywine Creek (HQ-TSF, MF), is located in State Water Plan watershed 3-H and is classified for Migratory Fishes and 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 stormwater:

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Daily Maximum	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Biochemical Oxygen Demand (BOD ₅)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for IMP 101 are based on a stormwater:

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Biochemical Oxygen Demand (BOD ₅)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for IMP 201 are based on a stormwater:

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Biochemical Oxygen Demand (BOD ₅)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX

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

- I. Stormwater outfalls and authorized non-stormwater discharges
- II. Best Management Practices
- III. Routine Inspections
- IV. PPC plan
- V. Stormwater Monitoring Requirements
- VI. Other Requirements
 - A. Property Rights
 - B. Sludge Disposal
 - C. TMDL/WLA Analysis

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.

Southwest Regional Office.

PA0032085, Sewage, SIC Code 8412, **PA DCNR Prince Gallitzin State Park**, 966 Marina Road, Patton, PA 16668-6317. Facility Name: Prince Gallitzin State Park. This existing facility is located in White Township, **Cambria 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 Run (CWF, MF), is located in State Water Plan watershed 8-C 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 0.12 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>Minimum Monthly Average</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report

Parameters	Mass Units (lbs/day)		Minimum Monthly Average	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Total Nitrogen	XXX	XXX	XXX	Report Daily Max	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report Daily Max	XXX	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 0.12 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum Monthly Average	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.)						
Oct 1—Apr 30	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
May 1—Sep 30	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Dissolved Oxygen						
Oct 1—Apr 30	XXX	XXX	4.0 Daily Min	XXX	XXX	XXX
May 1—Sep 30	XXX	XXX	4.0 Daily Min	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	25.0	38.0	XXX	25.0	38.0	50
Biochemical Oxygen Demand (BOD ₅) Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids	30.0	45.0	XXX	30.0	45.0	60
Fecal Coliform (No./100 ml)						
Oct 1—Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1—Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ultraviolet light intensity (µw/cm ²)						
Oct 1—Apr 30	XXX	XXX	Report	XXX	XXX	XXX
May 1—Sep 30	XXX	XXX	Report	XXX	XXX	XXX
Ammonia-Nitrogen						
Oct 1—Apr 30	25.0	XXX	XXX	25.0	XXX	50
May 1—Sep 30	10.0	XXX	XXX	10.0	XXX	20

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

- None.

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.

Southwest Regional Office

PAI136150, MS4, **Plum Borough Allegheny County**, 4575 New Texas Road, Pittsburgh, PA 15239.

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 Plum Borough, **Allegheny County**. The receiving stream(s), Little Plum Creek (WWF), Piersons Run (TSF), Unnamed Tributary of Haymakers Run (HQ-CWF), Unnamed Tributary to Thompson Run (WWF), and Plum Creek (WWF), is located in State Water Plan watershed 19-A and 18-A and is classified for Trout Stocking, Warm Water Fishes, and High Quality Waters—Cold Water Fishes, aquatic life, water supply and recreation. The applicant is classified as a small MS4.

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 for small MS4s and is not in effect for large MS4s.

Southwest Regional Office.

PA0253839, Storm Water, SIC Codes 4953 & 2499, **Diamond Mulch, Inc.**, P.O. Box 1080, Mars, PA 16046-1080. Facility Name: Diamond Mulch Wood Waste Processing Facility. This existing facility is located in Indiana Township, **Allegheny County**.

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

The receiving stream, Deer Creek (CWF), is located in State Water Plan watershed 18-A and is classified for Cold Water Fishes, aquatic life, water supply, and recreation. The discharges are not expected to affect public water supplies.

The proposed effluent limits for Outfalls 001—006 are for variable storm water discharges.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	XXX	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	XXX	XXX	XXX	Report
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	XXX	Report
Total Suspended Solids	XXX	XXX	XXX	XXX	XXX	Report
Oil and Grease	XXX	XXX	XXX	XXX	XXX	Report
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Total Nitrogen	XXX	XXX	XXX	XXX	XXX	Report
Ammonia-Nitrogen	XXX	XXX	XXX	XXX	XXX	Report
Total Phosphorus	XXX	XXX	XXX	XXX	XXX	Report
Aluminum, Total	XXX	XXX	XXX	XXX	XXX	Report
Iron, Total	XXX	XXX	XXX	XXX	XXX	Report
Manganese, Total	XXX	XXX	XXX	XXX	XXX	Report

The proposed effluent limits for Internal Monitoring Point 104 are for variable storm water discharges.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	XXX	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	XXX	XXX	XXX	Report
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	XXX	Report
Total Suspended Solids	XXX	XXX	XXX	XXX	XXX	Report
Oil and Grease	XXX	XXX	XXX	XXX	XXX	Report
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Total Nitrogen	XXX	XXX	XXX	XXX	XXX	Report
Ammonia-Nitrogen	XXX	XXX	XXX	XXX	XXX	Report
Total Phosphorus	XXX	XXX	XXX	XXX	XXX	Report
Aluminum, Total	XXX	XXX	XXX	XXX	XXX	Report
Iron, Total	XXX	XXX	XXX	XXX	XXX	Report
Manganese, Total	XXX	XXX	XXX	XXX	XXX	Report

In addition, the permit contains the following major special conditions: requirements for storm water outfalls.

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.

III. Individual NPDES Permit Applications for Discharges of Stormwater Associated with Construction Activity.

<i>Application Number</i>	<i>Application Type</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAD450168	New	180-115 C-1 Site, LLC 186 Murphy Run Road Stroudsburg, PA 18380	Tunkhannock Township Monroe County	NERO
PAD280015	New	Stanley Avenue Owner LLC Stanley Avenue Chambersburg, PA 17202-2916	Guilford Township Franklin County	SCRO
PAD150278	New	Keystone Courts 2140 Horseshoe Pike Honey Brook, PA 19344	Honey Brook Township Chester County	SERO
PAD110009A-2	Major Amendment	CPV Maple Hill Solar, LLC 50 Braintree Hill Office Park Suite 300 Braintree, MA 02184	Portage Township Cambria County	SWRO
PAC630269	New	Perryman Company 213 Vandale Drive Houston, PA 15342	Chartiers Township Washington County	SWRO

<i>Application Number</i>	<i>Application Type</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC560048	New	CKT Moore Properties, LLC— Davidson Fuel 763 Main Street P.O. Box 418 Davidsville, PA 15928	Conemaugh Township Somerset County	SWRO
PAD060079	New	Squire Hill LLC 433 East High Street Womelsdorf, PA 19567-1505	Womelsdorf Borough Berks County	SCRO
PAC630266	New	Sheetz, Inc. 435 Monmouth Drive Cranberry, PA 16066	Chartiers Township Washington County	SWRO
PAD640037	New	Jeremy Jozsef Camp Morasha 274 High Lake Road Lakewood, PA 18439	Buckingham Township Wayne County	NERO
PAC020896	New	Apex Newbury, LLC 44 Abele Road Suite 304 Bridgeville, PA 15017	South Fayette Township Allegheny County	SWRO
PAD260022	New	Equity PPCP I, LLC 4653 Trueman Boulevard Suite 100 Columbus, OH 43026	South Union Township Fayette County	SWRO
PAD060030 A-1	Major Amendment	Ruth & Dave Mast 784 Memorial Highway Oley, PA 19547-8781	Oley Township Berks County	SCRO
PAD670018	Renewal	Timothy Pasch Fox Ridge Drive Dover, PA 17315	Dover Township York County	SCRO

PUBLIC WATER SUPPLY PERMITS

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

Individuals 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 Environmental Protection (DEP) 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, DEP 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.

Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

SAFE DRINKING WATER

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

Northeast Region: Safe Drinking Water Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.

Contact: Terri Yench, Clerical Assistant 2, 570-830-3048.

Application No. 4022515, Construction, Public Water Supply

Applicant	OM USA, LLC d/b/a Nelly Travel Plaza
Address	3765 Nuangola Road Nuangola, PA 18707
Municipality	Rice Township
County	Luzerne County
Responsible Official	Vishal Parikh OM USA, LLC d/b/a Nelly Travel Plaza 3765 Nuangola Road Nuangola, PA 18707
Consulting Engineer	John R. Ackerman, P.E., P.G. Twin Oaks Consulting, LLC 820 Evans Street Hazle Township, PA 18201
Application Received	December 9, 2022

Description Applicant is requesting after-the-fact approval of previously installed manganese removal and UV disinfection systems.
Southcentral Region: Safe Drinking Water Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.
Contact: Darin Horst, Environmental Engineer, 717-705-4708.
Application No. 3622541, Construction, Public Water Supply

Applicant **Linville Hill Christian School**
 Address 295 South Kinzer Road
 Paradise, PA 17562

Municipality Paradise Township
 County **Lancaster County**
 Responsible Official John Stoltzfus, Jr.
 295 South Kinzer Road
 Paradise, PA 17562

Consulting Engineer James R. Holley & Associates, Inc.
 18 South George Street
 Suite 300
 York, PA 17401

Application Received December 9, 2022
 Description Addition of soda ash and installation of contact piping.
Application No. 2822519, Construction, Public Water Supply

Applicant **Herbrucks of Pennsylvania, LLC**
 Address 8069 Corner Road
 Mercersburg, PA 17236

Municipality Montgomery Township
 County **Franklin County**
 Responsible Official Russell Phenicie
 8069 Corner Road
 Mercersburg, PA 17236

Consulting Engineer RHS Engineering, Inc.
 2909 Conococheague Lane
 Greencastle, PA 17225

Application Received November 13, 2022
 Description Installation of a post-filtration sodium hypochlorite feed point.
Application No. 0522505, Construction, Public Water Supply

Applicant **Breezewood Gulf Service, Inc.**
 Address 4588 Business Rt. 220
 Bedford, PA 15522

Municipality East Providence Township
 County **Bedford County**
 Responsible Official John Logue
 4588 Business Rt. 220
 Bedford, PA 15522

Consulting Engineer JHA Companies
 466 S Main Street
 Montrose, PA 18801

Application Received November 9, 2022
 Description Demonstration of 4-log treatment of viruses.
Southwest Region: Safe Drinking Water Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.
Contact: Renee Diehl, Program Manager, ra-epswsdw@pa.gov.
Application No. 0222535, Construction, Public Water Supply

Applicant **Pittsburgh Water and Sewer Authority**
 Address Penn Liberty Plaza 1
 1200 Penn Avenue
 Pittsburgh, PA 15222

Municipality City of Pittsburgh
 County **Allegheny County**
 Responsible Official William J. Pickering
 Chief Executive Officer
 Penn Liberty Plaza 1
 1200 Penn Avenue
 Pittsburgh, PA 15222

Consulting Engineer Whitman, Requardt and Associates, LLP
 801 South Caroline Street
 Baltimore, MD 21231

Application Received October 14, 2022
 Description Construction of a permanent sodium permanganate system.
Application No. 0221532MA, Construction, Public Water Supply

Applicant **Pittsburgh Water and Sewer Authority**
 Address Penn Liberty Plaza 1
 1200 Penn Avenue
 Pittsburgh, PA 15222

Municipality City of Pittsburgh
 County **Allegheny County**
 Responsible Official William J. Pickering
 Chief Executive Officer
 Penn Liberty Plaza 1
 1200 Penn Avenue
 Pittsburgh, PA 15222

Consulting Engineer Whitman, Requardt and Associates, LLP
 801 South Caroline Street
 Baltimore, MD 21231

Application Received August 11, 2021
 Description Liquid lime slurry system improvements, removal of the abandoned dry lime system and freight elevator, installation of natural gas instantaneous water heaters for the emergency showers in the Chemical Building and Sodium Hypochlorite Building and update the Chemical Building process control system.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 1

Acknowledgment of Notice(s) of Intent to Remediate Submitted Under the Land Recycling and Environmental Remediation Standards Act (35 P.S. §§ 6026.101—6026.908).

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (Act) require the Department of Environmental Protection (DEP) to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of any Notices of Intent (NOI) to Remediate. An acknowledgment of the receipt of a NOI to Remediate is used to identify a site where an individual proposes to, or has been required to, respond to a release of a regulated substance at a site. Individuals intending to use the background standard, Statewide health standard, the site-specific standard, or who intend to remediate a site as a special industrial area, must file a NOI to Remediate with DEP. A NOI to Remediate filed with DEP 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. An individual who demonstrates attainment of one, or a combination of the cleanup standards, or who 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 any contamination identified in reports submitted to and approved by DEP. Furthermore, an individual shall not be subject to citizen suits or other contribution actions brought by responsible individuals 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 NOI to Remediate is published in a newspaper of general circulation in the area of the site. For the site(s) identified as follows, 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 individual identified follows, 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 plans or reports, please contact the Regional Office Program Manager previously listed in the notice.

Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

The DEP has received the following Notice(s) of Intent to Remediate.

Northcentral Region: Environmental Cleanup & Brownfields Program, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636.

Contact: Randy Farmerie, P.G., Environmental Program Manager, 570-327-3716.

Pride of Texas Logistics, LC Diesel Fuel Cleanup, Primary Facility ID # **858088**, U.S. Route 15 near Steam Valley Exit, Trout Run, PA 17771, Cogan House Township, **Lycoming County**. EnviroServe, Inc., 254 Reitz Avenue, Winfield, PA 17889, on behalf of Pride of Texas Logistics, LC, 20 South Third Street, Suite 210, Columbus, OH 43215, submitted a Notice of Intent to Remediate. The NIR concerns remediation of site soil contaminated with diesel fuel. The applicant proposes to remediate the site to meet the Non-Residential Statewide health standard. The Notice of Intent to Remediate was published in *The Daily Item* on November 4, 2022. Application received: December 13, 2022.

Southeast Region: Environmental Cleanup & Brownfields Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.

Contact: Charline Bass, Administrative Assistant, 484-250-5787.

Former Philadelphia Media Network Facility, Primary Facility ID # **855611**, 800 River Road, Conshohocken, PA 19428, Upper Merion Township, **Montgomery County**. Thomas Bugey, PG, Roux Associates, Inc., 300 Atrium Drive, Suite 403, Somerset, NJ 08873, on behalf of Michael Bennett, 800 River Owner LLC, 2 Park Avenue, 14th Floor, New York, NY 10016, submitted a Notice of Intent to Remediate. The site is impacted by VOCs, naphthalene, and metals in soil and groundwater. The proposed future use of the property is for non-residential purposes. The proposed cleanup standard for the site is the Statewide health standard/site-specific standard. The Notice of Intent to Remediate was published in *Times Herald* on November 16, 2022. Application received: November 16, 2022.

Krajewski Residence, Primary Facility ID # **824344**, 10 Crystal Road, Levittown Road, PA 19057, Middletown Township, **Bucks County**. Richard Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073, on behalf of Chris Krajewski, 10 Crystal Road, Levittown, PA 19056, submitted a Notice of Intent to Remediate. A release of petroleum impacted the shallow soil and groundwater. The current use and proposed future use of the source property is residential. The proposed cleanup standard for the site is the Statewide health standard. The Notice of Intent to Remediate was published in *Bucks County Courier Times* on October 30, 2022. Application received: November 21, 2022.

Berwyn Shopping Center, Primary Facility ID # **777168**, 500 Lancaster Avenue (Route 30), Berwyn, PA 19312, Easttown Township, **Chester County**. Aaron Epstein, Partner Engineering and Science, Inc., 100 Deerfield Lane, Suite 200, Malvern, PA 19355, on behalf of Theresa Susco, Berwyn Center, LP, 725 Conshohocken State Road, Bala Cynwyd, PA 19004, submitted a Notice of Intent to Remediate. Soil and groundwater have been contaminated with VOCs and PAHs. The proposed future use of the property will remain the same. The proposed cleanup standard for the site is the Statewide health standard/site-specific standard. The Notice of Intent to Remediate was published in *Main Line Media News* on November 15, 2022. Application received: December 6, 2022.

Charo Auto Sales LLC, Primary Facility ID # **861858**, 628-658 East Erie Avenue, Philadelphia, PA 19134, City of Philadelphia, **Philadelphia County**. Kerk Halberg, August Mack Environmental, 806 Fayette Street, Philadelphia, PA 19428, on behalf of Kyle Chen, J&M Window Door, Inc., 4302 East Roosevelt Boulevard, Philadelphia, PA 19124, submitted a Notice of Intent to Remediate. VOCs, PAHs and RCRA 8 metals were found in groundwater and soil. Future uses of the property will be commercial. The proposed cleanup standard for the site is the Statewide health standard. The Notice of Intent to Remediate was published in *Daily News Legals* on October 21, 2022. Application received: October 19, 2022.

210 South Washington Street, Primary Facility ID # **862550**, 210 South Washington Street, Pottstown, PA 19464, Pottstown Borough, **Montgomery County**. Susan A. Green, EnviroSure, Inc., 1 North Bacton Hill Road, Suite 208, Malvern, PA 19355, on behalf of Jay Lankford, Lankford Acquisition III, 449 Old Reading Pike, Pottstown, PA 19464, submitted a Notice of Intent to Remediate. Site groundwater has been found to be contaminated with VOCs and PAHs. The proposed future use of the property will be non-residential for various warehousing and light manufacturing operations. The proposed cleanup standard for the site is the site-specific standard. The Notice of Intent to Remediate was published in *Pottstown Mercury* on November 11, 2022. Application received: November 10, 2022.

319 West Gay Street, Primary Facility ID # **780952**, 319 West Gay Street, West Chester, PA 19382, West Chester Borough, **Chester County**. Christopher Zeliznak, PG, EnviroSure, 319 South High Street, 1st Floor, West Chester, PA 19382, on behalf of Chad Weldon, CRW Realty, LP, 319 West Chester Gay Street, West Chester, PA 19382, PA 19382, submitted a Notice of Intent to Remediate. Site soil has been found to be contaminated with leaded and unleaded gasoline compounds. The proposed future use of the property will be a combination of commercial and residential use. The Notice of Intent to Remediate was published in *Daily Local News* on October 25, 2022. Application received: November 2, 2022.

69 2nd Avenue, Primary Facility ID # **774839**, 69 2nd Avenue, Phoenixville, PA 19460, Phoenixville Borough, **Chester County**. Daniel W. Eshete, GeoStructures, Inc., 1000 West 9th Avenue, King of Prussia, PA 19406, on behalf of Paul Basso, Milro Group, 49 Hanse Avenue, Freeport, NY 11520, submitted a Notice of Intent to Remediate. The site has been contaminated with No. 2 home heating oil which has contaminated soil on the property. The proposed future use of the property will be residential. The proposed cleanup standard for the site is the Statewide health standard. The Notice of Intent to Remediate was published in *Daily Local News* on November 3, 2022. Application received: December 6, 2022.

Southwest Region: Environmental Cleanup & Brownfields Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: Kam Miseikyte, Clerical Assistant 2, 412-442-4091.

Historic Service Station, Primary Facility ID # **863091**, 3800 Oneil Boulevard, McKeesport, PA 15132, City of McKeesport, **Allegheny County**. RT Environmental Services, Inc., 2001 Waterdam Plaza Drive, Suite 205, Canonsburg, PA 15317, on behalf of 1 Eden Park Boulevard Park Associates LLC, 117 Broadstone Drive,

Mars, PA 16046, submitted a Notice of Intent to Remediate. Site characterization activities identified the presence of benzene in groundwater at concentrations exceeding PADEP non-residential Medium-Specific Concentrations on the northwest portion of the site. Groundwater impacts on the northwest portion of the site are believed to be the result of a prior release associated with the historic gasoline service station that occupied the northwest portion of the site from circa 1950 to approximately 1980. Soil analytical results indicate that all of the dissolved contamination has migrated to groundwater, and there is no ongoing source of contamination that would further contribute to groundwater contamination. The site is occupied by an approximately 26,200 square foot commercial building that contains six (6) separate retail tenant spaces. The intended future use of the site will remain commercial. The Notice of Intent to Remediate was published in *The Tribune-Review* on December 9, 2022. Application received: December 19, 2022.

AIR QUALITY PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

The Department of Environmental Protection (DEP) 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 DEP, 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 DEP received applications for Plan Approvals or Operating Permits from the following facilities. Copies of the application, DEP'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 DEP Regional Office. Appointments for scheduling a review must be made by calling the appropriate DEP Regional Office. The address and telephone number of the Regional Office is listed before the application notices.

Individuals 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 DEP'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.

Any individual wishing to request a hearing may do so during the 30-day comment period. A public hearing may be held, if DEP, 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 DEP determines this type of notification is sufficient. Requests for a public hearing and any relevant information should be directed to the appropriate DEP 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.

Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

PLAN APPROVALS

Notice of Intent to Issue Plan Approval(s) and Notice of Intent to Issue or Amend Operating Permit(s) 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.

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.

Contact: Raymond Kempa, New Source Review Chief, 570-826-2531.

48-00027D: Bethlehem Landfill Company, 2335 Applebutter Road, Bethlehem, PA 18015, Lower Saucon Township, **Northampton County**. Application received: August 10, 2022. In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), the Department of Environmental Protection (DEP) intends to issue a Plan Approval application for an increase in the landfill volumetric design capacity of approximately 2,304,900 yd³ (CY) of additional net volumetric MSW disposal capacity. The proposed expansion is comprised of both a horizontal/lateral expansion and a vertical expansion on existing disposal areas. The expansion area will utilize the existing landfill gas collection system, which is one (1) landfill gas flare currently installed at their facility. This change does not represent an increase in allowable tonnage per day and no other current emission limits in the facility Title V permit will change as a result of this modification. Emissions will be minimized through the use of daily, intermediate, and final cover systems. The existing LFG collection and control system will be progressively expanded into the new waste disposal area per PADEP BAT requirements and applicable permit requirements to capture LFG. Operation of the GCCS will be in accordance with the Title V permit, NSPS Subpart XXX and NESHAP Subpart AAAA. The Plan Approval will contain additional recordkeeping, testing, and operating restrictions designed to keep the facility operating within all applicable air quality requirements. The facility currently has a Title V Operating Permit No. 48-00027. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Title V Operating Permit through an administrative amendment at a later date.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are

available for public review during normal business hours at Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the address shown in the preceding paragraph. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit No. 48-00027D 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 Ray Kempa, Chief, New Source Review Section, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, Phone number: 570-826-2511 within 30 days after publication date.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: Sheri Guerrieri, P.E., New Source Review Chief, 412-442-4174.

PA-26-00603: Means Meadows, LLC, 326 Newell Road, Fayette City, PA 15438, Jefferson Township, **Fayette County**. Application received: June 22, 2022. Notice is hereby given in accordance with 25 Pa. Code §§ 127.44—127.46 that the Department of Environmental Protection (Department) intends to issue Air Quality Plan Approval 26-00603 to allow the construction and operation of one (1) Matthews Environmental Solutions IEB-16 natural gas-fired animal crematory incinerator rated at a cremation rate of 100 lbs/hr and maximum charge capacity of 750 lbs. The facility is located at 326 Newell Road, Fayette City, PA 15438 in Jefferson Township, Fayette County. The proposed project and facility-wide potential to emit will not equal or exceed 1.0 ton of nitrogen oxides (NO_x), 1.0 ton of carbon monoxide (CO), 1.0 ton of particulate matter (PM), 1.0 ton per year of particulate matter less than 10 microns in diameter (PM₁₀), 1.0 ton per year of particulate matter less than 2.5 microns in diameter (PM_{2.5}), 0.5 ton per year of sulfur dioxide (SO₂), 0.5 ton per year of volatile organic compounds, 0.2 ton per year of hazardous air pollutants (HAPs), and 0.01 ton per year of lead. The authorization is subject to State Emission Standards. This Plan Approval has been conditioned to ensure compliance with all applicable rules. This includes emissions restrictions, operational restrictions, testing, monitoring, recordkeeping, reporting, and work practice requirements. Once compliance with the Plan Approval is demonstrated, the applicant will be required to apply for a State Only Operating Permit in accordance with 25 Pa. Code Subchapter F. The Plan Approval Application, the Department's Air Quality Review Memorandum, the proposed Air Quality Plan Approval, and other relevant information for this project are available for review by any interested party at the Department's Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. To request a review of the Plan Approval Application, to receive an electronic copy of the Department's Air Quality

Review Memorandum, or to receive an electronic copy of the Department's proposed Air Quality Plan Approval for this project, a person may contact the Department at 412-442-4000. A person may oppose the proposed plan approval by filing a written protest with the Department through Trent Greener, Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222; tgreener@pa.gov; or fax 412.442.4096. Each protest or set of written comments must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Plan Approval (PA-26-00603), and a concise statement of the objections to the plan approval issuance and the relevant facts upon which the objections are based. All comments must be received prior to the close of business 30 days after the date of this publication. A public hearing may be held, if the Department, in its discretion, decides that such a hearing is warranted based on the information received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Trent A. Greener, Environmental Engineering Specialist, Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222 or by email to tgreener@pa.gov. All comments must be received prior to the close of business 30 days after the date of this publication.

OPERATING PERMITS

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

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6945.

Contact: Matthew Williams, Facilities Permitting Chief, 814-332-6328.

20-00035, Molded Fiber Glass Tray, 6175 US Highway 6, Linesville, PA 16424, Pine Township, **Crawford County**. Application received: April 22, 2022. In accordance with Pa. Code 25 §§ 127.441, 127.425, and 127.521, the Department is providing notice that they intend to issue a renewed Title V Operating Permit for the Reinforced Plastic Manufacturing Facility. The facility's major emission sources include: Two (2) 4.2 MMBtu/hr Boilers, Air Make-Up & Space Heaters (16.1 MMBtu/hr), Process Heaters (0.55 mmBtu/hr), Closed Molding Operations, a Degreasing Operation, an Emergency Generator (80 kW), Finishing Operations, a Wet Resin Mix Room, two (2) Preform Ovens/Machines, a Curing Oven, a Surface Coating Operation, and eight (8) Resin Storage Tanks. The facility is electing to limit its styrene throughput for the Closed Molding Operations, its solvent usage for the Degreasing Operation, its preform throughput for the Preform Ovens/Machines, and its surface coating usage for the Surface Coating Operation in order to maintain its VOC emissions below major thresholds (50 tons per year), thus avoiding RACT requirements. The potential emissions of the major pollutants from the facility with these limitations are as follows: PM₁₀: 3.89 TPY, PM_{2.5}: 0.29 TPY, NO_x: 11.92 TPY, SO_x: 0.07 TPY, CO: 5.31 TPY, VOC: 48.97 TPY, Styrene: 43.60 TPY, and CO₂: 13,470 TPY; thus, the facility is subject to Title V requirements for potential emissions of a single Hazardous Air Pollutant in excess of ten (10) tons (Styrene). The

Boilers and Process Heater are subject to 40 CFR 63 Subpart DDDDD NESHAP for Major Sources: Industrial, Commercial, and Institutional Boilers and Process Heaters. The Emergency Generator is subject to 40 CFR 63 Subpart ZZZZ NESHAP for Stationary Reciprocating Internal Combustion Engines. The facility is subject to 40 CFR 63 Subpart WWWW NESHAP for Reinforced Plastic Composites Production. 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.

Southcentral Region: Air Quality Program, 909 Elmer-ton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

Contact: Thomas Bianca, PE, West Permit Section Chief, 717-705-4862.

67-05027, York Wallcoverings, 750 Linden Avenue, York, PA 17404, City of York, **York County**. Application received: February 3, 2022. For a Title V Operating Permit renewal for the wallpaper manufacturing facility. The primary emissions from the facility are VOC. The facility's actual 2021 emissions were 24.41 tons of VOC including 0.11 ton of HAPs, 0.05 ton of PM₁₀, 0.69 ton of NO_x, and 0.58 ton of CO. The Title V Operating Permit will include emission standards, testing, monitoring, recordkeeping, and reporting requirements designed to keep the facility operating within all applicable air quality requirements. Among other items the conditions include the Federal regulatory provisions for Source 102 presses, derived from 40 CFR Part 63, Subpart KK—National Emission Standards for the Printing and Publishing.

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

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6945.

Contact: Matthew Williams, Facilities Permitting Chief, 814-332-6940.

25-00558, Products Finishing, Incorporated, 2002 Greengarden Road, Erie, PA 16502, City of Erie, **Erie County**. Application received: January 24, 2022. The Department intends to renew a State Only Operating Permit for Products Finishing's chrome electroplating facility. The facility is a Natural Minor. The primary sources at the facility include 2 natural gas boilers each rated at 325,000 Btu/hr, 11 Chrome electroplating tanks, and a hydrochloric acid stripping tank. The potential emissions from the facility are as follows: NO_x less than 1 tpy; CO less than 1 tpy; PM₁₀ less than 1 tpy; SO_x less than 1 tpy; VOC's less than 1 tpy; and Chromium Compounds less than 1 tpy. The facility is subject to 40 CFR Part 63 Subpart N, the NESHAP for Chromium Emissions from Hard Chromium Electroplating and Chromium Anodizing Tanks. The renewal permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

42-00177, Bradford Forest, Incorporated, 444 High Street, Bradford, PA 16701, City of Bradford, **McKean County**. Application received: January 26, 2022. The Department intends to renew a State Only Operating Permit for Bradford Forest's hardwood producing facility. The facility is a Natural Minor. Potential emissions are as follows: 73.37 tpy NO_x; 77.34 tpy CO; 5.65 tpy SO₂; and 62.64 tpy PM₁₀. The primary sources at the facility are 3 Wood Boilers, saw mill operations, and 3 parts washers.

The boilers are subject to 40 CFR Part 63 Subpart JJJJJ, the NESHAP for ICI Area Source Boilers. The permit contains emission restrictions, recordkeeping, and work practice requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

32-00200, Indiana University of Pennsylvania, 525 Pratt Drive, Indiana, PA 15705, Indiana Borough, **Indiana County**. Application received: December 12, 2022. The Department is providing notice they intend to issue a new State Only Operating Permit for the S.W. Jack Cogeneration Plant. The facility's primary emission sources include the three gas/oil boilers, the four dual-fuel engines (8,400-bhp), a 600-bhp diesel emergency generator engine, and a cold solvent degreaser. The potential emissions after permit limitations of the major pollutants from the facility are as follows: 99.90 TPY (tons per year) NO_x, 63.30 TPY CO, 8.22 TPY VOC, 2.63 TPY total HAP (hazardous air pollutants), 5.37 TPY PM₁₀ and PM_{2.5}, and 3.38 TPY SO_x. The facility is a synthetic minor, taking limits on hours of operation of the dual-fuel engines to remain below Title V thresholds. The boilers are subject to 40 CFR 6 Subpart Dc, Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units. The engines are subject to 40 CFR 63 Subpart ZZZZ, NESHAP for Stationary Reciprocating Internal Combustion Engines (which includes CO emission limitations for the dual-fuel 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.

Southcentral Region: Air Quality Program, 909 Elmerston Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

Contact: Thomas Hanlon, PE, East Permit Section Chief, 717-705-4862.

36-03199, Doodad Printing LLC, 1842 Colonial Village Lane, Suite 101, Lancaster, PA 17801, East Lampeter Township, **Lancaster County**. Application received: October 3, 2022. To issue a State Only Operating Permit renewal for the printing facility. The potential emissions from the facility are estimated at 4.29 tpy of NO_x, 3.60 tpy of CO, 0.33 tpy of PM, 0.03 tpy of SO_x, 19.70 tpy of VOC and 1.81 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 25 Pa. Code § 129.67b, Control of VOC emissions from offset lithographic printing presses and letterpress printing presses.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

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

63-00154, MCC International, Inc., 110 Centrifugal Court, McDonald, PA 15057, Cecil Township, **Washington County**. Application received: October 6, 2022.

In accordance with 25 Pa. Code §§ 127.424, 127.425, and 127.521, the Department is providing notice of intent to issue a renewal natural minor State Only Operating Permit for a ferrous and nonferrous foundry located in Cecil Township, Washington County.

MCC International, Inc., operates a foundry with seventeen electric induction furnaces, one natural gas-fired heat treating furnace, sandblasting operations, and one parts washer, controlled by four baghouses.

This facility has a potential to emit 1.9 tons/12-consecutive month period (12-cmp) of NO_x, 3.2 tons/12-cmp of CO, 0.02 ton/12-cmp of SO_x, 0.5 ton/12-cmp of VOCs, 0.4 ton/12-cmp of PM₁₀, and 0.4 ton/12-cmp total HAPs.

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

Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of the State-Only Operating Permit may submit the information to Tom Joseph, Facilities Permit Chief, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Operating Permit (63-00154) and concise statements regarding the relevancy of the information or objections to issuance of the Operating Permit.

All comments must be received prior to the close of business 30 days after the date of this publication. A public hearing may be held in accordance with 25 Pa. Code § 127.429, if the Department, in its discretion, decides that such a hearing is warranted based on the information received. If a public hearing is held, all persons who have properly filed a protest under 25 Pa. Code § 127.426 may appear and give testimony. The Department is not required to hold a conference or hearing. The applicant, the protestant, and other participants will be notified of the decision to hold a hearing (and the time, place and purpose of such hearing) by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department determines such notification by telephone is sufficient. Written comments or requests for a public hearing should be directed to Tom Joseph, Facilities Permit Chief, at the previously listed address.

PLAN APPROVALS

Receipt of Plan Approval Application(s) and Notice of Intent to Issue Plan Approval(s) and Notice of Intent to Issue or Amend Operating Permit(s) Under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B and Subchapter F. These Actions May Include the Administrative Amendments of an Associated Operating Permit.

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.

Contact: Raymond Kempa, Environmental Group Manager.

48-00122A, Coherent Corporation, 375 Saxonburg Blvd, Saxonburg, PA 16056, Palmer Township, **Northampton County**. Application received: September 16, 2022. Notice is hereby given in accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), that the Depart-

ment of Environmental Protection (DEP) has received and intends to issue a Plan Approval to Coherent Corporation for their facility located in Palmer Twp., Northampton County. This Plan Approval No. 40-00122A will be incorporated into a State Only Permit through an administrative amendment at a later date. Plan Approval No. 48-00122A is for the installation and operation of five (5) silicon carbide epitaxial growth reactors. Emissions will be controlled by the use of a scrubber/combustor. VOC emissions from the plant will be under 50 TPY threshold limit, 12-month rolling sum. Total HAP emissions from the facility will be under 25 TPY, 12-month rolling sum. Single HAP emissions will be under 10 TPY, 12-month rolling sum. The company shall be subject to and comply with 25 Pa. Code 123.31 for malodorous emissions. The company shall be subject to and comply with 25 Pa. Code 123.13 for particulate emissions. The company shall be subject to and comply with 25 Pa. Code 123.41 for Visible emissions. The Plan Approval and Operating Permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements. Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711. Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the address shown in the preceding paragraph. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit No. 40-00122A 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 Ray Kempa, Environmental Group Manager, New Source Review Section, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711, 570-826-2511 within 30 days after publication date.

39-00180B, Tierpoint Two, LLC, 9999 Hamilton Blvd, Breinigsville, PA 18031, Upper Macungie Township, **Lehigh County**. Application received: October 25, 2022. Notice is hereby given in accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), that the Department of Environmental Protection (DEP) has received and intends to issue a Plan Approval to Tierpoint Two, LLC for their facility located in Upper Macungie Twp., Lehigh County. Plan Approval No. 39-00180B will be incorporated into their State-Only Operating Permit through administrative amendment at a later date.

Plan Approval No. 39-00180B is for the installation & operation of six existing diesel-fired 2 MW emergency generators. The emergency generators are subject to the requirements of 40 CFR Part 60, Subpart IIII and 40 CFR Part 63, Subpart ZZZZ. The Plan Approval will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

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

Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the address shown in the preceding paragraph. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit No. 39-00112A 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 Ray Kempa, EEM, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511 within 30 days after publication date.

45-00151A, American Flooring, LLC, 180 Independence Drive, Pittston, PA 18640, Pittston Township, **Luzerne County**. Application received: September 12, 2022.

Notice is hereby given in accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), that the Department of Environmental Protection (DEP) has received and intends to issue a Plan Approval to American Flooring, LLC for their facility located in Pittston Twp., Luzerne County. Plan Approval No. 45-00151A will be converted into an initial State-Only Operating Permit at a later date.

Plan Approval No. 45-00151A is for the installation & operation of equipment for a new vinyl tile manufacturing facility. Pulse-jet baghouses will control process emissions and meet an emission limit of 0.02 gr/dscf. Hot-melt glue application will be controlled by electrostatic precipitator and carbon adsorption filters. The company shall be subject to and comply with 25 Pa. Code § 123.31 for malodorous emissions. The company shall be subject to and comply with 25 Pa. Code § 123.41 for visible emissions. The Plan Approval will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

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

Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the address shown in the preceding paragraph. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit No. 39-00112A 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 Ray Kempa, EEM, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511 within 30 days after publication date.

**COAL & NONCOAL MINING
ACTIVITY APPLICATIONS**

Applications under the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.31); 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); the Bituminous Mine Subsidence and Land Conservation Act (52 P.S. §§ 1406.1—1406.21).

Mining activity permits issued in response to such applications are also subject to 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 of Environmental Protection (DEP). A copy of the application is available for inspection at the District Mining Office previously indicated in each application. Requests for 401 Water Quality Certifications are included in individual application only if noted.

Written comments or objections, or requests for an informal conference, or a public hearing, as applicable, on a mining permit application may be submitted by any person or any officer or head of any Federal, State or

Local Government Agency or Authority to DEP at the address of the District Mining Office previously indicated in 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 (relating to public notices of filing of permit applications, opportunity for comment, and informal conferences). Such comments or objections should contain the name, address and phone number of persons submitting comments or objections; application number; and a statement of sufficient detail to inform DEP on the basis of comment or objection and relevant facts upon which it is based.

In addition, requests for an informal conference, or a public hearing, as applicable, on a mining permit application, as provided by 25 Pa. Code § 77.123 (relating to public hearing-informal conferences) or § 86.34 (relating to informal conferences), must also contain 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.

Where a National Pollutant Discharge Elimination System (NPDES) number is listed, the mining activity permit application is associated with an application for an NPDES permit. A separate notice will be provided for the draft NPDES permit.

Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

Coal Applications

Effluent Limits—The following range of effluent limits (Table 1) will apply to NPDES permits issued in conjunction with the associated coal mining activity permit. Additional effluent limits will be listed as part of the publication of the draft NPDES permit.

Table 1

Parameter	30-Day Average	Daily Maximum	Instantaneous Maximum
Iron (total)	1.5 to 3.0 mg/l	3.0 to 6.0 mg/l	3.5 to 7.0 mg/l
Manganese (total)	1.0 to 2.0 mg/l	2.0 to 4.0 mg/l	2.5 to 5.0 mg/l
Suspended solids	10 to 35 mg/l	20 to 70 mg/l	25 to 90 mg/l
Aluminum (Total)	0.75 to 2.0 mg/l	1.5 to 4.0 mg/l	2.0 to 5.0 mg/l
pH must always be greater than 6.0; less than 9.0			
Alkalinity must always be greater than acidity			

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

Contact: Bonnie Herbert, Clerical Assistant 3.

Mining Permit No. 11040701. NPDES No. PA0235717. Rosebud Mining Company, 301 Market Street, Kittanning, PA 16201, Portage Township, Cambria County. To renew the permit and related NPDES permit. Application received: October 14, 2022. Accepted: December 14, 2022.

Mining Permit No. 11051301. NPDES No. PA0235652. Rosebud Mining Company, 301 Market Street, Kittanning, PA 16201, Cresson, Allegheny, and Munster Townships, Cambria County. To revise the permit and related NPDES permit. Application also revises the map parcel number numbering. Affecting 606.0 proposed underground acres and 606.0 proposed subsidence control plan acres. Application received: October 18, 2022. Accepted: December 16, 2022.

Mining Permit No. 30121301. NPDES No. PA0236195. Consol Pennsylvania Coal Company, LLC, 275 Technology Drive, Suite 101, Canonsburg, PA 15317, Richhill and Morris Townships, Greene County. To revise the permit and related NPDES permit for the installation of degas boreholes, affecting 5.6 proposed surface acres. Application received: October 20, 2022. Accepted: December 16, 2022.

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

Contact: Tracy Norbert or RA-EPNEWSTANTON@pa.gov.

Mining Permit No. Contract No. 65-22-01. NPDES No. PA0278564. David L. Patterson, Jr., 12 Short Cut Road, Smithfield, PA 15478, Loyalhanna Township, **Westmoreland County**. Application for commencement, operation and restoration for a Government Financed Construction Contract and associated NPDES permit, affecting 5.0 underground acres and 8.0 surface acres. Receiving stream: unnamed tributary to Getty Run, classified for the following use: WWF. Application received: December 8, 2022.

Noncoal Applications

Effluent Limits—The following Table 2 effluent limits apply to NPDES permits issued in conjunction with a noncoal mining permit. Additional effluent limits will be listed as part of the publication of the draft NPDES permit.

Table 2

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

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

Contact: Cayleigh Boniger, Clerical Supervisor 2, 814-797-0824.

Mining Permit No. 3076SM4. NPDES No. PA0259730. Lakeland Aggregates, Inc., 11203 Ellion Road, Conneaut Lake, PA 16316, Sadsbury Township, **Crawford County**. Transfer of an existing bituminous surface mine from Conneaut Lake Sand & Gravel, Inc. Application received: November 30, 2022.

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

Contact: Cassie Stanton, Clerical Assistant 2.

Mining Permit No. 14120302. NPDES No. PA0118001. Graymont (PA) Inc., 375 Graymont Road, Bellefonte, PA 16823, Spring Township, **Centre County**. A depth revision to the final permitted pit floor elevation for the large industrial mineral permit affecting 67.3 acres. The final pit floor elevation is proposed to be lowered from 760 feet MSL to 710 feet MSL. Receiving stream(s): Unnamed Tributaries to Logan Branch classified for the following use(s): CWF, MF. Application received: December 14, 2022. Accepted: December 20, 2022.

Mining Permit No. 1479401. NPDES No. PA0118001. Graymont (PA) Inc., 375 Graymont Road, Bellefonte, PA 16823, Spring Township, **Centre County**. A depth revision to the final permitted pit floor elevation for the large industrial mineral permit affecting 157.5 acres. The final pit floor elevation is proposed to be lowered from 760 feet MSL to 710 feet MSL. Receiving stream(s): Logan Branch to Spring Creek to Bald Eagle Creek to West Branch Susquehanna River classified for the following use(s): CWF. Application received: December 14, 2022. Accepted: December 20, 2022.

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

Contact: RA-EPPottsvilleDMO@pa.gov.

Mining Permit No. 58010301. NPDES Permit No. PA0224171. Pennsy Supply, Inc., 2400 Thea Drive, Suite 3A, Harrisburg, PA 17110, Bridgewater Township, **Susquehanna County**. Renew NPDES Permit on a quarry operation affecting 44.78 acres. Receiving stream: unnamed tributary to South Branch Wyalusing Creek, classified for the following use: WWF. Application received: December 12, 2022.

Mining Permit No. 45950301. NPDES Permit No. PA0223506. Bill Barry Excavating, Inc., 174 Quarry Lane, Cresco, PA 18326, Barrett Township, **Monroe County**. Renew NPDES Permit on a quarry operation affecting 152.1 acres. Receiving streams: Cranberry Creek and Mill Creek, classified for the following uses: HQ-CWF, MF. Application received: December 12, 2022.

Mining Permit No. 5273SM2. NPDES Permit No. PA0594130. Hanson Aggregates Pennsylvania, LLC, 7660 Imperial Way, Allentown, PA 18195, Thornbury and Middletown Townships, **Delaware County**. Renew NPDES Permit on a quarry operation affecting 247.3 acres. Receiving stream: unnamed tributary to Chester Creek, classified for the following uses: TSF, MF. Application received: December 19, 2022.

Mining Permit No. 5278SM2. NPDES Permit No. PA0595764. Hanson Aggregates Pennsylvania, LLC, 7660 Imperial Way, Allentown, PA 18195, Lake Township, **Wayne County**. Renew NPDES Permit on a quarry operation affecting 107.8 acres. Receiving stream: unnamed tributary to Middle Creek, classified for the following uses: HQ—CWF, MF. Application received: December 19, 2022.

Mining Permit No. 35910301. NPDES Permit No. PA0595209. Scranton Materials, LLC, P.O. Box 127, Meshoppen, PA 18630, Newton and Ransom Townships, **Lackawanna County**. Renew NPDES Permit and update the flow rates on a quarry operation affecting 249.0 acres. Receiving stream: Keyser Creek, classified for the following uses: CWF, MF. Application received: December 19, 2022.

Mining Permit No. 7874SM3. NPDES Permit No. PA0612537. New Enterprise Stone & Lime Co., Inc., 3912 Brumbaugh Road, New Enterprise, PA 16664, Whitehall Township, **Lehigh County**. Renew NPDES Permit on a quarry operation affecting 137.6 acres. Receiving stream: Coplay Creek, classified for the following use: CWF. Application received: December 16, 2022.

Mining Permit No. 40070301. Stell Enterprises, Inc., 16 East Ann Street, Plains, PA 18705, City of Nanticoke, **Luzerne County**. Transfer of a quarry operation from Earth Conservancy affecting 57.7 acres. Receiving stream: Susquehanna River, classified for the following uses: WWF, MF. Application received: December 14, 2022.

MINING ACTIVITY NPDES DRAFT PERMITS

This notice provides information about applications for a new, amended or renewed National Pollutant Discharge Elimination System (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 (DEP) 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 must always be greater than 6.0; less than 9.0			
Alkalinity must always be greater than acidity			

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 § 77.522 are pH 6 to 9 and other parameters DEP 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.

Noncoal NPDES Draft Permits

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

Contact: Cayleigh Boniger, Clerical Supervisor 2, 814-797-0824.

NPDES No. PA0258423. Mining Permit No. 37070302. Allegheny Mineral Corporation, P.O. Box 1022, Kittanning, PA 16201, Slippery Rock Township, **Lawrence County**. Renewal of NPDES permit. Application received: December 15, 2022.

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

Contact: RA-EPPottsvilleDMO@pa.gov.

NPDES Permit No. PA0224235. Mining Permit No. 45020301. H & K Group, Inc., P.O. Box 196, Skippack, PA 19474, Smithfield Township, **Monroe County**. Renewal of NPDES permit affecting 61.6 acres. Receiving stream: Marshalls Creek, classified for the following uses: HQ-CWF-MF. Application received: May 25, 2022.

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

The following treated wastewater outfalls discharge to Marshalls Creek:

<i>Outfall number</i>	<i>New or existing</i>	<i>Type</i>	<i>Discharge rate:</i>
DP-001	Existing	Storm Water	0.40 MGD (Estimate)
DP-002	Existing	Storm Water	0.07 MGD (Estimate)

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

The following limits apply to dry weather discharges from the following stormwater outfalls: DP-001, DP-002

<i>Parameter (unit)</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Total Alkalinity (as CaCO ₃) (mg/L)			Monitor and Report	
Total Acidity (as CaCO ₃) (mg/L)			Monitor and Report	
Net Alkalinity (mg/L)	0.0			
Turbidity (NTU)				40.0
Total Suspended Solids (mg/L)		35.0	70.0	90.0

The following alternate discharge limitations apply to discharges from the following stormwater outfalls resulting from precipitation events less than or equal to the 10-year/24-hour precipitation event:

<i>Parameter (unit)</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Total Alkalinity (as CaCO ₃) (mg/L)			Monitor and Report	
Total Acidity (as CaCO ₃) (mg/L)			Monitor and Report	
Net Alkalinity (mg/L)	0.0			
Total Settleable Solids (ml/L)				0.5

¹This Parameter is applicable at all times.

CORRECTION—previously published on March 21, 2020.

NPDES Permit No. PA0226084. Mining Permit No. 40202801. Raymond J. Malak, Jr., d/b/a Noxen Sand & Materials, 2162 Chase Road, Shavertown, PA 18708, Lake Township, **Luzerne County**. New NPDES Permit on a bluestone quarry operation affecting 5.5 acres. Receiving stream: Beaver Creek, classified for the following use: HQ-CWF. Non-discharge BMP's shall be in effect. Application received: December 5, 2019.

NPDES Permit No. PA0612308. Mining Permit No. 7475SM3. Keystone Cement Company, 6507 Nor Bath Boulevard, Bath, PA 18014, East Allen Township, **Northampton County**. Renew NPDES permit affecting 581.0 acres. Receiving stream: Monocacy Creek, classified for the following use: HQ-CWF. Application received: July 8, 2021.

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

The following treated wastewater outfalls discharge to Monocacy Creek:

<i>Outfall number</i>	<i>New or Existing</i>	<i>Type</i>	<i>Discharge Rate</i>
001	Existing	Treatment Outfall Facility	4.0 MGD*
002	Existing	Treatment Outfall Facility	3.0 MGD *
004	Existing	Treatment Outfall Facility	12.0 MGD*

*The Maximum Combined Discharge Rate from Outfalls 001, 002 and 004 is 16.5 MGD (Ave. Monthly).

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

<i>Parameter (unit)</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Total Alkalinity (as CaCO ₃) (mg/L)			Monitor and Report	
Total Acidity (as CaCO ₃) (mg/L)			Monitor and Report	
Net Alkalinity (mg/L)	0.0			
Total Suspended Solids (mg/L)		35.0	70.0	90.0
Outfall 001 Discharge (MGD) *		4.0*	4.0	
Outfall 002 Discharge (MGD) *		3.0*	3.0	
Outfall 004 Discharge (MGD) *		12.0*	14.7	
Total Dissolved Solids (mg/L) **			Monitor and Report**	
Turbidity (NTU)				40.0

*The Maximum Combined Discharge Rate from Outfalls 001, 002 and 004 is 16.5 MGD (Ave. Monthly).

**Sampling for TDS is required monthly for one (1) year. If this sampling indicates that the discharge does not exceed 500 mg/L TDS, sampling may be terminated after the initial year. Otherwise, monthly TDS sampling is required to continue.

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 of Environmental Protection (DEP). Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341), requires the State to certify that the involved projects will not violate the applicable

provisions of 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. Individuals objecting to approval of a request for certification under Section 401 or to the issuance of a Dam Permit or Water Obstruction and Encroachment Permit, or the approval of an Environmental Assessment must submit any comments, suggestions or objections within 30-days of the date of this notice, as well as any questions to the office previously noted in the 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 DEP may schedule a fact-finding hearing or an informal conference in response to comments if deemed necessary. Maps, drawings and other data pertinent to the certification request are available for inspection between the hours of 8:00 a.m. and 4:00 p.m. on each working day at the office previously noted in the application.

Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

WATER OBSTRUCTIONS AND ENCROACHMENTS

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 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

Central Office: Regional Permit Coordination Office, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101.

Contact: EPREGIONALPERMIT@pa.gov.

E0283222-021. Pennsylvania Turnpike Commission, 700 S Eisenhower Blvd, Middleton, PA 17057, West Mifflin Borough, **Allegheny County**. U.S. Army Corps of Engineers Pittsburgh District. Application received: July 14, 2022. Latitude: 40.3493010°, Longitude: -79.9076380°.

1. To fill 1,910 square feet of a tributary to Monongahela River (WWF) (MON-2-S41) for the purpose of constructing proposed bridge structures MF-411A and MF-411B.

2. To fill 75 square feet of a tributary to Monongahela River (WWF) (MON-2-S41-3) for the purpose of constructing outlet protection for stormwater discharge.

3. To fill 72 square feet of a tributary to Monongahela River (WWF) (MON-2-S67) for the purpose of grading a stormwater basin embankment.

4. To fill 416 square feet of a tributary to Monongahela River (WWF) (MON-2-S51) for the purpose of grading an embankment for a permanent by-pass channel.

5. To relocate 4,169 square feet of a tributary to Monongahela River (WWF) (MON-2-S54-2) for the purpose of constructing a stormwater basin.

6. To fill 10 square feet of a tributary to Monongahela River (WWF) (MON-2-S54-3) for the purpose of removing a culvert.

7. To fill 298 square feet of a tributary to Monongahela River (WWF) (MON-2-S53) for the purpose of constructing proposed bridge structures MF-413B and MF-413C.

8. To relocate 520 square feet of a tributary to Monongahela River (WWF) (MON-2-S59-6) for the purpose of removing a stream enclosure.

9. To relocate 90 square feet of a tributary to Monongahela River (WWF) (MON-2-S59-5) for the purpose of removing a stream enclosure.

10. To relocate 799 square feet of a tributary to Monongahela River (WWF) (MON-2-S59-4) for the purpose of grading and forming a confluence with MON-1-S54.

11. To fill 24 square feet of tributary to Monongahela River (WWF) (MON-2-S59-2) for the purpose of driveway construction.

12. To fill 1,055 square feet of tributary to Monongahela River (WWF) (MON-2-S59-7) for purpose of roadway construction and outlet protection for stormwater discharge.

13. To fill 772 square feet of tributary to Monongahela River (WWF) (MON-2-S61-1) for the purpose of roadway construction.

14. To fill 76 square feet of tributary to Monongahela River (WWF) (MON-2-S62-1) for the purpose of roadway construction.

15. To fill 34 square feet of tributary to Monongahela River (WWF) (MON-2-S63-2) for the purpose of roadway construction.

16. To fill 55 square feet of tributary to Monongahela River (WWF) (MON-2-S42-1) for the purpose of constructing a stormwater basin.

17. To fill 44 square feet of tributary to Monongahela River (WWF) (MON-2-S60-1) for the purpose of driveway and channel construction.

18. To fill 322 square feet of tributary to Monongahela River (WWF) (MON-2-S64-1) for the purpose of driveway and channel construction.

19. To fill 112 square feet of tributary to Monongahela River (WWF) (MON-2-S95-1) for the purpose of constructing a railroad access road.

20. To reconstruct 684 square feet of a tributary to Monongahela River (WWF) (MON-2-S115-1) for the purpose of removing a stream enclosure.

21. To fill 0.10 acre of PEM wetlands within the Monongahela River (WWF) (MON-2-W51) watershed for the purpose of bridge MF-411A construction.

22. To fill 0.13 acre of PFO wetlands within the Monongahela River (WWF) (MON-2-W52) watershed for the purpose of stormwater basin construction.

23. To fill 0.01 acre of PEM wetlands within the Monongahela River (WWF) (MON-2-W58) watershed for the purpose of channel construction.

24. To fill 0.01 acre of PEM wetlands within the Monongahela River (WWF) (MON-2-W59) watershed for the purpose of channel construction.

25. To excavate and fill 0.08 acre of PEM wetlands within the Monongahela River (WWF) (MON-2-W50) watershed for the purpose of roadway construction and optional modified embankment area.

26. To excavate and fill 0.01 acre of PFO wetlands within the Monongahela River (WWF) (MON-2-W49) watershed for the purpose of roadway construction.

27. To excavate less than 0.01 acre of PFO wetlands within the Monongahela River (WWF) (MON-2-W48-1) watershed for the purpose of roadway construction.

28. To excavate 0.01 acre of PEM wetlands within the Monongahela River (WWF) (MON-2-W62) watershed for the purpose of roadway construction.

29. To excavate and fill less than 0.01 acre of PEM wetlands within the Monongahela River (WWF) (MON-2-W46) watershed for the purpose of roadway construction.

30. To excavate and fill 0.04 acre of PEM wetlands, and 0.02 acre of PFO wetlands, within the Monongahela River (WWF) (MON-2-W63) watershed for the purpose of roadway ramp construction.

31. To excavate and fill 0.09 acre of PUB wetlands within the Monongahela River (WWF) (MON-2-W61) watershed for the purpose of relocating stream MON-2-S59.

32. To excavate and fill 1.2 acres of a body of water within the Monongahela River (WWF) (Sandy Lake 1-1) watershed for the purpose of bridge MF-413A and MF-413B construction, sediment basin construction and relocating stream MON-2-S59.

33. To excavate and fill 0.25 acre of a body of water within the Monongahela River (WWF) (Sandy Lake 2-1) watershed for the purpose of bridge MF-413A and MF-413B construction, and sediment basin construction.

34. To fill 0.02 acre of PEM wetlands within the Monongahela River (WWF) (MON-2-W68-1) watershed for the purpose of driveway construction.

35. To fill less than 0.01 acre of PUB wetlands within the Monongahela River (WWF) (MON-2-W89-1) watershed for the purpose of outlet protection from a stormwater basin.

36. To excavate and fill 0.04 acre of PEM wetlands within the Monongahela River (WWF) (MON-2-W75-2) watershed for the purpose of construction access road and stream relocation.

In total the project will result in 0.09 acre (4,077 sf) of temporary and 0.26 acre (11,537 sf) of permanent stream impact, 2.06 acres of temporary and 5.18 acres of permanent floodway impact, 0.02 acre of temporary and 0.48 acre of permanent wetland impact, and, 1.54 acres of permanent body of water impact.

The project is located between Curry Hollow Road and Pittsburgh-McKeesport Road (Glassport, PA Quadrangle, Latitude: 40.3493010°; Longitude: -79.9076380°) in West Mifflin Borough, Allegheny County.

Eastern District: Oil and Gas Management Program, 208 West Third Street, Williamsport, PA 17701-6448.

Contact: RA-EPEASTERNOPRG@pa.gov.

E5829222-014. Williams Field Services Co LLC, 310 State Route 29 North, Tunkhannock, PA 18657, Jessup Township and Rush Township, **Susquehanna County**. U.S. Army Corps of Engineers Baltimore District. Application received: November 14, 2022.

To construct, operate, and maintain:

1. a temporary workspace impacting 4,946 square feet (0.11 acre) of a palustrine emergent wetlands (PEM) (Lawton, PA, 7.5-minute Quadrangle; Lat. 41.822110°, Long. -76.070468°),

2. a temporary timber bridge/mat crossing impacting 543 square feet (0.01 acre) of a palustrine emergent wetlands (PEM) (Lawton, PA, 7.5-minute Quadrangle; Lat. 41.822108°, Long. -76.069050°),

3. a 16-inch diameter natural gas pipeline and a temporary timber bridge crossing impacting 124 lineal feet of an unnamed tributary of Middle Branch Wyalusing Creek (CWF, MF) (Lawton, PA, 7.5-minute Quadrangle; Lat. 41.822274°, Long. -76.068020°),

4. a 16-inch diameter natural gas pipeline and a temporary timber bridge crossing impacting 7,303 square feet (0.17 acre) of a palustrine emergent wetlands (PEM) (Lawton, PA, 7.5-minute Quadrangle; Lat. 41.822327°, Long. -76.066911°),

5. a 16-inch diameter natural gas pipeline and a temporary timber bridge/mat crossing impacting 4,036 square feet (0.09 acre) of a palustrine forested wetlands (PFO) (Lawton, PA, 7.5-minute Quadrangle; Lat. 41.823934°, Long. -76.065029°),

6. a 16-inch diameter natural gas pipeline and a temporary timber bridge crossing impacting 144 lineal feet of an unnamed tributary of Middle Branch Wyalusing Creek (CWF, MF) (Lawton, PA, 7.5-minute Quadrangle; Lat. 41.823854°, Long. -76.065024°),

7. a 16-inch diameter natural gas pipeline and a temporary timber bridge crossing impacting 87 lineal feet of an unnamed tributary of Middle Branch Wyalusing Creek (CWF, MF) (Lawton, PA, 7.5-minute Quadrangle; Lat. 41.823952°, Long. -76.065031°),

8. a temporary timber bridge/mat crossing impacting 676 square feet (0.02 acre) of a palustrine emergent wetlands (PEM) (Lawton, PA, 7.5-minute Quadrangle; Lat. 41.824579°, Long. -76.065076°),

9. a 16-inch diameter natural gas pipeline and timber bridge/mat crossing impacting 130 lineal feet of an unnamed tributary of Middle Branch Wyalusing Creek (CWF, MF) (Lawton, PA, 7.5-minute Quadrangle; Lat. 41.825022°, Long. -76.064830°),

10. a 16-inch diameter natural gas pipeline and timber bridge/mat crossing impacting 3,674 square feet (0.08 acre) of a palustrine emergent wetlands (PEM), 14,680 square feet (0.34 acre) of a palustrine scrub-shrub wetlands (PSS), and 5,816 square feet (0.13 acre) of palustrine forested wetlands (PFO) (Lawton, PA, 7.5 minute Quadrangle; Lat. 41.825450°, Long. -76.062213°),

11. a 16-inch diameter natural gas pipeline and timber bridge/mat crossing impacting 2,540 square feet (0.06 acre) of a palustrine emergent wetlands (PEM) and 3,729 square feet (0.09 acre) of palustrine forested wetlands (PFO) (Lawton, PA, 7.5 minute Quadrangle; Lat. 41.817764°, Long. -76.055089°),

12. a 16-inch diameter natural gas pipeline and timber bridge crossing impacting 111 lineal feet of an unnamed tributary of Middle Branch Wyalusing Creek (CWF, MF) (Lawton, PA, 7.5-minute Quadrangle; Lat. 41.817725°, Long. -76.055022°),

13. a 16-inch diameter natural gas pipeline and timber bridge/mat crossing impacting 216 square feet (0.01 acre) of a palustrine emergent wetlands (PEM) (Lawton, PA, 7.5 minute-Quadrangle; Lat. 41.819151°, Long. -76.052280°),

14. a 16-inch diameter natural gas pipeline and timber bridge crossing impacting 175 lineal feet of the Middle Branch Wyalusing Creek (CWF, MF) (Lawton, PA, 7.5 minute-Quadrangle; Lat. 41.819126°, Long. -76.052177°),

15. a 16-inch diameter natural gas pipeline and timber bridge/mat crossing impacting 8,902 square feet (0.20 acre) of palustrine forested wetlands (PFO) (Lawton, PA, 7.5-minute Quadrangle; Lat. 41.818934°, Long. -76.051291°),

16. a 16-inch diameter natural gas pipeline and timber bridge/mat crossing impacting 55 lineal feet of an

unnamed tributary of Middle Branch Wyalusing Creek (CWF, MF) (Lawton, PA, 7.5-minute Quadrangle; Lat. 41.818925°, Long. -76.051222°),

17. a 16-inch diameter natural gas pipeline and timber bridge/mat crossing impacting 234 square feet (0.01 acre) of palustrine emergent wetlands (PEM) and 19,334 square feet (0.44 acre) of palustrine forested wetlands (PFO) (Lawton, PA, 7.5 minute Quadrangle; Lat. 41.819237°, Long. -76.049353°),

18. a 16-inch diameter natural gas pipeline and timber bridge/mat crossing impacting 22,080 square feet (0.51 acre) of palustrine emergent wetlands (PEM) (Lawton, PA, 7.5-minute Quadrangle; Lat. 41.816543°, Long. -76.038950°),

19. a 16-inch diameter natural gas pipeline and timber bridge/mat crossing impacting 2,363 square feet (0.05 acre) of palustrine scrub-shrub wetlands (PSS) (Lawton, PA, 7.5-minute Quadrangle; Lat. 41.816878°, Long. -76.037958°),

20. a 16-inch diameter natural gas pipeline and timber bridge/mat crossing impacting 7,368 square feet (0.17 acre) of palustrine scrub-shrub wetlands (PSS) (Lawton, PA, 7.5-minute Quadrangle; Lat. 41.814220°, Long. -76.033155°),

21. a 16-inch diameter natural gas pipeline and timber bridge crossing impacting 84 lineal feet of an unnamed tributary of East Branch Wyalusing Creek (CWF, MF) (Lawton, PA, 7.5-minute Quadrangle; Lat. 41.814306°, Long. -76.033281°),

22. a 16-inch diameter natural gas pipeline and timber bridge/mat crossing impacting 798 square feet (0.02 acre) of palustrine emergent wetlands (PEM) (Lawton, PA, 7.5-minute Quadrangle; Lat. 41.810565°, Long. -76.030330),

23. a 16-inch diameter natural gas pipeline and timber bridge/mat crossing impacting 11,691 square feet (0.27 acre) of palustrine forested wetlands (PFO) (Lawton, PA, 7.5-minute Quadrangle; Lat. 41.809901°, Long. -76.028431°),

24. a 16-inch diameter natural gas pipeline and timber bridge crossing impacting 130 lineal feet of an unnamed tributary of East Branch Wyalusing Creek (CWF, MF) (Lawton, PA, 7.5-minute Quadrangle; Lat. 41.809702°, Long. -76.027982°),

25. a 16-inch diameter natural gas pipeline and timber bridge crossing impacting 88 lineal feet of an unnamed tributary of East Branch Wyalusing Creek (CWF, MF) (Lawton, PA, 7.5-minute Quadrangle; Lat. 41.809625°, Long. -76.027809°),

26. a 16-inch diameter natural gas pipeline and timber bridge/mat crossing impacting 2,076 square feet (0.05 acre) of palustrine forested wetlands (PFO) (Lawton, PA, 7.5-minute Quadrangle; Lat. 41.809590°, Long. -76.027730°),

27. a temporary workspace crossing impacting 647 square feet (0.01 acre) of palustrine forested wetlands (PFO) (Lawton, PA, 7.5-minute Quadrangle; Lat. 41.809051°, Long. -76.026783°),

28. a 16-inch diameter natural gas pipeline and timber bridge/mat crossing impacting 17,027 square feet (0.39 acre) of palustrine emergent wetlands (PEM) (Lawton, PA, 7.5-minute Quadrangle; Lat. 41.809244°, Long. -76.020962),

29. a 16-inch diameter natural gas pipeline and timber bridge crossing impacting 100 lineal feet of Devel Creek (CWF, MF) (Lawton, PA, 7.5-minute Quadrangle; Lat. 41.809022°, Long. -76.020450°),

30. a 16-inch diameter natural gas pipeline and timber bridge/mat crossing impacting 4,668 square feet (0.11 acre) of palustrine emergent wetlands (PEM) (Lawton, PA, 7.5-minute Quadrangle; Lat. 41.808724°, Long. -76.019760),

31. a 16-inch diameter natural gas pipeline and timber bridge/mat crossing impacting 871 square feet (0.11 acre) of palustrine emergent wetlands (PEM) (Lawton, PA, 7.5-minute Quadrangle; Lat. 41.808724°, Long. -76.019760),

32. a 16-inch diameter natural gas pipeline and timber bridge crossing impacting 115 lineal feet of unnamed tributary to Devel Creek (CWF, MF) (Lawton, PA, 7.5-minute Quadrangle; Lat. 41.810332°, Long. -76.016361°),

33. a 16-inch diameter natural gas pipeline and timber bridge/mat crossing impacting 2,424 square feet (0.06 acre) of palustrine forested wetlands (PFO) (Lawton, PA, 7.5-minute Quadrangle; Lat. 41.810654°, Long. -76.009307°),

34. a 16-inch diameter natural gas pipeline and timber bridge crossing impacting 157 lineal feet of Snell Creek (CWF, MF) (Lawton, PA, 7.5-minute Quadrangle; Lat. 41.810571°, Long. -76.008822°),

35. a 16-inch diameter natural gas pipeline and timber bridge/mat crossing impacting 399 square feet (0.01 acre) of palustrine emergent wetlands (PEM) (Lawton, PA, 7.5-minute Quadrangle; Lat. 41.808870°, Long. -76.006030),

36. a 16-inch diameter natural gas pipeline and timber bridge/mat crossing impacting 1,827 square feet (0.04 acre) of palustrine emergent wetlands (PEM) (Lawton, PA, 7.5-minute Quadrangle; Lat. 41.808880°, Long. -76.005555),

37. a 16-inch diameter natural gas pipeline and timber bridge crossing impacting 117 lineal feet of an unnamed tributary of Snell Creek (CWF, MF) (Lawton, PA, 7.5-minute Quadrangle; Lat. 41.808970°, Long. -76.002643°),

38. a 16-inch diameter natural gas pipeline and timber bridge/mat crossing impacting 2,183 square feet (0.05 acre) of palustrine emergent wetlands (PEM) (Lawton, PA, 7.5-minute Quadrangle; Lat. 41.808980°, Long. -76.000063),

39. a 16-inch diameter natural gas pipeline and timber bridge/mat crossing impacting 1,453 square feet (0.05 acre) of palustrine emergent wetlands (PEM) (Lawton/Montrose West, PA, 7.5-minute Quadrangles; Lat. 41.809023°, Long. -75.999351°).

The 16-inch diameter natural gas Housenick Pipeline project is 26,608 lineal feet in length and is located in Jessup and Rush Townships, Susquehanna County. The project will result in 923 lineal feet of stream impacts, 98,277 square feet of floodway impacts, 71,438 square feet (1.64 acres) of PEM wetlands impacts, 24,411 square feet (0.56 acre) of PSS wetlands impacts, and 58,655 square feet (1.35 acres) of PFO wetlands impacts for the purpose of conveying natural gas gathering line for conveyance to market.

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

Contact: RA-EPWW-NERO@pa.gov.

EA4002222-001 & WV4002222-001. Wyoming Valley Sanitary Authority, 1000 Wilkes-Barre Street, P.O. Box 33A, Hanover, PA 18706, City of Nanticoke, **Luzerne County**. U.S. Army Corps of Engineers Baltimore District. Application received: August 31, 2022.

To restore a 900 linear foot reach of South Branch Newport Creek (CWF, MF) consisting of regrading 900 linear feet of stream channel, the installation of 3 coir logs impacting 572 linear feet of streambank, the installation of boulder toe revetment impacting 437 linear feet of streambank, the installation of 8 log vanes impacting approximately 120 linear feet of stream channel, random boulder placement impacting approximately 75 linear feet of stream channel, and riparian buffer grading and stabilization impacting approximately 0.60-acre of floodway/floodplain for the purpose of addressing erosion in and along the watercourse. The project is located to the north of 450 West Main Street (Nanticoke, PA Quadrangle, Latitude: 41.198404; Longitude: -76.013531) in Nanticoke City, Luzerne County.

Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

Contact: 717-705-4802.

E3803222-004. Hanover Logistics, LLC, 201 Iron Valley Drive, Lebanon, PA 17042, East Hanover Township, **Lebanon County, Dauphin County**. U.S. Army Corps of Engineers Baltimore District. Application received: August 25, 2022.

Applicant proposes to 1.) install and maintain an 8.0-inch steel encased HDPE sanitary sewer line crossing of an unnamed tributary to Bow Creek (WWF, MF) impacting 44 linear feet of stream; 2.) install and maintain an 8.0-inch steel encased HDPE sanitary sewer line crossing of an unnamed tributary to Bow Creek (WWF, MF) impacting 47 linear feet of stream; 3.) install and maintain an 8.0-inch steel encased HDPE sanitary sewer line crossing of an unnamed tributary to Bow Creek (WWF, MF) and palustrine scrub shrub wetlands impacting 24 linear feet of stream and 0.01 acre of wetlands; 4.) to regrade and maintain the existing Fox Run Road Crossing of an unnamed tributary to Bow Creek (WWF, MF) 5.) place and maintain fill in palustrine emergent/scrub-shrub/forested wetlands, impacting 0.52 acre of wetlands; 6.) place and maintain fill in an unnamed tributary to Racoon Creek (WWF, MF) impacting 187 feet of stream; and 7.) place and maintain fill in an unnamed tributary to Racoon Creek (WWF, MF) impacting 275 feet of stream, all for the purpose of accommodating proposed warehouses. The project is located along Fox Run Road. To compensate for the stream impacts the applicant proposes bank grading and cross rock vane installation in a 935 foot segment of an unnamed tributary to Racoon Creek onsite, and to compensate for wetland impacts, the applicant proposes to purchase credits from the Codorus Creek Bank in York County, Pennsylvania. Latitude: 40.3906°, Longitude: -76.6466°.

Southeast Region: Waterways & Wetlands Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.

Contact: Elaine Henderson, Clerical Assistant 3, 484-250-5157.

E0901222-006. LPC Morrisville, LP, 1 North Wacker Drive, Suite 1925, Chicago, IL 60606, Falls Township, Morrisville Borough, **Bucks County**. U.S. Army Corps of

Engineers Philadelphia District. Application received: November 28, 2022. Latitude: 40.193085°, Longitude: -74.762757°.

LPC Morrisville, LP is proposing to perform the following water obstruction and encroachment activities associated with the construction of a 968,760 SF warehouse with associated infrastructure including parking, storm-water management, and utilities impacting three (3) wetlands and FEMA mapped floodway of the Delaware River in Falls Township and Morrisville Borough, Bucks County, Pennsylvania.

The proposed project activities will result in permanent impacts to three wetlands (Wetland A—Palustrine Scrub-Shrub, Wetland B—Palustrine Emergent, and Wetland K—Palustrine Forested) and impacts to the FEMA mapped floodway of the Delaware River. Wetland K (EV) is a closed depression forested wetland that will be filled as part of the access road construction and result in 877 sq ft (0.02 acre) of permanent impact. Wetland B (EV) will be partially impacted by the proposed access road and associated grading with 4,890 sq ft (0.11 acre) of permanent impact limited to the emergent portion of the wetland and 516 sq ft (0.01 acre) of temporary impact for access and installation of Best Management Practices (BMPs). Wetland A (EV) is an emergent and scrub/shrub wetland complex that will be filled as part of the warehouse development and is 14,545 sq ft (0.329 acre) in size. Impacts will occur to the FEMA mapped floodway of the Delaware River (WWF-MF) for the installation of E&S measures during construction of the warehouse; 2,614 sq ft (0.06 acre) of temporary impact for a filter sock sediment trap installation, and 1,742 sq ft (0.04 acre) of permanent impact for a small area of fill and grading.

This project is located in Bucks County, Falls Township and Morrisville Borough, Pennsylvania (USGS PA Quadrangle—Latitude 40.193085N, Longitude -74.762757W).

E4601222-019. Upper Dublin Township Municipal Authority, 370 Commerce Drive, Fort Washington, PA 19034, Upper Dublin Township and Whitemarsh Township, **Montgomery County**. U.S. Army Corps of Engineers Philadelphia District. Application received: September 9, 2022. Latitude: 40.137256°, Longitude: -75.204077°.

To construct and maintain the Commerce Drive Road Diet, drainage installation, and Cross County Trail between Pennsylvania Avenue and the PA-309 overpass within the floodway/floodplain of UNT (aka Bodenstien Channel) to Sandy Run (TSF-MF), associated with the Fort Washington Cross County Trail & Road Diet—Phase 3. The project will include the following activities:

1. About 0.5-mile-long and 12-foot-wide trail between Pennsylvania Avenue and the PA-309 overpass.

2. Replace existing culvert approximately 260 long, two (2) 35" x 68" elliptical corrugated metal pipes (CMPs) under the Commerce Drive. The new culvert will be approximately 269 feet long, and 12' x 3' concrete box culvert with upstream headwall.

3. Rehabilitate the UNT (aka Bodenstien Channel) to Sandy Run which parallels to Commerce Drive for approximately 1,200 feet. Rehabilitation will include bank stabilization, backslopes of 2:1 with a 7-foot-wide channel bottom lined with R-4 riprap choked with streambed material.

The site is located along 200 Commerce Drive (Ambler, PA USGS Quadrangles Latitude: 40.137256; Longitude: -75.204077) in Upper Dublin and Whitemarsh Townships, Montgomery County.

EROSION AND SEDIMENT CONTROL

The following parties have applied for an Erosion and Sediment Control Permit (ESCP) for an earth disturbance activity associated with either a road maintenance or timber harvesting operation.

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

Individuals wishing to comment on the proposed permit are invited to submit a statement to the appropriate DEP Regional Office previously listed in the application within 30-days of this public notice. Comments reviewed within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address, and telephone number of the writer and a concise statement to inform DEP of the exact basis of a comment and relevant facts upon which it is based. A public hearing may be held after consideration of comments received by the appropriate DEP Regional Office during the 30-day public comment period.

Following the 30-day comment period, the appropriate Regional Office Program Manager will make a final determination regarding the proposed permit. Notice of

this determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

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

Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

Applications Received Under Sections 5 and 402 of the Clean Streams Law (35 P.S. §§ 691.5 and 691.402).

Northwest Region: Oil and Gas Management Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6945.

Contact: Kate Hogue, Clerical Supervisor 2, 814-332-6860.

ESCGP-3 # ESCGP # 3

Applicant Name EQM Gathering Opco, LLC

Contact Person Gregg West

Address 2200 Energy Drive

City, State, Zip Cannonsburg, PA 15317

Township(s) Wayne Township

County Greene County

Receiving Stream(s) and Classification(s) Sharp Run

WWF; Trib 41633 to Roberts Run WWF; Trib 41635 to

Roberts Run WWF; Roberts Run WWF; Trib 41637 to

Roberts Run WWF; Trib 41634 to Roberts Run WWF;

Rush Run WWF

Application received: July 29, 2022

ACTIONS

THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

FINAL ACTIONS TAKEN FOR NPDES PERMITS AND WQM PERMITS

The Department of Environmental Protection (DEP) has taken the following actions on previously received applications for new, amended, and renewed National Pollutant Discharge Elimination System (NPDES) and Water Quality Management (WQM) permits, applications for permit waivers, and Notice of Intent (NOIs) for coverage under General Permits, as listed in the following tables. This notice of final action is published in accordance with 25 Pa. Code Chapters 91, 92a, and 102 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 official file for each listed action can be reviewed at the DEP or delegated County Conservation District (CCD) office identified in the table for the action. DEP/CCD office contact information is listed as follows for Section I and is contained within the table for Section II. Additional information for permits issued under 25 Pa. Code Chapters 91 and 92a and Individual permits under 25 Pa. Code Chapter 102, including links to Individual Chapter 92a NPDES and WQM Permits, may be reviewed by generating the “Final Actions Report” on DEP’s website at www.dep.pa.gov/CWPublicNotice.

DEP office contact information to review official files relating to the final actions in Section I is as follows:

DEP Southeast Regional Office (SERO)—2 E. Main Street, Norristown, PA 19401-4915. File Review Coordinator: 484-250-5910. Email: RA-EPNPDES_SERO@pa.gov for Chapter 91 & 92a permits; RA-EPWW-SERO@pa.gov for Chapter 102 permits.

DEP Northeast Regional Office (NERO)—2 Public Square, Wilkes-Barre, PA 18701-1915. File Review Coordinator: 570-826-5472. Email: RA-EPNPDES_NERO@pa.gov for Chapter 91 & 92a permits; RA-EPWW-NERO@pa.gov for Chapter 102 permits.

DEP Southcentral Regional Office (SCRO)—909 Elmerton Avenue, Harrisburg, PA 17110. File Review Coordinator: 717-705-4732. Email: RA-EPNPDES_SCRO@pa.gov for Chapter 91 & 92a permits; RA-EPWW-SCRO@pa.gov for Chapter 102 permits.

DEP Northcentral Regional Office (NCRO)—208 W. Third Street, Suite 101, Williamsport, PA 17701. File Review Coordinator: 570-327-3693. Email: RA-EPNPDES_NCRO@pa.gov for Chapter 91 & 92a permits; RA-EPWW-NCRO@pa.gov for Chapter 102 permits.

DEP Southwest Regional Office (SWRO)—400 Waterfront Drive, Pittsburgh, PA 15222. File Review Coordinator: 412-442-4286. Email: RA-EPNPDES_SWRO@pa.gov for Chapter 91 & 92a permits; RA-EPWW-SWRO@pa.gov for Chapter 102 permits.

DEP Northwest Regional Office (NWRO)—230 Chestnut Street, Meadville, PA 16335. File Review Coordinator: 814-332-6078. Email: RA-EPNPDES_NWRO@pa.gov for Chapter 91 & 92a permits; RA-EPWW-NWRO@pa.gov for Chapter 102 permits.

DEP Bureau of Clean Water (BCW)—400 Market Street, Harrisburg, PA 17105. File Review Coordinator: 717-787-5017. Email: RA-EPNPDES_Permits@pa.gov.

DEP Regional Permit Coordination Office (RPCO)—400 Market Street, Harrisburg, PA 17105. File Review Coordinator: 717-772-5987. Email: RA-EPREGIONALPERMIT@pa.gov.

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. 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. 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. Individuals 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. 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. Important legal rights are at stake, however, so individuals should contact a lawyer at once.

Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

For actions taken on applications for pipelines that are regulated by the Federal Energy Regulatory Commission (FERC).

Any person aggrieved by this action may challenge it in an appropriate legal forum. The State and Federal courts are currently split on whether the proper forum to challenge a Department permit, authorization or approval for a facility or activity subject to the Federal Natural Gas Act, 15 U.S.C.A. § 717 *et seq.*, is the United States Court of Appeals for the Third Circuit or the Pennsylvania Environmental Hearing Board. See *Delaware Riverkeeper Network v. Sec'y, Dept of Env'tl. Prot.*, 833 F.3d 360 (3d Cir. 2016); *Delaware Riverkeeper Network v. Sec'y, Dept of Env'tl. Prot.*, 903 F.3d 65 (3d Cir. 2018), *cert. denied*, 139 S. Ct. 1648, 203 L. Ed. 899 (2019) and *Cole v. Dept. of Env'tl. Prot.*, 1577 C.D. 2019 WL 2420667 (Pa. Cmwlth Ct. June 15, 2021) (Pet. for Allowance of Appeal pending); *West Rockhill Twp. v. Dept of Env'tl. Prot.*, No. 1595 C.D. 2019 WL 2426014 (Pa. Cmwlth. June 15, 2021) (Pet. for Allowance of Appeal pending).

I. Final Action(s) on NPDES and WQM Permit Application(s) and NOIs for Sewage, Industrial Waste, Industrial Stormwater, MS4s, Pesticides, CAFOs and Individual Construction Stormwater.

<i>Application Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Permittee Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PA0088242	CAFO Individual NPDES Permit	Issued	Country View Family Farms, LLC 1301 Fulling Mill Road Middletown, PA 17057-5975	Taylor Township Fulton County	SCRO
PAD050016	Chapter 102 Individual NPDES Permit	Issued	Bedford Borough Municipal Authority 244 W Penn Street Bedford, PA 15522-1226	Bedford Borough Bedford County	SCRO
PAD230008	Chapter 102 Individual NPDES Permit	Issued	Middletown Township Delaware County 27 N Pennell Road Media, PA 19063-4543	Middletown Township Delaware County	SERO
PAD510221	Chapter 102 Individual NPDES Permit	Issued	Spark Therapeutics, Inc. 3025 Market Street Second Floor Philadelphia, PA 19104-2877	Philadelphia City Philadelphia County	SERO
PAD600009	Chapter 102 Individual NPDES Permit	Issued	Ritz Craft Corp PA 15 Industrial Park Road Mifflinburg, PA 17844-7992	Mifflinburg Borough Union County	NCRO
PA0276588	Industrial Stormwater Individual NPDES Permit	Issued	Gardner Cryogenics A Division of Air Products & Chemicals, Inc. 7662 Church Street Alburtis, PA 18011-9502	Lower Macungie Township Lehigh County	NERO

NOTICES

87

<i>Application Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Permittee Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
0113811	Joint DEP/PFBC Pesticides Permit	Issued	Twin Lake I 26 Lake View Drive Gettysburg, PA 17325-8429	Cumberland Township Adams County	SCRO
0113818	Joint DEP/PFBC Pesticides Permit	Issued	Ruppert Elizabeth 489 Crum Road Fairfield, PA 17320-9234	Liberty Township Adams County	SCRO
0222800	Joint DEP/PFBC Pesticides Permit	Issued	Pine Township Allegheny County 230 Pearce Mill Road Wexford, PA 15090-8511	Pine Township Allegheny County	SWRO
0413802	Joint DEP/PFBC Pesticides Permit	Issued	Beaver County 469 Constitution Boulevard New Brighton, PA 15066-3105	Brighton Township Beaver County	SWRO
0413803	Joint DEP/PFBC Pesticides Permit	Issued	Beaver County 469 Constitution Boulevard New Brighton, PA 15066-3105	Marion Township Beaver County	SWRO
0615802	Joint DEP/PFBC Pesticides Permit	Issued	Green Hills Lake Association 1001 Lake View Drive Mohnton, PA 19540-7966	Robeson Township Berks County	SCRO
2113801	Joint DEP/PFBC Pesticides Permit	Issued	Stewart Doris 192 Carlisle Road Newville, PA 17241-9500	West Pennsboro Township Cumberland County	SCRO
2113806	Joint DEP/PFBC Pesticides Permit	Issued	Stough Steven 123 W Lisburn Road Mechanicsburg, PA 17055-5544	Upper Allen Township Cumberland County	SCRO
2113810	Joint DEP/PFBC Pesticides Permit	Issued	Lehrman Lou 995 Boiling Springs Road Mechanicsburg, PA 17055-9705	Monroe Township Cumberland County	SCRO
3613801	Joint DEP/PFBC Pesticides Permit	Issued	Victoria's Pond HOA 35 Briar Rose Trail Elizabethtown, PA 17022-9335	West Donegal Township Lancaster County	SCRO
3613815	Joint DEP/PFBC Pesticides Permit	Issued	Williammee Richard 1599 Sanctuary Road Manheim, PA 17545-8581	Penn Township Lancaster County	SCRO
3613847	Joint DEP/PFBC Pesticides Permit	Issued	Wenger Hugh 403 Trail Road N Elizabethtown, PA 17022-8430	Mount Joy Township Lancaster County	SCRO
3815801	Joint DEP/PFBC Pesticides Permit	Issued	Lebanon Co. Historical Society 924 Cumberland Street Lebanon, PA 17042-5139	North Lebanon Township Lebanon County	SCRO
6713802	Joint DEP/PFBC Pesticides Permit	Issued	Warehime Michael 6663 Moulstown Road E Hanover, PA 17331-6819	Heidelberg Township York County	SCRO
6713806	Joint DEP/PFBC Pesticides Permit	Issued	Maple Press Co. 480 Willow Springs Lane York, PA 17402	Manchester Township York County	SCRO
6713808	Joint DEP/PFBC Pesticides Permit	Issued	South Western School District 225 Bowman Road Hanover, PA 17331	Penn Township York County	SCRO
6713818	Joint DEP/PFBC Pesticides Permit	Issued	Shamenek Lou 795 Whisler Road Etters, PA 17319-9443	Newberry Township York County	SCRO
1501426	Land Application and Reuse of Sewage Individual WQM Permit	Issued	Bucks County Water & Sewer Authority 1275 Almshouse Road Warrington, PA 18976-1209	West Vincent Township Chester County	SERO

NOTICES

<i>Application Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Permittee Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
0471408	Major Sewage Treatment Facility Individual WQM Permit	Issued	Hopewell Township Beaver County 1700 Clark Boulevard Aliquippa, PA 15001-4205	Hopewell Township Beaver County	SWRO
0900421	Major Sewage Treatment Facility Individual WQM Permit	Issued	Pennridge Wastewater Treatment Authority 180 Maple Avenue P.O. Box 31 Sellersville, PA 18960-0031	West Rockhill Township Bucks County	SERO
09646-S	Major Sewage Treatment Facility Individual WQM Permit	Issued	Allegheny County Sanitary Authority ALCOSAN 3300 Preble Avenue Pittsburgh, PA 15233-1025	Monroeville Borough Allegheny County	SWRO
PA0070483	Minor Industrial Waste Facility with ELG Individual NPDES Permit	Issued	Grand Central Sanitary Landfill, Inc. 910 Pennsylvania Avenue Pen Argyl, PA 18072-9709	Plainfield Township Northampton County	NERO
PA0043672	Minor Industrial Waste Facility without ELG Individual NPDES Permit	Issued	Gen Dynamics Ordnance & Tactical System, Inc. 200 E High Street Red Lion, PA 17356-1426	Red Lion Borough York County	SCRO
PA0216151	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	Apple Michael P.O. Box 130 1183 Executive Drive Glasgow, PA 16644-0130	Reade Township Cambria County	SWRO
PA0033669	Minor Sewage Facility >= 0.05 MGD and < 1 MGD Individual NPDES Permit	Issued	Oley Robert K P.O. Box 1775 Shavertown, PA 18708-0775	Dallas Township Luzerne County	NERO
PA0043583	Minor Sewage Facility >= 0.05 MGD and < 1 MGD Individual NPDES Permit	Issued	Hartley Township Municipal Authority Union County P.O. Box 175 Laurelton, PA 17835-0175	Hartley Township Union County	NCRO
PA0046159	Minor Sewage Facility >= 0.05 MGD and < 1 MGD Individual NPDES Permit	Issued	Municipal Sewer Authority of Houtzdale Borough 116 Sterling Avenue Houtzdale, PA 16651-1748	Woodward Township Clearfield County	NCRO
PA0047228	Minor Sewage Facility >= 0.05 MGD and < 1 MGD Individual NPDES Permit	Issued	Pennsbury Village Borough Allegheny County 1043 Pennsbury Boulevard Pittsburgh, PA 15205-1643	Pennsbury Village Borough Allegheny County	SWRO
0805201	Minor and Non-NPDES Industrial Waste Treatment Facility Individual WQM Permit	Issued	Cargill Meat Solutions Corp P.O. Box 188 1252 Route 706 Wyalusing, PA 18853-0188	Wyalusing Township Bradford County	NCRO
NOEXNW144	No Exposure Certification	Issued	Schlumberger Tech Corp 95 Rutherford Run Bradford, PA 16701-3713	Bradford City McKean County	NWRO

NOTICES

89

<i>Application Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Permittee Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
NOEXNW225	No Exposure Certification	Issued	BPI, Inc. 612 S Trenton Avenue Pittsburgh, PA 15221-3475	Hempfield Township Mercer County	NWRO
NOEXSE266	No Exposure Certification	Issued	Durham School Service LP 2601 Navistar Drive Lisle, IL 60532-3679	Wrightstown Township Bucks County	SERO
367S045	Pump Stations Individual WQM Permit	Issued	PA DCNR 225 Pleasant Valley Road Portersville, PA 16051-2031	Muddycreek Township Butler County	NWRO
4204401	Pump Stations Individual WQM Permit	Issued	Eldred Borough P.O. Box 270 3 Bennett Street Eldred, PA 16731-0270	Eldred Borough McKean County	NWRO
3622408	Sewer Extensions Individual WQM Permit	Issued	East Lampeter Sewer Authority Lancaster County 2250 Old Philadelphia Pike Lancaster, PA 17602-3417	East Lampeter Township Lancaster County	SCRO
PA0065315	Single Residence STP Individual NPDES Permit	Issued	Weideman Robert W 4279 Chestnut Drive Walnutport, PA 18088-9691	Lehigh Township Northampton County	NERO
PA0244121	Single Residence STP Individual NPDES Permit	Issued	Longo Michael and Longo Heather 131 Shea Lane Glenmoore, PA 19343-9508	Upper Uwchlan Township Chester County	SERO
PA0288152	Single Residence STP Individual NPDES Permit	Issued	Sevin Lisa 127 Sunset Road Grove City, PA 16127-3635	Muddycreek Township Butler County	NWRO
PA0288845	Single Residence STP Individual NPDES Permit	Issued	Bruce and Leslie Walton 14645 Black Bear Road West Palm Beach, FL 33418-8606	Cranberry Township Venango County	NWRO
PA0291226	Single Residence STP Individual NPDES Permit	Issued	Bable Michelle 712 New Castle Road Slippery Rock, PA 16057-4220	Worth Township Butler County	NWRO
1020405	Single Residence Sewage Treatment Plant Individual WQM Permit	Issued	Sevin Lisa 127 Sunset Road Grove City, PA 16127-3635	Muddycreek Township Butler County	NWRO
1022413	Single Residence Sewage Treatment Plant Individual WQM Permit	Issued	Bable Michelle 712 New Castle Road Slippery Rock, PA 16057-4220	Worth Township Butler County	NWRO
6120405	Single Residence Sewage Treatment Plant Individual WQM Permit	Issued	Bruce and Leslie Walton 14645 Black Bear Road West Palm Beach, FL 33418-8606	Cranberry Township Venango County	NWRO
PA0052787	Small Flow Treatment Facility Individual NPDES Permit	Issued	Flatland Church 180 West Thatcher Road Quakertown, PA 18951	Richland Township Bucks County	SERO
PA0273139	Small Flow Treatment Facility Individual NPDES Permit	Issued	Haylett Ryan 13794 N Wayland Road Meadville, PA 16335	East Mead Township Crawford County	NWRO

<i>Application Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Permittee Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
WQG01201503	WQG-01 WQM General Permit	Issued	Haylett Ryan 13794 N Wayland Road Meadville, PA 16335	East Mead Township Crawford County	NWRO

II. Final Action(s) on PAG-01 and PAG-02 General NPDES Permit NOIs.

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC090530	PAG-02 General Permit	Issued	Spinio Industrial Holdings, Inc. 1076 Bethlehem Pike Montgomeryville, PA 18936-9621	Tinicum Township Bucks County	Bucks County Conservation District 1456 Ferry Road Doylestown, PA 18901-5550 215-345-7577 x110 RA-EPNPDES_SERO@pa.gov
PAC090536	PAG-02 General Permit	Issued	Provco Pinegood Newtown, LLC 795 E. Lancaster Avenue Building 2 Suite 200 Villanova, PA 19085-1525	Newton Township Bucks County	Bucks County Conservation District 1456 Ferry Road Doylestown, PA 18901-5550 215-345-7577 x110 RA-EPNPDES_SERO@pa.gov
PAC150323	PAG-02 General Permit	Issued	Eric Reid 18 Raleigh Court Harleysville, PA 19438	East Pikeland Township Chester County	Chester County Conservation District 688 Unionville Road Kennett Square, PA 19348 610-455-1360 RA-EPNPDES_SERO@pa.gov
PAC150067	PAG-02 General Permit	Issued	Gourmet Delight Mushrooms Co P.O. Box 160 Avondale, PA 19311	London Grove Township Chester County	Chester County Conservation District 688 Unionville Road Kennett Square, PA 19348 610-455-1360 RA-EPNPDES_SERO@pa.gov
PAC150069	PAG-02 General Permit	Issued	Windmill Hollow Property, Inc. 1653 Brintons Bridge Road Chadds Ford, PA 19317	Pennsbury Township Chester County	Chester County Conservation District 688 Unionville Road Kennett Square, PA 19348 610-455-1360 RA-EPNPDES_SERO@pa.gov
PAC080072	PAG-02 General Permit	Issued	Repsol Oil & Gas USD, LLC 337 Daniel Zenker Drive Horseheads, NY 14845	Wells Township Wellsboro Bradford County	Bradford County Conservation District 200 Lake Road Suite E Towanda, PA 18848 570-265-5539
PAC140149	PAG-02 General Permit	Issued	Marquis Estate Development, LLC 737 West Beaver Avenue State College, PA 16801	College Township Chester County	Centre County Conservation District 414 Holmes Avenue Suite 4 Bellefonte, PA 16823 814-355-6817

NOTICES

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC170060	PAG-02 General Permit	Issued	Rusty Gate Apts LLC c/o Wesley Smith Chestnut Avenue DuBois, PA 15801	Sandy Township Clearfield County	Clearfield County Conservation District 6395 Clearfield- Woodland Highway Suite 2 Clearfield, PA 16830 814-765-2629
PAC170064	PAG-02 General Permit	Issued	Moshannon Valley School District 4934 Green Acre Road Houtzdale, PA 16651	Bigler Township Clearfield County	Clearfield County Conservation District 6395 Clearfield- Woodland Highway Suite 2 Clearfield, PA 16830 814-765-2629
PAC070108	PAG-02 General Permit	Issued	Logan Township Supervisors David Pozgar 100 Chief Logan Circle Altoona, PA 16602	Logan Township Blair County	Blair County Conservation District 1407 Blair Street Hollidaysburg, PA 16648 814-696-0877 ext. 5 RA-EPSCWWPABULL@ pa.gov
PAC360790	PAG-02 General Permit	Issued	Stephen King 341 Rosedale Road Kinzer, PA 17536	Colerain Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-874-2520 RA-EPSCWWPABULL@ pa.gov
PAC360780	PAG-02 General Permit	Issued	Christ Fisher 102 Lloyds Road Oxford, PA 19363	Providence Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-874-2520 RA-EPSCWWPABULL@ pa.gov
PAC360403 A-1	PAG-02 General Permit	Issued	Hogan, Herr and Wolf II 616 Paxton Place Suite 100 Lititz, PA 17543	Lancaster Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361 ext. 5 RA-EPSCWWPABULL@ pa.gov
PAC360774	PAG-02 General Permit	Issued	Lancaster City 120 N. Duke Street Lancaster, PA 17608	City of Lancaster Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361 ext. 5 RA-EPSCWWPABULL@ pa.gov
PAC360766	PAG-02 General Permit	Issued	Blemon Property Management Group 88 Linda Avenue Lancaster, PA 17602	East Hempfield Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361 ext. 5 RA-EPSCWWPABULL@ pa.gov

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC210289	PAG-02 General Permit	Issued	Evercor Facility Management, Inc. 902 Wyoming Avenue Wyoming, PA 18644	Carlisle Borough Cumberland County	Cumberland County Conservation District 310 Allen Road Suite 301 Carlisle, PA 17013 717-240-7812 RA-EPSCWWPABULL@pa.gov
PAC670100 A-2	PAG-02 General Permit	Issued	Faire Wynd Associates LP Joel McNaughton 4400 Deer Path Road Suite 201 Harrisburg, PA 17110	Dover Township York County	York County Conservation District 2401 Pleasant Valley Road Suite 101 Room 139 York, PA 17402 717-840-7430 RA-EPSCWWPABULL@pa.gov
PAC350019	PAG-02 General Permit	Issued	Morgan Highway Auto Parts 400 Morgan Highway Scranton, PA 18508	City of Scranton Lackawanna County	Lackawanna County Conservation District 1027 South Abington Road South Abington Township, PA 18411 570-382-3086 RA-EPWW-NERO@pa.gov
PAC230237	PAG-02 General Permit	Issued	Aronimink Golf Club 3600 St. David's Road Newtown Square, PA 19073-1710	Newtown Township Delaware County	Delaware County Conservation District Rose Tree Park Hunt Club 1521 N. Providence Road Media, PA 19063 610-892-9484 RA-EPNPDES_SERO@pa.gov

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. 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.

Individuals in need of accommodations should contact the Environmental Hearing Board through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

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, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.

Contact: Terri Yench, Clerical Assistant 2, 570-830-3048.

Operation Permit No. 3480049, Public Water Supply.
Applicant **East Bangor
Municipal Authority**

Address 555 West Central Avenue
East Bangor, PA 18013

Municipality East Bangor Borough

County **Northampton County**

Consulting Engineer John Barbaz, P.E.
Van Cleef Engineering Associates
1685 Valley Center Parkway
Suite 100
Bethlehem, PA 18017

Application Received November 18, 2022

Permit Issued November 18, 2022

Description Operations Permit for the South
Broad Street Reservoir Floating
Cover & Liner Rehabilitation
Project.

*Southcentral Region: Safe Drinking Water Program,
909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-
705-4700.*

*Contact: Darin Horst, Environmental Engineer, 717-
705-4708.*

Operation Permit No. 0621503, Public Water Supply.

Applicant **Giorgio Foods, Inc.**

Address P.O. Box 96
Temple, PA 19560

Municipality Maiden creek Township

County **Berks County**

Consulting Engineer Spotts, Stevens, and McCoy
1047 North Park Road
Reading, PA 19610

Application Received December 12, 2022

Permit Issued December 16, 2022

Description Partial operation permit for
replacement of the three existing
finished water storage tanks
with five new storage tanks, and
modifications to the existing
softening and disinfection
facilities.

Transfer Permit No. 7280045, Public Water Supply.

Applicant **York Water Company**

Address 130 East Market Street
York, PA 17401

Municipality Greene Township

County **Franklin County**

Application Received August 30, 2022

Permit Issued December 12, 2022

Description Transfer of all public water
supply permits for PWS ID No.
7280045 from Franklin County
General Authority to the York
Water Company.

Operation Permit No. 3622504 MA, Public Water
Supply.

Applicant **City of Lancaster**

Address 120 North Duke Street
P.O. Box 1599
Lancaster, PA 17608

Municipality City of Lancaster

County **Lancaster County**

Consulting Engineer ARRO Consulting, Inc.
108 West Airport Road
Lititz, PA 17543

Application Received December 6, 2022

Permit Issued December 7, 2022

Description Partial operation permit for use
of chemical feed pump
replacements at the Conestoga
water treatment plant.

Operation Permit No. 2822504 MA, Public Water
Supply.

Applicant **Bear Valley Joint Authority**

Address 218 School House Road
St. Thomas, PA 17252

Municipality Saint Thomas Township

County **Franklin County**

Consulting Engineer Gwin, Dobson & Foreman, Inc.
3121 Fairway Drive
Altoona, PA 16602

Application Received December 8, 2022

Permit Issued December 8, 2022

Description Partial operation permit
approving use of the 720 feet of
42-inch diameter contact piping
at the Broad Run Treatment
Plant.

Operation Permit No. 3621527, Public Water Supply.

Applicant **Warwick Township
Municipal Authority**

Address 315 Clay Road
Lititz, PA 17543

Municipality Warwick Township

County **Lancaster County**

Consulting Engineer Entech Engineering, Inc.
201 Penn Street
P.O. Box 32
Reading, PA 19603

Application Received December 16, 2022

Permit Issued December 20, 2022

Description Operation of the three
replacement domestic pumps at
the Newport Road booster pump
station.

**Actions Taken Under the Pennsylvania Safe Drink-
ing Water Act (35 P.S. §§ 721.1—721.17).**

*Southcentral Region: Safe Drinking Water Program,
909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-
705-4700.*

*Contact: Wade Cope, P.E., Environmental Engineer, 717-
705-4708.*

Operation Permit 6721513 MA, PWSID No. **7670024**.
Liquid Management, LLC, 184 Meadowbrook Court,

New Cumberland, PA 17070, Fairview Township, **York County**. Application received: December 16, 2022. Permit Issued: December 20, 2022. Partial-operation permit for the operation of the Well No. 2 improvements and the interconnection between the north and south systems.

Southwest Region: Safe Drinking Water Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: Renee Diehl, Program Manager, ra-epswsdw@pa.gov.

Construction/Operation Permit 5046494. PWSID No. **5046494.** **Dalton's Service Company, LLC**, 1230 Mercer Road, Ellwood City, PA 16117, City of Beaver Falls, **Beaver County**. Application received: March 31, 2022. Permit Issued: December 21, 2022. Dalton's bulk water hauling system including two bulk transport tanks and one fill station.

Construction Permit 5622507. PWSID No. **4560037.** **Hooversville Borough**, 50 Main Street, P.O. Box 176, Hooversville, PA 15936, Hooversville Borough, **Somerset County**. Application received: July 11, 2022. Permit Issued: December 22, 2022. Construction of an interconnection with the Conemaugh Township Municipal Authority (including 9,000 linear feet of waterline and appurtenances and the Hooversville Pump Station) to use as a new source; and the installation of approximately 14,000 linear feet of waterline and appurtenances to replace lines throughout the Hooversville distribution system.

Construction Permit 0221535. PWSID No. **5020085.** **Seneca Place**, 3600 Forbes Avenue, Suite 10072, Pittsburgh, PA 15213, Ohara Township, **Allegheny County**. Application received: June 2, 2022. Permit Issued: November 14, 2022. Construction of a liquid chlorine (sodium hypochlorite) secondary disinfection treatment unit at the UPMC Senior Living Community Facility, Lighthouse Pointe at Chapel Harbor.

Transfer Permit 3022507-T1. PWSID No. **5300017.** **Southwestern Pennsylvania Water Authority**, P.O. Box 187, 1442 Jefferson Road, Jefferson, PA 15344, Cumberland Township, **Greene County**. Application received: August 23, 2022. Permit Issued: November 18, 2022. Transfer of the Municipal Authority of the Borough of Carmichaels water supply system permits to Southwestern Pennsylvania Water Authority.

Construction Permit 0422510. PWSID No. **5040019.** **UMH Properties, Inc.**, 150 Clay Street, Suite 450, Morgantown, WV 26501, Independence and Hanover Townships, **Beaver County**. Application received: June 14, 2022. Permit Issued: November 18, 2022. Replace Wells # 5 and # 9 with new Well # 11 at Independence Park and update its status to permanent. Includes changes to peak production capacity under the GWR, and addition of new treatment process for total dissolved solids via reverse osmosis.

Operation Permit 0220523MA. PWSID No. **5020038.** **Pittsburgh Water and Sewer Authority**, Penn Liberty Plaza 1, 1200 Penn Avenue, Pittsburgh, PA 15222, City of Pittsburgh, **Allegheny County**. Application received: December 1, 2022. Permit Issued: December 13, 2022. Operation of Highland Rising Main 3 and 100 linear feet of Rising Main 4.

Operation Permit 0221507MA. PWSID No. **5020038.** **Pittsburgh Water and Sewer Authority**, Penn Liberty Plaza 1, 1200 Penn Avenue, Pittsburgh, PA 15222, City of Pittsburgh, **Allegheny County**. Application received: November 28, 2022. Permit Issued: December 13, 2022. Two

peristaltic metering pumps at each of the Highland No. 2 Reservoir, Lanpher, Brashear, Bedford, and McNaugher booster pump stations.

Construction Permit 3022508. PWSID No. **5300017.** **Southwestern Pennsylvania Water Authority**, P.O. Box 187, 1442 Jefferson Road, Jefferson, PA 15344, Cumberland Township, **Greene County**. Application received: August 2, 2022. Permit Issued: December 20, 2022. Construction of a SeaQuest chemical feed system to serve as a method of corrosion control treatment.

SEWAGE FACILITIES ACT PLAN APPROVAL

Plan Approvals Granted Under the Pennsylvania Sewage Facilities Act, Act of January 24, 1966, P.L. 1535, as Amended, 35 P.S. § 750.5.

Southcentral Region: Clean Water Program, 909 Elmer-ton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

Contact: Richard Barrett, Sewage Planning Specialist, 814-946-7378.

Plan Location:

Municipality	Address	County
Greenfield Township	477 Ski Gap Road Claysburg, PA 16625	Blair County

Plan Description:

George Harbaugh Property, A3-07913-190-3s. Approval of a revision to the official plan of Greenfield Township, **Blair County**. The project is known as George Harbaugh Property SFTF. The plan provides for the installation of a small flow treatment facility with a discharge into an unnamed tributary to the Frankstown Branch of the Juniata River, for a proposed 3-bedroom residential dwelling on a 2.0-acre lot. The property is located at 564 Maple Lane. The Department's review of the plan revision has not identified any significant impacts resulting from this proposal. The DEP Code Number for this planning module is A3-07913-190-3s and the APS ID is 1073925. Any permits must be obtained in the name of the property owner.

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—6026.908).

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 of Environmental Protection (DEP) 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, please contact the Regional Office Program Manager previously listed in the notice.

Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

The Department has received the following plans and reports.

Northcentral Region: Environmental Cleanup & Brownfields Program, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636.

Contact: Randy Farmerie, P.G., Environmental Program Manager, 570-327-3716.

Newpark Drilling Fluids, Primary Facility ID # **860786**, 2780 Mosser Avenue, Williamsport, PA 17701, City of Williamsport, **Lycoming County**. Weaver Consultants Group, LLC, 2225 Sycamore Street, Harrisburg, PA 17110, on behalf of Newpark Drilling Fluids, 21920 Merchants Way, Katy, TX 77449, submitted a Final Report concerning remediation of soil contaminated with oil-based drilling fluids. The Final Report is intended to document remediation of the site to meet the Statewide health standards.

Hattie N 2H on the Hattie BRA Pad, Primary Facility ID # **861270**, 211 Dietz Road, Sugar Run, PA 18846, Wilmot Township, **Bradford County**. Creston Environmental, LLC, P.O. Box 1373, Camp Hill, PA 17001, on behalf of Chesapeake Appalachia, LLC, 14 Chesapeake Lane, Sayre, PA 18840, submitted a Final Report concerning remediation of soil contaminated with produced water. The Final Report is intended to document remediation of the site to meet the Statewide health and background standards.

Pride of Texas Logistics, LC Diesel Fuel Cleanup, Primary Facility ID # **858088**, Route 15 near Steam Valley exit, Trout Run, PA 17771, Cogan House Township, **Lycoming County**. EnviroServe, Inc., 254 Reitz Avenue, Winfield, PA 17889, on behalf of Pride of Texas Logistics, LC, 20 South Third Street, Suite 210, Columbus, OH 43215, submitted a Final Report concerning remediation of soil contaminated with diesel fuel. The Final Report is intended to document remediation of the site to meet the Statewide health standards.

Southeast Region: Environmental Cleanup & Brownfields Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.

Contact: Charline Bass, Administrative Assistant, 484-250-5787.

6800 Essington Avenue, Primary Facility ID # **853185**, 6800 Essington Avenue, Philadelphia, PA 19153, City of Philadelphia, **Philadelphia County**. Julie

Baniewicz, Apex Companies, LLC, 100 Arrandale Boulevard, Suite 203, Exton, PA 19153, on behalf of Liam Sullivan, 6800 Essington Partners, LLC, 414 South 16th Street, Suite 100, Philadelphia, PA 19146, submitted a Remedial Investigation Report concerning remediation of soil and groundwater contaminated with benzene, ethylbenzene, methylene chloride, MTBE, 1,2,4-TMB, tetrachloroethene, benzo(a)pyrene, arsenic, lead, benzo(b)-fluoranthene, benzo(k)fluoranthene, benzo(g,h,i)perylene, and benzo(a)pyrene. The Remedial Investigation Report is intended to document remediation of the site to meet the site-specific standards.

Sharswood Development, Primary Facility ID # **846210**, 2015-2077 Ridge Avenue, Philadelphia, PA 19121, City of Philadelphia, **Philadelphia County**. Shad Manning, REPSG, Inc., 6901 Kingsessing Avenue, Second Floor, Philadelphia, PA 19142, 6901 Kingsessing Avenue, Second Floor, Philadelphia, PA 19142, on behalf of Leslie Smallwood-Lewis, Sharswood Partners, LP, 3525 I Street, Philadelphia, PA 19134, PA 19134, submitted a Final Report concerning remediation of soil contaminated with benzo(a)pyrene, benzo(b)fluoranthene, indeno(1,2,3-cd)pyrene, arsenic and vanadium. The Final Report is intended to document remediation of the site to meet the site-specific standards.

Southwest Region: Environmental Cleanup & Brownfields Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: Kam Miseikyte, Clerical Assistant 2, 412-442-4091.

CNX GH5 Well Pad, Primary Facility ID # **863075**, 394 Lightner Road, Sycamore, PA 15364, Center Township, **Greene County**. Penn Environmental & Remediation, 111 Ryan Court, Pittsburgh, PA 15205, on behalf of CNX Gas Company, LLC, 1000 Horizon Vue Energy Drive, Canonsburg, PA 15317, submitted a Final Report concerning remediation of soil contaminated with aluminum, barium, boron, iron, lithium, manganese, selenium, strontium, vanadium, and zinc. The Final Report is intended to document remediation of the site to meet the Statewide health and background standards.

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 of Environmental Protection (DEP) 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 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.

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 DEP may approve or disapprove plans and reports submitted. This notice provides DEP's decision and, if relevant, the basis for disapproval.

For further information concerning plans or reports, please contact the Regional Office Program Manager previously listed in the notice.

Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

The DEP has received the following plans and reports.

Northeast Region: Environmental Cleanup & Brownfields Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.

Contact: Eric Supey, Environmental Program Manager.

Koromlan Property, Primary Facility ID # **737644**, 4563 State Route 3004, Meshoppen, PA 18630, Auburn Township, **Susquehanna County**. Creston Environmental, P.O. Box 1373, Camp Hill, PA 17001, on behalf of Chesapeake Appalachia LLC, 14 Cheaspeake Lane, Sayre, PA 18840, submitted a Final Report concerning remediation of soil contaminated with releases of production fluid (brine). The Final Report demonstrated attainment of the Statewide health standards. Approved: December 19, 2022.

Southeast Region: Environmental Cleanup & Brownfields Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.

Contact: Charline Bass, Administrative Assistant, 484-250-5787.

Bridgeport Garage, Inc., Primary Facility ID # **855098**, 17-25 West 4th Street, Bridgeport, PA 19405, Bridgeport Borough, **Montgomery County**. Sean Fullmer, PG, Compliance Management International, 1350 Welsh Road, Suite 200, North Wales, PA 19454, on behalf of Teresa L. Oliveri, Bridgeport Garage, Inc, 4002 Center Avenue, Lafayette Hill, PA 19444, submitted a combined Remedial Investigation Report/Cleanup Plan/Final Report concerning remediation of soil contaminated with leaded and unleaded gasoline. The Report did not demonstrate attainment of the site-specific standards. Issued a technical deficiency letter: December 13, 2022.

2630 West Girard Avenue, Primary Facility ID # **856445**, Southeast Corner of North 27th Street & West Girard Avenue, Philadelphia, PA 19130, City of Philadelphia, **Philadelphia County**. Jennifer Poole, Pennoni, 1900 Market Street, Suite 300, Philadelphia, PA 19103, on behalf of Dan Bleznak, 27th and Girard Limited Partnership, c/o ADCO, American Development Company, 715 Montgomery Avenue, Suite 3, Narberth, PA 19072, submitted a Final Report concerning remediation of soil contaminated with metals and PAHs. The Report did not demonstrate attainment of the Statewide health standards. Issued a technical deficiency letter: December 9, 2022.

4 Woodland Road, Primary Facility ID # **860254**, 4 Woodland Road, Newtown, PA 18940, Upper Makefield Township, **Bucks County**. Ryan B. Beebe, Crawford Environmental Services, LLC, 20 Cardinal Drive, Birdsboro, PA 19508, on behalf of Joe Clemenson, JC Heating & Cooling, 181 Fallsington-Tullytown Road, Levittown, PA 19054, submitted a Final Report concerning remediation of soil contaminated with benzene, toluene, ethylbenzene, MTBE, naphthalene, cumene, 1,2,4-trimethylbenzene, and 1,3,5-trimethylbenzene. The Final Report demonstrated attainment of the Statewide health standards. Approved: December 12, 2022.

Gasoline Retail Facility, Primary Facility ID # **848942**, 320 South West End Boulevard, Quakertown, PA 18951, Quakertown Borough, **Bucks County**. Andrew Markoski, PG, Patriot Environmental Management, LLC, 2404 Brown Street, Pottstown, PA 19464, on behalf of John Edge, KBJM Real Estate, LLC, 220 South Eleventh Street, Quakertown, PA 18951, submitted a Remedial Investigation Report concerning remediation of soil and groundwater contaminated with petroleum constituents. The Report did not demonstrate attainment of the site-specific standards. Issued a technical deficiency letter: December 12, 2022.

Southwest Region: Environmental Cleanup & Brownfields Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: Kam Miseikyte, Clerical Assistant 2, 412-442-4091.

EQT Trax Farm Well Pad, Primary Facility ID # **861781**, 6390 State Route 88, Finleyville, PA 15332, Union Township, **Washington County**. Moody and Associates, Inc., 1720 Washington Road, Suite 100, Washington, PA 15301, on behalf of EQT Corporation, 625 Liberty Avenue, 17th Floor, Pittsburgh, PA 15222, submitted a Final Report concerning remediation of soil contaminated with aluminum, barium, boron, iron, lithium, manganese, selenium, vanadium, zinc, and chloride. The Final Report did not demonstrate attainment of the Statewide health standards. Issued a technical deficiency letter: December 20, 2022.

EQT Kevech Well Pad, Primary Facility ID # **847190**, 116 Kevech Road, Monongahela, PA 15063, Fallowfield Township, **Washington County**. Moody and Associates, Inc., 1720 Washington Road, Suite 100, Washington, PA 15301, on behalf of EQT Corporation, 625 Liberty Avenue, 17th Floor, Pittsburgh, PA 15222, submitted a Final Report concerning remediation of soil contaminated with aluminum, barium, boron, iron, lithium, manganese, selenium, strontium, vanadium, zinc, and chloride. The Final Report demonstrated attainment of the Statewide health and background standards. Approved: December 20, 2022.

**REGISTRATION FOR MUNICIPAL WASTE
GENERAL PERMITS**

Actions(s) Taken on Registration(s) Under the Solid Waste Management Act of July 7, 1980 (P.L. 380, No. 97) (35 P.S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904); and Municipal Waste Regulations for a General Permit to Operate Municipal Waste Processing Facilities and/or the Beneficial Use of Municipal Waste.

Southcentral Region: Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

Contact: Anthony L. Rathfon, Program Manager.

WMGM042SC006. Reinford-Frymoyer Farms, LLC, 5272 Cedar Spring Road, Mifflintown, PA 17059, Walker Township, **Juniata County**. This permit renews Reinford-Frymoyer Farm's coverage under WMGM042, which authorizes the anaerobic digestion of animal manure on a farm mixed with grease trap waste and/or pre-consumer and post-consumer food waste from commercial and institutional establishments, or industrial food manufacturing operations; and the use of a depackaging unit(s) to mechanically separate the pre- and post-consumer food waste from its packaging, prior to anaerobic digestion. It also authorizes the beneficial use of the methane gas produced by the anaerobic digestion as fuel, including the production of electricity; the use of the waste solids from the digester as animal bedding material at the farm; and the liquid/solids removed from the digester as a soil additive for agricultural purposes. Application received: August 3, 2022. Renewal issued: December 15, 2022.

Persons interested in reviewing the permit may contact John L. Oren, P.E., Permits Chief, Southcentral Region, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700. TDD users may contact DEP through the Pennsylvania Hamilton Relay Service, 800-654-5984.

**DETERMINATION OF APPLICABILITY FOR
RESIDUAL WASTE GENERAL PERMITS**

Actions(s) Taken on Permit(s) Under the Solid Waste Management Act of July 7, 1980 (P.L. 380, No. 97) (35 P.S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904); and Residual Waste Regulations for Determination of Applicability for a General Permit to Operate Residual Waste Processing Facilities and/or the Beneficial Use of Residual Waste Other than Coal Ash.

Southwest Region: Waste Management Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: Waste Management Program Manager.

WMGR123SW019. Hydro Recovery, LP, 1975 Waddle Road, State College, PA 16803, Hanover Township, **Washington County**. A minor modification approving the installation of a temporary pipeline to support the completion of a nearby well at the Hydro Recovery Washington Facility. The general permit authorizes the processing and beneficial use of oil and gas liquid waste

to be used as a water supply to develop or hydraulically fracture an oil or gas well. Application received: October 4, 2022. Issued: December 20, 2022.

Persons interested in reviewing the permit may contact Regional Files (412-442-4100), Southwest Region, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact DEP through the Pennsylvania Hamilton Relay Service, 800-654-5984.

**OPERATE WASTE PROCESSING OR DISPOSAL
AREA OR SITE**

Actions(s) Taken on Permit(s) Under the Solid Waste Management Act of July 7, 1980 (P.L. 380, No. 97) (35 P.S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904); and Regulations to Operate Solid Waste Processing or Disposal Area or Site.

Northcentral Region: Waste Management Program, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636.

Contact: Lisa D. Houser, P.E., Facilities Manager, 570-327-3740.

100904. Centre County Recycling and Refuse Authority, 254 Transfer Road, Bellefonte, PA 16823, College Township, **Centre County**. Renewal permit application for the operation of the Dale Summit municipal waste transfer station. Application received: March 30, 2022. Accepted: November 28, 2022. Issued: December 21, 2022.

Persons interested in reviewing the permit may contact Lisa D. Houser, P.E., Facilities Manager, 570-327-3740, Northcentral Region, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636. TDD users may contact DEP through the Pennsylvania Hamilton Relay Service, 800-654-5984.

300709. Morgan Advanced Metal & Technology, 1118 East Second Street, Coudersport, PA 16915, Eulalia Township, **Potter County**. Minor permit modification for the closed residual waste landfill at the Morgan AM&T Facility, reducing the frequency of groundwater monitoring from semi-annually to annually. Application received: November 1, 2022. Accepted: December 7, 2022. Issued: December 8, 2022.

Persons interested in reviewing the permit may contact Lisa D. Houser, P.E., Facilities Manager, 570-327-3740, Northcentral Region, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636. TDD users may contact DEP through the Pennsylvania Hamilton Relay Service, 800-654-5984.

100955. Clinton County Solid Waste Authority, 264 Landfill Lane, P.O. Box 209, McElhattan, PA 17748-0209, Wayne Township, **Clinton County**. Minor permit modification for the operation of Wayne Township Landfill approving changes to the Phasing Development Plan for Cells 6 and 7 and bonding worksheet updates increasing total bond amount. Application received: September 16, 2022. Accepted: November 23, 2022. Issued: December 8, 2022.

Persons interested in reviewing the permit may contact Lisa D. Houser, P.E., Facilities Manager, 570-327-3740, Northcentral Region, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636. TDD users may contact DEP through the Pennsylvania Hamilton Relay Service, 800-654-5984.

Southwest Region: Waste Management Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: Waste Management Program Manager.

100620. Allied Waste Systems of Pennsylvania, LLC, 11 Boggs Road, Imperial, PA 15126, Findlay Township, **Allegheny County**. A minor modification to the Imperial Landfill permit authorizing disposal of putrescible waste in a previously designated non-putrescible waste disposal area in the northeast portion of Area 7. Application received: January 10, 2022. Issued: December 16, 2022.

Persons interested in reviewing the permit may contact Regional Files, Southwest Region, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4100. TDD users may contact DEP through the Pennsylvania Hamilton Relay Service, 800-654-5984.

AIR QUALITY

Actions(s) Taken on General Plan Approval(s) and Operating Permit(s) 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.

Northcentral Region: Air Quality Program, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636.

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

AG5-59-00009C: NFG Midstream Wellsboro, LLC, 6363 Main Street, Williamsville, NY 14221, Delmar Township, **Tioga County**. The Department authorized construction and operation of one (1) 1,900 bhp GE Waukesha model VHP-L7044GSI S5 four stroke, rich-burn, natural gas-fired compressor engines, equipped with non-selective catalytic reduction (ENG-002) and the continued operation of the existing sources pursuant to the General Plan Approval and/or General Operating Permit for Compression Stations, Processing Plants and Transmission Stations (BAQ-GPA/GP-5) at the Wellsboro Tract 007 Compressor Station. Application received: November 21, 2022. Authorized: December 19, 2022.

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.

Contact: Raymond Kempa, New Source Review Chief, 570-826-2531.

GP9-35-031: Mark Construction Services, Inc., 4000 4th Street, Moosic, PA 18507, Moosic Borough, **Lackawanna County**. To install and operate three (1) Diesel I/C engines at 4753 Birney Avenue. Application received: November 9, 2022. Issued: December 8, 2022.

AG5-58-00001E: Susquehanna Gathering Company 1, LLC, 1429 Oliver Road, Suite 500, New Milford, PA 18834, New Milford Township, **Susquehanna County**. To operate twelve (12) IC Engines, one (1) emergency generator, one (1) dehydrator with reboiler and flash separator, one (1) enclosed flare, one (1) fuel gas heater, and three (3) condensate tanks at the CDP No. 1 Compressor Station. Application received: November 3, 2022. Issued: December 9, 2022.

GP3-35-031: Mark Construction Services, Inc., 4000 4th Street, Moosic, PA 18507, Moosic Borough,

Lackawanna County. To construct and operate a Portable Crushing Operation with water sprays. Application received: November 1, 2022. Issued: December 8, 2022.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

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

11-00498: Pets After Life Services, 3215 Frankstown Rd, Portage, PA 15946, Portage Township, **Cambria County**. For authorization to operate one (1) USB20 (Sierra 500) propane-fired animal crematory incinerator pursuant to the General Plan Approval and/or General Operating Permit for Human or Animal Crematories (BAQGPA/GP-14) at the Pets After Life Services facility located in Portage Township, Cambria County. Application received: December 1, 2022. GP coverage issued: December 22, 2022.

Actions(s) Taken on Plan Approval(s) 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.

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.

Contact: Raymond Kempa, New Source Review Chief, 570-826-2531.

48-00084B: L & M Fabrication and Machine, Inc., 7230 Beth-Bath Pike, Bath, PA 18014, East Allen Township, **Northampton County**. To issue a Plan Approval for the operation of one (1) 4,800 CFM baghouse to control dust from a metal cutting operation. Application received: May 27, 2022. Issued: November 29, 2022.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: Sheri Guerrieri, P.E., New Source Review Chief, 412-442-4174.

PA-04-00443A: Evoqua Water Technologies, LLC, 118 Park Road, Darlington, PA 16115, Darlington Township, **Beaver County**. This Plan Approval was issued to authorize the replacement in kind of two afterburners No. 2 and No. 3, the scrubber air pollution control system (APC), and its associated scrubber building at Evoqua's existing Darlington Carbon Reactivation Facility located in Darlington Township, Beaver County. Application received: March 23, 2022. Accepted: December 21, 2022.

Plan Approval Revision(s) Issued Including Extension(s), Minor Modification(s) and Transfer(s) of Ownership Under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code §§ 127.13, 127.13a and 127.32.

Northcentral Region: Air Quality Program, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636.

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

18-00005E: Eastern Gas Transmission & Storage, Inc., 6603 West Broad Street, Richmond, VA 23230, Leidy

Township, **Clinton County**. The company was issued a plan approval extension for the temporary operation of the source authorized under the plan approval while the source awaits confirmation of compliance demonstration. Application received: December 7, 2022. Extension: December 22, 2022.

41-00084C: Hamilton Patriot, LLC, 50 Patriot Lane, Montgomery, PA 17752, Clinton Township, **Lycoming County**. The company was issued a plan approval extension for the temporary operation of the source authorized under the plan approval at the company's Hamilton Patriot Generation Plant while the source awaits confirmation of compliance demonstration. Application received: December 1, 2022. Extension: December 22, 2022.

59-00035A: Empire Pipeline, Inc., 6363 Main Street, Williamsville, NY 14221, Jackson Township, **Tioga County**. The company was issued a plan approval extension for the temporary operation of the sources authorized under the plan approval located at the Jackson Compressor Station while the sources await confirmation of compliance demonstration. Application received: November 22, 2022. Extension: December 22, 2022.

Operating Permit(s) 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.

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.

Contact: Norm Frederick, 570-826-2409.

45-00031: Ardent Mills, LLC/Mt Pocono, 1875 Lawrence St, Ste 1400, Mt Pocono, PA 80202-1854, Pocono Township, **Monroe County**. The Department issued a State-Only (Synthetic) Minor Permit for the manufacturing of flour and other grain mill products facility in Pocono Township, Monroe County. The sources at this facility consist of wheat receiving, transferring, screening, and loading. The control devices consist of baghouses, cleaning houses, and purifiers. The sources are considered minor emission sources of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), total suspended particulate (TSP), and VOC's. The proposed Operating Permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations. Application received: May 3, 2022. Renewal issued: December 5, 2022.

48-00022: Ardent Mills LLC/Martins Creek Flour Mill, 4888 S Delaware Dr., Martins Creek, PA 18063, Lower Mount Bethel Township, **Northampton County**. The Department issued a State-Only (Synthetic) Minor Permit for the manufacturing of flour and other grain mill products facility in Lower Mount Bethel Township, Northampton County. The sources at this facility consist of wheat receiving and handling, and loading. The control devices consist of elevator and cleaning houses. The sources are considered minor emission sources of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), total suspended particulate (TSP), and VOC's. The proposed Operating Permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations. Application received: May 10, 2022. Renewal issued: December 15, 2022.

48-00023: Ardent Mills LLC/Martins Creek Grain Elevator, 4888 S Delaware Dr., Martins Creek, PA 18063, Lower Mount Bethel Township, **Northampton County**. The Department issued a State-Only (Synthetic) Minor Permit for the manufacturing of flour and other grain mill products facility in Lower Mount Bethel Township, Northampton County. The sources at this facility consist of wheat receiving and handling, cleaning, and Flour Mill. The sources are considered minor emission sources of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), total suspended particulate (TSP), and VOC's. The proposed Operating Permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations. Application received: May 10, 2022. Renewal issued: December 14, 2022.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.

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

46-00076: Greene, Tweed & Company, Inc., 2075 Detwiler Road, Kulpsville, PA 19443, Towamencin Township, **Montgomery County**. For the renewal of a State Only (Natural Minor) Operating Permit for the manufacturing of gaskets and sealing devices for use in aerospace, energy, and other industries. Application received: July 29, 2021. Issued: December 22, 2022.

46-00251: Anders Detwiler Funeral Home, 130 East Broad Street, Souderton, PA 18964, Souderton Borough, **Bucks County**. For the renewal of a State Only Operating Permit for the operation of a dual chamber human crematory unit, manufactured by Matthews Cremation Division. Application received: February 4, 2022. Issued: December 22, 2022.

15-00042: PA Department of Military and Veterans Affairs—Southeastern Veterans Center, 1 Veterans Drive, Spring City, PA 19475-1241, East Vincent Township, **Chester County**. For the renewal of a Synthetic Minor Operating Permit for the operation of two (2) gas-fired boilers, six (6) emergency generator engines, and one (1) fire pump engine. Application received: June 28, 2021. Issued: December 22, 2022.

46-00134: The Hill School, 860 Beech Street, Pottstown, PA 19464, Pottstown Borough, **Montgomery County**. For the renewal of a State Only Operating Permit for the operation of various combustion sources, which consists of three (3) boilers, four (4) emergency electric generator engines, and one (1) non-emergency chiller engine. Application received: July 25, 2022. Issued: December 22, 2022.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: Muhammad Q. Zaman, Program Manager, 570-327-3648 or Mark A. Gorog, Program Manager, 412-442-4150.

65-000378: Buckeye Terminals LLC, 134 BP Tank Lane, Greensburg, PA 15601, Hempfield Township, **West-**

moreland County. The company was issued a renewal of their State Only (Synthetic Minor) Operating Permit for their Greensburg terminal. The Operating Permit contains all applicable regulatory requirements including monitoring, recordkeeping, reporting and testing conditions to ensure compliance with applicable Federal and State air quality regulations. Application received: December 21, 2018. Renewal issued: December 19, 2022.

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

11-00497: Gautier Steel Ltd., 80 Clinton St., Johnstown, PA 15901, City of Johnstown, **Cambria County.** The Department issued a renewal natural minor State Only Operating Permit for a hot-rolled steel plant. The Operating Permit includes conditions relating to applicable emission restrictions, testing, monitoring, recordkeeping, reporting, and work practice standards requirements at their facility located in Johnstown City, Cambria County. Application received: June 2, 2022. Deemed administratively complete: July 28, 2022. Issued: December 14, 2022.

Operating Permit Revisions Issued Including Administrative Amendments, Minor Modifications or Transfer 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.

Northcentral Region: Air Quality Program, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636.

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

60-00012: Ritz Craft Corporation of PA, Inc., 15 Industrial Park Drive, Mifflinburg, PA 17844, Mifflinburg Borough, **Union County.** The company was issued a modified State only Operating Permit on December 19, 2022, for the replacement of an existing fabric collector to control the particulate matter emissions from woodworking equipment at their facility. The modified State Only Operating Permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions. Application received: July 18, 2022. Permit issued: December 7, 2018. Revised: December 20, 2022.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6945.

Contact: Matthew Williams, Facilities Permitting Chief, 814-332-6940.

25-00970: F3 Metalworx Inc., 12069 East Main Road, North East, PA 16428-3641, North East Township, **Erie County.** The Department issued an administrative amendment to the Natural Minor State Only Operating Permit to incorporate the change in responsible official and permit contact for the facility. Application received: October 24, 2022. Issued: December 14, 2022.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.

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

09-00168: Fiberglass Technologies, Inc., 1610 Hanford Street, Levittown, PA 19057, Bristol Township,

Bucks County. For an administrative amendment to/ modification of a State Only (Synthetic Minor) Operating Permit for Fiberglass Technologies, Inc. (FTI), which manufactures architectural ornamentation products (e.g., column covers, cornice, mouldings, door surroundings, etc.) out of reinforced plastics/composites for use in the building industry. To this end, FTI operates and maintains two spray booths, from which the main pollutant emitted is styrene, a hazardous air pollutant (HAP) and volatile organic compound (VOC). HAP and VOC emissions from the spray booths/facility are each restricted to less than 2.7 tons/yr, calculated monthly as a 12-month rolling sum. DEP has recently confirmed that the potentials to emit styrene and VOCs from the spray booths/facility are actually less than the major facility thresholds of 10 and 25 tons/yr, respectively. Therefore, DEP has reclassified the facility as Natural Minor, and has replaced the styrene content restriction with a restriction on the total amount of resins, gelcoats, and catalysts used at the facility of 67,210 lbs/yr (designed to meet the HAP and VOC emission rate restrictions). The change in permit status and replacement of the styrene content restriction, respectively, are made in accordance with 25 Pa. Code § 127.450(a)(2) and 25 Pa. Code § 127.461(1). The amended/modified SOOP will continue to include monitoring, recordkeeping, reporting, and work practice requirements designed to keep the facility operating within all applicable air quality requirements. Application received: October 5, 2022. Issued: December 16, 2022.

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

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: Sheri Guerrieri, P.E., New Source Review Chief, 412-442-4174.

GP5A-63-01017: Diversified Production, LLC, 125 Industry Road, Waynesburg, PA 15370, Morris Township, **Washington County.** GP5A-63-01017A: On December 21, 2022, Diversified Production LLC received approval for De Minimis emissions increases not to exceed approximately 0.17 ton per year of VOC, 3.6 tons per year of methane (CH₄), and 81.6 tons per year of carbon dioxide equivalent (CO₂e), resulting from the operation of additional existing pneumatic devices at the NV-34 Well Pad in Morris Township, Washington County. Total De Minimis increases for this facility since the most recent permit authorization of February 19, 2019, include this project (increases previously listed), as well as an increase occurring on September 25, 2022 under DEM-63-01017 for the construction of an indirect combustion device that resulted in no higher than 0.07 tpy each of NO_x, CO, SO_x, total HAPs, single HAP, PM₁₀, or PM_{2.5}.

GP5A-63-01021: Diversified Production, LLC, 125 Industry Road, Waynesburg, PA 15370, Morris Township, **Washington County.** On December 21, 2022, Diversified Production, LLC, received approval for De Minimis emissions increases not to exceed approximately 0.12 ton per year of VOC, 3.2 tons per year of methane (CH₄), and 72.6 tons per year of carbon dioxide equivalent (CO₂e), resulting from the operation of additional pneumatic devices at the NV-58 Well Pad. No prior De Minimis increases have occurred at the facility during the term of its current general permit, GP5A-63-01021.

ACTIONS ON COAL AND NONCOAL APPLICATIONS

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.31); 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); the Bituminous Mine Subsidence and Land Conservation Act (52 P.S. §§ 1406.1—1406.21). The final action on each application also constitutes action on the National Pollutant Discharge Elimination System (NPDES) permit application and, if noted, the request for a Section 401 Water Quality Certification. Mining activity permits issued in response to such applications will also address the application permitting requirements of the following statutes; the Air Quality 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—6018.1103). Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

Noncoal Permits

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

Contact: Tracy Norbert or RA-EPNEWSTANTON@pa.gov.

Mining Permit No. 26092001. NPDES No. PA0251658. Bullsken Stone and Lime, LLC, 117 Marcia Street, Latrobe, PA 15650, Bullsken Township, Fayette County. Permit revised to add 10.4 underground acres to an existing noncoal mine and associated NPDES permit, affecting 377.2 acres. Receiving streams: unnamed tributaries to Mounts River and Mounts River, classified for the following use: WWF. Application received: September 10, 2021. Issued: December 22, 2022.

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

Contact: RA-EPPottsvilleDMO@pa.gov.

Mining Permit No. 7775SM3. NPDES Permit No. PA0594679. Lehigh Cement Co., LLC, 7660 Imperial Way, Allentown, PA 18195, Richmond and Maxatawny Townships, Berks County. Renew NPDES Permit on a quarry operation. Receiving stream unnamed tributary to Moselem Creek. Application received: December 16, 2021. Renewal issued: December 22, 2022.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

Action(s) Taken on Application(s) 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

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

Contact: RA-EPPottsvilleDMO@pa.gov.

Permit No. 35224113. Hayduk Enterprises, Inc., 257 Riverside Drive, Factoryville, PA 18419, Ransom Township, Lackawanna County. Blasting for Buranich Shale Pit. Application received: December 12, 2022. Permit issued: December 15, 2022. Expiration date: June 30, 2023.

Permit No. 40224116. Maine Drilling & Blasting, Inc., P.O. Box 1140, Gardiner, ME 04345, Jenkins Township, Luzerne County. Construction blasting for Centerpoint South Warehouse. Application received: December 14, 2022. Permit issued: December 15, 2022. Expiration date: December 15, 2023.

Permit No. 45224110. Silver Valley Consulting, 102 Lamp Post Lane, Stroudsburg, PA 18360, Hamilton Township, Monroe County. Construction blasting for Moyer Shop. Application received: December 13, 2022. Permit issued: December 15, 2022. Expiration date: December 30, 2024.

Permit No. 46224110. Rock Work, Inc., 1257 Dekalb Pike, Blue Bell, PA 19422, Lower Salford Township, Montgomery County. Construction blasting for Creekside at Mainland. Application received: December 13, 2022. Permit issued: December 15, 2022. Expiration date: December 31, 2023.

Permit No. 67224115. M & J Explosives, LLC, 104 East Main Street, Carlisle, PA 17015, Springettsbury Township, York County. Construction blasting for Rutter 57. Application received: December 12, 2022. Permit issued: December 15, 2022. Expiration date: June 1, 2023.

Permit No. 46224111. American Rock Mechanics, LLC, 7531 Chestnut Street, Zionsville, PA 18092, Towamencin Township, Montgomery County. Construction blasting for Delp Drive Warehouse. Application received: December 14, 2022. Permit issued: December 20, 2022. Expiration date: December 13, 2023.

Permit No. 67224116. Maine Drilling & Blasting, Inc., P.O. Box 1140, Gardiner, ME 04345, East Manchester Township, York County. Construction blasting for Codorus Warehouse Building 4. Application received: December 16, 2022. Permit issued: December 20, 2022. Expiration date: December 16, 2023.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The Department of Environmental Protection (DEP) 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, DEP has granted 401 Water Quality Certification certifying that the construction and operation described will comply with the applicable provisions of 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.

Individuals aggrieved by these actions may appeal, pursuant to Section 4 of the Environmental Hearing Board Act, 35 P.S. § 7514, and the Administrative Agency Law, 2 Pa.C.S. Chapter 5A, 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. Appeals must be filed with the Environmental Hearing 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 any right of appeal beyond that permitted by applicable statutes and decisional law.

If you want to challenge this action, your appeal must reach the Board within 30-days. You do not need a lawyer to file an appeal with the Board.

Individuals in need of accommodations should contact the Environmental Hearing Board through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

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

WATER OBSTRUCTIONS AND ENCROACHMENTS

Action(s) Taken on Application(s) 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.

Eastern District: Oil and Gas Management Program, 208 West Third Street, Williamsport, PA 17701-6448.

Contact: RA-EPEASTERNOGPRG@pa.gov.

E0829222-031. Chesapeake Appalachia LLC, 14 Chesapeake Lane, Sayre, PA 18840, Standing Stone Township, **Bradford County**. U.S. Army Corps of Engineers Baltimore District.

To construct, operate and maintain a fresh water impoundment impacting 3,615 square feet of a palustrine emergent (PEM) wetlands. (Wyalusing, PA Quadrangle, Latitude: 41.748343°, Longitude: -76.337188°). This project is an after-the-fact permit that is associated with the Chesapeake Audit and will result in 2,657 square feet (0.061 acre) of permanent wetland impacts and 958 square feet (0.022 acre) of temporary wetland impacts, all for the purpose of establishing a fresh water impoundment for natural gas development in Orwell Township, Bradford County. The permittee will provide 0.022 acre of onsite wetland restoration and 0.133 acre of wetland credits at the Camp Brook Restoration Site (Elkland, PA Quadrangle, Latitude: 41.988385°, Longitude: -77.337152°), permit application number E5929221-006. Application received: July 18, 2022. Issued: December 19, 2022.

E5829222-010. Chesapeake Appalachia, LLC, 14 Chesapeake Lane, Sayre, PA 18840, Auburn Township, **Susquehanna County**. U.S. Army Corps of Engineers Baltimore District.

To construct, operate and maintain a well pad impacting 100,624 square feet of a palustrine emergent (PEM) wetland, 51,836 square feet of a palustrine forested (PFO) wetland and 958 square feet of a palustrine scrub shrub (PSS) wetland. (Auburn Center, PA Quadrangle, Latitude: 41.708773°, Longitude: -76.024301°). This project is an after-the-fact permit that is associated with the Chesapeake Audit and will result in 153,418 square feet (3.522

acres) of permanent wetland impacts all for the purpose of establishing a well pad for Marcellus well development in Auburn Township, Susquehanna County. The permittee will provide 13.06 acres of wetland credits at the Camp Brook Restoration Site (Elkland, PA Quadrangle, Latitude: 41.988385°, Longitude: -77.337152°), permit application number E5929221-006. Application received: August 22, 2022. Issued: December 21, 2022.

Northcentral Region: Waterways & Wetlands Program, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636.

Contact: Jay Maneval, Water Pollution Biologist 2, 570-327-3765.

E6004222-001. Ritz-Craft Corporation, 15 Industrial Park Road, Mifflinburg, PA 17844, West Buffalo Township, **Union County**. U.S. Army Corps of Engineers Baltimore District.

(1) Expansions and improvements to an existing building at the Ritz-Craft Corporation plant. The expansions will be permanently impacting 61,855 square feet (1.42 acres) of Palustrine Forested Wetland (Mifflinburg PA Quadrangle, 40.918917° N, -77.059756° W). (2) The permittee will provide the necessary acreage of wetland mitigation at the Ritz-Craft Wetland Mitigation Area (Mifflinburg, PA Quadrangle, 40.934956° N, -77.063186° W). Application received: July 11, 2022. Approved: December 19, 2022.

Southeast Region: Waterways & Wetlands Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.

Contact: Elaine Henderson, Clerical Assistant 3, 484-250-5157.

E2301121-001. Pennsylvania Department of Transportation, 7000 Geerdes Boulevard, King of Prussia, PA 19406, City of Chester, Upper Chichester Township, **Delaware County**. U.S. Army Corps of Engineers Philadelphia District. Latitude: 39.8445°, Longitude: -75.4200°. Application received: January 4, 2021. Issued: December 21, 2022.

The Pennsylvania Department of Transportation (PennDOT District 6-0) is proposing to perform the following water obstruction and encroachment activities associated with the S.R. 0322 over CSX project:

1. To remove a 38-inch by 60-inch elliptical RCP culvert and in its place, construct and maintain a 109 linear-foot long, 38-inch by 60-inch elliptical RCP culvert carrying an intermittent unnamed tributary to Marcus Hook Creek (WWF-MF) resulting in 177 linear feet (982 square feet, 0.02 acre) of permanent watercourse impact with 3,377 square feet (0.081 acre) of permanent floodplain impact and 3,226 square feet (0.08 acre) of temporary floodplain impact. This activity also includes the construction of an outfall and the placement of riprap rock apron (USGS PA Marcus Hook Quadrangle—Latitude 39.8445° N, Longitude 75.4200° W).

2. To place fill within a wetland area (Wetland M, PEM/PSS) associated with grading for SR 0322 bridge reconstruction over CSX resulting in 5,669 square feet (0.13 acre) of permanent wetland impact (USGS PA Marcus Hook Quadrangle—Latitude 39.8439° N, Longitude 75.4165° W).

3. To place fill within a wetland area (Wetland O, PSS) associated with construction of the reconstruction of the SR 0322 bridge, access road and stormwater swale resulting in 4,982 square feet (0.11 acre) of permanent wetland impact (USGS PA Marcus Hook Quadrangle—Latitude 39.8429° N, Longitude 75.4143° W).

4. To place fill within a wetland area (Wetland P, PEM/PSS) associated with the construction of a stormwater outfall and grading resulting in 18,322 square feet (0.42 acre) of permanent wetland impact (USGS PA Marcus Hook Quadrangle—Latitude 39.8423° N, Longitude 75.4127° W).

5. To place fill within a wetland area (Wetland N, PEM/PSS) associated with the construction of a stormwater outfalls, grading and roadway reconstruction resulting in 20,857 square feet (0.48 acre) of permanent wetland impact. (USGS PA Marcus Hook Quadrangle—Latitude 39.8431° N, Longitude 75.4133° W).

6. To temporarily impact a wetland area (Wetland W, PEM) associated with the on-site compensatory mitigation resulting in 11,996 square feet (0.28 acre) of temporary wetland impact (USGS PA Marcus Hook Quadrangle—Latitude 39.8438° N, Longitude 75.4135° W).

7. To place fill within a wetland area (Wetland II, PEM) associated with Conchester Highway/Bethel Road access reconfiguration resulting in 840 square feet (0.02 acre) of permanent wetland impact (USGS PA Marcus Hook Quadrangle—Latitude 39.8434° N, Longitude 75.4129° W).

8. To place fill within a wetland area (Wetland XA, PEM) associated with the construction of a stormwater facility resulting in 762 square feet (0.02 acre) of permanent wetland impact (USGS PA Marcus Hook Quadrangle—Latitude 39.8431° N, Longitude 75.4123° W).

9. To place fill within a wetland area (Wetland X, PFO) associated with roadway reconstruction resulting in 156 square feet (0.004 acre) of permanent wetland impact (USGS PA Marcus Hook Quadrangle—Latitude 39.8426° N, Longitude 75.4116° W).

10. To place fill within a wetland area (Wetland S, PSS) associated with roadway reconstruction resulting in 14,128 square feet (0.32 acre) of permanent wetland impact (USGS PA Marcus Hook Quadrangle—Latitude 39.8416° N, Longitude 75.4093° W).

11. To place fill within a wetland area (Wetland Y, PEM/PSS) associated with the construction of stormwater facility, grading and roadway reconstruction resulting in 1,645 square feet (0.04 acre) of permanent wetland impact (USGS PA Marcus Hook Quadrangle—Latitude 39.8411° N, Longitude 75.4073° W).

12. To place fill within a wetland area (Wetland NN, PEM) associated with Ramp G (SR 0322 Westbound) reconstruction resulting in 597 square feet (0.01 acre) of permanent wetland impact (USGS PA Marcus Hook Quadrangle—Latitude 39.8416° N, Longitude 75.4069° W).

13. To place fill within a wetland area (Wetland LL, PEM/PSS) associated with reconstruction work along Ramp G (SR 0322 Westbound) resulting in 41 square feet (0.0009 acre) of permanent wetland impact (USGS PA Marcus Hook Quadrangle—Latitude 39.8415° N, Longitude 75.4065° W).

14. This project also includes a combination of compensatory mitigation through on-site wetland creation and wetland/stream credits via WO&E Compensation Operations Permit (PA DEP Permit Number: MB9915-0001) which are listed as follows:

a) 0.24 acre of PEM and 0.12 acre of PSS wetland compensation with an additional 0.22 acre of wetland enhancement located at 317 Bethel Road in Upper Chichester Township.

b) 1.21 wetland and 40.00 stream credits for compensatory mitigation from the Quaker Mitigation Bank located within the Lower Delaware River Sub-basin (PA State Water Plan Sub-basin 3).

This project is located between the SR 452/SR 322 Interchange and I-95/SR 322 Interchange in Chester City and Chichester Township, Delaware County.

Southwest Region: Waterways & Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: Dana Drake, Program Manager.

E5605222-003. Stonycreek Township, 120 Municipal Road, Friedens, PA 15541, Stonycreek Township, **Somerset County**. U.S. Army Corps of Engineers Pittsburgh District.

The applicant has been given consent to: Place and maintain fill within the Yonai Road township right of way and floodplain of Stonycreek River (CWF), utilizing a french stone mattress, and to construct and maintain twelve 12" diameter smooth culverts across the roadway and within the aforementioned floodplain for the purpose of widening and raising the roadbed elevation for continued use during and after storm events. The project will permanently impact 0.28 acre of floodplain to Stonycreek River. The project site is located on Yonai Road approximately 50-feet east of the Stonycreek River. Latitude: 39° 59' 05", Longitude: -78° 54' 47". Application received: August 11, 2022. Issued: December 22, 2022.

ENVIRONMENTAL ASSESSMENTS

Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

Contact: 717-705-4802.

EA3603222-005. West Donegal Township, 1 Municipal Dr, Elizabethtown, PA 17022, West Donegal Township, **Lancaster County**. U.S. Army Corps of Engineers Baltimore District.

The applicant proposes to regrade and maintain the streambanks along 2,000 feet of Conoy Creek (TSF, MF) for the purpose of reducing sediment loading to the stream. The project is located near the intersection of West Ridge Road and Miller Road. No wetlands will be impacted by this project. Latitude: 40.115281°, Longitude: -76.628687°. Application received: June 21, 2022. Issued: December 18, 2022.

EA6703222-003. York County Conservation District, 118 Pleasant Acres Road, York, PA 17042, Newberry Township, **York County**. U.S. Army Corps of Engineers Baltimore District.

The applicant proposes to restore and maintain 1) 1,910 linear feet of Bennet Run (WWF, MF) by use of channel relocation, floodplain grading/reconnection, root wad woody habitat structures, log vanes, j-hooks, random boulder placement, toe wood, constructed riffles, and sod matting, and 2) 678 linear feet of a UNT to Bennet Run (WWF, MF) by use of channel relocation, floodplain grading/reconnection and valley-wide log sills, all for the purpose of restoring aquatic habitat functions to Bennet Run. Access to the project necessitates a timber mat crossing of Exceptional Value emergent wetlands, totaling 0.15 acre, which will be fully restored following construction. The project is located along Lewisberry Road adjacent to East Front Street. Review and approval of this project also includes the Erosion and Sediment Control

Plan pursuant to 25 Pa. Code Chapter 102. Latitude: 40.1289°, Longitude: -76.8486°. Application received: April 11, 2022. Issued: December 18, 2022.

EA2203222-003. West Hanover Township, 7171 Allentown Boulevard, Harrisburg, PA 17112, West Hanover Township, **Dauphin County**. U.S. Army Corps of Engineers Baltimore District.

The information submitted relates to a stream improvement and stabilization project along 415 linear feet of an Unnamed Tributary to Beaver Creek (WWF, MF) including 1) constructing and maintaining seven boulder walls resulting in 514 square feet of permanent stream impact to an Unnamed Tributary to Beaver Creek (WWF, MF) and 59 square feet of permanent floodway impact; 2) constructing and maintaining one rock deflector resulting in 86 square feet of permanent stream impact to an Unnamed Tributary to Beaver Creek (WWF, MF); 3) constructing and maintaining eight double rock cross vanes resulting in 2,036 square feet of permanent stream impact to an Unnamed Tributary to Beaver Creek (WWF, MF); 3) constructing and maintaining eight double rock cross vanes resulting in 2,036 square feet of permanent stream impact to an Unnamed Tributary to Beaver Creek (WWF, MF) and 93 square feet of permanent floodway impact; 4) excavating and maintaining the floodway/floodplain resulting in 5,321 square feet of permanent floodway impact; 5) planting and maintaining tree and shrub saplings along the riparian area adjacent to the Unnamed Tributary to Beaver Creek (WWF, MF), all for the purpose of addressing erosional problems as part of an MS4 project for West Hanover Township. This project is located within Lenker Park, along Manor Drive. No wetlands will be impacted by this project. Latitude: 40.342824°, Longitude: -76.735220°. Application received: April 29, 2022. Issued: December 18, 2022.

EA3803222-004. Cornwall Borough, 44 Rexmont St, Lebanon, PA 17042, Cornwall Borough, **Lebanon County**. U.S. Army Corps of Engineers Baltimore District.

The applicant proposes to conduct a stream restoration along 2,025 feet of Snitz Creek (TSF, MF) including 1) the relocation and maintenance of 1,095 feet of stream; 2) the grading and maintenance of 3,960 feet of streambank (left and right banks); 3) the construction and maintenance of 3,305 linear feet of bankfull benches; 4) the construction and maintenance of two imbricated rock walls totaling 85 feet in length; 5) the construction and maintenance of a 20.0-foot by 10.0-foot temporary timber bridge; 6) the construction and maintenance of a 20.0-foot by 12.0-foot temporary timber bridge; 7) the installation and maintenance of eight rock outcrops; and 8) the excavation and maintenance of 1.46 acres of floodway, all for the purposes of improving stream instream habitat and water quality. The project is located immediately upstream of Culvert Street. No wetlands will be impacted by this project. Latitude: 40.283025°, Longitude: -76.409747°. Application received: October 19, 2022. Issued: December 22, 2022.

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. 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.

Individuals in need of accommodations should contact the Environmental Hearing Board through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

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

Eastern District: Oil and Gas Management Program, 208 West Third Street, Williamsport, PA 17701-6448.

Contact: RA-EPEASTERNNOGPRG@pa.gov.

ESCGP # 3 ESG295922016-00

Applicant Name **Delmar Midstream LLC**

Contact Person Ryan Frenya

Address 999 Main Street

City, State, Zip South Williamsport, PA 17702

Township(s) Delmar Township and Shippen Township

County **Tioga County**

Receiving Stream(s) and Classification(s) Campbells Run

(HQ-CWF), West Branch Stoney Fork (EV, MF)

Application received: October 19, 2022

Issued: December 19, 2022

ESCGP # 3 ESG295822034-00

Applicant Name **Williams Field Services Co, LLC**

Contact Person Barry Mahar

Address 30351 Route 6

City, State, Zip Wysox, PA 18854

Township(s) Springville Township

County **Susquehanna County**

Receiving Stream(s) and Classification(s) UNT to Thomas

Creek 6576 (CWF, MF)

Application received: November 16, 2022

Issued: December 19, 2022

ESCGP # 3 ESG290822043-00

Applicant Name **Chesapeake Appalachia, LLC**

Contact Person Eric Haskins

Address 14 Chesapeake Lane

City, State, Zip Sayre, PA 18840

Township(s) Franklin Township

County **Bradford County**

Receiving Stream(s) and Classification(s) Towanda Creek

(TSF, MF), S-WRA-018 (TSF, MF), S-WRA-019 (TSF,

MF), S-WRA-020 (TSF, MF), S-SLH-003 & S-WRA-21

(TSF, MF), S-SLH-004 (TSF, MF), S-WRA-011 (TSF,

MF), S-WRA-016 (CWF, MF)

Application received: November 14, 2022

Issued: December 21, 2022

STORAGE TANKS
SITE-SPECIFIC INSTALLATION PERMITS

The Following Storage Tank Site-Specific Installation Permit(s), Under the Authority of the Storage Tank Spill Prevention Act (35 P.S. §§ 6021.304, 6021.504, 6021.1101 and 6021.1102) and Under 25 Pa. Code Chapter 245, Subchapter C, Have Been Issued by the Bureau of Environmental Cleanup and Brownfields, Director, P.O. Box 8763, Harrisburg, PA 17105-8763.

SSIP Application No. **22011**
Applicant Name **Carlisle Construction Materials, LLC**
Address P.O. Box 7000
City, State, Zip Carlisle, PA 17013
County **Cumberland County**
Municipality Carlisle Borough
Tank Type One AST storing petroleum products
Tank Capacity 30,000 gallons
Application Received October 28, 2022
Permit Issued December 22, 2022

**CORRECTIVE ACTION UNDER
ACT 32, 1989**

PREAMBLE 2

The Following Plan(s) and Report(s) 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 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.

For further information concerning plans or reports, please contact the Regional Office Program Manager previously listed in the notice.

Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

DEP has received the following plans and reports.

Northeast Region: Environmental Cleanup & Brownfields Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.

Contact: Eric Supey, Environmental Program Manager.

Interstate Texaco, Storage Tank Facility ID # **54-50229**, 1320 Morea Road, Barnesville, PA 18214, Mahanoy Township, **Schuylkill County**. MEA, 1365 Ackermanville Road, Bangor, PA 18013, on behalf of PSS Oil Company, HC-1, Box 1338, Blakeslee, PA 18610 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.

Shri Hari Charan, Storage Tank Facility ID # **40-13182**, 36 South Mountain Boulevard, Mountain Top, PA 18707, Fairview Township, **Luzerne County**. MEA, 1365 Ackermanville Road, Bangor, PA 18013 on behalf of Shri Hari Charan Real Estate LLC, 36 South Mountain Boulevard, Mountain Top, PA 18707, 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 Statewide health standards.

Southcentral Region: Environmental Cleanup & Brownfields Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

Contact: Cynthia Stine, Licensed Professional Geologist, 717-705-4705.

Maines Service Station, Storage Tank Facility ID # **07-12246**, 227 East Walton Avenue, Altoona, PA 16602, Bedford Township, **Blair County**. Letterle & Associates, Inc., 2022 Axeman Road, Suite 201, Bellefonte, PA 16823, on behalf of Neil Maines, 227 East Walton Avenue, Altoona, PA 16602 submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with Petroleum Constituents. The report is intended to document the remedial actions for meeting nonresidential Statewide health standards.

Southeast Region: Environmental Cleanup & Brownfields Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.

Contact: Richard M. Staron, Professional Geologist Manager, 484-250-5717.

Fast Tack Lane, Storage Tank Facility ID # **09-42810**, 2672 Bristol Pike, Bensalem, PA 19020, Bensalem Township, **Bucks County**. Petrodi LLC, 5 Elmwood Drive, Tabernacle, NJ 08088, on behalf of Fast Tack Lane, LLC, 2672 Bristol Pike, Bensalem, PA 19020 submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with gasoline, diesel, and kerosene. The plan is intended to document the remedial actions for meeting residential and nonresidential Statewide health standards.

Southwest Region: Environmental Cleanup & Brownfields Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: Kam Miseikyte, Clerical Assistant 2, 412-442-4091.

GetGo # 3082, Storage Tank Facility ID # **65-39129**, 1100 Mount Laurel Plaza, Latrobe, PA 15650, Unity Township, **Westmoreland County**. PVE, LLC, 2000 Georgetown Drive, Suite 101, Sewickley, PA 15143, on behalf of Giant Eagle, Inc., 101 Kappa Drive, Pittsburgh, PA 15238 submitted a Remedial Action Plan concerning remediation of groundwater contaminated with unleaded

gasoline. The plan is intended to document the remedial actions for meeting residential site-specific standards.

CORRECTIVE ACTION UNDER ACT 32, 1989

PREAMBLE 3

Action(s) Taken 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 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.

DEP may approve or disapprove plans and reports submitted. This notice provides DEP's decision and, if relevant, the basis for disapproval.

For further information concerning plans or reports, please contact the Regional Office Program Manager previously listed in the notice.

Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

DEP has received the following plans and reports.

Northeast Region: Environmental Cleanup & Brownfields Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.

Contact: Eric Supey, Environmental Program Manager.

Stroudsburg C Store Holdings, Storage Tank Facility ID # **45-29830**, 1229 West Main Street, Stroudsburg, PA 18360, Stroudsburg Borough, **Monroe County**. MEA, 1365 Ackermanville Road, Bangor, PA 18013, on behalf of Stroudsburg C Store Holdings, LLC, 1229 West Main Street, Stroudsburg, PA 18360 submitted a Remedial Action Completion Report concerning remediation of groundwater contaminated with gasoline. The report residential demonstrated attainment of the Statewide health standards and was approved by DEP on December 20, 2022.

Pilot Travel Center 298, Storage Tank Facility ID # **40-51882**, 1114 State Route 93, Drums, PA 18222, Sugarloaf Township, **Luzerne County**. Atlas Technical Consultants, 270 William Pitt Way, Pittsburgh, PA 15238, on behalf of Pilot Travels Centers, LLC, 5508 Lonas

Drive, Knoxville, TN 37939 submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with gasoline. The report non-residential demonstrated attainment of the Statewide health standards and was approved by DEP on December 21, 2022.

Southeast Region: Environmental Cleanup & Brownfields Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.

Contact: Richard M. Staron, Professional Geologist Manager, 484-250-5717.

Turkey Hill 176, Storage Tank Facility ID # **15-40728**, 3026 Horseshoe Pike, Honeybrook, PA 19334, Honey Brook Township, **Chester County**. Liberty Environmental, Inc., 505 Penn Street, Reading, PA 19601, on behalf of Turkey Hill Minit Markets, LLC, 165 Flanders Rd., Westborough, MA 01581 submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with unleaded gasoline. The report nonresidential demonstrated attainment of the Statewide health standards and was approved by DEP on December 20, 2022.

Southwest Region: Environmental Cleanup & Brownfields Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: Kam Miseikyte, Clerical Assistant 2, 412-442-4091.

Chevron # 203876, Storage Tank Facility ID # **65-82885**, 11540 Route 30, North Huntingdon, PA 15642, North Huntingdon Township, **Westmoreland County**. Arcadis U.S., Inc., 6041 Wallace Road Ext., Suite 300, Wexford, PA 15090, on behalf of Chevron Environmental Management Company, 1400 Smith Street, Houston, TX 77002 submitted a Remedial Action Completion Report concerning remediation of groundwater contaminated with BTEX, MBTE, cumene, naphthalene, 1,2,4-TMB, 1,3,5-TMB, EDB, EDC, and lead. The report non-residential did not demonstrate attainment of the Statewide health and site-specific standards and was disapproved by DEP on December 19, 2022.

[Pa.B. Doc. No. 23-16. Filed for public inspection January 6, 2023, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Aggregate Advisory Board Meeting Rescheduled

The Aggregate Advisory Board (Board) will meet on Wednesday, February 1, 2023, at 10 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101. This meeting was previously scheduled for March 1, 2023, at the same meeting location in Harrisburg. Individuals may attend the meeting in person or remotely. Individuals interested in providing public comments during the meeting are encouraged to sign up in advance by contacting Daniel E. Snowden at dsn Snowden@pa.gov or (717) 783-8846.

Information on how to join the meeting, as well as agenda and meeting materials, will be available on the Board's webpage, found through the Public Participation tab on the Department of Environmental Protection's

(Department) web site at www.dep.pa.gov (select “Public Participation,” then “Advisory Committees,” then “Mining,” then “Aggregate Advisory Board,” then “2023”).

Individuals are encouraged to visit the Board’s webpage to confirm meeting date, time and location prior to each meeting. Questions concerning the February 1, 2023, meeting can be directed to Daniel E. Snowden at dsnowden@pa.gov or (717) 783-8846.

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Daniel E. Snowden at (717) 783-8846 or through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) to discuss how the Department may accommodate their needs.

RAMEZ ZIADEH, P.E.,
Acting Secretary

[Pa.B. Doc. No. 23-17. Filed for public inspection January 6, 2023, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Rescission of Technical Guidance

The Department of Environmental Protection (Department) announces the rescission of the Technical Guidance Document (TGD) listed as follows. TGDs are available on the Department’s web site at www.dep.greenport.

state.pa.us/elibrary/ (select “Technical Guidance Draft Documents” or “Technical Guidance Final Documents” to view a menu of various Department bureaus where TGDs are listed).

Changes to TGDs

Following is the current list of recent changes. Persons who have questions or comments about a particular document should contact the person whose name and phone number are listed with each document.

Rescission of Technical Guidance

DEP ID: 310-2137-001. *Title:* Pennsylvania Function-Based Aquatic Resources Compensation Protocol. *Description:* The Department published notice of this final TGD at 52 Pa.B. 322 (January 8, 2022). This TGD was finalized to provide the basis for determining the amount of compensatory mitigation required under 25 Pa. Code § 105.20a (relating to wetland replacement criteria) and is now being rescinded. The Department is rescinding this TGD to reevaluate its effectiveness and review potential revisions through stakeholder outreach.

Contact: Questions regarding the rescission of this TGD can be directed to Andy Klinger at anklinger@pa.gov or (717) 772-5975.

Effective Date: January 7, 2023

RAMEZ ZIADEH, P.E.,
Acting Secretary

[Pa.B. Doc. No. 23-18. Filed for public inspection January 6, 2023, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

State Board for Certification of Sewage Enforcement Officers; Examination Schedule for 2023

The State Board for Certification of Sewage Enforcement Officers (Board) has scheduled the certification examination schedule for 2023.

To qualify to sit for the certification examination, all Sewage Enforcement Officer (SEO) candidates must successfully complete the Pre-Certification Academy. Examination applications must be received (not postmarked) by the Board, complete and correct, by close of business on the dates indicated. Applications received after these dates will not be considered for examination. Applications that do not contain all the required information will be returned and will not be considered eligible for the examination. The examination schedule for 2023 is as follows:

<i>Examination Date:</i>	Friday, February 10, 2023 (8:30 a.m. registration, exam 9 a.m. to 12:30 p.m.)
<i>Exam Application Deadline:</i>	Friday, January 27, 2023
<i>Location:</i>	Pennsylvania Department of Environmental Protection Southcentral Regional Office Susquehanna Conference Room Main entrance 909 Elmerton Avenue Harrisburg, PA 17110
<i>Examination Date:</i>	Friday, May 5, 2023 (12:30 p.m. registration, exam 1 p.m. to 4:30 p.m.)
<i>Exam Application Deadline:</i>	Friday, April 21, 2023
<i>Location:</i>	Pennsylvania State Association of Township Supervisors (PSATS) PSATS Education Center 4855 Woodland Drive Enola, PA 17025
<i>Examination Date:</i>	Friday, August 25, 2023 (8:30 a.m. registration, exam 9 a.m. to 12:30 p.m.)
<i>Exam Application Deadline:</i>	Friday, August 11, 2023

<i>Location:</i>	Pennsylvania Department of Environmental Protection Southcentral Regional Office Susquehanna Conference Room Main entrance 909 Elmerton Avenue Harrisburg, PA 17110
<i>Examination Date:</i>	Friday, October 20, 2023 (12:30 p.m. registration, exam 1 p.m. to 4:30 p.m.)
<i>Exam Application Deadline:</i>	Friday, October 6, 2023
<i>Location:</i>	Pennsylvania State Association of Township Supervisors (PSATS) PSATS Education Center 4855 Woodland Drive Enola, PA 17025

Additional examination dates will be posted as scheduled. Individuals are encouraged to visit the Board’s webpage to confirm date, time and location prior to each examination.

The SEO written examination contains 100 multiple-choice questions covering sewage planning requirements, administration and enforcement of the onlot sewage permitting program and technical criteria for soils and onlot sewage disposal systems. The examination must be completed within a 3.5-hour time limit. The passing grade is 50% correct responses in each subject area and an overall minimum of 70 correct answers on the entire examination. This is an open book examination. Applicants are not permitted to bring their own materials. Necessary reference materials will be provided at the test site.

Examination applications may be obtained by contacting the Department of Environmental Protection, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8774, Harrisburg, PA 17105-8774, ra-seotrng@pa.gov or (717) 772-2186.

Applicants will receive a confirmation e-mail from the Board prior to the date of the examination.

Persons who anticipate the need for a testing accommodation due to a disability should contact the Board at (717) 772-2186 or through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) to discuss their request. This request must be submitted with the application form.

RAMEZ ZIADEH, P.E.,
Acting Secretary

[Pa.B. Doc. No. 23-19. Filed for public inspection January 6, 2023, 9:00 a.m.]

DEPARTMENT OF HEALTH

Human Immunodeficiency Virus (HIV) Community Prevention Planning Committee; Public Meetings

The Statewide HIV Planning Group, established by the Department of Health (Department) under sections 301(a) and 317 of the Public Health Service Act (42 U.S.C.A. §§ 241(a) and 247b), will hold public meetings at the Penn Harris Hotel by Wyndham, 1150 Camp Hill Bypass, Camp Hill, PA on Wednesday, January 18, 2022, from 9 a.m. to 4:30 p.m. and on Thursday, January 19, 2022, from 9 a.m. to 4:30 p.m.

Participants can also access the meeting virtually through the following options:

To join Microsoft Teams meetings, individuals will need to connect by phone; this can be done by dialing the following number and entering the meeting ID listed as follows:

Day 1: Main Meeting

Call in Information:

Phone Number: (412) 648-8888
Phone Conference ID: 888 866 248#
<https://tinyurl.com/JanuaryHPGDay1>

Day 1: Subcommittee Breakout Meeting

Call in Information:

Phone Number: (412) 648-8888
Phone Conference ID: 865 410 571#
<https://tinyurl.com/HPGSubcommitteeDay1>

Day 2: Main Meeting

Call in Information:

Phone Number: (412) 648-8888
Phone Conference ID: 481 233 794#
<https://tinyurl.com/JanuaryHPGDay2>

Day 2: Subcommittee Breakout Meeting

Call in Information:

Phone Number: (412) 648-8888
Phone Conference ID: 223 032 583#
<https://tinyurl.com/HPGSubcommitteeDay2>

Jurisdictional HIV prevention planning is a required activity of the Department’s Centers for Disease Control and Prevention Integrated HIV Surveillance and Prevention Programs for Health Departments grant. Additionally, the Ryan White HIV/AIDS Treatment Extension Act of 2009 (Pub.L. No. 111-87), previously known as the Ryan White Comprehensive AIDS Resources Emergency Act of 1990 (42 U.S.C.A. §§ 300ff-21—300ff-38), requires that the Department engage in a public advisory planning process in developing a comprehensive plan. The purpose of these meetings is to conduct an integrated prevention and care HIV planning process by which the Department works in partnership with the community and stakeholders to enhance access to HIV prevention, care and treatment services.

For additional information or persons with a disability who wish to attend the meetings who require an auxiliary aid, service or other accommodation to do so should contact Kyle Fait, Planning Coordinator, Department of Health, Bureau of Communicable Diseases, 625 Forster

Street, Health and Welfare Building, Harrisburg, PA 17120, (717) 260-8929, or for speech and/or hearing impaired persons, call the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

The Department reserves the right to cancel these meetings without prior notice.

DR. DENISE A. JOHNSON,
Acting Secretary

[Pa.B. Doc. No. 23-20. Filed for public inspection January 6, 2023, 9:00 a.m.]

**DEPARTMENT OF
LABOR AND INDUSTRY**

**Unemployment Compensation; Table Specified for
Determination of Rate and Amount of Benefits**

The purpose of this notice is to announce the Table Specified for the Determination of Rate and Amount of Benefits (Table) and the maximum weekly unemployment compensation (UC) benefit rate for calendar year 2023.

The Table, found in section 404(e)(1) of the Unemployment Compensation Law (law) (43 P.S. § 804(e)(1)), shall be extended or contracted annually to the point where the maximum weekly benefit rate for a calendar year equals 66 2/3% of the average weekly wage for the 36-month period ending on the previous June 30. 43 P.S. § 804(e)(2)(i)(A). The Table was amended by the act of November 3, 2016 (P.L. 1100, No. 144) (Act 144), which imposed limitations on the maximum weekly benefit rate. For calendar year 2023, Act 144 limits the maximum weekly benefit rate to an amount that is no more than 2% of the maximum weekly benefit rate of the preceding year. 43 P.S. § 804(e)(2)(iii)(B). Because the maximum weekly benefit rate for calendar year 2022 was \$594, the maximum allowable weekly benefit rate for calendar year 2023 is \$605. As a result, the Department of Labor and Industry is extending the Table as published in this notice. Under the Act of June 30, 2021 (P.L. 173, No. 30) (Act 30), when it is necessary to extend the Table, the last line of Part A and the last line of Part C are amended as published in this notice. 43 P.S. § 804(e)(2)(i)(B).

The Table, as amended by Act 144, was published at 47 Pa.B. 362 (January 21, 2017) and codified in 34 Pa. Code Chapter 65, Appendix A regarding table specified for the determination of rate and amount of benefit. Under sections 201(a) and 404(e)(2) of the law (43 P.S. §§ 761(a) and 804(e)(2)), and 34 Pa. Code § 65.111 (relating to benefit table), the Table for 2023 is being adopted by this notice and will be codified in 34 Pa. Code Chapter 65, Appendix A.

Under section 404(e)(2) of the law, this Table is effective for claimants whose benefit years begin on or after January 1, 2023.

Questions concerning this notice should be directed to Susan E. Dickinson, Acting Deputy Secretary for Unemployment Compensation Programs, 651 Boas Street, Room 1700, Harrisburg, PA 17121.

JENNIFER BERRIER,
Secretary

Appendix A

<i>Part A Highest Quarterly Wage</i>	<i>Part B Rate of Compensation</i>	<i>Part C Qualifying Wages</i>
\$1,688—\$1,712	\$68	\$2,718
\$1,713—\$1,737	\$69	\$2,758
\$1,738—\$1,762	\$70	\$2,797
\$1,763—\$1,787	\$71	\$2,837
\$1,788—\$1,812	\$72	\$2,877
\$1,813—\$1,837	\$73	\$2,916
\$1,838—\$1,862	\$74	\$2,956
\$1,863—\$1,887	\$75	\$2,996
\$1,888—\$1,912	\$76	\$3,035
\$1,913—\$1,937	\$77	\$3,075
\$1,938—\$1,962	\$78	\$3,115
\$1,963—\$1,987	\$79	\$3,154
\$1,988—\$2,012	\$80	\$3,194
\$2,013—\$2,037	\$81	\$3,234
\$2,038—\$2,062	\$82	\$3,274
\$2,063—\$2,087	\$83	\$3,313
\$2,088—\$2,112	\$84	\$3,353
\$2,113—\$2,137	\$85	\$3,393
\$2,138—\$2,162	\$86	\$3,432
\$2,163—\$2,187	\$87	\$3,472
\$2,188—\$2,212	\$88	\$3,512
\$2,213—\$2,237	\$89	\$3,551
\$2,238—\$2,262	\$90	\$3,591
\$2,263—\$2,287	\$91	\$3,631
\$2,288—\$2,312	\$92	\$3,670
\$2,313—\$2,337	\$93	\$3,710
\$2,338—\$2,362	\$94	\$3,750
\$2,363—\$2,387	\$95	\$3,789
\$2,388—\$2,412	\$96	\$3,829
\$2,413—\$2,437	\$97	\$3,869
\$2,438—\$2,462	\$98	\$3,908
\$2,463—\$2,487	\$98	\$3,948
\$2,488—\$2,512	\$99	\$3,988
\$2,513—\$2,537	\$100	\$4,027
\$2,538—\$2,562	\$101	\$4,067
\$2,563—\$2,587	\$102	\$4,107
\$2,588—\$2,612	\$103	\$4,147
\$2,613—\$2,637	\$104	\$4,186
\$2,638—\$2,662	\$105	\$4,226
\$2,663—\$2,687	\$106	\$4,266
\$2,688—\$2,712	\$107	\$4,305
\$2,713—\$2,737	\$108	\$4,345
\$2,738—\$2,762	\$109	\$4,385
\$2,763—\$2,787	\$110	\$4,424
\$2,788—\$2,812	\$111	\$4,464
\$2,813—\$2,837	\$112	\$4,504
\$2,838—\$2,862	\$113	\$4,543
\$2,863—\$2,887	\$114	\$4,583
\$2,888—\$2,912	\$115	\$4,623
\$2,913—\$2,937	\$116	\$4,662
\$2,938—\$2,962	\$117	\$4,702
\$2,963—\$2,987	\$118	\$4,742
\$2,988—\$3,012	\$119	\$4,781
\$3,013—\$3,037	\$120	\$4,821
\$3,038—\$3,062	\$121	\$4,861
\$3,063—\$3,087	\$122	\$4,900
\$3,088—\$3,112	\$123	\$4,940
\$3,113—\$3,137	\$124	\$4,980
\$3,138—\$3,162	\$125	\$5,020
\$3,163—\$3,187	\$126	\$5,059
\$3,188—\$3,212	\$127	\$5,099
\$3,213—\$3,237	\$128	\$5,139
\$3,238—\$3,262	\$129	\$5,178
\$3,263—\$3,287	\$130	\$5,218

<i>Part A Highest Quarterly Wage</i>	<i>Part B Rate of Compensation</i>	<i>Part C Qualifying Wages</i>	<i>Part A Highest Quarterly Wage</i>	<i>Part B Rate of Compensation</i>	<i>Part C Qualifying Wages</i>
\$3,288—\$3,312	\$131	\$5,258	\$4,913—\$4,937	\$195	\$7,837
\$3,313—\$3,337	\$132	\$5,297	\$4,938—\$4,962	\$196	\$7,877
\$3,338—\$3,362	\$133	\$5,337	\$4,963—\$4,987	\$196	\$7,916
\$3,363—\$3,387	\$134	\$5,377	\$4,988—\$5,012	\$197	\$7,956
\$3,388—\$3,412	\$135	\$5,416	\$5,013—\$5,037	\$198	\$7,996
\$3,413—\$3,437	\$136	\$5,456	\$5,038—\$5,062	\$199	\$8,035
\$3,438—\$3,462	\$137	\$5,496	\$5,063—\$5,087	\$200	\$8,075
\$3,463—\$3,487	\$138	\$5,535	\$5,088—\$5,112	\$201	\$8,115
\$3,488—\$3,512	\$139	\$5,575	\$5,113—\$5,137	\$202	\$8,154
\$3,513—\$3,537	\$140	\$5,615	\$5,138—\$5,162	\$203	\$8,194
\$3,538—\$3,562	\$141	\$5,654	\$5,163—\$5,187	\$204	\$8,234
\$3,563—\$3,587	\$142	\$5,694	\$5,188—\$5,212	\$205	\$8,274
\$3,588—\$3,612	\$143	\$5,734	\$5,213—\$5,237	\$206	\$8,313
\$3,613—\$3,637	\$144	\$5,774	\$5,238—\$5,262	\$207	\$8,353
\$3,638—\$3,662	\$145	\$5,813	\$5,263—\$5,287	\$208	\$8,393
\$3,663—\$3,687	\$146	\$5,853	\$5,288—\$5,312	\$209	\$8,432
\$3,688—\$3,712	\$147	\$5,893	\$5,313—\$5,337	\$210	\$8,472
\$3,713—\$3,737	\$147	\$5,932	\$5,338—\$5,362	\$211	\$8,512
\$3,738—\$3,762	\$148	\$5,972	\$5,363—\$5,387	\$212	\$8,551
\$3,763—\$3,787	\$149	\$6,012	\$5,388—\$5,412	\$213	\$8,591
\$3,788—\$3,812	\$150	\$6,051	\$5,413—\$5,437	\$214	\$8,631
\$3,813—\$3,837	\$151	\$6,091	\$5,438—\$5,462	\$215	\$8,670
\$3,838—\$3,862	\$152	\$6,131	\$5,463—\$5,487	\$216	\$8,710
\$3,863—\$3,887	\$153	\$6,170	\$5,488—\$5,512	\$217	\$8,750
\$3,888—\$3,912	\$154	\$6,210	\$5,513—\$5,537	\$218	\$8,789
\$3,913—\$3,937	\$155	\$6,250	\$5,538—\$5,562	\$219	\$8,829
\$3,938—\$3,962	\$156	\$6,289	\$5,563—\$5,587	\$220	\$8,869
\$3,963—\$3,987	\$157	\$6,329	\$5,588—\$5,612	\$221	\$8,908
\$3,988—\$4,012	\$158	\$6,369	\$5,613—\$5,637	\$222	\$8,948
\$4,013—\$4,037	\$159	\$6,408	\$5,638—\$5,662	\$223	\$8,988
\$4,038—\$4,062	\$160	\$6,448	\$5,663—\$5,687	\$224	\$9,027
\$4,063—\$4,087	\$161	\$6,488	\$5,688—\$5,712	\$225	\$9,067
\$4,088—\$4,112	\$162	\$6,527	\$5,713—\$5,737	\$226	\$9,107
\$4,113—\$4,137	\$163	\$6,567	\$5,738—\$5,762	\$227	\$9,147
\$4,138—\$4,162	\$164	\$6,607	\$5,763—\$5,787	\$228	\$9,186
\$4,163—\$4,187	\$165	\$6,647	\$5,788—\$5,812	\$229	\$9,226
\$4,188—\$4,212	\$166	\$6,686	\$5,813—\$5,837	\$230	\$9,266
\$4,213—\$4,237	\$167	\$6,726	\$5,838—\$5,862	\$231	\$9,305
\$4,238—\$4,262	\$168	\$6,766	\$5,863—\$5,887	\$232	\$9,345
\$4,263—\$4,287	\$169	\$6,805	\$5,888—\$5,912	\$233	\$9,385
\$4,288—\$4,312	\$170	\$6,845	\$5,913—\$5,937	\$234	\$9,424
\$4,313—\$4,337	\$171	\$6,885	\$5,938—\$5,962	\$235	\$9,464
\$4,338—\$4,362	\$172	\$6,924	\$5,963—\$5,987	\$236	\$9,504
\$4,363—\$4,387	\$173	\$6,964	\$5,988—\$6,012	\$237	\$9,543
\$4,388—\$4,412	\$174	\$7,004	\$6,013—\$6,037	\$238	\$9,583
\$4,413—\$4,437	\$175	\$7,043	\$6,038—\$6,062	\$239	\$9,623
\$4,438—\$4,462	\$176	\$7,083	\$6,063—\$6,087	\$240	\$9,662
\$4,463—\$4,487	\$177	\$7,123	\$6,088—\$6,112	\$241	\$9,702
\$4,488—\$4,512	\$178	\$7,162	\$6,113—\$6,137	\$242	\$9,742
\$4,513—\$4,537	\$179	\$7,202	\$6,138—\$6,162	\$243	\$9,781
\$4,538—\$4,562	\$180	\$7,242	\$6,163—\$6,187	\$244	\$9,821
\$4,563—\$4,587	\$181	\$7,281	\$6,188—\$6,212	\$245	\$9,861
\$4,588—\$4,612	\$182	\$7,321	\$6,213—\$6,237	\$245	\$9,900
\$4,613—\$4,637	\$183	\$7,361	\$6,238—\$6,262	\$246	\$9,940
\$4,638—\$4,662	\$184	\$7,400	\$6,263—\$6,287	\$247	\$9,980
\$4,663—\$4,687	\$185	\$7,440	\$6,288—\$6,312	\$248	\$10,020
\$4,688—\$4,712	\$186	\$7,480	\$6,313—\$6,337	\$249	\$10,059
\$4,713—\$4,737	\$187	\$7,520	\$6,338—\$6,362	\$250	\$10,099
\$4,738—\$4,762	\$188	\$7,559	\$6,363—\$6,387	\$251	\$10,139
\$4,763—\$4,787	\$189	\$7,599	\$6,388—\$6,412	\$252	\$10,178
\$4,788—\$4,812	\$190	\$7,639	\$6,413—\$6,437	\$253	\$10,218
\$4,813—\$4,837	\$191	\$7,678	\$6,438—\$6,462	\$254	\$10,258
\$4,838—\$4,862	\$192	\$7,718	\$6,463—\$6,487	\$255	\$10,297
\$4,863—\$4,887	\$193	\$7,758	\$6,488—\$6,512	\$256	\$10,337
\$4,888—\$4,912	\$194	\$7,797	\$6,513—\$6,537	\$257	\$10,377

<i>Part A Highest Quarterly Wage</i>	<i>Part B Rate of Compensation</i>	<i>Part C Qualifying Wages</i>	<i>Part A Highest Quarterly Wage</i>	<i>Part B Rate of Compensation</i>	<i>Part C Qualifying Wages</i>
\$6,538—\$6,562	\$258	\$10,416	\$8,163—\$8,187	\$322	\$12,996
\$6,563—\$6,587	\$259	\$10,456	\$8,188—\$8,212	\$323	\$13,035
\$6,588—\$6,612	\$260	\$10,496	\$8,213—\$8,237	\$324	\$13,075
\$6,613—\$6,637	\$261	\$10,535	\$8,238—\$8,262	\$325	\$13,115
\$6,638—\$6,662	\$262	\$10,575	\$8,263—\$8,287	\$326	\$13,154
\$6,663—\$6,687	\$263	\$10,615	\$8,288—\$8,312	\$327	\$13,194
\$6,688—\$6,712	\$264	\$10,654	\$8,313—\$8,337	\$328	\$13,234
\$6,713—\$6,737	\$265	\$10,694	\$8,338—\$8,362	\$329	\$13,274
\$6,738—\$6,762	\$266	\$10,734	\$8,363—\$8,387	\$330	\$13,313
\$6,763—\$6,787	\$267	\$10,774	\$8,388—\$8,412	\$331	\$13,353
\$6,788—\$6,812	\$268	\$10,813	\$8,413—\$8,437	\$332	\$13,393
\$6,813—\$6,837	\$269	\$10,853	\$8,438—\$8,462	\$333	\$13,432
\$6,838—\$6,862	\$270	\$10,893	\$8,463—\$8,487	\$334	\$13,472
\$6,863—\$6,887	\$271	\$10,932	\$8,488—\$8,512	\$335	\$13,512
\$6,888—\$6,912	\$272	\$10,972	\$8,513—\$8,537	\$336	\$13,551
\$6,913—\$6,937	\$273	\$11,012	\$8,538—\$8,562	\$337	\$13,591
\$6,938—\$6,962	\$274	\$11,051	\$8,563—\$8,587	\$338	\$13,631
\$6,963—\$6,987	\$275	\$11,091	\$8,588—\$8,612	\$339	\$13,670
\$6,988—\$7,012	\$276	\$11,131	\$8,613—\$8,637	\$340	\$13,710
\$7,013—\$7,037	\$277	\$11,170	\$8,638—\$8,662	\$341	\$13,750
\$7,038—\$7,062	\$278	\$11,210	\$8,663—\$8,687	\$342	\$13,789
\$7,063—\$7,087	\$279	\$11,250	\$8,688—\$8,712	\$343	\$13,829
\$7,088—\$7,112	\$280	\$11,289	\$8,713—\$8,737	\$343	\$13,869
\$7,113—\$7,137	\$281	\$11,329	\$8,738—\$8,762	\$344	\$13,908
\$7,138—\$7,162	\$282	\$11,369	\$8,763—\$8,787	\$345	\$13,948
\$7,163—\$7,187	\$283	\$11,408	\$8,788—\$8,812	\$346	\$13,988
\$7,188—\$7,212	\$284	\$11,448	\$8,813—\$8,837	\$347	\$14,027
\$7,213—\$7,237	\$285	\$11,488	\$8,838—\$8,862	\$348	\$14,067
\$7,238—\$7,262	\$286	\$11,527	\$8,863—\$8,887	\$349	\$14,107
\$7,263—\$7,287	\$287	\$11,567	\$8,888—\$8,912	\$350	\$14,147
\$7,288—\$7,312	\$288	\$11,607	\$8,913—\$8,937	\$351	\$14,186
\$7,313—\$7,337	\$289	\$11,647	\$8,938—\$8,962	\$352	\$14,226
\$7,338—\$7,362	\$290	\$11,686	\$8,963—\$8,987	\$353	\$14,266
\$7,363—\$7,387	\$291	\$11,726	\$8,988—\$9,012	\$354	\$14,305
\$7,388—\$7,412	\$292	\$11,766	\$9,013—\$9,037	\$355	\$14,345
\$7,413—\$7,437	\$293	\$11,805	\$9,038—\$9,062	\$356	\$14,385
\$7,438—\$7,462	\$294	\$11,845	\$9,063—\$9,087	\$357	\$14,424
\$7,463—\$7,487	\$294	\$11,885	\$9,088—\$9,112	\$358	\$14,464
\$7,488—\$7,512	\$295	\$11,924	\$9,113—\$9,137	\$359	\$14,504
\$7,513—\$7,537	\$296	\$11,964	\$9,138—\$9,162	\$360	\$14,543
\$7,538—\$7,562	\$297	\$12,004	\$9,163—\$9,187	\$361	\$14,583
\$7,563—\$7,587	\$298	\$12,043	\$9,188—\$9,212	\$362	\$14,623
\$7,588—\$7,612	\$299	\$12,083	\$9,213—\$9,237	\$363	\$14,662
\$7,613—\$7,637	\$300	\$12,123	\$9,238—\$9,262	\$364	\$14,702
\$7,638—\$7,662	\$301	\$12,162	\$9,263—\$9,287	\$365	\$14,742
\$7,663—\$7,687	\$302	\$12,202	\$9,288—\$9,312	\$366	\$14,781
\$7,688—\$7,712	\$303	\$12,242	\$9,313—\$9,337	\$367	\$14,821
\$7,713—\$7,737	\$304	\$12,281	\$9,338—\$9,362	\$368	\$14,861
\$7,738—\$7,762	\$305	\$12,321	\$9,363—\$9,387	\$369	\$14,900
\$7,763—\$7,787	\$306	\$12,361	\$9,388—\$9,412	\$370	\$14,940
\$7,788—\$7,812	\$307	\$12,400	\$9,413—\$9,437	\$371	\$14,980
\$7,813—\$7,837	\$308	\$12,440	\$9,438—\$9,462	\$372	\$15,020
\$7,838—\$7,862	\$309	\$12,480	\$9,463—\$9,487	\$373	\$15,059
\$7,863—\$7,887	\$310	\$12,520	\$9,488—\$9,512	\$374	\$15,099
\$7,888—\$7,912	\$311	\$12,559	\$9,513—\$9,537	\$375	\$15,139
\$7,913—\$7,937	\$312	\$12,599	\$9,538—\$9,562	\$376	\$15,178
\$7,938—\$7,962	\$313	\$12,639	\$9,563—\$9,587	\$377	\$15,218
\$7,963—\$7,987	\$314	\$12,678	\$9,588—\$9,612	\$378	\$15,258
\$7,988—\$8,012	\$315	\$12,718	\$9,613—\$9,637	\$379	\$15,297
\$8,013—\$8,037	\$316	\$12,758	\$9,638—\$9,662	\$380	\$15,337
\$8,038—\$8,062	\$317	\$12,797	\$9,663—\$9,687	\$381	\$15,377
\$8,063—\$8,087	\$318	\$12,837	\$9,688—\$9,712	\$382	\$15,416
\$8,088—\$8,112	\$319	\$12,877	\$9,713—\$9,737	\$383	\$15,456
\$8,113—\$8,137	\$320	\$12,916	\$9,738—\$9,762	\$384	\$15,496
\$8,138—\$8,162	\$321	\$12,956	\$9,763—\$9,787	\$385	\$15,535

<i>Part A Highest Quarterly Wage</i>	<i>Part B Rate of Compensation</i>	<i>Part C Qualifying Wages</i>	<i>Part A Highest Quarterly Wage</i>	<i>Part B Rate of Compensation</i>	<i>Part C Qualifying Wages</i>
\$9,788—\$9,812	\$386	\$15,575	\$11,413—\$11,437	\$449	\$18,154
\$9,813—\$9,837	\$387	\$15,615	\$11,438—\$11,462	\$450	\$18,194
\$9,838—\$9,862	\$388	\$15,654	\$11,463—\$11,487	\$451	\$18,234
\$9,863—\$9,887	\$389	\$15,694	\$11,488—\$11,512	\$452	\$18,274
\$9,888—\$9,912	\$390	\$15,734	\$11,513—\$11,537	\$453	\$18,313
\$9,913—\$9,937	\$391	\$15,774	\$11,538—\$11,562	\$454	\$18,353
\$9,938—\$9,962	\$392	\$15,813	\$11,563—\$11,587	\$455	\$18,393
\$9,963—\$9,987	\$392	\$15,853	\$11,588—\$11,612	\$456	\$18,432
\$9,988—\$10,012	\$393	\$15,893	\$11,613—\$11,637	\$457	\$18,472
\$10,013—\$10,037	\$394	\$15,932	\$11,638—\$11,662	\$458	\$18,512
\$10,038—\$10,062	\$395	\$15,972	\$11,663—\$11,687	\$459	\$18,551
\$10,063—\$10,087	\$396	\$16,012	\$11,688—\$11,712	\$460	\$18,591
\$10,088—\$10,112	\$397	\$16,051	\$11,713—\$11,737	\$461	\$18,631
\$10,113—\$10,137	\$398	\$16,091	\$11,738—\$11,762	\$462	\$18,670
\$10,138—\$10,162	\$399	\$16,131	\$11,763—\$11,787	\$463	\$18,710
\$10,163—\$10,187	\$400	\$16,170	\$11,788—\$11,812	\$464	\$18,750
\$10,188—\$10,212	\$401	\$16,210	\$11,813—\$11,837	\$465	\$18,789
\$10,213—\$10,237	\$402	\$16,250	\$11,838—\$11,862	\$466	\$18,829
\$10,238—\$10,262	\$403	\$16,289	\$11,863—\$11,887	\$467	\$18,869
\$10,263—\$10,287	\$404	\$16,329	\$11,888—\$11,912	\$468	\$18,908
\$10,288—\$10,312	\$405	\$16,369	\$11,913—\$11,937	\$469	\$18,948
\$10,313—\$10,337	\$406	\$16,408	\$11,938—\$11,962	\$470	\$18,988
\$10,338—\$10,362	\$407	\$16,448	\$11,963—\$11,987	\$471	\$19,027
\$10,363—\$10,387	\$408	\$16,488	\$11,988—\$12,012	\$472	\$19,067
\$10,388—\$10,412	\$409	\$16,527	\$12,013—\$12,037	\$473	\$19,107
\$10,413—\$10,437	\$410	\$16,567	\$12,038—\$12,062	\$474	\$19,147
\$10,438—\$10,462	\$411	\$16,607	\$12,063—\$12,087	\$475	\$19,186
\$10,463—\$10,487	\$412	\$16,647	\$12,088—\$12,112	\$476	\$19,226
\$10,488—\$10,512	\$413	\$16,686	\$12,113—\$12,137	\$477	\$19,266
\$10,513—\$10,537	\$414	\$16,726	\$12,138—\$12,162	\$478	\$19,305
\$10,538—\$10,562	\$415	\$16,766	\$12,163—\$12,187	\$479	\$19,345
\$10,563—\$10,587	\$416	\$16,805	\$12,188—\$12,212	\$480	\$19,385
\$10,588—\$10,612	\$417	\$16,845	\$12,213—\$12,237	\$481	\$19,424
\$10,613—\$10,637	\$418	\$16,885	\$12,238—\$12,262	\$482	\$19,464
\$10,638—\$10,662	\$419	\$16,924	\$12,263—\$12,287	\$483	\$19,504
\$10,663—\$10,687	\$420	\$16,964	\$12,288—\$12,312	\$484	\$19,543
\$10,688—\$10,712	\$421	\$17,004	\$12,313—\$12,337	\$485	\$19,583
\$10,713—\$10,737	\$422	\$17,043	\$12,338—\$12,362	\$486	\$19,623
\$10,738—\$10,762	\$423	\$17,083	\$12,363—\$12,387	\$487	\$19,662
\$10,763—\$10,787	\$424	\$17,123	\$12,388—\$12,412	\$488	\$19,702
\$10,788—\$10,812	\$425	\$17,162	\$12,413—\$12,437	\$489	\$19,742
\$10,813—\$10,837	\$426	\$17,202	\$12,438—\$12,462	\$490	\$19,781
\$10,838—\$10,862	\$427	\$17,242	\$12,463—\$12,487	\$490	\$19,821
\$10,863—\$10,887	\$428	\$17,281	\$12,488—\$12,512	\$491	\$19,861
\$10,888—\$10,912	\$429	\$17,321	\$12,513—\$12,537	\$492	\$19,900
\$10,913—\$10,937	\$430	\$17,361	\$12,538—\$12,562	\$493	\$19,940
\$10,938—\$10,962	\$431	\$17,400	\$12,563—\$12,587	\$494	\$19,980
\$10,963—\$10,987	\$432	\$17,440	\$12,588—\$12,612	\$495	\$20,020
\$10,988—\$11,012	\$433	\$17,480	\$12,613—\$12,637	\$496	\$20,059
\$11,013—\$11,037	\$434	\$17,520	\$12,638—\$12,662	\$497	\$20,099
\$11,038—\$11,062	\$435	\$17,559	\$12,663—\$12,687	\$498	\$20,139
\$11,063—\$11,087	\$436	\$17,599	\$12,688—\$12,712	\$499	\$20,178
\$11,088—\$11,112	\$437	\$17,639	\$12,713—\$12,737	\$500	\$20,218
\$11,113—\$11,137	\$438	\$17,678	\$12,738—\$12,762	\$501	\$20,258
\$11,138—\$11,162	\$439	\$17,718	\$12,763—\$12,787	\$502	\$20,297
\$11,163—\$11,187	\$440	\$17,758	\$12,788—\$12,812	\$503	\$20,337
\$11,188—\$11,212	\$441	\$17,797	\$12,813—\$12,837	\$504	\$20,377
\$11,213—\$11,237	\$441	\$17,837	\$12,838—\$12,862	\$505	\$20,416
\$11,238—\$11,262	\$442	\$17,877	\$12,863—\$12,887	\$506	\$20,456
\$11,263—\$11,287	\$443	\$17,916	\$12,888—\$12,912	\$507	\$20,496
\$11,288—\$11,312	\$444	\$17,956	\$12,913—\$12,937	\$508	\$20,535
\$11,313—\$11,337	\$445	\$17,996	\$12,938—\$12,962	\$509	\$20,575
\$11,338—\$11,362	\$446	\$18,035	\$12,963—\$12,987	\$510	\$20,615
\$11,363—\$11,387	\$447	\$18,075	\$12,988—\$13,012	\$511	\$20,654
\$11,388—\$11,412	\$448	\$18,115	\$13,013—\$13,037	\$512	\$20,694

<i>Part A Highest Quarterly Wage</i>	<i>Part B Rate of Compensation</i>	<i>Part C Qualifying Wages</i>	<i>Part A Highest Quarterly Wage</i>	<i>Part B Rate of Compensation</i>	<i>Part C Qualifying Wages</i>
\$13,038—\$13,062	\$513	\$20,734	\$14,663—\$14,687	\$577	\$23,313
\$13,063—\$13,087	\$514	\$20,774	\$14,688—\$14,712	\$578	\$23,353
\$13,088—\$13,112	\$515	\$20,813	\$14,713—\$14,737	\$579	\$23,393
\$13,113—\$13,137	\$516	\$20,853	\$14,738—\$14,762	\$580	\$23,432
\$13,138—\$13,162	\$517	\$20,893	\$14,763—\$14,787	\$581	\$23,472
\$13,163—\$13,187	\$518	\$20,932	\$14,788—\$14,812	\$582	\$23,512
\$13,188—\$13,212	\$519	\$20,972	\$14,813—\$14,837	\$583	\$23,551
\$13,213—\$13,237	\$520	\$21,012	\$14,838—\$14,862	\$584	\$23,591
\$13,238—\$13,262	\$521	\$21,051	\$14,863—\$14,887	\$585	\$23,631
\$13,263—\$13,287	\$522	\$21,091	\$14,888—\$14,912	\$586	\$23,670
\$13,288—\$13,312	\$523	\$21,131	\$14,913—\$14,937	\$587	\$23,710
\$13,313—\$13,337	\$524	\$21,170	\$14,938—\$14,962	\$588	\$23,750
\$13,338—\$13,362	\$525	\$21,210	\$14,963—\$14,987	\$588	\$23,789
\$13,363—\$13,387	\$526	\$21,250	\$14,988—\$15,012	\$589	\$23,829
\$13,388—\$13,412	\$527	\$21,289	\$15,013—\$15,037	\$590	\$23,869
\$13,413—\$13,437	\$528	\$21,329	\$15,038—\$15,062	\$591	\$23,908
\$13,438—\$13,462	\$529	\$21,369	\$15,063—\$15,087	\$592	\$23,948
\$13,463—\$13,487	\$530	\$21,408	\$15,088—\$15,112	\$593	\$23,988
\$13,488—\$13,512	\$531	\$21,448	\$15,113—\$15,137	\$594	\$24,027
\$13,513—\$13,537	\$532	\$21,488	\$15,138—\$15,162	\$595	\$24,067
\$13,538—\$13,562	\$533	\$21,527	\$15,163—\$15,187	\$596	\$24,107
\$13,563—\$13,587	\$534	\$21,567	\$15,188—\$15,212	\$597	\$24,147
\$13,588—\$13,612	\$535	\$21,607	\$15,213—\$15,237	\$598	\$24,186
\$13,613—\$13,637	\$536	\$21,647	\$15,238—\$15,262	\$599	\$24,226
\$13,638—\$13,662	\$537	\$21,686	\$15,263—\$15,287	\$600	\$24,266
\$13,663—\$13,687	\$538	\$21,726	\$15,288—\$15,312	\$601	\$24,305
\$13,688—\$13,712	\$539	\$21,766	\$15,313—\$15,337	\$602	\$24,345
\$13,713—\$13,737	\$539	\$21,805	\$15,338—\$15,362	\$603	\$24,385
\$13,738—\$13,762	\$540	\$21,845	\$15,363—\$15,387	\$604	\$24,424
\$13,763—\$13,787	\$541	\$21,885	\$15,388 or more	\$605	Amount required under section 401(a)(2) (43 P.S. § 801(a)(2))
\$13,788—\$13,812	\$542	\$21,924			
\$13,813—\$13,837	\$543	\$21,964			
\$13,838—\$13,862	\$544	\$22,004			
\$13,863—\$13,887	\$545	\$22,043			
\$13,888—\$13,912	\$546	\$22,083			
\$13,913—\$13,937	\$547	\$22,123			
\$13,938—\$13,962	\$548	\$22,162			
\$13,963—\$13,987	\$549	\$22,202			
\$13,988—\$14,012	\$550	\$22,242			
\$14,013—\$14,037	\$551	\$22,281			
\$14,038—\$14,062	\$552	\$22,321			
\$14,063—\$14,087	\$553	\$22,361			
\$14,088—\$14,112	\$554	\$22,400			
\$14,113—\$14,137	\$555	\$22,440			
\$14,138—\$14,162	\$556	\$22,480			
\$14,163—\$14,187	\$557	\$22,520			
\$14,188—\$14,212	\$558	\$22,559			
\$14,213—\$14,237	\$559	\$22,599			
\$14,238—\$14,262	\$560	\$22,639			
\$14,263—\$14,287	\$561	\$22,678			
\$14,288—\$14,312	\$562	\$22,718			
\$14,313—\$14,337	\$563	\$22,758			
\$14,338—\$14,362	\$564	\$22,797			
\$14,363—\$14,387	\$565	\$22,837			
\$14,388—\$14,412	\$566	\$22,877			
\$14,413—\$14,437	\$567	\$22,916			
\$14,438—\$14,462	\$568	\$22,956			
\$14,463—\$14,487	\$569	\$22,996			
\$14,488—\$14,512	\$570	\$23,035			
\$14,513—\$14,537	\$571	\$23,075			
\$14,538—\$14,562	\$572	\$23,115			
\$14,563—\$14,587	\$573	\$23,154			
\$14,588—\$14,612	\$574	\$23,194			
\$14,613—\$14,637	\$575	\$23,234			
\$14,638—\$14,662	\$576	\$23,274			

[Pa.B. Doc. No. 23-21. Filed for public inspection January 6, 2023, 9:00 a.m.]

**DEPARTMENT OF
TRANSPORTATION**
Findings

Under section 2002(b) of The Administrative Code of 1929 (71 P.S. § 512(b)) establishing the Department of Transportation (Department), the Director of the Bureau of Design and Delivery, as delegated by the Secretary of Transportation, makes the following written findings:

The Department is planning the following listed projects. Environmental and Section 4(f) Documentation have been developed for the following identified projects to evaluate the potential environmental impacts caused by these projects. The Section 4(f) documents also serve as the Section 2002 Evaluation. The approved documents are available in the CE/EA Expert System at <http://www.dotdom2.state.pa.us/ceea/ceeainmain.nsf>. The environmental, economic, social and other effects of the proposed projects have been considered. Based upon studies, there is no feasible and prudent alternative to the use of the Section 2002 resources for the proposed projects identified and all reasonable steps have been taken to minimize the effects.

• **SR 0018, Section 23M—Hempfield Township and Greenville Borough, Mercer County.**

Project Description: The project is located along College Avenue (SR 0018) from Main Street to Mill Road and along Jamestown Road (SR 0358) from Conneaut Lake Road (SR 0018) to East Craig Street. The project consists of mill and inlay, base repair, drainage updates, pavement markings and Americans with Disabilities Act ramps.

Environmental Documents: Categorical Exclusion (CE) 1b Evaluation approved on July 18, 2022, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Historic Properties approved on June 28, 2022.

Proposed Use of Section 4(f)/2002 Resource: Approximately 0.002-acre of right-of-way (ROW) will be required from Brother Martin's Walk, a contributing element of the Thiel College Historic District, which was determined to be eligible for listing on the National Register of Historic Places (NRHP).

• **SR 0880, Section A03—Crawford Township, Clinton County.**

Project Description: The project is the replacement of the existing structure that carries SR 0880 over Rauchtown Creek.

Environmental Documents: CE Bridge and Roadway Programmatic Agreement (BRPA) Evaluation approved on August 2, 2022, a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Historic Properties approved on August 1, 2022, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Public Parks, Recreation Areas, Wildlife and/or Waterfowl Refuges, State Forest Land and State Game Land approved on August 1, 2022.

Proposed Use of Section 4(f)/2002 Resources: Approximately 0.06-acre of ROW will be required from the Ravensburg State Park, which is listed in the NRHP and qualifies as a Section 4(f)/2002 resource.

• **SR 0244, Section A10—Oswayo Township, Potter County.**

Project Description: The project is the replacement of the existing bridge that carries Rose Lake Road (SR 0244) over Tyler Hollow.

Environmental Documents: ED 2 Evaluation approved on August 16, 2022, and a Nationwide/Programmatic Section 4(f) Evaluation for Projects that Necessitate the Use of Historic Bridges approved on August 3, 2022.

Proposed Use of Section 4(f)/2002 Resources: The existing structure was determined to be eligible for listing on the NRHP.

• **SR 0000, Section LBR—Athens Township, Bradford County.**

Project Description: The project is the replacement of the bridge that carries Thomas Avenue (T-105) over Cayuta Creek.

Environmental Documents: CE 2 Reevaluation approved on July 29, 2022, and a Nationwide/Programmatic Section 4(f) Evaluation for Projects that Necessitate the Use of Historic Bridges approved on July 15, 2022.

Proposed Use of Section 4(f)/2002 Resources: The existing structure was determined to be eligible for listing on the NRHP.

• **SR 0514, Section 004—Troy Township, Bradford County.**

Project Description: The project is the replacement of the existing bridge that carries SR 0514 over the South Branch of Sugar Creek.

Environmental Documents: CE 1b Evaluation approved on August 9, 2022, and a Nationwide/Programmatic Section 4(f) Evaluation for Minor Involvements with Historic Sites approved on July 25, 2022.

Proposed Use of Section 4(f)/2002 Resources: Approximately 0.181-acre of ROW will be required from the 249-acres Maloney Farm, which was determined to be eligible for listing on the NRHP.

• **SR 3016, Section 008—Canton Borough, Bradford County.**

Project Description: The project is the replacement of the existing bridge that carries Lower Mountain Road (SR 3016) over Mill Creek.

Environmental Documents: ED 1b Reevaluation approved on August 31, 2022, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Historic Properties approved on July 3, 2019.

Proposed Use of Section 4(f)/2002 Resources: Approximately 0.004-acre of ROW will be required from the Canton Steam Mills Historic District.

• **SR 4002, Section D52—Mehoopany Township, Wyoming County.**

Project Description: The project is the replacement of the existing bridge that carries SR 4002 over Little Mehoopany Creek.

Environmental Documents: ED BRPA Evaluation approved on August 15, 2022, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Historic Properties approved on August 9, 2022.

Proposed Use of Section 4(f)/2002 Resources: Approximately 0.352-acre of ROW and approximately 0.040-acre of slope easement will be required from the approximately 250-acres Fred J. Kitner Farm, which was determined to be eligible for listing on the NRHP.

• **SR 0183, Section 05B—Reading City, Berks County.**

Project Description: The project is the replacement of the existing bridge that carries Schuylkill Avenue (SR 0183) over the Norfolk Southern Railroad.

Environmental Documents: CE 2 Reevaluation approved on August 29, 2022, a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Historic Properties approved on August 24, 2022, and a Nationwide/Programmatic Section 4(f) Evaluation for Projects that Necessitate the Use of Historic Bridges approved on March 12, 2020.

Proposed Use of Section 4(f)/2002 Resource: Approximately 0.04-acre of slope easement will be required from the Queen Anne Historic District, which is listed on the NRHP. The existing structure is a contributing element to the Philadelphia and Reading Railroad (Philadelphia to Harrisburg), which was determined to be eligible for listing on the NRHP.

• **SR 0329, Section 01B—Northampton Borough and Whitehall Township, Lehigh County.**

Project Description: The project is the replacement of the existing Cementon Bridge that carries SR 0329 over the Lehigh River on a new alignment.

Environmental Documents: CE 2 Reevaluation approved on August 29, 2022, a Section 4(f) Non-Applicability/No Use approved on November 12, 2019, three forms of Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Public Parks, Recreation Areas, Wildlife and/or Waterfowl Refuges, State Forest Land and State Game Land approved on November 10, 2019, two forms of Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Historic Properties approved on November 10, 2019, and a Nationwide/Programmatic Section 4(f) Evaluation for Projects that Necessitate the Use of Historic Bridges approved on February 21, 2020.

Proposed Use of Section 4(f)/2002 Resources: Approximately 0.383-acre of ROW will be required from the Northampton Historic District, which was determined to be eligible for listing on the NRHP. Approximately 0.012-acre of permanent easement will be required from the Canal Street Park, which qualifies as a Section 4(f)/2002 resource. Approximately 1,350 linear feet of the D&L Trail will be relocated, which qualifies as a Section 4(f)/2002 resource. Approximately 0.017-acre of ROW will be required from the Lehigh River, which qualifies as a Section 4(f)/2002 resource. Approximately 0.137-acre of ROW will be required from the Lehigh Canal, which is listed on the NRHP. Approximately 0.066-acre will be required from the Whitehall Cement Manufacturing Company Plant, which was determined to be eligible for listing on the NRHP. The existing Cementon Bridge was determined to be eligible for listing on the NRHP.

• **SR 7048, Section WSB—Slatington Borough, Lehigh County.**

Project Description: The project is the replacement of the South Walnut Street Bridge that carries South Walnut Street (SR 7048) over Trout Creek, Factory Street and Slate Heritage Trail.

Environmental Documents: CE 2 Evaluation approved on August 30, 2022 and a Final Section 4(f) Evaluation approved on August 25, 2022.

Proposed Use of Section 4(f)/2002 Resource: Approximately 0.65-acre of ROW will be required from the 165-acres Slatington Historic District, which is listed on the NRHP.

• **SR 0313, Section B02—Doylestown, New Britain, Plumstead and Hilltown Townships, Bucks County.**

Project Description: The project is the reconstruction of a 2.3-mile section of Swamp Road (SR 0313) from Ferry Road (SR 1006) to Broad Street.

Environmental Documents: CE 1b Reevaluation approved on August 31, 2022, two forms of a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Historic Properties approved on June 19, 2019, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Public Parks, Recreation Areas, Wildlife and/or Waterfowl Refuges, State Forest Land and State Game Land approved on June 19, 2019.

Proposed Use of Section 4(f)/2002 Resources: Approximately 0.04-acre of ROW will be required from the Jefferson Grier Farmstead, which was determined to be eligible for listing on the NRHP. Approximately 0.62-acre of ROW will be required from the Shelley Farmstead, which was determined to be eligible for listing on the NRHP. Approximately 0.12-acre of drainage easement will be required from the approximately 1,500-acres Peace Valley Park, which qualifies as a Section 4(f)/2002 resource.

• **SR 7015, Section 021—Upper Oxford Township, Chester County.**

Project Description: The project is the replacement of the existing Chester County Bridge No. 21 that carries Watermark Road over Muddy Run.

Environmental Documents: CE 1b Reevaluation approved on July 7, 2022, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Historic Properties approved on April 30, 2019.

Proposed Use of Section 4(f)/2002 Resources: Approximately 0.011-acre ROW will be required from the 13.5-acres Coates Farm property, which was determined to be eligible for listing on the NRHP.

• **SR 7301, Section GAV—City of Philadelphia, Philadelphia County.**

Project Description: The project is the replacement of the Byberry Road Bridge that carries SR 7301 over CSX Railroad.

Environmental Documents: CE 1b Reevaluation approved on August 24, 2022, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Historic Properties approved on February 28, 2018.

Proposed Use of Section 4(f)/2002 Resources: Approximately 0.080-acre of ROW (aerial easement) will be required from the Philadelphia and Reading Railroad: New York Division (Philadelphia to Yardley); CSX Railroad: Trenton Line (Philadelphia to Yardley), which was determined to be eligible for listing on the NRHP.

• **SR 0011, Section 127—Carlisle Borough, Cumberland County.**

Project Description: The project involves roadway reconstruction and sidewalk improvements along North Hanover Street (SR 0011) and Carlisle Springs Road (SR 0034). A roundabout will also be constructed at the intersection of SR 0011, SR 0034, Penn Street and Fairground Avenue.

Environmental Documents: CE 1b Evaluation approved on July 15, 2022, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Historic Properties approved on May 2, 2022.

Proposed Use of Section 4(f)/2002 Resources: Approximately 0.004-acre of ROW and 0.026-acre of slope easement will be required from the Cumberland Valley Railroad, which was determined to be eligible for listing on the NRHP.

• **SR 3070, Section 004—West Manheim Township, York County.**

Project Description: The project is the replacement of existing bridge that carries Black Rock Road (SR 3070) over West Branch Codorus Creek.

Environmental Documents: CE 2 Evaluation approved on July 18, 2022, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Public Parks, Recreation Areas, Wildlife and/or Waterfowl Refuges, State Forest Land and State Game Land approved on September 2, 2021.

Proposed Use of Section 4(f)/2002 Resources: Approximately 0.207-acre of ROW will be required from the 3,423-acres Codorus State Park, which qualifies as a Section 4(f)/2002 resource.

• **SR 0453, Section 14B—Tyrone Borough, Blair County.**

Project Description: The project is the replacement of a portion of the existing stone masonry arch culvert that carries Pennsylvania Avenue (SR 0453) over Sink Run.

Environmental Documents: ED 1b Evaluation approved on July 20, 2022, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Historic Properties approved on May 10, 2022.

Proposed Use of Section 4(f)/2002 Resources: Approximately 0.004-acre of permanent sidewalk easement will be required from the 16.4-acres Tyrone Borough Historic District, which was determined to be eligible for listing on the NRHP.

• **SR 0994, Section 04B—Todd Township, Huntingdon County.**

Project Description: The project is the replacement of the existing bridge which carries Old Plank Road (SR 0994) over Tatman Run.

Environmental Documents: ED BRPA Evaluation approved on July 29, 2022, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Public Parks, Recreation Areas, Wildlife and/or Waterfowl Refuges, State Forest Land and State Game Land approved on July 20, 2022.

Proposed Use of Section 4(f)/2002 Resources: Approximately 0.018-acre of ROW will be required from the Tatman Run Recreation which is part of the 29,700-acres Raystown Lake Complex and qualifies as a Section 4(f)/2002 resource.

• **SR 3001, Section 01A—Richhill Township and West Finley Township, Greene County.**

Project Description: The project is the replacement of the existing structure that carries Day Road (SR 3001) over the Enlow Fork of Wheeling Creek.

Environmental Documents: CE 2 Evaluation approved on July 7, 2022, a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Public Parks, Recreation Areas, Wildlife and/or Waterfowl Refuges, State Forest Land and State Game Land approved on June 4, 2021, and a Nationwide/Programmatic Section 4(f) Evaluation for Projects that Necessitate the Use of Historic Bridges approved on May 23, 2022.

Proposed Use of Section 4(f)/2002 Resources: Approximately 1.218-acres of ROW will be required from the 2,960-acres State Game Lands # 302, which qualifies as a Section 4(f)/2002 resource. The existing structure was determined to be eligible for listing on the NRHP.

• **SR 1035, Section 01B—Longswamp Township, Berks County.**

Project Description: The project is the replacement of the existing bridge that carries Valley Road (SR 1035) over Toad Creek.

Environmental Documents: ED BRPA Evaluation approved on September 26, 2022, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Historic Properties approved on September 22, 2022.

Proposed Use of Section 4(f)/2002 Resources: Approximately 0.004-acre of ROW will be required from the 31,000-acres Richmond-Maxatawny Rural Historic District eligible for listing on the NRHP.

• **SR 0378, Section 03B—Bethlehem City, Lehigh County.**

Project Description: The project is the improvement of the existing Hill-to-Hill Bridge and surrounding transportation network. The Hill-to-Hill Bridge carries SR 0378 over the Lehigh River, the D&L Trail, the Lehigh Canal and multiple Norfolk Southern rail lines.

Environmental Documents: CE 2 Evaluation approved on September 1, 2022, two forms of a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Public Parks, Recreation Areas, Wildlife and/or Waterfowl Refuges, State Forest Land and State Game Land approved on August 26, 2022, a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Historic Properties approved on August 26, 2022, and a Section 4(f) Non-Applicability/ No Use approved on August 26, 2022.

Proposed Use of Section 4(f)/2002 Resources: Approximately 0.024-acre of aerial easement will be required from the 1.9-mile South Bethlehem Greenway, which qualifies as a Section 4(f)/2002 resource. Approximately 0.009-acre of ROW will be required from the 72-mile Lehigh River Water Trail, which qualifies as a Section 4(f)/2002 resource. Approximately 0.134-acre of ROW and 0.054-acre of permanent aerial easement will be required from the Central Bethlehem Historic District, which is listed on the NRHP. Approximately 0.059-acre of permanent aerial easement will be required from the Lehigh Valley Railroad: Station (Bethlehem), which was determined to be eligible for listing on the NRHP. Approximately 0.130-acre of permanent aerial easement and 0.001-acre of traffic signal easement will be required from the Fountain Hill Historic District, which is listed on the NRHP. Approximately 0.302-acre of permanent aerial easement will be required from the Lehigh Valley Railroad, which was determined to be eligible for listing on the NRHP. Approximately 0.070-acre of permanent aerial easement will be required from the Philadelphia and Reading Railroad, which was determined to be eligible for listing on the NRHP. Approximately 0.044-acre of permanent aerial easement will be required from the North Pennsylvania Railroad, which was determined to be eligible for listing on the NRHP. Approximately 0.030-acre of ROW will be required from the Hill-to-Hill Bridge, which was determined to be eligible for listing on the NRHP.

• **SR 0611, Section 11M—Pocono Township, Monroe County.**

Project Description: The project consists of the work necessary to provide for the safe and efficient flow of traffic between Interstate 80 (I-80) at Exits 298 and 299 and the surrounding roadway network. The project will include the widening of SR 0611 and SR 0715, realignment of Sullivan Trail Road (SR 4004) and a portion of SR 0715, replacement and retiming of traffic signals, modifications of existing ramps to I-80 and replacement of an existing structure over Pocono Creek.

Environmental Documents: CE 2 Reevaluation approved on September 7, 2022, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Public Parks, Recreation Areas, Wildlife and/or Waterfowl Refuges, State Forest Land, and State Game Land approved on August 27, 2020.

Proposed Use of Section 4(f)/2002 Resources: Approximately 1.27-acres of ROW and approximately 0.10-acre of drainage easement will be required from the 10.43-acres Pocono Township's TLC Park, which qualifies as a Section 4(f)/2002 resource.

• **SR 0097, Section 010—Germany Township, Adams County.**

Project Description: The project is the replacement of the existing bridge that carries Baltimore Pike (SR 0097) over an unnamed tributary to Piney Creek.

Environmental Documents: ED BRPA Evaluation approved on September 9, 2022, and a Determination of

Section 4(f) De Minimis Use Section 2002 No Adverse Use Historic Properties approved on June 27, 2022.

Proposed Use of Section 4(f)/2002 Resources: Approximately 0.009-acre of ROW will be required from the Bechtel Farm, which was determined to be eligible for listing on the NRHP.

CHRISTINE A. SPANGLER, PE,
Director
Bureau of Design and Delivery

[Pa.B. Doc. No. 23-22. Filed for public inspection January 6, 2023, 9:00 a.m.]

HEALTH CARE COST CONTAINMENT COUNCIL

Meeting Scheduled

The Health Care Cost Containment Council (Council) has scheduled a regular council meeting at 10 a.m. on January 12, 2023. An agenda will be available 24 hours in advance at <https://www.phc4.org/council/calendar.htm>.

The public is invited to participate. Contact rgreenawalt@phc4.org at least 24 hours in advance for participation instructions.

BARRY BUCKINGHAM,
Executive Director

[Pa.B. Doc. No. 23-23. Filed for public inspection January 6, 2023, 9:00 a.m.]

INSURANCE DEPARTMENT

Increase in the Accident Surcharge Dollar Threshold (Cap) to \$2,100; Notice 2023-01

Insurers writing private passenger automobile insurance in this Commonwealth may not, by law, penalize their policyholders (for example, apply rate surcharges or otherwise increase premiums) whose aggregate claim cost over a 3-year period does not exceed a certain threshold (cap). This threshold (cap) applies to any person injured or property damaged and is measured in excess of any deductible or self-insured retention. Effective July 1, 2023, the Insurance Department (Department) has increased the threshold (cap) to \$2,100.

Section 1799.3(a) of 75 Pa.C.S. (relating to limit on cancellations, refusals to renew, refusals to write, surcharges, rate penalties and point assignments) does not allow an insurer to “cancel or refuse to renew a policy or apply any surcharge, rate penalty or driver record point assignment” when the threshold (cap) is not exceeded.

By law, the Department is required to adjust the amount of the threshold (cap) at least once every 3 years. Section 1799.3(e) of 75 Pa.C.S. stipulates the adjustment be made relative to changes in the Consumer Price Index for medical care and automobile maintenance and repair costs and may be rounded to the nearest \$50. The previous adjustment to the threshold (cap) was effective July 1, 2022, when the threshold (cap) increased to \$1,900.

Each individual insurer and rating organization should file the previously-discussed change for prior approval by April 1, 2023, and specify an effective date of no later than July 1, 2023.

To expedite the review process, companies are advised to limit their rate/rule filings to the required threshold revision only. Any unrelated changes, revisions and manual pages should not be included in the filing. Additionally, “surcharge disclosure plan(s)” required under 75 Pa.C.S. § 1793(b) (relating to special provisions relating to premiums) do not require the Department’s review and prior approval and should not be submitted in response to this notice.

Questions regarding this notice may be directed to Shannon Kost, Actuarial Review Division, Insurance Department, 1311 Strawberry Square, Harrisburg, PA 17120, (717) 783-4308, skost@pa.gov.

MICHAEL HUMPHREYS,
Acting Insurance Commissioner

[Pa.B. Doc. No. 23-24. Filed for public inspection January 6, 2023, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Electric Generation Supplier License Cancellation of Companies with an Expired Financial Security, Insufficient Financial Security Amount or Language

Public Meeting held
December 22, 2022

Commissioners Present: Gladys Brown Dutrieuille, Chairperson; Stephen M. DeFrank, Vice Chairperson; Ralph V. Yanora; Katheryn L. Zerfuss; John F. Coleman Jr.

Electric Generation Supplier License Cancellation of Companies with an Expired Financial Security, Insufficient Financial Security Amount or Language;
M-2022-3030286

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, preferably 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 2 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 December 13, 2022, 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-2019-3012812*	ALL AMERICAN POWER & GAS PA, LLC	8/5/2022	No
A-2017-2613121	AURORA ENERGY ADVISORS, LLC	12/12/2022	Yes
A-2011-2280726	BURTON ENERGY GROUP, INC.	11/27/2022	Yes
A-2012-2281591	ENERGY SOLUTIONS USA, INC.	12/1/2022	Yes
A-2021-3024509*	LIGHT POWER & GAS, LLC	11/27/2022	No
A-2013-2365828	MSI UTILITIES, INC.	2/7/2022	Yes
A-2018-3005835	NATIONAL ENERGY ADVISORY, LLC	9/5/2022	Yes
A-2016-2580457	QUICK ENERGY SOLUTIONS, LLC	10/12/2022	Yes
A-2018-2647476	THE OE GROUP, INC.	11/22/2022	Yes
A-2020-3016555	US ENERGY LINK, LLC	11/15/2022	Yes
A-2012-2284040	VERDIGRIS ENERGY, LLC	11/2/2022	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 email 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 (i) serve a copy of this Tentative Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Bureau of Investigation & Enforcement, all electric generation distribution companies, and all of the Electric Generation Suppliers listed in the Supplier Table; (ii) publish a copy of this Tentative Order in the *Pennsylvania Bulletin* with a 30-day comment period; and (iii) file a copy of this Tentative Order at each Electric Generation Supplier’s assigned docket number.

3. To the extent any of the Electric Generation Suppliers listed in the Supplier Table challenge the cancellation of their license, they must file comments within thirty (30) days after publication of this Tentative Order in the *Pennsylvania Bulletin*. Written comments referencing Docket No. M-2022-3030286 must be eFiled to the Pennsylvania Public Utility Commission through the Commission’s eFiling System. You may set up a free eFiling account with the Commission at <https://efiling.puc.pa.gov/> if you do not have one. Filing instructions may be found on the Commission’s website at http://www.puc.pa.gov/filing_resources.aspx. Comments containing confidential information should be emailed to Commission Secretary Rosemary Chiavetta at rchiavetta@pa.gov rather than eFiled.

4. Alternatively, Electric Generation Suppliers listed in the Supplier Table may provide the Commission an approved security up to and within thirty (30) days after publication in the *Pennsylvania Bulletin*. The Electric Generation Supplier must file an original bond, letter of credit, continuation certificate, amendment, or other approved financial instrument displaying a “wet” signature or digital signature, preferably in blue ink, and displaying a “raised seal” or original notary stamp with Rosemary Chiavetta, Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA, 17120.

5. Absent the timely (i) filing of comments challenging the cancellation of the Electric Generation Supplier’s license, or (ii) 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 revoking the license of each Electric Generation Supplier that fails to respond.

6. Upon entry of the Final Order, Electric Generation Suppliers that remain listed as not in compliance with 52 Pa. Code § 54.40(a) and (d) 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.

7. Upon entry of the Final Order, Electric Generation Suppliers that fail to respond will be prohibited from providing electric generation supply services to retail electric customers. That upon entry of the Final Order described in Ordering Paragraph No. 5, 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

ORDER ADOPTED: December 22, 2022

ORDER ENTERED: December 22, 2022

[Pa.B. Doc. No. 23-25. Filed for public inspection January 6, 2023, 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 (Commission). Formal protests, petitions to intervene and answers must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before January 23, 2023. Filings are recommended to be made electronically through eFiling to the Secretary of the Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120, with a copy served on the applicant by January 23, 2023. Individuals can sign up for a free eFiling account with the Secretary of the Commission through the Commission's eFiling system at <https://www.puc.pa.gov/efiling/Default.aspx>. 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. The documents filed in support of the application are only available for inspection through the Commission's web site at www.puc.pa.gov by searching under the previously listed docket number or by searching the applicant's web site.

Applications of the following for approval to *begin operating as common carriers for transportation of persons as described under each application.*

A-2022-3036344. K & T Seahorses, LLC (24 Willow Street, Plymouth, Luzerne County, PA 18651) to transport, as a common carrier, by motor vehicle, persons in

paratransit service, limited to persons in wheelchairs and stretchers from points in Lackawanna, Luzerne, Monroe and Philadelphia Counties, to points in Pennsylvania and return.

A-2022-3037303. Schaad Detective Agency, Inc. (1114 Roosevelt Avenue, York, York County, PA 17404) in paratransit service, between points in the Counties of Dauphin, Lancaster and York. *Attorney:* Todd S. Stewart, 100 North Tenth Street, Harrisburg, PA 17101.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 23-26. Filed for public inspection January 6, 2023, 9:00 a.m.]

PHILADELPHIA PARKING AUTHORITY

Service of Notice of Motor Carrier Applications in the City of Philadelphia

The following permanent authority application to render service as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority's (PPA) Taxicab and Limousine Division (TLD). Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority) with the TLD's Office of the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148, no later than January 23, 2023. The nonrefundable protest filing fee is \$5,000 payable to the PPA by certified check or money order. The application is available for inspection at the TLD between 9 a.m. and 4 p.m., Monday through Friday (contact TLD Director Christine Kirlin, Esq. at (215) 683-9653 to make an appointment) or may be inspected at the business addresses of the respective applicants or attorneys, or both.

Doc. No. A-22-12-02. Fall Taxi, LLC (7233 Grays Avenue, Philadelphia, PA 19142): An application for a medallion taxicab certificate of public convenience to transport, as a common carrier, persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return. *Attorney for Applicant:* David R. Alperstein, Esq., 314 Cherry Avenue, Voorhees, NJ 08043.

RICH LAZER,
Executive Director

[Pa.B. Doc. No. 23-27. Filed for public inspection January 6, 2023, 9:00 a.m.]

SUSQUEHANNA RIVER BASIN COMMISSION

Actions Taken at December Meeting

As part of its regular business meeting held on December 15, 2022, in Harrisburg, PA, the Susquehanna River Basin Commission (Commission) approved the applications of certain water resources projects, and took additional actions, as set forth in the Supplementary Information as follows.

The business meeting was held on December 15, 2022.

For further information contact Jason E. Oyler, General Counsel and Secretary, (717) 238-0423, Ext. 1312, fax (717) 238-2436, joyler@srbc.net. Regular mail inquiries may be sent to the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788. Also see the Commission web site at www.srbc.net.

Supplementary Information

In addition to the actions taken on projects identified in the previous summary, these actions were also taken: (1) adoption of the regulatory program fee schedule for Calendar Year 2023; (2) adoption of a resolution recognizing the 50th anniversary of the Clean Water Act; and (3) approval of contracts, grants and agreements.

Project Applications Approved:

1. Project Sponsor and Facility: Blossburg Municipal Authority, Bloss Township, Tioga County, PA. Applications for groundwater withdrawals (30-day averages) of up to 0.144 mgd from Taylor Run Well 1 and 0.144 mgd from Taylor Run Well 3.

2. Project Sponsor and Facility: BlueTriton Brands, Inc. (Valley View Springs), Hegins Township, Schuylkill County, PA. Applications for renewal of surface water withdrawal of up to 0.200 mgd (peak day) and consumptive use of up to 0.200 mgd (peak day) (Docket No. 19971101).

3. Project Sponsor: Constellation Energy Generation, LLC. Project Facility: Three Mile Island Generating Station, Londonderry Township, Dauphin County, PA. Applications for renewal of groundwater withdrawals (30-day averages) of up to 0.099 mgd from Well A, 0.099 mgd from Well B, and 0.099 mgd from Well C (Docket No. 20110610), and Commission-initiated modification of surface water and consumptive use approvals based on changes in operating status of the project and revised demand projections.

4. Project Sponsor: Corning Incorporated. Project Facility: Corporate Headquarters, City of Corning, Steuben County, NY. Application for renewal of groundwater withdrawal of up to 1.440 mgd (30-day average) from Well 6A (Docket No. 19981201).

5. Project Sponsor and Facility: Dover Township, York County, PA. Applications for groundwater withdrawals (30-day averages) of up to 0.088 mgd from Well 10 (Docket No. 19911104).

6. Project Sponsor and Facility: Hughesville Borough Authority, Wolf Township, Lycoming County, PA. Applications for renewal of groundwater withdrawals (30-day averages) of up to 0.260 mgd from Well 1, 0.260 mgd from Well 2 and 1.440 mgd from Well 3 (Docket No. 20070604).

7. Project Sponsor: Municipal Authority of the Township of East Hempfield. Project Facility: Hempfield Water Authority, East Hempfield Township, Lancaster County, PA. Applications for renewal of groundwater withdrawals (30-day averages) of up to 0.353 mgd from Well 6, 0.145 mgd from Well 7, 1.447 mgd from Well 8, and 1.800 mgd from Well 11, and Commission-initiated modification to Docket No. 20120906, which approves withdrawals from Wells 1—5 and Spring S-1 (Docket Nos. 19870306, 19890503, 19930101 and 20120906).

8. Project Sponsor and Facility: Repsol Oil & Gas USA, LLC (Choconut Creek), Choconut Township, Susquehanna County, PA. Application for renewal of surface water withdrawal of up to 0.999 mgd (peak day) (Docket No. 20171206).

9. Project Sponsor: State College Friends Limited Partnership. Project Facility: Toftrees Golf Resort (Pond 9), Patton Township, Centre County, PA. Applications for surface water withdrawal of up to 0.750 mgd (peak day), and renewal with modification to increase consumptive use (peak day) by an additional 0.480 mgd, for a total consumptive use of up to 0.750 mgd (Docket No. 20021010).

10. Project Sponsor and Facility: SWN Production Company, LLC (Lycoming Creek), Lewis Township, Lycoming County, PA. Application for renewal of surface water withdrawal of up to 0.500 mgd (peak day) (Docket No. 20171208).

11. Project Sponsor and Facility: SWN Production Company, LLC (Lycoming Creek), McIntyre Township, Lycoming County, PA. Application for renewal of surface water withdrawal of up to 0.500 mgd (peak day) (Docket No. 20171209).

12. Project Sponsor: The United States Department of Veterans Affairs. Project Facility: Indiantown Gap National Cemetery, East Hanover and Union Townships, Lebanon County, PA. Application for consumptive use of up to 0.099 mgd (30-day average).

13. Project Sponsor: Veolia Water Pennsylvania, Inc. Project Facility: Grantham Operation, Upper Allen Township, Cumberland County, PA. Application for renewal of groundwater withdrawal of up to 0.395 mgd (30-day average) from Well 2 (Docket No. 19901104).

Project Scheduled for Action Involving a Diversion:

1. Project Sponsor and Facility: BlueTriton Brands, Inc. (Valley View Springs), Hegins Township, Schuylkill County, PA. Application for approval of an out-of-basin diversion of up to 0.200 mgd (peak day).

Project Tabled:

1. Project Sponsor and Facility: Dover Township, York County, PA. Applications for groundwater withdrawals (30-day averages) of up to 0.360 mgd from Well 8 (Docket No. 19911104).

Authority: Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806—808

Dated: December 20, 2022

ANDREW D. DEHOFF,
Executive Director

[Pa.B. Doc. No. 23-28. Filed for public inspection January 6, 2023, 9:00 a.m.]

SUSQUEHANNA RIVER BASIN COMMISSION

Projects Approved for Consumptive Uses of Water

The Susquehanna River Basin Commission (Commission) has approved by rule the following projects from November 1, 2022, through November 30, 2022.

For further information contact Jason E. Oyler, General Counsel and Secretary, (717) 238-0423, Ext. 1312, fax (717) 238-2436, joyler@srbc.net. Regular mail inquiries may be sent to the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788.

Supplementary Information

This notice lists the projects, described as follows, receiving approval for the consumptive use of water under the Commission's approval by rule process in 18 CFR 806.22(f) (relating to standards for consumptive uses of water) for the time period previously specified:

Water Source Approval—Issued Under 18 CFR 806.22(f):

1. Chesapeake Appalachia, LLC; Pad ID: Keeler Hollow; ABR-201009041.R2; Smithfield Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: November 14, 2022.
2. EXCO Resources (PA), LLC; Pad ID: Fulmer Drilling Pad # 1; ABR-20100616.R2; Franklin Township, Lycoming County, PA; Consumptive Use of Up to 2.0000 mgd; Approval Date: November 14, 2022.
3. Repsol Oil & Gas USA, LLC; Pad ID: ABELL (05 112) G; ABR-201209002.R2; Warren Township, Bradford County, PA; Consumptive Use of Up to 6.0000 mgd; Approval Date: November 14, 2022.
4. Seneca Resources Company, LLC; Pad ID: Bauer 849 2022; ABR-202211001; Middlebury Township, Tioga County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: November 14, 2022.
5. Chesapeake Appalachia, LLC; Pad ID: Delhagen; ABR-201009066.R2; Rush Township, Susquehanna County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: November 22, 2022.
6. Chesapeake Appalachia, LLC; Pad ID: Driscoll; ABR-201009061.R2; Overton Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: November 22, 2022.
7. Coterra Energy Inc.; Pad ID: StockholmK P1; ABR-20100663.R2; Dimock Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: November 22, 2022.
8. Inflection Energy (PA), LLC; Pad ID: Fox B Well Site; ABR-201709001.R1; Shrewsbury Township, Lycoming County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: November 22, 2022.
9. Seneca Resources Company, LLC; Pad ID: Erickson 448; ABR-201009050.R2; Delmar Township, Tioga County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: November 22, 2022.
10. Seneca Resources Company, LLC; Pad ID: Kalke 819; ABR-201009042.R2; Chatham Township, Tioga County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: November 22, 2022.
11. Seneca Resources Company, LLC; Pad ID: Lingle 1102; ABR-201009049.R2; Deerfield Township, Tioga County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: November 22, 2022.
12. Seneca Resources Company, LLC; Pad ID: Owlett 843; ABR-201009058.R2; Middlebury Township, Tioga County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: November 22, 2022.
13. Chesapeake Appalachia, LLC; Pad ID: Bennett NMPY-38; ABR-201009069.R2; Tuscarora Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: November 23, 2022.
14. EQT ARO, LLC; Pad ID: COP Tr 731 Pad A; ABR-201009057.R2; Cummings Township, Lycoming County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: November 23, 2022.
15. Repsol Oil & Gas USA, LLC; Pad ID: Schmelzle 703; ABR-201009064.R2; Union Township, Tioga County, PA; Consumptive Use of Up to 6.0000 mgd; Approval Date: November 23, 2022.
16. SWN Production Company, LLC; Pad ID: FREITAG PAD; ABR-201209010.R2; Jackson Township, Susquehanna County, PA; Consumptive Use of Up to 4.9990 mgd; Approval Date: November 23, 2022.
17. SWN Production Company, LLC; Pad ID: MARVIN PAD; ABR-201209009.R2; Jackson Township, Susquehanna County, PA; Consumptive Use of Up to 4.9990 mgd; Approval Date: November 23, 2022.
18. SWN Production Company, LLC; Pad ID: SWOPE PAD; ABR-201209007.R2; Jackson Township, Susquehanna County, PA; Consumptive Use of Up to 4.9990 mgd; Approval Date: November 23, 2022.
19. Chesapeake Appalachia, LLC; Pad ID: Balent NEW; ABR-201008149.R2; Wysox Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: November 29, 2022.
20. Chesapeake Appalachia, LLC; Pad ID: Donna; ABR-201008096.R2; Terry Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: November 29, 2022.
21. Chesapeake Appalachia, LLC; Pad ID: Governale; ABR-201009082.R2; Wysox Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: November 29, 2022.
22. Chesapeake Appalachia, LLC; Pad ID: Lambert Farms; ABR-201008011.R2; Forks Township, Sullivan County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: November 29, 2022.
23. Chesapeake Appalachia, LLC; Pad ID: Matt; ABR-201009073.R2; Elkland Township, Sullivan County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: November 29, 2022.
24. Chesapeake Appalachia, LLC; Pad ID: Rain; ABR-201009077.R2; Elkland Township, Sullivan County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: November 29, 2022.
25. Chesapeake Appalachia, LLC; Pad ID: Warren; ABR-201008010.R2; Windham Township, Wyoming County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: November 29, 2022.
26. Seneca Resources Company, LLC; Pad ID: Pichler 1H; ABR-201509003.R1; Jay Township, Elk County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: November 29, 2022.
27. SWN Production Company, LLC; Pad ID: WOOSMAN PAD; ABR-201209006.R2; New Milford Township, Susquehanna County, PA; Consumptive Use of Up to 6.0000 mgd; Approval Date: November 29, 2022.
28. Chesapeake Appalachia, LLC; Pad ID: Boyanowski; ABR-201009076.R2; Meshoppen Township, Wyoming County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: November 30, 2022.
29. Chesapeake Appalachia, LLC; Pad ID: Clarke; ABR-201008145.R2; Overton Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: November 30, 2022.
30. Chesapeake Appalachia, LLC; Pad ID: Earnshaw; ABR-201508003.R1; Mehoopany Township, Wyoming County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: November 30, 2022.

31. Chesapeake Appalachia, LLC; Pad ID: Foster; ABR-201009093.R2; Wysox Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: November 30, 2022.

32. Chesapeake Appalachia, LLC; Pad ID: Hope; ABR-201009102.R2; Meshoppen Township, Wyoming County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: November 30, 2022.

33. Chesapeake Appalachia, LLC; Pad ID: Scheffler; ABR-201007102.R2; Standing Stone Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: November 30, 2022.

34. Chesapeake Appalachia, LLC; Pad ID: Van DeMark; ABR-201007106.R2; Windham Township, Wyoming County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: November 30, 2022.

Authority: Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806 and 808

Dated: December 20, 2022

ANDREW D. DEHOFF,
Executive Director

[Pa.B. Doc. No. 23-29. Filed for public inspection January 6, 2023, 9:00 a.m.]

