

# PENNSYLVANIA BULLETIN

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Department of Environmental Protection  
Department of Health  
Fish and Boat Commission  
Health Care Cost Containment Council  
Independent Regulatory Review Commission  
Insurance Department  
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**Latest Pennsylvania Code Reporter  
(Master Transmittal Sheet):**

**No. 597, August 2024**

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

## *Pennsylvania Bulletin*

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

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

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

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

### **Adoption, Amendment or Repeal of Regulations**

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

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

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

## *Citation to the Pennsylvania Bulletin*

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

## *Pennsylvania Code*

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

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

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

### **How to Find Rules and Regulations**

Search for your area of interest in the *Pennsylvania Code*. The *Pennsylvania Code* is available at [www.pacodeandbulletin.gov](http://www.pacodeandbulletin.gov).

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

A chronological table of the history of *Pennsylvania Code* sections may be found at [www.legis.state.pa.us/cfdocs/legis/CH/Public/pcde\\_index.cfm](http://www.legis.state.pa.us/cfdocs/legis/CH/Public/pcde_index.cfm).

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

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### Printing Format

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

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

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

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

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

*Court Rules in Titles 201—246 of the Pennsylvania Code*

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

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

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

### Fiscal Notes

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

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

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

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## List of Pa. Code Chapters Affected

The following numerical guide is a list of the chapters of each title of the *Pennsylvania Code* affected by documents published in the *Pennsylvania Bulletin* during 2024.

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# THE COURTS

## Title 231—RULES OF CIVIL PROCEDURE

### PART I. GENERAL

[ 231 PA. CODE CH. 1915 ]

#### Order Amending Rule 1915.3-2 of the Pennsylvania Rules of Civil Procedure; No. 755 Civil Procedural Rules Docket

#### Order

*Per Curiam*

And Now, this 9th day of August, 2024, the proposal having been made without publication pursuant to Pa.R.J.A. 103(a) in the interests of justice and efficient administration:

It is Ordered pursuant to Article V, Section 10 of the Constitution of Pennsylvania that Rule 1915.3-2 of the Pennsylvania Rules of Civil Procedure is amended in the attached form.

This Order shall be processed in accordance with Pa.R.J.A. 103(b), and shall be effective August 13, 2024.

Additions to the rule are shown in bold and are underlined.

Deletions from the rule are shown in bold and brackets.

#### Annex A

### TITLE 231. RULES OF CIVIL PROCEDURE

#### PART I. GENERAL

#### CHAPTER 1915. ACTIONS FOR CUSTODY OF MINOR CHILDREN

#### Rule 1915.3-2. Criminal Record or Abuse History.

\* \* \* \* \*

(c) *Verification.* The verification regarding criminal or abuse history shall be substantially in the following form:

(Caption)

#### CRIMINAL RECORD / ABUSE HISTORY VERIFICATION

I \_\_\_\_\_, hereby swear or affirm, subject to penalties of law including 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities that:

1. Unless indicated by my checking the box next to a crime below, neither I nor any other member of my household have been convicted or pled guilty or pled no contest or was adjudicated delinquent where the record is publicly available pursuant to the Juvenile Act, 42 Pa.C.S. § 6307 to any of the following crimes in Pennsylvania or a substantially equivalent crime in any other jurisdiction including pending charges:

<i>Check all that apply</i>	<i>Crime</i>	<i>Self</i>	<i>Other household member</i>	<i>Date of conviction, guilty plea, no contest plea or pending charges</i>	<i>Sentence</i>
<input type="checkbox"/>	18 Pa.C.S. Ch. 25 (relating to criminal homicide)	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
<input type="checkbox"/>	<b><u>18 Pa.C.S. § 2701 (relating to simple assault)</u></b>	<input type="checkbox"/>	<input type="checkbox"/>	=====	=====
<input type="checkbox"/>	18 Pa.C.S. § 2702 (relating to aggravated assault)	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
<input type="checkbox"/>	<b><u>18 Pa.C.S. § 2705 (relating to recklessly endangering another person)</u></b>	<input type="checkbox"/>	<input type="checkbox"/>	=====	=====
<input type="checkbox"/>	18 Pa.C.S. § 2706 (relating to terroristic threats)	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
<input type="checkbox"/>	18 Pa.C.S. § 2709.1 (relating to stalking)	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
<input type="checkbox"/>	<b><u>18 Pa.C.S. § 2718 (relating to strangulation)</u></b>	<input type="checkbox"/>	<input type="checkbox"/>	=====	=====
<input type="checkbox"/>	18 Pa.C.S. § 2901 (relating to kidnapping)	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
<input type="checkbox"/>	18 Pa.C.S. § 2902 (relating to unlawful restraint)	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____

<i>Check all that apply</i>	<i>Crime</i>	<i>Self</i>	<i>Other household member</i>	<i>Date of conviction, guilty plea, no contest plea or pending charges</i>	<i>Sentence</i>
<input type="checkbox"/>	18 Pa.C.S. § 2903 (relating to false imprisonment)	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
<input type="checkbox"/>	<b><u>18 Pa.C.S. § 2904 (relating to interference with custody of children)</u></b>	<input type="checkbox"/>	<input type="checkbox"/>	=====	=====
<input type="checkbox"/>	18 Pa.C.S. § 2910 (relating to luring a child into a motor vehicle or structure)	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
<input type="checkbox"/>	<b><u>18 Pa.C.S. Ch. 30 (relating to human trafficking)</u></b>	<input type="checkbox"/>	<input type="checkbox"/>	=====	=====
<input type="checkbox"/>	18 Pa.C.S. § 3121 (relating to rape)	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
<input type="checkbox"/>	18 Pa.C.S. § 3122.1 (relating to statutory sexual assault)	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
<input type="checkbox"/>	18 Pa.C.S. § 3123 (relating to involuntary deviate sexual intercourse)	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
<input type="checkbox"/>	18 Pa.C.S. § 3124.1 (relating to sexual assault)	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
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<input type="checkbox"/>	18 Pa.C.S. § 3129 (relating to sexual intercourse with animal)	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
<input type="checkbox"/>	18 Pa.C.S. § 3130 (relating to conduct relating to sex offenders)	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
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<input type="checkbox"/>	18 Pa.C.S. § 4302 (relating to incest)	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
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<input type="checkbox"/>	18 Pa.C.S. § 4305 (relating to dealing in infant children)	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
<input type="checkbox"/>	<b><u>18 Pa.C.S. § 5533 (relating to cruelty to animal)</u></b>	<input type="checkbox"/>	<input type="checkbox"/>	=====	=====
<input type="checkbox"/>	<b><u>18 Pa.C.S. § 5534 (relating to aggravated cruelty to animal)</u></b>	<input type="checkbox"/>	<input type="checkbox"/>	=====	=====
<input type="checkbox"/>	<b><u>18 Pa.C.S. § 5543 (relating to animal fighting)</u></b>	<input type="checkbox"/>	<input type="checkbox"/>	=====	=====
<input type="checkbox"/>	<b><u>18 Pa.C.S. § 5544 (relating to possession of animal fighting paraphernalia)</u></b>	<input type="checkbox"/>	<input type="checkbox"/>	=====	=====
<input type="checkbox"/>	18 Pa.C.S. § 5902(b) or (b)(1) (relating to prostitution and related offenses)	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
<input type="checkbox"/>	18 Pa.C.S. § 5903(c) or (d) (relating to obscene and other sexual materials and performances)	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
<input type="checkbox"/>	18 Pa.C.S. § 6301 (relating to corruption of minors)	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
<input type="checkbox"/>	18 Pa.C.S. § 6312 (relating to sexual abuse of children)	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____

<i>Check all that apply</i>	<i>Crime</i>	<i>Self</i>	<i>Other household member</i>	<i>Date of conviction, guilty plea, no contest plea or pending charges</i>	<i>Sentence</i>
<input type="checkbox"/>	18 Pa.C.S. § 6318 (relating to unlawful contact with minor)	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
<input type="checkbox"/>	18 Pa.C.S. § 6320 (relating to sexual exploitation of children)	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
<input type="checkbox"/>	23 Pa.C.S. § 6114 (relating to contempt for violation of protection order or agreement)	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
<input type="checkbox"/>	Driving under the influence of drugs or alcohol	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
<input type="checkbox"/>	Manufacture, sale, delivery, holding, offering for sale or possession of any controlled substance or other drug or device	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____

2. Unless indicated by my checking the box next to an item below, neither I nor any other member of my household have a history of violent or abusive conduct, or involvement with a Children & Youth agency, including the following:

<i>Check all that apply</i>	<i>Self</i>	<i>Other household member</i>	<i>Date</i>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____
A finding of abuse by a Children & Youth Agency or similar agency in Pennsylvania or similar statute in another jurisdiction			
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____
Abusive conduct as defined under the Protection from Abuse Act in Pennsylvania or similar statute in another jurisdiction			
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____
Involvement with a Children & Youth Agency or similar agency in Pennsylvania or another jurisdiction. Where?: _____			
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____
Other: _____			

3. Please list any evaluation, counseling or other treatment received following conviction or finding of abuse:

---



---

4. If any conviction above applies to a household member, not a party, state that person's name, date of birth and relationship to the child.

---



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5. If you are aware that the other party or members of the other party's household has or have a criminal record/abuse history, please explain:

---



---

I verify that the information above is true and correct to the best of my knowledge, information, or belief. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Printed Name

## Title 255—LOCAL COURT RULES

### ERIE COUNTY

#### Order Adopting Amendments to Local Rules of Civil Procedure 2024; Doc. No. 90050-2024

##### Order

*And Now*, this 9th day of August, 2024, it is hereby *Ordered* that the following Erie County Local Rules of Civil Procedure 2024 (“Rules”), having been approved by the Pennsylvania Civil Procedural Rules Committee, are adopted effective 30 days after their publication in the *Pennsylvania Bulletin* and shall supersede all previously adopted local rules of civil procedure except as stated otherwise within the Rules. This Order shall be processed in accordance with Pennsylvania Rule of Judicial Administration 103(d).

*By the Court*

JOSEPH M. WALSH, III,  
*President Judge*

#### LOCAL RULES OF CIVIL PROCEDURE OF THE COURT OF COMMON PLEAS OF ERIE COUNTY

##### 6TH JUDICIAL DISTRICT OF PENNSYLVANIA

Effective \_\_\_\_\_<sup>1</sup>

##### RULES OF CONSTRUCTION

###### Rule 51.1. Title and Citation of Rules.

These Rules, when adopted by the Erie County Court of Common Pleas in accordance with Pa.R.Civ.P. 239, shall be known as the Erie County Local Rules of Civil Procedure and may be cited as “Erie L.R. \_\_\_\_\_”.

###### Rule 106. Computation of Time.

Whenever the last day of any such period shall fall on a County Holiday or on any other day when the County Courthouse is closed, such day shall be omitted from the computation.

##### BUSINESS OF COURTS

###### Rule 205.2(a). Pleadings and Other Legal Papers. Physical Characteristics.

(1) All papers filed in the Office of the Prothonotary shall be filed on letter-sized paper, 8-1/2" × 11".

(2) The caption of all papers allowed or required to be filed shall contain the term and number at which the action is filed.

###### Rule 205.2(b). Civil Cover Sheet.

The document(s) filed to commence an action shall include a completed and signed civil cover sheet, in the form provided by the Court and available at: <https://eriecountypa.gov/courts/court-information/general-forms/>.

###### Rule 205.4. Electronic Filing and Service of Legal Papers.

(a)(1) Upon implementation of an electronic filing system, the Erie County Court of Common Pleas shall permit the electronic filing of legal papers in all civil cases, except:

(A) All filings pertaining to Family Division and Domestic Relations Section matters;

(B) All filings in cases brought pursuant to either the Protection From Abuse Act and the Protection of Victims of Sexual Violence or Intimidation Act;

(C) A name change petition;

(D) A motion for involuntary transfer of vehicle ownership;

(E) An appeal from a driver’s license suspension; or

(F) An appeal from a decision of a magisterial district judge.

(a)(2) The President Judge may further expand or restrict the categories of cases subject to this Rule by administrative order.

(b)(1) All legal papers filed electronically shall be submitted for electronic filing in portable document format (pdf). Proposed orders accompanying a filing may be submitted in Microsoft Word format.

(c)(2) All legal papers filed electronically shall be filed through the Prothonotary’s electronic filing system, which shall be accessible through the Erie County Prothonotary’s website at <https://eriecountypa.gov/departments/clerk-of-records/prothonotary-civil-records/>. Parties may be required to register prior to utilizing the electronic filing system. As part of the registration process, parties may be required to provide a name, mailing address, e-mail address, phone number, and/or other identifying information as determined by the Prothonotary.

(d)(1) The Prothonotary will accept for payment of all filing fees the following credit and debit cards: American Express, Discover, Mastercard and Visa. The Prothonotary will not accept advance deposit on account of future filing fees.

(e)(1) The filing party accepts the risk that a document filed by means of electronic filing may not be properly or timely filed with the Prothonotary.

(f)(1) Upon receipt of the legal paper, the Prothonotary shall provide the filing party with an acknowledgment, which includes the date and time the legal paper was received by the electronic filing system. The Prothonotary shall also provide the filing party with notice that the legal paper was accepted for filing. If a legal paper is not accepted upon presentation for filing or is refused for filing by the electronic filing system, the Prothonotary shall immediately notify the party presenting the legal paper for filing of the date of presentation, the fact that the document was not accepted or refused for filing by the system, and the reason therefor. All acknowledgements and notices under this subsection may be sent to the e-mail address provided by the filing party.

(f)(2) Neither the Court nor the Prothonotary shall be required to maintain a hard copy of any legal paper, notice or order filed or maintained electronically under this Rule.

(f)(3) Reserved.

(f)(4) The Prothonotary’s fees and costs shall be paid by credit card when legal papers are filed using the electronic filing system. Payment for all costs and fees for the filing of a legal paper presented by a filing party to the office of the Prothonotary for electronic filing shall be paid by credit card as set forth above, or by check or cash. If a legal paper is submitted without the requisite fee, it may be deemed to have been accepted for filing as of the date payment is received pursuant to 42 P.S. § 21073(b).

###### Rule 206.1(a). Petition. Definition.

In addition to the definition of “Petition” in Pa.R.Civ.P. 206.1, “Petition” also includes petition for reinstatement

<sup>1</sup> The changes to the local rules of civil procedure effective this date primarily relate to civil case management, termination of inactive cases, and electronic filing. The local civil rules related to family court and domestic relations matters have not changed, unless included herein.

under Erie L.R. 230.2(b), petition of appeal in license suspension matters under Erie L.R. 252, petition for change of name under Erie L.R. 253, and an application for approval of the compromise, settlement, and discontinuance of minors' actions, actions by incapacitated persons and/or actions for wrongful death under Erie L.R. 2039, 2064, and 2206.

**Rule 206.4(c). Petition. Rule to Show Cause.**

(1) A petition shall proceed upon a rule to show cause, the issuance of which shall be as of course in accordance with the procedure set forth in Pa.R.Civ.P. 206.6.

(2) Where the petitioner requests a stay of execution pending the disposition of a petition to open a default judgment, the Court shall promptly dispose of the request.

(3) The petitioner shall file the petition with the Prothonotary with a copy to the assigned judge, together with a proposed order in conformity with Pa.R.Civ.P. 206.6. The assigned judge shall issue the appropriate order, and the petitioner shall provide notice of entry of the order to all parties as contemplated by Pa.R.Civ.P. 206.6.

**Rule 208.2(c). Motions. Non-Dispositive. Statement of Authority.**

Unless a certification is filed that a motion is presented as uncontested, any motion shall include a brief statement of the applicable authority.

**Rule 208.2(d). Motions. Non-Dispositive. Certification of No Contest.**

Except as set forth in Erie L.R. 208.3(b), a motion shall be treated as a contested motion unless it contains a certification by counsel or by an unrepresented party that the motion is uncontested. A motion may be presented as uncontested where counsel or an unrepresented party can certify that the opposing party has consented to the relief requested or where prior notice of intention to present the motion and proposed order has been served in accordance with Erie L.R. 440 and the opposing party has neither indicated an intention to object nor appeared at the time of presentation and expressed an objection.

**Rule 208.2(e). Motions. Discovery.**

Any motion relating to discovery shall include a certification signed by counsel for the moving party or an unrepresented party certifying that counsel or the unrepresented party has conferred or attempted to confer with all interested parties to resolve the matter without Court action.

**Rule 208.3(a). Motions. Non-Dispositive. Procedures.**

(1) This rule describes the procedures governing non-dispositive motions within the scope of Pa.R.Civ.P. 208.1.

(2) The original of any motion shall be filed with the Prothonotary and a copy thereof shall be provided to the assigned judge. If a judge has not yet been assigned, the moving party shall first submit a request for judicial assignment with the trial court administrator. (See Erie L.R. 302 with respect to the filing of requests for judicial assignment.) The judge to whom the case has been assigned may schedule argument and, if granted, either notify all parties or advise the moving party to notify all other parties of the time, date and location of argument. (See Pa.R.Civ.P. 211, noting the granting of argument is discretionary with the Court.)

(3) After any order is issued by the Court relating to a motion, whether such order grants or denies the relief requested, schedules argument thereon or deals with any other related matter, and unless the order states other-

wise, the moving party shall immediately file the original of said order with the Prothonotary and contemporaneously therewith shall serve a copy of said order on all other counsel and unrepresented parties.

(4) If the Court schedules argument, or if the moving party notifies opposing counsel and/or the parties that a motion will be presented to a judge at a specific time and then fails to appear, the Court, upon motion, will consider an appropriate sanction including, but not limited to, an award of attorney's fees.

(5)(a) Civil Motion Court shall be held Monday, Tuesday, Wednesday, and Thursday at 9:00 A.M. The only motions presented shall pertain to cases in which no judicial assignment has yet been made. (See Erie L.R. 208.2(c)—208.3(b), generally, for procedure in matters where a complaint has been filed.)

(b) The Court Administrator shall publish a schedule of the judges assigned to hear motions in those civil cases where no judicial assignment has yet been made.

(c) The moving party desiring to have such summary determination of a motion or petition must notify opposing counsel and any opposing unrepresented party of their intention to argue the motion or petitions before the Court at such time, in accordance with Erie L.R. 440. The Court may refuse to hear argument on such motions or petitions unless counsel for each side is present.

(d) The moving party shall attach to the motion or petition the proposed order.

**Rule 208.3(b). Motions. Non-Dispositive. Responses.**

With respect to any motion which is contested, a response shall be filed within twenty (20) days after service of the motion. All motions which are contested shall be accompanied by a rule to show cause for the scheduling of a hearing or argument as appropriate. Where no response is filed, the moving party shall notify the court and the motion shall be deemed to be uncontested and the Court may proceed to issue a ruling upon the motion. Oral argument is discretionary with the Court. Nothing set forth herein shall be deemed to limit the discretion of the Court to enter an order in accordance with Pa.R.Civ.P. 208.4 upon initial consideration of a motion.

**Rule 210. Form and Content of Briefs.**

Except by prior permission of the Court, briefs (exclusive of pages containing the table of contents, table of citations and any addendum containing opinions, etc., or other similar supplementary matter) shall not exceed twenty-five (25) pages of double-spaced conventional typographical printing. This Rule shall not apply to briefs on post-trial motions. Non-conforming or illegible briefs will not be considered.

**CIVIL CASE MANAGEMENT**

**(Upon the commencement of any action following the effective date of these Local Rules)**

**Rule 212.1. Pretrial Procedure.**

(a) *Scope*

This Rule shall apply to all civil actions, except

1. Actions where jurisdiction lies in the Family Division or the Domestic Relations Section, including actions for support and actions for divorce and annulment of marriage;
2. Actions in mortgage foreclosure;
3. Actions in eminent domain;
4. Actions subject to compulsory arbitration;

5. Actions filed pursuant to either the Protection From Abuse Act or the Protection of Victims of Sexual Violence or Intimidation Act; and

6. Appeals of real estate tax assessments.

(b) *Initial Case Management Conference*

1. Upon the commencement of any action filed after the effective date of these Rules, the Court shall hold an initial case management conference. Initial case management conferences shall be held one day per month as shall be designated by the Court Administrator.

2. At least 7 days prior to the case management conference, each party shall file with the Prothonotary a brief summary of the case, not to exceed three pages, and mail or deliver a copy to the assigned judge. The case summary shall be substantially in accordance with Form 212.1(A), and shall set forth the general nature of the case, whether there are any preliminary objections or motions for judgment on the pleadings pending or anticipated, suggested dates for the completion of expert and fact discovery, suggested dates by which to file dispositive motions, and the amenability of the party to alternative dispute resolution. If the case was issued by a Writ of Summons or is an appeal from a civil judgment of the Magisterial District Courts to which a complaint has not yet been filed, the party shall notify the Court whether the party intends to file a complaint within 90 days from the date of the conference.

3. If a party fails to file a brief summary of the case, or fails to attend the case management conference, the Court may, in its discretion:

(A) Schedule the matter for a subsequent case management conference;

(B) Schedule the matter for a contempt hearing;

(C) Adopt a proposed schedule for a case management order offered by one party appearing where another party fails to appear; or

(D) Impose any other appropriate sanction.

4. In any action where an initial case management conference has not previously been held, and where a prior case management order has not yet been issued, any party desiring a case management order shall first seek a judicial assignment from Court Administration in accordance with Erie L.R. 302(b), and subsequently file a praecipe with the Prothonotary, mailing or delivering a copy to the assigned judge, requesting that the matter be scheduled for a case management conference.

(c) *Case Management Orders*

1. After the initial case management conference, the Court shall issue a case management order setting forth a timeline for discovery, the filing of dispositive motions, the exchange of expert reports, the scheduling of alternative dispute resolution (if applicable), the deadlines for the filing of pretrial narratives, and the earliest date on which the case may be tried.

2. In matters it deems complex, or otherwise in its discretion, the Court may defer setting a deadline on any of the items and may schedule one or more status conferences, at which time the Court can address or re-address the issuance of a case management order.

3. If the case is one initiated by a Writ of Summons to which a complaint has not yet been filed, the Court may schedule a status conference at a time when the Court can re-address the issuance of a case management order, or the Court may, in its discretion, set a schedule for the filing of a complaint and the close of all pleadings.

4. If the case is an appeal from a civil judgment of the Magisterial District Courts, and a complaint has not yet been filed, the Court may schedule a status conference at a time when the Court can re-address the issuance of a case management order, or the Court may, in its discretion, set a schedule for the filing of a complaint and the close of all pleadings.

(d) *Case Management Order Time Limitations*

The time limitations set forth in the case management order shall be at the discretion of the assigned judge, made in consultation with the parties at the initial case management conference. Although specific time limitations may vary depending upon the nature and complexity of the case, and the extent of anticipated discovery, as a general matter, the following timelines may be imposed:

1. Close of discovery within 240 days from the issuance of the initial case management order.

2. The exchange of expert reports and the filing of any dispositive motions within 30 days from the close of discovery.

3. The filing of Plaintiff's pretrial narrative within 60 days from the close of discovery.

4. The filing of Defendant's pretrial narrative within 90 days from the close of discovery.

5. The earliest date on which the case may be tried.

(e) *Modification of Case Management Orders*

1. Following the entry of a case management order, any request for modification shall be made by motion filed with the Prothonotary, mailed or delivered to the assigned judge, and served on the opposing party. To the extent the parties are in agreement with a proposed modification, they may file a joint motion, which shall indicate counsel's (or an unrepresented party's) consent, either through signature or an email attached as an exhibit thereto.

2. Upon receipt of a motion for modification, the assigned judge may grant or deny the motion, either in full or in part, or set the matter for a case management conference. The modification or extension of the time limitations set forth in the existing case management order shall be at the discretion of the assigned judge. Nothing in this Rule shall be construed to prevent the Court from sua sponte modifying a case management order at any time.

(f) *Mediation*

Mediation is available upon agreement of all parties. The following procedure shall guide the mediation process when requested by parties:

1. A mediator may be selected through the Prothonotary's Office from a list supplied by the Court, through the Erie County Bar Association's Mediation Program or by other means agreed upon by the parties.

2. If the parties cannot mutually agree on a mediator, the Prothonotary shall nominate potential mediators consisting of three (3) attorneys plus one (1) attorney for each attorney of record and unrepresented party. The list of attorneys so nominated shall be sent by the Prothonotary to each attorney of record and unrepresented party. Each attorney of record and unrepresented party may strike off one (1) nominated attorney and return the list to the Prothonotary within five (5) days. A failure to respond within five (5) days constitutes a waiver of the right to strike one (1) name from the list. The remaining name will be appointed as mediator. If no name or the same name is stricken from the list, the first name will

be appointed as mediator. Other alternatives for locating a trained mediator include the Erie County Bar Association's Mediation Service.

3. The mediator shall designate the time for mediation with written notice to each party or their counsel. Mediations may be held at the mediator's office or elsewhere upon agreement of the parties.

4. All parties, including counsel, may attend the mediation.

5. The parties/counsel shall immediately notify the mediator if the matter has been resolved prior to the scheduled mediation.

6. Upon completion of the mediation, the mediator shall file a report with the Court, with copies to the parties or, if represented, to their counsel, stating only whether the case has settled. If the case has not settled, it shall proceed to arbitration or trial.

(g) Certification for Trial

1. After the close of discovery, if a date certain has not yet been set for trial by the assigned judge as part of the civil case management process, then any party may

request that the trial be scheduled by filing a Certification for Trial with the Prothonotary, and serving a copy on the assigned judge.

2. If the parties are in agreement that the matter is ready for trial, then they shall file a certification substantially in the same form as Form 212.1(B) and designated "Certification I."

3. Within their Certification I, the parties must certify that they have "met and discussed settlement of this matter, and have discussed other means of alternative dispute resolution of the case." One method of alternative dispute resolution, which would satisfy the requirements of this Rule, is mediation.

4. If the parties are not in agreement that the matter is ready for trial, or are otherwise unable to file a Certification I, then any party wishing to set the matter for trial may file with the Prothonotary, and serve a copy upon the assigned judge, a certification substantially in the same form as Form 212.1(C) and designated "Certification II." Upon receipt of the Certification II, the assigned judge shall schedule the case for a status conference to determine whether the matter is ready for trial.

FORM 212.1(A)

Erie L.R. 212.1 CIVIL CASE SUMMARY

NATURE OF THE CASE

Please set forth the general nature of the case:

\_\_\_\_\_
\_\_\_\_\_
\_\_\_\_\_
\_\_\_\_\_

PENDING/ANTICIPATED PRELIMINARY OBJECTIONS/MOTIONS FOR JUDGMENT ON THE PLEADINGS

Are there any pending or anticipated preliminary objections or motions for judgement on the pleadings in this case? Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, please provide more detail:

\_\_\_\_\_
\_\_\_\_\_

SUGGESTED DATES

Set forth suggested dates for the following:

Date by which fact discovery should be completed: \_\_\_\_\_

Date by which expert reports should be exchanged: \_\_\_\_\_

Dates by which dispositive motions and responses thereto should be filed: \_\_\_\_\_

Dates by which Pretrial Statements should be filed: \_\_\_\_\_

Proposed Trial Term: \_\_\_\_\_

WRIT OF SUMMONS/MDJ APPEAL

Is this a case which has either been initiated by a Writ of Summons or is an appeal of a civil judgment from the Magisterial District Courts and a complaint has not yet been filed?

Yes \_\_\_\_\_ No \_\_\_\_\_

If so, does the Plaintiff anticipate filing a complaint within 90 days of the case management conference?

Yes \_\_\_\_\_ No \_\_\_\_\_

ADR

Are you interested in attempting to resolve this case by a method of alternative dispute resolution?

Yes \_\_\_\_\_ No \_\_\_\_\_

If yes, select one or more of the following:

Mediation  Arbitration  Other

**FORM 212.1(B)**  
**CERTIFICATION I**

We the undersigned, hereby certify that:

1. The above action is ready for trial;
2. All outstanding motions have been resolved;
3. All pretrial narratives are filed;
4. Counsel have met and discussed settlement of this matter, and have discussed other means of alternative dispute resolution of the case; and
5. This case is to be tried jury (or non-jury).

---

Signature (Counsel or Party)

---

Signature (Counsel or Party)

**FORM 212.1(C)**  
**CERTIFICATION II**

1. The undersigned requests that the case be scheduled for trial.
2. A case management order was entered providing the earliest date for trial as

- 
3. A request to file a Certification I has been made of all parties.
  4. This Certification II has been filed because:

- 
5. The case is otherwise ready for trial.

---

Signature (Counsel or Party)

**Rule 212.2. Pretrial Statements.**

(a) In addition to the requirements set forth in Pa.R.Civ.P. 212.2(a), all Pretrial Statements shall contain:

1. The estimated length of trial.
2. A list of any unusual legal issues.
3. Where appropriate, authorization to other parties to examine pertinent records unless earlier provided.
4. For any party asserting a claim for damages, the method of calculation and how damages will be proven.
5. For any party defending a claim for damages, any defenses to the damage claims.

**Rule 212.3. Pretrial Conference.**

(a) Prior to the commencement of a jury trial, the assigned judge shall schedule a pretrial conference. Attendance at the conference is mandatory for all counsel, and all persons needed to authorize or approve settlement shall be present or available by telephone.

(b) In cases proceeding to trial without a jury, a pretrial conference shall be scheduled at the discretion of the assigned judge or upon request of a party.

(c) At pretrial conference, in addition to the matters included in Pa.R.Civ.P. 212.3(b), the Judge:

1. Shall explore, with counsel and the parties, the possibility of settlement.
2. May decide all remaining motions and requests for relief.

**Rule 216. Re-Certification After Continuance.**

(a) When a case is listed for trial, it shall not be continued except for just cause. Except in the case of exigent circumstances, all motions for continuance must be made at least ten (10) days before the start of the trial in non-jury cases. All motions for continuance must include the reasons for the request and must be presented to the assigned judge.

(b) Motions for continuance which are being made with the agreement of all counsel must be signed by all counsel or parties.

(c) If a second consecutive continuance request is granted by the Court at the request of either counsel or an unrepresented party, the Court, in its discretion, may strike the case from the trial list. Re-certification will then be required to have the case placed on a future trial list.

**Rule 220.1. Voir Dire.**

(a) The court may present a written questionnaire to the prospective jurors.

(b) Supplemental voir dire may be submitted to the court for approval.

**Rule 221. Challenges.**

Neither peremptory challenges nor challenges for cause need be exercised until all prospective jurors have been questioned.



**Rule 225. Addressing the Jury.**

(a) Opening addresses may be made by all parties or groups of parties at the commencement of the trial in the order of their appearing in the pleadings.

(b) After the close of the testimony, each party or group of parties shall have the right of final address or argument. The party or group of parties not having the burden of proof shall address the jury first and the party or group of parties having the burden of proof shall have the right of final address in the order of their appearing in the pleadings. In cases of groups or parties not having identical interest, except interest arising from one injury, the Court, when requested, shall allow separate addresses for each interest.

(c) The opening and closing addresses of counsel shall be recorded by the Court stenographer.

**Rule 226. Points for Charge. Motion for Directed Verdict.**

(a) The trial Judge shall rule upon the parties' points for charge out of the hearing of the jury and, as to any points for charge read to the jury, not ascribe such points to any party or attorney.

(b) Points for charge shall be submitted prior to selection of the jury with the right to supplement them prior to closing arguments.

**Rule 227.3. Transcript of Testimony.**

(a) Rule 227.3 shall govern the process for the request, payment and receipt of transcripts of record proceedings before the Erie County Court of Common Pleas. This Rule shall be read in conjunction with and supplement the Uniform Rules Governing Court Reporting and Transcripts, as set forth in the Pennsylvania Rules of Judicial Administration ("Pa.R.J.A."), Nos. 4001—4016. In the event of any conflict between this Rule and the state rules, the Pennsylvania Rules shall control.

**(b) Requests for Transcripts:**

(i) The original transcript request shall be on a standardized form ("Transcript Request Form") provided by the Administrative Office of Pennsylvania Courts and shall be filed with the appropriate filing office of the case docket. The form is available on The Unified Judicial System's Web Portal, the website for the Erie County Court of Common Pleas, or by contacting the District Court Administrator for the Erie County Court of Common Pleas. In order for the request to be processed, a copy of the request must be served on the District Court Administrator, as well as on all other individuals designated by Pa.R.J.A. 4007. For purposes of service on the District Court Administrator, the request may be hand delivered to Room 210 of the Erie County Courthouse, e-mailed to the District Court Administrator, or mailed to: District Court Administrator, Erie County Courthouse, 140 West 6th Street, Room 210, Erie, PA 16501.

(ii) The District Court Administrator will not direct the court reporter to proceed with transcription until either (1) receipt of partial payment in the amount of one-half of the estimated cost of the transcript; or (2) receipt of an order granting permission to proceed in forma pauperis or waiving costs in accordance with Pa.R.J.A. 4008(B) and Erie County Rule of Judicial Administration 4008(B). The party ordering the transcript is responsible for contacting the court reporter to determine the amount of deposit required. Deposit checks shall be made payable to the County of Erie and delivered to the District Court Administrator.

(iii) Upon receipt of notification from the court reporter of the completion of the transcript and the amount of the balance owed, the party ordering the transcript shall forward to the District Court Administrator a check in the amount of the balance due. The check shall be made payable to the County of Erie. Upon receipt of final payment, the District Court Administrator will direct the court reporter to file and deliver the transcript in accordance with Pa.R.J.A. 4007(D)(4).

**(c) Transcript Costs Payable by a Requesting Party Other than the Commonwealth or a Subdivision Thereof:**

(i) The per page cost for a transcript in electronic format shall be as follows:

- (1) \$2.50 per page for an ordinary transcript;
- (2) \$3.50 per page for an expedited transcript;
- (3) \$4.50 per page for a daily transcript; and
- (4) \$6.50 per page for same day delivery.

(5) If the transcript is requested in bound paper format, the costs shall be as stated above, plus a surcharge of \$0.25 per page.

(6) The trial judge may impose a reasonable surcharge in cases such as mass tort, medical malpractice or other unusually complex litigation where the judge determines that the surcharge is necessary because of the need for the court reporter to significantly expand their dictionary.

(7) Costs for a copy of any transcript previously ordered, transcribed and filed of record shall be in accordance with Pa.R.J.A. 4008(D). Copy requests may be directed to the District Court Administrator in person in Room 210 of the Erie County Courthouse, e-mailed to the District Court Administrator, or mailed to: District Court Administrator, Erie County Courthouse, 140 West 6th Street, Room 210, Erie, PA 16501. The District Court Administrator will inform the requesting individual of the total amount due for copying. The full copying fee shall be paid prior to receipt of the copy. Checks shall be made payable to the County of Erie and delivered to the District Court Administrator.

**(ii) Economic Hardship**

(1) In accordance with Pa.R.J.A. 4008(B)(1), a litigant who has already been permitted to proceed with the commencement of the underlying action or with the taking of the appeal in forma pauperis will, in matters under appeal or where the transcript is necessary to advance the litigation, receive waiver of transcript costs. The order granting the litigant in forma pauperis status shall be attached to the Transcript Request Form which is filed and served in accordance with Pa.R.J.A. 4007 and Erie County Rule of Judicial Administration 4007. In addition to attaching the order to the request, the litigant should also attach a verified statement indicating that the party is aware of their continuing obligation to inform the court of improvement in their financial circumstances and that no such improvement has occurred since entry of the order granting permission to proceed in forma pauperis. A litigant's failure to attach the in forma pauperis order to the transcript request may result in delayed transcription.

(2) Any litigant who has not already been granted in forma pauperis status, but who wishes to pursue waiver of or reduction in transcript costs, shall file a petition requesting waiver of or reduction in transcript costs under the docket of the case. The petition must include:

- (A) the caption and docket number of the case;

(B) a statement indicating whether or not the transcript is in a matter which is currently under appeal;

(C) a statement indicating whether or not the transcript is necessary to advance pending litigation; and

(D) a fully completed and executed affidavit substantially in the form required by Pa.R.Civ.P. 240(b).

Upon filing the petition and affidavit, the party requesting waiver of or reduction in transcript costs shall also serve a copy of the same on the judge assigned to the case for disposition. The petitioner shall be responsible for forwarding a copy of the resulting order to the District Court Administrator. Failure to serve the order may result in delayed transcription.

**Rule 230.2. Termination of Inactive Cases.**

(a) *Notice of Intention to Proceed*

(1) In any case where a party files a timely statement of intention to proceed in response to a notice of proposed termination, the party seeking to proceed, within 14 days from the filing of the notice of intention to proceed, shall file with the Prothonotary a brief narrative, not to exceed three pages, explaining the reason(s) for the delay in prosecuting the case. The party seeking to proceed shall mail or deliver a copy of the narrative to the assigned judge, as well as opposing counsel of record and any unrepresented parties.

(2) Thereafter, the Court shall hold a status conference as required under Pa.R.Civ.P. 230.2(h). After the status conference, the Court shall issue a revised case management order setting strict deadlines for the completion of discovery and resolution of any outstanding issues.

If a party fails to file a narrative, provides an unsatisfactory reason for delay in their narrative, or if any party fails to attend the status conference, the Court may, in its discretion:

(A) Schedule the matter for a subsequent status conference;

(B) Award counsel fees for dilatory, obdurate, or vexatious behavior, after an evidentiary hearing where necessary;

(C) Schedule the matter for a contempt hearing;

(D) Adopt a proposed schedule for a case management order offered by one party appearing where another party fails to appear;

(E) Dismiss the action after consideration of a motion for entry of judgment of non pros; or

(F) Impose any other appropriate sanction.

(b) *Reinstatement after Termination*

(1) In any case reinstated after termination pursuant to Pa.R.Civ.P. 230.2(d), the petitioning party, within 14 days from the granting of the petition for reinstatement, shall file with the Prothonotary a brief narrative, not to exceed three pages, explaining the reason(s) for the delay in prosecuting the case. The petitioning party shall mail or deliver a copy of the narrative to the assigned judge, as well as opposing counsel of record and any unrepresented parties.

(2) Thereafter, the Court shall hold a status conference. After the status conference, the Court shall issue a revised case management order setting strict deadlines for the completion of discovery and resolution of any outstanding issues. If a party fails to file a narrative, provides an unsatisfactory reason for delay in their

narrative, or if any party fails to attend the status conference, the Court may, in its discretion:

(A) Schedule the matter for a subsequent status conference;

(B) Award counsel fees for dilatory, obdurate, or vexatious behavior, after an evidentiary hearing where necessary;

(C) Schedule the matter for a contempt hearing;

(D) Adopt a proposed schedule for a case management order offered by one party appearing where another party fails to appear;

(E) Dismiss the action after consideration of a motion for entry of judgment of non pros; or

(F) Impose any other appropriate sanction.

**Rule 236. Notice by Prothonotary of Entry of Judgment.**

When filing a request for entry of judgment, a party shall provide the Prothonotary with the original and sufficient copies of judgments and notices thereof, together with postage prepaid envelopes addressed to all parties entitled to notice thereof.

**Rule 251. Alternate Dispute Resolution/Summary Jury Trial.**

(a) *General*—By stipulation of the parties with approval of the court, a case may be selected for a summary jury trial.

(b) *Summary jury trial*—The summary jury trial is an abbreviated proceeding during which the parties' attorneys summarize their cases before a jury, which will consist of six persons unless the parties with concurrence of the court agree otherwise. Selection of jurors and voir dire shall be conducted in the usual manner as for trials not governed by this local rule. Witnesses will not be allowed to testify, unless otherwise stipulated by the parties. Documentary, physical and demonstrative evidence shall be admitted as stipulated by the parties and approved by the court. Unless the parties stipulate otherwise, the verdict is advisory only. Counsel are to submit proposed voir dire questions and proposed jury instructions ordinarily required.

**Rule 252. Appeals in License Suspension Cases.**

(a) Upon filing a license suspension appeal, the petition shall be presented to the Office of Court Administration for a judge assignment and hearing date.

(b) The Office of Court Administration shall review the petition and upon determination that the appeal is timely, shall issue a "per curium" order of court designating the assigned judge and setting the date and time of the hearing and where appropriate providing for supersedeas.

(c) No provision for supersedeas shall be included in an appeal, pursuant to 75 Pa.C.S.A. §§ 1503, 1504, 1509, 1514, 1519 and 1572. Requests for supersedeas in cases involving those sections shall be directed to the assigned judge.

(d) Notice of the time and date of the hearing shall be provided by the petitioner to the Commonwealth as provided by the Motor Vehicle Code.

**Rule 253. Petition for Change of Name.**

(a) Upon filing, all petitions for name change shall be presented to the Office of Court Administration for judge assignment.

(b) Petitions for name change shall be presented to the assigned judge for designation of the date and time of hearing.

(c) At the time of the hearing, the petitioner shall provide the Court with the following:

- (1) A copy of the proposed decree;
- (2) A certified copy of the lien search completed by the Clerk of Records;
- (3) A verification from the Pennsylvania State Police of compliance with any applicable fingerprint requirements; and
- (4) A verification of compliance with all notice and publication requirements.

### COURT MATTERS

#### **Rule 302. Trial Division Judicial Assignment.**

(a) Judicial assignment of a case shall be made immediately upon the commencement of an action. In cases subject to Erie L.R. 311, judicial assignment shall take place immediately upon the filing of an appeal. Counsel and unrepresented parties will be sent notice of the assignment. All judicial assignments will be noted in the electronic docketing system.

(b) If judicial assignment does not occur upon the commencement of the action, a request for judicial assignment may be made at any time, and shall be made prior to the filing of any petition, praecipe, or motion requiring judicial attention. In such cases, counsel or an unrepresented party shall submit a request for judicial assignment with the Court Administrator on a form available at: <https://eriecountypa.gov/courts/court-information/general-forms/>.

#### **Rule 304. Family Law/Orphans' Division Motion Court.**

For Family Law Motions Court rules see Orphans' Court Local Rules 3.0 and 3.5 and utilize the Family Law/Orphans' Court Motions Cover Sheet and Notice found in Appendix A of the Orphans' Court Local Rules.

#### **Rule 305. Duties of the Prothonotary.**

(a)(1) The Prothonotary shall immediately stamp all papers filed with the date and time of such filings and make an appropriate entry for each filing in the docket pursuant to applicable rules of procedure, statute or Court Order.

(2) The Prothonotary, duly authorized court personnel, and under the supervision of the Prothonotary, attorneys, unrepresented litigants and members of the public shall be permitted access to the files.

(3) No entries shall be made in the docket except at the direction of the Prothonotary.

(b) The Prothonotary shall be responsible for the safe-keeping of all records and papers belonging to that office. The Prothonotary shall permit no papers to be taken from the office without order of Court except for temporary removal by an attorney for the purpose of conducting an arbitration, for copying within the Court House or other recognized Court purpose. Those removing papers from the file of the Court shall sign them out on a form used for that purpose and shall be responsible for damages arising from any loss.

(c) The Prothonotary shall not accept for filing any paper filed by a person which shall not have endorsed thereon the address, e-mail address, and telephone number of the person filing the paper.

(d) The Prothonotary shall consecutively number the cases each year.

(e) In the litigation involving the validity of a municipal lien, upon motion of either party, the matter shall be transferred, from the municipal liens docket to the appearance docket and given a term and number by the Prothonotary.

(f) In all appeals to the Court from a municipal zoning board or municipalities, when said appeal has been returned to said board or municipality by the Court, should the matter then be returned to Court, it will retain the same docket number as it had on the original appeal.

#### **Rule 306. Terms of Court.**

Regular terms of Court for the trial of civil jury cases shall be scheduled by the Court Administrator and posted on the County's website.

#### **Rule 311. Procedure in Statutory Appeals.**

(a) Unless a contrary procedure is provided for otherwise in Statute or general Rule of Court, this Rule shall apply to all statutory appeals where this Court has jurisdiction to review adjudications of School Districts, municipalities or State Administrative Agencies or offices. This Rule shall have no applicability to State Administrative Agencies or officers or proceedings under the Uniform Arbitration Act.

(b) In cases where the Court does not have the prerogative of receiving evidence in lieu of or in supplement to the record made in the administrative proceedings, or in cases where no motion for additional evidence was filed or granted pursuant to paragraph (d) herein, the disposition of appeals shall be by requesting a judge assignment after twenty (20) days of the docketing of the record from the administrative proceeding or after the denial of the motion for additional evidence, whichever is later. In such cases, all procedures otherwise applicable to the listing of cases for argument, assignment to a Judge, briefs, etc., shall apply to appeals governed by this Rule.

(c) In cases where a party is entitled, as a matter of right, to have either a de novo evidentiary hearing in this Court, or to supplement the record made in the administrative proceedings, any party so entitled shall request, within twenty (20) days of the docketing of the appeal, judicial assignment and submit an appropriate motion to the assigned judge for hearing. Such a motion shall set forth with particularity the basis on which the movant claims a right to submit further evidence and shall contain a certificate that the motion has been served on all other parties.

(d) In cases where the Court may receive evidence for cause shown, or at the discretion of the Court, any party wishing to request that the Court receive evidence, shall file a request for judicial assignment with the trial court administrator and present an appropriate motion to the assigned judge within twenty (20) days after the docketing of the record of the administrative proceeding being reviewed. The motion shall state with particularity the authority upon which movant relies and the particular factors which they believe indicate that the receipt of further evidence is justified. Where indicated by the circumstances, the following factors may be considered by the Court in acting upon such motions in addition to any otherwise applicable standard governing the exercise of the Court's discretion:

(1) Whether movant was represented by counsel before the administrative tribunal.

(2) Whether previously undisclosed or newly discovered evidence exists which was not made available to the administrative tribunal prior to its decision.

(3) The overall adequacy for the purpose of appellate review of the record made before the administrative tribunal.

(4) The apparent regularity and fundamental fairness of the administrative proceedings, as disclosed by the record.

(5) Such other factors as may be considered in the interest of justice.

No motion contemplated by this section shall be acted upon until all interested parties have been given an opportunity to respond to the motion through argument. If, after argument, the Court denies, in whole, a motion under this section, the case shall proceed as provided in section (b) above.

In granting the relief requested in motions contemplated by this section, the Court may, unless otherwise indicated by applicable statutes, limit the evidence it will receive to matters which are not cumulative of material already included in the record made before the administrative tribunal, or impose other reasonable restrictions upon the scope or nature of the evidence to be received. The Court may, in its discretion, at the request of any party or on its own motion, require that any party intending to offer evidence pursuant to this Rule file a pre-hearing narrative statement fairly setting forth the nature of the evidence to be offered such that all parties may have adequate notice of the facts at issue prior to hearing and the scope and nature of the evidentiary proceeding.

(e) In cases in which evidence is received by the Court pursuant to this Rule, all parties shall submit proposed findings of fact to the Court, after the close of the evidentiary proceedings, along with their respective briefs on the merits of the appeal in accordance with a schedule fixed by the hearing Judge. The hearing Judge shall retain the case and make the final disposition of the appeal, including the adoption of findings of fact, where appropriate.

(f) No case shall be listed for argument and no motion shall be filed requesting that a hearing be set until the record of the administrative tribunal is docketed with the Prothonotary. It shall be the duty of the administrative agency involved to promptly notify all parties of the filing of the record.

(g) Unless a different time is specified by statute, or Rule of Court, it shall be the duty of the administrative agency involved to docket the record of the proceedings before it with the Prothonotary no later than thirty (30) days from service of the notice of appeal upon the tribunal or agency. The record shall, in all cases, contain at least a brief adjudication setting forth the findings and conclusions of the administrative tribunal.

(h) In the event that any administrative tribunal fails to comply with the provisions of this Rule, or of any statute, relating to the time within which to transmit its record to this Court, any party may, by motion, apply for an order compelling the transmittal of a complete record.

(i) Unless otherwise required by statute, the order of a single Judge of this Court which is dispositive of the merits of the appeal shall constitute a final order of this Court in all matters subject to this Rule. Neither the filing of exceptions nor en banc proceedings shall be required or permitted.

### **Rule 312. Fair Trial. Free Press.**

A lawyer or law firm associated with a civil action shall not during its investigation or litigation make or participate in making an extra judicial statement, other than a quotation from or reference to public records, which a reasonable person would expect to be disseminated by means of public communication if there is a reasonable likelihood that such dissemination will interfere with a fair trial and which relates to:

(a) Evidence regarding the occurrence or transaction involved.

(b) The character, credibility or criminal record of a party, witness or prospective witness.

(c) The performance or results of any examinations or tests or the refusal or failure of a party to submit to such.

(d) An opinion as to the merits of the claims or defenses of a party, except as required by law or administrative rule.

(e) Any other matter reasonably likely to interfere with a fair trial of the action.

### **SERVICE OF ORIGINAL PROCESS AND OTHER LEGAL PAPERS**

#### **Rule 430. Designation of Legal Publication.**

The *Erie County Legal Journal* is hereby designated as the legal publication for the publication of all notices and matters that are required to be published by the Pennsylvania Rules of Civil Procedure, Statute, or Order of Court.

#### **Rule 440. Service of Legal Papers Other Than Original Process.**

(a) Prior to the presentation to the Court of any motion or petition requesting an immediate Order of Court, (except for a motion or petition filed under Pa.R.Civ.P. 1531(a) or a Rule to Show Cause which grants no relief), opposing counsel and unrepresented parties must be given two (2) full business days' notice by personal delivery, email or facsimile transmission to each party or their counsel's office, or five (5) full business days' notice if by mail. The notice must give the date and time when the motion or petition will be presented to the Court and must accompany a copy of the proposed motion and order. The motion or petition must contain a certificate signed by counsel verifying that proper notice was given under this Rule. Service by email is allowed if, pursuant to Pa.R.Civ.P. 205.4(g), the parties have agreed to service by electronic transmission or have provided an email address in an appearance or other legal paper that has been filed in that civil action.

(b) The Certificate of Notice shall be in the following form:

#### **CERTIFICATE OF NOTICE**

I certify that on (Date of Notice) I gave notice to all counsel of record and unrepresented parties, of my intention to present the within Petition/Motion to the Court on— \_\_\_\_\_ (Date of Presentation) by

- (a) first class mail
- (b) facsimile transmission
- (c) email
- (d) hand delivery

\_\_\_\_\_  
(Name of Counsel)

(c) The Court will not enter an order on a petition or motion without the Certificate of Notice being attached unless special cause be shown to the Court.

**OFFICIAL RULES COMMITTEE COMMENT:**

The intention of this Rule is to provide opposing counsel or parties with two (2) full business days' notice from the date of fax, email or personal delivery, and five (5) full business days' notice from the date of deposit in the U.S. mail. For example, if a motion is to be presented on Thursday at 9:00 a.m., the notice of intent to present the motion must be delivered or faxed before 9:00 a.m. on the preceding Tuesday. If notice is given by mail, it must be postmarked no later than the Wednesday of the preceding week.

**MISCELLANEOUS MATTERS**

**Rule 506. Money Paid Into Court.**

(a) A party to an action, may upon motion and upon such notice to the adverse party as the Court may direct, pay into Court the amount admitted to be due, together with costs, if any. The party entitled to the money may accept the money and settle and discontinue the action or may refuse the money and proceed with the action. If the adverse party shall not recover more than the amount paid into Court, all additional costs shall be deducted from the money. This tender into Court shall in no way alter the rights of the parties as to legal tender made before the suit.

(b) Parties wishing to extinguish liens upon real estate in which they have an interest, may upon motion and such notice to the creditor as the Court may direct, pay into Court the amount due and have satisfaction entered upon the lien.

(c) Upon payment of money into Court, to abide its order, the same shall be deposited by the Prothonotary in an account in the name of the Prothonotary kept for such purposes, and shall be payable only by a check signed by the Prothonotary pursuant to order of the Court. A book shall be kept in the office of the Prothonotary, in which shall be entered all monies paid into Court, with the name of the case in which it shall have been paid.

(d) The Prothonotary, upon receipt of any payment or deposit of funds or damages due or estimated to be due in eminent domain proceedings, pursuant to any statute, rule or order of Court, shall, within five (5) days of receipt of such funds or damages, deposit the same in a federally insured depository in Erie County, Pennsylvania, subject to withdrawal on a daily basis without notice, such deposit to bear interest at a rate not less than the current rate at any time advertised by said institutions to be paid to its customers for depository accounts with similar withdrawal provisions as above.

(1) If the amount of such funds so paid or deposited with the Prothonotary exceed the maximum amount that deposits with such institutions are insurable by an agency of the United States of America, the Prothonotary shall open as many accounts as may be necessary to provide that all such funds so paid or deposited are fully insured by an agency of the United States of America.

(2) Any funds deposited by the Prothonotary under this Rule shall be deposited in the name of the Court for use of the parties who may be entitled thereto, and shall not be withdrawn except by Order of Court authorizing the Prothonotary to withdraw all or a part of any such funds so deposited and to make distribution of the same in accord with the terms of such Order. A record of all funds received and paid out hereunder, including the source of

such funds, the number and term of the proceedings under which the same were deposited, and to whom payments of funds withdrawn are made, shall be kept by the Prothonotary.

(3) Interest earned on funds deposited shall belong to and, upon Court Order authorizing withdrawal, be paid to the party or parties entitled thereto less the appropriate deduction for poundage which the Prothonotary shall receive for the handling of monies paid into Court in accordance with the statutory fee schedule established by the General Assembly of the Commonwealth of Pennsylvania.

(4) The Prothonotary shall after deposit of funds, as above described, mail a copy of said depository agreement to all parties of record and file a copy of same with the papers in the case.

**Rule 508. Accounting.**

When in any action a judgment has been entered directing the defendant to account to the plaintiff, the defendant shall, within thirty (30) days (unless the Court shall for cause shown allow a longer time), state the account and file the statement thereof in the Office of the Prothonotary giving notice and copy of account forthwith to the plaintiff, or their attorney, that this has been done. Within thirty (30) days after such notification the plaintiff, if dissatisfied with the statement of account filed by the defendant, shall file exceptions thereto and move for the appointment of an auditor to hear and report upon questions of fact and law raised by the exceptions.

**ACTIONS AT LAW**

**CIVIL ACTION**

**Rule 1018.1. Notice to Defend. Form.**

With respect to the notice to defend form required by Pa.R.Civ.P. 1018 the Erie County organization shall be:

Lawyer Referral & Information Service

P.O. Box 1792

Erie, PA 16507

(814) 459-4411

Monday Friday (8:30 a.m.—5:00 p.m.)

<https://www.eriebar.com/public/services/lawyer-referral-service>

**Rule 1028(c). Preliminary Objections.**

1. Preliminary objections shall be filed with the Prothonotary and a copy shall be served by the objecting party upon all counsel of record and unrepresented parties. Within thirty (30) days after the filing of preliminary objections, the objecting party shall file a brief and serve a copy of the brief upon all counsel of record and unrepresented parties. At that time, the objecting party shall also serve a copy of the preliminary objections and brief upon the assigned judge. If the objecting party requests oral argument, the objecting party shall do so in writing when serving the preliminary objections and brief upon the assigned judge.

2. The non-moving party shall file with the Prothonotary's office a responding brief within thirty (30) days of receipt of the objecting party's brief. The non-moving party shall serve a copy of the responding brief to the assigned judge and the moving party. This deadline does not affect the filing deadlines otherwise imposed upon the non-moving party by the Pennsylvania Rules of Civil Procedure. If the non-moving party requests oral argument, the non-moving party shall do so in writing when serving a responding brief upon the assigned judge.

3. After the passage of the filing date for the non-moving party's responding brief, the assigned judge may schedule the matter for an argument on the preliminary objections. Notice of argument, if scheduled, shall be given by the Court to each attorney of record and to unrepresented parties by United States mail, facsimile transmission or personal delivery.

4. If the brief of either the objecting party or non-moving party is not filed within the time periods above stated, unless the time shall be extended by the Court or by stipulation, the Court may then, or any time subsequent thereto:

(A) Overrule the objections where the objecting party has failed to comply;

(B) Grant the requested relief where the non-moving party has failed to comply and where the requested relief is supported by law,

(C) If argument is granted, prohibit the noncomplying party from participating in oral argument although all parties will be given notice of oral argument and shall be permitted to be present at oral argument, and/or

(D) Impose such other legally appropriate sanction upon a noncomplying party as the Court shall deem proper, including the award of reasonable costs and attorney's fees incurred as a result of the noncompliance.

**Rule 1034(a). Motion for Judgment on the Pleadings.**

1. The moving party shall file a motion for judgment on the pleadings, together with a supporting brief, with the Prothonotary and a copy of the motion and brief shall be contemporaneously served by the moving party upon all counsel of record and unrepresented parties and upon the assigned judge. If the moving party requests oral argument, the moving party shall do so in writing when serving the motion and brief upon the assigned judge.

2. The non-moving party shall file a responding brief within thirty (30) days after receipt of the motion and supporting brief. If the non-moving party requests oral argument, the non-moving party shall do so in writing when serving a responding upon the assigned judge. At that time, the failure of the non-moving party to file a responding brief within the time required shall result in the disposition of the motion based solely upon the information received from the moving party.

3. After the passage of the filing date for the non-moving party's responding brief, the assigned judge may schedule the matter for argument. Notice of argument, if scheduled, shall be given by the court to each attorney of record and to unrepresented parties by United States mail, facsimile transmission or personal delivery.

4. If the brief of either the moving party or non-moving party is not filed within the time periods above stated, unless the time shall be extended by the Court or by stipulation, the Court may then, or any time subsequent thereto:

(A) Dismiss the motion where the moving party has failed to comply.

(B) Grant the requested relief where the responding party has failed to comply and where the requested relief is supported by law, or

(C) If argument is granted, prohibit the noncomplying party from participating in oral argument although all parties will be given notice of oral argument and shall be permitted to be present at oral argument, and/or

(D) Impose such other legally appropriate sanction upon a noncomplying party as the Court shall deem proper including the award of reasonable costs and attorney's fees incurred as a result of the noncompliance.

**Rule 1035.2(a). Motion for Summary Judgment.**

*1. Procedure for Filing Summary Judgment Motions.*

(A) The moving party shall file a motion for summary judgment, together with a supporting brief, with the Prothonotary and a copy of the motion and brief shall be contemporaneously served by the moving party upon all counsel of record and unrepresented parties and upon the assigned judge. If the moving party requests oral argument, the moving party shall do so in writing when serving the motion and brief upon the assigned judge. Within thirty (30) days of receipt of the moving party's brief, the non-moving party shall file a responding brief and, at that time, shall deliver a copy to the assigned judge. If the non-moving party requests oral argument, the non-moving party shall do so in writing when serving its responding brief upon the assigned judge. Any depositions, answers to interrogatories or affidavits in support of or in opposition to the motion shall be filed with the Prothonotary not later than the due date of the respective party's brief.

(B) If the brief of either the moving party or non-moving party is not filed within the time periods above stated, unless the time shall be extended by the Court or by stipulation, the Court may then, or any time subsequent thereto:

(i) Dismiss the motion where the moving party has failed to comply.

(ii) Grant the requested relief where the non-moving party has failed to comply and where the requested relief is supported by law, or

(iii) If argument is granted, prohibit the noncomplying party from participating in oral argument although all parties will be given notice of oral argument and shall be permitted to be present at oral argument, and/or

(iv) Impose such other legally appropriate sanction upon a noncomplying party as the Court shall deem proper including the award of reasonable costs and attorney's fees incurred as a result of the noncompliance.

*2. Scheduling of Argument.*

(A) There may be oral argument in accordance with Pa.R.Civ.P. 211. If granted, notice of argument shall be given by the Court to each attorney of record and unrepresented parties by United States mail, facsimile transmission, or personal delivery.

(B) After the passage of the filing date of the brief of the non-moving party, the Court may schedule argument on the motion with notice to all parties. The Court shall notify the parties of its decision.

**Rule 1042.21. Pretrial Procedure in Medical Professional Liability Actions. Settlement Conference; Mediation.**

(a) Any motion by a healthcare provider requesting a court ordered mediation, shall set forth the following minimum information:

(1) the date of the proposed mediation or the time frame during which the mediation will take place;

(2) the identity of the proposed mediator;

(3) the location of the proposed mediation; and

(4) any other terms that have been consented to by the parties or which are being proposed by the moving health care provider.

(b) If the motion has been consented to, such consent shall be noted in the motion and, where possible, written consents from the parties shall be attached.

(c) Any party opposing a motion for mediation shall file their objections within ten (10) days of service of the motion.

### ACTION TO QUIET TITLE

#### Rule 1066. Form of Judgment or Order.

(a) Unless otherwise ordered by the Court, notice is not required.

(b) Any order entered under Pa.R.Civ.P. 1066(b)(1) shall include a description of the property.

### COMPULSORY ARBITRATION

#### Rule 1301. Scope.

(a) Compulsory arbitration of matters as authorized by the Judicial Code, 42 Pa.C.S. Section 7361, as amended, shall apply to all cases at issue where the aggregate amount in controversy shall be Fifty Thousand Dollars (\$50,000.00), or less, regardless of the number of parties, except those cases involving title to real estate or which seek equitable or declaratory relief.

(b) In all cases where a party has obtained a judgment by default under Pa.R.Civ.P. 1037, the party obtaining said judgment by default may elect to have unliquidated damages assessed at a trial by arbitration with the issues limited to the amount of damages which shall not exceed \$50,000.00. The election to assess damages by arbitration shall constitute a waiver by the party making such election of any damages in excess of \$50,000.00.

(c) Discovery shall be allowed in all cases.

#### Rule 1302. List of Arbitrators. Appointment to Board.

(a) The Board of Arbitrators in any case shall be selected in accordance with one of the procedures set forth below, from a list of attorneys admitted to practice in Erie County, who have filed their consent to act with the Prothonotary. Those attorneys having practiced for three (3) years or more who wish to be Chairman of Boards of Arbitration shall so inform the Prothonotary of their eligibility.

(1) *Selection by Praecepte.* Upon the filing of a Praecepte for Arbitration, the Prothonotary shall nominate a Board of potential Arbitrators consisting of three (3) attorneys plus one (1) attorney for each attorney of record and unrepresented party. Not more than two (2) of the potential Arbitrators shall have been admitted to the practice of law for less than three (3) years. The list of attorneys so nominated shall be sent by the Prothonotary to each attorney of record and the unrepresented party. Each attorney of record and unrepresented party may strike off one (1) nominated attorney and return the list to the Prothonotary within five (5) days. A failure to respond within five (5) days constitutes a waiver of the right to strike one (1) name from the list. The three remaining names will make up the Board. If no name of the same name is stricken from the list, the first three (3) remaining names will make up the Board. Upon the expiration of five (5) days, the Prothonotary shall notify all parties of the names of the Arbitration Panel and designate as Chair the first Arbitration Panel and design-

nate as Chair the first Arbitrator, so selected, who has been admitted to the practice of law for at least three (3) years.

(2) *Selection by agreement.* By agreement of counsel, the Prothonotary shall nominate a list of nine (9) attorneys selected at random from the entire list of potential arbitrators with an additional three (3) attorneys for each additional party with an adverse interest. Each party shall have the right to strike off attorneys so named, one at a time and alternately. If, after the striking of Arbitrators, the selection will result in a panel of members none of whom are eligible to be Chairman, the Prothonotary at the request of either counsel, shall select three (3) additional attorneys for consideration. The selection shall continue until a panel is agreed upon. If none of the three (3) chosen Arbitrators have been practicing for more than three (3) years, the counsel shall be deemed to waive this requirement. The Chairman shall be selected by counsel.

(3) *Selection of sole arbitrator.* In any case within the limits of compulsory arbitration, a sole Arbitrator may be selected to adjudicate the case by agreement of counsel. The award shall have the same effect as that of a three (3) person panel. The Prothonotary shall nominate a list of five (5) attorneys selected at random from the entire list with an additional two (2) attorneys for each additional party with an adverse interest. Each party shall then have the right to strike off two so named, one at a time and alternately. The remaining attorney shall comprise the Board of Arbitration and shall be considered the Chairman.

(b) In the event an arbitrator selected pursuant to the above procedures is unavailable to attend the hearing for any reason, that arbitrator shall give the parties written notice of their unavailability five (5) days before the hearing date, so as to allow the parties time to agree on selection of a replacement arbitrator and have said replacement available to attend the hearing so as not to cause the need for rescheduling of the same. If the arbitrator fails to comply with the five (5) day notice requirement, at the time of the regularly scheduled arbitration hearing the parties shall notify the Prothonotary of the arbitrator's failure. Thereafter, the arbitrator shall automatically be stricken from the list of arbitrators maintained by the Prothonotary with leave to reapply for inclusion on the list upon petition to the Court and cause shown.

#### Rule 1303. Hearing. Notice.

(a)(1) The Chairman of the Board of Arbitrators shall designate the time for hearing with written notice to each of the members of the Arbitration panel and to each party or their counsel in compliance with Pa.R.Civ.P. 1303.

(2) All hearings of the Board of Arbitrators shall be held in the Erie County Court House in a hearing room designated for that purpose, in a courtroom by leave of Court, or at a location via agreement by the parties and the Board of Arbitrators.

(3) All hearings shall promptly commence at 9:30 a.m. or 1:30 p.m., unless a different time shall specifically be established by the Board of Arbitrators. In the event an Arbitrator shall not be present at the time for the swearing-in, then counsel for represented parties and any unrepresented party who does in fact appear at the scheduled hearing time, may, only if they agree unanimously

(A) have the remaining Arbitrators immediately select a replacement from the list of Arbitrators; or

(B) themselves appoint any other eligible person to act as a replacement Arbitrator; or

(C) use any other method of selection of an eligible person to act as a replacement Arbitrator.

In the event that counsel for represented parties and any unrepresented party, who does in fact appear at the scheduled hearing time, are unable to unanimously agree upon any of the foregoing options, then the replacement Arbitrator shall be selected in accordance with Erie L.R. 1302(a)(1)(iii), governing selection of a sole Arbitrator.

(b) In no event, shall a scheduled arbitration be canceled or rescheduled without written authorization of the Chairman or order of court obtained upon a showing of good cause. If such authorization or order is not obtained, the arbitration shall be held as scheduled.

(c) In the event that a party or an arbitrator requests that the hearing be rescheduled and if that request is granted as provided herein, then that party or arbitrator shall undertake the work needed to reschedule the hearing, including contacting the Court Administrator to obtain available dates and coordinating those dates with all counsel, parties and arbitrators, as well as preparing and dispatching all required written notices of the rescheduled hearing.

**Rule 1304. Conduct. Hearing. Generally.**

(a) The hearings shall be conducted by the chairman with decorum in full compliance with judicial proceedings as conducted by the Court of Common Pleas. Witnesses shall be sworn in the customary manner.

(b) Once the witnesses are sworn and the proceedings have commenced Arbitrators and attorneys shall, throughout the hearing, use the same procedure and decorum as used before a Common Pleas Court.

**Rule 1305. Pretrial Exchange of Information.**

(a) In cases subject to compulsory arbitration where the amount in controversy exceeds \$10,000.00, the parties shall exchange the following information at least twenty (20) days prior to the arbitration.

(1) A copy of all reports containing the substance of the facts, findings or opinions and a summary of the grounds or reasons for each opinion of any expert, including physicians, whom that party expects to call as a witness at the arbitration. The report must be signed by the expert.

(2) Names and addresses of all witnesses the party expects to call.

(3) Copies of all exhibits the party intends to use at the arbitration, with a designation of those documents to be produced pursuant to Pa.R.Civ.P. 1305.

(b) If timely production is not made of any of the information required above, the testimony of that expert, that witness, or use of that exhibit, shall be excluded by the arbitrator(s), except upon consent of the adverse party or parties, or upon a showing of good cause made to the arbitrator(s).

**Rule 1306. Award.**

(a) In each case, at the time of the entry of the Arbitrator's award or upon a determination that a scheduled hearing would not take place, the chairman shall file a Certificate of Arbitrator's fees to indicate the time expended and Arbitrator's fees to be paid. Fees of the panel shall be assessed as follows:

(1) An arbitration was scheduled, but no hearing was convened or award entered. The chairman, only, shall receive \$25.00.

(2) In all other cases, the Arbitrators shall be paid at the rate of \$60.00 per hour, or a portion thereof, with the chairman receiving an additional \$25.00.

**Rule 1307. Award. Docketing. Notice. Lien. Judgment. Molding the Award.**

When the Certificate, report and award, if any, are filed with the Prothonotary, the Prothonotary or their deputy shall certify the Arbitrator's fees for payment under the procedure followed as to other debts of the County.

**ACTIONS IN EQUITY**

**Rule 1531. Preliminary Injunction.**

(a) Upon filing a motion for preliminary injunction, a request for a judge assignment shall be made to the Office of Court Administration.

(b) The motion for preliminary injunction shall be presented to the assigned judge to obtain a date and time for a hearing and/or consideration of a request for immediate or ex parte relief.

• • • [Local Rules of Civil Procedure under the headings Actions for Support, Actions for Custody, Partial Custody and Visitation of Minor Children; and Actions of Divorce or Annulment of Marriage have not been changed and are not included herein for publication.]

**RULES RELATING TO DOMESTIC RELATIONS MATTERS GENERALLY**

**Rule 1930.4. Service of Original Process in Domestic Relations Matters.**

Service of process in domestic relations matter shall be in accordance with Pa.R.Civ.P 1930.4.

**MINORS AS PARTIES**

**Rule 2039. Compromise, Settlement, and Discontinuance.**

(a) All petitions presented for the compromise, settlement, discontinuance and distribution in minors' actions shall be submitted to:

(1) The assigned judge, where there is a civil action pending; or

(2) A judge in the Orphans' Court Division where there is no civil action pending.

(b) All approved petitions shall be filed in the Office of the Prothonotary. The guardian of the minor shall file a certified copy of the petition and approving order in the Office of the Register of Wills under the name of the minor.

(c) In cases where no action has been filed, all petitions and orders approving settlement shall be filed in the Office of the Register of Wills under the name of the minor.

**INCAPACITATED PERSONS AS PARTIES**

**Rule 2064. Compromise, Settlement, and Discontinuance.**

(a) All petitions presented for compromise, settlement, discontinuance and/or distribution in actions filed by or on behalf of incapacitated individuals shall be submitted to:

(1) The assigned judge, where there is a civil action pending; or



(2) A judge in the Orphans' Court Division where there is no civil action pending.

(b) All approved petitions shall be filed in the Office of the Prothonotary. The guardian of the incapacitated individual shall file a certified copy of the petition and approving order in the Office of the Register of Wills under the name of the incapacitated individual.

(c) In cases where no action has been filed, all petitions and orders approving compromise, settlement, discontinuance or distribution shall be filed in the Office of the Register of Wills under the name of the incapacitated individual.

#### ACTIONS FOR WRONGFUL DEATH

##### **Rule 2205. Notice to Persons Entitled to Damages.**

The notice shall in all cases be served personally or by registered mail upon each person entitled by law to recover damages in the action, unless the plaintiff shall file an affidavit that the identity or whereabouts of any such person is unknown to them, after diligent search, in which case the plaintiff shall cause the notice to be advertised once in the newspaper of general circulation published in Erie County, and once in the *Erie County Legal Journal*. Affidavit of service of notice shall be filed.

##### **Rule 2206. Compromise, Settlement, and Discontinuance.**

(a) All petitions for the compromise, discontinuance or settlement of wrongful death claims in which a minor or incapacitated person has an interest shall be submitted for approval to:

(1) The assigned judge, where there is a civil action pending; or

(2) A judge of the Orphans' Court Division where there is no civil action pending.

(b) The petition and Order approving the petition in pending actions shall be filed with the Prothonotary and certified copies of the same shall be filed with the Register of Wills in the name of the minor or incapacitated person.

(c) The petition and Order approving the petition where there is no pending action shall be filed with the Register of Wills in the name of the minor or incapacitated person.

#### ENFORCEMENT OF MONEY JUDGMENTS FOR THE PAYMENT OF MONEY

##### **Rule 3136. Distribution of Proceeds of Sale of Real Property.**

(a) Upon filing the proposed schedule of distribution, the Sheriff shall immediately mail a copy of the proposed schedule of distribution including a copy of the list of liens, clearly indicating thereon the date on which the proposed schedule of distribution was filed, to all parties and lien creditors, as well as to any other persons in interest as set forth in the Pa.R.Civ.P. No. 3129.1(b) Affidavit.

(b) The Sheriff shall include with the copy of the proposed schedule of distribution transmitted to the Prothonotary a copy of the list of liens and a copy of the certificate or guaranty required by Pa.R.Civ.P. 3136(c).

##### **Rule 3252. Writ of Execution—Money Judgments.**

A writ of execution shall contain the following designation as the organization available to receive requests for free legal help:

Lawyer Referral & Information Service  
P.O. Box 1792 Erie, PA 16507  
814/459-4411  
Mon—Fri  
8:30 a.m.—12:00 p.m. and 1:15—4:00 p.m.

##### **Rule 3282. Deficiency Judgments.**

(a) Petitions pursuant to 42 Pa.C.S.A. § 8103, as amended, to fix the fair market value of real property bought by a plaintiff at a sheriff sale shall disclose in addition to the requisites of Section 8103, the following:

(1) The date of the sheriff's sale;

(2) The date of entry and the amount of judgment entered in the proceeding and the amount of the interest due thereon to the date of the sheriff's sale and the costs of the proceedings upon which the said judgment was obtained; and

(3) An itemized statement of all prior liens, costs, taxes, municipal claims not discharged by the sale, and the amount of any such items paid at distribution on the sale.

(b) The service of the petition shall be in accordance with Pa.R.Civ.P. 3283.

#### DEPOSITIONS AND DISCOVERY

##### **Rule 4002. Agreement Regarding Discovery or Deposition Procedure.**

(a) Unless otherwise provided in writing or in the transcript, all objections except as to the form of the questions are reserved until the trial of the matter.

(b) Unless otherwise provided in writing or in the transcript, the parties shall be deemed to have waived their right to require inspection, reading and signature to the transcript by the person whose oral deposition is being taken.

##### **Rule 4007.1. Procedure in Deposition by Oral Examination.**

Prior to scheduling any discovery deposition, counsel should first attempt to arrange a date and time satisfactory to all counsel. Only if a mutually convenient date and time cannot be arranged after a good faith effort to do so may the counsel scheduling the deposition select a date and time without the consent of the other parties. Unless ordered by the court, or as otherwise permitted by the Pennsylvania Rules of Civil Procedure, any discovery deposition not scheduled upon consent of the parties may be scheduled only after written notice has been given by the party scheduling the deposition to opposing counsel and any unrepresented party. The written notice must be served upon opposing counsel and on any unrepresented party by hand delivery, fax transmission or first class United States mail at least 14 days prior to the date scheduled for the deposition.

##### **Rule 4007.4. Supplementing Responses.**

No special prior order of Court shall be necessary for the Court to enforce those duties set forth in Pa.R.Civ.P. 4007.4(1) or (2) by appropriate relief at time of or during the trial.

##### **Rule 4017.1. Videotape Depositions.**

(a) If a videotape deposition is to be offered by any party at trial and such videotape deposition has been completed prior to the settlement conference, the party offering same shall inform the Court at the settlement

conference, or before, of any unresolved objections in order that the Court may schedule an editing session prior to trial.

(b) If any such videotape deposition is taken after the settlement conference, the party desiring to offer said deposition shall immediately notify the Court of the deposition and the evidentiary issue in order that the Court may schedule an editing session.

### **GUIDELINES FOR THE CONDUCT OF ARBITRATION IN UNINSURED AND UNDERINSURED MOTORIST CLAIMS**

#### *I. Preamble*

The Civil Rules Committee of the Erie County Bar Association submits the following guidelines as suggested rules of conduct and of procedure that may be utilized in uninsured and underinsured motorist claims. Since UM and UIM arbitrations fall outside of the rule-making jurisdiction and power of the Pennsylvania courts, the application of these guidelines will be dependent upon the agreement of the parties and the authority bestowed upon the arbitrators by the applicable insurance contract documents.

#### *II. Disqualification of Arbitrators*

An arbitrator shall be disqualified if their impartiality can reasonably be questioned, including but not limited to instances where:

(a) The individual attorney, or a lawyer with whom they practice, currently represents any of the parties in any legal matters;

(b) The individual attorney has a personal bias or prejudice concerning a party;

(c) The individual attorney has personal knowledge of disputed evidentiary facts;

(d) The individual attorney served as a lawyer in the matter in controversy, or a lawyer with whom they practice law served as a lawyer concerning the matter;

(e) The individual attorney knows that either themselves, individually or as a fiduciary, or their spouse or minor child residing in their household, has a substantial financial interest in the subject matter in controversy or in a party to the proceeding, or any other interest that could be substantially affected by the outcome of the proceeding.

#### *III. Arbitrator's Conduct*

Arbitrators shall conduct themselves in accordance with all applicable provisions of the *Pennsylvania Code of Judicial Conduct* and, in particular, with the following provisions of Canon 3 of the Code of Judicial Conduct, as modified:

1. An arbitrator shall be faithful to the law of Pennsylvania and maintain professional competence in it. An arbitrator shall be unswayed by partisan interests, by the party whom appointed him or by fear of criticism. An arbitrator should be impartial, should not be an advocate for the party appointing him and should independently evaluate the UM or UIM claim.

2. An arbitrator should maintain proper order and decorum.

3. An arbitrator should be patient, dignified and courteous to litigants, witnesses, lawyers and others with whom they deal in an official capacity, and should require similar conduct of lawyers, the arbitrator's staff, and others subject to their direction and control.

4. An arbitrator should accord to every person who is legally interested in a proceeding and to their lawyer the full right to be heard according to law and, except as authorized by law, shall not consider ex parte communications concerning a pending proceeding.

5. An arbitrator should dispose promptly of the business of the arbitration.

6. An arbitrator should abstain from public comment on a pending arbitration and should require similar abstention by personnel subject to their direction or control.

#### *IV. Communications Between Parties and Arbitrators*

A. Ex parte communication between counsel for any party and any of the arbitrators shall be limited to disclosure of the following:

1. Whether the nature of proceedings is an uninsured motorist claim or underinsured motorist claim;

2. The names of parties involved;

3. The names of opposing counsel and the arbitrator chosen by opposing counsel (if known);

4. The names of proposed neutral arbitrators;

5. The arbitrator's fee; and

6. The scheduling of the arbitration hearing.

B. There shall be no communication with any arbitrator outside of the arbitration hearing of matters which might tend to influence the ultimate decision of the arbitrators, including, but not limited to, the nature and the merits of the claim, the amount(s) paid on behalf of the third party tortfeasor(s), the monetary limits of insurance policies (whether UM or UIM), any legal issues and settlement discussions.

C. Communication between neutral arbitrators and any party and their counsel shall be limited to only those matters necessary to permit the neutral arbitrator to perform their administrative duties and duties as chairperson of the arbitration panel. Whenever possible, communication shall not be ex parte and, in the event of an unavoidable ex parte communication, disclosure of it shall be made as soon as practicable to all other interested parties and counsel.

#### *V. Prehearing Discovery*

A. Unless otherwise agreed, all prehearing discovery shall be governed by the terms of the applicable insurance policy and the discovery provisions of the Pennsylvania Rules of Civil Procedure. The parties shall attempt to informally resolve all requests and disputes relating to discovery. Any party may submit, in writing, a request to the arbitration panel to enforce a discovery request. The arbitration panel shall, to the extent applicable, follow the Pennsylvania Rules of Civil Procedure in ruling on any such request.

A. To the extent permitted by Pennsylvania law, the neutral arbitrator may issue written subpoenas for the purposes of discovery. All requests for the issuance of a subpoena shall be submitted in writing to the neutral arbitrator, with copies being sent to the remaining arbitrators and to opposing counsel.

B. Unless otherwise directed by the arbitration panel, the parties shall exchange the following information and things at least twenty (20) days prior to the date set for the arbitration.

1. A report of any expert that a party intends to call as a witness, which sets forth the substance of the facts,

findings or opinions of each expert and a summary of the grounds or reasons for each such finding or opinion.

2. The name, address and telephone number of all witnesses the party expects to call.

3. Copies of all exhibits the party intends to offer into evidence.

#### VI. *Implementation of Standards*

A. Counsel for the parties and the arbitrators shall forward to all other parties and arbitrators their signed copy of the agreement to be bound by these Standards of Professional Conduct.

B. At the opening of the UM or UIM arbitration hearing, the neutral arbitrator shall ask each of the other arbitrators to confirm that they have complied with these standards or to reveal any aspect in which they have not.

[Pa.B. Doc. No. 24-1176. Filed for public inspection August 23, 2024, 9:00 a.m.]

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## Title 255—LOCAL COURT RULES

### MONTGOMERY COUNTY

#### Alcohol Highway Safety School Fee Increase; No. AD-197-24

##### Administrative Order

*And Now*, this 7th day of August, 2024, the Court, pursuant to the request of the Chief Adult Probation Officer, hereby increases the Alcohol Highway Safety School (AHSS) fee from \$200.00 to \$250.00, effective October 1, 2024.

This fee is assessed pursuant to 75 Pa.C.S.A. 1549, and Chapter 94 of the *Pennsylvania Code*, § 94.14.

*By the Court*

CAROLYN T. CARLUCCIO,  
*President Judge*

[Pa.B. Doc. No. 24-1177. Filed for public inspection August 23, 2024, 9:00 a.m.]

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## Title 255—LOCAL COURT RULES

### MONTGOMERY COUNTY

#### Court Reporting Network Evaluation Fee Increase; No. AD-198-24

##### Administrative Order

*And Now*, this 7th day of August, 2024, the Court, pursuant to the request of the Chief Adult Probation Officer, hereby increases the Court Reporting Network (CRN) Evaluation fee from \$80.00 to \$100.00, effective October 1, 2024.

This fee will be assessed for any CRN evaluation performed by Montgomery County Adult Probation, Parole, and DUI Services and as required by 75 Pa.C.S.A. 3816.

*By the Court*

CAROLYN T. CARLUCCIO,  
*President Judge*

[Pa.B. Doc. No. 24-1178. Filed for public inspection August 23, 2024, 9:00 a.m.]

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## DISCIPLINARY BOARD OF THE SUPREME COURT

### Notice of Suspension

Notice is hereby given that by Order of the Supreme Court of Pennsylvania dated August 9, 2024, Stephen William Dotts (# 323897) is Suspended on Consent from the Bar of this Commonwealth for a period of one year and one day, effective September 8, 2024. In accordance with Rule 217(f), Pa.R.D.E., since this formerly admitted attorney resides outside the Commonwealth of Pennsylvania, this notice is published in the *Pennsylvania Bulletin*.

MARCEE D. SLOAN,  
*Board Prothonotary*

[Pa.B. Doc. No. 24-1179. Filed for public inspection August 23, 2024, 9:00 a.m.]

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# NOTICES

## DEPARTMENT OF BANKING AND SECURITIES

### Actions on Applications

The Department of Banking and Securities (Department), under the authority in the Banking Code of 1965 (7 P.S. §§ 101—2204), the Department of Banking and Securities Code (71 P.S. §§ 733-1—733-1203) and 17 Pa.C.S. (relating to Credit Union Code), has taken the following actions on applications received for the week ending August 13, 2024.

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, may file comments in writing with the Department, for Bank Supervision, by e-mail to ra-bnbnksbmssnspt@pa.gov or for credit unions, by e-mail to ra-bncusubmissions@pa.gov and trust companies, by e-mail to ra-bntrustsuprvsninq@pa.gov. Comments must be received no later than 30 days from the date that the notice regarding acceptance 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, or for credit unions or trust companies (717) 783-2253.

### APPLICATIONS FOR COMMENT

#### BANKING INSTITUTIONS

No activity.

#### CREDIT UNIONS

#### Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Status</i>
08-08-2024	Utilities Employees Credit Union Wyomissing Berks County  Application for approval to merge NE PA Community Federal Credit Union, Stroudsburg, PA, with and into Utilities Employees Credit Union, Wyomissing, PA.	Accepted
08-09-2024	Alcose Credit Union White Oak Allegheny County  Application for approval to merge Saint Norbert's Credit Union, Pittsburgh, PA, with and into Alcose Credit Union, White Oak, PA.	Accepted

### OTHER APPLICATION ACTIVITY

#### BANKING INSTITUTIONS

No activity.

#### CREDIT UNIONS

No activity.

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

WENDY S. SPICHER,  
*Secretary*

[Pa.B. Doc. No. 24-1180. Filed for public inspection August 23, 2024, 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](http://www.dep.pa.gov) and select Businesses, Water, Bureau of Clean Water, Wastewater Management, and NPDES and WQM Permitting Programs).

*Section*            *Category*

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](http://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](http://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 identifies individual NPDES permit applications received and draft permits indicating DEP's tentative determination relating to stormwater discharges associated with construction activities. A 30-day public comment period applies to these applications and draft permits. The period for comment may be extended at the discretion of the Department for one additional 15-day period. Additional information may be reviewed by generating the “Applications Received with Comment Periods Report” on DEP's website at [www.dep.pa.gov/CWPublicNotice](http://www.dep.pa.gov/CWPublicNotice).

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 discussed previously.

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: 814-332-6340. 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 &amp; Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PAD650074	Chapter 102 Individual NPDES Permit	Transfer	Novick Christian 447 Narigon Run Road Claysville, PA 15323-1230	Independence Township Washington County	SWRO
1124800	Joint DEP/PFBC Pesticides Permit	New	CPV Fairview Energy Center 2862 William Penn Avenue Johnstown, PA 15909-3628	Jackson Township Cambria County	SWRO
0609404	Major Sewage Treatment Facility Individual WQM Permit	Amendment	Spring Township Berks County 2850 Windmill Road Sinking Spring, PA 19608-1668	Spring Township Berks County	SCRO
4292401	Major Sewage Treatment Facility Individual WQM Permit	Amendment	PA American Water Co. 425 Waterworks Road Clarion, PA 16214-2343	Kane Borough McKean County	NWRO
3602204	Manure Storage and Wastewater Impoundments Individual WQM Permit	Amendment	Pennmar Dairy LLC 176 Puseyville Road Quarryville, PA 17566-9693	Fulton Township Lancaster County	SCRO
PA0040860	Minor Industrial Waste Facility with ELG Individual NPDES Permit	Amendment, Minor	Delaware County SWA 610 E Baltimore Pike Media, PA 19063-1750	Earl Township Berks County	SCRO

## NOTICES

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<i>Application Number</i>	<i>Permit Type</i>	<i>Application Type</i>	<i>Applicant Name &amp; Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
5508402	Minor and Non-NPDES Sewage Treatment Facility Individual WQM Permit	Amendment	Perry Township Municipal Authority Snyder County P.O. Box 27 Mt Pleasant, PA 17853-0027	Perry Township Snyder County	NCRO
NOEXNE020	No Exposure Certification	Renewal	Liberty Soils LLC 661 Main Street Niagara Falls, NY 14301	Reilly Township Schuylkill County	NERO
NOEXNE063	No Exposure Certification	New	Newly Weds Foods 23 S Commerce Way Bethlehem, PA 18017-8916	Bethlehem Township Northampton County	NERO
NOEXNE064	No Exposure Certification	New	Newly Weds Foods 177 Mikron Road Bethlehem, PA 18020-9353	Bethlehem Township Northampton County	NERO
NOEXSE016	No Exposure Certification	Renewal	Flowserve Corp 19 Creek Parkway Boothwyn, PA 19061-3148	Upper Chichester Township Delaware County	SERO
PAG038614	PAG-03 NPDES General Permit for Industrial Stormwater	New	Miller Welding & Mach Co. P.O. Box G Brookville, PA 15825-0607	Pine Creek Township Jefferson County	NWRO
PAG304091	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Jim Sacco Auto Wrecker 2469 Cooks Mill Road Hyndman, PA 15545-7964	Londonderry Township Bedford County	SCRO
PAG041391	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	New	Pringle Austin 5350 Stevenson Hill Road Falls Creek, PA 15840-2508	Washington Township Jefferson County	NWRO
PAG041392	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	New	Englert Pamela 2622 Neilltown Road Pleasantville, PA 16341-5020	Harmony Township Forest County	NWRO
PAG041393	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	New	Homa Casey 99 Fredonia Hadley Road Fredonia, PA 16124	Fairview Township Mercer County	NWRO
PAG041399	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	New	Schmelzer Deborah 151 Etna Road Slippery Rock, PA 16057	Slippery Rock Township Butler County	NWRO
PAG041400	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	New	Harrison Michaela 852b Patterson School Road Grove City, PA 16127	Worth Township Mercer County	NWRO
PAG041401	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	New	James & Tabatha Volle 3598 Fallen Drive Jamestown, PA 16134-3412	West Shenango Township Crawford County	NWRO
PAG041402	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	New	Candace & Frank Reina 151 Sunville Road Franklin, PA 16323-7341	Oakland Township Venango County	NWRO
PAG041403	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	New	Devine Autumn 14 Millburn Road Mercer, PA 16137-3710	Springfield Township Mercer County	NWRO

<i>Application Number</i>	<i>Permit Type</i>	<i>Application Type</i>	<i>Applicant Name &amp; Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PAG041405	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	New	March Garland 10611 Pine Road Conneaut Lake, PA 16316-6729	Vernon Township Crawford County	NWRO
PAG041406	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	New	Heilman June 28 Rutledge Road Greenville, PA 16125-8702	South Pymatuning Township Mercer County	NWRO
PAG041407	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	New	Amber & Jason Digiacomio 15304 Hall Road Meadville, PA 16335-7848	Hayfield Township Crawford County	NWRO
PAG045063	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	Transfer	Donald A & Lisa M Ammerman 1076 Homan Hill Road Towanda, PA 18848-9519	Sheshequin Township Bradford County	NCRO
PAG048320	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	Transfer	Brundage Kathleen 1725 Center Road Columbus, PA 16405-2129	Columbus Township Warren County	NWRO
PAG048434	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	Transfer	Cassandra & Steven Wales 9451 Donation Road Waterford, PA 16441-4233	Summit Township Erie County	NWRO
PAG048521	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	Transfer	James & Nellie Jane Sauer 4930 Sandy Lake Greenville Road Sandy Lake, PA 16145-2036	Sandy Creek Township Mercer County	NWRO
PAG123624	PAG-12 NPDES General Permit for CAFOs	Renewal	Ebling Joann L & Ebling Earl G 761 Airport Road Bethel, PA 19507-9696	Bethel Township Berks County	SCRO
PAG123816	PAG-12 NPDES General Permit for CAFOs	Renewal	Horst Larry 1450 Hunsicker Road Lancaster, PA 17601-5312	Lykens Township Dauphin County	SCRO
PAG123817	PAG-12 NPDES General Permit for CAFOs	Renewal	Franklin View Farms 1700 Prospect Road Washington Boro, PA 17582-9674	Manor Township Lancaster County	SCRO
PAG123821	PAG-12 NPDES General Permit for CAFOs	Renewal	Schlappich Kimberly 1359 Main Street Mohrsville, PA 19541-8768	Centre Township Berks County	SCRO
PAG123889	PAG-12 NPDES General Permit for CAFOs	Renewal	Klines Hillside Turkey Farm 167 Coble Road Chambersburg, PA 17202-9430	Saint Thomas Township Franklin County	SCRO
PAG123914	PAG-12 NPDES General Permit for CAFOs	Renewal	Woglemuth Doug 1197 Landis Road Elizabethtown, PA 17022-9799	Mount Joy Borough Lancaster County	SCRO
PAG123954	PAG-12 NPDES General Permit for CAFOs	New	Wen Ridge Farm LLC 120 Leiby Road Hamburg, PA 19526-8699	Windsor Township Berks County	SCRO
PAG136347	PAG-13 NPDES General Permit for MS4s	Renewal	Finleyville Borough Washington County 3515 Washington Avenue Finleyville, PA 15332-1327	Finleyville Borough Washington County	SWRO
2124404	Pump Stations Individual WQM Permit	New	Middlesex Township Municipal Authority Cumberland County 350 N Middlesex Road Suite 2 Carlisle, PA 17013-8422	Middlesex Township Cumberland County	SCRO



<i>Application Number</i>	<i>Permit Type</i>	<i>Application Type</i>	<i>Applicant Name &amp; Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
4078401	Pump Stations Individual WQM Permit	Amendment	Hazle Township Municipal Authority Luzerne County P.O. Box 502 Harleigh, PA 18225-0502	Hazle Township Luzerne County	NERO
0887403	Single Residence Sewage Treatment Plant Individual WQM Permit	Transfer	Donald A & Lisa M Ammerman 1076 Homan Hill Road Towanda, PA 18848-9519	Sheshequin Township Bradford County	NCRO
2019403	Single Residence Sewage Treatment Plant Individual WQM Permit	Transfer	March Garland 10611 Pine Road Conneaut Lake, PA 16316-6729	Vernon Township Crawford County	NWRO
2591413	Single Residence Sewage Treatment Plant Individual WQM Permit	Transfer	Cassandra & Steven Wales 9451 Donation Road Waterford, PA 16441-4233	Summit Township Erie County	NWRO
2724403	Single Residence Sewage Treatment Plant Individual WQM Permit	New	Doane William 250 Pine Road Pittsburgh, PA 15237	Green Township Forest County	NWRO
4324401	Single Residence Sewage Treatment Plant Individual WQM Permit	New	Miller Robert J 8115 Pettis Road Meadville, PA 16335	West Salem Township Mercer County	NWRO
4398414	Single Residence Sewage Treatment Plant Individual WQM Permit	Transfer	James & Nellie Jane Sauer 4930 Sandy Lake Greenville Road Sandy Lake, PA 16145-2036	Sandy Creek Township Mercer County	NWRO
6224406	Single Residence Sewage Treatment Plant Individual WQM Permit	New	BSRE Holdings LLC 915 N Plum Street Lancaster, PA 17602-1937	Glade Township Warren County	NWRO
6295403	Single Residence Sewage Treatment Plant Individual WQM Permit	Transfer	Brundage Kathleen 1725 Center Road Columbus, PA 16405-2129	Columbus Township Warren County	NWRO
6573407	Latrobe Municipal Authority Kingston Plant	Amendment	Latrobe Municipal Authority P.O. Box 88 Latrobe, PA 15650-0088	Latrobe City Westmoreland County	SWRO
2724402	Small Flow Treatment Facility Individual WQM Permit	New	Englert Pamela 2622 Neilltown Road Pleasantville, PA 16341-5020	Harmony Township Forest County	NWRO

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## 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.

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### *Northcentral Regional Office*

**PA0020486**, Sewage, SIC Code 4952, **Bellefonte Borough Authority**, 236 W Lamb Street, Bellefonte, PA 16823-1502. Facility Name: Bellefonte Borough Wastewater Treatment Plant. This existing facility is located in Bellefonte Borough, **Centre County**.

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

The receiving stream(s), Spring Creek, is located in State Water Plan watershed 9-C and is classified for High Quality—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 3.22 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Daily Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Daily Maximum		Average Monthly	Daily Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min Report Inst Min	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )		1,070 Wkly Avg	XXX	25.0	40.0 Wkly Avg	50
Biochemical Oxygen Demand (BOD <sub>5</sub> )	Report	Report	XXX	Report	XXX	XXX
Raw Sewage Influent Total Suspended Solids	Report	Report	XXX	Report	XXX	XXX
Raw Sewage Influent Total Suspended Solids	805	1,200 Wkly Avg	XXX	30.0	45.0 Wkly Avg	60
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
Oct 1 - Apr 30				200		
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean	XXX	1,000
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Ultraviolet light transmittance (%)	XXX	XXX	Report	XXX	XXX	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Ammonia-Nitrogen	240	360	XXX	9.0	13.5	18
Nov 1 - Apr 30		Wkly Avg			Wkly Avg	
May 1 - Oct 31	80	120	XXX	3.0	4.5	6
Ammonia-Nitrogen (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Phosphorus, Dissolved	26	40	XXX	1.0	1.5	2
Total Phosphorus	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Aluminum, Total (ug/L)	Report	Report	XXX	Report	Report	XXX
Copper, Total (ug/L)	Report	Report	XXX	Report	Report	XXX
Silver, Total (ug/L)	Report	Report	XXX	Report	Report	XXX
4,4-DDD (ug/L)	0.0001	0.0002	XXX	0.004	0.007	0.011
4,4-DDT (ug/L)	0.00004	0.00005	XXX	0.001	0.002	0.003
4,4-DDE (ug/L)	0.00002	0.00004	XXX	0.0009	0.001	0.002
Aldrin (ng/L)	0.00000936	0.00001	XXX	0.03	0.05	0.09
alpha-BHC (ug/L)	0.0005	0.0007	XXX	0.017	0.027	0.044
alpha-Endosulfan (ug/L)	0.009	0.013	XXX	0.32	0.5	0.8
beta-BHC (ug/L)	0.009	0.015	XXX	0.35	0.54	0.87
beta-Endosulfan (ug/L)	Report	Report	XXX	Report	Report	XXX
Chlordane (ug/L)	0.0004	0.0005	XXX	0.013	0.02	0.033
Dieldrin (ng/L)	0.000001	0.000002	XXX	0.04	0.07	0.1
Endrin (ug/L)	0.003	0.005	XXX	0.12	0.19	0.31
Heptachlor (ug/L)	0.000007	0.00001	XXX	0.0003	0.0004	0.0007
Heptachlor Epoxide (ug/L)	0.00004	0.00005	XXX	0.001	0.002	0.003
Toxaphene (ug/L)	0.00005	0.00008	XXX	0.002	0.003	0.005
PFOA (ug/L)	XXX	XXX	XXX	XXX	Report	XXX
PFOS (ug/L)	XXX	XXX	XXX	XXX	Report	XXX
PFBS (ug/L)	XXX	XXX	XXX	XXX	Report	XXX
HFPO-DA (ug/L)	XXX	XXX	XXX	XXX	Report	XXX

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

Parameters	Mass Units (lbs/day)		Monthly	Concentrations (mg/L)		Instant. Maximum
	Monthly	Annual		Monthly Average	Maximum	
Total Nitrogen (Total Load, lbs) (lbs) Effluent Net	XXX	58,812 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	7,842 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.

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.

*Northcentral Regional Office*

**PA0113778**, Sewage, SIC Code 6519, **UMH Properties, Inc.**, 150 Clay Street, Morgantown, WV 26501-5942. Facility Name: Pleasant View Estates. This existing facility is located in South Centre Township, **Columbia County**.

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

The receiving stream(s), Unnamed Tributary to Susquehanna River (CWF), is located in State Water Plan watershed 5-D and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.03 MGD.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Monthly Average	Daily Maximum	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min Report Inst Min	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	25.0	XXX	50.0
Total Suspended Solids	XXX	XXX	XXX	30.0	XXX	60.0
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	2,000	XXX	10,000
Oct 1 - Apr 30				Geo Mean		
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Ammonia-Nitrogen				Geo Mean		
Nov 1 - Apr 30	XXX	XXX	XXX	18.0	XXX	36.0
May 1 - Oct 31	XXX	XXX	XXX	6.0	XXX	12.0
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	Report	XXX

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

The EPA Waiver is in effect.

*Northeast Regional Office*

**PA0044466 A-2**, Sewage, SIC Code 7032, **Lake Bryn Mawr Operating Co., LLC**, 593 Bryn Mawr Road, Honesdale, PA 18431-7884. Facility Name: Lake Bryn Mawr Camp Inc. This existing facility is located in Oregon Township, **Wayne County**.

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

The receiving stream(s), Unnamed Tributary to Big Brook (EV, MF), is located in State Water Plan watershed 1-B and is classified for Exceptional Value 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 0.012 MGD—Interim Limits.

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

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.035	XXX	0.115

The proposed effluent limits for Outfall 001 are based on a design flow of 0.012 MGD—Final Limits.

(From One Years After Permit Effective Date to Permit Expiration Date)

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.034	XXX	0.111

The proposed effluent limits for Outfall 001 are based on a design flow of 0.012 MGD.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Dissolved Oxygen	XXX	XXX	Inst Min 6.0	XXX	Avg Mo XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	25.0	XXX	50.0
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> ) Raw Sewage Influent	XXX	XXX	XXX	Report	XXX	XXX
CBOD <sub>5</sub> Minimum % Removal (%)	XXX	XXX	XXX	85.0	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	Min Mo Avg 30.0	XXX	60.0
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	1,000
Nitrate-Nitrite as N	XXX	XXX	XXX	Geo Mean Report	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	5.31	XXX	10.62
Nov 1 - Apr 30	XXX	XXX	XXX	1.77	XXX	3.54
May 1 - Oct 31	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
Total Dissolved Solids	XXX	XXX	XXX	Report	XXX	XXX
E. Coli (No./100 ml)	XXX	XXX	XXX	Avg Qrtly XXX	XXX	Report

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

- Solids Management

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.

*Northeast Regional Office*

**PA0053911**, Sewage, SIC Code 4952, **East Bangor Borough Municipal**, 555 West Central Avenue, East Bangor, PA 18013-2123. Facility Name: East Bangor Municipal Authority. This existing facility is located in East Bangor Borough, **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), Unnamed Tributary to Martins Creek (CWF, MF), is located in State Water Plan watershed 1-F 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 0.1 MGD.

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	Inst Min 5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.14	XXX	0.46
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	20.9	33.4	XXX	25.0	40.0	50.0
Nov 1 - Apr 30						
May 1 - Oct 31	16.7	25.0	XXX	20.0	30.0	40.0
Biochemical Oxygen Demand (BOD <sub>5</sub> )	Report	XXX	XXX	Report	Report Daily Max	XXX
Raw Sewage Influent						
Total Suspended Solids	Report	XXX	XXX	Report	Report Daily Max	XXX
Raw Sewage Influent						
Total Suspended Solids	25.0	37.5	XXX	30.0	45.0	60.0
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	2,000	XXX	10,000
Oct 1 - Apr 30				Geo Mean		
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Ammonia-Nitrogen				Geo Mean		
Nov 1 - Apr 30	10.0	XXX	XXX	12.0	Report Daily Max	24.0
May 1 - Oct 31	3.4	XXX	XXX	4.0	Report Daily Max	8.0
Zinc, Total	Report	XXX	XXX	0.166	0.259 Daily Max	0.332
Total Dissolved Solids	Report	XXX	XXX	Report	Report Daily Max	XXX
E. Coli (No./100 ml)	Avg Qrtly XXX	XXX	XXX	Avg Qrtly XXX	XXX Daily Max	Report
Nitrate-Nitrite as N	Report	XXX	XXX	Report	Report Daily Max	XXX
Total Nitrogen	Avg Qrtly Report	XXX	XXX	Avg Qrtly Report	Report Daily Max	XXX
Total Kjeldahl Nitrogen	Avg Qrtly Report	XXX	XXX	Avg Qrtly Report	Report Daily Max	XXX
Total Phosphorus	Avg Qrtly Report	XXX	XXX	Avg Qrtly Report	Report Daily Max	XXX

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

- Solids Management

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

*Northeast Regional Office*

**PAI132231**, MS4, **Alburtis Borough, Lehigh County**, 260 Franklin Street, Alburtis, PA 18011.

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 Alburtis Borough, **Lehigh County**. The receiving streams, Little Lehigh Creek (HQ-CWF, MF) and Swabia Creek (HQ-CWF, MF), are located in State Water Plan watershed 2-C and is classified for High Quality—Cold Water and Migratory Fish, aquatic life, water supply and recreation. The 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 570-826-5472.

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

*Northeast Regional Office*

**PAS802203**, Storm Water, SIC Code 3700, 3711, **Mack Trucks Inc.**, 7000 Alburtis Road, Macungie, PA 18062-9632. Facility Name: Mack Trucks Inc. This existing facility is located in Lower Macungie Township, **Lehigh 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), Swabia Creek (HQ-CWF, MF), is located in State Water Plan watershed 2-C and is classified for High Quality—Cold Water and Migratory Fish, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 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	Report Inst Min	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
Total Nitrogen	XXX	XXX	XXX	XXX	XXX	Report
Total Phosphorus	XXX	XXX	XXX	XXX	XXX	Report

The proposed effluent limits for Outfall 002 are based on a design flow of 0 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
pH (S.U.)	XXX	XXX	Report Inst Min	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
Total Nitrogen	XXX	XXX	XXX	XXX	XXX	Report
Total Phosphorus	XXX	XXX	XXX	XXX	XXX	Report

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

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

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

The EPA Waiver is in effect.

*Southeast Regional Office*

**PA0027294**, Sewage, SIC Code 4952, **Bristol Borough Water & Sewer Authority**, 250 Pond Street, Bristol, PA 19007-4937. Facility Name: Bristol Borough WPC Plant. This existing facility is located in Bristol Borough, **Bucks County**.

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

The receiving stream(s), Delaware River (WWF, MF), is located in State Water Plan watershed 2-E 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 2.7 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>Daily Maximum</i>	
PCBs Dry Weather Analysis (pg/L)	XXX	XXX	XXX	XXX	Report	XXX
PCBs Wet Weather Analysis (pg/L)	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 2.7 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>Daily Maximum</i>	
Total Dissolved Solids	Report Avg Qrtly	Report Daily Max	XXX	1,000.0 Avg Qrtly	2,000.0	2,500
Total Nitrogen	Report Avg Qrtly	XXX	XXX	Report Avg Qrtly	XXX	XXX
Total Phosphorus	Report Avg Qrtly	XXX	XXX	Report Avg Qrtly	XXX	XXX
PFOA (ng/L)	XXX	XXX	XXX	XXX	Report	XXX
PFOS (ng/L)	XXX	XXX	XXX	XXX	Report	XXX

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum Monthly Average</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
PFBS (ng/L)	XXX	XXX	XXX	XXX	Report	XXX
HFPO-DA (ng/L)	XXX	XXX	XXX	XXX	Report	XXX
Toxicity, Chronic - Ceriodaphnia Survival (TUc)	XXX	XXX	XXX	XXX	Report	XXX
Toxicity, Chronic - Ceriodaphnia Reproduction (TUc)	XXX	XXX	XXX	XXX	Report	XXX
Toxicity, Chronic - Pimephales Survival (TUc)	XXX	XXX	XXX	XXX	Report	XXX
Toxicity, Chronic - Pimephales Growth (TUc)	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 2.7 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum Monthly Average</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	4.0 Inst Min	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	366	549	XXX	17	26	34
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> ) Raw Sewage Influent	Report	XXX	XXX	Report	Wkly Avg XXX	XXX
Biochemical Oxygen Demand (BOD <sub>5</sub> ) Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
CBOD <sub>5</sub> Minimum % Removal (%) Percent Removal	XXX	XXX	88.50	XXX	XXX	XXX
Total Suspended Solids Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	676	1,013	XXX	30	45	60
Fecal Coliform (No./100 ml) Oct 1 - Apr 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Ammonia-Nitrogen	450	XXX	XXX	20.0	XXX	40

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

- No stormwater shall be directed into sanitary sewers associated with approved discharge
- Proper disposal of collected screenings, slurries, sludges, and other solids
- Permittee shall optimize chlorine dosages used for disinfection to minimize TRC in effluent
- Permittee shall notify DEP of operator in responsible charge
- Permittee shall develop and maintain treatment facility operations & maintenance (O & M) plan
- Permittee shall manage and properly dispose of sewage sludge and biosolids
- Whole Effluent Toxicity requirement
- PCB pollutant minimization plan and monitoring

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

The EPA Waiver is not in effect.

*Southeast Regional Office*

**PA0052663**, Sewage, SIC Code 4952, **Knights Bridge Corp**, 112 Chesley Drive, Suite 200, Media, PA 19063-1762.  
Facility Name: Knights Bridge STP. This existing facility is located in Chadds Ford Township, **Delaware County**.

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

The receiving stream(s), Unnamed Tributary to Harvey Run (WWF, MF), is located in State Water Plan watershed 3-H and is classified for Warm Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .09 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Instantaneous Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	15	XXX	XXX	20	XXX	40
Nov 1 - Apr 30						
May 1 - Oct 31	7.5	XXX	XXX	10	XXX	20
Biochemical Oxygen Demand (BOD <sub>5</sub> )	Report	XXX	XXX	Report	XXX	XXX
Raw Sewage Influent						
Total Suspended Solids	7.5	XXX	XXX	10	XXX	20
Total Suspended Solids Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
E. Coli (No./100 ml)	XXX	XXX	Report	XXX	XXX	100
Nitrate-Nitrite as N	7.5	XXX	XXX	10.0	XXX	20
Total Nitrogen	7.5	XXX	XXX	10.0	XXX	20
Ammonia-Nitrogen	2.3	XXX	XXX	3.0	XXX	6
Nov 1 - Apr 30						
May 1 - Oct 31	0.8	XXX	XXX	1.0	XXX	2
Total Phosphorus	0.37	XXX	XXX	0.5	XXX	1
Ultraviolet light dosage (mjoules/cm <sup>2</sup> )	XXX	XXX	Report	XXX	XXX	XXX

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

The EPA Waiver is not in effect.

*Southeast Regional Office*

**PA0058343**, Sewage, SIC Code 4952, **Bedminster Municipal Authority**, 442 Elephant Road, Perkasio, PA 18944-4163. Facility Name: Bedminster STP. This existing facility is located in Bedminster Township, **Bucks County**.

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

The receiving stream, Unnamed Tributary to Deep Run (WWF), is located in State Water Plan watershed 2-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 .302 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Daily Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Total Dissolved Solids	XXX	XXX	XXX	Report	XXX	XXX
E. Coli (No./100 ml)	XXX	XXX	XXX	Avg Qrtly XXX	XXX	Report

The proposed effluent limits for Outfall 001 are based on a design flow of .302 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Daily Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Flow (MGD)	Report	XXX	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
			Inst Min			



<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>	
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> ) Nov 1 - Apr 30	50	76	XXX	20.0	30.0	40
May 1 - Oct 31	25	38	XXX	10.0	15.0	20
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> ) Raw Sewage Influent	Report	Report	XXX	Report	Report	XXX
Biochemical Oxygen Demand (BOD <sub>5</sub> ) Raw Sewage Influent	Report	Report	XXX	Report	Report	XXX
Total Suspended Solids Raw Sewage Influent	Report	Report	XXX	Report	Report	XXX
Total Suspended Solids	25	38	XXX	10.0	15.0	20
Fecal Coliform (No./100 ml) Oct 1 - Apr 30	XXX	XXX	XXX	200.0	XXX	1,000.0
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean 200.0	XXX	1,000.0
Ultraviolet light intensity (mW/cm <sup>2</sup> )	XXX	XXX	Report	Geo Mean XXX	XXX	XXX
Nitrate-Nitrite as N	25	XXX	XXX	10.0	XXX	20
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen	5	XXX	XXX	2.0	XXX	4
Nov 1 - Apr 30						
May 1 - Oct 31	2.5	XXX	XXX	1.0	XXX	2
Total Phosphorus	1.51	XXX	XXX	0.6	XXX	1.2
Nov 1 - Apr 30						
May 1 - Oct 31	1.26	XXX	XXX	0.5	XXX	1

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

- A. No stormwater
- B. Acquire Necessary Property Rights
- C. Proper Sludge Disposal
- D. Chlorine Optimization
- E. Dry Stream Discharge
- F. Wastewater Associated with Oil and Gas Extraction
- G. Operator Notification
- H. Operations and maintenance plan
- I. SPW Discharge
- J. Hauled-in Waste Restrictions
- K. Compliance with Part A, Additional Requirements

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

The EPA Waiver is in effect.

*Southeast Regional Office*

**PA0056804**, Industrial, SIC Code 4941, **North Penn North Wales Water Authority, Montgomery County**, P.O. Box 317, Chalfont, PA 18914-0317. Facility Name: Forest Park WTP. This existing facility is located in Chalfont Borough, **Bucks County**.

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

The receiving stream(s), Pine Run (TSF, MF), is located in State Water Plan watershed 2-F and is classified for Trout Stocking 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 1.94 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.24	XXX	0.56
Total Suspended Solids	324	647	XXX	20.0	40.0	50
Total Phosphorus	8	16	XXX	0.5	1.0	1.25
Aluminum, Total	16	32	XXX	1.0	2.0	2.5
Iron, Total	32	64	XXX	2.0	4.0	5
Manganese, Total	16	32	XXX	1.0	2.0	2.5
Chlorodibromomethane	XXX	XXX	XXX	Report	Report	XXX
Dichlorobromomethane	XXX	XXX	XXX	Report	Report	XXX
Chloroform	XXX	XXX	XXX	Report	Report	XXX
PFOA	XXX	XXX	XXX	Report	Report	XXX
PFOS	XXX	XXX	XXX	Avg Qrtly Report	Report	XXX
				Avg Qrtly		

The proposed effluent limits for Outfall 002 are based on a design flow of 1.94 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.24	XXX	0.56
Total Suspended Solids	324	647	XXX	20.0	40.0	50
Total Phosphorus	8	16	XXX	0.5	1.0	1.25
Aluminum, Total	11	22	XXX	1.0	2.0	2.5
Iron, Total	32	64	XXX	2.0	4.0	5
Manganese, Total	16	32	XXX	1.0	2.0	2.5
Chlorodibromomethane	XXX	XXX	XXX	Report	Report	XXX
Dichlorobromomethane	XXX	XXX	XXX	Report	Report	XXX
Chloroform	XXX	XXX	XXX	Report	Report	XXX
PFOA	XXX	XXX	XXX	Report	Report	XXX
PFOS	XXX	XXX	XXX	Avg Qrtly Report	Report	XXX
				Avg Qrtly		

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

- Proper Sludge Disposal
- BAT/BCT Standards
- Chlorine Minimization

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

The EPA Waiver is in effect.

*Southeast Regional Office*

**PAI130043, MS4, Ambler Borough, Montgomery County**, 131 Rosemary Avenue, Ambler, PA 19002.

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 Ambler Borough, **Montgomery County**. The receiving stream(s), Unnamed Tributary to Wissahickon Creek (TSF, MF), is located in State Water Plan watershed 3-F and is classified for Trout Stocking and Migratory Fishes, aquatic life, water supply and recreation. The applicant is classified as a small MS4.

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

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

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

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

*Southeast Regional Office*

**PAI130050**, MS4, **Lower Southampton Township, Bucks County**, 1500 Desire Avenue, Feasterville, PA 19053.

The application is for a renewal of an individual NPDES permit for the discharge of stormwater from a regulated municipal separate storm sewer system (MS4) to waters of the Commonwealth in Lower Southampton Township, **Bucks County**. The receiving stream(s), Poquessing Creek (WWF, MF), is located in State Water Plan watershed 3-J and is classified for Warm Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The applicant is classified as a small MS4.

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

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

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

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

*Southeast Regional Office*

**PAI130057**, MS4, **Montgomery Township, Montgomery County**, 1001 Stump Road, Montgomeryville, PA 18936-9605.

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 Montgomery Township, **Montgomery County**. The receiving stream(s), Wissahickon Creek (TSF, MF), Little Neshaminy Creek (WWF, MF), and Unnamed Tributary of West Branch Neshaminy Creek (WWF, MF), is located in State Water Plan watershed 2-F and 3-F and is classified for Trout Stocking, Migratory Fishes, and Warm Water Fishes, aquatic life, water supply and recreation. The applicant is classified as a small MS4.

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

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

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

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

*Southeast Regional Office*

**PAI130069**, MS4, **Souderton Borough, Montgomery County**, 31 West Summit Street, Souderton, PA 18964.

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 Souderton Borough, **Montgomery County**. The receiving stream(s), Unnamed Tributary to Skippack Creek (TSF, MF), is located in State Water Plan watershed 3-E and is classified for Trout Stocking and Migratory Fishes, aquatic life, water supply and recreation. The applicant is classified as a small MS4.

The applicant is required to submit the following plan(s) with the application to reduce pollutant loads to impaired waters:

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

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

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

*Southeast Regional Office*

**PAI130070**, MS4, **Springfield Township, Montgomery County**, 1510 Paper Mill Road, Wyndmoor, PA 19038-7032.

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 Springfield Township, **Montgomery County**. The receiving stream(s), Unnamed Tributary of Wissahickon Creek (TSF, MF), Sandy Run (TSF, MF), and Unnamed Tributary to Schuylkill River (WWF, MF), is located in State Water Plan watershed 3-F and is classified for Trout Stocking, Migratory Fishes, and Warm Water Fishes, aquatic life, water supply and recreation. The applicant is classified as a small MS4.

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

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

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

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

*Southeast Regional Office*

**PAI130086**, MS4, **Lower Moreland Township, Montgomery County**, 640 Red Lion Road, Huntingdon Valley, PA 19006-6217.

The application is for a renewal of an individual NPDES permit for the discharge of stormwater from a regulated municipal separate storm sewer system (MS4) to waters of the Commonwealth in Lower Moreland Township, **Montgomery County**. The receiving stream(s), Unnamed Tributary to Poquessing Creek (WWF, MF), Huntingdon Valley Creek (TSF, MF), Terwood Run (TSF, MF), Unnamed Tributary to Southampton Creek (TSF, MF), and Unnamed Tributary to Pennypack Creek (TSF, MF), is located in State Water Plan watershed 3-J and is classified for Trout Stocking, Migratory Fishes, and Warm Water Fishes, aquatic life, water supply and recreation. The applicant is classified as a small MS4.

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

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

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

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

*Southeast Regional Office*

**PAI130529**, MS4, **Wallace Township**, P.O. Box 670, Glenmoore, PA 19343-0670.

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 Wallace Township, **Chester County**. The receiving stream(s), Indian Run (HQ-CWF, MF), Unnamed Tributary to Culbertson Run (HQ-TSF, MF), and Unnamed Tributary to East Branch Brandywine Creek (HQ-TSF, MF), is located in State Water Plan watershed 3-H and is classified for High Quality—Cold Water, High Quality Waters—Trout Stocking, and Migratory Fish, aquatic life, water supply and recreation. The applicant is classified as a small MS4.

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

- A Total Maximum Daily Load (TMDL) Plan

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

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

*Southwest Regional Office*

**PA0040177**, Industrial, SIC Code 4941, **Pennsylvania American Water**, 1 Water Street, Camden, NJ 08102. Facility Name: Brownsville WTP. This existing facility is located in Brownsville Borough, **Fayette County**.

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

The receiving stream, Monongahela River (WWF), is located in State Water Plan watershed 19-C and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .090 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		
	<i>Average</i>	<i>Daily</i>	<i>Instant.</i>	<i>Average</i>	<i>Daily</i>	<i>Instant.</i>
	<i>Monthly</i>	<i>Maximum</i>	<i>Minimum</i>	<i>Monthly</i>	<i>Maximum</i>	<i>Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	1.0	XXX
Total Suspended Solids	XXX	XXX	XXX	30.0	60.0	XXX
Aluminum, Total	XXX	XXX	XXX	4.0	8.0	XXX
Iron, Total	XXX	XXX	XXX	2.0	4.0	XXX
Manganese, Total	XXX	XXX	XXX	1.0	2.0	XXX

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

The EPA Waiver is in effect.

*Southwest Regional Office*

**PA0218863**, Industrial, SIC Code 4911, **Fayette Power Co. LLC**, 100 Energy Drive, Masontown, PA 15461-2588. Facility Name: Fayette Energy Facility. This existing facility is located in German Township, **Fayette County**.

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

The receiving stream(s), Unnamed Tributary to Monongahela River (WWF) and Monongahela River (WWF), is located in State Water Plan watershed 19-C and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on an average flow of 0.67 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Instant. 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	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.0
Temperature (°F)	XXX	XXX	XXX	XXX	XXX	110
Total Dissolved Solids	XXX	XXX	XXX	Report	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	Report	XXX
Oil and Grease	XXX	XXX	XXX	Report	Report	XXX
PFOA (ng/L)	XXX	XXX	XXX	XXX	Report	XXX
PFOS (ng/L)	XXX	XXX	XXX	XXX	Report	XXX
PFBS (ng/L)	XXX	XXX	XXX	XXX	Report	XXX
HFPO-DA (ng/L)	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for IMP 101:

Parameters	Mass Units (lbs/day)		Instant. 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	XXX	XXX	9.0
Free Available Chlorine	XXX	XXX	XXX	0.2	XXX	0.5
Total Suspended Solids	XXX	XXX	XXX	30.0	100.0	XXX
Oil and Grease	XXX	XXX	XXX	15.0	20.0	XXX
Zinc, Total	XXX	XXX	XXX	1.0	1.0	XXX

Avg Qrtly

The proposed effluent limits for IMP 201:

Parameters	Mass Units (lbs/day)		Instant. 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	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	30.0	100.0	XXX
Oil and Grease	XXX	XXX	XXX	15.0	20.0	XXX

The proposed effluent limits for Outfall 002:

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
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX

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

Other Requirements

In conformance with 40 CFR 122.44(a)(2) a monitoring waiver may be granted for pollutants that are not present in the discharge. Historical data has shown consistent non-detects for total chromium. As such, monitoring for total chromium has been removed in accordance with 40 CFR 122.44(a)(2). However, this regulation does not waive the permit limitations for all applicable guideline-listed pollutants. Therefore, a monitoring waiver is granted for total chromium, however, the limitations shall remain in effect as listed as follows. The permittee must still sample total chromium as part of the required testing for the next permit renewal application.

Pollutant	Concentration Limits (mg/L)	
	Average Monthly	Daily Maximum
Chromium, Total	0.2	0.2

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

The EPA Waiver is not in effect.

Southwest Regional Office

PA0023141, Sewage, SIC Code 4952, **Hastings Area Sewer Authority**, 207-1 5th Avenue, Hastings, PA 16646-0559. Facility Name: Hastings Municipal Authority. This existing facility is located in Hastings Borough, **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), Brubaker Run (CWF), is located in State Water Plan watershed 8-B and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .6 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Average Monthly</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Weekly Average</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	Inst Min 6.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> ) Nov 1 - Apr 30	115.1	172.6	23.0	34.5	XXX	46
May 1 - Oct 31	85.1	127.6	17.0	25.5	XXX	34
Biochemical Oxygen Demand (BOD <sub>5</sub> ) Raw Sewage Influent	Report	Report	Report	XXX	XXX	XXX
Total Suspended Solids	150.12	225.18	30.0	45.0	XXX	60
Total Suspended Solids Raw Sewage Influent	Report	Report	Report	XXX	XXX	XXX
Fecal Coliform (No./100 ml) 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
Ultraviolet light intensity (mW/cm <sup>2</sup> )	XXX	XXX	Report Inst Min	XXX	XXX	XXX
Ammonia-Nitrogen Nov 1 - Apr 30	20.01	XXX	4.0	XXX	XXX	8
May 1 - Oct 31	10.0	XXX	2.0	XXX	XXX	4
Total Phosphorus	Report	XXX	Report	XXX	XXX	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of .6 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Average Monthly</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Weekly Average</i>	<i>Maximum</i>	
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Copper, Total	Report	Report	XXX	Report	Report	XXX
Zinc, Total	Avg Qrtly Report	Daily Max Report	XXX	Avg Qrtly Report	Daily Max XXX	XXX
	Avg Qrtly	Daily Max		Avg Qrtly		

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>	
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
Net Total Nitrogen	Report	10959	XXX	XXX	XXX	XXX
Net Total Phosphorus	Report	1461	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.

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

The EPA Waiver is not in effect.

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

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*Northeast Regional Office*Applicant: **Innovative Office Products LLC**

Applicant Address: 100 Kuebler Road, Easton, PA 18040

Application Number: **PAD480102**

Application Type: Renewal

Municipality/County: Forks Township, **Northampton County**

Project Site Name: Innovative Office Products Expansion

Total Earth Disturbance Area (acres): 9.91 acres

Surface Waters Receiving Stormwater Discharges: Bushkill Creek (HQ-CWF, MF)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: Construction of an approx. 39,300 sq. ft. building expansion with accommodations for a future 30,900 sq. ft. expansion. Site improvements include relocation of internal driveway, expansion of parking area and truck loading area, storm sewer systems, and an infiltration basin

Special Conditions: NA—No site-specific special conditions proposed.

You may review the permit application file by contacting DEP's File Review Coordinator at 570-826-5472.

*Northeast Regional Office*Applicant: **Robert Mathewson Jr.**

Applicant Address: P.O. Box 781, Blakeslee, PA 18610

Application Number: **PAD450209**

Application Type: New

Municipality/County: Barrett Township, **Monroe County**

Project Site Name: Mathewson Home Site

Total Earth Disturbance Area (acres): 3.34 acres

Surface Waters Receiving Stormwater Discharges: Leavitt Branch (HQ-CWF, MF); Goose Pond Run (HQ-CWF, MF)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: Construction of a single-family home and driveway, including utility installation and three (3) stormwater management basins

Special Conditions: NA—No site-specific special conditions proposed.

You may review the permit application file by contacting DEP's File Review Coordinator at 570-826-5472.

*Southcentral Regional Office*Applicant: **Heritage Estates LLC**

Applicant Address: 19 Independence Drive, Shippensburg, PA 17257

Application Number: **PAD280023**

Application Type: New

Municipality/County: Antrim Township, **Franklin County**

Project Site Name: Heritage Estates

Total Earth Disturbance Area (acres): 41.27 acres

Surface Waters Receiving Stormwater Discharges: Muddy Run (HQ-CWF, MF)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: Construction of a residential development consisting of 48 single family homes and 65 townhouse units with stormwater management facilities.

Special Conditions: Wetland Monitoring

You may review the permit application file by contacting DEP's File Review Coordinator at 717-705-4802.

*Southcentral Regional Office*

Applicant: **CCD Rock Creek, LLC**

Applicant Address: 1751 A West Diehl Road, Naperville, IL 60563

Application Number: **PAD010001 A-2**

Application Type: Major Amendment

Municipality/County: Straban Township, **Adams County**

Project Site Name: Amblebrook

Total Earth Disturbance Area (acres): 79.2 acres

Surface Waters Receiving Stormwater Discharges: UNT to Rock Creek (WWF, MF) and EV Wetlands

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: Construction of 261 dwelling units as a continuation of the existing portions of the project

Special Conditions: Wetland Monitoring

You may review the permit application file by contacting DEP's File Review Coordinator at 717-705-4802.

*Northeast Regional Office*

Applicant: **Sheetz, Inc.**

Applicant Address: 351 Sheetz Way, Claysburg, PA 16625-8346

Application Number: **PAD480220**

Application Type: New

Municipality/County: Hellertown Borough, **Northampton County**

Project Site Name: Proposed Sheetz—Hellertown

Total Earth Disturbance Area (acres): 2.68 acres

Surface Waters Receiving Stormwater Discharges: Saucon Creek (HQ-CWF, MF)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: The applicant is proposing to redevelop the property with a 1-story, 6,132 SF gas station with convenience store. The site will also contain related site amenities and improvements inclusive of parking, landscaping, ADA facilities, lighting, utilities, stormwater management facilities, retaining walls, gas canopy with pumping stations, and an access drive to Kichline Ave.

Special Conditions: NA—No site-specific special conditions proposed.

You may review the permit application file by contacting DEP's File Review Coordinator at 570-826-5472.

*Northcentral Regional Office*

Applicant: **Jonas L. & Lydia P. Beiler**

Applicant Address: 112 Milky Way, Spring Mills, PA 16875

Application Number: **PAD140116**

Application Type: New

Municipality/County: Gregg Township, **Centre County**

Project Site Name: Beiler Wood Drying Kiln & Storage

Total Earth Disturbance Area (acres): 4.68 acres



Surface Waters Receiving Stormwater Discharges: Penns Creek (HQ-CWF, MF), UNT to Penns Creek (CWF, MF)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: The applicant proposes construction of a sawmill, wood drying kiln, storage building, access driveway, pad, and associated stormwater management.

Special Conditions: N/A

You may review the permit application file by contacting DEP's File Review Coordinator at 570-327-3693.

*Northeast Regional Office*

Applicant: **Sunrise Leighton Group, LLC**

Applicant Address: 3008 Willow Court, Bethlehem, PA 18020-7690

Application Number: **PAD130047**

Application Type: New

Municipality/County: Towamensing Township, **Carbon County**

Project Site Name: Lakeside Self Storage—10 Homestead Lane

Total Earth Disturbance Area (acres): 1.98 acres

Surface Waters Receiving Stormwater Discharges: 1. Hunter Creek (HQ-CWF, MF)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: A self-storage facility, parking, widening of an existing road, and stormwater management facilities.

Special Conditions: NA—No site-specific special conditions proposed.

You may review the permit application file by contacting DEP's File Review Coordinator at 570-826-5472.

*Southcentral Regional Office*

Applicant: **Stoner Inc.**

Applicant Address: 1070 Robert Fulton Highway, Quarryville, PA 17566

Application Number: **PAD360125**

Application Type: New

Municipality/County: East Drumore Township, **Lancaster County**

Project Site Name: Stoner Inc.

Total Earth Disturbance Area (acres): 1.95 acres

Surface Waters Receiving Stormwater Discharges: UNT to Stewart Run (HQ-CWF, MF)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: Construct new building addition, parking expansion and SWM facilities.

Special Conditions: N/A

You may review the permit application file by contacting DEP's File Review Coordinator at 717-705-4802.

*Southeast Regional Office*

Applicant: **Energy Transfer Marketing & Terminals, L.P.**

Applicant Address: 100 Green Street, Marcus Hook, PA 19061

Application Number: **PAD230081**

Application Type: New

Municipality/County: Marcus Hook Borough, **Delaware County**

Project Site Name: Mariner East Ethane Expansion and Chilling

Total Earth Disturbance Area (acres): 28.5 acres

Surface Waters Receiving Stormwater Discharges: Delaware River via storm sewer to DELCORA (WWF, MF)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: Energy Transfer is proposing to redevelop a portion of the Marcus Hook Terminal and install a system designed to process an incoming ethane stream into a saleable ethane product. The project includes the installation of two new 600,000 barrel (bbl) ethane storage tanks, a new cold flare, a new dehydration and refrigeration system, a demethanizer rectifier, a wet surface air cooling system, an operator shelter, and two new high voltage power lines. Also included are additional demolition of existing equipment and structures, and the installation of two cooling tower basins, gas distribution and dehydration equipment, power distribution buildings and transformers, and associated equipment piping, pipe racks, and steel structures.

Special Conditions: N/A

You may review the permit application file by contacting DEP's File Review Coordinator at 484-250-5910.

*Southeast Regional Office*

Applicant: **GS Great Valley Property Owner MF, LLC and GS Great Valley Property Owner AA, LLC**

Applicant Address: 161 Washington Street, Conshohocken, PA 19428-2802

Application Number: **PAD150348**

Application Type: New

Municipality/County: East Whiteland Township, **Chester County**

Project Site Name: GVCC Residential Development

Total Earth Disturbance Area (acres): 13.14 acres

Surface Waters Receiving Stormwater Discharges: Tributary to Valley Creek (EV, MF)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: This site is located in East Whiteland Township. This project includes the construction of two apartment buildings, parking lots, driveways, and amenity spaces. One rain garden and two subsurface beds will be utilized to comply with the Township's stormwater peak rate control and volume control requirements. Due to the underlying karst soils on the site, infiltration will not be utilized as a part of the design. Managed release concept systems will be utilized as an alternative to meet the Township and State infiltration and volume requirements.

Special Conditions: N/A

You may review the permit application file by contacting DEP's File Review Coordinator at 484-250-5910.

*Northeast Regional Office*

Applicant: **Landston Equities, LLC, c/o David Jandl**

Applicant Address: 3150 Coffeetown Road, Orefield, PA 18069

Application Number: **PAD390314**

Application Type: New

Municipality/County: Lower Macungie Township, **Lehigh County**

Project Site Name: Lehigh Valley Town Center

Total Earth Disturbance Area (acres): 46.0 acres

Surface Waters Receiving Stormwater Discharges: UNT to Little Lehigh Creek (HQ-CWF, MF)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: Landston Equities is proposing a mixed-use development which will include a variety of commercial uses. It will also include the construction of roadways, parking, water line, sanitary sewer, and associated detention and spray irrigation facilities.

Special Conditions: NA—No site-specific special conditions proposed.

You may review the permit application file by contacting DEP's File Review Coordinator at 570-826-5472.

*Southwest Regional Office*

Applicant: **4137 Bakerstown Road, LLC**

Applicant Address: 2 Manhattanville Road, Suite 403, Purchase, NY 10577

Application Number: **PAD020020**

Application Type: Renewal

Municipality/County: Richland Borough, **Allegheny County**

Project Site Name: Pittsburgh Cut Flower

Total Earth Disturbance Area (acres): 104.27 acres

Surface Waters Receiving Stormwater Discharges: Montour Run (TSF), UNTs to Breakneck Run (WWF)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: The new development consists of two distinct development types. One section will involve the construction of 55+ community with 163 units. These 163 units will consist of 121 single family units and 21 duplex units. The other section of the development will be 11 single family Estate Lots. This modification proposes construction on the property north of Bakerstown Road of 6 multi-family residential apartment buildings totaling 170 units.

Special Conditions: 1. 4137 Bakerstown Road, LLC shall be responsible for any impairment to water uses that occur as the result of these activities. If any adverse effect results from these activities, the Department reserves the right to require that these activities be discontinued, and all necessary steps are taken to remedy the situation at the expense of the Permittee. If the Permittee discovers that any contaminated discharges occur as a result of these activities the Permittee shall cease the discharges immediately and immediately notify the Department of these discharges. 2. Earth Disturbance associated with the new limit of disturbance (13.97 acres) may not commence until any required Water Quality Management (Part II) permit for the construction and operation of the proposed sewage facilities is obtained by the Department's Clean Water Program. 3. Earth Disturbance containing pollutants shall adhere to the Department's Environmental Cleanup Program's Remedial Investigation Report/Risk Assessment/Cleanup Plan approved January 28, 2019. 4. The PCSM Volume, Rate and Water Quality calculations are based off a complete site buildout as shown on the plan sheets, as well as an assumed impervious acreage for the lots. If during construction, these assumptions are determined to be incorrect or additional impervious acreage is needed, the Department shall be contacted and informed, and a NPDES permit amendment may be necessary. 5. This permit does not authorize any obstructions or encroachments to waters, floodways, or floodplains. All water obstruction and encroachment impacts on any portion of the site subject to this permit are governed by and limited to the terms and conditions of Water Obstruction and Encroachment Permit GP040200219-006, GP050218276, GP070218221 and WV0205223-010 and the requirements of the Dam Safety and Encroachments Act and the regulations at 25 Pa. Code Chapter 105 or any subsequent approvals. Please contact the Army Corps of Engineers (Pittsburgh District) for information regarding Chapter 105 Federal authorization. 6. Earth disturbance shall adhere to the Subsurface Investigation Report dated May 29, 2024.

You may review the permit application file by contacting DEP's File Review Coordinator at 412-442-4286.

*Southcentral Regional Office*

Applicant: **Cornwall Properties, LLC**

Applicant Address: 118 Springwood Drive, Lebanon, PA 17042

Application Number: **PAD380042**

Application Type: New

Municipality/County: Cornwall Borough, **Lebanon County**

Project Site Name: Cornwall Properties

Total Earth Disturbance Area (acres): 85.51 acres

Surface Waters Receiving Stormwater Discharges: Snitz Creek (TSF, MF) and UNT to Snitz Creek (TSF, MF)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: Construction of 130 single-family homes, with associated utilities and PCSM BMPs.

Special Conditions: Wetland Monitoring Criteria

You may review the permit application file by contacting DEP's File Review Coordinator at 717-705-4802.

*Northeast Regional Office*

Applicant: **Maplewood Residential, L.P, c/o Joe Gambone**

Applicant Address: 1030 W. Germantown Pike, E. Norriton, PA 19403

Application Number: **PAD390143**

Application Type: New

Municipality/County: Lower Milford Township, **Lehigh County**

Project Site Name: The Ridings at Saucon Creek—Lot 17

Total Earth Disturbance Area (acres): 1.31 acres

Surface Waters Receiving Stormwater Discharges: Saucon Creek and EV Wetlands (HQ-CWF, MF) (EV Wetlands)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: Construction of a single-family residential dwelling on Lot 17.

Special Conditions: NA—No site-specific special conditions proposed.

You may review the permit application file by contacting DEP's File Review Coordinator at 570-826-5472.

*Northeast Regional Office*

Applicant: **Upper Saucon Township, c/o Thomas Beil**

Applicant Address: 5500 Camp Meeting Road, Center Valley, PA 18034-8401

Application Number: **PAD390292**

Application Type: New

Municipality/County: Upper Saucon Township, **Lehigh County**

Project Site Name: North Branch Interceptor

Total Earth Disturbance Area (acres): 9.63 acres

Surface Waters Receiving Stormwater Discharges: Saucon Creek (HQ-CWF, MF); UNT to Saucon Creek (CWF, MF) and EV Wetlands

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: Proposed construction of a lift (pump) station and approximately one and six-tenths (1.6) miles of eight inch (8") diameter gravity sanitary sewer line and approximately nine-tenths (0.9) of a mile of six inch (6") diameter force main. The project is a linear utility construction (restoration) project and the limits of disturbance are approximately 12.75 acres. The work is proposed primarily adjacent to or within road right-of-way or along adjoining residential and rural properties. A lift station is proposed on an adjoining site currently used for landscaping services.

Special Conditions: NA—No site-specific special conditions proposed.

You may review the permit application file by contacting DEP's File Review Coordinator at 570-826-5472.

*Southcentral Regional Office*

Applicant: **PDC Northeast LPIV, LLC**

Applicant Address: 2442 Dupont Drive, Irvine, CA 92612

Application Number: **PAD060113**

Application Type: New

Municipality/County: New Morgan Borough, **Berks County**

Project Site Name: Proposed Southern Berks Industrial Park

Total Earth Disturbance Area (acres): 105 acres

Surface Waters Receiving Stormwater Discharges: Grace Mine Tailings Reservoir (CWF, MF) via EV wetlands and the Conestoga River (WWF, MF) via wetlands, UNTs to Conestoga River (CWF, MF) via EV and other wetlands, UNTs to Hay Creek (CWF, MF) via EV wetlands, EV wetlands, and other wetlands.

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: First phase of a multi-phase, large scale industrial park project. The first phase of the project consists of constructing an 890,000 square foot warehouse (Flying Eagle) as well as associated internal roads, parking and loading areas, utilities and stormwater management facilities.

Special Conditions: Wetland Monitoring

You may review the permit application file by contacting DEP's File Review Coordinator at 717-705-4802.

**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).**

*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.*

**Application No. 6724508**, Construction, Public Water Supply.

Applicant **Shrewsbury Borough**  
 Address 35 West Railroad Avenue  
 Shrewsbury, PA 17361  
 Municipality Shrewsbury Borough

County	<b>York County</b>
Responsible Official	Brian L. Sweitzer 35 West Railroad Avenue Shrewsbury, PA 17361
Consulting Engineer	James R. Holley & Associates, Inc. 18 South George Street Suite 300 York, PA 17401
Application Received	August 13, 2024
Description	Construction permit application for the replacement of a submersible pump in the existing clearwell for Entry Point 101.
<b>Application No. 5024508</b> , Construction, Public Water Supply.	
Applicant	<b>Little Buffalo State Park Campground</b>
Address	1579 State Park Road Newport, PA 17074-8384
Municipality	Juniata Township
County	<b>Perry County</b>
Responsible Official	John Hallas 400 Market Street 8th Flr RCSOB Harrisburg, PA 17101
Consulting Engineer	RHS Engineering, Inc. 2909 Conococheague Lane Greencastle, PA 17225
Application Received	July 31, 2024
Description	Construction permit application for a new well, treatment for manganese and arsenic, disinfection, and storage.

**WATER ALLOCATIONS**

**Application(s) Received Under the Act of June 24, 1939 (P.L. 842, No. 365) (35 P.S. §§ 631—641) Relating to the Acquisition of Rights to Divert Waters of the Commonwealth.**

*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.

**WA67-62C**, Water Allocations. **The York Water Company**, 130 East Market Street, York, PA 17401, York and Springfield Townships, **York County**. The applicant is requesting the right to expand its service area into additional portions of Hamilton Township, Adams County (i.e., Pine Run development and surrounding area; Brough Road). Application received: May 1, 2023.

## 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 following identified site(s), 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 following specified date. During this comment period the municipality may request that the following identified individual, as the remediator of the site, develop and implement a public involvement plan. Requests to be involved, and commitments, 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.

*Northeast Region: Environmental Cleanup & Brownfields Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.*

Contact: Eric Supey, Environmental Program Manager.

**Milochik Well Site**, Primary Facility ID # **874513**, 477 Hollett Road, Montrose, PA 18801, Auburn Township, **Susquehanna County**. Creston Environmental, P.O. Box 1373, Camp Hill, PA 17001 on behalf of Chesapeake Appalachia, LLC, 14 Chesapeake Lane, Sayre, PA 18840, submitted a Notice of Intent to Remediate. Soil was contaminated by a release of production fluid (brine). The Notice of Intent to Remediate was published in *Susquehanna County Independent* on August 7, 2024. Application received: August 7, 2024.

*Southcentral Region: Environmental Cleanup & Brownfields Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.*

Contact: Environmental Cleanup & Brownfields Program Manager, 717-705-4705.

**ServPro**, Primary Facility ID # **877507**, 218 Hershey Road, Elizabethtown, PA 17022, Mount Joy Township, **Lancaster County**. Reliance Environmental, Inc., 235 North Duke Street, Lancaster, PA 17602 on behalf of ServPro, 218 Hershey Road, Elizabethtown, PA 17022, submitted a Notice of Intent to Remediate. Notice of Intent to Remediate soil contaminated with used motor oil. The site will be remediated to the Statewide Health Standard. Future use of the site is nonresidential. The Notice of Intent to Remediate was published in *LNP* on July 29, 2024. Application received: August 2, 2024.

**College Avenue Townhomes**, Primary Facility ID # **877575**, College and N West End Avenues, Lancaster, PA 17603, City of Lancaster, **Lancaster County**. ECS Mid-Atlantic, LLC, 4909 Louise Drive, Suite 207, Mechanicsburg, PA 17055 on behalf of JB Squared Developers LLC, P.O. Box 137, Chester Heights, PA 19017, submitted a Notice of Intent to Remediate. Notice of Intent to Remediate soil contaminated with Arsenic. The site will be remediated to the Site-Specific Standard. Future use of the site is intended to be residential. The Notice of Intent to Remediate was published in *LNP* on July 31, 2024. Application received: August 6, 2024.

**Bortz Chainsaw Shop**, Primary Facility ID # **877631**, 45 Bortz Road, Oley, PA 19547, Oley Township, **Berks County**. Element Environmental Solutions, Inc., 61 Willow Street, P.O. Box 921, Adamstown, PA 19501 on behalf of Bortz Chainsaw Shop, 45 Bortz Road, Oley, PA 19547, submitted a Notice of Intent to Remediate. Notice of Intent to Remediate soil contaminated with chainsaw bar oil. The site will be remediated to the Statewide health standard. Future use of the site will remain both residential and nonresidential. The Notice of Intent to Remediate was published in *Reading Eagle* on August 3, 2024. Application received: August 9, 2024.

**Bortz Chainsaw Shop**, Primary Facility ID # **877631**, 45 Bortz Road, Oley, PA 19547, Oley Township, **Berks County**. Element Environmental Solutions, Inc., 61 Willow Street, P.O. Box 921, Adamstown, PA 19501 on behalf

of Cityline Construction, 822 West Hamilton Street, Suite 301, Allentown, PA 18101, submitted a Notice of Intent to Remediate. Notice of Intent to Remediate soil contaminated with chainsaw bar oil. The site will be remediated to the Statewide health standard. Future use of the site will remain both residential and nonresidential. The Notice of Intent to Remediate was published in *Reading Eagle* on August 3, 2024. Application received: August 9, 2024.

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

*Contact: Thomas Buchan P.G., EGM, 412-442-5240.*

**1462 Conventional Well**, Primary Facility ID # **877205**, Fonner Run Road, Sycamore, PA 15364, Morris Township, **Greene County**. Moody and Associates, 1720 Washington Road, Suite 100, Washington, PA 15301 on behalf of Brian Benson, Consol Energy, Inc., 275 Technology Drive, Suite 101, Canonsburg, PA 15317, submitted a Notice of Intent to Remediate. Attainment for Statewide health standards for benzene, sec-butylbenzene, tert-butylbenzene, cyclohexane, ethylbenzene, isopropylbenzene (cumene), naphthalene, toluene, trimethylbenzene, 1,2,4-, trimethylbenzene, 1,3,5-, total xylenes, acenaphthene, anthracene, benzo(a)anthracene, benzo(a)pyrene, benzo(g,h,i)perylene, biphenyl, chrysene, fluoranthene, fluorene, indeno(1,2,3-cd)pyrene, 2-methylnaphthalene, phenanthrene, total phenolics, and pyrene. The Notice of Intent to Remediate was published in *Observer Reporter* on July 14, 2024. Application received: July 25, 2024.

**EQT Hoosker Doo Well Pad**, Primary Facility ID # **871530**, 510 Byan Ridge Road, New Freeport, PA 15352, Aleppo Township, **Greene County**. Moody and Associates, 1720 Washington Road, Suite 100, Washington, PA 15301 on behalf of Dave Crayne, EQT Corp, 625 Liberty Avenue, 17th Floor, Pittsburgh, PA 15212, submitted a Notice of Intent to Remediate. Site is seeking a Statewide health standard for inorganics in soils. The Notice of Intent to Remediate was published in *Observer Reporter* on July 14, 2024. Application received: July 25, 2024.

**Consol 5354 Conventional Well**, Primary Facility ID # **877210**, 126 Blacks Creek Road, Wind Ridge, PA 15380, Aleppo Township, **Greene County**. Moody and Associates, 1720 Washington Road, Suite 100, Washington, PA 15301 on behalf of Brian Benson, Leatherwood, LLC, 275 Technology Drive, Suite 101, Canonsburg, PA 15317, submitted a Notice of Intent to Remediate. Attainment for Statewide health standards for benzene, sec-butylbenzene, tert-butylbenzene, cyclohexane, ethylbenzene, isopropylbenzene (cumene), naphthalene, toluene, trimethylbenzene, 1,2,4-, trimethylbenzene, 1,3,5-, total xylenes, acenaphthene, anthracene, benzo(a)anthracene, benzo(a)pyrene, benzo(g,h,i)perylene, biphenyl, chrysene, fluoranthene, fluorene, indeno(1,2,3-cd)pyrene, 2-methylnaphthalene, phenanthrene, total phenolics, and pyrene. The Notice of Intent to Remediate was published in *Observer Reporter* on July 14, 2024. Application received: July 25, 2024.

#### **HAZARDOUS WASTE TREATMENT, STORAGE & DISPOSAL FACILITIES**

**Application(s) Received Under the Solid Waste Management Act of July 7, 1980 (P.L. 380, No. 97) (35 P.S. §§ 6018.101—6018.1003) and Regulations to Operate a Hazardous Waste Treatment, Storage or Disposal Facility.**

*Northeast Region: Waste Management Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.*

*Contact: Roger Bellas, Environmental Program Manager, 570-826-2201.*

**PAD981737109. Safety-Kleen Systems, Inc.**, 600 Stewart Road, Wilkes-Barre, PA 18706, Hanover Township, **Luzerne County**. A permit renewal application for the continued operation of a hazardous waste storage facility. Application received: August 7, 2024. Deemed administratively complete: August 9, 2024.

Comments or questions concerning the application should be directed to Roger Bellas, Environmental Program Manager, 570-826-2511 or RA-EPWM-NERO@pa.gov, Northeast Region, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511. TDD users may contact the Department through the Pennsylvania Hamilton Relay Service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

#### **DETERMINATION OF APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMITS**

**Application(s) Received 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.*

**WMGR123SW073, EQT Production Company**, 400 Woodcliff Drive, Canonsburg, PA 15317, Union Township, **Washington County**. A Determination of Applicability for coverage under Residual Waste General Permit No. WMGR123 was received. EQT Production Company is proposing to install an aboveground storage tank at the Caton Well Pad, located at 165 Pleasantview Road, Finleyville, PA 15332, that will be used as a water reuse storage/transfer facility to be used to support unconventional well completions at adjacent well pads. The tank will be a circular-based (114.58 ft. x 24.5 ft. operating height) carbon steel open-air storage tank, nominal 22,000 bbl (924,000 gallons) capacity, within a double-wall 110% secondary containment system. The storage facility will also include a drive-on truck containment system and transfer pumps. Application received: July 29, 2024. Deemed administratively complete: August 13, 2024.

Comments or questions concerning the application should be directed to RA-EP-EXTUPLSWRO@pa.gov, Southwest Region, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania Hamilton Relay Service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

**OPERATE WASTE PROCESSING OR DISPOSAL  
AREA OR SITE**

**Application(s) Received 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.**

*Northeast Region: Waste Management Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.*

*Contact: Roger Bellas, Environmental Program Manager, 570-826-2201.*

**101600. Waste Reduction, Recycling & Transfer, Inc.,** 106 Exeter Avenue, West Pittston, PA 18643, Hanover Township, **Luzerne County**. An application for permit renewal for the continued operation of a municipal waste transfer station at 2100 Sans Souci Parkway, Wilkes-Barre, PA 18706. Application received: August 8, 2024. Deemed administratively complete: August 12, 2024.

Comments or questions concerning the application should be directed to Roger Bellas, Environmental Program Manager, 570-826-2511 or RA-EPWM-NERO@pa.gov, Northeast Region, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511. TDD users may contact the Department through the Pennsylvania Hamilton Relay Service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

*Southeast Region: Waste Management Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.*

*Contact: Mohamad Mazid, Chief, Technical Services, RA-EPWM-SERO-PERMITS@pa.gov.*

**100817. Abington Township,** 1176 Old York Road, Abington, PA 19001, Upper Dublin Township, **Montgomery County**. This application is for a ten (10) year permit renewal to continue operation at the Abington Transfer Station, an existing municipal waste transfer facility located at 995 Fitzwatertown Road in Upper Dublin Township, Montgomery County. Application received: August 2, 2024. Deemed administratively complete: August 12, 2024.

Comments or questions concerning the application should be directed to Waste Management Program Manager, phone 484.250.5960, or by e-mail at RA-EPWM-SERO-PERMITS@pa.gov, Southeast Region, 2 East Main Street, Norristown, PA 19401, 484-250-5900. TDD users may contact the Department through the Pennsylvania Hamilton Relay Service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

*Southwest Region: Waste Management Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.*

*Contact: Waste Management Program Manager.*

**300370. Lawrenceville Acquisition Company, LLC,** 2717 North Highway 89, Suite 200, Pleasant View, UT 84404, Monongahela Township, **Greene County**. An application for a major permit modification to the closure plan. Application received: December 30, 2023. Deemed administratively complete: August 12, 2024.

Comments or questions concerning the application should be directed to RA-EP-EXTUPLSWRO@pa.gov, 412-442-4000, Southwest Region, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. TDD users may contact the Department through the Pennsylvania Hamilton Relay Service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

## AIR QUALITY

### PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

The Department 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

#### **Application(s) Received for Plan Approval(s) Under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B That May Have Special Public Interest. These Plan Approval Applications are in Review and No Decision on Disposition Has Been Reached.**

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

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

**24-00083AD: Mersen USA GS Corp—St Marys**, 1032 Trout Run Road, St. Marys, PA 15857, St Marys Borough, **Elk County**. Application received: July 1, 2024.

Mersen USA St Marys is submitting a Plan Approval Application for the installation of 6 new heated paddle mixers and a new weight station to replace existing weight stations.

**24-00170A: Allegheny Coatings**, 224 River Rd, Ridgway, PA 15853, Ridgway Township, **Elk County**. Application received: May 3, 2024.

Application Received 24-00170A: Allegheny Coatings, 224 River Rd, Ridgway, PA 15853, for the installation and initial operation of plating and surface coating equipment at their facility in Ridgway Township, Elk County.

#### **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.**

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

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

**01-03041B: Littlestown Foundry Inc.**, 150 Charles Street, Littlestown, PA 17340, Littlestown Borough, **Adams County**. Application received: February 9, 2024. For the operation of an aluminum foundry. The facility PTE is 5.19 tpy CO, 6.23 tpy NO<sub>x</sub>, 27.42 tpy PM<sub>10</sub>, 2.68 tpy VOC, and < 1 tpy each of SO<sub>x</sub> and HAP. DEP's review of the information submitted by the applicant indicates that the air contamination sources as constructed will comply with all regulatory requirements pertaining to air contamination sources and the emission of air contaminants including the best available technology requirement (BAT) of 25 Pa. Code §§ 127.1 and 127.12; 40 CFR Part 63 Subpart ZZZZZZ (National Emission Standards for Hazardous Air Pollutants: Area Source Standards for Aluminum, Copper, and Other Nonferrous Foundries); and 40 CFR Part 60 Subpart JJJJ (Standards of Performance for Stationary Spark Ignition

Internal Combustion Engines). Based on these findings, the Department proposes to issue a plan approval for the facility. If, after the project has been implemented, the Department determines that the sources are operated in compliance with the plan approval conditions and the specification of the application for plan approval, the requirements established in the plan approval will be incorporated into an operating permit pursuant to the administrative amendment provisions of 25 Pa. Code § 127.450.

*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.*

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

**46-0116B: Pecora Corporation**, 165 Wambold Rd, Harleysville, PA 19438, Lower Salford Township, **Montgomery County**. Application received: March 18, 2024. This action is for a plan approval for the relocation of a mixer, the replacement of a mixer, the replacement of a dust collector, and the connection of existing mixers to the new replacement dust collector. The product made on the mixers will remain the same. The dust collector is an area source of PM and VOC emissions with potential emissions are 1.68 tons/year of PM and 0.02 ton/year of VOC. The facility is subject to regulations under the Pennsylvania Air Pollution Control Act. The plan approval contains monitoring, recordkeeping, reporting, and work practice standards designed to keep the facility operating within all applicable air quality requirements. Anyone wishing to request information regarding this action can do so by contacting the Southeast Regional Office through the contact person listed in the previously listed header. Comments on the draft permit can be submitted through the Air Quality resource account at RA-EPSEROAQPUBCOM@pa.gov.

### 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.**

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

*Contact: Norm Frederick, 570-826-2409.*

**40-00007, Amcor Flexibles North Amer Inc.**, 20 Jaycee Drive, West Hazleton, PA 18202-1142, Hazle Township, **Luzerne County**. Application received: February 21, 2024. The Department intends to issue a renewal Title V Operating Permit for the manufacture of laminated and coating packaging in Hazle Township, Luzerne County. The facility is considered a major stationary source subject to Title V Operating Permit requirements of the Clean Air Act Amendments as adopted by the Commonwealth under 25 Pa. Code Chapter 127, Subchapter G. The main sources at this facility are eight (8) Flexographic Printing Presses and three (3) Emergency Generators. The VOC emissions from the Presses are controlled by RTO's (Regenerative Thermal Oxidizers). The proposed Title V 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.

*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.*

**09-00187, Simsmetal East LLC/Morrisville**, 300 Steel Rd S, Morrisville, PA 19067, Falls Township, **Bucks County**. Application received: June 5, 2023. On 07/19/2024 DEP received an addendum to the initial TVOP application (received 06/05/24) to include updated information such as limiting Volatile Organic Compound (VOC) emissions from the Hammermill Metal Shredder and Undermill Oscillator (Source ID 101) to less than 25 tons per year (tpy) and limiting the material throughput to 229,000 net tons per year. The renewal contains all applicable requirements including monitoring, record-keeping and reporting. Anyone wishing to request information regarding this action can do so by contacting the Southeast Regional Office through the contact person previously listed in the header. Comments on the draft permit can be submitted through the Air Quality resource account at RA-EPSEROAQPUBCOM@pa.gov.

*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.*

**65-00983, Eastern Gas Transmission and Storage, Inc.**, 6814 Rock Springs Road, Delmont, PA 15626, Salem Township, **Westmoreland County**. Application received: April 19, 2023.

65-00983 Eastern Gas Transmission and Storage, Inc. (5000 Dominion Blvd, Glen Allen, VA 23060):

In accordance with 25 Pa. Code §§ 127.441, 127.425 and 127.521, the Department is providing notice of intent to issue a renewed Title V operating permit for the continued operation of the Rock Springs natural gas compressor station located in Salem Township, Westmoreland County at coordinates 40.40503, -79.55458. The proposed Title V operating permit also incorporates a minor permit modification to incorporate the applicable requirements of RACT III into the operating permit.

The Rock Springs compressor station is a pipeline and storage natural gas compressor station. Air contamination sources and air cleaning devices at this facility include the following: one (1) 2.0 MMBtu/hr Ajax WRFG-2100 heating boiler equipped with low-NO<sub>x</sub> burners; two (2) 2,370-HP Caterpillar G3608 compressor engines controlled by oxidation catalysts; one (1) 622-HP Caterpillar G3412 TA HCR emergency generator engine controlled by an NSCR catalyst; two (2) natural gas compressors; pneumatic devices, comprising of five (5) natural gas-actuated intermittent-bleed devices; venting and blow-downs; fugitive emission sources (such as valves, flanges, connectors, etc.); pigging operations (1 launcher and 1 receiver); and miscellaneous sources including one (1) 1,000-gallon hydrocarbon pipeline fluids tank (P-1); one (1) 2,000-gallon lube oil tank (A-1), one (1) 2,000-gallon waste oil/used oil tank (E-1); one (1) 2,500-gallon floor drain wastewater tank (K-1); rod packing; two (2) 0.126 MMBtu/hr Lennox Elite and A.O. Smith space heaters; one (1) 0.038 MMBtu/hr hot water tank; one (1) 0.088 MMBtu/hr heating furnace; and a metering and regulating station.

Because of the proximity to the Oakford compressor station (also located in Salem Township under permit number 65-00837) to the Rock Springs compressor station under common control, these two stations comprise a single Title V facility. However, because ownership of the two stations is organized differently, each station is

permitted separately. Permit requirements for the equipment at each station are based on the combined emissions of the facility.

The Rock Springs compressor station has potential emissions of 33.7 tons of NO<sub>x</sub>, 9.9 tons of CO, 10.1 tons of VOC, < 1 ton of PM<sub>10</sub>, < 1 ton of PM<sub>2.5</sub>, < 1 ton of SO<sub>x</sub>, 2.3 tons HCHO, 9.3 tons total HAP, and 33,273 tons of CO<sub>2e</sub>. Combined potential emissions for the Rock Springs and Oakford compressor stations are 936 tons of NO<sub>x</sub>, 392 tons of CO, 133 tons of VOC, 40 tons of PM<sub>10</sub>, 40 tons of PM<sub>2.5</sub>, 1 ton of SO<sub>x</sub>, 65 tons HCHO, 92 tons total HAP, and 240,950 tons of CO<sub>2e</sub>. The permit includes emission limitations and operational, monitoring, testing, record-keeping, workpractice, and reporting requirements for the site.

Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of the Title V operating permit may submit the information to Thomas Joseph, Environmental Engineering Manager, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. Written comments must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Operating Permit (65-00983) and concise statements regarding the relevancy of the information or objections to issuance of the Operating Permit.

A public hearing may be held, if the Department, in its discretion, decides that such a hearing is warranted based on the information received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department determines such notification by telephone is sufficient. Written comments or requests for a public hearing should be directed to Thomas Joseph, Environmental Engineering Manager, at the previously listed address or submitted to tjoseph@pa.gov.

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

The application, DEP's Review Memorandum, and the proposed permit are available for public review during normal business hours at DEP's Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. A file review can be scheduled through the DEP's website at <https://www.dep.pa.gov/Citizens/PublicRecords/Pages/Informal-File-Review.aspx> and by contacting Thomas Joseph, Environmental Engineering Manager, at 412-442-4336 or tjoseph@pa.gov.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodations to do so should contact Lauren Camarda at 412-442-4203 or the Pennsylvania Hamilton Relay Service at 1-800-654-5984 (TDD) to discuss how the Department may accommodate your needs.

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**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.**

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

Contact: *Norm Frederick, 570-826-2409.*

**13-00013, Ampal Inc.**, 2115 Little Gap Road, Palmeton, PA 18071-5109, Lower Towamensing Township, **Carbon County**. Application received: June 21, 2024. The Department intends to issue a renewal State-Only (Syn-

thetic Minor) Permit for the primary metal products facility located in Lower Towamensing Township, Carbon County. The primary sources consist of two (2) aluminum melting furnaces and process towers. The control devices consist of cartridge filters and bin vents. The sources are considered minor emission sources of nitrogen oxide (NO<sub>x</sub>), sulfur oxides (SO<sub>x</sub>), carbon monoxide (CO), total suspended particulate (TSP) and VOC's. The proposed permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

**35-00030, General Dynamics Land Systems, Eynon Plant**, 175 East Street, Archbald, PA 18403, Archbald Borough, **Lackawanna County**. Application received: January 9, 2024. The Department intends to issue a renewal (Synthetic Minor) permit to operate a military armored vehicle, tank, and tank components manufacturing facility in Archbald Borough, Lackawanna County. The sources consist of two (2) natural gas fired boilers and paint booths. The sources are controlled by particulate arrestors. The sources are considered minor emission sources of nitrogen oxide (NO<sub>x</sub>), sulfur oxides (SO<sub>x</sub>), carbon monoxide (CO), particulate matter (PM<sub>10</sub>), and volatile organic compounds (VOC) emissions. 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.

**45-00010, HG Smith Wilbert Vault Co., Inc.**, 2120 N. 5th Street, Stroudsburg, PA 18360-2802, Stroudsburg Borough, **Monroe County**. Application received: November 30, 2023. The Department intends to issue a renewal State-Only (Natural Minor) Permit for the animal and human crematory facility located in Stroudsburg, Monroe County. The primary sources consist of one (1) animal incinerator and three (3) human crematories. The control devices consist of afterburners. The sources are considered a minor emission source of nitrogen oxide (NO<sub>x</sub>), sulfur oxides (SO<sub>x</sub>), 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.

**54-00068, Pleasant Valley Homes, Inc.**, P.O. Box 88, Pine Grove, PA 17963, Pine Grove Township, **Schuylkill County**. Application received: February 22, 2024. The Department intends to issue a renewal State-Only (Synthetic Minor) Permit for the manufacture of homes facility located in Pine Grove Township, Schuylkill County. The primary sources consist of adhesives, sealant, and miscellaneous VOC use. The sources are considered minor emission sources of nitrogen oxide (NO<sub>x</sub>), sulfur oxides (SO<sub>x</sub>), 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.

*Philadelphia: Air Management Services: Air Quality Program, 321 University Avenue, Philadelphia, PA 19104-4543.*

*Contact: Maryjoy Ulatowski, Chief, Source Registration, 215-685-9476.*

**OP21-000067, Marshalls NE Distribution Facility**, 2760 Red Lion Rd., Philadelphia, PA 19114, City of Philadelphia, **Philadelphia County**. Application received: November 24, 2021. The City of Philadelphia, Air Management Services (AMS) intends to issue an initial Natural Minor Operating Permit (NMOP) for the operation of a distribution center. The facility's air emission sources include: four (4) 1,114 Horsepower (HP) Standby and Demand Response Engines (4-stroke lean-burn) firing natural gas. The operating permit will be issued under 25 Pa. Code, Philadelphia Code Title 3 and Air Management Regulation XIII. Permit copies and other supporting information are available for public inspection by contacting the Source Registration Unit at 215-685-7572 or DPHAMS\_Service\_Requests@phila.gov. Persons wishing to file protest or comments on the previously listed operating permit must submit the protest or comments within 30 days from the date of this notice. Any protests or comments filed with AMS must include a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based. Based upon the information received during the public comment period, AMS may modify the operating permit or hold a public hearing. Protests, comments, and requests for a public hearing must be mailed to Source Registration, Air Management Services, 7801 Essington Ave., Philadelphia, PA 19153 or e-mailed to DPHAMS\_Service\_Requests@phila.gov with "Marshalls NE Distribution Center, NMOP OP21-000067" in the subject line. AMS suggests submitting any mailed correspondence also by e-mail. Individuals in need of accommodations and/or interpretation should contact AMS at DPHAMS\_Service\_Requests@Phila.Gov and/or 215-685-7572. Please include: (1) the name and contact information of the person requesting an accommodation and/or interpretation; (2) the name of the program, service, activity, or location of the request; and (3) a description of the modification and/or interpretation being requested.

**OP23-000006, NG 1500 Market Street, LLC**, 1500 Market Street, Philadelphia, PA 19102-2100, City of Philadelphia, **Philadelphia County**. Application received: May 10, 2023. The City of Philadelphia, Air Management Services (AMS) intends to issue an initial Natural Minor Operating Permit (NMOP) under Nightingale Realty, LLC (currently operated by CBRE), for the operation of commercial high rise office building. The facility air emission sources are: • One (1) 650-kilowatt (kW) emergency generator burning diesel fuel (E-EG), • One (1) 834 kW emergency generator burning diesel fuel (W-EG), and • Two (2) 175 kW fire pumps, each burning diesel fuel (FP1 and FP2). The operating permit will be issued under 25 Pa. Code, Philadelphia Code Title 3 and Air Management Regulation XIII. Permit copies and other supporting information are available for public inspection by contacting the Source Registration Unit at 215-685-7572 or DPHAMS\_Service\_Requests@phila.gov. Persons wishing to file protest or comments on the previously listed operating permit must submit the protest or comments within 30 days from the date of this notice. Any protests or comments filed with AMS must include a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based. Based upon the information received during the public comment period, AMS may modify the operating permit or hold a public hearing. Protests, comments, and requests for a public hearing must be mailed to Source Registration, Air Management Services, 7801 Essington Ave., Philadelphia, PA 19153-3240 or e-mailed to DPHAMS\_Service\_Requests@phila.gov with "NG 1500 Market Street, LLC NMOP OP23-000006" in the subject

line. AMS suggests submitting any mailed correspondence also by e-mail. Individuals in need of accommodations and/or interpretation should contact AMS at [DPHAMS\\_Service\\_Requests@Phila.Gov](mailto:DPHAMS_Service_Requests@Phila.Gov) and/or 215-685-7572. Please include: (1) the name and contact information of the person requesting an accommodation and/or interpretation; (2) the name of the program, service, activity, or location of the request; and (3) a description of the modification and/or interpretation being requested.

*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.*

**06-05051, Morgan Truck Body, LLC**, P.O. Box 588, Morgantown, PA 19543, Caernarvon Township, **Berks County**. Application received: March 29, 2024. For their spray painting operations at the Morgantown plant. This is a renewal of the facility's State-Only (Synthetic Minor) Operating Permit. The actual emissions from the facility as reported in 2023 include 22.6 tons of VOCs, 2.16 tons of HAPs, and 1.09 tons of PM<sub>10</sub>. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 25 Pa. Code §§ 129.52 and 129.52d, 40 CFR Part 60, Subpart IIII and Subpart JJJJ, and 40 CFR Part 63, Subpart ZZZZ.

**36-03209, Bareville Woodcraft Co.**, 70 Farmland Road, Leola, PA 17540, Upper Leacock Township, **Lancaster County**. Application received: April 24, 2024. For the woodworking facility. The facility's potential emissions are 13.06 tpy of CO, 10.67 tpy of NO<sub>x</sub>, 0.54 tpy of SO<sub>x</sub>, 8.71 tpy of PM and 0.37 tpy of VOC. The Operating Permit renewal will include emission standards and work practice standards along with monitoring, recordkeeping and reporting requirements designed to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include 40 CFR Part 63 Subpart JJJJJ—National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers Area Sources since the facility is an area source.

*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19011, 484-250-5900.*

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

**46-00304, Ratoskey & Trainer Inc/Gill Quarries**, 3201 Potshop Rd, East Norriton, PA 19403, East Norriton Township, **Montgomery County**. Application received: January 23, 2023. This action is for the initial non-Title V, Natural Minor Operating Permit for operation of non-metallic mineral processing plants at the facility and as rental units that were previously permitted under GP3-46-0176 and GP9-46-0122. The facility sources consist of four (4) crushers, five (5) screens, ten (10) conveyors and nine (9) diesel engines to power the process equipment. Material process includes stone mined at facility, concrete, and other stone brought to the facility. The processing equipment is portable and can be used offsite under specific permit conditions. Total potential emissions from the site, including rental usage, are: 9.48 tpy NO<sub>x</sub>, 4.05 tpy CO, 4.96 tpy SO<sub>x</sub>, 0.47 tpy VOC, and 14.20 tpy PM. Permit conditions include hours of operation limits, source emissions limits and site-wide emissions limits. Other requirements of the permit are monitoring, recording and recordkeeping to confirm compliance

with limits and regulations. Anyone wishing to request information regarding this action can do so by contacting the Southeast Regional Office through the contact person previously listed in the header. Comments on the draft permit can be submitted through the Air Quality resource account at [RA-EPSEROAQPUBCOM@pa.gov](mailto:RA-EPSEROAQPUBCOM@pa.gov).

**46-00166, Harleysville Materials LLC**, 460 Indian Creek Rd, Harleysville, PA 19438-2119, Lower Salford Township, **Montgomery County**. Application received: February 16, 2024. This action is for the renewal of a non-Title V, Synthetic Minor Operating Permit for the operation of a quarry using various crushers, screeners, and conveyors, and leases operation of a batch asphalt plant to Independence Construction Materials (ICM). The facility has a site wide NO<sub>x</sub> emission limit of 25 tpy. The permit will include monitoring, recordkeeping and reporting requirements designed to address all applicable air quality requirements. Anyone wishing to request information regarding this action can do so by contacting the Southeast Regional Office through the contact person previously listed in the header. Comments on the draft permit can be submitted through the Air Quality resource account at [RA-EPSEROAQPUBCOM@pa.gov](mailto:RA-EPSEROAQPUBCOM@pa.gov).

**23-00225, Adelphia Gateway LLC/Marcus Hook Compressor Station**, 1111 W Ridge Rd, Linwood, PA 19061, Lower Chichester Township, **Delaware County**. Application received: March 26, 2024. This action is for issuing an initial Air Quality Program, Synthetic Minor, Operating Permit. The facility was constructed under Plan Approval 23-0225. The main emission sources at the facility are three (3) units of natural gas-fired reciprocating compressor engines [each equipped with a Nitrogen Oxide (NO<sub>x</sub>) emissions control device], one (1) unit of natural gas-fired emergency generator engine, and miscellaneous sources of fugitive emissions (i.e., pigging chambers, small storage tanks, natural gas pipeline connectors, flanges, valves, etc.). The emissions of carbon monoxide (CO), formaldehyde (HCHO), hazardous air pollutants (HAPs), nitrogen oxides (NO<sub>x</sub>), and volatile organic compounds (VOCs) from the facility are: CO: 10.78 tons/yr HCHO: 2.22 tons/yr HAPs: 5.92 tons/yr NO<sub>x</sub>: 17.07 tons/yr VOCs: 16.69 tons/yr. As these emissions rates are less than the major facility thresholds for the Southeast Pennsylvania air basin (i.e., 100 tons/yr for CO; 25 tons/yr for total HAPs, NO<sub>x</sub>, and VOCs; 10 tons/yr for an individual HAP), the facility is considered a non-Title V facility. The facility is subject to the Standards of Performance for New Stationary Sources (NSPS) for Stationary Spark Ignition Internal Combustion Engines (40 CFR Part 60, Subpart JJJJ), and Crude Oil and Natural Gas Facilities for Which Construction, Modification or Reconstruction Commenced After September 18, 2015 and On or Before December 6, 2022 (40 CFR Part 60, Subpart OOOOa). In addition, the compressor engines are subject to the additional NO<sub>x</sub> requirements specified in 25 Pa. Code §§ 129.203—129.205. The initial operating permit contains monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements. Anyone wishing to request information regarding this action can do so by contacting the Southeast Regional Office through the contact person previously listed in the header. Comments on the draft permit can be submitted through the Air Quality resource account at [RA-EPSEROAQPUBCOM@pa.gov](mailto:RA-EPSEROAQPUBCOM@pa.gov).

**15-00146, Wallquest Inc.**, 465 Devon Park Morris Dr, Wayne, PA 19087-1815, Tredyffrin Township, **Chester County**. Application received: May 30, 2024. Wallquest, Inc. has submitted a renewal application for a non-Title

V, Synthetic Minor Operating Permit for the operation of three (3) existing rotogravure printing presses, one (1) existing custom string press, four (4) existing rotary proof presses, a flat screen printing area and a nine-color rotary screen press. The permit was initially issued on 1/14/2015 and was renewed on 1/16/2020. The operation of the existing presses will not exceed the following site-wide pollutant emission limits: volatile organic compounds (VOCs): 24.9 tpy hazardous air pollutants: 10 tpy (single HAP) and 25 tpy (combined HAPs). Since the potential emissions of VOCs is less than the major source threshold, the facility is classified as a Synthetic Minor with limitations. The Operating Permit will contain recordkeeping requirements and operating restrictions designed to keep the facility operating within all applicable air quality requirements. Anyone wishing to request information regarding this action can do so by contacting the Southeast Regional Office through the contact person previously listed in the header. Comments on the draft permit can be submitted through the Air Quality resource account at RA-EPSEROAQPUBCOM@pa.gov.

### 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.**

*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19001, 484-250-5900.*

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

**23-00119, Energy Transfer Marketing & Terminals, LP (ETMT), 100 Green St, Marcus Hook, PA 19061-0426, Marcus Hook Borough, Delaware County.** Application received: July 31, 2024.

This is notice of receipt of a Title V Operating Permit (TVOP) renewal application from ETMT for its Marcus Hook Terminal (MHT) facility. The Department of Environmental Protection (DEP) received the application on July 31, 2024.

ETMT currently operates and maintains the following sources and equipment as part of the natural gas liquids (NGLs) processing, storage, and distribution operations at the MHT:

- Three fractionation towers to fractionate mixtures of propane and butane into ethane, propane, and butane products; and natural gasoline into pentane and light naphtha products.
- Three natural gas- and/or process gas-fired auxiliary boilers, each rated at 392.5 mmBtu/hr heat input, to provide steam to the fractionation towers and other process equipment.
- Three cooling towers to provide cooling water to the fractionation towers and to accommodate the refrigeration of propane and butane.
  - Six refrigerated storage tanks for the storage of liquefied ethane, propane, and butane.
  - Four caverns for propane and butane storage.
  - Eight internal floating roof tanks and three spheres for pentane and light naphtha storage.

- Loading and unloading racks for propane, butane, and natural gasoline.

- Refrigerated marine vessel loading equipment for refrigerated ethane, propane, and butane products.

- Fugitive emissions piping, components (i.e., valves, pressure relief valves, pump and compressor seals, and flanges/connectors), and process vents.

ETMT also operates and maintains the following sources and equipment as part of the petroleum products terminalling services at the MHT:

- Numerous internal floating roof, external floating roof, and miscellaneous storage tanks for the temporary storage of crude oil and other refined petroleum products.

- Marine vessel loading and ballasting equipment for crude oil and other refined petroleum products.

- Fugitive emissions piping, components, and process vents.

Lastly, ETMT operates and maintains the following sources and equipment to support the operations at the MHT:

- Six diesel engine pumps to move stormwater and process wastewater.

- A wastewater treatment system.

- Six fire pumps.

- Vehicle refueling operations.

Emissions generated by the previously listed sources and equipment are controlled, as follows:

- Operational, maintenance, and emergency flows from the refrigerated equipment that do not contain water are controlled by two elevated cold flares.

- Operational, maintenance, and emergency flows from the fractionation towers, marine vessel loading, spheres, and other process equipment that contain water are controlled by an elevated warm flare.

- Emissions from the auxiliary boilers are controlled by low-NO<sub>x</sub> (nitrogen oxides) burners and flue gas recirculation.

- Emissions from the cooling towers are controlled by high-efficiency drift eliminators.

- Fugitive emissions from components are controlled by a leak detection and repair (LDAR) program.

ETMT reported the following emissions from the MHT for calendar year 2023:

- Carbon Monoxide (CO): 49.02 tons/yr

- Greenhouse gases (GHGs) [CO<sub>2</sub>e]: 159,536 tons/yr

- Lead: 0.008 ton/yr

- NO<sub>x</sub>: 57.00 tons/yr

- Particulate Matter (PM)/PM less than 10 μm in aerodynamic diameter (PM<sub>10</sub>): 3.01 tons/yr

- PM less than 2.5 μm in aerodynamic diameter (PM<sub>2.5</sub>): 2.39 tons/yr

- Sulfur oxides (SO<sub>x</sub>): 0.49 ton/yr

- Volatile organic compounds (VOCs): 140.02 tons/yr

The previously listed sources and equipment are subject to the following Federal regulations:

- New Source Performance Standards (NSPS) [40 CFR Part 60]: Subparts Db, Kb, VV, VVa, EEEE, and IIII.

- Maximum Achievable Control Technology (MACT) standards [40 CFR Part 63]: Subparts R, Y, ZZZZ, and DDDDD.

Moreover, all past and future authorizations for the sources and equipment related to the NGLs processing, storage, and distribution operations at the MHT are considered as a single aggregated project and subject to the following Federal regulations:

- Prevention of Significant Deterioration of Air Quality (PSD) [Clean Air Act (CAA) (42 U.S.C.A. §§ 7401 et seq.), Title I, Part C; 40 CFR 52.21].
- Nonattainment New Source Review (NSR) [CAA, Title I, Part D].

The TVOP renewal will contain monitoring, recordkeeping, reporting, and work practice requirements designed to keep the facility operating within all applicable air quality requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act. The facility is subject to the Title V Operating Permit requirements adopted in 25 Pa. Code Chapter 127, Subchapter G.

DEP's Southeast Regional Office (SERO) is currently reviewing the TVOP renewal application. Since the MHT facility is a major facility located in an Environmental Justice (EJ) area, DEP will consider the TVOP as an Opt-In permit subject to enhanced public participation. The application, supplemental materials, and announcements on opportunities for public participation can be found at DEP's SERO Community Information Page for ETMT at <https://www.dep.pa.gov/ETMT>.

## 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 indicated above 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 indicated above 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.			

*Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931-4119, 814-472-1800.*

*Contact: RA-EPCAMBRIADMO@pa.gov.*

**Mining Permit No. 56110105. Fieg Brothers**, P.O. Box 38, Berlin, PA 15530, Southampton Township, **Somerset County**. Revision to change the land use from woodland to pastureland or land occasionally cut for hay on a bituminous surface mine affecting 318.4 acres. Receiving streams: unnamed tributaries to the North Branch of Jennings Run; unnamed tributary to Rush Run, classified for the following uses: CWF and HQ-CWF. Application received: August 6, 2024.

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

*Contact: Tracy Norbert, RA-EPNEWSTANTON@pa.gov.*

**Mining Permit No. 63120103. NPDES No. PA0252310. Amerikohl Mining, Inc.**, 1384 State Route 711, Stahlstown, PA 15687, Nottingham Township, **Washington County**. Permit revision for a land use change to change a portion of the affected area from forestland, pastureland and/or land occasionally cut for hay to a post-mining land use of industrial/commercial, affecting 276.4 acres. Receiving streams: Unnamed tributaries to Mingo Creek and Mingo Creek; classified for the following use: HQ-TSF. Application received: August 6, 2024.

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

*Contact: RA-EPPottsvilleDMO@pa.gov.*

**Mining Permit No. 40920102. Susquehanna Coal Co.**, P.O. Box 27, Nanticoke, PA 18643, Newport Township, **Luzerne County**. Renew an anthracite surface mine operation affecting 1,325.0 acres. Receiving stream: Newport Creek, classified for the following use: CWF. Application received: August 7, 2024.

#### *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.

<i>Parameter</i>	<i>Table 2</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: Alicia Cook, Clerical Assistant 3, 814-343-3328.*

**Mining Permit No. 37130303. NPDES No. PA0259501. Allegheny Mineral Corporation**, P.O. Box 1022, Kittanning, PA 16201, Plain Grove Township, **Lawrence County**. Renewal of an NPDES permit associated with a large noncoal industrial minerals mining site. Receiving stream(s): Jamison Run and Slippery Rock Creek classified for the following use(s): CWF. Application received: August 12, 2024.

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

*Contact: Tracy Norbert, RA-EPNEWSTANTON@pa.gov.*

**Mining Permit No. 03793072. NPDES No. PA0061237. Consol Mining Company, LLC**, 275 Technology Drive, Suite 101, Canonsburg, PA 15317, Kiskiminetas and Young Townships, **Armstrong and Indiana Counties**. Renewal of an NPDES permit associated with a large noncoal surface mine, affecting 302.0 acres. Receiving streams: Unnamed tributaries to Big Run and Unnamed tributaries to Long Run, classified for the following use: CWF and WWF. Application received: July 26, 2024.

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

*Contact: RA-EPPottsvilleDMO@pa.gov.*

**Mining Permit No. 35042801. James F. Stark**, 303 Mountain Avenue, Chinchilla, PA 18401, South Abington Township, **Lackawanna County**. Stage I & II bond release of a quarry operation affecting 2.0 acres on property owned by James Stark. Application received: August 1, 2024.

**Mining Permit No. 58060812. Eric Diaz**, 1893 Wickizer Road, Kingsley, PA 18826, Jessup Township, **Susquehanna County**. Stage I & II bond release of a quarry operation affecting 2.0 acres on property owned by Larry LaRue. Application received: August 1, 2024.

**Mining Permit No. 38970301. NPDES Permit No. PA0224448. Cornwall Mining, LLC**, 118 Springwood Drive, Suite 300, Lebanon, PA 17042, Cornwall Borough, **Lebanon County**. Modification of an NPDES Permit to delete acres, affecting 189.59 acres. Receiving stream: Snitz Creek, classified for the following use: TSF. Application received: July 30, 2024.

### **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.

#### *Coal NPDES Draft Permits*

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

*Contact: Bonnie Herbert, Clerical Assistant 3.*

**NPDES No. PA0215490. Mining Permit No. 17743702. Rosebud Mining Company**, 301 Market Street, Kittanning, PA 16201, Huston Township, **Clearfield County**. Application received: August 4, 2022. Accepted: September 21, 2022.

To revise the NPDES permit and mining activity permit, affecting 219.4 surface acres. Receiving stream(s): Unnamed Tributary to Moose Run, classified for the following use: CWF. Bennett Branch Sinnemahoning Creek Watershed TMDL.

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

The proposed effluent limits for Outfall 006 discharging to UNT to Moose Run are:

The following effluent limitations and monitoring requirements apply to the subject outfall from Permit Effective Date to Permit Expiration Date:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	1.5	3.0	3.8
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	0.75
Suspended Solids	(mg/l)	-	35	70	90
pH	(s.u.)	6.0	-	-	9.0
Alkalinity, Total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Acidity, Total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Alkalinity, Net	(mg/l)	0.0	-	-	-
Osmotic Pressure	(mOs/kg)	-	50	50	50
Total Dissolved Solids	(mg/l)	-	2,000	4,000	5,000
Sulfate	(mg/l)	-	-	-	Report

The proposed effluent limits for Outfall 007 discharging to UNT to Moose Run are:

The following effluent limitations and monitoring requirements apply to the subject outfall from Permit Effective Date to Permit Expiration Date:

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



Parameter		Minimum	30-Day Average	Daily Maximum	Instant. Maximum
Alkalinity, Net	(mg/l)	0.0	-	-	-
Osmotic Pressure	(mOs/kg)	-	50	50	50
Total Dissolved Solids	(mg/l)	-	2,000	4,000	5,000
Sulfate	(mg/l)	-	-	-	Report

The EPA Waiver is not in effect.

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931-4119, 814-472-1800.

Contact: RA-EPCAMBRIADMO@pa.gov.

**NPDES No. PA0249254. Mining Permit No. 11020202. Ebensburg Power Company**, 1501 Ligonier Street, Latrobe, PA 15650, Nanty Glo Borough and Jackson Township, **Cambria County**. Renewal of an NPDES permit for discharge of water resulting from coal refuse reprocessing affecting 48.2 acres. Receiving stream: Pergrin Run, classified for the following use(s): CWF. This receiving stream is included in the Kiski-Conemaugh TMDL. Application received: May 28, 2024.

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

The following outfall discharges to Pergrin Run:

Outfall Nos.	New Outfall (Y/N)
003	N

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

*Outfalls: 003 (All discharges)*

Parameter	Minimum	30-Day Average	Daily Maximum	Instant. Maximum
pH (S.U.)	6.0	XXX	XXX	9.0
Iron (mg/L)	XXX	3.0	6.0	7.0
Manganese (mg/L)	XXX	2.0	4.0	5.0
Aluminum (mg/L)	XXX	2.0	4.0	5.0
Total Suspended Solids (mg/L)	XXX	35.0	70.0	90.0
Net Alkalinity, Total (as CaCO <sub>3</sub> , mg/L)	0.0	XXX	XXX	XXX
Alkalinity, Total (as CaCO <sub>3</sub> , mg/L)			Report	
Acidity, Total (as CaCO <sub>3</sub> , mg/L)			Report	
Sulfate (mg/L)			Report	
Flow (gpm)			Report	
Temperature (°C)			Report	
Specific Conductivity (µmhos/cm)			Report	

**NPDES No. PA0279722. Mining Permit No. 29190101. J & J Svonavec Excavating, Inc.**, 555 Philadelphia Street, Indiana, PA 15701, Wells and Wood Townships, **Fulton and Huntingdon Counties**. Renewal of an NPDES permit, affecting 92.4 acres related to a coal mining activity permit. Receiving stream: unnamed tributaries to Great Trough Creek, classified for the following use: TSF. Application received: March 27, 2024.

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

The following outfalls discharge to unnamed tributaries to Great Trough Creek:

Outfall Number	New or Existing	Type	Discharge Rate
001	Existing	Treatment Pond	Precipitation Induced
002	Existing	Stormwater Pond	Precipitation Induced
003	Existing	Stormwater Pond	Precipitation Induced

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

*Outfalls: 001 and 002 (All Discharges)*

Parameter	Minimum	30-Day Average	Daily Maximum	Instant. Maximum
Total Iron (mg/L)	XXX	2.5	5.0	6.2
Total Manganese (mg/L)	XXX	1.6	3.2	4.0
Total Aluminum (mg/L)	XXX	1.0	2.0	2.5
Total Suspended Solids (mg/L)	XXX	35.0	70.0	90.0
pH (S.U.)	6.0	XXX	XXX	9.0
Net Alkalinity (mg/L)	0.0	XXX	XXX	XXX
Total Alkalinity (mg/L)	XXX	XXX	XXX	Report
Total Acidity (mg/L)	XXX	XXX	XXX	Report
Flow (gpm)	XXX	XXX	XXX	Report
Temperature (°C)	XXX	XXX	XXX	Report
Specific Conductance (µmhos/cm)	XXX	XXX	XXX	Report
Sulfate (mg/L)	XXX	XXX	XXX	Report

<i>Outfalls: 003 (All Discharges)</i> Parameter	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Total Iron (mg/L)	XXX	3.0	6.0	7.0
Total Manganese (mg/L)	XXX	2.0	4.0	5.0
Total Aluminum (mg/L)	XXX	1.4	2.8	3.5
Total Suspended Solids (mg/L)	XXX	35.0	70.0	90.0
pH (S.U.)	6.0	XXX	XXX	9.0
Net Alkalinity (mg/L)	0.0	XXX	XXX	XXX
Total Alkalinity (mg/L)	XXX	XXX	XXX	Report
Total Acidity (mg/L)	XXX	XXX	XXX	Report
Flow (gpm)	XXX	XXX	XXX	Report
Temperature (°C)	XXX	XXX	XXX	Report
Specific Conductance (µmhos/cm)	XXX	XXX	XXX	Report
Sulfate (mg/L)	XXX	XXX	XXX	Report

*Noncoal NPDES Draft Permits*

*Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931-4119, 814-472-1800.*

*Contact: RA-EPCAMBRIADMO@pa.gov.*

**NPDES No. PA0223981. Mining Permit No. 28990301. Troy Byers Contracting and Excavating, Inc.,** 850 Leitersburg Road, Greencastle, PA 17225, Antrim Township, **Franklin County**. Renewal of an NPDES permit for a shale pit affecting 20.9 acres. Receiving stream(s): unnamed tributary to Muddy Run and Muddy Run, classified for the following use(s): HQ-CWF-MF. Application received: April 25, 2024.

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

The following stormwater outfalls discharge to an unnamed tributary to/and Muddy Run:

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

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

<i>Outfalls: 001, 002 (Dry weather discharges)</i> Parameter	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH (S.U.)	6.0	XXX	XXX	9.0
Total Suspended Solids (mg/L)	XXX	35.0	70.0	95.0
Net Alkalinity, Total (as CaCO <sub>3</sub> , mg/L)	0.0	XXX	XXX	XXX
Alkalinity, Total (as CaCO <sub>3</sub> , mg/L)			Report	
Acidity, Total (as CaCO <sub>3</sub> , mg/L)			Report	
Flow (gpm)			Report	
Temperature (°C)			Report	

*Outfalls: 001, 002 (Discharges  
≤ 10-yr/24-hr Precipitation Event)*

Parameter	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH (S.U.)	6.0	XXX	XXX	9.0
Total Settleable Solids (mL/L)	XXX	XXX	XXX	0.5
Net Alkalinity, Total (as CaCO <sub>3</sub> , mg/L)	0.0	XXX	XXX	XXX
Alkalinity, Total (as CaCO <sub>3</sub> , mg/L)			Report	
Acidity, Total (as CaCO <sub>3</sub> , mg/L)			Report	
Flow (gpm)			Report	
Temperature (°C)			Report	

*Outfalls: 001, 002 (Discharges  
> 10-yr/24-hr Precipitation Event)*

Parameter	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH (S.U.)	6.0	XXX	XXX	9.0
Net Alkalinity, Total (as CaCO <sub>3</sub> , mg/L)	0.0	XXX	XXX	XXX
Alkalinity, Total (as CaCO <sub>3</sub> , mg/L)			Report	
Acidity, Total (as CaCO <sub>3</sub> , mg/L)			Report	
Flow (gpm)			Report	

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

*Contact: RA-EPPottsvilleDMO@pa.gov.*

**NPDES Permit No. PA0594148. Mining Permit No. 8173SM1. Heidelberg Materials Northeast, LLC,** 7660 Imperial Way, Allentown, PA 18195, East Caln and West Whiteland Townships, **Chester County**. Application received: March 1, 2024.

Renew NPDES Permit on a quarry operation affecting 303.62 acres. Receiving stream: Valley Creek, classified for the following uses: CWF, MF.

Unless otherwise noted, the proposed effluent limits for all outfalls in this permit are the BAT limits described previously for noncoal mining activities. The following treated wastewater outfalls discharge to Valley Creek:

<i>Outfall Number</i>	<i>New or Existing</i>	<i>Type</i>	<i>Discharge Rate</i>
001	Existing	Pitwater/Stormwater	4.0 MGD

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

<i>Parameter (unit)</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant Maximum</i>
pH <sup>i</sup> (S.U.)	6.0			9.0
Total Alkalinity (as CaCO <sub>3</sub> ) (mg/L)			Monitor And Report	
Total Acidity (as CaCO <sub>3</sub> ) (mg/L)			Monitor And Report	
Net Alkalinity (mg/L)	0.0			
Total Suspended Solids (mg/L)		35.0	70.0	90.0
Discharge (MGD)		4.0	4.0	
Oil and Grease (mg/L)			Monitor And Report	
Turbidity (NTU)		40.0	80.0	100.0

<sup>i</sup>This Parameter is applicable at all times.

## FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

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

*Northcentral Region: Waterways & Wetlands Program, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636.*

*Contact: Jake Carson, Project Manager, 570-327-3565.*

**E1904124-003. PA DOT Engineering District 3-0,** 715 Jordan Ave, Montoursville, PA 17754, Mount Pleasant Township, Scott Township, **Columbia County.** U.S. Army Corps of Engineers Baltimore District. Application received: July 15, 2024.

PA DOT proposes to reestablish and stabilize Fishing Creek and an Unnamed Tributary to Fishing Creek. SR 0080 roadway embankment has experienced significant erosion due to past flood events and channel migration of Fishing Creek. The project will include 534 LF of channel restoration, 448 LF of Grouted R-8 Rip Rap along the left bank of Fishing Creek, 952 LF of gravel bar removal, and 1264 LF of temporary access road. The total project will result in 1,531 LF of permanent impact to Fishing Creek and 1,675 LF of permanent impact to the Unnamed Tributary to Fishing Creek. The project will stabilize the left bank of Fishing Creek, which is also the North roadway embankment of SR 0080. SR 0080 traffic will be maintained on SR 0080. The project will utilize a temporary channel and temporary diversion dike system to convey the stream during construction. The project does not propose to impact any jurisdictional wetlands. Fishing Creek is designated as a Warm Water Fishery by 25 Pa. Code Chapter 93 Water Quality Standards. Latitude: 41°, 01', 34", Longitude: -76°, 26', 50".

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

*Contact: Michele Lauer, Clerical Assistant 2, 570-830-3077.*

**E3902224-005. WB Homes Land Acquisitions LP,** 404 N. Sunneytown Pike, North Wales, PA 19454, Whitehall Township, **Lehigh County.** U.S. Army Corps of Engineers Philadelphia District. Application received: July 15, 2024.

To place fill within an isolated 0.04-acre wetland to allow for construction of a residential subdivision. The wetland has no downstream or upstream connection. The area to be filled is approximately 50' x 55' at a depth of 4' to 5', amounting to approximately 13,760 cf of fill. The project is located in Whitehall Township, Lehigh County, PA Quadrangle, Latitude: 40°, 38', 40" Longitude: -75°, 30', 49".

**E4502224-007. Orchard BJK Company, LLC,** 925 Berkshire Blvd., Wyomissing, PA 19610, Coolbaugh Town-

ship, **Monroe County**. U.S. Army Corps of Engineers Philadelphia District. Application received: July 26, 2024.

To construct and maintain the following water obstructions and encroachments associated with Pocono Mountains Corporate Center North Warehouse project: 1. A 2-inch diameter HDPE sanitary sewer force main crossing through approximately 489-feet of wetlands via directional bore. The utility crossing will permanently impact 0.02 acre of PFO wetland. 2. A 2-inch diameter HDPE sanitary sewer force main crossing 15 linear feet of Hawkey Run (HQ-CWF, MF) and adjacent floodway via directional bore. The project is located on the right of SR 611 approximately 1.4 miles south after the intersection with Prospect Street (SR 423) (Tobyhanna, PA Quadrangle, Latitude: 41°, 9', 54.0" Longitude: -75°, 23', 46.0") in Coolbaugh Township, Monroe County.

*Northwest Region: Oil and Gas Management Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6945.*

Contact: RA-EPOILGASDROPBOX@pa.gov.

**E1008224-005. Layne to W46 Temporary Above-ground Waterline Project. PennEnergy Resources, LLC**, 3000 Westinghouse Drive, Suite 300, Cranberry Twp, PA 16066, Winfield Township, **Butler County**. U.S. Army Corps of Engineers Pittsburgh District. Application received: July 31, 2024. Latitude: 40.788832°, Longitude: -79.714574°.

*Northwest Region: District Oil and Gas Office, 230 Chestnut Street Meadville PA 16335, 814-332-6860.*

**E1008224-005, PennEnergy Resources, LLC**, 3000 Westinghouse Drive, Suite 300, Cranberry Township, PA 16066. Layne to W46 Temporary Aboveground Waterline Project, in Winfield Township, **Butler County**, ACOE Pittsburgh District, Worthington, PA Quadrangle, Lat: 40.788832; Long: -79.714574.

The applicant is proposing to install approximately 4 miles of a combination of 12- to 16-inch high-density polyethylene (HDPE) and 12-inch lay-flat temporary aboveground waterline that will transport fresh water from the existing Layne pump water withdrawal location (Snyder Brothers Limestone Mine) to the existing W23 Well Development Impoundment (WDI) and then to the existing W46 WDI. Rough Run and its UNT's are classified as a high quality trout stocked fishery (HQ-TSF). Two wetlands proposed to be impacted are Exceptional Value (EV) and a third is designated as "Other."

The project will result in 161 linear feet of temporary stream impacts, 0.49 acre of temporary floodway impacts and 0.13 acre of temporary palustrine emergent wetland impacts with the installation of the temporary above ground waterline.

Resource Name	Aquatic Resource Type	Activity	Chapter 93 Designation	Latitude/ Longitude	Impact Area Temp. (LF)	Impact Area Perm. (LF)	Impact Area Temp (Ac)	Impact Area Perm. (Ac)
UNT 1 to Trib 42638 to Rough Run	Floodway	Utility Line/ Temporary Road Crossing	HQ-TSF	40.808576 -79.709732	60	N/A	0.09	N/A
UNT 3 to Trib 42638 to Rough Run	Floodway	Utility Line/ Temporary Road Crossing	HQ-TSF	40.808213 -79.712668	34	N/A	0.02	N/A
UNT 2 to Trib 42638 to Rough Run	Floodway	Utility Line Crossing/ Temporary Road Crossing	HQ-TSF	40.808104 -79.712990	112	N/A	0.2	N/A
UNT 2 to Trib 42638 to Rough Run	Intermittent	Utility Line Crossing/ Temporary Road Crossing	HQ-TSF	40.808104 -79.712990	38	N/A	0.001	N/A
Rough Run	Perennial	Utility Line	HQ-TSF	40.799858 -79.712806	34	N/A	0.01	N/A
Rough Run	Floodway	Utility Line	HQ-TSF	40.799858 -79.712806	55	N/A	0.03	N/A
Rough Run	Floodway	Temporary Road Crossing	HQ-TSF	40.799858 -79.712806	81	N/A	0.02	N/A
Wetland 1A	PEM	Utility Line Crossing	EV	40.799858 -79.12806	39	N/A	0.007	N/A
Wetland 1A	PEM	Temporary Road Crossing	EV	40.799858 -79.712802	33	N/A	0.009	N/A
Wetland 1B	PEM	Utility Line Crossing	EV	40.799731 -79.712802	55	N/A	0.01	N/A
Wetland 1B	PEM	Temporary Road Crossing	EV	40.799731 -79.712802	44	N/A	0.01	N/A
UNT 1 to Rough Run	Intermittent	Utility Line Crossing	HQ-TSF	40.795262 -79.712605	39	N/A	0.003	N/A

<i>Resource Name</i>	<i>Aquatic Resource Type</i>	<i>Activity</i>	<i>Chapter 93 Designation</i>	<i>Latitude/ Longitude</i>	<i>Impact Area Temp. (LF)</i>	<i>Impact Area Perm. (LF)</i>	<i>Impact Area Temp (Ac)</i>	<i>Impact Area Perm. (Ac)</i>
UNT 1 to Rough Run	Floodway	Utility Line Crossing	HQ-TSF	40.795262 -79.712605	109	N/A	0.13	N/A
UNT 1 to Rough Run	Intermittent	Temporary Road Crossing	HQ-TSF	40.795262 -79.712605	12	N/A	0.001	N/A
UNT 1 to Rough Run	Floodway	Temporary Road Crossing	HQ-TSF	40.795262 -79.712605	36	N/A	0.01	N/A
Wetland 1	PEM	Utility Line Crossing	Other	40.782387 -79.711426	94	N/A	0.09	N/A

*Southeast Region: Waterways & Wetlands Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.*

*Contact: ra-ep-ww-sero-105@pa.gov.*

**E4601224-019. Allan Myers, L.P.**, 1805 Berks Road, Norristown, PA 19403, Limerick Township, **Montgomery County**. U.S. Army Corps of Engineers Philadelphia District. Application received: June 26, 2024.

Allan Meyers, L.P., is proposing to place fill within a wetland area associated with the construction of a 113,000-square feet open storage yard resulting in 500 square feet (0.011 acre) of permanent wetland impact. This project located at end of Zara Drive in Limerick Township, Montgomery County (USGS PA Phoenixville Quadrangle). Latitude: 40.230046°, Longitude: -75.564945°.

*Contact: ra-ep-ww-sero-105@pa.gov.*

**E2301224-009. Radnor Township**, 301 Iven Avenue, Wayne, PA 19087, Radnor Township, **Delaware County**. U.S. Army Corps of Engineers Philadelphia District. Application received: July 26, 2024.

Radnor Township is proposing to perform maintenance activities to a stormwater basin that serves Cornerstone Development and includes a one-time dredging of sediment within a unnamed tributary to Ithan Creek (CWF-MF) resulting in 202 linear feet (808 square feet) of temporary watercourse impact and 14,870 square feet (0.34 acre) of temporary wetland impact. Temporary impacts are due to removal of phragmites and extensive root system which will then be reseeded with wetland seed mix to establish a native habitat. This project is located on the south side of South Bryn Mawr Avenue, between Stone Creek Lane and I-476 (USGS PA Norristown Quadrangle). Latitude: 40.005972°, Longitude: -75.356434°.

**E4601224-017. Plenary Broadband Infrastructure, LLC**, 633 West 5th Street, Suite 4975, Los Angeles, CA 90071, West Norriton Township, Upper Merion Township, **Montgomery County**. U.S. Army Corps of Engineers Philadelphia District. Application received: July 26, 2024.

Plenary Broadband Infrastructure is proposing to install a 0.79-inch diameter, aerial fiber optic line over the Schuylkill River (WWF-MF) as part of the Tier Point Valley Forge Project. This project also includes aerial crossing utilizing 105.12(a)(3) over Trout Creek (WWF-MF) and is considered a waived activity. The main crossing over the Schuylkill River is located between Sullivan's and US-422 Bridges and is located in West Norriton and Upper Merion Townships, Montgomery County (USGS PA Valley Forge Quadrangle). Latitude: 40.1088176°, Longitude: -75.4205619°.

**E5101224-005. Rock Construction & Development, LLC**, 980 North 2nd Street, Philadelphia, PA 19123, City of Philadelphia, **Philadelphia County**. U.S. Army Corps of Engineers Philadelphia District. Application received: July 17, 2024.

Rock Construction & Development LLC is proposing to remove an existing concrete bridge over the Manayunk Canal (WWF-MF), and in its place, construct and maintain a 33.5-foot-long, 30-foot-wide, precast double culvert with fish baffles to facilitate access for a proposed 4-floor, 189-unit apartment complex within the floodplain of the Schuylkill River. An elevated pedestrian walkway is also proposed to cross the Manayunk Canal to act as emergency egress. These activities combined will result in 34 linear feet of permanent watercourse impact (1,666 square feet) to the Manayunk Canal. This project is located near Main and Carson Streets in Philadelphia County (USGS PA Germantown Quadrangle). Latitude: 40.025745°, Longitude: -75.225866°.

*Southwest Region: Waterways & Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.*

*Contact: Dana Drake, Program Manager.*

**E3005124-003. PennDOT District 12-0**, 825 N. Galatin Ave. Ext., Uniontown, PA 15401, Franklin Township, **Greene County**. U.S. Army Corps of Engineers Pittsburgh District. Application received: August 8, 2024.

The applicant is proposing to:

1. Construct and maintain a temporary piped stream crossing on Sugar Run (WWF), consisting of three (3) 23-LF long, 36" (diameter) Corrugated Galvanized Steel Pipes, and other erosion and sedimentation control devices, having a combined temporary watercourse impact of 307 LF to Sugar Run, and a temporary floodway impact of 0.16 acre to the floodway of Sugar Run, as well as a temporary watercourse impact of 10 LF to an unnamed tributary (UNT) to Sugar Run (WWF), namely UNT-2, and a temporary floodway impact of 0.01 acre to the floodway of UNT-2.

2. Remove the existing 57.5-LF long, 17-LF wide, Reinforced Concrete Steel I-Beam Bridge, which carries SR 2003 over Sugar Run, and to construct and maintain a replacement 222-LF long, 18' x 6' Pre-Cast Box Culvert, including scour protection, resulting in a net loss of approximately 165 LF of open channel, and having a permanent watercourse impact of 270 LF to Sugar Run and a permanent floodway impact of 0.08 acre.

3. Construct and maintain a new 18" RCP stormwater outfall, namely EW2-3, within the floodway of Sugar Run, including end walls and a rock apron, and having a permanent floodway impact of 0.01 acre.

4. Construct and maintain a new 18" RCP outfall at the outlet of an existing culvert which carries a UNT to Sugar Run, namely UNT-3, including end walls and a rock apron, and having a permanent watercourse impact of 68 LF and a temporary watercourse impact of 41 LF to UNT-3, as well as a permanent floodway impact of 0.01 acre and a temporary floodway impact of 0.08 acre.

5. Remove an existing 44-LF long, 15" CMP carrying another UNT to Sugar Run, namely UNT-4, and to construct and maintain a replacement 87-LF long, 18" RCP culvert and outfall, including end walls and rock apron, resulting in a net loss of 43 LF of open channel, and having a permanent watercourse impact of 87 LF to UNT-4, and a permanent floodway impact of 0.03 acre.

6. Remove an existing 31-LF long, 15" CMP carrying another UNT to Sugar Run, namely UNT-6, and to construct and maintain a replacement 49-LF long, 24" RCP culvert and outfall, including end walls and rock apron, resulting in a net loss of 18 LF of open channel, and having a permanent watercourse impact of 49 LF and a temporary watercourse impact of 13 LF to UNT-6, as well as a permanent floodway impact of 0.01 acre and a temporary floodway impact of 0.03 acre.

7. Remove an existing 63-LF long, 18" RCP carrying another UNT to Sugar Run, namely UNT-7, and to construct and maintain 73 LF of 18" RCP, which will relocate this watercourse into proposed Stormwater Basin # 1, resulting in a loss of 10 LF of open channel, and having a permanent floodway impact of 0.01 acre.

8. Remove an existing 52-LF long, 18" TPP carrying another UNT to Sugar Run, namely UNT-8, and to construct and maintain 61-LF of 18" RCP, which will relocate this watercourse into proposed Stormwater Basin # 1, and resulting in a net loss of 9 LF of open channel.

9. Place and maintain fill within 0.03 acre of the floodway of another UNT to Sugar Run, namely UNT-9, also having a temporary watercourse impact of 46 LF to UNT-9, and a temporary floodway impact of 0.09 acre.

10. Mitigation for stream impacts will be provided by constructing approximately 1,000 LF of perennial stream channel restoration within a UNT to Pumpkin Run (WWF), located in Cumberland Township, Green County. This work will include the placement of fill along the embankment of the UNT to Pumpkin Run, and the installation of mud sills, cross vanes, and toe logs, as well as appurtenant grading and planting.

For the purpose of constructing a roundabout at the existing intersection of SR 2003, Section U20, and S Porter Street, including a full depth pavement reconstruction and intersection realignment. The project will have a cumulative permanent impact to 608 LF of watercourses, a cumulative temporary impact to 417 LF of watercourses, a cumulative permanent impact to 0.18 acre of floodway, and a cumulative temporary impact to 0.37 acre of floodway.

The project site is located at the intersection of SR 2003 (Sugar Run Road) and S Porter Street (Waynesburg, PA

USGS topographic quadrangle; N: -39°, 53', 26.9818"; W: -80°, 10', 26.4385"; Sub-basin 19B; USACE Pittsburgh District), in Franklin Township, Greene County.

#### ENVIRONMENTAL ASSESSMENTS

*Central Office: Waterways & Wetlands Program, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101, 717-787-3411.*

*Contact: Joshua Fair, 717-772-5988.*

**D40-028. Paul Rogan, Penn Lake Park Borough,** P.O. Box 14, White Haven, PA 18661, Penn Lake Park Borough, **Franklin County.** U.S. Army Corps of Engineers Philadelphia District. Application received: January 1, 2023.

Applicant proposes removal of the downstream rock buttress, installation of a seepage collection system, rehabilitation of the existing drainpipe through the dam with an intake tower, and the clearing of woody vegetation in the proposed flow easement areas. The project is required to remedy the deficiencies and bring the dam into compliance with current Dam Safety regulations. The project will permanently impact 0.04 acre of PEM wetland to install seepage collection and temporarily impact 0.16 acre of PEM wetland for access. White Haven USGS Quadrangle Map Latitude: 41.1126°, Longitude: -75.7704°.

#### DAM SAFETY

*Central Office: Waterways & Wetlands Program, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101, 717-787-3411.*

*Contact: Joshua Fair, 717-772-5988.*

**D60-044. Bilal Baqai, Pennsylvania Department of Conservation and Natural Resources, Facility Design and Construction,** 2808 Three Mile Run Road, Perkaspie, PA 18944, Hartley Township, **Union County.** Applicant proposes to remove the Stony Run Dam to eliminate a threat to public safety and to restore approximately 790 feet of stream channel to a free-flowing condition. The proposed restoration project includes full sediment removal within the limits of the impoundment and proposes grading of a pilot channel to encourage channel development in the stream's historic alignment, Latitude: 40.9212°, Longitude: -77.2244°. Application received: June 2, 2024.

**D35-010. Bilal Baqai, Pennsylvania Department of Conservation and Natural Resources, Facility Design and Construction,** 2808 Three Mile Run Road, Perkaspie, PA 18944, Archbald Borough, Mayfield Borough, **Lackawanna County.** Applicant proposes to remove the Edgerton Dam to eliminate a threat to public safety and to restore approximately 900 feet of stream channel to a free-flowing condition. The proposed restoration project includes full sediment removal within the limits of the impoundment and proposes grading of a pilot channel to encourage channel development in the stream's historic alignment, Latitude: 41.5297°, Longitude: -75.5105°. Application received: June 2, 2024.

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## 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](http://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: 717-705-4732. 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, Dep’t. of Env’tl. Prot.*, 833 F.3d 360 (3d Cir. 2016); *Delaware Riverkeeper Network v. Sec’y, Dep’t. 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. Dep’t. 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. Dep’t. 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 &amp; Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PAD150149	Chapter 102 Individual NPDES Permit	Issued	YMCA Of The Greater Brandywine 1 E Chestnut Street West Chester, PA 19380-2661	West Brandywine Township Chester County	SERO

<i>Application Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Permittee Name &amp; Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PAD150301	Chapter 102 Individual NPDES Permit	Issued	Sea Horse Partners LP 38 Thornbird Way Newtown Square, PA 19073-2723	Willistown Township Chester County	SERO
PAD220014	Chapter 102 Individual NPDES Permit	Issued	Mandy D and Shawn M Carl P.O. Box 50 Elizabethville, PA 17023-0050	Dauphin County	SCRO
PAD360110	Chapter 102 Individual NPDES Permit	Issued	PPL Electric Utilities Corp 1639 Church Road Allentown, PA 18104-9342	East Donegal Township Lancaster County	RPCO
PAD390281	Chapter 102 Individual NPDES Permit	Issued	Hadian Navid 6980 Stella Circle Coopersburg, PA 18036-9740	Lower Milford Township Lehigh County	NERO
PAD390293	Chapter 102 Individual NPDES Permit	Issued	Tim Schadler Seipsville Village LLC 1793 Folk Road Fogelsville, PA 18051-2304	Weisenberg Township Lehigh County	NERO
PAD400080	Chapter 102 Individual NPDES Permit	Issued	Hazleton City Water Authority Luzerne County 400 East Aurthor Gardner Parkway Hazleton, PA 18201	Hazle Township Luzerne County	NERO
PAD400082	Chapter 102 Individual NPDES Permit	Issued	Todd Arthurs Holdings LLC 1509 Coral Ridge Road Shephersville, KY 40165	Pittston Township Luzerne County	NERO
PAD500022	Chapter 102 Individual NPDES Permit	Issued	MRPI Amity Hall LLC 509 S Exeter Street Baltimore, MD 21202-4365	Watts Township Perry County	SCRO
PAD510237	Chapter 102 Individual NPDES Permit	Issued	Asset Realty & Const Group 1590 Troy Avenue Brooklyn, NY 11234-1444	Philadelphia City Philadelphia County	SERO
PAD510240	Chapter 102 Individual NPDES Permit	Issued	BSI Const LLC 735 Birch Avenue Bensalem, PA 19020-7207	Philadelphia City Philadelphia County	SERO
PAD640045	Chapter 102 Individual NPDES Permit	Issued	Pond View At Jefferson Township LLC 4136 Bethman Road Easton, PA 18045-2322	Sterling Township Wayne County	NERO
PAS232213	Industrial Stormwater Individual NPDES Permit	Issued	Royal Chemicals Co. Ltd 1336 Crowe Road East Stroudsburg, PA 18301-1105	Stroud Township Monroe County	NERO
3624805	Joint DEP/PFBC Pesticides Permit	Issued	Fisher Dan 550 Stonehenge Drive Lititz, PA 17543-9072	Manheim Township Lancaster County	SCRO
6713801	Joint DEP/PFBC Pesticides Permit	Issued	Red Lion Borough Municipal Authority York County 11 E Broadway Red Lion, PA 17356-1401	Windsor Township York County	SCRO
PAI132214	MS4 Individual NPDES Permit	Issued	Bethlehem Township Northampton County 4225 Easton Avenue Bethlehem, PA 18020	Bethlehem Township Northampton County	NERO
PAI132230	MS4 Individual NPDES Permit	Issued	Wilson Borough Northampton County 2040 Hay Ter Easton, PA 18042-4617	Wilson Borough Northampton County	NERO



## NOTICES

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<i>Application Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Permittee Name &amp; Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PA0008419	Major Industrial Waste Facility < 250 MGD Individual NPDES Permit	Issued	Cherokee Pharmaceuticals LLC P.O. Box 367 Riverside, PA 17868-0367	Riverside Borough Northumberland County	NCRO
PA0012149	Minor Industrial Waste Facility without ELG Individual NPDES Permit	Issued	Dixon Ticonderoga 2525 N Casaloma Drive Appleton, WI 54913-8865	West Brunswick Township Schuylkill County	NERO
PA0055174	Minor Industrial Waste Facility without ELG Individual NPDES Permit	Issued	Buckeye Pipeline Co. LP 5131 Buckeye Road Emmaus, PA 18049-5350	Lower Macungie Township Lehigh County	NERO
PA0091910	Minor Industrial Waste Facility without ELG Individual NPDES Permit	Issued	Alex E Paris Contr Co. Inc. P.O. Box 369 1595 Smith Twp Street Road Atlasburg, PA 15004-0369	Hanover Township Beaver County	SWRO
PA0088552	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	Oakbrook Homeowners Assoc of Elizabethtown 7 Oakbrook Lane Elizabethtown, PA 17022-1150	West Donegal Township Lancaster County	SCRO
PA0096814	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	Coen Market Inc. 1000 Philadelphia Street Canonsburg, PA 15317-1700	Donegal Township Westmoreland County	SWRO
PA0110485	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	Veolia Water PA Inc. 6310 Allentown Boulevard Suite 104 Harrisburg, PA 17112-2739	South Centre Township Columbia County	NCRO
PA0252921	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	7 Equities LLC 416 Ceylon Road Carmichaels, PA 15320-1320	Dunkard Township Greene County	SWRO
PA0294349	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	Ridgewood Manor MHC LLC 31200 Northwestern Highway Farmington Hills, MI 48334-5900	Rapho Township Lancaster County	SCRO
PA0031178	Minor Sewage Facility >= 0.05 MGD and < 1 MGD Individual NPDES Permit	Issued	Melody Lakes Management LLC 1045 N West End Boulevard Quakertown, PA 18951-4111	Richland Township Bucks County	SERO
PA0063444	Minor Sewage Facility >= 0.05 MGD and < 1 MGD Individual NPDES Permit	Issued	Schuylkill County Municipal Authority 572 Dutchtown Road Ashland, PA 17921	Butler Township Schuylkill County	NERO

<i>Application Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Permittee Name &amp; Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PA0219207	Minor Sewage Facility >= 0.05 MGD and < 1 MGD Individual NPDES Permit	Issued	Lincoln Township Municipal Authority Somerset County P.O. Box 162 Sipesville, PA 15561-0162	Lincoln Township Somerset County	SWRO
PA0219461	Minor Sewage Facility >= 0.05 MGD and < 1 MGD Individual NPDES Permit	Issued	Center West Joint Sewer Authority Washington County 102 E End Road Brownsville, PA 15417-8636	Centerville Borough Washington County	SWRO
PA0252522	Minor Sewage Facility >= 0.05 MGD and < 1 MGD Individual NPDES Permit	Issued	Somerset Township Municipal Authority Somerset County P.O. Box 247 Somerset, PA 15501-0247	Somerset Township Somerset County	SWRO
1170405	Minor and Non-NPDES Sewage Treatment Facility Individual WQM Permit	Issued	St Francis University 111 Juniper Lane Loretto, PA 15940-9739	Loretto Borough Cambria County	SWRO
1500413 A-1	Minor and Non-NPDES Sewage Treatment Facility Individual WQM Permit	Issued	East Brandywine Township Municipal Authority Chester County 1214 Horseshoe Pike Downingtown, PA 19335-1132	East Brandywine Township Chester County	SERO
3005402	Minor and Non-NPDES Sewage Treatment Facility Individual WQM Permit	Issued	7 Equities LLC 416 Ceylon Road Carmichaels, PA 15320-1320	Dunkard Township Greene County	SWRO
3624403	Minor and Non-NPDES Sewage Treatment Facility Individual WQM Permit	Issued	Northwestern Lancaster County Authority 97 N Penryn Road Manheim, PA 17545-9326	Penn Township Lancaster County	SCRO
3724401	Minor and Non-NPDES Sewage Treatment Facility Individual WQM Permit	Issued	Taylor Township Lawrence County P.O. Box 489 West Pittsburg, PA 16160-0489	Taylor Township Lawrence County	NWRO
NNOEXSC28	No Exposure Certification	Issued	Walmart Stores East LP 702 SW 8th Street Bentonville, AR 72712-6209	Bedford Township Bedford County	SCRO
NOEXNW104	No Exposure Certification	Issued	Products Abrasives Inc. P.O. Box 60 46 Sheesley Way Hamilton, PA 15744-0060	Perry Township Jefferson County	NWRO
NOEXNW193	No Exposure Certification	Issued	Wickmac Inc. 1399 County Line Road New Castle, PA 16101-2955	Hickory Township Lawrence County	NWRO
NOEXSC144	No Exposure Certification	Issued	Swab Wagon Co. Inc. 44 S Callowhill Street P.O. Box 919 Elizabethville, PA 17023-6601	Elizabethville Borough Dauphin County	SCRO
NOEXSC425	No Exposure Certification	Issued	FedEx Supply Chain 221 S 10th Street Lemoyne, PA 17043-1775	Lemoyne Borough Cumberland County	SCRO

## NOTICES

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<i>Application Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Permittee Name &amp; Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
NOEXSC426	No Exposure Certification	Issued	Sandridge Crafted Foods 304 Commerce Street New Oxford, PA 17350-1723	New Oxford Borough Adams County	SCRO
NOEXSC427	No Exposure Certification	Issued	Utz Quality Foods Inc. 900 High Street Hanover, PA 17331-1639	Manheim Township Lancaster County	SCRO
NOEXSE059	No Exposure Certification	Issued	National Refrigeration & Air Conditioning Inc. 539 Dunksferry Road Bensalem, PA 19020-5908	Bensalem Township Bucks County	SERO
NOEXSE231	No Exposure Certification	Issued	Versant Health Davis Vision 3805 West Chester Pike Building D Suite 150 Newtown Square, PA 19073-2329	Newtown Township Delaware County	SERO
PAG030320	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	L & S Demo Recycling Inc. 1299 W James Street Norristown, PA 19401-3626	Plymouth Township Montgomery County	SERO
PAG032311	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Louis Cohen & Son Inc. P.O. Box 1004 Wilkes-Barre, PA 18702	Hanover Township Luzerne County	NERO
PAG032434	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	McLane PA 43 Valley View Business Park Jessup, PA 18434	Jessup Borough Lackawanna County	NERO
PAG032437	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Rehrig Pacific Co. 32 Earth Conservancy Drive Wilkes-Barre, PA 18706-1559	Hanover Township Luzerne County	NERO
PAG033650	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Cargill Inc. 15407 McGinty Road W Wayzata, MN 55391-2365	Mount Joy Borough Lancaster County	SCRO
PAG034051	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Weber Bros Inc. 795 N Mill Street Lebanon, PA 17046-9344	North Annville Township Lebanon County	SCRO
PAG034086	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Rise Baking Company LLC 3701 Concord Road York, PA 17402-9101	Springettsbury Township York County	SCRO
PAG034088	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Amazon Com Service LLC P.O. Box 80842 Seattle, WA 98108-0842	Londonderry Township Dauphin County	SCRO
PAG036537	PAG-03 NPDES General Permit for Industrial Stormwater	Denied	YRC Inc. d/b/a YRC Freight 11500 Outlook Street Suite 400 Leawood, KS 66211-1804	Stowe Township Allegheny County	SWRO
PAG038484	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Webco Ind Inc. 363 Seneca Street Oil City, PA 16301-1311	Oil City City Venango County	NWRO
PAG041324	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	Issued	Adam Wilson & Connie Oxendine 19037 Inlet Road Conneautville, PA 16406-3253	Summerhill Township Crawford County	NWRO

<i>Application Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Permittee Name &amp; Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PAG041344	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	Issued	Daniel and Melody Winkelbauer 702 Conneauttee Road Waterford, PA 16441-3522	Le Boeuf Township Erie County	NWRO
PAG041347	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	Issued	Isenberg William J 105 Arberg Lane Slippery Rock, PA 16057-1801	Mercer Township Butler County	NWRO
PAG041349	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	Issued	Sandra and William Tracy 43224 Gilson Ridge Road Titusville, PA 16354-4506	Oil Creek Township Crawford County	NWRO
PAG041355	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	Issued	Aaron and Kimberly Banach 8325 Mill Street Girard, PA 16417-9339	Platea Borough Erie County	NWRO
PAG041358	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	Issued	Anderson Family Realty LP 1 Anderson Plaza Greenville, PA 16125-9443	Sugar Grove Township Mercer County	NWRO
PAG041360	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	Issued	Larsen Paula 558 Clay Furnace Road Sharpsville, PA 16150-3402	Clark Borough Mercer County	NWRO
PAG041366	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	Issued	Heather Wilson and John Arp 1347 Valentine Run Road Russell, PA 16345-3137	Pine Grove Township Warren County	NWRO
PAG045063	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	Issued	Donald A and Lisa M Ammerman 1076 Homan Hill Road Towanda, PA 18848-9519	Sheshequin Township Bradford County	NCRO
PAG048895	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	Issued	Free Joseph 27734 Deckards Road Cochranton, PA 16314-8114	Wayne Township Crawford County	NWRO
PAG123544	PAG-12 NPDES General Permit for CAFOs	Issued	Wenger Farms Pork Products Network LLC 101 West Harrisburg Avenue Box 26 Rheems, PA 17570	Howe Township Perry County	SCRO
PAG123889	PAG-12 NPDES General Permit for CAFOs	Issued	Klines Hillside Turkey Farm 167 Coble Road Chambersburg, PA 17202-9430	Saint Thomas Township Franklin County	SCRO
PAG123899	PAG-12 NPDES General Permit for CAFOs	Issued	Finkbiner Craig D 2452 Free Spring Church Road McAlisterville, PA 17049-8593	Fayette Township Juniata County	SCRO
PAG123935	PAG-12 NPDES General Permit for CAFOs	Issued	Martin Aaron R 1383 River Road Mohrsville, PA 19541-8721	Centre Township Berks County	SCRO
PAG126104	PAG-12 NPDES General Permit for CAFOs	Issued	Blue Springs Farm LLC 174 Stair Farm Lane Berlin, PA 15530-6024	Brothersvalley Township Somerset County	SCRO
2722	Sewer Extensions Individual WQM Permit	Issued	Allegheny County Sanitary Authority ALCOSAN 3300 Preble Avenue Pittsburgh, PA 15233-1025	Pittsburgh City Allegheny County	SWRO

## NOTICES

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<i>Application Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Permittee Name &amp; Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PA0272566	Single Residence STP Individual NPDES Permit	Issued	Cehelsky Ronald 221 Carbon Center Road Butler, PA 16002-1021	Summit Township Butler County	NWRO
PA0287946	Single Residence STP Individual NPDES Permit	Issued	Baker Joseph 636 Reed Road Corry, PA 16407-3012	Spring Creek Township Warren County	SWRO
PA0288730	Single Residence STP Individual NPDES Permit	Issued	Ritchey Christopher L 12438 E Lake Road North East, PA 16428	North East Township Erie County	NWRO
0887403	Single Residence Sewage Treatment Plant Individual WQM Permit	Issued	Donald A and Lisa M Ammerman 1076 Homan Hill Road Towanda, PA 18848-9519	Sheshequin Township Bradford County	NCRO
2003409	Single Residence Sewage Treatment Plant Individual WQM Permit	Issued	Free Joseph 27734 Deckards Road Cochranton, PA 16314-8114	Wayne Township Crawford County	NWRO
2520422	Single Residence Sewage Treatment Plant Individual WQM Permit	Issued	Ritchey Christopher L 12438 E Lake Road North East, PA 16428	North East Township Erie County	NWRO
6215401	Single Residence Sewage Treatment Plant Individual WQM Permit	Issued	Heather Wilson and John Arp 1347 Valentine Run Road Russell, PA 16345-3137	Pine Grove Township Warren County	NWRO
6219414	Single Residence Sewage Treatment Plant Individual WQM Permit	Issued	Baker Joseph 636 Reed Road Corry, PA 16407-3012	Spring Creek Township Warren County	NWRO
PA0094544	Small Flow Treatment Facility Individual NPDES Permit	Issued	Leskinen Enterprises Inc. 151 Tent Church Road Uniontown, PA 15401-6801	Addison Township Somerset County	SWRO
WQG01202407	WQG-01 WQM General Permit	Issued	Adam Wilson and Connie Oxendine 19037 Inlet Road Conneautville, PA 16406-3253	Summerhill Township Crawford County	NWRO

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**II. Final Action(s) on PAG-01 and PAG-02 General NPDES Permit NOIs.**


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<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name &amp; Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC150381	PAG-02 General Permit	Issued	Bush Auto Group 1406 Hollow Drive Downingtown, PA 19341	West Whiteland Township Chester County	Chester County Conservation District 674 Unionville Road Suite 105 Kennett Square, PA 19348 610-455-1360 RA-EPNPDES_SERO@ pa.gov
PAC150170	PAG-02 General Permit	Issued	Willow Creek, LLC 227 Granite Run Drive Lancaster, PA 17601	London Grove Township Chester County	Chester County Conservation District 674 Unionville Road Suite 105 Kennett Square, PA 19348 610-455-1360 RA-EPNPDES_SERO@ pa.gov

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name &amp; Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC150393	PAG-02 General Permit	Issued	Communications Test Design, Inc. CTDI 1373 Enterprise Drive West Chester, PA 19380	East Goshen Township Chester County	Chester County Conservation District 674 Unionville Road Suite 105 Kennett Square, PA 19348 610-455-1360 RA-EPNPDES_SERO@ pa.gov
PAC010268	PAG-02 General Permit	Issued	Devin K. Smith 409 Mehring Road Littlestown, PA 17340-0260	Union Township Adams County	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325 717-334-0636
PAC220440	PAG-02 General Permit	Issued	PPL Electric Utilities Corp 1639 Church Rd Allentown, PA 18104	Hummelstown Boro Derry Township Lower Paxton Township South Hanover Township Dauphin County	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717-921-8100
PAC220425	PAG-02 General Permit	Issued	Ronald Burkholder 1403 Farmhouse Lane Middletown, PA 17057	Lower Swatara Township Dauphin County	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717-921-8100
PAC220442	PAG-02 General Permit	Issued	Gerald and Mary Nissley 3505 Engle Rd Middletown, PA 17057	Londonderry Township Dauphin County	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717-921-8100
PAC220443	PAG-02 General Permit	Issued	JD Eckman, Inc. 4781 Lower Valley Rd Atglen, PA 19310	Londonderry Township Dauphin County	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717-921-8100
PAC310036	PAG-02 General Permit	Issued	PTV 1410, LLC 400 Penn Center Bldg 4 Ste 1000 Pittsburgh, PA 15235-5613	Broad Top City Borough Huntingdon County	Huntingdon County Conservation District 10605 Raystown Road Suite A Huntingdon, PA 16652 814-627-1626
PAC230304	PAG-02 General Permit	Issued	Haverford Township School District c/o Maureen Reusche 50 E. Eagle Road Havertown, PA 19083-1532	Haverford 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

## NOTICES

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<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name &amp; Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC230285	PAG-02 General Permit	Issued	Equipment Corporation of America 100 Station Street P.O. Box 306 Corapolis, PA 15108	Eddystone Borough 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
PAC670715	PAG-02 General Permit	Issued	Conewago Township York County 490 Copenhaffer Road York, PA 17404	Conewago Township York County	York County Conservation District 2401 Pleasant Valley Rd. Suite 101 Room 139 York, PA 17402 717-840-7430
PAC100340	PAG-02 General Permit	Issued	Western Butler County Authority 607 Market Street Zelienople, PA 16063	Jackson Township Butler County	Butler County Conservation District 120 Hollywood Drive Suite 201 Butler, PA 16001 724-284-5270
PAC250209A1	PAG-02 General Permit	Issued	Millcreek Township General Authority 3608 West 26th Street Erie, PA 16506	Millcreek Township Erie County	Erie County Conservation District 1927 Wager Road Erie, PA 16509 814-825-6403
PAC200109	PAG-02 General Permit	Issued	National Fuel Gas Distribution Corporation 1100 State Street Erie, PA 16501	West Mead Township City of Meadville Crawford County	Crawford County Conservation District 21742 German Road Meadville, PA 16335 814-763-5269
PAC430120	PAG-02 General Permit	Issued	Mr. Enos Troyer 366 Kinsman Road Greenville, PA 16125	West Salem Township Mercer County	Mercer County Conservation District 24 Avalon Court Suite 300 Mercer, PA 16137 724-662-2242
PA320018C	PAG-02 General Permit	Issued	Central Indiana County Joint Sewer Authority 603 S Main Street P.O. Box 7 Homer City, PA 15748	Center Township Indiana County	Indiana County Conservation District 435 Hamill Road Indiana, PA 15701 724-471-4751
PAC360292 A-3	PAG-02 General Permit	Issued	Elm Tree Properties, LLC 2422 Lime Spring Way Lancaster, PA 17603	Rapho Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC580034	PAG-02 General Permit	Issued	Mid-Atlantic Interstate Transmission, LLC 2800 Pottsville Pike Reading, PA 19612	Bridgewater Township Susquehanna County	Susquehanna County Conservation District 89 Industrial Drive Montrose, PA 18801 570-782-2105 RA-EPWW-NERO@ pa.gov

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name &amp; Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC100322	PAG-02 General Permit	Issued	Laurel Communities LLC 2543 Washington Road Building 900 Pittsburgh, PA 15241	Adams Township Seven Fields Borough Butler County	Butler County Conservation District 120 Hollywood Drive Suite 201 Butler, PA 16001 724-284-5270
PAC140075 A-1	PAG-02 General Permit	Issued	Edward G. Maxwell Off Shiloh Road State College, PA 16801	College Township Benner Township Centre County	Centre County Conservation District 414 Holmes Ave Ste 4 Bellefonte, PA 16823 814-355-6817
PAC190086	PAG-02 General Permit	Issued	Steve Shannon 920 Millville Road Bloomsburg, PA 17815	City of Bloomsburg Columbia County	Columbia County Conservation District 702 Sawmill Rd Ste 204 Bloomsburg, PA 17815 570-784-1310
PAC470047	PAG-02 General Permit	Issued	Commonwealth of PA Dept of Military & Veterans Affairs Attn: Robert Hepner Building 11 64 Utility Road FTIG Annville, PA 177003-5029	Valley Township Montour County	Montour County Conservation District 1210 Bloom Road Danville, PA 17821 570-271-1140
PAC470048	PAG-02 General Permit	Issued	Veolia Water Pennsylvania, Inc. Attn: Becky Pierce 6310 Allentown Blvd Harrisburg, PA 17112	Mahoning Township Montour County	Montour County Conservation District 1210 Bloom Road Danville, PA 17821 570-271-1140
PAC510308 A-1	PAG-02 General Permit	Issued	M/K Amy James Martin School, JV, LLC 3302 Cecil B. Moore Avenue Philadelphia, PA 19121	City of Philadelphia Philadelphia County	DEP, SERO 2 E. Main Street Norristown, PA 19401 484-250-5821 RA-EPNPDES_SERO@ pa.gov
PAC350182	PAG-02 General Permit	Issued	Christopher Shaffer Abington Heights School District 200 East Grove Street Clarks Summit, PA 18411-8760	South Abington Township Lackawanna County	Lackawanna County Conservation District 1027 S. Abington Road South Abington Township, PA 18411 570-382-3086 RA-EPWW-NERO@ pa.gov
PAC460886	PAG-02 General Permit	Issued	Hendricks Group Developers LLC 19 Great Hill Road New Hope, PA 18938-9283	Pennsburg Borough Montgomery County	Montgomery County Conservation District 143 Level Road Collegeville, PA 19426-3313 610-489-4506 x 10 RA-EPNPDES_SERO@ pa.gov
PAC460899	PAG-02 General Permit	Issued	Towamencin Township 1090 Troxel Road Lansdale, PA 19446-4606	Towamencin Township Montgomery County	Montgomery County Conservation District 143 Level Road Collegeville, PA 19426-3313 610-489-4506 x 10 RA-EPNPDES_SERO@ pa.gov



<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name &amp; Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC460881	PAG-02 General Permit	Issued	Sisters of Mercy 511 Montgomery Avenue Merion Station, PA 19066-1214	Lower Merion Township Montgomery County	Montgomery County Conservation District 143 Level Road Collegeville, PA 19426-3313 610-489-4506 x 10 RA-EPNPDES_SERO@pa.gov
PAC150387	PAG-02 General Permit	Issued	Coatesville Area School District 3030 C. G. Zinn Rd Thorndale, PA 19372	East Fallowfield Township Chester County	Chester County Conservation District 674 Unionville Road Suite 105 Kennett Square, PA 19348 610-455-1360 RA-EPNPDES_SERO@pa.gov
PAC150389	PAG-02 General Permit	Issued	Timbermill LLC P.O. Box 1843 West Chester, PA 19380	East Goshen Township Chester County	Chester County Conservation District 674 Unionville Road Suite 105 Kennett Square, PA 19348 610-455-1360 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).**

*Northcentral Region: Safe Drinking Water Program, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636.*

*Contact: Nadera Bellows, Clerical Assistant II, 570-327-0551.*

**Construction Permit No. 4124502MA**, Minor Amendment, Public Water Supply.

Applicant	<b>Foxcroft Manor Mobile Home Park</b>
Address	1635 Route 442 Muncy, PA 17756
Municipality	Muncy Creek Township
County	<b>Lycoming County</b>
Consulting Engineer	Charles Axtman P.O. Box 62 Turbotville, PA 17772
Application Received	January 22, 2024
Permit Issued	August 6, 2024
Description	This permit authorizes the water system to install a new Norwesco 3,000-gallon contact tank for additional capacity.

**Construction Permit No. 1924503MA**, Minor Amendment, Public Water Supply.

Applicant	<b>Tom Bowman Trucking Inc.</b>
Address	281 Bowmans Mill Road Orangeville, PA 17859
Municipality	Orange Township

County **Columbia County**  
 Consulting Engineer Brian Brook  
 1161 Seibert Road  
 Bellefonte, PA 16823

Application Received June 11, 2024  
 Permit Issued August 8, 2024

Description This permit approves upgrades to Tom Bowman Trucking, Inc. Bulk Water Hauling System.

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

*Contact: Ryan Fox, Env. Engineering Specialist, 570-826-2533.*

**Construction Permit No. 3922510-Ext**, Major Amendment, Public Water Supply.

Applicant **South Whitehall Township**  
 Address 4444 Walbert Avenue  
 Allentown, PA 18104

Municipality South Whitehall Township  
 County **Lehigh County**

Consulting Engineer Ebert Engineering, Inc.  
 4397 Skippack Pike  
 Skippack, PA 19474

Application Received July 22, 2024  
 Permit Issued August 12, 2024

Description Extension of PWS Construction Permit No. 3922510 issued for construction of the Ridge Farm Booster Pump Station.

**Designation of Water Quality Performance Requirements Permit No. 2359001**, Public Water Supply.

Applicant **Pennsylvania American Water Company Brownell**  
 Address 852 Wesley Dr.  
 Mechanicsburg, PA 17055

Municipality Carbondale Township  
 County **Lackawanna County**

Consulting Engineer Pennsylvania American Water Co.  
 2699 Stafford Ave  
 Scranton, PA 18505

Application Received May 15, 2024  
 Permit Issued August 13, 2024

Description Designation of Treatment Segments for Calculation of 1.0-Log Giardia Inactivation approval.

*Southeast Region: Safe Drinking Water Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.*

*Contact: Kimberleigh Rivers Clerical Assistant 2, 484-250-5887.*

**Construction Permit No. 4624512**, Major Amendment, Public Water Supply.

Applicant **Telford Borough Authority**  
 Address 50 Penn Avenue  
 Telford, PA 18969

Municipality Telford Borough  
 County **Montgomery County**

Consulting Engineer CKS Engineers, Inc.  
 4259 W. Swamp Road  
 Suite 410  
 Doylestown, PA 18902

Application Received June 12, 2024  
 Permit Issued August 5, 2024

Description Installation of Granular Activated Carbon (GAC) filtration system at Well Nos. 1, 3 and 5—7 to treat PFAS.

**Construction Permit No. 0924506**, Major Amendment, Public Water Supply.

Applicant **PA American Water Company**  
 Address 920 Mountain Home Road  
 Sinking Spring, PA 19608-9373

Municipality Yardley Borough  
 Lower Makefield Township

County **Bucks County**

Consulting Engineer Mott MacDonald  
 325 Chestnut Street  
 Philadelphia, PA 19106

Application Received April 3, 2024  
 Permit Issued August 7, 2024

Description Addition of a GAC adsorption system for FPAS removal at each well station.

*Northcentral Region: Safe Drinking Water Program, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636.*

*Contact: Nadera Bellows, Clerical Assistant II, 570-327-0551.*

**Operation Permit 4197501-T1-A1**. PWSID No. 4410180. **The Lycoming County Water and Sewer Authority—Limestone Township Water System**, 1425 Perry Nigart Road, South Williamsport, PA 17702, Limestone Township, **Lycoming County**. Application received: February 28, 2024. Permit Issued: August 7, 2024. Clarification of current processed, c12 contact pipe known as filter plant & intake wells, nigart run, EPD filtration plant, storage tank & related piping, clarify existing operating conditions and the system's ability to meet inactivation requirements under typical and potential worst-case operating scenarios.

**Construction/Operation Permit 4496031-A20**. PWSID No. 4496031. **Tulpehocken Mountain Spring Water, Inc.**, 750 Point Twp Drive, Northumberland, PA 17857, Point Township, **Northumberland County**. Application received: May 7, 2024. Permit Issued: August 8, 2024. This permit authorizes the permittee for the addition of the Silver Springs Ranch, LLC Borehole 1 (BH-1) bulk water source (permitted by the Pennsylvania Department of Environmental Protection), which will be delivered to its existing Tulpehocken Mountain Spring Water Bottling Plant in Point Township, Northumberland County.

*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: August 1, 2024. Permit Issued: August 7, 2024. Comprehensive operation permit for the Cliff View Mobile Home Park system, as well as the interconnection between Well Nos. 1 and 2, and the Well Nos. 1 and 2 improvements.

**Emergency Permit 2124515 E.** PWSID No. **7210029.** **Pennsylvania-American Water Company**, 852 Wesley Drive, Mechanicsburg, PA 17055, Lower Allen Township, **Cumberland County**. Application received: August 10, 2024. Permit Issued: August 10, 2024. Limited duration emergency operation permit for a temporary emergency interconnection with Veolia Water Pennsylvania (PWSID 7210028).

*Southwest Region: Safe Drinking Water Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.*

*Contact: Renee Diehl, Program Manager, ra-epswwd@pa.gov.*

**Construction Permit 4560874.** PWSID No. **4560874.** **Highlands Ventures LLC**, 231 County Line Road, Champion, PA 15622, Middlecreek Township, **Somerset County**. Application received: July 30, 2024. Permit Issued: August 2, 2024. Installation of a sodium hypochlorite disinfection system to provide 4-log treatment for Highlands Market.

**Operation Permit 2621502.** PWSID No. **5260011.** **Indian Creek Valley Water Authority**, 2019 Indian Head Road, Indian Head, PA 15446, Saltlick Township, **Fayette County**. Application received: August 4, 2024. Permit Issued: August 8, 2024. Modifications to the Pritts Spring Slow Sand Filtration Plant.

**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.**

*Northcentral Region: Clean Water Program, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636. 8/7/24.*

*Contact: Thomas Randis, Environmental Program Manager, 570-327-0530.*

*Plan Location:*

<i>Municipality</i>	<i>Address</i>	<i>County</i>
East Chillisquaque Township	1110 Mexico Road	Northumberland County
Turbot Township	Milton, PA 17847	
Milton Borough		

*Plan Description:*

**Act 537 Sewage Facilities Plan Special Study—MRSA Minor Act 537 Plan Update: Potts Grove and Turbot Township Special Study (East End Regionalization Project)**, APS # 1112320. The plan provides for the Milton Regional Sewer Authority (MRSA) to convert the existing Potts Grove wastewater treatment plant (WWTP) in East Chillisquaque Township into a pump station that will direct waste through approximately 16,900 linear feet of force main along SR-642. The proposed force main will tie-in to a manhole constructed as part of a proposed 14,500 linear foot gravity sanitary sewer system extension to serve the Mahoning Manor area of Turbot Township. The project will also include an

approximate 4,200 linear foot gravity sanitary sewer system extension to serve the Boiardi Lane and Pleasant Valley Village area of Turbot Township and improvements to approximately 1,900 linear feet of existing downstream MRSA gravity sewer mains to allow for conveyance to the existing MRSA Wastewater Treatment Plant. It is noted that the sewer service area of West Chillisquaque Township will not change through this action. Furthermore, Turbot Township will develop and adopt a mandatory connection ordinance to facilitate implementation of the project. East Chillisquaque Township will develop and adopt a township wide sewage management program, that meets or exceeds all legal requirements, by the completion of this project in 2027. The estimated total project cost for the selected alternative is \$11,425,000. The MRSA, within the plan, has declared that it intends to utilize PENNVEST to finance this proposal.

**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.

*Northeast Region: Environmental Cleanup & Brownfields Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.*

Contact: *Eric Supey, Environmental Program Manager.*

**Milochik Well Site**, Primary Facility ID # **874513**, 477 Hollett Road, Montrose, PA 18801, Auburn Township, **Susquehanna County**. Creston Environmental, 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 production fluid (brine). The Final Report is intended to document remediation of the site to meet the Statewide health standards.

*Northwest Region: Environmental Cleanup & Brownfields Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6945.*

Contact: *Nick, 814-332-6978.*

**Berry Plastics**, Primary Facility ID # **625608**, 844 East Columbus Avenue (Route 6), Corry, PA 16407, City of Corry, **Erie County**. Moody & Associates, Inc., 180 Mercer Street, Suite A, Meadville, PA 16335, on behalf of HNI Corporation, 600 East Second Street, Muscatine, IA 52761, submitted a Remedial Investigation Report concerning remediation of soil and groundwater contaminated with Volatile Organic Compounds. The Remedial Investigation Report is intended to document remediation of the site to meet the site-specific standards.

*Southcentral Region: Environmental Cleanup & Brownfields Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.*

Contact: *Environmental Cleanup & Brownfields Program Manager, 717-705-4705.*

**Schneider National, Inc.**, Primary Facility ID # **794002**, 1 Schneider Drive, Middlesex, PA 17015, Middlesex Township, **Cumberland County**. GEI Consultants, Inc., 18000 Horizon Way, Suite 200, Mount Laurel, NJ 08054, on behalf of Schneider National, Inc., 3101 Packerland Drive, Green Bay, WI 54313, submitted a Cleanup Plan concerning remediation of soil and groundwater contaminated with lead, arsenic, nickel & possible SVOCs. The Cleanup Plan is intended to document remediation of the site to meet the site-specific standards.

**Schneider National, Inc.**, Primary Facility ID # **794002**, 1 Schneider Drive, Middlesex, PA 17015, Middlesex Township, **Cumberland County**. GEI Consultants, Inc., 18000 Horizon Way, Suite 200, Mount Laurel, NJ 08054, on behalf of Real Term Logistics, 201 West Street, Annapolis, MD 21401, submitted a Cleanup Plan concerning remediation of soil and groundwater contaminated with lead, arsenic, nickel and possible SVOCs. The Cleanup Plan is intended to document remediation of the site to meet the site-specific 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.*

**Padda Property—1670 Church Road**, Primary Facility ID # **876435**, 1670 Church Road, Allentown, PA 18104, South Whitehall Township, **Lehigh County**. Synergy Environmental, 155 Railroad Plaza, Royersford, PA 19468, on behalf of Padda Property, LLC, 617 Grammes Lane, Allentown, PA 18104, submitted a Final Report concerning remediation of soil contaminated with metals and gasoline. The Final Report demonstrated attainment of the Statewide health standards. Approved: August 13, 2024.

**Wawa 159**, Primary Facility ID # **876454**, 296 Route 940, Blakeslee, PA 18610, Tobyhanna Township, **Monroe County**. Aquaterra Technologies, 901 South Bolmar Street, Suite A, West Chester, PA 19382, on behalf of Wawa, Inc., 260 West Baltimore Pike, Wawa, PA 19063, submitted a Final Report concerning remediation of soil contaminated with used motor oil. The Final Report demonstrated attainment of the Statewide health standards. Approved: August 12, 2024.

*Southcentral Region: Environmental Cleanup & Brownfields Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.*

Contact: *Environmental Cleanup & Brownfields Program Manager, 717-705-4705.*

**Chambersburg Borough Electric Service Center**, Primary Facility ID # **846874**, 80 South Franklin Street, Chambersburg, PA 17201, Chambersburg Borough, **Franklin County**. BL Companies, 2601 Market Place, Suite 350, Harrisburg, PA 17110, on behalf of Borough of Chambersburg, 100 South 2nd Street, Chambersburg, PA 17201, submitted a Baseline Environmental Report concerning remediation of soil and groundwater contaminated with MGP impacts of Petroleum Products, VOCs, SVOCs and Inorganic Compounds. The report demonstrated attainment via pathway elimination. The Report demonstrated attainment of the special industrial area provision of act 2. Approved: August 14, 2024.

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

Contact: *Thomas Buchan, P.G., EGM, 412-442-5240.*

**Haser Place**, Primary Facility ID # **868719**, Geyer Road, Pittsburgh, PA 15209, Reserve Township, **Allegheny County**. KU Resources, Inc., 22 South Linden Street, Duquesne, PA 15110, on behalf of Adarryl Derher, Amani Development, 606 Liberty Avenue, Pittsburgh, PA 15222, submitted a Final Report concerning remediation of soil contaminated with Benzo(a)pyrene, Benzo(b)fluoranthene, arsenic, cobalt, nickel, iron and vanadium. The Final Report demonstrated attainment of the Statewide health and site-specific standards. Approved: July 23, 2024.

#### HAZARDOUS WASTE TRANSPORTER LICENSE

**Action(s) Taken on Hazardous Waste Transporter License Under the Solid Waste Management Act of July 7, 1980 (P.L. 380, No. 97) (35 P.S. §§ 6018.101—6018.1003); and Hazardous Waste Regulations to Transport Hazardous Waste.**

*Transporter License Voluntarily Terminated*

*Central Office: Waste Management Program, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101, 717-787-7561.*

Contact: *Jonathan Adams.*

**Wolfe's Excavating DBA Wolfe's Environmental Transport**, 70 Columbia Blvd, Clarksburg, WV 26301. **License No. PA-AH 0948**. Application received: August 7, 2024. Effective August 7, 2024.

#### 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.**

*Southcentral Region: Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.*

Contact: *Carrie A. Fleming, Program Manager.*

**WMGR003SC001. Pennsylvania Precision Cast Parts, Inc.**, 521 North 3rd Avenue, Lebanon, PA 17046, City of Lebanon, **Lebanon County**. This is a renewal of Residual Waste General Permit WMGR003, which authorizes the beneficial use of spent fired "ceramic" wastes (i.e. colloidal silica) generated from the lost wax casting process by a ferrous metal foundry (Standard Industrial Classification Code 3324). This general permit authorizes the use of this waste type as an aggregate, road base material, pipe bedding material or as a roadway construction material. Application received: January 30, 2024. Issued: August 7, 2024.

Persons interested in reviewing the permit may contact Carrie A. Fleming, Program Manager, Waste Management Program, 717-705-4706, 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.

*Southeast Region: Waste Management Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.*

Contact: *Mohamad Mazid, Chief, Technical Services, E-Mail Address: RA-EPWM-SERO-PERMITS@pa.gov.*

**WMGR046SE002. McGill Fairless Hills, LLC**, 634 Christian Chapel Church Road, New Hill, NC 27562, Falls Township, **Bucks County**. This permit is for a Determination of Applicability (DOA) under the conditions defined within General Permit No. WMGR046 for the beneficial use of the composting products produced by McGill Fairless Hills Composting Facility as manufactured soil or soil amendments. The McGill Fairless Hills Composting Facility is an existing indoor composting facility operating under the individual Solid Waste Permit ID 101727 and located at 1000 Tyburn Road, in Falls Township, Bucks County. Application received: March 14, 2024. Issued: August 6, 2024.

Persons interested in reviewing the permit may contact Waste Management Program Manager, Phone Number 484.250.5960, or by e-mail at RA-EPWM-SERO-PERMITS@pa.gov, Southeast Region, 2 East Main Street, Norristown, PA 19401, 484-250-5900. TDD users may contact DEP through the Pennsylvania Hamilton Relay Service, 800-654-5984.

**WMGR081SE003. Recovery Recycling, LLC, P.O.** Box 773, Souderton, PA 18964, Souderton Borough, **Montgomery County**. This permit is for the renewal of the registration under the conditions defined within General Permit No. WMGR081 for the beneficial use of waste electronics at Recovery Recycling, LLC's Green Street Facility, located at 38 Green Street in the Borough of Souderton, Montgomery County. Application received: March 14, 2024. Issued: August 8, 2024.

Persons interested in reviewing the permit may contact Waste Management Program Manager, Phone Number 484.250.5960, or by e-mail at RA-EPWM-SERO-PERMITS@pa.gov, Southeast Region, 2 East Main Street, Norristown, PA 19401, 484-250-5900. 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.**

*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.*

**GP3-36-03226: Liberty Excavators, Inc.**, 4402 Gettysburg Road, Camp Hill, PA 17011, East Hempfield Township, **Lancaster County**. For a portable nonmetallic mineral processing plant under GP3 at the Spooky Nook Project. Application received: July 23, 2024. Issued: August 8, 2024.

**GP9-36-03226: Liberty Excavators, Inc.**, 4402 Gettysburg Road, Camp Hill, PA 17011, East Hempfield Township, **Lancaster County**. For two nonroad engines under GP9, to power portable nonmetallic mineral processing equipment at the Spooky Nook Project. Application received: July 23, 2024. Issued: August 8, 2024.

*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-30-00254B/AG5A-30-00007B: CNX Gas Company LLC**, 1000 Horizon Vue Drive, Canonsburg, PA 15317, Richhill Township, **Greene County**. On August 8, 2024, the Department authorized GP5A-30-00254B/AG5A-30-00007B to CNX Gas Company LLC for the modification of the existing RHL-28 Well Pad. The Modification include the addition of pigging operations and retrofitting pneumatic devices with liquid nitrogen system to eliminate the venting emissions (methane and green house gases). No other changes were recommended to the previously authorized sources and air cleaning devices at their Richhill Township Greene County. Application received: June 28, 2024. Authorized: August 8, 2024.

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**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.**

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*Philadelphia: Air Management Services: Air Quality Program, 321 University Avenue, Philadelphia, PA 19104-4543.*

*Contact: Maryjoy Ulatowski, Chief, Source Registration, 215-685-9476.*

**IP24-000185: MIPC, LLC**, 4210 G Street, Philadelphia, PA 19124, City of Philadelphia, **Philadelphia County**. The City of Philadelphia, Air Management Services (AMS) on August 8, 2024, issued an extension of Plan Approval Number IP23-000003. IP23-000003 extended Plan Approval IP19-000043 dated June 26, 2019, was for the installation of the following: Increase the Truck Loading Rack (P03) throughput from 243,000,000 gallons per rolling 12-month period to 306,600,000 gallons per rolling 12-month period for gasoline or light petroleum products (controlled loading operations). Installation of a new ethanol unloading skid and truck station for the unloading of ethanol from tank trucks into terminal storage. • Installation of a new Vapor Recovery Unit (VRU) (CD016) that uses vacuum assist to eliminate fugitive emissions. CD016 controls emissions from Truck Loading Rack (P03). The current carbon adsorption/absorption VRU (CD015) will remain as a backup control device for Truck Loading Rack (P03). CD015 is limited to 5,880,000 gallons per year of light petroleum liquid

product. The extension is effective until February 8, 2026. Application received: July 22, 2024. Issued: August 8, 2024.

**IP23-000270: Philadelphia Marriott Downtown**, 1201 Market Street, Philadelphia, PA 19107, City of Philadelphia, **Philadelphia County**. The City of Philadelphia, Air Management Services (AMS) issued a plan approval for the operation of a hotel. The following stationary air emission sources are part of the plan approval: one 21 MMBtu/hr dual-fuel fired boiler, and one 21 MMBtu/hr dual-fuel fired boiler. Application received: September 7, 2023. Issued: August 5, 2024.

*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.*

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

**09-0010E: PEL Healthcare LLC**, 650 Cathill Rd, Sellersville, PA 18960-1512, West Rockhill Township, **Bucks County**. This action is for the extension of a plan approval for the reinstallation/reinstatement of 60" Tablet Coater (Source ID No. 117) and the Fluid Bed Processor (Source No. 122). Application received: July 25, 2024. Issued: August 13, 2024.

*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-65-00629B: CBC Latrobe Acquisition, LLC**, 100 33rd Street, Latrobe, PA 15650, Latrobe Borough, **Westmoreland County**. Plan Approval Extension (PA-65-00629B) issued for 180 days on August 5, 2024 for six months from date effective August 28, 2024, for completing the pending construction of liquid batching tanks (Source 101L) and four (4) raw material storage tanks at the Latrobe Brewery in Latrobe Borough, Westmoreland County. Application received: July 30, 2024. Issued: August 7, 2024.

**PA-63-01056A: Bloom Engineering Company, Inc.**, 100 Vista Drive, Charleroi, PA 15022, Fallowfield Township, **Washington County**. On August 7, 2024, PA-63-01056A plan approval extension was issued for 180 days to Bloom Engineering Co. to complete the construction that was delayed due to lack of detailed engineering design for their existing Charleroi location in Fallowfield Township, Washington County. The plan approval will expire on February 28, 2025. Application received: July 26, 2024. Issued: August 7, 2024.

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**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.**

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

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

**10-00438A: American Contract Systems**, 4020 Jacksons Pointe Court, Bldg 4000, Zelienople, PA 16063, Jackson Township, **Butler County**. Issued a 6-month plan approval extension to allow more time for initial SOOP submittal. This extension expires January 31, 2025. Application received: July 29, 2024. Issued: July 31, 2024.

**24-00083W: Mersen USA GS Corporation—St Mary's**, 1032 Trout Run Road, Saint Mary's, PA 15857, City of Saint Mary's, **Elk County**. Issued a 6-month plan approval extension to evaluate stack re-test results and do plan approval inspection. This extension expires January 31, 2025. Application received: May 30, 2024. Issued: July 31, 2024.

*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.*

**06-05160A: NextEra Renewable Fuels, LLC**, 1605 North Cedar Crest Boulevard, Suite 509, Allentown, PA 18104-2351, Cumru Township, **Berks County**. For the installation of an on-site landfill gas (LFG) to energy plant at the Western Berks Landfill (WBLF). The plan approval was extended. Application received: July 30, 2024. Issued: August 5, 2024.

**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.*

**48-00093: Oldcastle APG Northeast, Inc.**, 800 Uhler Road, Easton, PA 18042, Forks Township, **Northampton County**. The Department issued a renewal State-Only (Natural Minor) Permit for this facility located in Forks Township, Northampton County, for operation of a concrete block and brick manufacturing plant. The operation consists of the concrete block plant and fabric collectors for control of the particulate emissions. The sources are considered minor emission sources of nitrogen oxide (NO<sub>x</sub>), sulfur oxides (SO<sub>x</sub>), carbon monoxide (CO), total suspended particulate (TSP) and VOC's. The permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations. Application received: February 20, 2024. Renewal issued: July 23, 2024.

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

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

**33-00185: Columbia Gas Trans Iowa Comp Sta**, 455 Racetrack Rd, Washington, PA 15301-8910, Pine Creek Township, **Jefferson County**. The Department issued the renewal State Only Natural Minor Operating Permit for operation of compressor station. The facility's primary emission sources include two (2) 1,150 bhp natural gas-fired internal combustion engines controlled by catalytic converters that drive compressor units that pump natural gas through the system. The potential emissions of the primary pollutants from the facility are as follows: 27.69 TPY (tons per year) NO<sub>x</sub>, 0.13 TPY CO, 5.23 TPY VOC, 0.01 TPY filterable PM<sub>10</sub> and PM<sub>2.5</sub>, and 0.05 TPY SO<sub>x</sub>; thus, the facility is a natural minor. The engines are subject to 40 CFR 63 Subpart ZZZZ, NESHAP for Stationary Reciprocating Internal Combustion Engines, as well as plan approval conditions for emissions, testing, recordkeeping, and work practices. The renewal permit contains emission restrictions, recordkeeping, work practices, and additional requirements to ensure compliance

with the Clean Air Act and the Air Pollution Control Act. Application received: November 16, 2023. Renewal issued: August 6, 2024.

**25-00648: NEPA Energy LP**, 139 S Lake St, North East, PA 16428-1209, North East Township, **Erie County**. The Department issued the renewal State Only Natural Minor Operating Permit for operation of the facility. The facility produces steam for the nearby Welch's facility, located at 139 South Lake St, North East, PA. The facility's primary emission sources include the two 99 mmBtu/hr boilers and a parts cleaner. The potential emissions of the primary pollutants from the facility are as follows: 52.74 TPY (tons per year) NO<sub>x</sub>, 5.48 TPY CO, 5.11 TPY VOC, 1.64 TPY total HAPs, 1.65 TPY filterable PM<sub>10</sub> and PM<sub>2.5</sub>, and 0.52 TPY SO<sub>x</sub>; thus, the facility is a natural minor. The boilers are subject to 40 CFR 60 Subpart Dc, Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units. The renewal permit contains emission restrictions, recordkeeping, work practices, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act. Application received: November 30, 2023. Renewal issued: August 6, 2024.

*Philadelphia: Air Management Services: Air Quality Program, 321 University Avenue, Philadelphia, PA 19104-4543.*

*Contact: Maryjoy Ulatowski, Chief, Source Registration, 215-685-9476.*

**OP22-000044: Verizon Pennsylvania LLC—Locust Central Office**, 1631 Arch Street, Philadelphia, PA 19103, City of Philadelphia, **Philadelphia County**. The City of Philadelphia, Air Management Services (AMS) on August 8, 2024, issued a renewal Natural Minor Operating Permit (NMOP) for the operation of a data storage facility. The facility's air emission sources are two (2) diesel-fired emergency generators, each rated 1617 kilowatt (kW). Application received: September 2, 2022. Issued: August 8, 2024.

**OP22-000008: 401 North Broad Lessee, LLC**, 401 North Broad St, Philadelphia, PA 19108, City of Philadelphia, **Philadelphia County**. The City of Philadelphia, Air Management Services (AMS) on August 7, 2024, issued a renewal Natural Minor Operating Permit (NMOP) for the operation of a data center. The facility's air emission sources include two (2) diesel-fired 4000-kilowatt (kW) emergency generators with Selective Catalytic Reduction, one (1) diesel-fired 400 kW emergency, and one (1) diesel-fired 155-kW fire pump. Application received: February 8, 2022. Issued: August 7, 2024.

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

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

**34-03003: Empire Kosher Poultry, Inc.**, 247 Empire Drive, Mifflintown, PA 17059-7746, Walker Township, **Juniata County**. For the poultry processing facility. The State-Only permit was renewed. Application received: January 24, 2024. Issued: August 7, 2024.

**01-05033: Knouse Foods Cooperative, Inc.**, P.O. Box 807, Biglerville, PA 17307-0807, Tyrone Township, **Adams County**. For the food processing facility. The State-Only permit was renewed. Application received: January 30, 2024. Issued: August 7, 2024.

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

**36-05069: Fenner Precision Polymers**, 311 West Stiegel Street, Manheim, PA 17545-1747, Manheim Township, **Lancaster County**. For the polymeric drive belt manufacturing facility. The State-Only permit was renewed. Application received: May 28, 2024. Issued: August 6, 2024.

**06-05114: Birchcraft Kitchens, Inc.**, 425 Richmond Street, Reading, PA 19605-3065, City of Reading, **Berks County**. For the wood cabinet manufacturing facility. The State-Only permit was renewed. Application received: January 2, 2024. Issued: August 6, 2024.

*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.*

**56-00294: New Enterprise Stone and Lime Co., Inc.**, 391 Glades Pike, Somerset, PA 15501, Jefferson Township, **Somerset County**. On August 12, 2024, the Department issued a Synthetic Minor Operating Permit to New Enterprise Stone & Lime Company/Somerset Blacktop Plant in Jefferson Township, Somerset County. Sources of emissions consist of drum mix asphalt concrete plant, in-plant roadways, and one (1) 1.2 MMBtu/hr natural gas-fired burner. Air pollution prevention equipment at the facility includes a cyclone, a baghouse, a water truck, and a road sweeper. The proposed Operating Permit includes conditions relating to applicable emission restrictions, testing, monitoring, recordkeeping, reporting, and work practice standards requirements for the site. Application received: September 5, 2023. Deemed administratively complete: September 7, 2023.

**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.**

*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.*

**15-00043: Energy Transfer Mkt & Term LP/Malvern Terminal**, 41 Malin Rd, Malvern, PA 19355, East Whiteland Township, **Chester County**. Pursuant to 25 Pa. Code § 127.450, an Administrative Amendment to change the Responsible Official from Louis Gonzalves to Michael Diel, Director of Terminal Operations. Michael Diel meets the requirements under 25 Pa. Code

§ 121.1(i)(A) for the definition of responsible official. Application received: July 26, 2024. Issued: August 13, 2024.

**09-00013: Wheelabrator Falls Inc.**, 1201 New Ford Mill Rd, Morrisville, PA 19067, Falls Township, **Bucks County**. Pursuant to 25 Pa. Code § 127.450, an Administrative Amendment to change the Responsible Official from David Jones, VP of Operations to Perry Alburg, Plant Manager. Perry Alburg meets the requirements under 25 Pa. Code § 121.1(i)(A) for the definition of responsible official. Application received: August 7, 2024. Issued: August 13, 2024.

**23-00119: Marcus Hook Terminal**, 100 Green St, Marcus Hook, PA 19061-4800, Marcus Hook Borough, **Delaware County**. The Administrative Amendment is issued under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code § 127.450(a)(5) for Title V Operating Permit (TVOP) No. 23-00119 for its Marcus Hook Terminal facility located in Marcus Hook Borough, Delaware County. The Administrative Amendment incorporates the requirements of Plan Approval No. 23-0119E (revised) into the TVOP. In addition, the amended TVOP incorporates the requirements of Plan Approval No. 23-0119K into the amended TVOP by reference. Application received: June 14, 2024. Issued: August 12, 2024.

**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.*

**DEM-63-01066A: CNX Gas Company LLC**, 3000 Town Center Boulevard, Canonsburg, PA 15317, Buffalo Township, **Washington County**. On June 28, 2024, CNX (1000 Horizon View Drive, Canonsburg, PA 15317), submitted a request for a de minimis emission increase at its WFN-12 Well Pad located in West Finley Township, Washington County. This Notice is published per 25 Pa. Code § 127.449(i). The well pad contains Five (5) completed, active, horizontal wells, producing natural gas from the Marcellus Shale and ancillary equipment. The project is to install two (2) pressurized bullet tanks and associated hoses for condensate truck loading and conduct temporary operation to load condensate into trucks. CSX will comply with requirements in DEM-63-01066A. Currently operation of the well pad is authorized by GP-5A-63-01066A.

*The following table shows emission changes at the well pad since its operation was authorized by GP-5A-63-01066A:*

*Table 1—Change in Potential Emissions since Authorization for Use of GP5A-63-01068A on June 9, 2018. CSX—WFN-12 Well Pad*

Action	Date	Source	NO <sub>x</sub>	CO	VOC	PM <sub>10</sub>	PM <sub>2.5</sub>	SO <sub>2</sub>	HAPs	CO <sub>2e</sub>
			(tpy)							
			Emissions Change (Temporary, 90-days-July-Sept. 2024)							
DEM-63-01066A	7/18/24	Temporary Addition (90-days) of 2 Bullet Tanks and Truck Condensate Hoses	0.00	0.00	+0.190	0.00	0.00	0.00	+0.00385	+1.38
Sum of Temporary Changes TPY			0.00	0.00	0.19	0.00	0.00	0.00	0.00	1.38



Under item Number “36 Source(s) qualifying under § 127.449 as de minimis emission increases.” of “Section 127.14(a)(8) Exemptions that do not require the submission of an RFD form” in the Department’s Plan Approval and Operating Permit Exemption List (275-2101-003/July 1, 2021) on Page 8, the change is exempt from requiring Department authorization. However, the upgrade and operation of the equipment are subject to certain requirements for this exemption to be effective. The constructed equipment and these requirements will be incorporated into the general Operating Permit at a later time.

## 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

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

*Contact: RA-EPPottsvilleDMO@pa.gov.*

**Mining Permit No. 64910302. NPDES Permit No. PA0225932. Ronald Scull, 565 Beach Lake Highway, Honesdale, PA 18431, Berlin Township, Wayne County.** Renew NPDES Permit on a quarry operation. Receiving stream: Indian Orchard Brook. Application received: December 28, 2023. Renewal issued: August 7, 2024.

**Mining Permit No. 13930301. NPDES Permit No. PA0595829. H & K Group, Inc., P.O. Box 196, Skippack, PA 19474, Penn Forest Township, Carbon County.** Renew NPDES Permit on a quarry operation. Receiving stream: Stony Creek. Application received: January 18, 2024. Renewal issued: August 7, 2024.

**Mining Permit No. 39970301. PA0225908. Holcim (US), Inc., 5160 Main Street, Whitehall, PA 18052, Whitehall Township, Lehigh County.** Renew NPDES Permit on a quarry operation. Receiving streams: Coplay Creek and UNT to Coplay Creek. Application received: February 2, 2024. Renewal issued: August 7, 2024.

## 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

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

*Contact: Cassie Stanton, Clerical Assistant 2, 814-342-8101.*

**Permit No. 14244105. Douglas Explosives Services LLC, 2052 Philipsburg Bigler Hwy, Philipsburg, PA 16866, Walker Township, Centre County.** Blasting for residential development. Application received: July 30, 2024. Issued: August 2, 2024. Expiration date: December 30, 2024.

**Permit No. 57244101. Meshoppen Blasting, Inc., Frantz Road, P.O. Box 127, Meshoppen, PA 18630, Colley Township, Sullivan County.** Blasting for a gas pad. Application received: August 2, 2024. Issued: August 8, 2024. Expiration date: August 2, 2025.

**Permit No. 14244106. Wampum Hardware Co., 636 Paden Rd., New Galilee, PA 16141, College Township, Centre County.** Blasting for residential development. Application received: August 9, 2024. Issued: August 12, 2024. Expiration date: December 31, 2024.

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

*Contact: Tracy Norbert, RA-EPNEWSTANTON@pa.gov.*

**Permit No. 30244102. Kesco, Inc., 215 S. Main Street, Suite 3, Zelienople, PA 16063-1177, Whiteley Township, Greene County.** Blasting Activity Permit for demolition of Coastal Drilling/Kirby Property for rock removal, with an expiration date of November 15, 2024. Application received: August 6, 2024. Issued: August 8, 2024.

**Permit No. 02244105. Wampum Hardware Company, 636 Paden Road, New Galilee, PA 16141, North Fayette Township, Allegheny County.** Blasting Activity Permit for the commercial develop of Hilltop Commerce Park, with an expiration date of December 31, 2024. Application received: August 12, 2024. Issued: August 12, 2024.

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

*Contact: RA-EPPottsvilleDMO@pa.gov.*

**Permit No. 35244111. Maurer & Scott Sales, Inc., 122 Thomas Street, Coopersburg, PA 18036, Moosic Borough, Lancaster County.** Construction blasting for Montage Mountain commercial development. Application received: July 31, 2024. Permit issued: August 7, 2024. Expiration date: July 25, 2025.

**Permit No. 36244127. Maine Drilling & Blasting, Inc., P.O. Box 1140, Gardiner, ME 04345, West Lampeter Township, Lancaster County.** Construction blasting for Southpointe at Lakes. Application received: July 31, 2024. Permit issued: August 7, 2024. Expiration date: August 31, 2025.

**Permit No. 58244105. Maine Drilling & Blasting, Inc.**, P.O. Box 1140, Gardiner, ME 04345, Auburn Township, **Susquehanna County**. Construction blasting for Defarges well pad. Application received: August 1, 2024. Permit issued: August 7, 2024. Expiration date: August 31, 2025.

### 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.**

*Northcentral Region: Waterways & Wetlands Program, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636.*

*Contact: Pete Geanacopoulos, Project Manager, RA-EPWW-NCRO@pa.gov.*

**E0804224-007. Towanda Municipal Authority**, 724 Main Street, Towanda, PA 18848, Towanda Borough, **Bradford County**. U.S. Army Corps of Engineers Baltimore District.

Construct a new headworks building, demolish existing headworks building, rehabilitate Autothermal Thermophilic Aerobic Digester and Ultraviolet disinfectant system along WB Susquehanna River in Towanda Borough, Bradford County. Towanda, PA Quadrangle Latitude: N: 41°, 45', 40.0", Longitude: -W: -76°, 26', 30.8". Application received: April 24, 2024. Accepted: May 25, 2024. Issued: August 9, 2024.

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

*Contact: Michele Lauer, Clerical Assistant 2, 570-830-3077.*

**E4002223-007. 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.

To construct and maintain a stream restoration project along a 900-LF reach of the South Branch of Newport Creek (CWF, MF) with work consisting of re-grading to create a constructed stream channel having a 5-foot wide bed bottom lined with 12-inches of natural streambed material, an 11-foot top width, 3:1 side slopes, a flood bench with live stake plantings, and a 0.26% longitudinal slope. Other improvements will include eight (8) log vanes, five (5) boulder revetment areas, four (4) coir log areas, random boulder placement, riparian buffer plantings, and R-3 riprap bank protection along the existing stream crossing associated with West Main Street. This project will result in 7,078 yd<sup>3</sup> of total cut within the stream and floodway. The project begins at the confluence of South Branch of Newport Creek and West Main Street and terminates approximately 900-LF upstream (Nanticoke, PA Quadrangle Latitude: 41°, 11', 49"; Longitude: -76°, 0', 46") in City of Nanticoke, Luzerne County. Application received: March 23, 2023. Issued: August 8, 2024.

**E6402223-004. Evergreen Farms at Sterling, LLC**, 4136 Bethman Road, Easton, PA 18045, Sterling Township, **Wayne County**. U.S. Army Corps of Engineers Philadelphia District.

To construct and maintain the following water obstructions and encroachments associated with the Sterling Warehouse project consisting of an 800,000 square foot commercial warehouse building, car/truck parking areas, loading docks and access drives: 1. To place fill in 0.39 acre of wetlands for construction of the 800,000 square foot warehouse. 2. To place fill in 0.07 acre of wetlands for construction of the 800,000 square foot warehouse. 3. To place fill in 0.05 acre of EV wetlands for construction of a new access roadway. 4. To place fill in 0.03 acre of EV wetlands for construction of a new access roadway. 5. To restore 0.24 acre of floodway of a UNT to West Branch Wallenpaupack Creek (HQ-CWF, MF) consisting of removal of a gravel laydown area and utilizing native vegetation for restoration. This impact will be at existing grade resulting in no additional fill. To compensate for the permanent wetland impacts, the applicant will mitigate the full 0.54 acre of permanent wetland impacts. The project is located approximately 0.3 mile down Innovation Drive after turning onto Innovation Drive from PA Route 196 (Sterling, PA Quadrangle Latitude: 41°, 22', 17"; Longitude: -75°, 22', 51") in Sterling

Township, Wayne County. Application received: September 13, 2023. Issued: August 12, 2024.

*Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.*

*Contact: 717-705-4802.*

**E5003223-002. MRPI Amity Hall, LLC**, 509 South Exeter Street, Suite 216, Baltimore, MD 21202, Watts Township, **Perry County**. U.S. Army Corps of Engineers Baltimore District.

Giving its consent to: construct, place and maintain the following water obstruction and encroachments: 1. fill within 264 feet of a tributary to Juniata River (WWF, MF) (Stream 8) (at coordinates 40.435227°, -77.005793°), 2. 20 feet of permanent impact to the Susquehanna River (WWF, MF) for installation of a wastewater treatment outfall structure (at coordinates 40.438443°, -76.98922°), 3. a 4-inch diameter HDPE water line, a 24-inch diameter fire suppression line, and a 24-inch diameter storm sewer across the channel and floodway of a tributary to Juniata River (WWF, MF) (Stream 8) (at coordinates 40.435227°, -77.005793°), 4. 1.275 acres of fill in the floodway of a tributary to Juniata River (WWF, MF) (Stream 8) (at coordinates 40.435227°, -77.005793°), 5. a 4" HDPE water line and a 4" HDPE sanitary sewer line across the channel and floodway of a tributary to Susquehanna River (WWF, MF) (Stream 11) (at coordinates 40.437958°, -76.996731°), 6. 0.138 acre of fill in the floodway of a tributary to Susquehanna River (WWF, MF) (Stream 11) (at coordinates 40.437958°, -76.996731°), 7. 0.075 acre of fill in the floodway of the Susquehanna River (WWF, MF) (at coordinates 40.438443°, -76.98922°) 8. temporarily impact 0.01 acre of a PFO wetland (Other) (at coordinates 40.427428°, -77.008442°. Application received: May 18, 2023. Issued: August 8, 2024.

*Southeast Region: Waterways & Wetlands Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.*

*Contact: ra-ep-ww-sero-105@pa.gov.*

**E1501223-020. Grove Meadow Developers, LLC**, 1171 Lancaster Avenue, Berwyn, PA 19312, East Goshen Township, **Chester County**. U.S. Army Corps of Engineers Philadelphia District.

Grove Meadow Developers is proposing the following activities in and along the 100-year floodway of the UNT tributary of Ridley Creek (HQ-CWF) associated with the Millstone Meadows Subdivision. 1) To construct and maintain a 23' wide x 7.5' high x 42' long open-bottom plate arch culvert to be installed over the watercourse and within Wetlands A. Associated with the placement of the culvert will be the relocation of the existing stream channel to accommodate necessary placement of plate arch culvert at Millstone Circle. Additionally, within this impact area will be the installation of a storm sewer outfall (EW-1) and an 8" ductile iron water main. 2) The removal of the existing driveway concrete slab bridge, restoring the existing stream channel, and an installation of an 8" sanitary sewer main. The site is located near the intersection of Tanglewood Drive and Hershey Mill Road (Malvern, PA, USGS Map) in West Goshen Township, Chester County. Latitude: 40.01669°, Longitude: -75.56172°. Application received: December 13, 2023. Permit issued: August 8, 2024.

**E2301224-004. Upper Darby Township**, 100 Garrett Road, Upper Darby, PA 19082, Upper Darby Township, **Delaware County**. U.S. Army Corps of Engineers Philadelphia District.

Upper Darby Township is proposing to demolish two (2) existing baseball fields at Drexel Gardens Park with its associated structures including asphalt parking lot, chain link fences, concrete pads, chain link back stops, and dugouts. All located within the floodway and floodplain of Naylor's Run (WWF-MF). In its place, the township will construct and maintain a new asphalt parking lot, basketball court, one (1) new little league baseball field with chain link backstop and dugouts, park pavilion, 6-foot-wide walking trail and stormwater management facility discharging to an existing 30-inch RCP outfall to Naylor's Run, chain link fence and grading for the proposed work. And will include 2,300 square feet (0.05 acre) of permanent floodway impact, 156,816 square feet (3.6 acres) of permanent floodplain impact, 9,495 square feet (0.218 acre) and 2,257 square feet (0.052 acre) of temporary floodway and floodplain impact due to construction access and E&S best management practices. This project is located at 2398 Bond Ave, Drexel Hill, PA 19026 in Upper Darby Township, Delaware County (USGS PA Lansdowne Quadrangle). Latitude: 39.961345°, Longitude: -75.292310°. Application received: April 10, 2024. Permit issued: August 7, 2024.

**E1501224-001, WV1501224-001, EA1501224-001. Borough of Downingtown**, 10 West Lancaster Avenue, Downingtown, PA 19335, Downingtown Borough, **Chester County**. U.S. Army Corps of Engineers Philadelphia District.

Downingtown Borough is proposing to demolish and remove the existing houses, accessory structure, foundations, pads, and other site improvements and maintain as an open lawn ground with native trees and vegetation along the floodplain of the Brandywine Creek and it's tributary Park Run (WWF,MF) associated with the Floodplain Management Restoration Grants from FEMA. This activity also includes the removal of 6-foot-high, 75 linear-feet-long cinder block retaining wall with bank stabilization measures at 128 Brandywine Avenue and includes temporary E&S measures within Park Run for removal. The 106 restorations are located at 112, 114, 121, 123, 125, 126, 127, 128 Brandywine Avenue (Downingtown, PA, USGS Quadrangle) in Downingtown Borough, Chester County. Latitude: 40.005044°, Longitude: -75.703180°. Application received: January 8, 2024. Permit issued: August 13, 2024.

*Contact: ra-ep-ww-sero-105@pa.gov.*

**WV4601223-004, EA4601223-003. Lower Merion Township**, 75 East Lancaster Avenue, Ardmore, PA 19003, Lower Merion Township, **Montgomery County**. U.S. Army Corps of Engineers Philadelphia District.

Lower Merion Township is proposing to restore the banks of the existing stream along Glanraffan Creek (WWF). The work includes, but is not limited to, erosion and sediment control measures; protecting the mature tree canopy; excavation and regrading areas to create a vegetated food plain bench, where possible; expand the vegetated riparian buffer, where possible; armor the toe of the bank with coir logs (biodegradable fiber rolls); installation of rifles to help remove fine sediments and oxygenate the stream; new plantings using low-maintenance, native species to stabilize the grounds; and placement of boulders to protect existing sanitary sewer. The project limit starts along the Glanraffan Creek near 1500 Centennial Road to the exiting culvert at Mary Water Ford Road near the intersection of Centennial Road and Woodbine Avenue (Germantown, PA USGS) in Lower Merion Township, Montgomery County. Latitude: 40.029845°,

Longitude: -75.240338°. Application received: November 2, 2023. Permit issued: August 12, 2024.

*Southwest Region: Waterways & Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.*

*Contact: Dana Drake, Program Manager.*

**E6505224-012. Steve Cleaveland**, 14000 Route 993, Trafford, PA 15085, North Huntingdon Township, **Westmoreland County**. U.S. Army Corps of Engineers Pittsburgh District.

Application received: December 6, 2022. Issued: August 9, 2024.

The applicant is proposing to:

1. Construct, operate and maintain an 80 LF long by 18 LF wide single span bridge of Brush Creek (TSF);
2. Construct a temporary 60' wide by 10' long ford crossing of Brush Creek.
3. Construct, operate and maintain three (3) utility line stream crossings (water, sewer, and gas) beneath Brush Creek in accordance with the terms and conditions of BWEW General Permit No. 5; and
4. Place and maintain 0.17 acre of associated roadway fill within the floodway of Brush Creek and along a UNT to Brush Creek.

For the purpose of constructing access and utilities for two manufacturing buildings and associated infrastructure. The project will permanently impact 30 linear feet of watercourse and 0.17 acre of floodway. The project will temporarily impact 73 linear feet of watercourse and 0.05 acre of floodway. Mitigation for project impacts includes the purchase of 20 linear feet of stream credits from First Pennsylvania Resource LLC at the Laurel Hill Creek Mitigation Bank.

The project site is located at the intersection of Spring Lane and Trafford Road (PA-993) (McKeesport, PA USGS topographic quadrangle; N: 40°, 22', 22.1376"; W: -79°, 45', 11.1664");

**E04-361A-1. Tri-State River Products, Inc.**, 334 Insurance Street, Beaver, PA 15009, Ambridge Borough, Conway, Monaca, Freedom, Beaver, South Heights, and Vanport Boroughs; Center, Hopewell, and Potter Townships; and Aliquippa City, **Beaver County**. U.S. Army Corps of Engineers Pittsburgh District.

Application received: December 6, 2023. Issued: August 6, 2024.

The applicant has been given consent to:

Amend DEP Permit No. E04-361—which authorizes the performance of commercial sand and gravel dredging, within specific areas, in the Ohio River (WWF; N)—to 1.) include the areas where commercial sand and gravel dredging is authorized by Permit No. E04-363 (i.e. to combine Permit Nos. E04-361 and E04-363 into one, single authorization), and 2.) continue to perform commercial sand and gravel dredging operations in the following areas of the Ohio River:

- From Ohio River Mile 15.9 to Ohio River Mile 16.35, (Upstream beginning point: Ambridge, PA Quadrangle N: 14.5 inches W: 15.0 inches; Latitude: 40°, 34', 49", Longitude: -80°, 14', 0". Downstream end point: Ambridge, PA Quadrangle N: 15.6 inches W: 15.3 inches; Latitude: 40°, 35', 10", Longitude: -80°, 14', 7"; originally permitted as E02-584-A18 and most recently authorized by Permit No. E04-363), right and left descending banks;

- From Ohio River Mile 16.35 to Ohio River Mile 16.4 (Upstream beginning point: Ambridge, PA Quadrangle N: 15.6 inches W: 15.3 inches; Latitude: 40°, 35', 10", Longitude: -80°, 14', 7". Downstream end point: Ambridge, PA Quadrangle N: 15.8 inches W: 15.4 inches; Latitude: 40°, 35', 14", Longitude: -80°, 14', 9"; originally permitted as E02-584-A18 and most recently authorized by Permit No. E04-363), left descending bank;

- From Ohio River Mile 21.9 to Ohio River Mile 22.3 (Upstream beginning point: Baden, PA Quadrangle N: 6.7 inches W: 17.2 inches; Latitude: 40°, 39', 46", Longitude: -80°, 15', 0". Downstream end point: Beaver, PA Quadrangle N: 7.6 inches W: 0.5 inches; Latitude: 40°, 40', 4", Longitude: -80°, 15', 15"), right and left descending banks, in Center Township and Conway Borough, Beaver County.

- From Ohio River Mile 22.3 to Ohio River Mile 22.7, (Upstream beginning point: Beaver, PA Quadrangle N: 7.7 inches W: 0.6 inches; Latitude: 40°, 40', 2.51", Longitude: -80°, 15', 14". Downstream end point: Beaver, PA Quadrangle N: 8.5 inches W: 0.8 inches; Latitude: 40°, 40', 24", Longitude: -80°, 15', 20"; originally permitted as E02-919-A13), right and left descending banks;

- From Ohio River Mile 22.7 to Ohio River Mile 23.3 (Upstream beginning point: Beaver, PA Quadrangle N: 8.5 inches W: 0.5 inches; Latitude: 40°, 40', 24", Longitude: -80°, 15', 20". Downstream end point: Beaver, PA Quadrangle N: 10.2 inches W: 0.8 inches; Latitude: 40°, 40', 54", Longitude: -80°, 15', 22"; originally permitted as E02-919-A13), right descending bank; and

- From Ohio River Mile 26.2 to Ohio River Mile 27.92 (Upstream beginning point: Beaver, PA Quadrangle N: 11.8 inches W: 6.8 inches; Latitude: 40°, 41', 24", Longitude: -80°, 17', 56". Downstream end point: Beaver, PA Quadrangle N: 9.9 inches W: 11.0 inches; Latitude: 40°, 40', 48", Longitude: -80°, 19', 45", originally permitted as E02-919 and E02-919-A14), right and Left Descending banks.

Mitigation for the proposed impacts currently includes elevating the river bottom in a scoured area approximately 1 mile downstream of Phyllis Island, within the Ohio River, but also includes a provision for resource agencies to work with the permittee to select other mitigation sites.

The commercial sand and gravel dredging operations are located in the areas that are previously noted in the Boroughs of Ambridge, Conway, Monaca, Freedom, Beaver, South Heights, and Vanport; and the Townships of Center, Hopewell and Potter; and the City of Aliquippa, Beaver County.

**E0205223-003. Crescent Township**, 225 Spring Run Road, Crescent, PA 15046, Crescent Township, **Allegheny County**. U.S. Army Corps of Engineers Pittsburgh District.

Application received: May 22, 2023. Issued: August 9, 2024.

The applicant has been given consent to:

1. Construct and maintain streambank stabilization along approximately 325 LF of an unnamed tributary (UNT) to Shouse Run (WWF), by creating a bench approximately 6 inches high by 5 feet wide or installing coir logs where streambanks are too steep for bench installation;
2. Place and maintain riparian buffer plantings within the floodway of the aforementioned UNT, within an area

that is approximately 716 LF by 35 feet in width on each side of the watercourse, which will overlap the streambank stabilization area;

3. Construct and maintain a stilling basin, 11 feet by 8 feet, within the same UNT, below the outlet of the culvert underneath McGovern Boulevard, and immediately upstream of the streambank stabilization area;

4. Construct and maintain a temporary stream crossing in the same UNT to access both streambanks;

5. Construct and maintain grading for 292 LF by 50 feet in width in the floodway of the aforementioned UNT, and grading for 30 LF by 35 feet in width in the floodway of a tributary to the aforementioned UNT; and

6. Construct and maintain temporary erosion & sediment control measures.

For the purpose of reducing erosion of streambanks, providing shade to the adjacent stream, and serving as a filter for adjacent overland runoff, to satisfy the municipality's Municipal Separate Storm Sewer (MS4) requirements of their National Pollutant Discharge Elimination System (NPDES) Permit (PAG136127). The project will permanently impact approximately 336 LF of watercourse, and 0.36 acre of floodway. The project will temporarily impact 716 LF of the watercourse and 0.49 acre to the floodway.

The project site is located near the intersection of McGovern Blvd and Maple St. (Ambridge, PA USGS topographic quadrangle; N: 40°, 33', 54"; W: -80°, 13', 43"; Sub-basin 20G; USACE Pittsburgh District), in Crescent Township, Allegheny County.

#### 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.

*Southwest District: Oil and Gas Management Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

Contact: RA-EPSW-OGSUBMISSION@pa.gov.

ESCGP # 3 **ESG076524002-00**

Applicant Name **APEX WML Midstream LLC—Sewickley Creek TWL**

Contact Person JD McNally, Vice President  
(724) 719-2611,

jdmcnally@apexenergyllc.com

Address 0.1 Mile South of Carnegie Road and Angelcyk Road

City, State, Zip Herminie, PA 15637

Township(s) Sewickley Township

County **Westmoreland County**

Receiving Stream(s) and Classification(s) 001. Lat 40.24897, Long -79.75217, Sewickley Creek and UNTs to Sewickley Creek, Ch 93 Class WWF 002. Lat 40.24418, Long -79.71993, UNTs to Kelly Run, Ch 93 Class WWF 003. Lat 40.24587, Long -79.74311, UNT to Little Sewickley Creek, Ch 93 class TSF

Application received: June 28, 2024

Issued: August 7, 2024

#### 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. **24006**

Applicant Name **Rock Land Company LLC**

Address P.O. Box 180

City, State, Zip Frederick, MD 21705

County **York County**

Municipality Shrewsbury Township

Tank Type Eleven ASTs storing hazardous substances

Tank Capacity 189,840 gallons total

Application Received June 13, 2024

Permit Issued August 12, 2024

#### 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.

*Northwest Region: Environmental Cleanup & Brownfields Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6945.*

*Contact: Jordan, 814-332-6172.*

**Kwik Fill M143**, Storage Tank Facility ID # **25-22464**, 165 South Lake Street, North East, PA 16428, North East Borough, **Erie County**. Environmental Remediation & Recovery, Inc., 4250 Route 6N, Edinboro, PA 16412, on behalf of United Refining Company, P.O. Box 688, Warren, PA 16365, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with unleaded gasoline. The plan is intended to document the remedial actions for meeting residential Statewide health standards.

*Southcentral Region: Environmental Cleanup & Brownfields Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.*

*Contact: Gregory Bowman, Environmental Group Manager.*

**Shell Truck Stop**, Storage Tank Facility ID # **01-63568**, 250 Ridge Road, York, PA 17372-9629, Latimore Township, **York County**. Reliance Environmental, Inc., 235 North Duke Street, Lancaster, PA 17602, on behalf of BPMP, LLC, 1170 Fleming Drive, Mechanicsburg, PA 17055, submitted a Remedial Action Plan concerning remediation of groundwater contaminated with petroleum constituents. The plan is intended to document the remedial actions for meeting nonresidential Statewide health standards.

**Shultz Transp**, Storage Tank Facility ID # **36-24531**, 8 Beaver Valley Pike, Willow Street, PA 17584-9524, West Lampeter Township, **Lancaster County**. Reliance Environmental, Inc., 235 North Duke Street, Lancaster, PA 17602, on behalf of Shultz Transportation, Co., 8 Beaver Valley Pike, Willow Street, PA 17584, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum constituents. The plan 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.*

**7 Eleven 40093**, Storage Tank Facility ID # **15-20378**, 904 Kimberton Rd., Chester Springs, PA 19425, West Pikeland Township, **Chester County**. Groundwater & Environmental Services, Inc., 440 Creamery Way, Suite 500, Exton, PA 19341, on behalf of Evergreen Resources Management Operations, 2 Righter Parkway, Suite 120, Wilmington, DE 19803, submitted a Remedial Action

Completion Report concerning remediation of soil and groundwater contaminated with unleaded gasoline. The report is intended to document the remedial actions for meeting nonresidential Statewide health standards.

**MMM 1920**, Storage Tank Facility ID # **46-41868**, 1920 Jenkintown Road, Jenkintown, PA 19046, Abington Township, **Montgomery County**. EnviroSure, Inc., 1 North Bacton Hill Road, Suite 208, Malvern, PA 19355, on behalf of Mr. Waqar Malik, 1920 Jenkintown Road, Jenkintown, PA 19046, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with leaded and unleaded gasoline. The plan is intended to document the remedial actions for meeting nonresidential Statewide health and 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.

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

*Contact: Randy Farmerie, Environmental Program Manager, 570-327-3431.*

**7 Eleven 40409**, Storage Tank Facility ID # **41-20891**, 4 East Mountain Avenue, South Williamsport, PA 17702,

South Williamsport Borough, **Lycoming County**. AECOM Technical Services, Inc., 625 West Ridge Pike, Ste E-100, Conshohocken, PA 19428, on behalf of 7 Eleven Inc., 3200 Hackberry Road, P.O. Box 711, Dallas, TX 75221, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with unleaded gasoline. The plan was acceptable to meet the residential Statewide health and site-specific standards and was approved by DEP on July 12, 2024.

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

**Dushore Agway**, Storage Tank Facility ID # **57-26264**, 112 Headley Ave, Dushore, PA 17702, South Williamsport Borough, **Lycoming County**. Gary C. Calvert LLC, P.O. Box 502, Hollidaysburg, PA 16648, on behalf of Dushore Agway, 112 Headley Ave, Dushore, PA 18614, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with unleaded gasoline. The report demonstrated attainment of the nonresidential Statewide health standards and was approved by DEP on August 12, 2024.

*Northeast Region: Environmental Cleanup & Brownfields Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.*

*Contact: Eric Supey, Environmental Program Manager.*

**123 North Ninth Street**, Storage Tank Facility ID # **45-98339**, 123 North Ninth Street, Stroudsburg, PA 18360, Stroudsburg Borough, **Monroe County**. Curren Environmental, 10 Penn Avenue, Cherry Hill, NJ 08002,

on behalf of 9 Pilgrim Way, LP, 2507 Red Fox Lane, Stroudsburg, PA 18360, submitted a Remedial Action Plan concerning remediation of soil contaminated with leaded gasoline. The plan was acceptable to meet the Statewide health standards and was approved by DEP on August 7, 2024.

**Fill & Fly of Gouldsboro**, Storage Tank Facility ID # **64-52513**, 22 Main Street, Gouldsboro, PA 18424, Lehigh Township, **Wayne County**. MEA, 1365 Ackermanville Road, Bangor, PA 18013, on behalf of Lehigh Oil, LLC, 440 East Moorestown Road, Wind Gap, PA 18091, submitted a Remedial Action Plan concerning remediation of groundwater contaminated with gasoline. The plan was acceptable to meet the Statewide health and site-specific standards and was approved by DEP on August 12, 2024.

*Northwest Region: Environmental Cleanup & Brownfields Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6945.*

*Contact: Lee, 814-332-6127.*

**Country Fair 32**, Storage Tank Facility ID # **25-90141**, 5211 East Lake Road, Erie, PA 16511, Harborcreek Township, **Erie County**. Atles Technical Consultants, 270 William Pitt Way, Pittsburgh, PA 15238, on behalf of United Refining Company, 11 Bradley Street, Warren, PA 16365, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with Unleaded gasoline. The plan was not acceptable to meet the residential Statewide health standards and was disapproved by DEP on August 13, 2024.

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## SPECIAL NOTICES

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### WASTE, AIR, RADIATION AND REMEDIATION

*Central Office: Radiation Protection Program, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101.*

*Contact: 717-783-3594, EP-RADON, Austyn Shank.*

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#### Notice of Certification to Perform Radon-Related Activities in Pennsylvania.

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In the month of July 2024, Department of Environmental Protection of the Commonwealth of Pennsylvania, under the authority contained in the Radon Certification Act, act of July 9, 1987, P.L. 238, No. 43 (63 P.S. Sections 2001—2014) and regulations promulgated thereunder at 25 Pa. Code Chapter 240, has certified the persons listed as follows to perform radon related activities in Pennsylvania. The period of certification is two years. (For a complete list of persons currently certified to perform radon-related activities in Pennsylvania and for information as to the specific testing devices that persons certified for testing or laboratory are certified to use, contact the Bureau of Radiation Protection, Radon Division, P.O. Box 8469, Harrisburg, PA 17105-8469, (1-800-23RADON).

<i>Name</i>	<i>Address</i>	<i>Certification</i>
Elijah Patterson	48 South Main Street Manchester, PA 17345	Mitigation Individual
First Capitol Property Maintenance, LLC	48 South Main Street Manchester, PA 17345	Mitigation Firm
Jose Figueroa	1675 North Commerce Parkway Weston, FL 33326-3205	Laboratory Individual
Michael Stansbury	16726 Annandale Road Emmitsburg, MD 21727	Mitigation Individual
Matthew Weiss	238 Center Avenue Emsworth, PA 15202-1582	Testing Individual
Brian Thomas	20436 Route 19 # 620 Box 153 Cranberry Township, PA 16066-2862	Testing Individual
Adam Ulery	615 Aspen Lane Duncansville, PA 16635-7068	Testing Individual

<i>Name</i>	<i>Address</i>	<i>Certification</i>
Hometeam of South Pittsburgh	441 Butler Road Springdale, PA 15144	Testing Firm
Rodger Baker	1564 Dry Hollow Road Warriors Mark, PA 16877-6315	Testing Individual
Travis Hoeverter	452 Allen Drive Chambersburg, PA 17202-7334	Testing Individual
Ronald LaPorta, Jr.	623 North Pottstown Pike Exton, PA 19341-1679	Testing Individual
Joseph Pavlico	656 Bennett Street Luzerne, PA 18709-1327	Testing Individual
Jeffrey Kaplan	6951 Allentown Blvd Suite N Harrisburg, PA 17112-3374	Laboratory Individual
Stephen Fiorelli	700 Braxton Road Ridley Park, PA 19078-1401	Testing Individual
Jeffrey Smith	1263 Manor Drive Ebensburg, PA 15931-5138	Testing Individual
Waqas Anwar	6027 Palomino Drive Allentown, PA 18106-3616	Mitigation Individual
Don Cessna	407 West Sample Street Ebensburg, PA 15931-1503	Testing Individual
Ryan Reichert	23 Hallton Hill Road Pine Grove, PA 17963-9570	Testing Individual
William Carmichael	2121 Maricourt Street Old Hickory, TN 37138-4647	Testing Individual
Shawn Price	2 Saber Way Ward Hill, MA 01835-8000	Laboratory Individual
Daniel Keogh	590 Sandra Lane Phoenixville, PA 19460-2357	Testing Individual
David Buchanan	457 Crescent Boulevard Ext. Moon Township, PA 15046-4909	Testing Individual
Clarity Home Inspection	457 Crescent Boulevard Ext. Moon Township, PA 15046-4909	Testing Firm

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**Covered Device Prohibited from Sale under Sections 302 and 507 of the Covered Device Recycling Act, Act 108 of 2010.**

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*Contact: Teesha Truesdale, 787-7382.*

The Department of Environmental Protection (Department) hereby announces that a certain manufacturer of covered devices is not included on the Department's list of registered manufacturers, maintained by the Department under sections 302 and 507 of the Covered Device Recycling Act (CDRA). Accordingly, under Section 302 of the CDRA, no retailer may offer these manufacturers' products for sale within the Commonwealth.

Manufacturers of new covered devices—such as televisions, laptop and desktop computers, tablets, etc.—offered for sale in Pennsylvania are required to register with the Department prior to commencing sales per Section 304 of the CDRA. Manufacturers must also pay an annual registration fee and submit a recycling plan and annual report. Section 302 of the CDRA prohibits the sale of covered devices in the Commonwealth by unregistered manufacturers.

The Department is required to maintain a list of registered manufacturers per Section 302(b) of the CDRA. The list can be accessed by visiting [dep.pa.gov](http://dep.pa.gov).

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The following manufacturer is not included on the Department's list and are therefore considered out of compliance:

**Teclast**

Due to its non-compliant status and non-inclusion on the list of registered manufacturers, the Department is notifying the public, in cooperation with covered device retailers, that the CDRA prohibits the sale of devices manufactured by Teclast within the Commonwealth, and that the sale of such devices would constitute unlawful conduct under the CDRA. Non-compliant manufacturers may once again be included on the Department's list of registered manufacturers, and their devices offered for sale in the Commonwealth, if the manufacturers return to compliance with all the applicable provisions of the CDRA.

Inquiries regarding this notification can be directed to Jordan Hoover, Department of Environmental Protection, Bureau of Waste Management, Division of Waste Minimization and Planning, Rachel Carson State Office Building, P.O. Box 8472, Harrisburg, PA 17105-8472, at [jorhoover@pa.gov](mailto:jorhoover@pa.gov) or (717) 783-8973.

*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.*



*Deadline Date:* 8/13/2024

**NOTICE OF RECEIPT**

*Application Type:* Title V Operating Permit Renewal

*Application No.:* 23-00119

*Name:* Energy Transfer Marketing & Terminals, L.P. (ETMT)

*Address:* 100 Green Street

*City:* Marcus Hook

*State:* PA

*Zip:* 19061-0426

*Municipality:* Marcus Hook Borough

*County:* Delaware

*Received:* 7/31/2024

*Description:* This is notice of receipt of a Title V Operating Permit (TVOP) renewal application from ETMT for its Marcus Hook Terminal (MHT) facility. The Department of Environmental Protection (DEP) received the application on July 31, 2024.

ETMT currently operates and maintains the following sources and equipment as part of the natural gas liquids (NGLs) processing, storage, and distribution operations at the MHT:

- Three fractionation towers to fractionate mixtures of propane and butane into ethane, propane, and butane products; and natural gasoline into pentane and light naphtha products.

- Three natural gas- and/or process gas-fired auxiliary boilers, each rated at 392.5 mmBtu/hr heat input, to provide steam to the fractionation towers and other process equipment.

- Three cooling towers to provide cooling water to the fractionation towers and to accommodate the refrigeration of propane and butane.

- Six refrigerated storage tanks for the storage of liquefied ethane, propane, and butane.

- Four caverns for propane and butane storage.

- Eight internal floating roof tanks and three spheres for pentane and light naphtha storage.

- Loading and unloading racks for propane, butane, and natural gasoline.

- Refrigerated marine vessel loading equipment for refrigerated ethane, propane, and butane products.

- Fugitive emissions piping, components (i.e., valves, pressure relief valves, pump and compressor seals, and flanges/connectors), and process vents.

ETMT also operates and maintains the following sources and equipment as part of the petroleum products terminalling services at the MHT:

- Numerous internal floating roof, external floating roof, and miscellaneous storage tanks for the temporary storage of crude oil and other refined petroleum products.

- Marine vessel loading and ballasting equipment for crude oil and other refined petroleum products.

- Fugitive emissions piping, components, and process vents.

Lastly, ETMT operates and maintains the following sources and equipment to support the operations at the MHT:

- Six diesel engine pumps to move stormwater and process wastewater.

- A wastewater treatment system.

- Six fire pumps.

- Vehicle refueling operations.

Emissions generated by the previously listed sources and equipment are controlled, as follows:

- Operational, maintenance, and emergency flows from the refrigerated equipment that do not contain water are controlled by two elevated cold flares.

- Operational, maintenance, and emergency flows from the fractionation towers, marine vessel loading, spheres, and other process equipment that contain water are controlled by an elevated warm flare.

- Emissions from the auxiliary boilers are controlled by low-NO<sub>x</sub> (nitrogen oxides) burners and flue gas recirculation.

- Emissions from the cooling towers are controlled by high-efficiency drift eliminators.

- Fugitive emissions from components are controlled by a leak detection and repair (LDAR) program.

ETMT reported the following emissions from the MHT for calendar year 2023:

- Carbon Monoxide (CO): 49.02 tons/yr

- Greenhouse gases (GHGs) (CO<sub>2</sub>e): 159,536 tons/yr

- Lead: 0.008 ton/yr

- NO<sub>x</sub>: 57.00 tons/yr

- Particulate Matter (PM)/PM less than 10 μm in aerodynamic diameter (PM<sub>10</sub>): 3.01 tons/yr

- PM less than 2.5 μm in aerodynamic diameter (PM<sub>2.5</sub>): 2.39 tons/yr

- Sulfur oxides (SO<sub>x</sub>): 0.49 ton/yr

- Volatile organic compounds (VOCs): 140.02 tons/yr

The previously listed sources and equipment are subject to the following Federal regulations:

- New Source Performance Standards (NSPS) (40 CFR Part 60): Subparts Db, Kb, VV, VVa, EEEEE, and IIII.

- Maximum Achievable Control Technology (MACT) standards [40 CFR Part 63]: Subparts R, Y, ZZZZ, and DDDDD.

Moreover, all past and future authorizations for the sources and equipment related to the NGLs processing, storage, and distribution operations at the MHT are considered as a single aggregated project and subject to the following Federal regulations:

- Prevention of Significant Deterioration of Air Quality (PSD) (Clean Air Act (CAA) (42 U.S.C.A. §§ 7401 et seq.), Title I, Part C; 40 CFR § 52.21).

- Nonattainment New Source Review (NSR) (CAA, Title I, Part D).

The TVOP renewal will contain monitoring, recordkeeping, reporting, and work practice requirements designed to keep the facility operating within all applicable air quality requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act. The facility is subject to the Title V Operating Permit requirements adopted in 25 Pa. Code Chapter 127, Subchapter G.

DEP's Southeast Regional Office (SERO) is currently reviewing the TVOP renewal application. Since the MHT facility is a major facility located in an Environmental Justice (EJ) area, DEP will consider the TVOP as an Opt-In permit subject to enhanced public participation. The application, supplemental materials, and announcements on opportunities for public participation can be

found at DEP's SERO Community Information Page for ETMT at <https://www.dep.pa.gov/ETMT>.

[Pa.B. Doc. No. 24-1181. Filed for public inspection August 23, 2024, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Availability of Technical Guidance

Technical guidance documents (TGD) are available on the Department of Environmental Protection's (Department) web site at [www.depgreenport.state.pa.us/elibrary/](http://www.depgreenport.state.pa.us/elibrary/). The "Technical Guidance Final Documents" heading is the link to a menu of the various Department bureaus where each bureau's final TGDs are posted. The "Technical Guidance Draft Documents" heading is the link to the Department's draft TGDs.

### Ordering Paper Copies of Department Technical Guidance

The Department encourages the use of the Internet to view and download TGDs. When this option is not available, persons can order a paper copy of any of the Department's draft or final TGDs by contacting the Department at (717) 783-8727.

In addition, bound copies of some of the Department's documents are available as Department publications. Check with the appropriate bureau for more information about the availability of a particular document as a publication.

### 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.

### Final TGD

**DEP ID:** 263-4200-001. **Title:** Closure Requirements for Aboveground Storage Tank Systems. **Description:** The purpose of this TGD is to establish methodology that can be used to meet the minimum standards that are required under the closure requirements for regulated large aboveground storage tank systems. This TGD includes procedures for closure notification, tank system closure, tank handling, waste management and disposal, site assessment, sampling, sample analysis, release reporting and recordkeeping. This TGD was revised to update sampling requirements consistent with regulatory requirements and other TGDs. In addition, information was included that would be relevant to the storage tank owner during storage tank closure activities. Minor editorial changes were also made.

**Contact:** Questions regarding this TGD should be directed to Magen Majeski, (717) 772-5810 or by e-mail to [mmajeski@pa.gov](mailto:mmajeski@pa.gov).

**Effective Date:** Upon publication of notice as final in the *Pennsylvania Bulletin*.

JESSICA SHIRLEY,  
Acting Secretary

[Pa.B. Doc. No. 24-1182. Filed for public inspection August 23, 2024, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Federal Consistency under the Coastal Zone Management Act; Neill Drive Pumping Station Stream and Infrastructure Protection

This notice is published under section 306(d)(14) of the Federal Coastal Zone Management Act of 1972 (CZMA) (16 U.S.C. § 1455(d)(14)), regarding public participation in consistency determinations. The Department of Environmental Protection (Department), Coastal Resources Management Program, has received notice that the Philadelphia Water Department (applicant) is proposing to complete stream channel stabilization, install an encasement around an existing waterline and repair four existing outfalls, three stormwater and one sewer, within and along an Unnamed Tributary (UNT) to Schuylkill River in the City of Philadelphia (Project).

The proposed Project will include channel grading to remove the sharp, erosion-prone bends in the stream, 35 boulder cascades, 16 rock step structures, 7 boulder toe revetments, vegetated riprap, soil choked riprap, an engineered riffle through the existing stone masonry arch bridge and a cross-rock vane at the lower limit of the Project. The applicant also proposes to have regrading and channel stabilization completed on two tributaries to the UNT to Schuylkill River as part of this project. Additional proposed Project elements include the repair of four existing outfalls, three of which are stormwater and one sewer, and the protection of one 8-inch existing water line with a concrete encasement. Upon construction completion, the applicant proposes to restore the disturbed areas by planting trees, shrubs, live stakes and distributing a floodplain seed mix and a forest understory seed mix as detailed in the developed Landscape Plan. There are no wetland impacts associated with this Project. The applicant is seeking a Federal authorization from the United States Army Corps of Engineers under section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. § 403) and section 404 of the Federal Clean Water Act (33 U.S.C. § 1344) to perform this work.

This Project is subject to Department review for Federal consistency because it is an activity requiring a Federal license or permit and will have reasonably foreseeable interstate effects on this Commonwealth's coastal resources or uses.

In accordance with section 307 of the CZMA (16 U.S.C. § 1456) and the National Oceanic and Atmospheric Administration (NOAA) regulations at 15 CFR Part 930, Subpart D (relating to consistency for activities requiring a Federal license or permit), the applicant has certified that the proposed activity will be conducted in a manner consistent with the applicable enforceable policies of the Commonwealth's NOAA-approved Coastal Resources Management Program. Interested parties may request a copy of the Federal Consistency Certification from the Department contact listed as follows.

Questions regarding this review should be directed to Matthew Walderon, Federal Consistency Coordinator, at (717) 772-2196 or by e-mail to [RA-Fed\\_consistency@pa.gov](mailto:RA-Fed_consistency@pa.gov).

The Department will consider all comments received on or before September 8, 2024. Comments submitted by

facsimile will not be accepted. Comments, including comments submitted by electronic mail, must include the originator's name and address. Commentators are encouraged to submit comments using the Department's online eComment tool at [www.ahs.dep.pa.gov/eComment](http://www.ahs.dep.pa.gov/eComment). Written comments can be submitted by e-mail to [ecomment@pa.gov](mailto:ecomment@pa.gov) or by mail to the Department of Environmental

Protection, Policy Office, 400 Market Street, P.O. Box 2063, Harrisburg, PA 17105-2063.

JESSICA SHIRLEY,  
*Acting Secretary*

[Pa.B. Doc. No. 24-1183. Filed for public inspection August 23, 2024, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Planning Grant Awards under Section 901 of the Municipal Waste Planning, Recycling and Waste Reduction Act, Act 101 of 1988

The Department of Environmental Protection announces the following grant to Lawrence County under section 901 of the Municipal Waste Planning, Recycling and Waste Reduction Act (Act 101) (53 P.S. § 4000.901) and section 208 of the Small Business and Household Pollution Prevention Program Act (35 P.S. § 6029.208).

Planning grants are awarded to counties for 80% of approved costs for preparing municipal waste management plans, as required by Act 101, for carrying out related studies, surveys, investigations, inquiries, research and analysis, including those related to siting, environmental mediation, education programs on pollution prevention and household hazardous waste and providing technical assistance to small businesses for pollution prevention. Grants may be awarded for feasibility studies and project development for municipal waste processing or disposal facilities, except for facilities for the combustion of municipal waste that are not proposed to be operated for the recovery of energy. Grant awards are predicated on the receipt of recycling fees required by sections 701 and 702 of Act 101 (53 P.S. §§ 4000.701 and 4000.702) and the availability of funds in the Recycling Fund.

Inquiries regarding the grant offering can be directed to Janet Heindel, Department of Environmental Protection, Bureau of Waste Management, Division of Waste Minimization and Planning, Rachel Carson State Office Building, P.O. Box 8472, Harrisburg, PA 17105-8472, at [jaheindel@pa.gov](mailto:jaheindel@pa.gov) or (717) 787-9614.

#### Act 101, Section 901 Planning Grant

Region	County	Applicant	Project	Grant
Northwest	Lawrence	Lawrence County	Plan Revision	\$72,675

JESSICA SHIRLEY,  
*Acting Secretary*

[Pa.B. Doc. No. 24-1184. Filed for public inspection August 23, 2024, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Division of Health's HIV Planning Group (HPG); Cancellation of August HPG Meeting

The Statewide HPG, established by the Department of Health under sections 301(a) and 317 of the Public Health Service Act (42 U.S.C. §§ 241(a) and 247b), has canceled the previously scheduled August 29, 2024, meeting.

For additional information, 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).

DR. DEBRA L. BOGEN,  
*Secretary*

[Pa.B. Doc. No. 24-1185. Filed for public inspection August 23, 2024, 9:00 a.m.]

## FISH AND BOAT COMMISSION

### Proposed Special Regulation Designations

The Fish and Boat Commission (Commission) has approved guidelines with regard to encouraging public

participation on possible changes to the designation of streams, stream sections or lakes for special regulation programs. Under 58 Pa. Code Chapter 65 (relating to special fishing regulations), the Commission designates or redesignates certain streams, stream sections and lakes as being subject to special fishing regulations. These designations and redesignations are effective after Commission approval when they are posted at the site and a notice is published in the *Pennsylvania Bulletin*. Under the Commission's guidelines, a notice concerning the proposed designation or redesignation of a stream, stream section or lake under special regulations ordinarily will be published in the *Pennsylvania Bulletin* before the matter is reviewed by the Board of Commissioners.

At the next Commission meeting on October 21, 2024, the Commission will consider taking the following actions with respect to waters subject to special fishing regulations under 58 Pa. Code Chapter 65, effective upon publication in the *Pennsylvania Bulletin*.

*58 Pa. Code § 65.5. Catch and release artificial lures only*

The Commission will consider adding the following waters to its list of "catch and release artificial lures only" regulated and managed under 58 Pa. Code § 65.5 (relating to catch and release artificial lures only):

County	Water
Clinton	Fishing Creek, Sections 07 and 09

*58 Pa. Code § 65.6. Delayed harvest artificial lures only areas*

The Commission will consider adding a portion of the following water to its list of “delayed harvest artificial lures only areas” regulated and managed under 58 Pa. Code § 65.6 (relating to delayed harvest artificial lures only areas):

<i>County</i>	<i>Water</i>
Lycoming	Muncy Creek, Section 06

*58 Pa. Code § 65.7. Trophy trout artificial lures only*

The Commission will consider removing the following water from its list of “trophy trout artificial lures only” regulated and managed under 58 Pa. Code § 65.7 (relating to trophy trout artificial lures only):

<i>County</i>	<i>Water</i>
Clinton	Fishing Creek, Sections 07 and 09

*58 Pa. Code § 65.9. Big bass*

The Commission will consider adding the following water to its list of “big bass” waters regulated and managed under 58 Pa. Code § 65.9 (relating to big bass):

<i>County</i>	<i>Water</i>
Crawford	Tamarack Lake

*58 Pa. Code § 65.11. Panfish enhancement*

The Commission will consider adding the following water to its list of “panfish enhancement” waters regulated and managed under 58 Pa. Code § 65.11 (relating to panfish enhancement):

<i>County</i>	<i>Water</i>	<i>Species</i>
Crawford	Tamarack Lake	Crappie and Sunfish

*58 Pa. Code § 65.17. Catch and release lakes*

The Commission will consider removing the following waters from its list of “catch and release lakes” waters regulated and managed under 58 Pa. Code § 65.17 (relating to catch and release lakes):

**INDEPENDENT REGULATORY REVIEW COMMISSION**

**Notice of Comments Issued**

Section 5(g) of the Regulatory Review Act (71 P.S. § 745.5(g)) provides that the Independent Regulatory Review Commission (Commission) may issue comments within 30 days of the close of the public comment period. The Commission comments are based upon the criteria contained in section 5.2 of the Regulatory Review Act (71 P.S. § 745.5b).

The Commission has issued comments on the following proposed regulations. The agency must consider these comments in preparing the final-form regulation. The final-form regulation must be submitted within 2 years of the close of the public comment period or it will be deemed withdrawn.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Close of the Public Comment Period</i>	<i>IRRC Comments Issued</i>
6-354	State Board of Education Academic Standards and Assessment 54 Pa.B. 3353 (June 15, 2024)	07/15/24	08/14/24
2-194	Department of Agriculture Milk Sanitation 54 Pa.B. 3318 (June 15, 2024)	07/15/24	08/14/24

<i>County</i>	<i>Water</i>
Pike	Pecks Pond
Crawford	Tamarack Lake

Persons with comments, objections or suggestions concerning the designations are invited to submit comments in writing to the Executive Director, Fish and Boat Commission, P.O. Box 67000, Harrisburg, PA 17106-7000, within 30 days after publication of this notice in the *Pennsylvania Bulletin*. Comments submitted by facsimile will not be accepted.

Comments may also be submitted electronically to RA-pfbcregulations@pa.gov. Electronic comments submitted in any other manner will not be accepted.

TIMOTHY D. SCHAEFFER,  
*Executive Director*

[Pa.B. Doc. No. 24-1186. Filed for public inspection August 23, 2024, 9:00 a.m.]

**HEALTH CARE COST CONTAINMENT COUNCIL**

**Meetings Scheduled**

The Health Care Cost Containment Council (Council) has scheduled the following strategic planning subcommittee meetings: Quality Data meetings on August 26, 2024, at 1 p.m. and September 4, 2024, at 12 p.m.; Governance, Communications and Education meeting on August 29, 2024, at 12 p.m.; Payment Data meetings on September 3, 2024, at 11:30 a.m. and September 4, 2024, at 10 a.m.; and Council meeting on September 5, 2024, at 10 a.m. Agendas will be available 24 hours in advance at <https://www.phc4.org/about-the-council/council-meetings/>.

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. 24-1187. Filed for public inspection August 23, 2024, 9:00 a.m.]

**State Board of Education Regulation # 6-354  
(IRRC # 3404)**

**Academic Standards and Assessment**

**August 14, 2024**

We submit for your consideration the following comments on the proposed rulemaking published in the June 15, 2024 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (RRA) (71 P.S. § 745.5b). Section 5.1(a) of the RRA (71 P.S. § 745.5a(a)) directs the State Board of Education (Board) to respond to all comments received from us or any other source.

**1. Legislative Comments.**

Representatives Gleim, D’Orsie, and Scialabba, minority members of the House Education Committee, expressed concerns and objections to several of the provisions in the proposed regulations. Many of their concerns were with the content of specific substandards in Appendix C-1 (Academic Standards for Economics), Appendix D-1 (Academic Standards for Family and Consumer Sciences), Appendix E-1 (Academic Standards for Career Education and Work), and Appendix F (Academic Standards for Personal Finance). Some of the objections and recommendations raised by House members include that:

- Labor unions be removed as an example of a nongovernmental economic institution (Nongovernmental organizations Standards 6.4.6-8.F and 6.4.9-12.F);
- A clear connection be made between the fundamental economic term of scarcity and the price of goods and services (Scarcity Standards 6.1.3-5.C, 6.1.6-8.C, 6.1.9-12.C); (Economic Choice Standards 6.1.6-8.D, 6.1.9-12.D); and (Supply and demand Standards 6.2.3-5.D, 6.2.6-8.D and 6.2.9-12.D);
- Price controls mandated by the government are not an example of promoting free markets (Monopolies Standard 6.2.9-12.C);
- Certain Economics standards equate government growth with private sector growth. It is suggested that standards be revised to present an analysis that government may use savings from spending cuts to then also cut taxes (Economic indicators Standard 6.3.9-12.A); (Fiscal Policy Standards 6.3.6-8.C and 6.3.9-12.C); and (Economic Role of Government Standards 6.3.6-8.G and 6.3.9-12.G);
- Certain Career Education and Work standards may present individuals with intellectual disabilities with a significant disadvantage when assessed under the proposed standards. (Oral and written communication Standards 13.2.K-2.B, 13.2.3-5.B, 13.2.6-8.B and 13.2.9-12.B); and
- The phrase “behavioral biases” be clarified in the final standards (Financial mindset and behaviors Standards 17.1.6-8.D and 17.1.9-12.D) and (Investing risk tolerance Standard 17.4.9-12.K).

The House members also recommended an amendment to clarify Section 4.21(e)(8) (regarding elementary education planned instruction for career education). They believe that the provision would be improved by deleting the phrase “social-emotional learning” and replacing it with “interpersonal skills.” Interpersonal skills are generally considered a broader category that incorporates social-emotional skills along with other practical communication and interaction abilities.

Comments were also received from Senator Lindsey Williams, Minority Chair of the Senate Education Committee, acknowledging the deliberative process under

taken by the Board to develop the standards. The lawmaker emphasized the importance of providing financial education to all students, including those with disabilities. She stated that students with disabilities can and do meet academic standards. She further noted that a student’s Individualized Education Program is the appropriate mechanism to establish accommodations and set personalized goals that allow the student to make progress towards those standards. The legislator believes this also is consistent with the language in Act 35 of 2023 (Act 35).

Her remarks also encouraged the Academic Standards Committee to consider the feedback from the Pennsylvania Association of the Education of Young Children (PENNAEYC) and Trying Together and explore including early child/K-2 educators as an example of a potential career pathway as they develop the final rulemaking.

Under the RRA, the comments, objections, or recommendations of a committee and written comments submitted by current members of the General Assembly are two of the criteria the Commission must consider when determining if a regulation is in the public interest. When this proposal is delivered as a final-form regulation to this Commission and the standing committees for review, we will review the Board’s responses to the issues raised by the legislators in determining whether the rulemaking is in the public interest.

**2. Fiscal impact.**

In response to Regulatory Analysis Form (RAF) # 20, which asks the promulgating agency to provide a specific estimate of the costs and or savings to the local government (in this case school entities) associated with compliance, the Board states:

“...Act 35 requires school entities to offer a half credit course in personal financial literacy aligned with personal finance standards in Chapter 4 and requires all students in Pennsylvania to complete the course during grade 9, 10, 11, or 12. Act 35 further directed the Board to review and, as necessary, update the existing standards for CEW, ECON, and FCS. As such, *costs related to the implementation of the standards updates* in this proposed rulemaking *are responsive to the requirements established by the General Assembly in Act 35.*” (Emphasis added.)

The Board’s response does not specifically address the costs and or savings incurred by school districts to provide the planned instruction that is aligned to the new academic standards for Personal Finance at the high school level. Act 35 directs the Department of Education (Department) to clarify which certifications are necessary to qualify an educator to provide instruction in personal financial literacy. It is further tasked with reviewing its certification and staffing policy guidelines and revising, if necessary, to implement Act 35. An educator who is assigned to provide this instruction may not bear any costs related to earning an add-on certification necessary to provide the required instruction. §§ 24 P.S. 1551 (b.1)(4) and (5)(ii).

Has the Department revised the certification and staffing guidelines to implement Act 35? If so, what is the fiscal impact of these changes, if any, on school entities? Will school entities need to hire additional personnel or pay for coursework for add-on certifications that may be needed to qualify educators to teach such courses? The Board should revise the Preamble and the RAF to the final regulation by providing a specific estimate of the costs and or savings to school entities to comply with this rulemaking.

**Department of Agriculture Regulation # 2-194  
(IRRC # 3405)**

**Milk Sanitation**

**August 14, 2024**

The Independent Regulatory Review Commission (Commission) submits for your consideration the following comments on the proposed rulemaking published in the June 15, 2024 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (RRA) (71 P.S. § 745.5b). Section 5.1(a) of the RRA (71 P.S. § 745.5a(a)) directs the Department of Agriculture (Department) to respond to all comments received from us or any other source.

**1. Section 59a.2. Definitions.—Statutory authority; Clarity.**

The definition of “Grade “A” PMO or PMO” states that it will be “[t]he most current revision of the Grade “A” Pasteurized Milk Ordinance and its appendices, as published by the United States Department of Health and Human Services, Public Health Service and the [United States Food and Drug Administration.” The phrase “most current revision” is unclear. Is the Department referencing the revision current as of the date that the regulation takes effect, or is the Department intending to automatically adopt future revisions? If it is the former, we ask the Department to clarify which specific revision is to be used to define Grade “A” PMO. If it is the latter, we ask the Department to explain how this delegation of authority is lawful.

Additionally, we ask the Department to combine subsections (b) and (c) into one paragraph.

**2. Section 59a.5. Standards for Pennsylvania-approved dairy laboratories, official laboratories and other laboratories; reports of results.—Clarity.**

*Subsection (a)*

This subsection provides for general laboratory standards. Under paragraph (a)(4) (regarding alternate laboratory methods), the Department may evaluate and approve alternative laboratory sampling or testing standards and procedures concerning bacteriological analysis of milk, milk products, and manufactured dairy products as necessary and publish such approved methods in the *Pennsylvania Bulletin*. We ask the Department to amend the final regulation to clarify that the approved alternate laboratory methods also will be available on the Department’s website.

*Subsection (b)*

This subsection addresses laboratory reports. Paragraph (b)(3) states that the Department, through publication in the *Pennsylvania Bulletin*, may specify the format in which laboratories must submit test results. We ask the Department to clarify its intent regarding publishing the formatting requirements. Does the Department intend to publish the formatting requirements along with the final regulation? If so, we ask the Department to include the formatting requirements as an appendix or addendum to the final regulation. Additionally, we ask the Department to publish any formatting requirements on its website.

**3. Section 59a.6. Approved sampler and weigher/sampler.—Statutory authority; Protection of the public, health, safety, and welfare; Reasonableness.**

This new section provides for a person to apply to be certified as an approved sampler or a weigher/sampler.

*Subsection (c)*

This subsection establishes the criteria for approval of certification. Paragraph (c)(3) states that “[t]he Department may *modify criteria for approval* to be consistent with provisions of the Grade “A” PMO, *in particular* Appendix B (relating to milk sampling, hauling and transportation), which specifies the required training and periodic evaluation of samplers and weighers/samplers.” (Emphasis added.) We have two issues with this proposed language. First, we ask the Department to explain in the preamble to the final rulemaking how it is lawful to change the qualifications for approval in the manner set forth in this paragraph. Second, the phrase “in particular” is non-regulatory language and we ask the Department to either delete or clarify the language.

*Subsection (e)*

This subsection provides for the duration and renewal of certificates. The provision states that a certificate expires as of January 1 of each calendar year. A commenter asks the Department to align with the Grade “A” Pasteurized Milk Ordinance (Grade “A” PMO), making the length of a certificate two years. We ask the Department to explain why the length of time for the certificate of an approved sampler or weigher/sampler provided in the final regulation is reasonable and protects the public health, safety, and welfare. Additionally, if this standard is more stringent than the federal standards, we ask the Department to revise the final preamble and Regulatory Analysis Form (RAF) to address the need for a more stringent requirement and the impact on the regulated community.

Paragraph (e)(1) states that a person may “[a]pply or reapply by December 31 of the calendar year preceding the year for which certification is requested.” Is this a sufficient and reasonable timeframe for the Department to approve a person to work as an approved sampler or weigher/sampler beginning on January 1?

**4. Section 59a.12. Permits.—Clarity; Implementation procedures.**

Subsection (b) provides for exceptions from the permit requirement of subsection (a), which states, “A person may not sell milk, milk products or manufactured dairy products within this Commonwealth without having a current, valid permit from the Secretary, unless the person is exempt from this permit requirement under subsection (b).” The proposed regulation amends the exemption in paragraph (b)(5) to read, “A person producing and selling milk from a single cow. *The registration shall be renewed every 2 years.*” (Emphasis added.) This last sentence does not seem to apply to this provision. We ask the Department to delete the last sentence in paragraph (b)(5) or clarify this provision in the final regulation.

**5. Section 59a.110. Somatic cell count.—Protection of the public health, safety, and welfare; Reasonableness.**

In subsection (c), the Department proposes to reduce the somatic cells per millimeter from 750,000 to 500,000 for goat/sheep milk. In the preamble, the Department states that this change is requested by the regulated community. Further, the Department explains that “the industry is already requiring these lower counts from the producers: the lower somatic cell counts make the milk easier to pasteurize and process and help to ensure a safer raw milk product.” However, Dairy Farmers of

America opposes the reduced limits for somatic cell count per millimeter and asserts that this proposed standard is inconsistent with the Grade “A” PMO. Another commenter also asserts that these standards should be the same as the Grade “A” PMO. We ask the Department to explain in the preamble how the somatic cells per millimeter in the final regulation protects the public health, safety, and welfare. If the standard for somatic cells per millimeter in the final regulation differs from the Grade “A” PMO, we ask the Department to explain the reasonableness of this provision in the preamble to the final regulation. Additionally, if this standard is more stringent than the federal standards, we ask the Department to revise the final preamble and RAF to address the need for a more stringent requirement and the impact on the regulated community.

**6. Subchapter F. Raw milk for human consumption.—Reasonableness.**

We received comments asking for the expansion of permitted raw milk products and comments opposing raw milk product sales entirely and opposing specifically the expansion of permits for raw butter. In the preamble, the Department explains that the issuance of an additional raw milk butter permit to raw milk permitholders is “in response to the industry-driven initiative to provide more raw milk products.” We ask the Department to explain in the preamble to the final regulation how it determined that it is reasonable to expand permitting for raw butter and only raw butter.

**7. Section 59a.402. Raw milk; prohibitions.—Reasonableness.**

The Department proposes to add to subsection (a) the following provision: “The term “sell” also includes selling, exchanging or delivering to a consumer who is a member of a “buyer’s club,” cow herd share agreement or other type of membership purchasing group.” A commenter opposes this change, stating that buyer’s clubs’ farmers have been exempt. Have buyer’s clubs’ farmers been exempt from the definition of sell? If so, we ask the Department to explain the reasonableness of including buyer’s clubs in the definition of “sell” in this provision and to revise the final preamble and RAF to address any impacts on the regulated community.

**8. Compliance with the provisions of the RRA or the regulations of the Commission in promulgating the regulation.**

Section 5.2 of the RRA directs the Commission to determine whether a regulation is in the public interest. 71 P.S. § 745.5b. In making this determination, the Commission reviews the information a promulgating agency is required to provide in the Regulatory Analysis Form (RAF) pursuant to Section 5(a) of the RRA. 71 P.S. § 745.5(a).

RAF Question # 22 asks the promulgating agency to submit a statement of legal, accounting or consulting procedures and additional reporting, recordkeeping or other paperwork, including copies of forms or reports, which will be required of the regulated community and local and state governments for implementation of the regulation and an explanation of measures which have been taken to minimize these requirements. The Department did not provide a response to this question in the

proposed regulation. We ask the Department to include this information in the final regulatory package.

GEORGE D. BEDWICK,  
*Chairperson*

[Pa.B. Doc. No. 24-1188. Filed for public inspection August 23, 2024, 9:00 a.m.]

## INSURANCE DEPARTMENT

**Alleged Violation of Insurance Laws; Arthur Raymond Ortega; Doc. No. SC24-08-002**

Notice is hereby given of the Order to Show Cause issued on August 13, 2024, by the Deputy Insurance Commissioner of the Commonwealth in the previously referenced matter. Violations of the following are alleged: section 611-A(6), (7), (9), (17) and (20) of The Insurance Department Act of 1921 (40 P.S. § 310.11(6), (7), (9), (17) and (20)).

The respondent shall file a written answer to the Order to Show Cause within 30 days of the date of issue. If the respondent files a timely answer, a formal administrative hearing shall be held in accordance with 2 Pa.C.S. §§ 501—508 (relating to Administrative Agency Law), 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure), 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure) and other relevant procedural provisions of law.

Answers, motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed in writing with the Hearings Administrator, Insurance Department, Administrative Hearings Office, 901 North 7th Street, Harrisburg, PA 17102, ra-hearings@pa.gov.

Persons with a disability who wish to attend the previously referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing, contact Joseph Korman, Agency ADA Coordinator, jkorman@pa.gov, (717) 787-4429.

MICHAEL HUMPHREYS,  
*Insurance Commissioner*

[Pa.B. Doc. No. 24-1189. Filed for public inspection August 23, 2024, 9:00 a.m.]

## INSURANCE DEPARTMENT

**Appeal of Rachel Zimmerman under the Quality Health Care Accountability and Protection Article; Keystone First Community Health; Doc. No. HC24-07-026**

Under Article XXI of The Insurance Company Law of 1921, referred to as the Quality Health Care Accountability and Protection Article (40 P.S. §§ 991.2101—991.2194), notice is hereby given that the appellant in this action has requested a hearing, in connection with the appellant’s managed health care plan. The proceedings in this matter will be governed by 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law), §§ 561—588 (relating to administrative proceeding interpreters for persons with limited English

proficiency; and administrative proceeding interpreters for persons who are deaf), 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure).

A prehearing telephone conference initiated by this office is scheduled for September 18, 2024, at 10 a.m. Each party shall provide a telephone number to be used for the telephone conference to the Hearings Administrator on or before September 16, 2024. A date for a hearing shall be determined, if

MICHAEL HUMPHREYS,  
*Insurance Commissioner*

[Pa.B. Doc. No. 24-1190. Filed for public inspection August 23, 2024, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Ryan O'Toole; License Denial Appeal; Doc. No. AG24-08-001

Under Article VI-A of The Insurance Department Act of 1921 (40 P.S. §§ 310.1—310.99a), Ryan O'Toole has appealed the denial of an application for an insurance producer's license. The proceedings in this matter will be governed by 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law), §§ 561—588 (relating to administrative proceeding interpreters for persons with limited English proficiency; and administrative proceeding interpreters for persons who are deaf), 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure).

A prehearing telephone conference initiated by this office is scheduled for September 24, 2024, at 10 a.m. Each party shall provide the Hearings Administrator a telephone number to be used for the telephone conference on or before September 20, 2024. A date for a hearing shall be determined, if necessary, at the prehearing/settlement conference.

Protests, petitions to intervene or notices of intervention, if any, must be electronically filed on or before September 10, 2024. The e-mail address to be used for the Administrative Hearings Office is ra-hearings@pa.gov. Answers to protests, petitions to intervene or notices of intervention, if any, shall be electronically filed on or before September 20, 2024.

Persons with a disability who wish to attend the previously referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing, contact Joseph Korman, (717) 787-4429, jkorman@pa.gov.

MICHAEL HUMPHREYS,  
*Insurance Commissioner*

[Pa.B. Doc. No. 24-1191. Filed for public inspection August 23, 2024, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Reporting of Special Schedule "W" Data Call Information; Notice 2024-14

Each year, the Insurance Department (Department) conducts a workers' compensation Special Schedule "W"

data call. This reporting is used to determine the assessments that fund the Subsequent Injury Fund, the Supersedeas Fund, the Workers' Compensation Administration Fund, the Uninsured Employers Guaranty Fund and the Office of Small Business Advocate.

The data call was updated to remove the requirement to report on sections 9740 and 9741 of Part A and Parts B—E. Reporting only includes sections 1—5 of Part A. The Schedule "W" data call information is due in mid-April each year, typically on April 15th, unless April 15th falls on a weekend, in which case the due date is extended to the Monday immediately following April 15th.

The Department continues to experience delays in receiving Schedule "W" reports. Late reporting creates significant challenges to timely determining the appropriate assessment of each insurer and self-insurer for the previously listed funds.

Section 655 of The Insurance Company Law of 1921 (40 P.S. § 815) provides that any insurance carrier that fails to submit a timely Schedule "W" "shall forfeit one hundred dollars for each day during which such neglect continues, and, upon notice by the Insurance Commissioner, its authority to do business shall cease while such default continues."

Insurers are reminded of the Department's jurisdiction to investigate potential violations for untimely Schedule "W" submissions and the Department's ability to enforce this requirement with the penalties identified in section 655 of The Insurance Company Law of 1921. The Department encourages insurers to ensure compliance with these requirements, which have been established to allow timely and accurate assessment determinations.

Questions regarding this notice may be directed to the Bureau of Market Regulation, Insurance Department, 1326 Strawberry Square, Harrisburg, PA 17120, ra-in-markregulation@pa.gov.

MICHAEL HUMPHREYS,  
*Insurance Commissioner*

[Pa.B. Doc. No. 24-1192. Filed for public inspection August 23, 2024, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insured has requested a hearing as authorized by the act of June 17, 1998 (P.L. 464, No. 68) (Act 68) in connection with the termination of the insured's automobile insurance policy. The proceedings will be governed in accordance with the requirements of Act 68; 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law); §§ 561—588 (relating to administrative proceeding interpreters for persons with limited English proficiency; and administrative proceeding interpreters for persons who are deaf); 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). This administrative hearing will be held in Harrisburg, PA at the following address. Failure by the appellant to appear at the scheduled hearing may result in dismissal with prejudice.

A prehearing telephone conference initiated by this office is scheduled for September 16, 2024, at 10 a.m.



Each party shall provide the Hearings Administrator a telephone number to be used for the telephone conference on or before September 12, 2024.

The hearing will be held at the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102.

Appeal of Christopher Ray Chapman; Garrison Property and Casualty Insurance Company; File No. 24-178-298093; Doc. No. P24-07-013; September 26, 2024, 10 a.m.

Following the hearing and receipt of the stenographic transcript, the Insurance Commissioner (Commissioner) will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner’s Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing, contact Joseph Korman, (717) 787-4429, jkorman@pa.gov.

MICHAEL HUMPHREYS,  
*Insurance Commissioner*

[Pa.B. Doc. No. 24-1193. Filed for public inspection August 23, 2024, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Workers’ Compensation Security Fund 2009 Assessment Refund; Notice 2024-13

Act 54 of 2024 requires the Insurance Department (Department) to issue a refund payment of the 2009 Workers’ Compensation Security Fund (Fund) assessment, upon request, to eligible carriers that paid the assessment as required by Notice 2010-01, published at 40 Pa.B. 498 (January 16, 2010).

#### *Calculation of the 2009 Fund Assessment Refund*

The amount of the refund to eligible carriers will be calculated using the amount of the 2009 Fund assessment paid by the carrier, plus 1.13% of simple interest, which is the aggregate interest rate of the Fund’s cash account between the first quarter of 2010 to the second quarter of 2024. The term date for the purpose of calculating interest begins on March 31, 2010—the date the 2009 Fund Assessment was due to be paid—and ends on August 24, 2024—the date of this refund notice. Carriers should consult with their tax advisors regarding any tax consequences of a refund payment.

#### *Process for Requesting a 2009 Fund Assessment Refund*

An eligible carrier that wishes to submit a request for refund of its 2009 Fund assessment payment must submit a complete and accurate online application form by 5 p.m. on February 24, 2025. A separate refund application must be submitted for each carrier assessed in 2009.

The Fund must issue the carrier’s refund within 60 days of when the refund application is received. A carrier’s refund application is received when all information required to verify eligibility for the refund payment is submitted and eligibility verified by the Fund. The following information is required for the Fund to issue a refund of the 2009 Fund assessment to a carrier:

- The 2009 NAIC No. of carrier assessed in 2009.
- The 2009 company name of the assessed carrier.
- The 2009 company FEIN of the assessed carrier.
- Amount of the carrier’s payment for its 2009 Fund assessment.
- Current NAIC No. of the carrier assessed in 2009 or the current NAIC No. of its corporate successor.
- Current company name of the carrier assessed in 2009 or the current company name of its corporate successor.
- Current company FEIN of the carrier assessed in 2009 or its corporate successor.
- Documentation, including but not limited to Department approvals of mergers and acquisitions, establishing that a corporate successor is, in fact, entitled to a refund of the funds paid by the carrier assessed in 2009.
- Current company contact name and title.
- Current company contact address.
- Current company contact telephone number.
- Current company contact e-mail.
- Current company ACH payment information, including the routing number, account number and bank country.

#### *2009 Fund Assessment Refund Online Application Form*

The 2009 Fund Assessment Refund online application form is available at <https://www.insurance.pa.gov/SpecialFunds/WorkersCompensation/Pages/2009-Assessment-Refund.aspx>.

#### *Contact Information for Questions Regarding the 2009 Fund Assessment Refund*

Questions regarding the refund of the 2009 Fund assessment or the completion of the 2009 Fund Assessment Refund Application can be directed to Benjamin A. Lorah, Director, Bureau of Special Funds, Sue Pease, Claims Manager, WCSF, Insurance Department, Bureau of Special Funds, Workers’ Compensation Security Fund, 901 North 7th Street, Harrisburg, PA 17102, (717) 886-2082, RA-IN-WCSFAssessRef@pa.gov.

### Names of Carriers Eligible for a Refund of the 2009 Fund Assessment

<i>2009 NAIC</i>	<i>2009 Company Name</i>
10120	EVEREST NATIONAL INSURANCE COMPANY
10166	ACCIDENT FUND INSURANCE COMPANY OF AMERICA
10448	CUMBERLAND INSURANCE COMPANY, INC.
10510	CAROLINA CASUALTY INSURANCE COMPANY

<i>2009 NAIC</i>	<i>2009 Company Name</i>
10642	CHEROKEE INSURANCE COMPANY
10677	CINCINNATI INSURANCE COMPANY (THE)
10724	EDUCATORS ALLIANCE INSURANCE COMPANY
10726	SOMERSET CASUALTY INSURANCE COMPANY
10794	COMPANION COMMERCIAL INSURANCE COMPANY
10804	CONTINENTAL WESTERN INSURANCE COMPANY
10847	CUMIS INSURANCE SOCIETY, INC.
10859	FIRST NONPROFIT MUTUAL INSURANCE COMPANY
10936	SENECA INSURANCE COMPANY, INC.
10975	AMERIHEALTH CASUALTY INSURANCE COMPANY
11000	SENTINEL INSURANCE COMPANY, LTD.
11030	MEMIC INDEMNITY COMPANY
11045	EXCELSIOR INSURANCE COMPANY
11118	FEDERATED RURAL ELECTRIC INSURANCE EXCHANGE
11123	SAFETY FIRST INSURANCE COMPANY
11126	YASUDA FIRE & MARINE INSURANCE COMPANY OF AMERICA (THE)
11150	FIRST AMERICAN INSURANCE COMPANY
11219	LACKAWANNA AMERICAN INSURANCE COMPANY
11242	ALLIED EASTERN INDEMNITY COMPANY
11371	GREAT WEST CASUALTY COMPANY
11398	GUARANTEE INSURANCE COMPANY
11487	IMPERIAL CASUALTY AND INDEMNITY COMPANY
11512	EMPLOYERS COMPENSATION INSURANCE COMPANY
11703	LACKAWANNA CASUALTY COMPANY
11831	FREEDOM ADVANTAGE INSURANCE COMPANY
11981	WESTGUARD INSURANCE COMPANY
12122	NEW JERSEY MANUFACTURERS INSURANCE COMPANY
12157	COMPANION PROPERTY AND CASUALTY INSURANCE COMPANY
12262	PENNSYLVANIA MANUFACTURERS ASSOCIATION INSURANCE COMPANY
12274	LACKAWANNA NATIONAL INSURANCE COMPANY
12304	ACCIDENT FUND GENERAL INSURANCE COMPANY
12305	ACCIDENT FUND NATIONAL INSURANCE COMPANY
12356	SCHOOL BOARDS INSURANCE COMPANY OF PENNSYLVANIA, INC.
12416	PROTECTIVE INSURANCE COMPANY
12475	REPUBLIC-FRANKLIN INSURANCE COMPANY
12572	SELECTIVE INSURANCE COMPANY OF AMERICA
12593	SYNERGY COMP INSURANCE COMPANY
12777	CHUBB INDEMNITY INSURANCE COMPANY
12866	T.H.E. INSURANCE COMPANY
12901	MERCHANTS PREFERRED INSURANCE COMPANY
12904	TOKIO MARINE AND FIRE INSURANCE COMPANY, LIMITED, (UNITED STATES BRANCH)
13016	HM CASUALTY INSURANCE COMPANY
13019	EASTERN ADVANTAGE ASSURANCE COMPANY
13045	PENNCOMMONWEALTH CASUALTY OF AMERICA CORPORATION
13269	ZENITH INSURANCE COMPANY
13331	AMERICAN HARDWARE MUTUAL INSURANCE COMPANY
13501	BRETHREN MUTUAL INSURANCE COMPANY

<i>2009 NAIC</i>	<i>2009 Company Name</i>
13528	BROTHERHOOD MUTUAL INSURANCE COMPANY
13692	DONEGAL MUTUAL INSURANCE COMPANY
13714	PHARMACISTS MUTUAL INSURANCE COMPANY
13838	FARMLAND MUTUAL INSURANCE COMPANY
13935	FEDERATED MUTUAL INSURANCE COMPANY
13978	FLORISTS MUTUAL INSURANCE COMPANY
14141	HARFORD MUTUAL INSURANCE COMPANY (THE)
14168	HARLEYSVILLE MUTUAL INSURANCE COMPANY
14265	INDIANA LUMBERMENS MUTUAL INSURANCE COMPANY
14370	LEBANON MUTUAL INSURANCE COMPANY
14478	MERCER MUTUAL INSURANCE COMPANY
14575	MILLERS CAPITAL INSURANCE COMPANY
14621	MOTORISTS MUTUAL INSURANCE COMPANY
14664	MUTUAL BENEFIT INSURANCE COMPANY
14702	EASTGUARD INSURANCE COMPANY
14788	NATIONAL GRANGE MUTUAL INSURANCE COMPANY
14974	PENNSYLVANIA LUMBERMENS MUTUAL INSURANCE COMPANY
14982	PENN MILLERS INSURANCE COMPANY
14990	PENNSYLVANIA NATIONAL MUTUAL CASUALTY INSURANCE CO.
15032	GUIDEONE MUTUAL INSURANCE COMPANY
15059	PUBLIC SERVICE MUTUAL INSURANCE COMPANY
15105	SAFETY NATIONAL CASUALTY CORPORATION
15334	UTILITIES MUTUAL INSURANCE COMPANY
15563	KEMPER EMPLOYERS INSURANCE COMPANY
15709	SOUTHERN STATES INSURANCE EXCHANGE
15911	AMERICAN MINING INSURANCE COMPANY, INC.
16233	ERIE INSURANCE COMPANY OF NEW YORK
16535	ZURICH AMERICAN INSURANCE COMPANY
17752	SELECT RISK INSURANCE COMPANY
18023	STAR INSURANCE COMPANY
18279	BANKERS STANDARD INSURANCE COMPANY
18333	ATLAS ASSURANCE COMPANY OF AMERICA
18538	BANCINSURE, INC.
18767	CHURCH MUTUAL INSURANCE COMPANY
18821	GENERAL CASUALTY COMPANY OF ILLINOIS
19038	TRAVELERS CASUALTY & SURETY COMPANY (THE)
19046	TRAVELERS CASUALTY & SURETY COMPANY OF ILLINOIS
19070	STANDARD FIRE INSURANCE COMPANY (THE)
19100	AMCO INSURANCE COMPANY
19259	SELECTIVE INSURANCE COMPANY OF SOUTH CAROLINA
19305	ASSURANCE COMPANY OF AMERICA
19356	MARYLAND CASUALTY COMPANY
19372	NORTHERN INSURANCE COMPANY OF NEW YORK
19380	AMERICAN HOME ASSURANCE COMPANY
19399	AIU INSURANCE COMPANY
19402	BIRMINGHAM FIRE INSURANCE COMPANY OF PENNSYLVANIA
19410	COMMERCE AND INDUSTRY INSURANCE COMPANY

<i>2009 NAIC</i>	<i>2009 Company Name</i>
19429	INSURANCE COMPANY OF THE STATE OF PENNSYLVANIA (THE)
19445	NATIONAL UNION FIRE INSURANCE COMPANY OF PITTSBURGH, PENNSYLVANIA
19682	HARTFORD FIRE INSURANCE COMPANY
19690	AMERICAN ECONOMY INSURANCE COMPANY
19704	AMERICAN STATES INSURANCE COMPANY
19712	AMERICAN STATES INSURANCE COMPANY OF TEXAS
19720	AMERICAN ALTERNATIVE INSURANCE CORPORATION
19801	ARGONAUT INSURANCE COMPANY
19828	ARGONAUT-MIDWEST INSURANCE COMPANY
19860	ARGONAUT GREAT CENTRAL INSURANCE COMPANY
19895	ATLANTIC MUTUAL INSURANCE COMPANY
19984	AMERICAN RISK FUNDING INSURANCE COMPANY
19992	AMERICAN SELECT INSURANCE COMPANY
20095	BITUMINOUS CASUALTY CORPORATION
20109	BITUMINOUS FIRE AND MARINE INSURANCE COMPANY
20281	FEDERAL INSURANCE COMPANY
20303	GREAT NORTHERN INSURANCE COMPANY
20346	PACIFIC INDEMNITY COMPANY
20362	SUMITOMO MARINE & FIRE INSURANCE COMPANY, LTD., (U.S. BRANCH)
20397	VIGILANT INSURANCE COMPANY
20427	AMERICAN CASUALTY COMPANY OF READING, PENNSYLVANIA
20443	CONTINENTAL CASUALTY COMPANY
20478	NATIONAL FIRE INSURANCE COMPANY OF HARTFORD
20494	TRANSPORTATION INSURANCE COMPANY
20508	VALLEY FORGE INSURANCE COMPANY
20532	CLARENDON NATIONAL INSURANCE COMPANY
20613	AMERICAN EMPLOYERS INSURANCE COMPANY
20621	COMMERCIAL UNION INSURANCE COMPANY
20648	EMPLOYERS FIRE INSURANCE COMPANY (THE)
20699	ACE PROPERTY AND CASUALTY INSURANCE COMPANY
20702	ACE FIRE UNDERWRITERS INSURANCE COMPANY
21105	NORTH RIVER INSURANCE COMPANY (THE)
21113	UNITED STATES FIRE INSURANCE COMPANY
21172	VANLINER INSURANCE COMPANY
21180	SENTRY SELECT INSURANCE COMPANY
21261	ELECTRIC INSURANCE COMPANY
21407	EMCASCO INSURANCE COMPANY
21415	EMPLOYERS MUTUAL CASUALTY COMPANY
21458	EMPLOYERS INSURANCE OF WAUSAU, A MUTUAL COMPANY
21709	TRUCK INSURANCE EXCHANGE
21784	FIREMEN'S INSURANCE COMPANY OF WASHINGTON, D.C.
21849	AMERICAN AUTOMOBILE INSURANCE COMPANY
21857	AMERICAN INSURANCE COMPANY (THE)
21865	ASSOCIATED INDEMNITY CORPORATION
21873	FIREMAN'S FUND INSURANCE COMPANY
21881	NATIONAL SURETY CORPORATION
21970	BEDIVERE INS CO.

<i>2009 NAIC</i>	<i>2009 Company Name</i>
22136	AMERICAN NATIONAL FIRE INSURANCE COMPANY
22187	GREATER NEW YORK MUTUAL INSURANCE COMPANY
22195	INSURANCE COMPANY OF GREATER NEW YORK
22292	HANOVER INSURANCE COMPANY (THE)
22306	MASSACHUSETTS BAY INSURANCE COMPANY
22322	GREENWICH INSURANCE COMPANY
22357	HARTFORD ACCIDENT AND INDEMNITY COMPANY
22543	SECURA INSURANCE, A MUTUAL COMPANY
22551	MITSUI MARINE AND FIRE INSURANCE COMPANY OF AMERICA
22586	ATLANTIC STATES INSURANCE COMPANY
22667	ACE AMERICAN INSURANCE COMPANY
22748	PACIFIC EMPLOYERS INSURANCE COMPANY
22918	AMERICAN MOTORISTS INSURANCE COMPANY
22977	LUMBERMENS MUTUAL CASUALTY COMPANY
23035	LIBERTY MUTUAL FIRE INSURANCE COMPANY
23043	LIBERTY MUTUAL INSURANCE COMPANY
23108	LUMBERMENS UNDERWRITING ALLIANCE
23280	CINCINNATI INDEMNITY COMPANY (THE)
23329	MERCHANTS MUTUAL INSURANCE COMPANY
23337	MERCHANTS INSURANCE COMPANY OF NEW HAMPSHIRE, INC.
23353	MERIDIAN SECURITY INSURANCE COMPANY
23396	MICHIGAN MUTUAL INSURANCE COMPANY
23442	PATRIOT GENERAL INSURANCE COMPANY
23582	MINNESOTA FIRE AND CASUALTY COMPANY
23612	MIDWEST EMPLOYERS CASUALTY COMPANY
23663	NATIONAL AMERICAN INSURANCE COMPANY
23779	NATIONWIDE MUTUAL FIRE INSURANCE COMPANY
23787	NATIONWIDE MUTUAL INSURANCE COMPANY
23809	GRANITE STATE INSURANCE COMPANY
23817	ILLINOIS NATIONAL INSURANCE COMPANY
23841	NEW HAMPSHIRE INSURANCE COMPANY
24066	AMERICAN FIRE AND CASUALTY COMPANY
24074	OHIO CASUALTY INSURANCE COMPANY (THE)
24082	OHIO SECURITY INSURANCE COMPANY
24112	WESTFIELD INSURANCE COMPANY
24120	WESTFIELD NATIONAL INSURANCE COMPANY
24139	INTERNATIONAL BUSINESS AND MERCANTILE REASSURANCE COMPANY
24147	OLD REPUBLIC INSURANCE COMPANY
24171	NETHERLANDS INSURANCE COMPANY (THE)
24198	PEERLESS INSURANCE COMPANY
24414	GENERAL CASUALTY COMPANY OF WISCONSIN
24449	REGENT INSURANCE COMPANY
24554	WINTERTHUR INTERNATIONAL AMERICA INSURANCE COMPANY
24724	FIRST NATIONAL INSURANCE COMPANY OF AMERICA
24732	GENERAL INSURANCE COMPANY OF AMERICA
24899	SEVEN HILLS INSURANCE COMPANY
24988	SENTRY INSURANCE, A MUTUAL COMPANY

<i>2009 NAIC</i>	<i>2009 Company Name</i>
25011	WESCO INSURANCE COMPANY
25127	STATE AUTO PROPERTY AND CASUALTY INSURANCE COMPANY
25135	STATE AUTOMOBILE MUTUAL INSURANCE COMPANY
25143	STATE FARM FIRE AND CASUALTY COMPANY
25224	GREAT DIVIDE INSURANCE COMPANY
25615	CHARTER OAK FIRE INSURANCE COMPANY (THE)
25623	PHOENIX INSURANCE COMPANY (THE)
25658	TRAVELERS INDEMNITY COMPANY (THE)
25666	TRAVELERS INDEMNITY COMPANY OF AMERICA (THE)
25674	TRAVELERS INDEMNITY COMPANY OF ILLINOIS (THE)
25682	TRAVELERS INDEMNITY COMPANY OF CONNECTICUT (THE)
25780	WILLIAMSBURG NATIONAL INSURANCE COMPANY
25844	UNION INSURANCE COMPANY
25879	FIDELITY AND GUARANTY INSURANCE UNDERWRITERS, INC.
25887	UNITED STATES FIDELITY & GUARANTY COMPANY
25976	UTICA MUTUAL INSURANCE COMPANY
25984	GRAPHIC ARTS MUTUAL INSURANCE COMPANY
26042	WAUSAU UNDERWRITERS INSURANCE COMPANY
26069	WAUSAU BUSINESS INSURANCE COMPANY
26247	AMERICAN GUARANTEE AND LIABILITY INSURANCE COMPANY
26263	ERIE INSURANCE COMPANY
26271	ERIE INSURANCE EXCHANGE
26301	SELECTIVE WAY INSURANCE COMPANY
26344	AGRICULTURAL INSURANCE COMPANY
26830	ERIE INSURANCE PROPERTY & CASUALTY COMPANY
26832	AMERICAN ALLIANCE INSURANCE COMPANY
26867	SOUTHERN INSURANCE COMPANY OF VIRGINIA
27073	NIPPON FIRE & MARINE INSURANCE COMPANY, LIMITED, (UNITED STATES BRANCH)
27120	TRUMBULL INSURANCE COMPANY
27529	LAUNDRY OWNERS MUTUAL LIABILITY INSURANCE ASSOCIATION
27626	FIRSTCOMP INSURANCE COMPANY
27677	STATE WORKMENS INSURANCE FUND
27847	INSURANCE COMPANY OF THE WEST
28223	NATIONWIDE AGRIBUSINESS INSURANCE COMPANY
28258	CONTINENTAL NATIONAL INDEMNITY COMPANY
28304	FEDERATED SERVICE INSURANCE COMPANY
28460	SENTRY CASUALTY COMPANY
28550	HOUSING AND REDEVELOPMENT INSURANCE EXCHANGE
28665	CINCINNATI CASUALTY COMPANY (THE)
28886	TRANSGUARD INSURANCE COMPANY OF AMERICA, INC.
29157	UNITED WISCONSIN INSURANCE COMPANY
29424	HARTFORD CASUALTY INSURANCE COMPANY
29459	TWIN CITY FIRE INSURANCE COMPANY
29599	U.S. SPECIALTY INSURANCE COMPANY
29874	NORTH AMERICAN SPECIALTY INSURANCE COMPANY
30104	HARTFORD UNDERWRITERS INSURANCE COMPANY
31232	MONUMENTAL GENERAL CASUALTY COMPANY

<i>2009 NAIC</i>	<i>2009 Company Name</i>
31325	ACADIA INSURANCE COMPANY
31348	CRUM & FORSTER INDEMNITY COMPANY
31470	NORGUARD INSURANCE COMPANY
31534	CITIZENS INSURANCE COMPANY OF AMERICA
31895	AMERICAN INTERSTATE INSURANCE COMPANY
32271	CALIFORNIA INDEMNITY INSURANCE COMPANY
32441	PENN NATIONAL SECURITY INSURANCE COMPANY
32620	NATIONAL INTERSTATE INSURANCE COMPANY
33278	FLORISTS' INSURANCE COMPANY
33588	FIRST LIBERTY INSURANCE CORPORATION
33600	LM INSURANCE CORPORATION
35246	LAURIER INDEMNITY COMPANY
35289	CONTINENTAL INSURANCE COMPANY (THE)
35386	FIDELITY AND GUARANTY INSURANCE COMPANY
35408	SIRIUS AMERICAN INSURANCE COMPANY
35505	ROCKWOOD CASUALTY INSURANCE COMPANY
35585	FLAGSHIP CITY INSURANCE COMPANY
35599	HIGHMARK CASUALTY INSURANCE COMPANY
35696	HURON INSURANCE COMPANY
36170	TRAVELERS CASUALTY COMPANY OF CONNECTICUT
36234	PREFERRED PROFESSIONAL INSURANCE COMPANY
36463	DISCOVER PROPERTY & CASUALTY INSURANCE COMPANY
36897	MANUFACTURERS ALLIANCE INSURANCE COMPANY
36927	FRONT ROYAL INSURANCE COMPANY
37257	INSURANCE CORPORATION OF HANNOVER
37478	HARTFORD INSURANCE COMPANY OF MIDWEST
37877	NATIONWIDE PROPERTY AND CASUALTY INSURANCE COMPANY
37885	XL SPECIALTY INSURANCE COMPANY
37893	ULICO CASUALTY COMPANY
38261	HARTFORD INSURANCE COMPANY OF THE SOUTHEAST
39306	FIDELITY AND DEPOSIT COMPANY OF MARYLAND
39845	EMPLOYERS REINSURANCE CORPORATION
39900	PENINSULA INDEMNITY COMPANY
39926	SELECTIVE INSURANCE COMPANY OF THE SOUTHEAST
40045	STARNET INSURANCE COMPANY
40100	FIRSTLINE NATIONAL INSURANCE COMPANY
40142	AMERICAN ZURICH INSURANCE COMPANY
40177	PARAMOUNT INSURANCE COMPANY
40258	AMERICAN INTERNATIONAL SOUTH INSURANCE COMPANY
40517	ADVANTAGE WORKERS COMPENSATION INSURANCE COMPANY
40827	VIRGINIA SURETY COMPANY, INC.
41181	UNIVERSAL UNDERWRITERS INSURANCE COMPANY
41238	TRANS PACIFIC INSURANCE COMPANY
41394	BENCHMARK INSURANCE COMPANY
41424	PENNSYLVANIA MANUFACTURERS INDEMNITY COMPANY
41483	FARMINGTON CASUALTY COMPANY
42376	TECHNOLOGY INSURANCE COMPANY

2009 NAIC	2009 Company Name
42390	AMGUARD INSURANCE COMPANY
42404	LIBERTY INSURANCE CORPORATION
42552	NOVA CASUALTY COMPANY
42579	ALLIED PROPERTY AND CASUALTY INSURANCE COMPANY
42587	DEPOSITORS INSURANCE COMPANY
42900	HARLEYSVILLE INSURANCE COMPANY OF NEW JERSEY
43575	INDEMNITY INSURANCE COMPANY OF NORTH AMERICA
43702	NORTH AMERICAN LUMBER INSURANCE COMPANY
44300	TOWER INS. CO. OF NY
44393	WEST AMERICAN INS. CO.

MICHAEL HUMPHREYS,  
*Insurance Commissioner*

[Pa.B. Doc. No. 24-1194. Filed for public inspection August 23, 2024, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Petition of Philadelphia Gas Works Requesting a Declaratory Order Regarding Termination of Ser- vice for Nonpayment of Undisputed Gas Bills by Landlord Ratepayers; Doc. No. P-2024-3050535

On August 2, 2024, Philadelphia Gas Works (PGW) filed with the Pennsylvania Public Utility Commission (Commission) a petition of PGW requesting a declaratory order regarding termination of service for nonpayment of undisputed gas bills by landlord ratepayers (Petition). Specifically, PGW requests that the Commission “remove uncertainty regarding the right and obligation of PGW to take collection action, including terminating gas service, if necessary, for nonpayment of undisputed gas bills for service provided to the properties and residential rental buildings owned, rented and/or managed by ‘landlord ratepayers’ where the landlord ratepayers have a pending, unrelated complaint(s) before the Commission.”

In accordance with 52 Pa. Code §§ 5.61—5.66 (relating to answers), answers and petitions to intervene must be filed and served at this docket on or before 30 days<sup>1</sup> after this notice is published in the *Pennsylvania Bulletin*, and replies must be filed and served at this docket on or before 50 days after this notice is published in the *Pennsylvania Bulletin*.

Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, 400 North Street, 2nd Floor, Harrisburg, PA 17120, with a copy served on counsel for PGW. Electronic filing and service is available by obtaining 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>. The documents filed in support of PGW’s Petition are available for inspection and copying at the Commission’s Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at PGW’s business address. Additionally, the documents may be viewed and downloaded from the Commission’s web site at <https://www.puc.pa.gov/docket/P-2024-3050535>.

<sup>1</sup>Due to the issues raised, the Commission is of the opinion that an extension of the response period from 20 days to 30 days is warranted.

*Petitioner:* Philadelphia Gas Works, 213 Market Street, 8th Floor, Harrisburg, PA 17101.

*Through and By Counsel for Petitioner:* Daniel Clearfield, Eckert Seamans Cherin & Mellott, LLC, 213 Market Street, 8th Floor, Harrisburg, PA 17101.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 24-1195. Filed for public inspection August 23, 2024, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority application for the right to render service as a common carrier or contract carrier in this Commonwealth has 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 September 9, 2024. 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 September 9, 2024. 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](http://www.puc.pa.gov) by searching under the docket number as follows or by searching the applicant’s web site.



**Application of the following for approval to begin operating as common carriers for transportation of persons as described under the application.**

**A-2024-3050062. Kena Care Home Health Agency, LLC** (5915 Palmer Drive, Harrisburg, Dauphin County, PA 17112) for the right to begin to transport, as a common carrier, by motor vehicle, persons in paratransit service, from points in the Counties of Cumberland, Dauphin, Juniata, Lancaster, Lebanon, Northumberland, Perry, Schuylkill and Snyder, to points in Pennsylvania, and return.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 24-1196. Filed for public inspection August 23, 2024, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Wastewater Service

**A-2024-3050730. North Bethlehem Township.** In the matter of the application of North Bethlehem Township, receiver for Beryl Acres Sewage Company, Inc. for application approval of the abandonment or discontinuance of Beryl Acres Sewage Treatment Plant.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before Monday, September 9, 2024. Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, 400 North Street, 2nd Floor, Harrisburg, PA 17120, or on the Pennsylvania Public Utility Commission's (Commission) web site at [www.puc.pa.gov](http://www.puc.pa.gov), with a copy served on the applicant. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov) and at the applicant's business address. If a filing contains confidential or proprietary material, the filing is required to be submitted by overnight delivery. Large filings containing confidential or proprietary material may be submitted through the Commission's Share Point file system with advanced notice to the Commission prior to submittal.

*Applicant:* North Bethlehem Township, Washington County, PA, as receiver for Beryl Acres Sewage Company, Inc., owner of Beryl Acres Sewage Treatment Plant, P.O. Box 112, Scenery Hill, PA 15360

*Through and By Counsel for:* Lane M. Turturice, Esq., Turturice & Associates, LLC, 70 East Wheeling Street, Washington, PA 15301

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 24-1197. Filed for public inspection August 23, 2024, 9:00 a.m.]

## STATE ETHICS COMMISSION

### Public Meeting; University Park

Under 65 Pa.C.S. §§ 1101—1113 (relating to Public Official and Employee Ethics Act) (act), the State Ethics

Commission (Commission) is required to hold at least two public hearings each year to seek input from persons and organizations who represent any individual subject to the provisions of the act and from other interested parties.

The Commission will conduct a public meeting at the Lewis Katz Building—Auditorium, University Park, PA 16802, on September 10, 2024, beginning at 9 a.m. for purposes of receiving input and for the conduct of other agency business. Public officials, public employees, organizations and members of the general public may attend.

Persons seeking to testify or present any statement, information or other comments in relation to the act, the regulations of the Commission or agency operations, should contact Julie Gibson at (717) 783-1610 or (800) 932-0936. Written copies of any statement should be provided at the time of the meeting.

MARY W. FOX,  
*Executive Director*

[Pa.B. Doc. No. 24-1198. Filed for public inspection August 23, 2024, 9:00 a.m.]

## SUSQUEHANNA RIVER BASIN COMMISSION

### Commission Meeting

The Susquehanna River Basin Commission (Commission) will conduct its regular business meeting on Thursday, September 12, 2024, at 9 a.m. in person and digitally from the Lord Baltimore Hotel, 20 West Baltimore Street, Baltimore, MD. Details concerning the matters to be addressed at the business meeting are contained in the Supplementary Information section of this notice. The Commission published a document in the *Federal Register* at 89 FR 56470 (July 9, 2024), concerning its public hearing on August 1, 2024, in Harrisburg, PA.

For further information contact Jason E. Oyler, General Counsel and Secretary, (717) 238-0423, fax (717) 238-2436.

#### *Supplementary Information*

The business meeting will include actions or presentations on the following items: (1) adoption of the Fiscal Year (FY) 2026 current expense budget; (2) adoption of the member allocation for FY 2026; (3) approval of contracts and grants; (4) action on rulemaking for agency procurement, bid protest procedures and other changes to Part 801, tabled at the June meeting; and (5) actions on 24 regulatory program projects.

This agenda is complete at the time of issuance, but other items may be added, and some stricken without further notice. The listing of an item on the agenda does not necessarily mean that the Commission will take final action on it at this meeting. When the Commission does take final action, notice of these actions will be published in the *Federal Register* after the meeting. Actions specific to projects will also be provided in writing directly to project sponsors.

The meeting will be conducted both in person at the Lord Baltimore Hotel, 20 West Baltimore Street, Baltimore, MD and digitally. The public is invited to attend the Commission's business meeting. Individuals may access the business meeting remotely by means of Zoom at <https://us02web.zoom.us/j/89292000071?pwd=S1E2Qi9QNHUyTkjhY3Z0RUJJeXpqUT09> then enter meeting ID

892 9200 0071 and passcode SRBC4423! or by telephone at (305) 224-1968 or (309) 205-3325. The meeting ID is 892 9200 0071.

Written comments pertaining to items on the agenda at the business meeting may be mailed to the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788, or submitted electronically at <https://www.srbc.gov/meeting-comment/default.aspx?type=3&cat=7>. Comments are due to the Commission for all items on the business meeting agenda on or before September 9, 2024. Comments will not be accepted at the business meeting noticed herein.

*Authority:* Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 801, 806 and 808

*Dated:* August 9, 2024

ANDREW D. DEHOFF,  
*Executive Director*

[Pa.B. Doc. No. 24-1199. Filed for public inspection August 23, 2024, 9:00 a.m.]

## SUSQUEHANNA RIVER BASIN COMMISSION

### General Permit Notice

The Susquehanna River Basin Commission lists the following General Permits for the project under 18 CFR 806.17(c)(4) (relating to general permits) from July 1, 2024, through July 31, 2024.

For further information contact Jason E. Oyler, General Counsel and Secretary, (717) 238-0423, Ext. 1312, fax (717) 238-2436, [joyler@srbc.gov](mailto:joyler@srbc.gov). 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 General Permits for the project described as follows, under 18 CFR 806.17(c)(4), for the time period previously specified.

1. Furman Foods, Inc., d/b/a Furmano's—Well 9, General Permit Approval of Coverage No. GP-02-20240707, Point Township, Northumberland County, PA; emergency or maintenance activity groundwater withdrawal approved up to 0.504 mgd (30-day average); Approval Date: July 16, 2024.

*Authority:* Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806 and 808

*Dated:* August 9, 2024

ANDREW D. DEHOFF,  
*Executive Director*

[Pa.B. Doc. No. 24-1200. Filed for public inspection August 23, 2024, 9:00 a.m.]

## SUSQUEHANNA RIVER BASIN COMMISSION

### Grandfathering Registration Notice

The Susquehanna River Basin Commission lists the following Grandfathering (GF) Registration for the project

under 18 CFR Part 806, Subpart E (relating to registration of grandfathered projects) from July 1, 2024, through July 31, 2024.

For further information contact Jason E. Oyler, General Counsel and Secretary, (717) 238-0423, Ext. 1312, fax (717) 238-2436, [joyler@srbc.gov](mailto:joyler@srbc.gov). 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 GF Registration for the project described as follows, under 18 CFR Part 806, Subpart E, for the time period previously specified:

1. Team Ten, LLC, d/b/a American Eagle Paper Mills, GF Certificate No. GF-202407278, Warriors Mark Township, Huntingdon County and Snyder Township and Tyrone Borough, Blair County, PA; Hundred Springs, Cold Springs, Stover Springs and South Bald Eagle Creek and consumptive use; Issue Date: July 18, 2024.

*Authority:* Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806 and 808

*Dated:* August 9, 2024

ANDREW D. DEHOFF,  
*Executive Director*

[Pa.B. Doc. No. 24-1201. Filed for public inspection August 23, 2024, 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 July 1, 2024, through July 31, 2024.

For further information contact Jason E. Oyler, General Counsel and Secretary, (717) 238-0423, Ext. 1312, fax (717) 238-2436, [joyler@srbc.gov](mailto:joyler@srbc.gov). 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. RENEWAL—Chesapeake Appalachia, LLC; Pad ID: Baumunk North B Drilling Pad; ABR-201406004.R2; Fox Township, Sullivan County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: July 15, 2024.

2. RENEWAL—Chesapeake Appalachia, LLC; Pad ID: Benscoter; ABR-20090601.R3; Auburn Township, Susquehanna County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: July 15, 2024.

3. RENEWAL—Chesapeake Appalachia, LLC; Pad ID: Clark Drilling Pad; ABR-201406008.R2; Springville Township, Susquehanna County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: July 15, 2024.

4. RENEWAL—Chesapeake Appalachia, LLC; Pad ID: Evanchick; ABR-20090604.R3; Asylum Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: July 15, 2024.
5. RENEWAL—Chesapeake Appalachia, LLC; Pad ID: Mowry; ABR-20090527.R3; Tuscarora Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: July 15, 2024.
6. RENEWAL—Chesapeake Appalachia, LLC; Pad ID: Otten; ABR-20090526.R3; Asylum Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: July 15, 2024.
7. RENEWAL—Chesapeake Appalachia, LLC; Pad ID: Przybyszewski; ABR-20090555.R3; Auburn Township, Susquehanna County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: July 15, 2024.
8. RENEWAL—Chesapeake Appalachia, LLC; Pad ID: SGL 12 O PAD; ABR-201906002.R1; Franklin Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: July 15, 2024.
9. RENEWAL—Chesapeake Appalachia, LLC; Pad ID: Strom; ABR-20090602.R3; Monroe Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: July 15, 2024.
10. RENEWAL—Chesapeake Appalachia, LLC; Pad ID: VanNoy; ABR-20090535.R3; Granville Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: July 15, 2024.
11. RENEWAL—Chesapeake Appalachia, LLC; Pad ID: Vargson; ABR-20090605.R3; Granville Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: July 15, 2024.
12. RENEWAL—Chesapeake Appalachia, LLC; Pad ID: WGC; ABR-201205014.R2; Albany Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: July 15, 2024.
13. RENEWAL—Chesapeake Appalachia, LLC; Pad ID: Wissler Drilling Pad; ABR-201406005.R2; McNett Township, Lycoming County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: July 15, 2024.
14. RENEWAL—Repsol Oil & Gas USA, LLC; Pad ID: SHEDDEN (01 013/043) D; ABR-20090603.R3; Troy Township, Bradford County, PA; Consumptive Use of Up to 6.0000 mgd; Approval Date: July 15, 2024.
15. RENEWAL—Seneca Resources Company, LLC; Pad ID: CRV D08-Pad G; ABR-201406007.R2; Norwich and Sargeant Townships, McKean County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: July 15, 2024.
16. RENEWAL—Chesapeake Appalachia, LLC; Pad ID: Czop Drilling Pad; ABR-201406009.R2; Fox Township, Sullivan County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: July 26, 2024.
17. RENEWAL—Chesapeake Appalachia, LLC; Pad ID: MTL; ABR-201906003.R1; Wyalusing Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: July 26, 2024.
18. RENEWAL—EQT ARO, LLC; Pad ID: C.O.P. Tract 285 (1000); ABR-20090408.R3; Grugan Township, Clinton County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: July 26, 2024.
19. RENEWAL—EQT ARO, LLC; Pad ID: COP Tr 252 # 1000H; ABR-20090444.R3; Grugan Township, Clinton County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: July 26, 2024.
20. RENEWAL—EQT ARO, LLC; Pad ID: COP Tract 285 (1001H, 1002H); ABR-20090413.R3; Grugan Township, Clinton County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: July 26, 2024.
21. RENEWAL—Repsol Oil & Gas USA, LLC; Pad ID: DCNR 587 (02 001); ABR-20090609.R3; Ward Township, Tioga County, PA; Consumptive Use of Up to 6.0000 mgd; Approval Date: July 26, 2024.
22. RENEWAL—Repsol Oil & Gas USA, LLC; Pad ID: Guillaume 714; ABR-201206009.R2; Liberty Township, Tioga County, PA; Consumptive Use of Up to 6.0000 mgd; Approval Date: July 26, 2024.
23. RENEWAL—Repsol Oil & Gas USA, LLC; Pad ID: WILLIAMS (01 041/042) R; ABR-20090611.R3; Troy Township, Bradford County, PA; Consumptive Use of Up to 6.0000 mgd; Approval Date: July 26, 2024.
24. RENEWAL—Seneca Resources Company, LLC; Pad ID: CRV Pad C08-X; ABR-201406010.R2; Shippen Township, Cameron County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: July 26, 2024.
25. RENEWAL—SWN Production Company, LLC; Pad ID: Humbert Pad (RU-8); ABR-201206003.R2; New Milford Township, Susquehanna County, PA; Consumptive Use of Up to 4.9990 mgd; Approval Date: July 26, 2024.
26. RENEWAL—XTO Energy, Inc.; Pad ID: Jenzano; ABR-20090713.R3; Franklin Township, Lycoming County, PA; Consumptive Use of Up to 3.0000 mgd; Approval Date: July 26, 2024.
27. RENEWAL—XTO Energy, Inc.; Pad ID: Temple; ABR-20090714.R3; Moreland Township, Lycoming County, PA; Consumptive Use of Up to 3.0000 mgd; Approval Date: July 26, 2024.
28. Blackhill Energy, LLC; Pad ID: Black Sam Bellamy Well Pad; ABR-202407001; Springfield Township, Bradford County, PA; Consumptive Use of Up to 6.5000 mgd; Approval Date: July 29, 2024.
29. RENEWAL—Chesapeake Appalachia, LLC; Pad ID: Well 1; ABR-20090610.R3; Terry Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: July 29, 2024.
30. RENEWAL—XTO Energy, Inc.; Pad ID: Marquardt; ABR-20090712.R3; Penn Township, Lycoming County, PA; Consumptive Use of Up to 3.0000 mgd; Approval Date: July 29, 2024.
31. RENEWAL—Chesapeake Appalachia, LLC; Pad ID: Deremer; ABR-201407001.R2; Tuscarora Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: July 30, 2024.
32. RENEWAL—SWN Production Company, LLC; Pad ID: KOZIOL PAD; ABR-201206016.R2; New Milford Township, Susquehanna County, PA; Consumptive Use of Up to 4.9990 mgd; Approval Date: July 30, 2024.
33. RENEWAL—EQT ARO, LLC; Pad ID: COP Tract 289 Pad A; ABR-20090410.R3; McHenry Township, Lycoming County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: July 31, 2024.

*Authority:* Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18  
CFR Parts 806 and 808

*Dated:* August 9, 2024

ANDREW D. DEHOFF,  
*Executive Director*

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END OF ISSUE

























