

# PENNSYLVANIA BULLETIN

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Board of Coal Mine Safety  
Department of Agriculture  
Department of Banking and Securities  
Department of Environmental Protection  
Department of Health  
Department of Human Services  
Department of Transportation  
Executive Board  
Game Commission  
Independent Regulatory Review Commission  
Insurance Department  
Pennsylvania Public Utility Commission  
Susquehanna River Basin Commission



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

**No. 600, November 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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#### Adopted Rules

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|-----|-----|
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|-----|-----|

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# THE COURTS

## Title 255—LOCAL COURT RULES

### WESTMORELAND COUNTY

#### Judicial Custody (Pretrial) Conference; No. 3 of 2024

##### Administrative Order of Court

And Now, this 5th day of November 2024, *It Is Hereby Ordered* that, effective 30 days after publication in the *Pennsylvania Bulletin*, Westmoreland County Rule of Civil Procedure W1915.4-4(b) is hereby rescinded and adopted in the form set forth in Exhibit “A,” following hereto.

By the Court

CHRISTOPHER A. FELICIANI,  
*President Judge*

#### Rule W1915.4-4(b). Judicial Custody (Pretrial) Conference.

(a) The parties shall file a pre-trial statement, in the form substantially similar to the form set forth in subparagraph (e) below, which shall list all witnesses, includ-

ing experts, and anticipated evidence on each custody factor. The pre-trial statement shall be completed by the parties or counsel and shall be filed, submitted to the court, and served on the opposing party at least five days prior to the pre-trial conference.

(b) All parties and any child for whom any form of custody is sought shall be present at the Judicial Custody Conference unless either waived by the parties or their counsel, or Westmoreland County Rules of Civil Procedure permitted to be absent by court order. Failure of a party to appear at the Judicial Custody Conference may result in the entry of a custody/visitation order by the court.

(c) The court shall attempt to obtain a Consent Custody Agreement on any pending custody issues. Any Agreement shall be reduced to writing and entered as an Order of Court.

(d) If no agreement is reached, the court may enter a new Order pending the Custody Hearing and shall issue an Order listing the matter for trial.

(e) The pre-trial statement shall be substantially in the following form:

**IN THE COURT OF COMMON PLEAS OF  
WESTMORELAND COUNTY, PENNSYLVANIA  
CIVIL ACTION—CUSTODY**

|     |  |           |   |                         |
|-----|--|-----------|---|-------------------------|
|     |  | Plaintiff | ) |                         |
|     |  |           | ) |                         |
| vs. |  |           | ) | No. _____ of 20 ____ -D |
|     |  |           | ) |                         |
|     |  | Defendant | ) |                         |

**PRE-TRIAL STATEMENT**

This pre-trial statement is filed pursuant to Westmoreland County Rule of Civil Procedure W1915.4-4 on behalf of \_\_\_\_\_, Plaintiff/Defendant in the above captioned case.

**WITNESS LIST (MUST BE COMPLETE). PROVIDE NAME, ADDRESS, TELEPHONE NUMBER OF EACH WITNESS:**

|                                |                                |
|--------------------------------|--------------------------------|
| Name _____                     | Name _____                     |
| Relationship to witness: _____ | Relationship to witness: _____ |
| Address _____                  | Address _____                  |
| _____                          | _____                          |
| Tel. No. _____                 | Tel. No. _____                 |
| Name _____                     | Name _____                     |
| Relationship to witness: _____ | Relationship to witness: _____ |
| Address _____                  | Address _____                  |
| _____                          | _____                          |
| Tel. No. _____                 | Tel. No. _____                 |

**EXPERT WITNESSES: PROVIDE NAME, ADDRESS TELEPHONE NUMBER OF EACH EXPERT. ATTACH WRITTEN REPORT.**

THE COURTS

Name \_\_\_\_\_

Name \_\_\_\_\_

Address \_\_\_\_\_

Address \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Tel. No. \_\_\_\_\_

Tel. No. \_\_\_\_\_

IDENTIFY EXHIBITS REQUESTED BY STIPULATION (SCHOOL OR MEDICAL RECORDS, HOME EVALUATION, OTHER). ATTACH A COPY OF EACH EXHIBIT.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

PROPOSAL FOR SETTLEMENT: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

CUSTODY FACTORS

| <i>FACTOR</i>   | <i>MOTHER</i> | <i>PARTY THIS FACTOR FAVORS?</i> | <i>FATHER</i> |
|---|---------------|----------------------------------|---------------|
| (1) Which party is more likely to ensure the safety of the child.   |               |                                  |               |
| (2) The present and past abuse committed by a party or member of the party's household, which may include past or current protection from abuse or sexual violence protection orders where there has been a finding of abuse. |               |                                  |               |
| (2.1) The information set forth in section 5329.1(a) (relating to consideration of child abuse and involvement with protective services).   |               |                                  |               |
| (2.2) Violent or assaultive behavior committed by a party.  |               |                                  |               |
| (2.3) Which party is more likely to encourage and permit frequent and continuing contact between the child and another party if contact is consistent with the safety needs of the child.                                     |               |                                  |               |
| (3) The parental duties performed by each party on behalf of the child.   |               |                                  |               |
| (4) The need for stability and continuity in the child's education, family life and community life, except if changes are necessary to protect the safety of the child or a party.  |               |                                  |               |
| (5) The availability of extended family.  |               |                                  |               |
| (6) The child's sibling relationships.  |               |                                  |               |
| (7) The well-reasoned preference of the child, based on the child's developmental stage, maturity and judgment.   |               |                                  |               |

| <i>FACTOR</i>   | <i>MOTHER</i> | <i>PARTY THIS FACTOR FAVORS?</i> | <i>FATHER</i> |
|---|---------------|----------------------------------|---------------|
| (8) The attempts of a party to turn the child against the other party, except in cases of abuse where reasonable safety measures are necessary to protect the safety of the child. A party's reasonable concerns for the safety of the child and the party's reasonable efforts to protect the child shall not be considered attempts to turn the child against the other party. A child's deficient or negative relationship with a party shall not be presumed to be caused by the other party. |               |                                  |               |
| (9) Which party is more likely to maintain a loving, stable, consistent and nurturing relationship with the child adequate for the child's emotional needs.   |               |                                  |               |
| (10) Which party is more likely to attend to the daily physical, emotional, developmental, educational and special needs of the child.  |               |                                  |               |
| (11) The proximity of the residences of the parties.  |               |                                  |               |
| (12) Each party's availability to care for the child or ability to make appropriate child-care arrangements.  |               |                                  |               |
| (13) The level of conflict between the parties and the willingness and ability of the parties to cooperate with one another. A party's effort to protect a child or self from abuse by another party is not evidence of unwillingness or inability to cooperate with that party.  |               |                                  |               |
| (14) The history of drug or alcohol abuse of a party or member of a party's household.  |               |                                  |               |
| (15) The mental and physical condition of a party or member of a party's household.   |               |                                  |               |
| (16) Any other relevant factor.   |               |                                  |               |

PLEASE ATTACH REQUESTED STIPULATION OF FACTS.

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

\_\_\_\_\_  
Identify (Plaintiff, Defendant, Counsel, etc.)

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

[Pa.B. Doc. No. 24-1664. Filed for public inspection November 22, 2024, 9:00 a.m.]

**DISCIPLINARY BOARD  
OF THE SUPREME COURT**

**List of Financial Institutions**

Notice is hereby given that pursuant to Rule 221(b), Pa.R.D.E., the following List of Financial Institutions have been approved by the Supreme Court of Pennsylvania for the maintenance of fiduciary accounts of attorneys. Each financial institution has agreed to comply with the requirements of Rule 221, Pa.R.D.E., which provides for trust account overdraft notification.

SUZANNE E. PRICE,  
*Attorney Registrar*

**FINANCIAL INSTITUTIONS APPROVED AS  
DEPOSITORIES OF TRUST ACCOUNTS OF  
ATTORNEYS**

**Bank Code A.**

- 595 Abacus Federal Savings Bank
- 2 ACNB Bank
- 613 Allegent Community Federal Credit Union
- 375 Altoona First Savings Bank
- 376 Ambler Savings Bank
- 532 AMERICAN BANK (PA)**
- 615 Americhoice Federal Credit Union
- 116 AMERISERV FINANCIAL**
- 648 Andover Bank (The)
- 377 Apollo Trust Company

**Bank Code B.**

|            |                                       |
|------------|---------------------------------------|
| 558        | Bancorp Bank (The)                    |
| 485        | Bank of America, NA                   |
| <b>662</b> | <b>BANK OF BIRD-IN-HAND</b>           |
| 415        | Bank of Landisburg (The)              |
| 596        | Bank of Princeton (The)               |
| 664        | BankUnited, NA                        |
| 501        | BELCO Community Credit Union          |
| <b>673</b> | <b>BENCHMARK FEDERAL CREDIT UNION</b> |
| 652        | Berkshire Bank                        |
| 663        | BHCU                                  |
| 5          | BNY Mellon, NA                        |
| 392        | Brentwood Bank                        |
| 495        | Brown Brothers Harriman Trust Co., NA |

**Bank Code C.**

|            |  |
|------------|--|
| 654        | CACL Federal Credit Union  |
| 618        | Capital Bank, NA   |
| <b>675</b> | <b>CENTRE 1ST BANK, A DIVISION OF OLD DOMINION NATIONAL BANK</b> |
| <b>394</b> | <b>CFS BANK</b>  |
| 623        | Chemung Canal Trust Company                                      |
| 599        | Citibank, NA   |
| 238        | Citizens & Northern Bank   |
| 561        | Citizens Bank, NA  |
| 206        | Citizens Savings Bank  |
| 576        | Clarion County Community Bank                                    |
| 591        | Clearview Federal Credit Union                                   |
| 23         | CNB Bank   |
| 223        | Commercial Bank & Trust of PA                                    |
| 21         | Community Bank (PA)  |
| 371        | Community Bank, NA (NY)  |
| 132        | Community State Bank of Orbisonia                                |
| 380        | County Savings Bank  |
| 536        | Customers Bank   |

**Bank Code D.**

|     |                  |
|-----|------------------|
| 339 | Dime Bank (The)  |
| 27  | Dollar Bank, FSB |

**Bank Code E.**

|     |                                    |
|-----|------------------------------------|
| 500 | Elderton State Bank                |
| 567 | Embassy Bank for the Lehigh Valley |
| 541 | Enterprise Bank                    |
| 28  | Ephrata National Bank              |
| 601 | Esquire Bank, NA                   |
| 340 | ESSA Bank & Trust                  |

**Bank Code F.**

|     |  |
|-----|--|
| 629 | 1st Colonial Community Bank                          |
| 158 | 1st Summit Bank                                      |
| 31  | F&M Trust Company—Chambersburg                       |
| 658 | Farmers National Bank of Canfield                    |
| 34  | Fidelity Deposit & Discount Bank (The)               |
| 583 | Fifth Third Bank                                     |
| 661 | First American Trust, FSB                            |
| 643 | First Bank   |
| 174 | First Citizens Community Bank                        |
| 539 | First Commonwealth Bank                              |
| 674 | First Commonwealth Federal Credit Union              |
| 504 | First Federal S & L Association of Greene County     |
| 525 | First Heritage Federal Credit Union                  |
| 42  | First Keystone Community Bank                        |
| 51  | First National Bank & Trust Company of Newtown (The) |

|            |  |
|------------|--|
| 48         | First National Bank of Pennsylvania              |
| 426        | First Northern Bank & Trust Company              |
| 604        | First Priority Bank, a division of Mid Penn Bank |
| <b>592</b> | <b>FIRST RESOURCE BANK</b>                       |
| 657        | First United Bank & Trust                        |
| 408        | First United National Bank                       |
| 151        | Firsttrust Savings Bank                          |
| 416        | Fleetwood Bank                                   |
| <b>647</b> | <b>FORBRIGHT BANK</b>                            |
| 291        | Fox Chase Bank                                   |
| 241        | Franklin Mint Federal Credit Union               |
| 639        | Freedom Credit Union                             |
| 58         | Fulton Bank, NA                                  |

**Bank Code G.**

|     |                         |
|-----|-------------------------|
| 499 | Gratz Bank (The)        |
| 498 | Greenville Savings Bank |

**Bank Code H.**

|            |  |
|------------|--|
| 244        | Hamlin Bank & Trust Company            |
| 362        | Harleysville Savings Bank              |
| 363        | Hatboro Federal Savings                |
| 463        | Haverford Trust Company (The)          |
| <b>678</b> | <b>HINGHAM INSTITUTION FOR SAVINGS</b> |
| 606        | Hometown Bank of Pennsylvania          |
| 68         | Honesdale National Bank (The)          |
| 605        | Huntington National Bank (The)         |
| 608        | Hyperion Bank                          |

**Bank Code I.**

|     |                           |
|-----|---------------------------|
| 669 | Industrial Bank           |
| 365 | InFirst Bank              |
| 668 | Inspire FCU               |
| 557 | Investment Savings Bank   |
| 526 | Iron Workers Savings Bank |

**Bank Code J.**

|           |                                  |
|-----------|----------------------------------|
| 70        | Jersey Shore State Bank          |
| 127       | Jim Thorpe Neighborhood Bank     |
| 488       | Jonestown Bank & Trust Company   |
| 191       | Journey Bank                     |
| 659       | JPMorgan Chase Bank, NA          |
| <b>72</b> | <b>JUNIATA VALLEY BANK (THE)</b> |

**Bank Code K.**

|     |            |
|-----|------------|
| 651 | KeyBank NA |
| 414 | Kish Bank  |

**Bank Code L.**

|    |              |
|----|--------------|
| 78 | Luzerne Bank |
|----|--------------|

**Bank Code M.**

|            |   |
|------------|---|
| 361        | M&T Bank                                    |
| 510        | Marion Center Bank                          |
| 387        | Marquette Savings Bank                      |
| 367        | Mauch Chunk Trust Company                   |
| 511        | MCS (Mifflin County Savings) Bank           |
| 641        | Members 1st Federal Credit Union            |
| 555        | Mercer County State Bank                    |
| 192        | Merchants Bank of Bangor                    |
| 671        | Merchants Bank of Indiana                   |
| <b>610</b> | <b>MERIDIAN BANK</b>                        |
| 294        | Mid Penn Bank                               |
| 677        | Middletown Valley Bank                      |
| <b>276</b> | <b>MIFFLINBURG BANK &amp; TRUST COMPANY</b> |
| 457        | Milton Savings Bank                         |

**Bank Code N.**

|            |                                    |
|------------|------------------------------------|
| 433        | National Bank of Malvern           |
| 168        | NBT Bank, NA                       |
| 347        | Neffs National Bank (The)          |
| <b>434</b> | <b>NEW TRIPOLI BANK</b>            |
| 15         | NexTier Bank, NA                   |
| 666        | Northern Trust Co.                 |
| 439        | Northumberland National Bank (The) |
| 93         | Northwest Bank                     |

**Bank Code O.**

|     |                            |
|-----|----------------------------|
| 653 | OceanFirst Bank            |
| 489 | OMEGA Federal Credit Union |
| 94  | Orrstown Bank              |

**Bank Code P.**

|            |   |
|------------|---|
| <b>598</b> | <b>PARKE BANK</b>                                   |
| 40         | Penn Community Bank                                 |
| 540        | PennCrest Bank                                      |
| 419        | Pennian Bank  |
| 447        | Peoples Security Bank & Trust Company               |
| 99         | PeoplesBank, a Codorus Valley Company               |
| 556        | Philadelphia Federal Credit Union                   |
| 448        | Phoenixville Federal Bank & Trust                   |
| 665        | Pinnacle Bank                                       |
| 79         | PNC Bank, NA  |
| 449        | Port Richmond Savings                               |
| 667        | Premier Bank  |
| 354        | Presence Bank                                       |
| 451        | Progressive-Home Federal Savings & Loan Association |
| 637        | Provident Bank                                      |
| 491        | PS Bank   |

**Bank Code Q.**

|     |                 |
|-----|-----------------|
| 107 | QNB Bank        |
| 560 | Quaint Oak Bank |

**Bank Code R.**

|     |                       |
|-----|-----------------------|
| 452 | Reliance Savings Bank |
|-----|-----------------------|

**Bank Code S.**

|            |  |
|------------|--|
| 153        | S & T Bank   |
| 316        | Santander Bank, NA   |
| 460        | Second Federal S & L Association of Philadelphia           |
| 646        | Service 1st Federal Credit Union                           |
| 458        | Sharon Bank  |
| 462        | Slovenian Savings & Loan Association of Franklin-Conemaugh |
| <b>486</b> | <b>SOMERSET TRUST COMPANY</b>                              |
| 633        | SSB Bank   |
| 122        | Susquehanna Community Bank                                 |

**Bank Code T.**

|            |                                    |
|------------|------------------------------------|
| 638        | 3Hill Credit Union                 |
| 143        | TD Bank, NA                        |
| <b>656</b> | <b>TIOGA FRANKLIN SAVINGS BANK</b> |
| 182        | Tompkins Community Bank            |
| 660        | Top Tier FCU                       |
| 577        | Traditions Bank                    |
| 609        | Tristate Capital Bank              |
| 672        | Truist Bank                        |
| 640        | TruMark Financial Credit Union     |
| 467        | Turbotville National Bank (The)    |

**Bank Code U.**

|     |                                      |
|-----|--------------------------------------|
| 483 | UNB Bank                             |
| 481 | Union Building and Loan Savings Bank |

|     |                             |
|-----|-----------------------------|
| 634 | United Bank, Inc.           |
| 472 | United Bank of Philadelphia |
| 475 | United Savings Bank         |
| 600 | Unity Bank                  |
| 232 | Univest Bank & Trust Co.    |

**Bank Code V.**

|     |                    |
|-----|--------------------|
| 611 | Victory Bank (The) |
|-----|--------------------|

**Bank Code W.**

|            |   |
|------------|---|
| 119        | Washington Financial Bank                   |
| 121        | Wayne Bank                                  |
| 676        | Webster Bank                                |
| <b>631</b> | <b>WELLS FARGO BANK, NA</b>                 |
| 553        | WesBanco Bank, Inc.                         |
| 494        | West View Savings Bank                      |
| 473        | Westmoreland Federal S & L Association      |
| 476        | William Penn Bank                           |
| 272        | Woodlands Bank                              |
| 573        | Woori America Bank                          |
| 630        | WSFS (Wilmington Savings Fund Society), FSB |

**Bank Code X.****Bank Code Y.****Bank Code Z.****PLATINUM LEADER BANKS**

The **HIGHLIGHTED ELIGIBLE INSTITUTIONS** are Platinum Leader Banks—Institutions that go above and beyond eligibility requirements to foster the IOLTA Program. These Institutions pay a net yield at the higher of 1% or 75 percent of the Federal Funds Target Rate on all PA IOLTA accounts. They are committed to ensuring the success of the IOLTA Program and increased funding for legal aid.

**IOLTA EXEMPTION**

Exemptions are not automatic. If you believe you qualify, you must apply by sending a written request to the IOLTA Board's executive director: 601 Commonwealth Avenue, Suite 2400, P.O. Box 62445, Harrisburg, PA 17106-2445. If you have questions concerning IOLTA or exemptions from IOLTA, please visit their website at [www.paiolta.org](http://www.paiolta.org) or call the IOLTA Board at (717) 238-2001 or (888) PAIOLTA.

**FINANCIAL INSTITUTIONS WHO HAVE FILED AGREEMENTS TO BE APPROVED AS A DEPOSITORY OF TRUST ACCOUNTS AND TO PROVIDE DISHONORED CHECK REPORTS IN ACCORDANCE WITH RULE 221, Pa.R.D.E.**

*New*

|     |                                 |
|-----|---------------------------------|
| 678 | Hingham Institution for Savings |
|-----|---------------------------------|

*Name Change**Platinum Leader Change*

|     |                                     |
|-----|-------------------------------------|
| 610 | Meridian Bank—Add                   |
| 678 | Hingham Institution for Savings—Add |

*Correction**Removal*

[Pa.B. Doc. No. 24-1665. Filed for public inspection November 22, 2024, 9:00 a.m.]

## DISCIPLINARY BOARD OF THE SUPREME COURT

### Notice of Suspension

By Order of the Supreme Court of Pennsylvania dated November 1, 2024, Mary Elizabeth Lenti (# 312705), whose registered address is in Wilmington, DE, is suspended from the practice of law in this Commonwealth for a period of 3 months, effective December 1, 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. 24-1666. Filed for public inspection November 22, 2024, 9:00 a.m.]

## SUPREME COURT

### Financial Institutions Approved as Depositories for Fiduciary Accounts; No. 253 Disciplinary Rules Docket

#### Order

#### *Per Curiam*

*And Now*, this 7th day of November, 2024, it is hereby Ordered that the financial institutions named on the attached list are approved as depositories for fiduciary accounts in accordance with Pa.R.D.E. 221.

#### FINANCIAL INSTITUTIONS APPROVED AS DEPOSITORIES OF TRUST ACCOUNTS OF ATTORNEYS

#### Bank Code A.

595 Abacus Federal Savings Bank  
2 ACNB Bank  
613 Allegent Community Federal Credit Union  
375 Altoona First Savings Bank  
376 Ambler Savings Bank  
**532 AMERICAN BANK (PA)**  
615 Americhoice Federal Credit Union  
**116 AMERISERV FINANCIAL**  
648 Andover Bank (The)  
377 Apollo Trust Company

#### Bank Code B.

558 Bancorp Bank (The)  
485 Bank of America, NA  
**662 BANK OF BIRD-IN-HAND**  
415 Bank of Landisburg (The)  
596 Bank of Princeton (The)  
664 BankUnited, NA  
501 BELCO Community Credit Union  
**673 BENCHMARK FEDERAL CREDIT UNION**  
652 Berkshire Bank  
663 BHCU  
5 BNY Mellon, NA  
392 Brentwood Bank  
495 Brown Brothers Harriman Trust Co., NA

#### Bank Code C.

654 CACL Federal Credit Union  
618 Capital Bank, NA

**675 CENTRE 1ST BANK, A DIVISION OF OLD  
DOMINION NATIONAL BANK**  
**394 CFS BANK**  
623 Chemung Canal Trust Company  
599 Citibank, NA  
238 Citizens & Northern Bank  
561 Citizens Bank, NA  
206 Citizens Savings Bank  
576 Clarion County Community Bank  
591 Clearview Federal Credit Union  
23 CNB Bank  
223 Commercial Bank & Trust of PA  
21 Community Bank (PA)  
371 Community Bank, NA (NY)  
132 Community State Bank of Orbisonia  
380 County Savings Bank  
536 Customers Bank

#### Bank Code D.

339 Dime Bank (The)  
27 Dollar Bank, FSB

#### Bank Code E.

500 Elderton State Bank  
567 Embassy Bank for the Lehigh Valley  
541 Enterprise Bank  
28 Ephrata National Bank  
601 Esquire Bank, NA  
340 ESSA Bank & Trust

#### Bank Code F.

629 1st Colonial Community Bank  
158 1st Summit Bank  
31 F&M Trust Company—Chambersburg  
658 Farmers National Bank of Canfield  
34 Fidelity Deposit & Discount Bank (The)  
583 Fifth Third Bank  
661 First American Trust, FSB  
643 First Bank  
174 First Citizens Community Bank  
539 First Commonwealth Bank  
674 First Commonwealth Federal Credit Union  
504 First Federal S & L Association of Greene  
County  
525 First Heritage Federal Credit Union  
42 First Keystone Community Bank  
51 First National Bank & Trust Company of  
Newtown (The)  
48 First National Bank of Pennsylvania  
426 First Northern Bank & Trust Company  
604 First Priority Bank, a division of Mid Penn  
Bank  
**592 FIRST RESOURCE BANK**  
657 First United Bank & Trust  
408 First United National Bank  
151 Firstrust Savings Bank  
416 Fleetwood Bank  
**647 FORBRIGHT BANK**  
291 Fox Chase Bank  
241 Franklin Mint Federal Credit Union  
639 Freedom Credit Union  
58 Fulton Bank, NA

#### Bank Code G.

499 Gratz Bank (The)  
498 Greenville Savings Bank

#### Bank Code H.

244 Hamlin Bank & Trust Company  
362 Harleysville Savings Bank

363 Hatboro Federal Savings  
 463 Haverford Trust Company (The)  
**678 HINGHAM INSTITUTION FOR SAVINGS**  
 606 Hometown Bank of Pennsylvania  
 68 Honesdale National Bank (The)  
 605 Huntington National Bank (The)  
 608 Hyperion Bank

**Bank Code I.**

669 Industrial Bank  
 365 InFirst Bank  
 668 Inspire FCU  
 557 Investment Savings Bank  
 526 Iron Workers Savings Bank

**Bank Code J.**

70 Jersey Shore State Bank  
 127 Jim Thorpe Neighborhood Bank  
 488 Jonestown Bank & Trust Company  
 191 Journey Bank  
 659 JPMorgan Chase Bank, NA  
**72 JUNIATA VALLEY BANK (THE)**

**Bank Code K.**

651 KeyBank NA  
 414 Kish Bank

**Bank Code L.**

78 Luzerne Bank

**Bank Code M.**

361 M&T Bank  
 510 Marion Center Bank  
 387 Marquette Savings Bank  
 367 Mauch Chunk Trust Company  
 511 MCS (Mifflin County Savings) Bank  
 641 Members 1st Federal Credit Union  
 555 Mercer County State Bank  
 192 Merchants Bank of Bangor  
 671 Merchants Bank of Indiana  
**610 MERIDIAN BANK**  
 294 Mid Penn Bank  
 677 Middletown Valley Bank  
**276 MIFFLINBURG BANK & TRUST COMPANY**  
 457 Milton Savings Bank

**Bank Code N.**

433 National Bank of Malvern  
 168 NBT Bank, NA  
 347 Neffs National Bank (The)  
**434 NEW TRIPOLI BANK**  
 15 NextTier Bank, NA  
 666 Northern Trust Co.  
 439 Northumberland National Bank (The)  
 93 Northwest Bank

**Bank Code O.**

653 OceanFirst Bank  
 489 OMEGA Federal Credit Union  
 94 Orrstown Bank

**Bank Code P.**

**598 PARKE BANK**  
 40 Penn Community Bank  
 540 PennCrest Bank  
 419 Pennian Bank  
 447 Peoples Security Bank & Trust Company  
 99 PeoplesBank, a Codorus Valley Company  
 556 Philadelphia Federal Credit Union  
 448 Phoenixville Federal Bank & Trust

665 Pinnacle Bank  
 79 PNC Bank, NA  
 449 Port Richmond Savings  
 667 Premier Bank  
 354 Presence Bank  
 451 Progressive-Home Federal Savings & Loan Association  
 637 Provident Bank  
 491 PS Bank

**Bank Code Q.**

107 QNB Bank  
 560 Quaint Oak Bank

**Bank Code R.**

452 Reliance Savings Bank

**Bank Code S.**

153 S & T Bank  
 316 Santander Bank, NA  
 460 Second Federal S & L Association of Philadelphia  
 646 Service 1st Federal Credit Union  
 458 Sharon Bank  
 462 Slovenian Savings & Loan Association of Franklin-Conemaugh  
**486 SOMERSET TRUST COMPANY**  
 633 SSB Bank  
 122 Susquehanna Community Bank

**Bank Code T.**

638 3Hill Credit Union  
 143 TD Bank, NA  
**656 TIOGA FRANKLIN SAVINGS BANK**  
 182 Tompkins Community Bank  
 660 Top Tier FCU  
 577 Traditions Bank  
 609 Tristate Capital Bank  
 672 Truist Bank  
 640 TruMark Financial Credit Union  
 467 Turbotville National Bank (The)

**Bank Code U.**

483 UNB Bank  
 481 Union Building and Loan Savings Bank  
 634 United Bank, Inc.  
 472 United Bank of Philadelphia  
 475 United Savings Bank  
 600 Unity Bank  
 232 Univest Bank & Trust Co.

**Bank Code V.**

611 Victory Bank (The)

**Bank Code W.**

119 Washington Financial Bank  
 121 Wayne Bank  
 676 Webster Bank  
**631 WELLS FARGO BANK, NA**  
 553 WesBanco Bank, Inc.  
 494 West View Savings Bank  
 473 Westmoreland Federal S & L Association  
 476 William Penn Bank  
 272 Woodlands Bank  
 573 Woori America Bank  
 630 WSFS (Wilmington Savings Fund Society), FSB

**Bank Code X.****Bank Code Y.****Bank Code Z.**

**PLATINUM LEADER BANKS**

The **HIGHLIGHTED ELIGIBLE INSTITUTIONS** are Platinum Leader Banks—Institutions that go above and beyond eligibility requirements to foster the IOLTA Program. These Institutions pay a net yield at the higher of 1% or 75 percent of the Federal Funds Target Rate on all PA IOLTA accounts. They are committed to ensuring the success of the IOLTA Program and increased funding for legal aid.

**IOLTA EXEMPTION**

Exemptions are not automatic. If you believe you qualify, you must apply by sending a written request to the IOLTA Board’s executive director: 601 Commonwealth Avenue, Suite 2400, P.O. Box 62445, Harrisburg, PA 17106-2445. If you have questions concerning IOLTA or exemptions from IOLTA, please visit their website at [www.paiolta.org](http://www.paiolta.org) or call the IOLTA Board at (717) 238-2001 or (888) PAIOLTA.

**FINANCIAL INSTITUTIONS WHO HAVE FILED AGREEMENTS TO BE APPROVED AS A DEPOSITORY OF TRUST ACCOUNTS AND TO PROVIDE DISHONORED CHECK REPORTS IN ACCORDANCE WITH RULE 221, Pa.R.D.E.**

*New*

678 Hingham Institution for Savings

*Name Change*

*Platinum Leader Change*

610 Meridian Bank—Add

678 Hingham Institution for Savings—Add

*Correction*

*Removal*

[Pa.B. Doc. No. 24-1667. Filed for public inspection November 22, 2024, 9:00 a.m.]

\_\_\_\_\_



# STATEMENTS OF POLICY

## Title 4—ADMINISTRATION

### PART II. EXECUTIVE BOARD

#### [ 4 PA. CODE CH. 9 ]

#### Reorganization of the Department of Aging

The Executive Board approved a reorganization of the Department of Aging effective November 8, 2024.

The organization chart at 54 Pa.B. 7562 (November 23, 2024) is published at the request of the Joint Committee on Documents under 1 Pa. Code § 3.1(a)(9) (relating to contents of *Code*).

*(Editor's Note: The Joint Committee on Documents has found organization charts to be general and permanent in nature. This document meets the criteria of 45 Pa.C.S. § 702(7) (relating to contents of Pennsylvania Code) as a document general and permanent in nature which shall be codified in the Pennsylvania Code.)*

[Pa.B. Doc. No. 24-1668. Filed for public inspection November 22, 2024, 9:00 a.m.]

## Title 4—ADMINISTRATION

### PART II. EXECUTIVE BOARD

#### [ 4 PA. CODE CH. 9 ]

#### Reorganization of the Department of Community and Economic Development

The Executive Board approved a reorganization of the Department of Community and Economic Development effective November 8, 2024.

The organization chart at 54 Pa.B. 7563 (November 23, 2024) is published at the request of the Joint Committee on Documents under 1 Pa. Code § 3.1(a)(9) (relating to contents of *Code*).

*(Editor's Note: The Joint Committee on Documents has found organization charts to be general and permanent in nature. This document meets the criteria of 45 Pa.C.S. § 702(7) (relating to contents of Pennsylvania Code) as a document general and permanent in nature which shall be codified in the Pennsylvania Code.)*

[Pa.B. Doc. No. 24-1669. Filed for public inspection November 22, 2024, 9:00 a.m.]

## Title 4—ADMINISTRATION

### PART II. EXECUTIVE BOARD

#### [ 4 PA. CODE CH. 9 ]

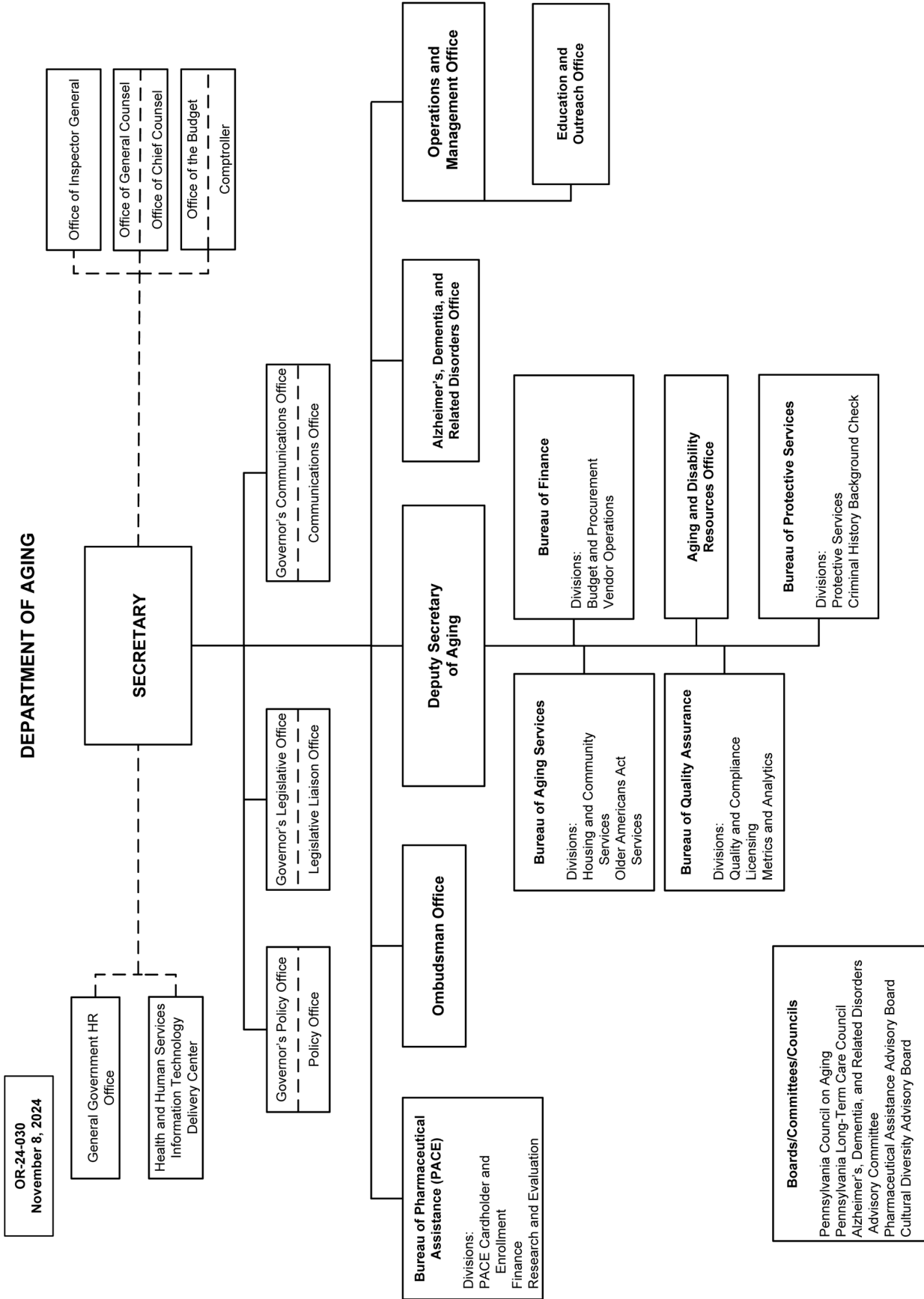
#### Reorganization of the Department of Drug and Alcohol Programs

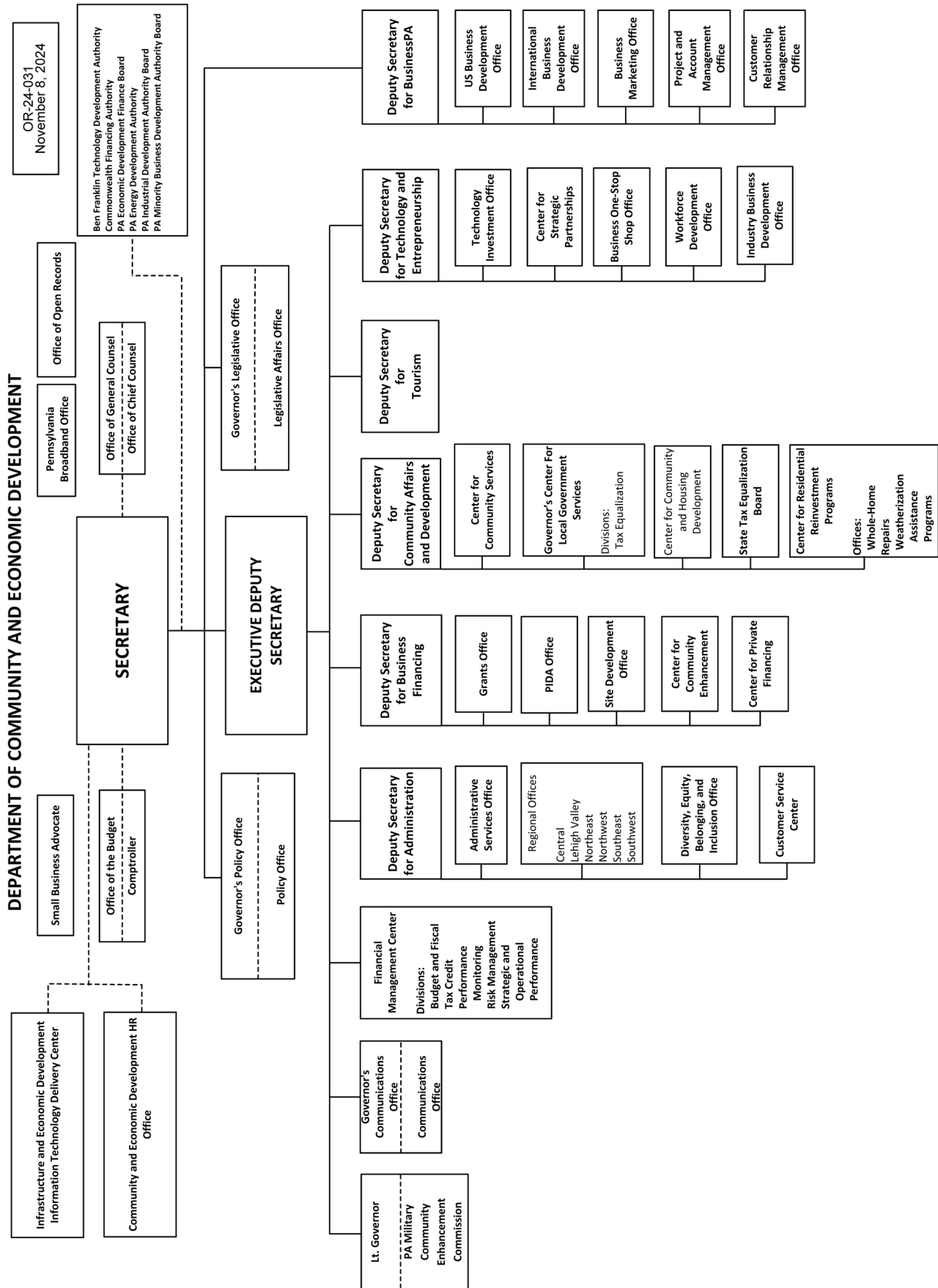
The Executive Board approved a reorganization of the Department of Drug and Alcohol Programs effective November 8, 2024.

The organization chart at 54 Pa.B. 7564 (November 23, 2024) is published at the request of the Joint Committee on Documents under 1 Pa. Code § 3.1(a)(9) (relating to contents of *Code*).

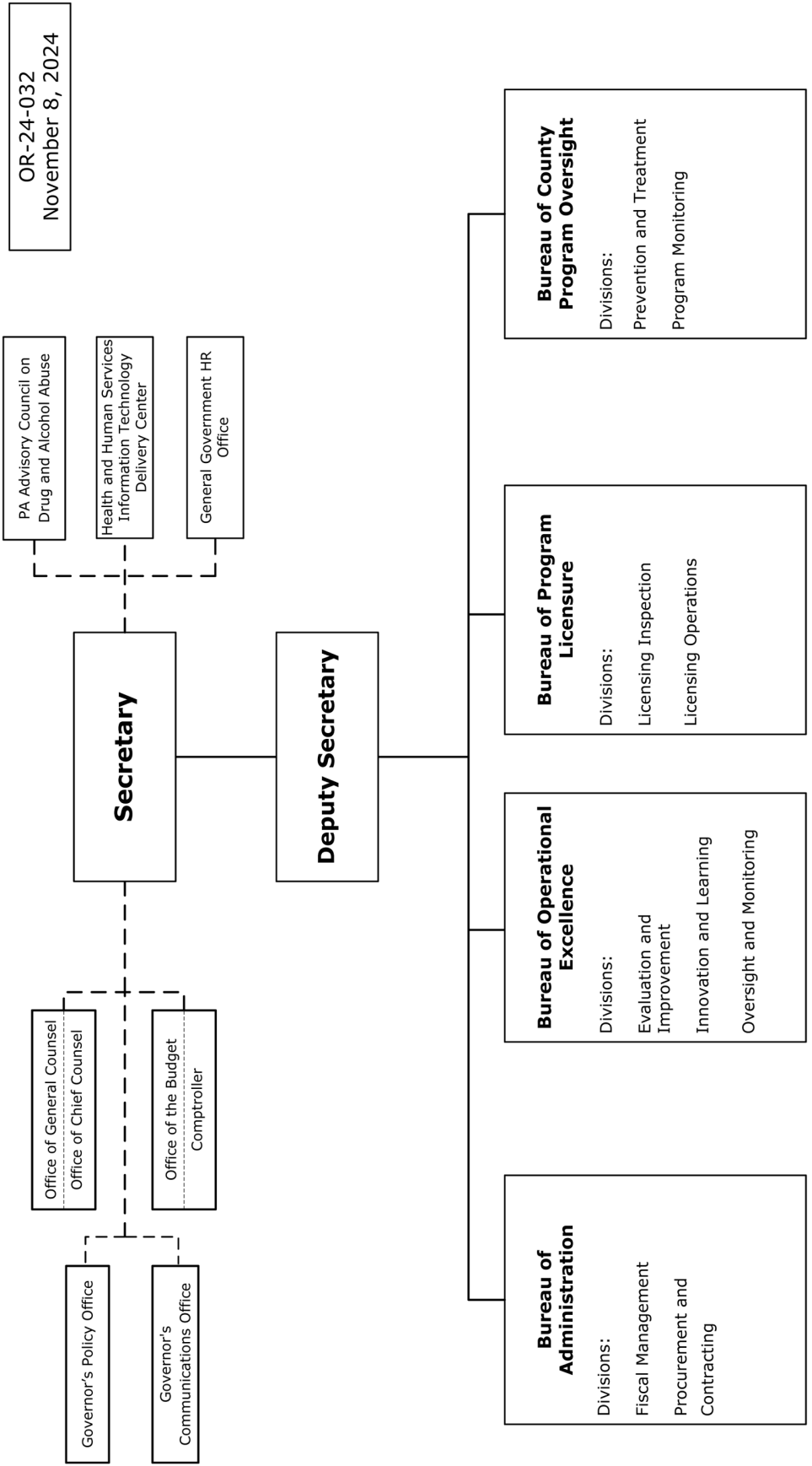
*(Editor's Note: The Joint Committee on Documents has found organization charts to be general and permanent in nature. This document meets the criteria of 45 Pa.C.S. § 702(7) (relating to contents of Pennsylvania Code) as a document general and permanent in nature which shall be codified in the Pennsylvania Code.)*

[Pa.B. Doc. No. 24-1670. Filed for public inspection November 22, 2024, 9:00 a.m.]





**DEPARTMENT OF DRUG AND ALCOHOL PROGRAMS**



# NOTICES

## BOARD OF COAL MINE SAFETY

### Meeting Cancellation

The Board of Coal Mine Safety (Board) meeting scheduled for Wednesday, December 4, 2024, has been cancelled. The next Board meeting is not yet scheduled. Information about the next meeting will be published in a future issue of the *Pennsylvania Bulletin*.

Information will be available on the Board's webpage, found through the Public Participation tab on the Department of Environmental Protection's (Department) web site at [www.dep.pa.gov](http://www.dep.pa.gov) (select "Public Participation," then "Advisory Committees," then "Mining," then "Board of Coal Mine Safety").

Individuals are encouraged to visit the Board's webpage to confirm meeting date, time and location prior to each meeting. Questions concerning the Board can be directed to Peggy Scheloske at [mscheloske@pa.gov](mailto:mscheloske@pa.gov) or (724) 404-3143.

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Peggy Scheloske at (724) 404-3143 or through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) to discuss how the Department may accommodate their needs.

JESSICA SHIRLEY,  
Acting Chairperson

[Pa.B. Doc. No. 24-1671. Filed for public inspection November 22, 2024, 9:00 a.m.]

## DEPARTMENT OF AGRICULTURE

### Firewood Quarantine Order

#### Recitals

A. This Firewood Quarantine Order (Quarantine Order) rescinds and replaces the most recent "Order of Quarantine; Firewood" (40 Pa.B. 441) (Saturday, January 16, 2010).

B. The Plant Pest Act (Act) (act of December 16, 1992, P.L. 1228, No. 162) (3 P.S. §§ 258.1—258.27) empowers the Department of Agriculture (Department) to take various measures to detect, contain and eradicate plant pests in this Commonwealth.

C. The powers granted the Department under section 21 of the act (act of December 16, 1992, P.L. 1228, No. 162, § 21) (3 P.S. § 258.21) (relating to quarantines) include the power to establish quarantines to prevent the spread of plant pests within this Commonwealth, including to prevent or delay the introduction of any plant pest into this Commonwealth from any country, state or territory.

D. The Act provides, "When the department determines a plant pest to be dangerous or destructive to the agriculture, horticulture or forests of this Commonwealth, the pest may be declared a public nuisance. It shall be unlawful for any person knowingly to permit any plant pest so declared to exist on his premises or to sell, offer for sale, give away or move any plants, plant products or

other material capable of harboring the pest." (act of December 16, 1992, P.L. 1228, No. 162, § 20) (3 P.S. § 258.20)

E. Over the past several decades, a number of exotic invasive species have been detected in the United States. These invasive species have gained entry largely through human activities, mainly the movement of goods and people.

F. Asian Longhorn Beetle (ALB), Emerald Ash Borer (EAB), Spotted Lanternfly (SLF), Sirex Wood Wasp and Bark Beetles are some of these recently detected exotic invasive species. These insects have been determined to pose serious threats to this Commonwealth's agricultural and forestry resources and have thus been determined to be plant pests and public nuisances.

G. *EAB*—a beetle indigenous to Asia—is a serious plant pest that attacks and kills ash trees belonging to the genus *Fraxinus*. This insect was first detected in the United States in the summer of 2002, in Michigan. It is suspected that *EAB* was accidentally introduced years earlier on solid wood packing material used for crating imported goods. *EAB* has since been spread to at least 35 states and Ontario, Canada. *EAB* has killed millions of ash trees during the time it has been present in North America. *EAB* has spread to all counties in the Commonwealth of Pennsylvania.

H. *ALB* is another exotic plant pest from Asia. It has killed various species of hardwood trees in New York, New Jersey, Ohio, Illinois, South Carolina and Ontario, Canada. Like the *EAB*, this insect was introduced into the United States in lumber used for crating goods imported from Asia.

I. The Spotted Lanternfly or SLF, *Lycorma delicatula*, is an invasive planthopper native to Asia first discovered in Berks County, Pennsylvania in 2014. SLF feeds on sap from a myriad of plants but has a strong preference for plants important to Pennsylvania's economy including grapevines, and maple, black walnut, birch and willow trees. SLF's feeding damage stresses plants which can decrease their health and in some cases cause death.

J. The introduction of new plant pests into the United States has been driven, at least in part, by the increase of volume of imported goods entering the country and the decrease in the number of Federal staff to inspect goods at ports-of-entry. There is a need for more effective exclusion strategies as part of our country's phytosanitary programs. It is imperative that states be proactive in plant pest detection and prevention measures and that Pennsylvania respond to the concerns of human assisted spread of plant pests into this Commonwealth.

K. The economic impact of the hardwoods industry in this Commonwealth is valued at nearly twenty-two billion dollars (\$21.8 billion), and more than 2,100 companies employ 60,000 people in this important sector of the Commonwealth's economy. The industry is a significant economic contributor in virtually every county and is the most significant manufacturing sector in some counties. Other industries such as horticulture, camping and tourism are impacted by these plant pests.

L. Currently there are no simple means to eradicate these plant pests other than removing and destroying infested trees. There is no effective insecticidal spray program or prophylactic treatment to protect ash trees from *EAB* infestation, or other hardwoods from attack by

ALB. In North America, no effective natural enemies are present to suppress populations of these plant pests.

M. ALB and EAB have caused serious damage to the hardwood components of Pennsylvania's forest resources and to the horticultural industry, where Ash, Maple and other hardwoods are widely planted shade trees, both on private and public properties. These plant pests have also had a major impact on Pennsylvania's public lands, including state parks and private campgrounds.

N. In North America, ALB and EAB can be transported long distances by means of human activity, including the movement of infested firewood. Regulations on nursery stock, logs and lumber are in place and have controlled limited movement of these commodities from areas where EAB and ALB are present.

O. Because eradication costs for these wood-feeding plant pests are extremely high, preventive measures must continue to be employed wherever possible to prevent or delay, or both, the spread of these plant pests in hopes that techniques can be developed to effectively manage them.

P. Very few regulations are in place to restrict movement of firewood, and yet firewood has been proven to be a major factor in the dissemination and spread of both ALB and EAB.

Q. The proper heat treatment of firewood has been shown to be an effective means of preventing the spread of these plant pests.

R. The Department is required to give notice of the establishment of a quarantine either in writing or by publication in at least one newspaper of general circulation in the areas affected (act of December 16, 1992, P.L. 1228, No. 162, § 21(b)) (3 P.S. § 258.21(b)). The Department hereby gives written notice of this interstate and Commonwealth Quarantine Order by publication in the *Pennsylvania Bulletin*.

S. Under a quarantine order, the Department may prohibit, without inspection, the movement, shipment or transportation of any plant or plant product or other material capable of carrying the plant pest from the area under quarantine (act of December 16, 1992, P.L. 1228, No. 162, § 21(b)) (3 P.S. § 258.21(b)).

T. The Department may, "...establish a quarantine to prevent or delay the introduction of any plant pest into this Commonwealth from any country, state, or territory."

U. Given the continued threat of the plant pests listed in this Quarantine Order, as well as new potential threats to Pennsylvania hardwoods and forests, the Department believes it is reasonable to continue to require firewood to be heat treated and certified and hereby establishes this updated Quarantine Order.

#### *Definitions.*

*Certified heat-treated firewood.* Any firewood having been treated to 71.1 C (160 F) for 75 minutes as measured in the core of the firewood during the heat treatment process.

*Department.* The Commonwealth of Pennsylvania Department of Agriculture.

*Firewood.* All wood, processed or unprocessed, coniferous or hardwood, meant for use as fuel in a campfire or other outdoor or indoor fire. This prohibition does not apply to the transportation of sawlogs, pulpwood or wood chips to facilities for processing into lumber, paper or manufactured wood products.

*Labeling.* The clear and conspicuous declaration attached to every shipment of firewood.

*Person.* An individual, government entity, firm, partnership, company, society, association, organization, corporation, partnership, or any organized group of persons whether incorporated or not, and every officer, agent, or employee thereof.

*Uncertified firewood.* Firewood not meeting the definition of "certified heat-treated firewood" or that is not certified through a Compliance Agreement.

#### *Order*

The Quarantine Order, "Order of Quarantine; Firewood" (40 Pa.B. 441) (Saturday, January 16, 2010) is hereby rescinded and supplanted by this Quarantine Order.

Under the authority of section 21 of the Plant Pest Act (Act) (act of December 16, 1992, P.L. 1228, No. 162, § 21) (3 P.S. § 258.21) the Department hereby establishes the following Order, related to importation of firewood into the Commonwealth of Pennsylvania, containing all the provisions of the Recitals and establishing the terms, conditions, and provisions set forth below.

#### *I. Articles and Commodities Under Quarantine.*

This Quarantine Order applies to all firewood originating from a country, State, Commonwealth or territory outside of the Commonwealth of Pennsylvania that is or will be transported into or through or off-loaded in the Commonwealth of Pennsylvania, or offered, exposed, or held for sale, barter or exchange in the Commonwealth of Pennsylvania.

#### *II. Requirements for Certified Heat-Treated Firewood.*

All firewood originating from a area of Pennsylvania under a plant pest quarantine order, and firewood originating from a country, State, Commonwealth or territory outside of the Commonwealth of Pennsylvania that is or will be transported into, through or off-loaded in the Commonwealth of Pennsylvania or is offered, exposed, or held for sale, sold or barter or exchange in or into the Commonwealth of Pennsylvania shall meet the following criteria prior to transportation or introduction into the Commonwealth of Pennsylvania.

(a) Shall be Certified heat-treated firewood.

(b) Shall be certified and approved as Certified heat-treated by a federal, state, or Department approved third party organization.

(c) Shall be labeled as Certified heat-treated by a federal, state, or Department approved third party organization.

(d) Records of treatment, treatment method and origin of the firewood, and the address of the final destination of the firewood in the Commonwealth of Pennsylvania, and all firewood transported into, through or off-loaded in the Commonwealth of Pennsylvania or offered, exposed, or held for sale, sold, barter or exchange in or into the Commonwealth of Pennsylvania, including the quantity of firewood shipped to each final destination in the Commonwealth of Pennsylvania shall be maintained for a period of two years, and made available to the Department upon request.

(e) A bill of lading or other document providing the information required in subsections II.(d) and (f) shall accompany each shipment of firewood, and where the destination is within the Commonwealth of Pennsylvania a copy shall be provided to the purchaser of the firewood.

(f) The label on each lot, bundle or unit of Firewood shall include:

- (1) Identification of the commodity as Certified heat-treated firewood.
- (2) Net quantity in terms of weight, measure, or count.
- (3) Name and address of the manufacturer, packer, or distributor of the firewood.
- (4) Origin of firewood identified by county or counties and country, State, Commonwealth or territory.
- (5) The certifying authority as set forth in subsection II.(b) above, and the certification number of each lot, bundle or unit.
- (6) A statement of the heat treatment standards used to certify the firewood, in plain language.

### III. Exemptions.

(a) Firewood harvested from areas of the Commonwealth of Pennsylvania not under a Department issued quarantine order for ALB, or other wood-feeding plant pests is exempted from the treatment requirements.

(b) The Department may issue an exemption for firewood certified under an existing program utilizing methods recognized and approved by the Department.

### IV. Enforcement.

(a) The Department or its authorized agent may refuse shipment of firewood into the Commonwealth of Pennsylvania that does not meet the provisions of this Quarantine Order.

(b) Enforcement regarding any shipment of firewood found within the Commonwealth of Pennsylvania in violation of this Quarantine Order shall be include any, all or any combination of the following.

- (1) Quarantine and stop-sale on the property of the person holding the firewood.
- (2) Heat treatment and certification of the firewood, at the expense of any or all of the buyer, importer, exporter, distributor or owner of the firewood, necessary to bring it into compliance with this Quarantine Order.
- (3) The immediate return of the firewood to the exporter, distributor or owner at their expense and under biosecurity standards established by the Department.
- (4) The issuance of a Treatment Order by the Department as provided for at section 19 of the Act (act of December 16, 1992, P.L. 1228, No. 162, § 19) (3 P.S. § 258.19).

(c) Failure to comply with any term, condition, or provision of this Quarantine Order shall constitute a violation and be subject to enforcement as provided for in the Act (act of December 16, 1992, P.L. 1228, No. 162) (3 P.S. § 258.1 et seq.)

### V. Violations and Penalties.

(a) All forms and documents required under this Quarantine Order shall contain true and correct information and any fraudulent statements or falsified information in those forms or documents shall be a violation of this Quarantine Order.

(b) Failure to comply with any term, condition, or provision of this Quarantine Order shall be a violation of this Quarantine Order.

(c) Persons found in violation of this Quarantine Order will face the potential of summary criminal prosecution and a fine of not more than \$300 for each offense, or a

civil penalty of up to \$20,000, or both, and the imposition of such other penalties and requirements, such as treatment orders and injunctive relief as are allowed under the Act.

RUSSELL REDDING,  
*Secretary*

[Pa.B. Doc. No. 24-1672. Filed for public inspection November 22, 2024, 9:00 a.m.]

## DEPARTMENT OF AGRICULTURE

### General Quarantine Order; Influenza A Viruses in Ruminants; Exhibition of Dairy Cattle

#### Recitals:

The following recitals set forth and describe the dangerous transmissible disease for which this Quarantine Order is instituted, specify the species of domestic animals affected by and subject to this Quarantine Order, and provides the authority under which this Quarantine Order is established.

A. Influenza A viruses have the potential to mutate and transfer into different host species.

B. The Highly Pathogenic Avian Influenza (HPAI) Eurasian lineage goose/Guangdong H5 clade 2.3.4.4 virus has been confirmed in wild birds and in poultry flocks across the United States in 2024.

C. HPAI has caused substantial loss in the past to the Pennsylvania poultry industry and has caused widespread losses to the poultry industry in states in which poultry have been infected.

D. Certain influenza A viruses, including H5 and H7 viruses, can cause severe disease in poultry and other avian species and have also been identified as a cause of clinical disease in other animals, including dairy cattle and juvenile goats. In March 2024, an H5 influenza A virus was identified as a cause of a multistate outbreak of disease in dairy cattle. Clinical signs in dairy cattle include a decrease in feed consumption, with a simultaneous decrease in rumination and rumen motility; respiratory signs including clear nasal discharge; and subsequent acute drop in milk production. Additional clinical signs may include abnormal tacky or loose feces, lethargy, dehydration, and fever. Severely affected cattle may have thicker, concentrated, colostrum-like milk or produce no milk at all. The ability of the H5 influenza A virus to be transmitted between poultry and cattle poses a threat to both the poultry and the cattle industries in Pennsylvania by threatening the safety or quality of the food supply and the economic wellbeing of the domestic animal and allied industries. In addition, H5 and H7 influenza A viruses in ruminants may pose a risk to public health due to their zoonotic potential.

E. Section 2321(a) of the Domestic Animal Law (relating to specific dangerous transmissible diseases) (3 Pa.C.S. § 2321(a)) establishes specific transmissible diseases as dangerous transmissible diseases within the meaning of the Domestic Animal Law.

F. Section 2321(d) of the Domestic Animal Law (relating to designation of additional dangerous transmissible disease through temporary order) provides, "Upon the determination that a transmissible disease not listed in subsection (a) and not designated a dangerous transmissible disease through regulation under subsection (b)

presents a danger to public health, to domestic animal health, to the safety or quality of the food supply or to the economic wellbeing of the domestic animal industries, the department shall issue a temporary order proclaiming that transmissible disease to be a dangerous transmissible disease within the meaning of this chapter. . .” (3 Pa.C.S. § 2321(d)).

G. The Department amended a previous Temporary Order Designating Dangerous Transmissible Diseases published in the *Pennsylvania Bulletin* on December 2, 2023 (53 Pa.B. 7373) to include “Influenza A Viruses in Ruminants” as a dangerous transmissible disease. The amended Temporary Order was published in the April 20, 2024, edition of the *Pennsylvania Bulletin* (54 Pa.B. 2098) and such designation was effective immediately upon publication of that edition.

H. Section 2329(a) of the Domestic Animal Law (relating to power to establish and enforce), authorizes the Department to establish a Quarantine Order “Whenever a dangerous transmissible disease. . .exists anywhere within or outside of this Commonwealth, or whenever it is deemed advisable to test or treat any domestic animal upon the reasonable suspicion that it has contracted or been exposed to a dangerous transmissible disease. . .or whenever the testing or treatment of a domestic animal indicates that the domestic animal has been exposed to a dangerous transmissible disease. . .so as to render future accurate testing for recent exposure of that domestic animal to that dangerous transmissible disease. . .impractical or impossible, the department shall have the power to establish and enforce quarantines of any such infected, exposed, contaminated, suspected or susceptible domestic animal. In addition to the aforedescribed domestic animals, a quarantine may apply to any goods, products, facilities, containers, vehicles or materials that may carry dangerous transmissible disease. . .and may be applied on or in or against any premises, area or locality as defined in this chapter.” (3 Pa.C.S. § 2329(a)).

I. Section 2329 (related to quarantine) of the Domestic Animal Law (3 Pa.C.S. § 2329) establishes three different types of quarantine orders—Interstate and International (3 Pa.C.S. § 2329(c)), General (3 Pa.C.S. § 2329(d)) and Special (3 Pa.C.S. § 2329(e))—the Department may impose.

J. Section 2329(d) of the Domestic Animal Law provides specific authority to establish and enforce a general quarantine order “. . .against any area or locality within this Commonwealth for any of the reasons set forth in subsection (a) to prevent a dangerous transmissible disease. . .from being carried into, within, from or out of the area or locality that is subject to the quarantine. A general quarantine order may include any domestic animals, conveyances, containers, goods, products or materials that may carry dangerous transmissible disease. . .and may include any area or locality, including all buildings, structures, premises and equipment located therein.” (3 Pa.C.S.A. § 2329(d)).

K. The Department has established a Lactating Dairy Cow Health Monitoring Program for Pennsylvania dairy producers, to promote influenza A surveillance of Pennsylvania dairy herds through weekly testing of a representative herd milk sample (bulk tank or in-line sample). Enrollment in this Pennsylvania program and compliance with the program standards provides Pennsylvania producers an alternative to testing individual animals prior to entry into a Pennsylvania exhibition.

#### Order:

With the foregoing recitals incorporated into this General Quarantine Order by reference, the Department hereby establishes a General Quarantine Order (Quarantine Order) related to exhibition requirements for dairy cattle. This General Quarantine Order is established under authority of the Domestic Animal Law, at 3 Pa.C.S. § 2329(d). The terms of this Quarantine Order are as follows:

#### 1. Definitions

*Accredited Veterinarian (category II).* A licensed veterinarian approved by the USDA Administrator in accordance with the provisions of 9 CFR (Code of Federal Regulations) Requirements and Standards for Accredited Veterinarians and Suspension or Revocation of Such Accreditation § 161 to perform functions specified in 9 CFR for category II animals (food and fiber animal species; horses; birds; farm-raised aquatic animals; all other livestock species; and zoo animals that can transmit exotic animal diseases to livestock).

*Animal Exhibition.* Any temporary spectacle, display, event, exhibition, or act featuring performing animals including, but not limited to, circuses, pony rides, animal exhibits, weight pull events, and petting zoos. This definition shall exclude permanent zoologic exhibits and Pennsylvania Game Commission menagerie permit holders.

*Animal exhibition grounds.* The premises on which an animal exhibition is conducted.

*Dairy cattle.* Cattle belonging to breeds raised for milk production purposes, or crosses thereof, included in the Genus *Bos*.

*Lactating cattle:* Dairy cattle that are actively producing milk, including those in early, mid, and late phases of the production cycle.

*NAHLN laboratory.* A state or federal laboratory that is part of the United States Department of Agriculture (USDA) National Animal Health Laboratory Network and is approved by the USDA National Veterinary Service Laboratory (NVSL) to perform regulatory testing for avian influenza in bovine tissues or specimens.

*Non-lactating cattle.* Dairy cattle that are not currently producing milk. This includes heifers, male cattle, calves, and dry cows.

*Venue or Fair.* The term shall mean any Fair, show, exhibition, or other such venue within the Commonwealth of Pennsylvania which is sponsored by or receives funding from the Pennsylvania Department of Agriculture or receives funding pursuant to the Pennsylvania Agricultural Fair Act (act of July 8, 1986, P.L. 437, No. 92) (3 P.S. §§ 1501—1510).

*Veterinarian-Client-Patient Relationship.* A veterinarian-client-patient relationship (VCPR) is defined by the American Veterinary Medical Association as the basis for interaction among veterinarians, their clients, and their patients and is critical to the health of an animal. A VCPR means that all of the following are required:

(a) The veterinarian has assumed the responsibility for making clinical judgments regarding the health of the patient and the client has agreed to follow the veterinarian’s instructions.

(b) The veterinarian has sufficient knowledge of the patient to initiate at least a general or preliminary diagnosis of the medical condition of the patient. This means that the veterinarian is personally acquainted



with the keeping and care of the patient by virtue of a timely examination of the patient by the veterinarian, or medically appropriate and timely visits by the veterinarian to the operation where the patient is managed.

(c) The veterinarian is readily available for follow-up evaluation or has arranged for the following: veterinary emergency coverage, and continuing care and treatment.

(d) The veterinarian provides oversight of treatment, compliance, and outcome.

(e) Patient records are maintained.

2. *Quarantine Area.* The area covered by this General Quarantine Order is the entire Commonwealth of Pennsylvania.

3. *Prohibitions and requirements for exhibition of dairy cattle.* The prohibitions and requirements as described in section 3.a. and 3.b. will be in effect if a case of influenza A in dairy cattle has been confirmed in the Commonwealth of Pennsylvania and until Pennsylvania has been declared free of influenza A in dairy cattle by the State Animal Health Official.

(a) *Prohibition of exhibition of dairy cattle.*

(1) Dairy cattle from a premises on which dairy animals are showing clinical signs of infection with influenza A virus are prohibited from entering an exhibition. Clinical signs may include a decrease in feed consumption with a simultaneous decrease in rumination and rumen motility; respiratory signs including clear nasal discharge; and subsequent acute drop in milk production. Additional clinical signs may include abnormal tacky or loose feces, lethargy, dehydration, and fever. Severely affected cattle may have thicker, concentrated, colostrum-like milk or produce no milk at all. Animals showing clinical signs compatible with infection must be cleared by the State Animal Health Official.

(2) Dairy cattle which have been on a premises where influenza A virus has been confirmed in dairy cattle are prohibited from entering an exhibition until that premises has been declared free of disease by the State Animal Health Official.

(3) Dairy cattle which have been on a premises where influenza A virus has been confirmed in domestic birds are prohibited from entering an exhibition until that premises has been declared free of disease by the State Animal Health Official.

(4) Dairy cattle which have been on a premises which is located within a three-kilometer area of a premises where influenza A virus has been confirmed in domestic birds are prohibited from entering an exhibition until the State Animal Health Official has declared that area as free of disease, based on epidemiological investigation and surveillance testing.

(b) *Testing requirements.*

(1) The dairy cattle shall have been part of a biosecure assembled group for a period of at least 30 days prior to the date of sample collection in accordance with subsection (2) below. New dairy cattle may not have been added to the herd or group within the 30-day period preceding the date of sample collection, or after the date of sample collection and before movement.

(2) Individual dairy cattle 18 months of age and older shall be tested within the seven (7) days prior to the date of arrival on the animal exhibition grounds. Alternatively, these dairy cattle shall be part of a herd enrolled in the Pennsylvania Lactating Dairy Cow Health Monitoring

Program (LDCHMP), and the herd shall have a test negative status under the LDCHMP.

i. *Lactating dairy animals*—A milk specimen shall be collected from each lactating dairy cow for testing in accordance with the provisions of this section. Milk specimens shall be collected in a manner that is in accordance with National Veterinary Service Laboratory (NVSL) guidance issued to the testing National Animal Health Laboratory Network (NAHLN) laboratory. Alternatively, these dairy cattle shall be part of a herd enrolled in the Pennsylvania Lactating Dairy Cow Health Monitoring Program (LDCHMP), and the herd shall have a test negative status under the LDCHMP.

ii. *Non-lactating dairy animals*—Nasal swabs shall be collected from each non-lactating dairy cow for testing in accordance with the provisions of this section. Nasal swabs shall be collected in a manner that is in accordance with NVSL guidance issued to the testing NAHLN laboratory. Alternatively, these dairy cattle shall be part of a herd enrolled in the Pennsylvania Lactating Dairy Cow Health Monitoring Program (LDCHMP), and this herd shall have a test negative status under the LDCHMP.

(3) Milk specimens and nasal swabs, as required in subsection (2) of this section, shall be collected and submitted by or under the supervision of an accredited veterinarian (category II). The accredited veterinarian collecting or supervising the collection of the diagnostic specimens shall have a veterinarian-client-patient relationship (VCPR) with the owner or caretaker of the animal.

(4) Each specimen or sample collected and submitted under subsection (2) of this section shall be tested for influenza A virus using polymerase chain reaction (PCR) or other testing and protocols approved by NVSL.

(5) Testing of all specimens or samples collected and submitted under this Quarantine Order shall be performed at a NAHLN laboratory. The individual specimens shall not be pooled by the accredited veterinarian (category II) or any person other than at the NAHLN laboratory testing the samples.

(6) All dairy cattle arriving at an animal exhibition shall have been tested in accordance with the standards set forth in this Quarantine Order and shall have a negative or not-detected test result. The laboratory test report, or a copy thereof, shall accompany each dairy cow to the animal exhibition and shall be made available to the holder or staff of the animal exhibition and any Department employee. Dairy cattle enrolled and in compliance with the Pennsylvania Lactating Dairy Cow Health Monitoring Program shall provide proof of program enrollment and test-negative status.

4. *Exemptions.*

Dairy cattle less than 18 months of age are not required to be tested for influenza A virus prior to exhibition.

5. *Violations and Penalties.*

An animal which fails to meet the requirements of this Quarantine Order shall either be removed from the exhibition grounds or subject to quarantine on the exhibition grounds and testing to meet exhibition requirements.

Any person violating the requirements of this Order shall be subject to enforcement and penalties as are allowed under the provisions of the Domestic Animal Law (3 Pa.C.S.A. § 2301 et seq.), which include revocation of

license, criminal prosecution, civil penalties of up to \$10,000 per violation, injunctive relief, or any combination of those penalties.

6. *No Restriction on Further Action by the Department.*

This Quarantine Order shall not be construed as limiting the Department's authority to establish additional quarantine or testing requirements on imported cattle or to limit the Department's authority under the Domestic Animal Law or any other statutes or regulations administered by the Department.

7. *Contact information.*

Questions regarding this Quarantine Order may be directed to the Commonwealth of Pennsylvania, Department of Agriculture, Bureau of Animal Health, 2301 North Cameron Street, Harrisburg, PA 17110 or by telephone at 717-772-2852, or email at RA-ahds@pa.gov.

8. *Effective Date.*

This Quarantine Order replaces the General Quarantine Order; Influenza A Viruses in Ruminants; Exhibition of Dairy Cattle (54 Pa.B. 3413) (Saturday, June 15, 2024) in its entirety, and shall become effective immediately upon signature of the Secretary of the Pennsylvania Department of Agriculture and shall remain in effect unless rescinded or modified by a subsequent Order.

RUSSELL REDDING,  
Secretary

[Pa.B. Doc. No. 24-1673. Filed for public inspection November 22, 2024, 9:00 a.m.]

## DEPARTMENT OF AGRICULTURE

### Interstate and International Quarantine Order; Restriction of Movement and Pre-Movement Influenza Testing of Dairy Cattle

*Recitals:*

The following recitals set forth and describe the dangerous transmissible disease for which this Quarantine Order is instituted, specifies the species of domestic animals affected by and subject to this Quarantine Order and provides the authority under which this Quarantine Order is established.

A. Influenza A viruses have the potential to mutate and transfer into different host species.

B. The Highly Pathogenic Avian Influenza (HPAI) Eurasian lineage goose/Guangdong H5 clade 2.3.4.4 virus has been confirmed in wild birds and in poultry flocks across the United States in 2024.

C. HPAI has caused substantial loss in the past to the Pennsylvania poultry industry and has caused widespread losses to the poultry industry in states in which poultry have been infected.

D. The Domestic Animal Law (DAL) (3 Pa.C.S. § 2301 et seq.) provides the Pennsylvania Department of Agriculture (Department) with the authority to establish Quarantines (3 Pa.C.S. § 2329).

E. Section 2329 (related to quarantine) of the DAL (3 Pa.C.S. § 2329) establishes three different types of quarantine orders—Interstate and International (3 Pa.C.S. § 2329(c)), General (3 Pa.C.S. § 2329(d)) and Special (3 Pa.C.S. § 2329(e))—the Department may impose.

F. Section 2321(a) (relating to specific dangerous transmissible diseases) (3 Pa.C.S. § 2321(a)) establishes specific transmissible diseases as dangerous transmissible diseases within the meaning of the DAL.

G. Section 2321(d) (relating to designation of additional dangerous transmissible disease through temporary order) provides, "Upon the determination that a transmissible disease not listed in subsection (a) and not designated a dangerous transmissible disease through regulation under subsection (b) presents a danger to public health, to domestic animal health, to the safety or quality of the food supply or to the economic wellbeing of the domestic animal industries, the department shall issue a temporary order proclaiming that transmissible disease to be a dangerous transmissible disease within the meaning of this chapter. . ." (3 Pa.C.S. § 2321(d)).

H. Certain influenza A viruses, including H5 and H7 viruses, can cause severe disease in poultry and other avian species and have also been identified as causes of clinical disease in other animals, including dairy cattle and juvenile goats. In March 2024, an H5 influenza A virus was identified as a cause of a multistate outbreak of disease in dairy cattle. Clinical signs in dairy cattle include a decrease in feed consumption with a simultaneous decrease in rumination and rumen motility; respiratory signs including clear nasal discharge; and subsequent acute drop in milk production. Additional clinical signs may include abnormal tacky or loose feces, lethargy, dehydration, and fever. Severely affected cattle may have thicker, concentrated, colostrum-like milk or produce no milk at all. The ability of the HPAI influenza A virus to be transmitted between poultry and cattle poses a threat to the poultry and cattle industries in Pennsylvania, the safety or quality of the food supply, and the economic wellbeing of the domestic animal industries. In addition, H5 and H7 influenza A viruses in ruminants pose a risk to public health due to their zoonotic potential.

I. The Department amended a previous Temporary Order Designating Dangerous Transmissible Diseases published in the *Pennsylvania Bulletin* on December 2, 2023 (53 Pa.B. 7373) to include "Influenza A Viruses in Ruminants" as a dangerous transmissible disease. The amended Temporary Order was published in the April 20, 2024, edition of the *Pennsylvania Bulletin* (54 Pa.B. 2098) and such designation was effective immediately upon publication of that edition.

J. The Department also has broad authority under the DAL to prohibit the importation of domestic animals, conveyances, containers, goods, products, or materials in an effort to keep dangerous transmissible diseases from entering Pennsylvania.

K. Section 2329(a) (relating to power to establish and enforce), authorizes the Department to establish a Quarantine Order "Whenever a dangerous transmissible disease. . .exists anywhere within or outside of this Commonwealth, or whenever it is deemed advisable to test or treat any domestic animal upon the reasonable suspicion that it has contracted or been exposed to a dangerous transmissible disease. . .or whenever the testing or treatment of a domestic animal indicates that the domestic animal has been exposed to a dangerous transmissible disease. . .so as to render future accurate testing for recent exposure of that domestic animal to that dangerous transmissible disease. . .impractical or impossible, the department shall have the power to establish and enforce quarantines of any such infected, exposed, contaminated, suspected or susceptible domestic animal. In addition to the aforescribed domestic animals, a quarantine may

apply to any goods, products, facilities, containers, vehicles or materials that may carry dangerous transmissible disease. . .and may be applied on or in or against any premises, area or locality as defined in this chapter.” (3 Pa.C.S. § 2329(a)).

L. Section 2329(c) (relating to interstate and international quarantines) provides, “An interstate or international quarantine may be established and enforced by order of the department against any place or places outside this Commonwealth for any of the reasons set forth in subsection (a) or where dangerous transmissible diseases. . .are reported to exist. An interstate or international quarantine order may prohibit the bringing of any domestic animals, conveyances, containers, goods, products, or materials into this Commonwealth except in accordance with the requirement set forth in the quarantine order. The order may require the quarantine, testing, treatment, killing or other disposition of any domestic animal brought into this Commonwealth in violation of the order and may require the quarantine, disinfection, destruction of goods, products, conveyances, materials, or containers brought into this Commonwealth in violation of the order. The order may also require that a person importing domestic animals in violation of the order bear the expenses of post entry requirements of this chapter.” (3 Pa.C.S. § 2329(c)(1)).

M. Individual states may establish an influenza A dairy herd bulk tank monitored program for dairy producers, to allow surveillance of dairy herds through weekly testing of a representative herd milk sample (bulk tank or in-line sample). Enrollment in a program approved by the United States Department of Agriculture, Animal and Plant Health Inspection Service (USDA APHIS) or the Pennsylvania Department of Agriculture, and compliance with the program standards, provides dairy producers an alternative to testing individual dairy cattle prior to entry into Pennsylvania.

#### Order:

With the foregoing recitals incorporated into this Interstate and International Quarantine Order by reference, the Department hereby establishes an Interstate and International Quarantine Order (Quarantine Order) related to importation requirements for dairy cattle. This Interstate and International Quarantine Order is established under authority of the Domestic Animal Law, at 3 Pa.C.S. § 2329(c). The terms of this Quarantine Order are as follows:

#### 1. Definitions

*Accredited Veterinarian (Category II).* A veterinarian approved by the United States Department of Agriculture Administrator in accordance with the provisions of 9 CFR (Code of Federal Regulations) Requirements and Standards for Accredited Veterinarians and Suspension or Revocation of Such Accreditation § 161 to perform functions specified in 9 CFR for Category II animals (food and fiber animal species; horses; birds; farm-raised aquatic animals; all other livestock species; and zoo animals that can transmit exotic animal diseases to livestock).

*Clinical signs of influenza A virus in dairy cattle.* Clinical signs may include a decrease in feed consumption with a simultaneous decrease in rumination and rumen motility; respiratory signs including clear nasal discharge; and subsequent acute drop in milk production; abnormal tacky or loose feces; lethargy; dehydration and fever; thicker concentrated colostrum-like milk; or failure to produce milk.

*Dairy cattle.* Cattle belonging to breeds raised for milk production purposes, or crosses thereof, included in the Genus *Bos*.

*Lactating cattle:* Dairy cattle that are actively producing milk, including those in early, mid, and late phases of the production cycle.

*NAHLN laboratory.* A state or federal laboratory that is part of the United States Department of Agriculture (USDA) National Animal Health Laboratory Network and is approved by the USDA National Veterinary Service Laboratory (NVSL) to perform regulatory testing for avian influenza in bovine tissues or specimens.

*Non-lactating cattle:* Dairy cattle that are not currently producing milk. This includes heifers, male cattle, calves, and dry cows.

*Shipment.* Each individual group of dairy cattle that have been isolated together for testing prior to importation into Pennsylvania, as required by section 3.c.iii. of this Quarantine Order.

2. *Quarantine Area.* The Quarantine Area affected by this Quarantine Order is any State, Commonwealth, foreign nation, province, or territory outside the Commonwealth of Pennsylvania (Pennsylvania).

#### 3. Prohibitions and requirements.

a. *Importation Standards.* All dairy cattle entering Pennsylvania shall meet all requirements established in the Domestic Animal Law (3 Pa.C.S. §§ 2301—2390), the Department’s regulations at Title 7 of the *Pennsylvania Code* and in this Quarantine Order, (accessible through the following website address: [www.pacodeandbulletin.gov](http://www.pacodeandbulletin.gov)).

#### b. Movement restrictions.

i. Dairy cattle from a premises where influenza A virus has been confirmed in dairy cattle, or from within 3 km of HPAI-infected domestic birds, or where dairy cattle on the premises are showing clinical signs of influenza A virus, may not be imported into or unloaded in Pennsylvania until the premises has been declared free of disease by the respective State Animal Health Official.

ii. Lactating dairy cattle from any State, Commonwealth, foreign nation, province or territory may not be imported into, or unloaded in Pennsylvania unless they meet the testing requirements in section c. of this document, except as provided in subsection xiii.

iii. Non-lactating dairy cattle from a State, Commonwealth, foreign nation, province or territory where influenza A virus has been confirmed in dairy cattle may not be imported into, or unloaded in Pennsylvania, unless they meet the testing requirements in section c., until the state has been declared free of disease by the respective State Animal Health Official.

#### c. Testing Requirements for Dairy Cattle.

i. A representative sample of 30 lactating dairy cattle in each shipment must be tested for Influenza A virus within seven (7) days prior to movement. Alternatively, these dairy cattle shall be part of a herd enrolled in an influenza A dairy herd bulk tank monitored program approved by USDA APHIS or the Pennsylvania Department of Agriculture in the state of origin, with a test negative status.

ii. If a shipment contains 30 or fewer lactating dairy cattle, all animals in that shipment must be individually tested within seven (7) days prior to movement. Alternatively, these dairy cattle shall be part of a herd enrolled

in an influenza A dairy herd bulk tank monitored program approved by USDA APHIS or the Pennsylvania Department of Agriculture in the state of origin, with a test negative status.

iii. The dairy cattle in each shipment must have been assembled as a group for a period of at least 30 days prior to testing in accordance with subsections i and ii above. New animals may not have been added to the herd or group within the 30-day period preceding testing.

iv. Where the requirements established in subsection iii. above have not been or cannot be complied with, all animals in the shipment, no matter the size of the shipment, must be individually tested within seven (7) days prior to movement. The alternative standards, established in subsections i. and ii. regarding an approved state of origin influenza A dairy herd bulk tank monitored program shall not apply.

v. Milk specimens and nasal swabs, as required in subsection vi., vii., and viii. of this section must be collected and submitted by or under the supervision of an Accredited Veterinarian (Category II).

vi. Nasal swabs must be collected for testing in accordance with the provisions of this section from each non-lactating dairy cow on a shipment. Nasal swabs shall be collected in a manner that is in accordance with NVSL guidance provided to the testing laboratory.

vii. Where an individual milk specimen is required to be collected for testing from each lactating dairy cow prior to shipment, in accordance with the provisions of this section, each milk specimen must be collected in a manner that is in accordance with NVSL guidance to the testing laboratory.

viii. Bulk tank or in-line milk samples shall be collected and tested as required for compliance with the approved state of origin monitored influenza A dairy herd bulk tank monitored program.

ix. Each specimen or sample collected under subsections vi. and vii. must be tested for influenza A Virus using polymerase chain reaction (PCR) or other testing and protocols approved by NVSL.

x. Testing of all specimens or samples collected under subsections vi. and vii. must be performed at a NAHLN laboratory. The individual specimens may not be pooled by the Accredited Veterinarian (Category II) or any person other than the NAHLN laboratory testing the samples.

xi. The person owning or leasing the premises on which the animals are being held for testing prior to shipment into Pennsylvania shall:

A. Assure each animal has official identification.

B. Provide the Accredited Veterinarian (Category II) overseeing the collection of the specimens or samples with a manifest setting forth the official identification of each animal.

C. The manifest shall set forth the number of animals grouped together for each shipment into Pennsylvania, and the official identification of each animal.

D. The manifest shall accompany each shipment of animals to their final destination in Pennsylvania.

E. The original manifest, or an accurate copy thereof, shall be provided to the owner or lessor of the destination of the dairy cattle in Pennsylvania.

xii. The Accredited Veterinarian (Category II) collecting or supervising the collection of the diagnostic specimens must have a veterinarian-client-patient relationship with the farm.

xiii. *Exemptions:* The following exemptions from testing required by this Quarantine Order apply:

A. Dairy cattle less than 18 months of age are not required to be tested for Influenza A virus prior to shipment into Pennsylvania.

B. Dairy cattle that are moved into the Commonwealth for the purpose of immediate slaughter at a licensed meat establishment are not required to be tested for influenza A virus, provided that they are slaughtered within 72 hours of arriving and are not commingled with other dairy cattle that are not destined for immediate slaughter. These cattle may enter the Commonwealth on an owner shipper statement that lists official identification or backtag number for each animal in the shipment. Owner shipper statements must meet the definition of 9 CFR § 86.1.

C. Dairy cattle subject to a commuter agreement in which the Pennsylvania Department of Agriculture has determined sufficient biosecurity and other risk mitigations exist to allow predefined movements of cattle to occur in a safe manner. The exemption must be part of or an addendum to a formalized commuter agreement signed by the cattle owner and the state animal health officials of both states.

d. *Test results and movement.*

i. Where a non-negative test result is obtained on any animal within a group of dairy cattle that has been grouped for shipment as required by subsection c.iii., no animal in that group may be imported into or unloaded in Pennsylvania.

ii. Testing evidencing a negative or not-detected test result for each animal required to be tested in accordance with section c. must accompany each shipment. Where dairy cattle are shipped under an approved state of origin influenza A dairy herd bulk tank monitored program, the negative or not-detected results for those dairy cattle must accompany each shipment. A copy of the test results is acceptable. The test results must include the name of the NAHLN laboratory where testing was performed, and the accession number.

iii. The test results shall provide the official identification of each animal tested, or where dairy cattle are shipped under an approved state of origin influenza A dairy herd bulk tank monitored program, an attestation showing the official identification of each animal shipped, the date the bulk tank or in-line milk samples were collected and tested and that the individual animals on the shipment all came from the herd on which the bulk tank or in-line testing was completed.

iv. A copy of the test results for each shipment, and the manifest required by subsection c.xi. shall be retained at the final Pennsylvania destination for a minimum of three (3) months from date of arrival.

4. *Remedies for Dairy Cattle Imported in violation of this Quarantine Order.* Any dairy cattle imported into or unloaded in Pennsylvania that are in violation of any provision of this Quarantine Order shall subject the owner, importer, dealer, and hauler of such animals to any or any combination of the following: (1) individual quarantine, testing, treatment or euthanizing of the animal(s), (2) return of each animal to its place of origin, (3) disinfection or destruction of any goods, products,

conveyances, materials or containers exposed to such animals, and (4) all other penalties as allowed under the DAL and the Department's regulations. All expenses associated with such requirements shall be borne by the person violating this Quarantine Order.

5. *Violations and Penalties.* Any person violating the requirements of this Quarantine Order may be subject to imposition of such quarantine, testing, treatment, euthanization, and other disposition of domestic animals, and disinfection or destruction of goods, products, conveyance, materials or containers, expense and post-entry requirements as set forth in this Quarantine Order and at section 2329(c), violation provisions set forth at section 2329(f), criminal and civil penalties established at section 2383, interference violations established at section 2385 and civil remedies set forth at section 2386 of the Domestic Animal Law (3 Pa.C.S. §§ 2329(c), 2329(f), 2383, 2385 and 2386).

6. *No Restriction on Further Action by the Department.* This Quarantine Order shall not be construed as limiting the Department's authority to establish additional quarantine or testing requirements on imported cattle or to

limit the Department's authority under the Domestic Animal Law or any other statutes or regulations administered by the Department.

7. *Contact information.* Questions regarding this Quarantine Order may be directed to the Commonwealth of Pennsylvania, Department of Agriculture, Bureau of Animal Health, 2301 North Cameron Street, Harrisburg, PA 17110 or by telephone at 717-772-2852, or email at RA-ahds@pa.gov.

8. *Effective Date.* This Quarantine Order replaces the Interstate and International Quarantine Order; Restriction of Movement and Pre-Movement Influenza Testing of Dairy Cattle (54 Pa.B. 2819) (Saturday, May 25, 2024) and in its entirety shall become effective immediately upon signature of the Secretary of the Pennsylvania Department of Agriculture and shall remain in effect unless rescinded or modified by a subsequent Order.

RUSSELL REDDING,  
Secretary

[Pa.B. Doc. No. 24-1674. Filed for public inspection November 22, 2024, 9:00 a.m.]

## DEPARTMENT OF BANKING AND SECURITIES

### Actions on Applications

The Department of Banking and Securities (Department), under the authority in the Banking Code of 1965 (7 P.S. §§ 101—2204), the Department of Banking and Securities Code (71 P.S. §§ 733-1—733-1203) and 17 Pa.C.S. (relating to Credit Union Code), has taken the following actions on applications received for the week ending November 12, 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-bnbnksbmsnspspt@pa.gov or for credit unions, by e-mail to ra-bncusubmissions@pa.gov and trust companies, by e-mail to ra-bntrustrsuprvsninq@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

No activity.

### OTHER APPLICATION ACTIVITY

#### BANKING INSTITUTIONS

##### Holding Company Acquisitions

| <i>Date</i> | <i>Name and Location of Applicant</i>  | <i>Status</i> |
|-------------|--|---------------|
| 11-06-2024  | ACNB Corporation<br>Gettysburg<br>Adams County<br><br>Application for approval to acquire 100% of Traditions Bancorp, Inc., York, PA and thereby indirectly acquire 100% of Traditions Bank, York, PA. | Approved      |

##### Consolidations, Mergers and Absorptions

| <i>Date</i> | <i>Name and Location of Applicant</i>  | <i>Status</i> |
|-------------|--|---------------|
| 11-06-2024  | ACNB Bank<br>Gettysburg<br>Adams County<br><br>Application for approval to merge Traditions Bank, York, PA, with and into ACNB Bank, Gettysburg, PA. | Approved      |

## NOTICES

## Branch Applications

## De Novo Branches

| <i>Date</i> | <i>Name and Location of Applicant</i>                 | <i>Location of Branch</i>  | <i>Status</i> |
|-------------|---|--|---------------|
| 11-06-2024  | Somerset Trust Company<br>Somerset<br>Somerset County | 413 Market Street<br>Brownsville<br>Fayette County                 | Accepted      |
| 11-07-2024  | CNB Bank<br>Clearfield<br>Clearfield County           | 3529 Franklin Road Southwest<br>Roanoke<br>Roanoke City County, VA | Opened        |

## Branch Relocations

| <i>Date</i> | <i>Name and Location of Applicant</i>                               | <i>Location of Branch</i>  | <i>Status</i> |
|-------------|---|--|---------------|
| 11-05-2024  | Peoples Security Bank and Trust Co.<br>Dunmore<br>Lackawanna County | <i>To:</i> 921 Drinker Turnpike<br>Suite 18<br>Covington Township<br>Lackawanna County<br>(Temporary Relocation)<br><br><i>From:</i> 921 Drinker Turnpike<br>Suite 26<br>Covington Township<br>Lackawanna County | Approved      |
| 11-06-2024  | Citizens and Northern Bank<br>Wellsboro<br>Tioga County             | <i>To:</i> 3 Terry Drive<br>Newtown<br>Bucks County<br><br><i>From:</i> 33 East Swamp Road<br>Newtown<br>Bucks County  | Approved      |

## Branch Discontinuances

| <i>Date</i> | <i>Name and Location of Applicant</i>         | <i>Location of Branch</i>                                | <i>Status</i> |
|-------------|---|--|---------------|
| 11-04-2024  | Orrstown Bank<br>Harrisburg<br>Dauphin County | 2343 Oregon Pike<br>Lancaster<br>Lancaster County        | Closed        |
| 11-06-2024  | Orrstown Bank<br>Harrisburg<br>Dauphin County | 325 Wesley Drive<br>Mechanicsburg<br>Cumberland County   | Closed        |
| 11-07-2024  | Orrstown Bank<br>Harrisburg<br>Dauphin County | 3100 Market Street<br>Camp Hill<br>Cumberland County     | Closed        |
| 11-07-2024  | Orrstown Bank<br>Harrisburg<br>Dauphin County | 6 Baltimore Street<br>Spring Grove<br>York County        | Closed        |
| 11-07-2024  | Orrstown Bank<br>Harrisburg<br>Dauphin County | 3002 Hempland Road<br>Lancaster<br>Lancaster County      | Closed        |
| 11-07-2024  | Orrstown Bank<br>Harrisburg<br>Dauphin County | 211 Mount Carmel Road<br>Parkton<br>Baltimore County, MD | Closed        |

## CREDIT UNIONS

No activity.

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

WENDY S. SPICHER,  
Secretary

[Pa.B. Doc. No. 24-1675. Filed for public inspection November 22, 2024, 9:00 a.m.]

# DEPARTMENT OF ENVIRONMENTAL PROTECTION

## Applications, Actions and Special Notices

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### APPLICATIONS

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#### 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).

| <i>Section</i> | <i>Category</i> |
|----------------|-----------------|
|----------------|-----------------|

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

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

- Individual and General WQM Permit Applications Received—DEP provides a 15-day public comment period for Individual WQM Permit Applications for new and reissued permits. There is no public comment period for General WQM Permit NOIs.
- General Chapter 92a NPDES Permit NOIs Received—There is no public comment period for General NPDES NOIs received.
- All Transfer and Minor Amendment Applications/NOIs Received—Transfer and Minor Amendment Applications/NOIs received for Individual and General WQM Permits and Individual and General NPDES Permits, excluding PAG-01 and PAG-02, are identified but do not have public comment periods. DEP provides a 15-day public comment period for Individual WQM Permit Applications for amendments.

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

Comments received within the appropriate comment periods for WQM and NPDES permit applications will be retained by DEP and considered in the final determinations regarding the applications. A comment submittal should include the name, address and telephone number of the writer and a concise statement to inform DEP of the exact basis of a comment and the relevant facts upon which it is based.

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

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

*DEP Northeast Regional Office (NERO)—2 Public Square, Wilkes-Barre, PA 18701-1915. File Review Coordinator: 717-826-5472. 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> |
|---------------------------|---|-------------------------|--|--|-------------------|
| PAD360078                 | Chapter 102 Individual NPDES Permit                             | Amendment Minor         | KGH Development<br>120 N Pointe Boulevard<br>Lancaster, PA 17601-4100                        | Mount Joy Township<br>Lancaster County     | SCRO              |
| 1524818                   | Joint DEP/PFBC Pesticides Permit                                | New                     | Bentley Barry<br>281 Grove Road<br>Elverson, PA 19520-9014                                   | Warwick Township<br>Chester County         | SERO              |
| 4618803                   | Joint DEP/PFBC Pesticides Permit                                | Renewal                 | Abington Township<br>Montgomery County<br>515 Meetinghouse Road<br>Jenkintown, PA 19046-2964 | Abington Township<br>Montgomery County     | SERO              |
| 4624812                   | Joint DEP/PFBC Pesticides Permit                                | New                     | Fort Washington Properties<br>Owner LLC<br>1420 Spring Hill Road<br>McLean, VA 22102-3006    | Upper Dublin Township<br>Montgomery County | SERO              |
| 6709202                   | Major Industrial Waste Treatment Facility Individual WQM Permit | Amendment               | Brunner Island LLC<br>P.O. Box 221<br>1400 Wago Road<br>York Haven, PA 17370-0221            | East Manchester Township<br>York County    | SCRO              |
| 6709402                   | Major Sewage Treatment Facility Individual WQM Permit           | Amendment               | PA American Water Co.<br>1701 Black Bridge Road<br>York, PA 17402-1911                       | York City<br>York 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> |
|---------------------------|---|-------------------------------------|--|---|-------------------|
| 6709402                   | Major Sewage Treatment Facility Individual WQM Permit                         | Amendment                           | PA American Water Co.<br>1701 Black Bridge Road<br>York, PA 17402-1911                               | York City<br>York County                      | SCRO              |
| PA0253227                 | Minor Sewage Facility < 0.05 MGD Individual NPDES Permit                      | DEP-Initiated<br>Minor<br>Amendment | East Franklin Township<br>Armstrong County<br>106 Cherry Orchard Avenue<br>Kittanning, PA 16201-3310 | East Franklin Township<br>Armstrong County    | NWRO              |
| 2124201                   | Minor and Non-NPDES Industrial Waste Treatment Facility Individual WQM Permit | Amendment                           | Carlisle Borough<br>Cumberland County<br>53 W South Street<br>Carlisle, PA 17013-3458                | North Middleton Township<br>Cumberland County | SCRO              |
| 1900405                   | Minor and Non-NPDES Sewage Treatment Facility Individual WQM Permit           | Amendment                           | Millville Borough<br>P.O. Box 30<br>Millville, PA 17846-0030   | Millville Borough<br>Columbia County          | NCRO              |
| PAG030259                 | PAG-03 NPDES General Permit for Industrial Stormwater                         | Amendment                           | Estes Express Lines Corp<br>3901 West Broad Street<br>Richmond, VA 23230                             | Bensalem Township<br>Bucks County             | SERO              |
| PAG034084                 | PAG-03 NPDES General Permit for Industrial Stormwater                         | New                                 | Price Auto Salvage<br>282 S Kinzer Road<br>Paradise, PA 17562-9791                                   | Paradise Township<br>Lancaster County         | SCRO              |
| PAG041435                 | PAG-04 NPDES General Permit for Small Flow Treatment Facilities               | New                                 | Peterson Heather J<br>10 Cherokee Trail<br>York Haven, PA 17370-8905                                 | Wayne Township<br>Crawford County             | NWRO              |
| PAG041436                 | PAG-04 NPDES General Permit for Small Flow Treatment Facilities               | New                                 | Edwards Richard A<br>476 Methodist Road<br>Greenville, PA 16125-9742                                 | Hempfield Township<br>Mercer County           | NWRO              |
| PAG041437                 | PAG-04 NPDES General Permit for Small Flow Treatment Facilities               | New                                 | Musacchio Andrew B<br>523 Mercer Road<br>Slippery Rock, PA 16057-2609                                | Slippery Rock Township<br>Butler County       | NWRO              |
| PAG041438                 | PAG-04 NPDES General Permit for Small Flow Treatment Facilities               | New                                 | Thompson Robert C<br>1267 Rutledge Road<br>Transfer, PA 16154-2225                                   | Pymatuning Township<br>Mercer County          | NWRO              |
| PAG056276                 | PAG-05 NPDES General Permit for Groundwater Cleanup                           | New                                 | Three Center Independent Oil LP<br>1057 Clinton Road<br>Clinton, PA 15026-1901                       | Beaver Falls City<br>Beaver County            | SWRO              |
| PAG123520                 | PAG-12 NPDES General Permit for CAFOs   | Renewal                             | Leroy and Timothy Zimmerman<br>327 Stackstown Road<br>Marietta, PA 17547-9308                        | East Donegal Township<br>Lancaster County     | SCRO              |
| PAG123634                 | PAG-12 NPDES General Permit for CAFOs   | Renewal                             | Hess Robert L<br>686 Rock Point Road<br>Mount Joy, PA 17552-9732                                     | East Donegal Township<br>Lancaster County     | SCRO              |
| PAG123657                 | PAG-12 NPDES General Permit for CAFOs   | Renewal                             | Huber Melvin<br>457 Cold Springs Road<br>Elizabethtown, PA 17022                                     | Rapho Township<br>Lancaster County            | SCRO              |
| PAG123701                 | PAG-12 NPDES General Permit for CAFOs   | Renewal                             | Cathy L and David W Reifsneider<br>2596 New Bridgeville Road<br>Felton, PA 17322-7705                | Chanceford Township<br>York 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> |
|---------------------------|---------------------------------------|-------------------------|---|--|-------------------|
| PAG123717                 | PAG-12 NPDES General Permit for CAFOs | Renewal                 | Flintrock Corp<br>16 E Brubaker Valley Road<br>Lititz, PA 17543-9630  | Elizabeth Township<br>Lancaster County | SCRO              |
| PAG123721                 | PAG-12 NPDES General Permit for CAFOs | Renewal                 | Staub Dennis and Staub Denise<br>352 Fleshman Mill Road<br>New Oxford, PA 17350-9080                        | Reading Township<br>Adams County       | SCRO              |
| PAG123870                 | PAG-12 NPDES General Permit for CAFOs | Renewal                 | Peachey Marlin J<br>328 Coffee Run Road<br>Reedsville, PA 17084-9319  | Brown Township<br>Mifflin County       | SCRO              |
| 0124404                   | Pump Stations Individual WQM Permit   | New                     | Abbottstown Paradise Joint<br>Sewer Authority<br>Adams County<br>P.O. Box 505<br>Abbottstown, PA 17301-0505 | Hamilton Township<br>Adams County      | SCRO              |

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

### *Northcentral Regional Office*

**PA0233889**, Concentrated Animal Feeding Operation (CAFO), **Troester Dairy** (Troester Dairy Union County), 175 Cannon Road, Mifflinburg, PA 17844-7714.

Troester Dairy has submitted an application for an Individual NPDES permit for a renewal of an CAFO known as Troester Dairy Union County, located in Buffalo Township, **Union County**.

The CAFO is situated near Unnamed Tributary of Mill Race (CWF, MF) and Unnamed Tributary of Mill Race (CWF) in Watershed 10-C, which is classified for Cold Water Fishes and Migratory Fishes. The CAFO is designed to maintain an animal population of approximately 2,321.08 animal equivalent units (AEUs) consisting of 1,540 dairy cows, 45 heifers, 12 finishing pigs, 30 finishing beef, and 30 dairy calves. Manure is stored in 2 various manure storages consisting of concrete tanks and HDPE lagoons. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 100-year, 24-hour storm event.

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

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

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

### *Northwest Regional Office*

**PA0101389**, Sewage, SIC Code 8211, **Penncrest School District**, 18741 State Highway 198, Saegertown, PA 16433-4304. Facility Name: Maplewood Elementary School. This existing facility is located in Townville Borough, **Crawford 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), Muddy Creek (HQ-CWF), is located in State Water Plan watershed 16-A and is classified for High Quality Waters-Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .0469 MGD.— Limits.

| <i>Parameters</i>   | <i>Mass Units (lbs/day)</i> |                       | <i>Minimum</i> | <i>Concentrations (mg/L)</i> |                | <i>IMAX</i> |
|---|-----------------------------|-----------------------|----------------|------------------------------|----------------|-------------|
|   | <i>Average Monthly</i>      | <i>Average Weekly</i> |                | <i>Average Monthly</i>       | <i>Maximum</i> |             |
| Flow (MGD)  | Report                      | XXX                   | XXX            | XXX                          | XXX            | XXX         |
| pH (S.U.)   | XXX                         | XXX                   | 6.0            | XXX                          | XXX            | 9.0         |
| Dissolved Oxygen  | XXX                         | XXX                   | Inst Min       | XXX                          | XXX            | XXX         |
|   |                             |                       | 4.0            |                              |                |             |
| Total Residual Chlorine (TRC)                               | XXX                         | XXX                   | Inst Min       | 0.5                          | XXX            | 1.6         |
|   |                             |                       | XXX            |                              |                |             |
| Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> ) | XXX                         | XXX                   | XXX            | 25                           | XXX            | 50          |
| Total Suspended Solids                                      | XXX                         | XXX                   | XXX            | 30                           | XXX            | 60          |

| Parameters                  | Mass Units (lbs/day) |                | Minimum | Concentrations (mg/L) |         | IMAX   |
|-----------------------------|----------------------|----------------|---------|-----------------------|---------|--------|
|                             | Average Monthly      | Average Weekly |         | Average Monthly       | Maximum |        |
| 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  |
|                             |                      |                |         | Geo Mean              |         |        |
| Ammonia-Nitrogen            | XXX                  | XXX            | XXX     | 3.0                   | XXX     | 6.0    |

The proposed effluent limits for Outfall 001 are based on a design flow of .0469 MGD.—Limits.

| Parameters          | Mass Units (lbs/day) |                | Minimum | Concentrations (mg/L) |         | IMAX |
|---------------------|----------------------|----------------|---------|-----------------------|---------|------|
|                     | Average Monthly      | Average Weekly |         | Average Monthly       | Maximum |      |
| Total Nitrogen      | XXX                  | XXX            | XXX     | Report                | XXX     | XXX  |
|                     |                      |                |         | Semi Avg              |         |      |
| Total Phosphorus    | XXX                  | XXX            | XXX     | Report                | XXX     | XXX  |
|                     |                      |                |         | Semi Avg              |         |      |
| E. Coli (No./100ml) | 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 814-332-6078.

The EPA Waiver is in effect.

Northwest Regional Office

**PA0217140**, Sewage, SIC Code 4952, **Indiana County Municipal Service Authority**, 602 Kolter Drive, Indiana, PA 15701-3570. Facility Name: Shelocta STP. This existing facility is located in Armstrong Township, **Indiana County**.

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

The receiving stream(s), Crooked Creek (WWF), is located in State Water Plan watershed 17-E 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 .07 MGD.—Limits.

| Parameters       | Mass Units (lbs/day) |                | Daily Minimum | Concentrations (mg/L) |         | IMAX |
|------------------|----------------------|----------------|---------------|-----------------------|---------|------|
|                  | Average Monthly      | Average Weekly |               | Average Monthly       | Maximum |      |
| Total Nitrogen   | XXX                  | XXX            | XXX           | Report                | XXX     | XXX  |
|                  |                      |                |               | Annl Avg              |         |      |
| Total Phosphorus | XXX                  | XXX            | XXX           | Report                | XXX     | XXX  |
|                  |                      |                |               | Annl Avg              |         |      |

The proposed effluent limits for Outfall 001 are based on a design flow of .07 MGD.—Limits.

| Parameters  | Mass Units (lbs/day) |                | Daily 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            | Inst Min<br>5.0 | XXX                   | XXX     | XXX    |
| Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> ) | 14.6                 | XXX            | Inst Min<br>XXX | 25                    | XXX     | 50     |
| Biochemical Oxygen Demand (BOD <sub>5</sub> )               | Report               | XXX            | XXX             | Report                | XXX     | XXX    |
| Raw Sewage Influent   |                      |                |                 |                       |         |        |
| Total Suspended Solids                                      | 17.5                 | XXX            | XXX             | 30                    | XXX     | 60     |
| Total Suspended Solids                                      | Report               | XXX            | XXX             | Report                | XXX     | XXX    |
| Raw Sewage Influent   |                      |                |                 |                       |         |        |
| Fecal Coliform (No./100 ml)                                 | XXX                  | XXX            | XXX             | 2,000                 | XXX     | 10,000 |
| Oct 1 - Apr 30  |                      |                |                 |                       |         |        |
| May 1 - Sep 30  | XXX                  | XXX            | XXX             | 200                   | XXX     | 1,000  |
| Ultraviolet light transmittance (%)                         | XXX                  | XXX            | Report          | XXX                   | XXX     | XXX    |
| Ammonia-Nitrogen  | XXX                  | XXX            | XXX             | Report                | XXX     | Report |
| E. Coli (No./100 ml)  | XXX                  | XXX            | XXX             | XXX                   | XXX     | Report |

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

The EPA Waiver is in effect.

*Southcentral Regional Office*

**PA0232777**, Concentrated Animal Feeding Operation (CAFO), **Roaring Creek Egg Farms LLC (Roaring Creek Egg Farms)**, 190 Tyson School Road, Catawissa, PA 17820-8212.

Roaring Creek Egg Farms LLC has submitted an application for an Individual NPDES permit for a renewal of an CAFO known as Roaring Creek Egg Farms, located in Cleveland Township, **Columbia County**.

The CAFO is situated near Unnamed Tributary of Roaring Creek (CWF, MF) and Unnamed Tributary to Mugser Run (HQ-CWF, MF) in Watershed 5-E, which is classified for High Quality-Cold Water, Migratory Fish, Cold Water Fishes, and Migratory Fishes. The CAFO is designed to maintain an animal population of approximately 3,436.09 animal equivalent units (AEUs) consisting of 1,068,000 layers and 65,000 pullets. Solid poultry manure is collected in two roofed solid manure stacking buildings. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 100-year, 24-hour storm event.

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

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

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

*Southeast Regional Office*

**PA0012891**, Sewage, SIC Code 4952, **Upper Hanover Authority**, 1704 Pillsbury Road, East Greenville, PA 18041-2215. Facility Name: The Upper Hanover Authority Perkiomen WWTP. This existing facility is located in Upper Hanover Township, **Montgomery County**.

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

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

The proposed effluent limits for Outfall 001 are based on a design flow of .098 MGD.—Interim Limits.

| <i>Parameters</i>  | <i>Mass Units (lbs/day)</i> |                       | <i>Daily Minimum</i> | <i>Concentrations (mg/L)</i> |                       | <i>IMAX</i> |
|--|-----------------------------|-----------------------|----------------------|------------------------------|-----------------------|-------------|
|  | <i>Average Monthly</i>      | <i>Weekly Average</i> |                      | <i>Average Monthly</i>       | <i>Weekly Average</i> |             |
| Flow (GPD)   | Report                      | Report                | XXX                  | XXX                          | XXX                   | XXX         |
| pH (S.U.)  | XXX                         | XXX                   | 6.0<br>Inst Min      | XXX                          | XXX                   | 9.0         |
| Dissolved Oxygen   | XXX                         | XXX                   | 5.0<br>Inst Min      | Report                       | XXX                   | XXX         |
| Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )                        | 20                          | 32                    | XXX                  | 25                           | 40                    | 50          |
| Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )<br>Raw Sewage Influent | Report                      | Report                | XXX                  | Report                       | Report                | XXX         |
| Biochemical Oxygen Demand (BOD <sub>5</sub> )<br>Raw Sewage Influent               | Report                      | Report                | XXX                  | Report                       | Report                | XXX         |
| Total Suspended Solids<br>Raw Sewage Influent                                      | Report                      | Report                | XXX                  | Report                       | Report                | XXX         |
| Total Suspended Solids   | 25                          | 37                    | XXX                  | 30                           | 45                    | 60          |
| Total Dissolved Solids   | 817                         | 1,635                 | XXX                  | 1000                         | 2,000                 | 2,500       |
| Fecal Coliform (No./100 ml)  | XXX                         | XXX                   | XXX                  | 200                          | XXX                   | 1,000       |
| Oct 1 - Apr 30   | XXX                         | XXX                   | XXX                  | Geo Mean                     | XXX                   | 1,000       |
| May 1 - Sep 30   | XXX                         | XXX                   | XXX                  | 200                          | XXX                   | 1,000       |
| Ultraviolet light transmittance (%)  | XXX                         | XXX                   | Report               | Geo Mean                     | XXX                   | XXX         |
| Total Nitrogen   | Report                      | XXX                   | XXX                  | XXX                          | XXX                   | XXX         |
| Ammonia-Nitrogen   | 12.0                        | XXX                   | XXX                  | Report                       | XXX                   | 30          |
| Nov 1 - Apr 30   | 4.0                         | XXX                   | XXX                  | 15.0                         | XXX                   | 10          |
| May 1 - Oct 31   | 0.4                         | XXX                   | XXX                  | 5.0                          | XXX                   | 1           |
| Total Phosphorus   | XXX                         | XXX                   | XXX                  | 0.5                          | XXX                   | 1           |
| PFOA (ug/L)  | XXX                         | XXX                   | XXX                  | Report                       | XXX                   | XXX         |
|  |                             |                       |                      | Avg Qrtly                    |                       |             |

| <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> |             |
| PFOS (ug/L)       | XXX                         | XXX                   | XXX                  | Report<br>Avg Qrtly          | XXX                   | XXX         |
| PFBS (ug/L)       | XXX                         | XXX                   | XXX                  | Report<br>Avg Qrtly          | XXX                   | XXX         |
| HFPO-DA (ug/L)    | XXX                         | XXX                   | XXX                  | Report<br>Avg Qrtly          | XXX                   | XXX         |

The proposed effluent limits for Outfall 001 are based on a design flow of .12 MGD.—Final Limits.

| <i>Parameters</i>  | <i>Mass Units (lbs/day)</i> |                       | <i>Daily Minimum</i> | <i>Concentrations (mg/L)</i> |                       | <i>IMAX</i> |
|--|-----------------------------|-----------------------|----------------------|------------------------------|-----------------------|-------------|
|  | <i>Average Monthly</i>      | <i>Weekly Average</i> |                      | <i>Average Monthly</i>       | <i>Weekly Average</i> |             |
| Flow (GPD)   | Report                      | Report<br>Daily Max   | XXX                  | XXX                          | XXX                   | XXX         |
| pH (S.U.)  | XXX                         | XXX                   | 6.0<br>Inst Min      | XXX                          | XXX                   | 9.0         |
| Dissolved Oxygen   | XXX                         | XXX                   | 5.0<br>Inst Min      | Report                       | XXX                   | XXX         |
| Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )                        | 25                          | 37.5                  | XXX                  | 25.0                         | 40.0                  | 50          |
| Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )<br>Raw Sewage Influent | Report                      | Report                | XXX                  | Report                       | Report                | XXX         |
| Biochemical Oxygen Demand (BOD <sub>5</sub> )<br>Raw Sewage Influent               | Report                      | Report                | XXX                  | Report                       | Report                | XXX         |
| Total Suspended Solids   | 30                          | 45                    | XXX                  | 30.0                         | 45.0                  | 60          |
| Total Suspended Solids<br>Raw Sewage Influent                                      | Report                      | Report                | XXX                  | Report                       | Report                | XXX         |
| Total Dissolved Solids   | 1,001                       | 1,501.5<br>Daily Max  | XXX                  | 1,000.0                      | 2,000.0<br>Daily Max  | 2,500       |
| Fecal Coliform (No./100 ml)<br>Oct 1 - Apr 30                                      | XXX                         | XXX                   | XXX                  | 200<br>Geo Mean              | XXX                   | 1,000       |
| May 1 - Sep 30   | XXX                         | XXX                   | XXX                  | 200<br>Geo Mean              | XXX                   | 1,000       |
| Ultraviolet light transmittance (%)  | XXX                         | XXX                   | Report               | XXX                          | XXX                   | XXX         |
| Total Nitrogen   | Report                      | XXX                   | XXX                  | Report                       | XXX                   | XXX         |
| Ammonia-Nitrogen<br>Nov 1 - Apr 30   | 15                          | XXX                   | XXX                  | 15.0                         | XXX                   | 30          |
| May 1 - Oct 31   | 5                           | XXX                   | XXX                  | 5.0                          | XXX                   | 10          |
| Total Phosphorus   | 0.4                         | XXX                   | XXX                  | 0.5                          | XXX                   | 1           |
| PFOA (ug/L)  | XXX                         | XXX                   | XXX                  | Report<br>Avg Qrtly          | XXX                   | XXX         |
| PFOS (ug/L)  | XXX                         | XXX                   | XXX                  | Report<br>Avg Qrtly          | XXX                   | XXX         |
| PFBS (ug/L)  | XXX                         | XXX                   | XXX                  | Report<br>Avg Qrtly          | XXX                   | XXX         |
| HFPO-DA (ug/L)   | XXX                         | XXX                   | XXX                  | Report<br>Avg Qrtly          | XXX                   | XXX         |

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

- Operator Notification
- Remedial Measures
- No Stormwater
- Change in Ownership
- Proper Sludge Disposal
- Operation and Maintenance Plan
- Fecal Coliform Monitoring 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*

**PA0021741**, Sewage, SIC Code 4952, **Borough Of Dublin**, 119 Maple Avenue, Dublin, PA 18917-2403. Facility Name: Dublin Borough STP. This existing facility is located in Bedminster Township, **Bucks County**.

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

The receiving stream(s), Deep Run (WWF, MF), is located in State Water Plan watershed 2-D and is classified for 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 .75 MGD.—Limits.

| <i>Parameters</i>   | <i>Mass Units (lbs/day)</i> |                       | <i>Minimum</i> | <i>Concentrations (mg/L)</i> |                       | <i>IMAX</i> |
|---|-----------------------------|-----------------------|----------------|------------------------------|-----------------------|-------------|
|   | <i>Average Monthly</i>      | <i>Weekly Average</i> |                | <i>Average Monthly</i>       | <i>Weekly Average</i> |             |
| Flow (MGD)  | Report                      | Report                | XXX            | XXX                          | XXX                   | XXX         |
| pH (S.U.)   | XXX                         | XXX                   | 6.0            | XXX                          | XXX                   | 9.0         |
| Dissolved Oxygen  | XXX                         | XXX                   | Inst Min       | XXX                          | XXX                   | XXX         |
|   |                             |                       | 6.0            |                              |                       |             |
| Total Residual Chlorine (TRC)                               | XXX                         | XXX                   | Avg Mo         | 0.02                         | XXX                   | 0.05        |
|   |                             |                       | XXX            |                              |                       |             |
| Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> ) | 104.0                       | 156.0                 | XXX            | 25.0                         | 40.0                  | 50          |
| Nov 1 - Apr 30  |                             |                       |                |                              |                       |             |
| May 1 - Oct 31  | 85                          | 125                   | XXX            | 20.0                         | 30.0                  | 40          |
| Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> ) | Report                      | XXX                   | XXX            | Report                       | XXX                   | XXX         |
| Raw Sewage Influent   |                             |                       |                |                              |                       |             |
| Biochemical Oxygen Demand (BOD <sub>5</sub> )               | Report                      | XXX                   | XXX            | Report                       | XXX                   | XXX         |
| Raw Sewage Influent   |                             |                       |                |                              |                       |             |
| Total Suspended Solids                                      | 125                         | 190                   | XXX            | 30.0                         | 45.0                  | 60          |
| Total Suspended Solids                                      | Report                      | XXX                   | XXX            | Report                       | XXX                   | XXX         |
| Raw Sewage Influent   |                             |                       |                |                              |                       |             |
| Fecal Coliform (No./100 ml)                                 | XXX                         | XXX                   | XXX            | 200                          | XXX                   | 1,000       |
|   |                             |                       |                | Geo Mean                     |                       |             |
| Total Nitrogen  | Report                      | XXX                   | XXX            | Report                       | XXX                   | XXX         |
| Ammonia-Nitrogen  | 16                          | XXX                   | XXX            | 3.9                          | XXX                   | 7.8         |
| Nov 1 - Apr 30  |                             |                       |                |                              |                       |             |
| May 1 - Oct 31  | 5.5                         | XXX                   | XXX            | 1.3                          | XXX                   | 2.6         |
| Total Phosphorus  | 6.2                         | XXX                   | XXX            | 1.0                          | XXX                   | 2           |
| Copper, Total   | XXX                         | XXX                   | XXX            | 0.017                        | 0.026                 | 0.034       |
|   |                             |                       |                |                              | Daily Max             |             |
| Hardness, Total (as CaCO <sub>3</sub> )                     | XXX                         | XXX                   | XXX            | Report                       | XXX                   | XXX         |

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

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

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

The EPA Waiver is in effect

*Southwest Regional Office*

**PA0025798**, Sewage, SIC Code 4952, **Centerville Borough Sanitary Authority, Washington County**, 29 Richeyville Road, Richeyville, PA 15358. Facility Name: Centerville Borough Sanitary Authority WWTF. This existing facility is located in Centerville Borough, **Washington 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 Pike Run (TSF), is located in State Water Plan watershed 19-C and is classified for Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.17 MGD.—Limits.

| Parameters       | Mass Units (lbs/day) |         |         | Concentrations (mg/L)            |         | IMAX |
|------------------|----------------------|---------|---------|----------------------------------|---------|------|
|                  | Average              | Weekly  | Daily   | Average                          | Weekly  |      |
|                  | Monthly              | Average | Minimum | Monthly                          | Average |      |
| Total Nitrogen   | XXX                  | XXX     | XXX     | Report                           | XXX     | XXX  |
| Total Phosphorus | XXX                  | XXX     | XXX     | Daily Max<br>Report<br>Daily Max | XXX     | XXX  |

The proposed effluent limits for Outfall 001 are based on a design flow of .17 MGD.—Limits.

| Parameters           | Mass Units (lbs/day) |         |         | Concentrations (mg/L) |         | IMAX   |
|----------------------|----------------------|---------|---------|-----------------------|---------|--------|
|                      | Average              | Weekly  | Daily   | Average               | Weekly  |        |
|                      | Monthly              | Average | Minimum | Monthly               | Average |        |
| E. Coli (No./100 ml) | XXX                  | XXX     | XXX     | XXX                   | XXX     | Report |

The proposed effluent limits for Outfall 001 are based on a design flow of 0.17 MGD.—Limits.

| Parameters  | Mass Units (lbs/day) |         |                 | Concentrations (mg/L) |         | IMAX   |
|---|----------------------|---------|-----------------|-----------------------|---------|--------|
|   | Average              | Weekly  | Daily           | Average               | Weekly  |        |
|   | Monthly              | Average | Minimum         | Monthly               | Average |        |
| Flow (MGD)  | Report               | Report  | XXX             | XXX                   | XXX     | XXX    |
| pH (S.U.)   | XXX                  | XXX     | 6.0             | XXX                   | XXX     | 9.0    |
| Dissolved Oxygen  | XXX                  | XXX     | Inst Min<br>5.0 | XXX                   | XXX     | XXX    |
| Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> ) | 35.0                 | 53.0    | Inst Min<br>XXX | 25.0                  | 38.0    | 50.0   |
| Nov 1 - Apr 30  |                      |         |                 |                       |         |        |
| May 1 - Oct 31  | 28.0                 | 42.0    | XXX             | 20.0                  | 30.0    | 40.0   |
| Biochemical Oxygen Demand (BOD <sub>5</sub> )               | Report               | Report  | XXX             | Report                | Report  | XXX    |
| Raw Sewage Influent   |                      |         |                 |                       |         |        |
| Total Suspended Solids                                      | 42.0                 | 60.0    | XXX             | 30.0                  | 45.0    | 60.0   |
| Total Suspended Solids Raw Sewage Influent                  | Report               | Report  | XXX             | Report                | Report  | XXX    |
| Fecal Coliform (No./100 ml)                                 | XXX                  | XXX     | XXX             | 2,000                 | XXX     | 10,000 |
| Nov 1 - Apr 30  |                      |         |                 | Geo Mean              |         |        |
| May 1 - Oct 31  | XXX                  | XXX     | XXX             | 200                   | XXX     | 1,000  |
| Ultraviolet light transmittance (%)                         | XXX                  | XXX     | Report          | Geo Mean<br>XXX       | XXX     | XXX    |
| Ammonia-Nitrogen  | 13.0                 | 40.0    | XXX             | 9.5                   | 14.0    | 19.0   |
| Nov 1 - Apr 30  |                      |         |                 |                       |         |        |
| May 1 - Oct 31  | 3.5                  | 5.0     | XXX             | 2.5                   | 3.5     | 5.0    |

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

**PA0205044**, Industrial, SIC Code 4953, **Allied Waste Systems of Pennsylvania, LLC**, P.O. Box 47, Imperial, PA 15126-0047. Facility Name: Imperial Landfill. This existing facility is located in Findlay Township, **Allegheny County**.

Description of Existing Activity: The application is for NPDES permit amendment for a new discharge of treated storm water.

The receiving stream, an Unnamed Tributary to Raccoon Creek (WWF), is located in State Water Plan watershed 20-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 013 are for variable storm water discharges.—Limits.

| Parameters                   | Mass Units (lbs/day) |         |          | Concentrations (mg/L) |         | IMAX   |
|------------------------------|----------------------|---------|----------|-----------------------|---------|--------|
|                              | Average              | Daily   | Instant. | Average               | Daily   |        |
|                              | Quarterly            | Maximum | Minimum  | Quarterly             | 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      | 35.0                  | XXX     | 70.0   |
| Aluminum, Total              | XXX                  | XXX     | XXX      | Report                | XXX     | Report |
| Iron, Total                  | XXX                  | XXX     | XXX      | 3.5                   | XXX     | 7.0    |
| Manganese, Total             | XXX                  | XXX     | XXX      | 2.0                   | XXX     | 4.0    |
| Chemical Oxygen Demand (COD) | XXX                  | XXX     | XXX      | XXX                   | XXX     | Report |
| Ammonia-Nitrogen             | XXX                  | XXX     | XXX      | XXX                   | XXX     | Report |

In addition, the permit contains the following new major special conditions: a requirement to characterize the effluent from Outfall 013 upon the commencement of discharges. All other terms and conditions of PA0205044 are unchanged.

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.

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

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*Regional Permit Coordination Office*

Applicant: **Stephen Kauffman**

Applicant Address: 1505 Benton Hollow Road, Drumore, PA 17518

Application Number: **PAD360134**

Application Type: New

Municipality/County: Fulton Township, **Lancaster County**

Project Site Name: Stephen S. Kauffman Project

Total Earth Disturbance Area (acres): 1.3 acres

Surface Waters Receiving Stormwater Discharges: Susquehanna River (WWF) and Peter's Creek (HQ-CWF)

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: Stephen Kauffman is proposing a single family dwelling, barn, driveway, on-lot sewage disposal system, and stormwater management facilities.

Special Conditions: N/A

You may review the permit application file by contacting DEP's File Review Coordinator at 717-772-5987.

*Southcentral Regional Office*

Applicant: **Hofmann, LLC**

Applicant Address: 2001 State Hill Road, Suite 205, Wyomissing, PA 17610

Application Number: **PAD060031**

Application Type: Renewal

Municipality/County: Spring Township, **Berks County**

Project Site Name: Hofmann Tract

Total Earth Disturbance Area (acres): 19.9 acres

Surface Waters Receiving Stormwater Discharges: Cacoosing Creek (CWF, MF), and Wyomissing 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: Multi-family subdivision.

Special Conditions: N/A

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

*Southcentral Regional Office*

Applicant: **Stephen G. and Barbara S. Stoltzfus**

Applicant Address: 51 Creamery Road, Pequea, PA 17565

Application Number: **PAD360120**

Application Type: New

Municipality/County: Martic Township, **Lancaster County**

Project Site Name: Stephen G. and Barbara S. Stoltzfus

Total Earth Disturbance Area (acres): 2.7 acres



Surface Waters Receiving Stormwater Discharges: Tucquan 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: Construct a new building on an already existing lot, along with an infiltration basin.

Special Conditions: N/A

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

*Northeast Regional Office*

Applicant: **Saint Tikhon's Orthodox Theological Seminary**

Applicant Address: 178 Saint Tikhons Road, Waymart, PA 18459.

Application Number: **PAD640051**

Application Type: New

Municipality/County: South Canaan Township, **Wayne County**.

Project Site Name: Saint Tikhon's Orthodox Theological Seminary Student Housing

Total Earth Disturbance Area (acres): 7.27 acres

Surface Waters Receiving Stormwater Discharges: UNTs to Middle 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 project involves the construction of three duplex townhomes to be used as student housing. Other improvements include widening of the existing driveway, creation of on lot septic systems and construction of associated stormwater management facilities.

Special Conditions: N/A—No site-specific special conditions proposed.

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

*Southeast Regional Office*

Applicant: **Tim Snyder**

Applicant Address: 2397 Camp Rock Hill Road, Quakertown, PA 18951-3746.

Application Number: **PAD090107**

Application Type: New

Municipality/County: West Rockhill Township, **Bucks County**.

Project Site Name: Butter Creek Homes

Total Earth Disturbance Area (acres): 11.99 acres

Surface Waters Receiving Stormwater Discharges: Butter Creek (HQ-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: The project will consist of the construction of six new single-family detached dwellings with associated improvements. Stormwater will be controlled via an infiltration Basin.

Special Conditions: N/A

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

*Southcentral Regional Office*

Applicant: **Dickinson College**

Applicant Address: P.O. Box 1773, Carlisle, PA 17013

Application Number: **PAD210075**

Application Type: Renewal and Major Amendment

Municipality/County: South Middleton Township, **Cumberland County**

Project Site Name: Dickinson College Farm Barn and Digester

Total Earth Disturbance Area (acres): 6.14 acres

Surface Waters Receiving Stormwater Discharges: Yellow Breeches 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 barn for cattle, anaerobic digester system, manure storage structure, and related appurtenances. (Major amendment—due to required gravel access drive widening, the disturbance has increased from previously permitted 5.47 acres to 6.14 acres)

Special Conditions: N/A

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

*Southcentral Regional Office*

Applicant: **Mr. Timothy Koch**

Applicant Address: 650 Westtown Road, P.O. Box 564, West Chester, PA 19381

Application Number: **PAD070036**

Application Type: New

Municipality/County: Greenfield Township, **Blair County**

Project Site Name: A. Duie Pyle Claysburg Site

Total Earth Disturbance Area (acres): 20.95 acres

Surface Waters Receiving Stormwater Discharges: Beaverdam 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: Development of a Transfer Terminal Facility for the A. Duie Pyle Claysburg Site in the Marasco Business Park including construction of a 40-bay transfer terminal, expandable to 60 bays, office space, separate three bay maintenance garage, additional parking, access aisles, and stormwater facilities.

Special Conditions: Wetland Monitoring, Riparian Buffer Implementation

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

*Southcentral Regional Office*

Applicant: **Shawn Martin**

Applicant Address: 146 Greble Road, Myerstown, PA 17067

Application Number: **PAD380044**

Application Type: New

Municipality/County: Jackson Township and Tulpehocken Township, **Lebanon County** and **Berks County**

Project Site Name: Shawn Martin AG Operation

Total Earth Disturbance Area (acres): 9.56 acres

Surface Waters Receiving Stormwater Discharges: UNT to Little Swatara Creek via EV Wetlands, UNT to Little Swatara Creek (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: To expand an existing poultry operation by constructing two new poultry barns, gravel driveway and stormwater management controls.

Special Conditions: N/A

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

*Southcentral Regional Office*

Applicant: **ASE**

Applicant Address: 352 Royer Road, Lititz, PA 17543

Application Number: **PAD060106**

Application Type: New

Municipality/County: Spring Township, **Berks County**

Project Site Name: Grings Hill Estates—Section 5

Total Earth Disturbance Area (acres): 2.64 acres

Surface Waters Receiving Stormwater Discharges: Cacoosing 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: 10 lot residential subdivision.

Special Conditions: N/A

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

*Northcentral Regional Office*

Applicant: **State College Area School District**

Applicant Address: 240 Villa Crest Drive, State College, PA 16801

Application Number: **814.231.1026**

Application Type: New

Municipality/County: College Township, Harris Township, **Centre County**

Project Site Name: Mount Nittany Elementary School—Addition & Renovation

Total Earth Disturbance Area (acres): 12.47 acres

Surface Waters Receiving Stormwater Discharges: Spring Creek (HQ-CWF)

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: To construct a new addition to elementary building, construct various athletic fields, stormwater facilities and utilities.

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: **Krapf Park, LLC**

Applicant Address: 170 Keyland Court, Bohemia, NY 11716-2638

Application Number: **PAD480221**

Application Type: New

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

Project Site Name: Savage Road Development

Total Earth Disturbance Area (acres): 38.52 acres

Surface Waters Receiving Stormwater Discharges: 1. Catasauqua Creek (CWF, MF) 2. Dry Run (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 the construction of a warehouse, located on Savage Road, in Allen Township, Northampton County.

Special Conditions: N/A—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: **PennDOT Engineering District 8-0**

Applicant Address: 2140 Herr Street, Harrisburg, PA 17103

Application Number: **PAD220010 A-3**

Application Type: Major Amendment

Municipality/County: City of Harrisburg, Paxtang and Swatara Townships, **Dauphin County**

Project Site Name: SR0083 SecB79

Total Earth Disturbance Area (acres): 61.04 acres

Surface Waters Receiving Stormwater Discharges: Paxton Creek (WWF, MF) and Spring 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: To widen an improve safety standards along the I-83 Sec 70 corridor.

Special Conditions: N/A

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

## STATE CONSERVATION COMMISSION

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

This notice provides information about agricultural operations that have submitted nutrient management plans (NMPs) for approval under 3 Pa.C.S. Chapter 5 and that have or anticipate submitting applications for new, amended or renewed (National Pollutant Discharge Elimination System) NPDES permits, or Notices of Intent (NOIs) for coverage under a general permit, for CAFOs, under 25 Pa. Code Chapter 92a. This notice is provided in accordance with 25 Pa. Code Chapter 92a and 40 CFR Part 122, implementing The Clean Streams Law and the Federal Clean Water Act.

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

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

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

#### ACT 38

#### NUTRIENT MANAGEMENT PLANS

#### CAFO PUBLIC NOTICE SPREADSHEET—APPLICATIONS

| <i>Agricultural Operation<br/>Name and Address</i>                | <i>County</i>     | <i>Total<br/>Acres</i> | <i>Animal<br/>Equivalent<br/>Units</i> | <i>Animal<br/>Type</i>   | <i>Special<br/>Protection<br/>Waters (HQ<br/>or EV or NA)</i> | <i>Renewal/New</i> |
|---|-------------------|------------------------|--|--------------------------|---|--------------------|
| Anthony Weaver<br>980 Little Mountain Road<br>Myerstown, PA 17067 | Berks<br>County   | 162.7                  | 503.67                                 | Swine<br>Beef<br>Poultry | NA  | New                |
| Amos Horst<br>216 South Snider Rd<br>Breezewood, PA 15533         | Bedford<br>County | 153                    | 92.72                                  | Duck                     | EV  | New                |

## 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).

*Northcentral Region: Safe Drinking Water Program, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636.*

*Contact: Olivia Harris, Clerical Supervisor I, 570-327-0561.*

**Application No. 1424518**, Construction, Public Water Supply.

|                      |  |
|----------------------|--|
| Applicant            | <b>Haines Aaronsburg Municipal Authority</b>   |
| Address              | 197 Water Gap Road<br>Aaronsburg, PA 16820   |
| Municipality         | Haines Township  |
| County               | <b>Centre County</b>   |
| Responsible Official | Jodi Muthler<br>3660 West Valley Road<br>Loganton, PA 17747  |
| Consulting Engineer  | Matthew Todaro<br>2009 North Atherton Street<br>Suite 200<br>State College, PA 16803   |
| Application Received | October 24, 2024   |
| Description          | The project is the modification of the PWS construction permit to increase the maximum allowable flow through the membrane filtration system to better match daily supply demands. |

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

*Contact: Victoria Frederick, Clerical Assistant 2, 570-826-2502.*

**Application No. 4024516**, Construction, Public Water Supply.

|                      |   |
|----------------------|---|
| Applicant            | <b>Lake Lehman School District<br/>Lehman Jackson Elementary School</b>   |
| Address              | 1237 Market Street<br>Lehman, PA 18627  |
| Municipality         | Jackson Township  |
| County               | <b>Luzerne County</b>   |
| Responsible Official | Mr. James McGovern<br>Superintendent<br>Lake Lehman School District<br>Lehman Jackson Elementary School<br>1237 Market Street<br>Lehman, PA 18627   |
| Consulting Engineer  | Mr. Michael P. Goodwin, P.E.<br>Vice President of Engineering<br>Milnes Engineering, Inc.<br>12 Frear Hill Road<br>Tunkhannock, PA 18657  |
| Application Received | October 31, 2024  |
| Description          | The application proposes the installation of corrosion control treatment (CCT) facilities per the Department's Lead and Copper Rule (LCR) (zinc orthophosphate (Carus™ 3180 or equal) at Well No. 1 (Source 001) to control corrosion in the distribution system. |

*Northwest Region: Safe Drinking Water Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6945.*

*Contact: Samantha Mielo, Environmental Engineer, 814-332-6360.*

**Application No. 2524503**, Construction, Public Water Supply.

|                      |   |
|----------------------|---|
| Applicant            | <b>Edward's Mobile Home Park</b>  |
| Address              | 2947 Happy Valley Road<br>East Springfield, PA 16411  |
| Municipality         | Springfield Township  |
| County               | <b>Erie County</b>  |
| Responsible Official | Karla Edwards<br>5048 Carol Ann Drive<br>West Springfield, PA 16443                                       |
| Consulting Engineer  | Ryan A. Contestabile, P.E.<br>846 4th Avenue<br>Coraopolis, PA 15108                                      |
| Application Received | November 6, 2024  |
| Description          | Installation of a nitrate removal system and piping improvements to meet 4-log disinfection requirements. |

*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. 2124516**, Construction, Public Water Supply.

Applicant **Veolia Water Pennsylvania, Inc.**  
 Address 6310 Allentown Boulevard  
 Suite 104  
 Harrisburg, PA 17112  
 Municipality Mechanicsburg Borough  
 County **Cumberland County**  
 Responsible Official Larry Finnicum  
 6310 Allentown Boulevard  
 Suite 104  
 Harrisburg, PA 17112  
 Consulting Engineer Gannett Fleming  
 207 Senate Avenue  
 Camp Hill, PA 17011  
 Application Received September 5, 2024  
 Description Application for the proposed addition of granular activated carbon (GAC) treatment vessels for PFAS removal.

*Southeast Region: Safe Drinking Water Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.*

Contact: Kimberleigh Rivers.

**Application No. 4624522**, Construction, Public Water Supply.

Applicant **Aqua Pennsylvania, Inc.**  
 Address 762 Lancaster Avenue  
 Bryn Mawr, PA 19010  
 Municipality Upper Merion Township  
 County **Montgomery County**  
 Responsible Official Brennan Kelly  
 762 Lancaster Avenue  
 Bryn Mawr, PA 19010  
 Consulting Engineer HDR, Inc.  
 3025 Chemical Road  
 Plymouth Meeting, PA 19462  
 Application Received November 1, 2024  
 Description Installing GAC treatment system to remove PFAS compounds from the Drinking Water.

**Application No. 4624523**, Construction, Public Water Supply.

Applicant **Aqua Pennsylvania, Inc.**  
 Address 762 Lancaster Avenue  
 Bryn Mawr, PA 19010  
 Municipality Abington Township  
 County **Montgomery County**  
 Responsible Official Brennan Kelly  
 762 Lancaster Avenue  
 Bryn Mawr, PA 19010  
 Consulting Engineer HDR, Inc.  
 3025 Chemical Road  
 Suite 110  
 Plymouth Meeting, PA 19462  
 Application Received November 1, 2024

Description Installing IX treatment system to remove PFAS compound from the Drinking Water.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

### UNDER ACT 2, 1995 PREAMBLE 1

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

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

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

For further information concerning plans or reports, please contact the Regional Office Program Manager previously listed in the notice.

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

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

*Northwest Region: Environmental Cleanup & Brownfields Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6945.*

*Contact: Ben Weaver, 814-343-3357.*

**Brackman Chevrolet**, Primary Facility ID # **879466**, 508 East Mahoning Street, Punxsutawney, PA 15767, Punxsutawney Borough, **Jefferson County**. McKee Environmental, Inc., 86 Quartz Drive, Bellefonte, PA 16823, on behalf of Brackman Chevrolet, 508 East Mahoning Street, Punxsutawney, PA 15767, submitted a Notice of Intent to Remediate. The site is located adjacent to a UniMart that incurred a fuel release. Reports from the site remediation show the plume migration toward Brackman Chevrolet. The Notice of Intent to Remediate was published in *The Punxsutawney Spirit* on October 17, 2024. Application received: November 4, 2024.

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

*Contact: C. David Brown, Professional Geologist Manager, 484-250-5792.*

**Stahl Residence**, Primary Facility ID # **782082**, 60 Upland Road, Levittown, PA 19056, Middletown Township, **Bucks County**. Richard Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073, on behalf of Andrea Stewart, State Farm Insurance, P.O. Box 106169, Atlanta, GA 30348, submitted a Notice of Intent to Remediate. Soil and groundwater have been found to be contaminated with No. 2 fuel oil. The future use of the property is residential. The proposed cleanup standards are the Background and Statewide health standards. The Notice of Intent to Remediate was published in *The Bucks County Courier Times* on November 15, 2018. Application received: October 22, 2024.

#### **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.*

**101625. Environment Awareness Corp., Inc.**, 244 East Broad Street, Tamaqua, PA 18252, Walker Township, **Schuylkill County**. An application for permit renewal for the continued operation of the Tamaqua Transfer & Recycling municipal waste transfer station located at 20 Sewer Plant Road, Tamaqua, PA 18252. Application received: October 23, 2024. Deemed administratively complete: November 4, 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.

**101615. Commonwealth Environmental Systems, L.P.**, 99 Commonwealth Road, Hegins, PA 17938, Reilly Township, Foster Township, Frailey Township, **Schuylkill County**. An application for major permit modification for expansion of the existing Commonwealth Environmental Systems Landfill. The expansion consists of an approximately 16-acres northern disposal expansion area and an approximately 98-acres southwest disposal expansion area. The expansion will also “piggy-back” onto the existing landfill and, if approved, would increase the peak elevation of the landfill by 170 feet. The application was originally submitted to the Department on August 22, 2024 and was subject to the Local Municipality Involvement Process (LMIP) and an Alternative Timeline. The LMIP meeting took place on October 24, 2024 and an alternative timeline of 415 days was negotiated for review of the application. Application received: August 22, 2024. Deemed administratively complete: November 5, 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.

#### **HAZARDOUS WASTE TRANSPORTER LICENSE**

**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 Hazardous Waste Regulations to Transport Hazardous Waste.**

##### *New Applications Received*

*Central Office: Waste Management Program, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101, 717-787-7561.*

*Contact: Jonathan Adams.*

**GFL Environmental Services USA, Inc.**, 18927 Hickory Creek Drive, Mokena, IL 60448. **License No. PA-AH 0958.** Accepted: August 20, 2024.

**Opal Corp.**, 300 S. 4th Avenue, Clarion, PA 16214. **License No. PA-AH 0959.** Accepted: August 29, 2024.

##### *Renewal Applications Received*

*Central Office: Waste Management Program, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101, 717-787-7561.*

*Contact: Jonathan Adams.*

**Environmental Transport Group, Inc.**, P.O. Box 296, Flanders, NJ 07836. **License No. PA-AH 0104.** Accepted: October 23, 2024.

**Dart Trucking Company, Inc.**, P.O. Box 157, North Lima, OH 44452. **License No. PA-AH 0219.** Accepted: October 30, 2024.

**Munoz Trucking Corp.**, 40 Porete Avenue, North Arlington, NJ 07031. **License No. PA-AH 0850.** Accepted: October 30, 2024.

**Hot Shot Express, Inc.**, 200 Airside Drive, Moon Township, PA 15108. **License No. PA-AH 0933.** Accepted: October 23, 2024.

**Harold Marcus Limited**, 15124 Longwoods Road, Bothwell, ON N0P 1C0. **License No. PA-AH 0207.** Accepted: September 23, 2024.

**Transport Rollex Ltee**, 910 Lionel-Boulet Blvd, Varennes, QC J3X 1P7. **License No. PA-AH 0544**. Accepted: October 10, 2024.

**Heritage-Crystal Clean, LLC**, 2000 Center Drive, Hoffman Estates, IL 60192. **License No. PA-AH 0672**. Accepted: September 23, 2024.

**US Environmental, Inc.**, 409 Boot Road, Downingtown, PA 19335. **License No. PA-AH 0675**. Accepted: September 30, 2024.

**Altom Transport, Inc.**, 1646 Summer Street, Hammond, IN 46320. **License No. PA-AH 0693**. Accepted: October 16, 2024.

**Bed Rock, Inc., d/b/a TSMTCO**, 8141 East 7th Street, Joplin, MO 64801. **License No. PA-AH 0697**. Accepted: September 26, 2024.

**Vickery Transportation, Inc.**, 3956 State Route 412, Vickery, OH 43464. **License No. PA-AH 0698**. Accepted: September 16, 2024.

**Terra First, LLC**, P.O. Box 1617, Vernon, AL 35592. **License No. PA-AH 0803**. Accepted: October 9, 2024.

**2347854 Ontario, Inc.**, 1818 Burlington Street E, Hamilton, ON L8H 3L4. **License No. PA-AH 0817**. Accepted: September 23, 2024.

**Basin Transportation LLC**, 130 Express Lane, McAlester, OK 74501. **License No. PA-AH 0848**. Accepted: September 23, 2024.

**RSB Logistics, Inc.**, 219 Cardinal Crescent, Saskatoon, SK S7L 7K8. **License No. PA-AH 0854**. Accepted: September 23, 2024.

#### REGULATED MEDICAL AND CHEMOTHERAPEUTIC WASTE TRANSPORTER LICENSE

**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 Act 93 of June 28, 1988 (P.L. 525, No. 93) and Regulations to Transport Regulated Medical and Chemotherapeutic Waste License.**

##### *New Applications Received*

*Central Office: Waste Management Program, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101, 717-787-7561.*

*Contact: Jonathan Adams.*

**Keystone Med Waste Solutions, LLC**, 613D Liberty Street, Martinsville, VA 24112. **License No. PA-HC 0294**. Accepted: August 27, 2024.

##### *Renewal Applications Received*

*Central Office: Waste Management Program, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101, 717-787-7561.*

*Contact: Jonathan Adams.*

**The Pennsylvania State University**, 336 Steam Drive, University Park, PA 16802. **License No. PA-HC 0153**. Accepted: September 30, 2024.

**Med-Flex, Inc.**, P.O. Box 357, Hainesport, NJ 08036. **License No. PA-HC 0207**. Accepted: October 3, 2024.

#### AIR QUALITY

#### PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

The Department of Environmental Protection (DEP) has developed an integrated plan approval, State Operat-

ing 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 Chief, 814-332-6328.

**37-00382A: New Castle Bulk Plant—Reed Oil Company**, 511 Montgomery Avenue, New Castle, PA 16102, City of New Castle, **Lawrence County**. Application received: August 12, 2024.

On August 12, 2024, the Department received a Plan Approval application from Reed Oil Company for the operation of their New Castle Plant bulk petroleum facility located in the City of New Castle, Lawrence County.

**43-00310I: NLMK Pennsylvania LLC**, 15 Roemer Boulevard, Farrell, PA 16121-2299, City of Farrell, **Mercer County**. Application received: October 3, 2024.

The Department has received a plan approval application from NLMK Pennsylvania LLC for the revision of emission limits for the Walking Beam Furnace set in Plan Approval 43-00310H.

**24-00167E: Speer Carbon Company, LLC**, 806 Theresia St, St. Marys, PA 15857, St. Marys Borough, **Elk County**. Application received: October 24, 2024.

The Department has received a Plan Approval application from Speer Carbon Company, LLC for the installation of a car bottom furnace and associated thermal oxidizer.

PLAN APPROVALS

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

*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.

**25-00995E: Essentra Components**, 2614 McClelland Ave., Erie, PA 16510, City of Erie, **Erie County**. Application received: June 18, 2024.

Intent to Issue Plan Approval:

The Department of Environmental Protection intends to issue a Plan Approval to Essentra Components for the installation of a new plastisol dip mold line and its associated preheat and cure ovens, along with the modification of VOC/HAP limits associated with its new and existing sources. Their facility, located in City of Erie, Erie County, is a Natural Minor facility and a manufacturer of plastic injection molded components under State Only Permit # 25-00995. Public notice is required for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44.

The following sources are incorporated into this Plan Approval:

- *Existing Source 101*—Plastisol Dip Mold Line # 1 (42.130 lbs/hr)
- *Existing Source 103*—Plastisol Dip Mold Line # 3 (42.130 lbs/hr)
- *Existing Source 106*—Plastisol Dip Mold Line # 4 (54.790 lbs/hr)
- *New Source 107*—New Plastisol Dip Mold Line # 5 (100.000 lbs/hr)

In addition to new Source 107, Essentra is requesting a site-wide increase in total VOC/HAP emission limits and maximum throughput, for all plastisol lines combined.

To show continuous compliance with the VOC/HAP emission limits for Sources 101, 103, 106, and 107, the facility will follow existing reporting, recordkeeping and throughput restrictions already found in the SOOP. For new Source 107, the facility will be required to request semi-annual letters from the plastisol manufacturer demonstrating VOC/HAP content below 2% and 0.1%, respectively, and keep records of daily throughput of plastisol in #/day. The Plan Approval will include the new VOC/HAP emission limits for this new source, and conditions for requiring semi-annual VOC/HAP content (%) letters from the manufacturer.

Based on BAT and regulatory criteria, the emission limits for Source 107 and site-wide are:

| <i>Source 107</i> | <i>Site-Wide</i>   |
|-------------------|--|
| 8.7752 tpy VOC    | 27.0540 tpy VOC; per 12-month rolling period<br>6.1725 lb/hr VOC |
| 0.4392 tpy HAP    | 1.3470 tpy HAP; per 12-month rolling period<br>0.3073 lb/hr HAP  |

Potential emissions from the subject source(s) will be as follows:

| <i>Source ID</i> | <i>Source Description</i> | <i>PM<sub>10</sub></i> | <i>PM<sub>2.5</sub></i> | <i>SO<sub>x</sub></i> | <i>NO<sub>x</sub></i> | <i>VOC</i> | <i>CO</i> | <i>HAPs</i> |
|------------------|---------------------------|------------------------|-------------------------|-----------------------|-----------------------|------------|-----------|-------------|
| 101              | Dip Line (D1)             | —                      |                         |                       |                       | 6.1439     |           | 0.3075      |
|                  | Preheat Oven              | 0.0333                 | 0.0333                  | 0.0026                | 0.4380                | 0.0241     | 0.3679    |             |
|                  | Curing Oven               | 0.0333                 | 0.0333                  | 0.0026                | 0.4380                | 0.0241     | 0.3679    |             |

| Source ID | Source Description | PM <sub>10</sub> | PM <sub>2.5</sub> | SO <sub>x</sub> | NO <sub>x</sub> | VOC    | CO     | HAPs   |
|-----------|--------------------|------------------|-------------------|-----------------|-----------------|--------|--------|--------|
| 103       | Dip Line (D3)      |                  |                   |                 |                 | 7.1928 |        | 0.3600 |
|           | Preheat Oven       | 0.0266           | 0.0266            | 0.0021          | 0.3504          | 0.0193 | 0.2943 |        |
|           | Curing Oven        | 0.0266           | 0.0266            | 0.0021          | 0.3504          | 0.0193 | 0.2943 |        |
| 106       | Dip Line (D4)      |                  |                   |                 |                 | 4.7952 |        | 0.2400 |
|           | Preheat Oven       | 0.0250           | 0.0250            | 0.0020          | 0.3285          | 0.0181 | 0.2759 |        |
|           | Curing Oven        | 0.0250           | 0.0250            | 0.0020          | 0.3285          | 0.0181 | 0.2759 |        |
| 107       | Dip Line (D5)      |                  |                   |                 |                 | 8.7752 |        | 0.4392 |
|           | Preheat Oven       | 0.0166           | 0.0166            | 0.0013          | 0.2190          | 0.0120 | 0.1840 |        |
|           | Curing Oven        | 0.0166           | 0.0166            | 0.0013          | 0.2190          | 0.0120 | 0.1840 |        |
| Total     | 0.203              | 0.203            | 0.016             | 2.672           | 27.054          | 2.244  | 1.347  |        |

The Plan Approval will contain testing, recordkeeping, emission restriction, reporting, and work practice requirements designed to keep the facility operating within all applicable air quality requirements.

In accordance with 25 Pa. Code § 127.44(f)(1), all the pertinent documents regarding this application (applications, review memos, and draft approvals) are also available for review from 8:00 a.m. to 4:00 p.m. at the Meadville Regional DEP office (Air Quality). Appointments for scheduling a review must be made by calling the DEP at (814) 332-6940.

In accordance with 25 Pa. Code § 127.44(f)(2), a 30-day comment period, from the date of publication, will exist for the submission of comments. Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to Regional Air Quality Program Manager, Pennsylvania Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335-3494 and must contain the name, address and telephone number of the person submitting the comments, identification of the proposed plan approval [24-00131AB: SGL Carbon, LLC] and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Eric Gustafson, 230 Chestnut St., Meadville, PA 16335; Phone (814) 332-6819.

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

*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.*

**63-00154: MCC International, Inc.**, 110 Centrifugal Court, McDonald, PA 15057, Cecil Township, **Washington County**. Application received: May 1, 2024.

#### Intent to Issue Plan Approval:

PA-63-00154 In accordance with 25 Pa. Code §§ 127.424, 127.425, and 127.521, the Department is providing notice of intent to issue a plan approval for the installation and operation of two (2) dust collectors and one (1) electric induction furnace at MCC International, Inc. located in Cecil Township, Washington County.

The dust collectors are existing units that will be routed to the outdoors. The dust collectors are rated at 98% capture efficiency and 99.9% control efficiency, and are additionally equipped with add-on secondary air filters rated for 95% control of PM<sub>10</sub> and 90% control of PM<sub>2.5</sub>. These units will be fitted with a bag leak detection system and subject to stack testing, and will be limited to an outlet emissions rate of 0.01 gr/dscf PM. The electric induction furnace will be subject to the same requirements as the existing furnaces at that location.

The potential to emit for the facility is of 10.5 tons/year of NO<sub>x</sub>, 8.8 tons/year of CO, 0.9 ton/year of VOC, 0.1 ton/year of SO<sub>x</sub>, 9.9 tons/year of PM<sub>10</sub>, and 0.8 ton/year of total HAPs. The plan approval includes operational, monitoring, testing, recordkeeping, work practice, and reporting requirements for the plant.

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

Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of the plan approval may submit the information to Sheri Guerrieri, New Source Review Chief, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. Each written comment must contain the following:

1. Name, address and telephone number of the person submitting the comments.
2. Identification of the proposed Plan Approval (PA-63-00154).
3. Concise statements regarding the relevancy of the information or objections to issuance of the Plan Approval.

A public hearing may be held, if the Department, in its discretion, decides that such a hearing is warranted

based on the information received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Sheri Guerrieri, Environmental Engineer Manager, Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222 or by email to shguerrieri@pa.gov. All comments must be received prior to the close of business 30 days after the date of this publication.

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

**CORRECTION—previously published on November 2, 2024.**

**63-01001: ETC Northeast Pipeline, LLC**, 76 Rover Lane, Bulger, PA 15019, Smith Township, **Washington County**. Application received: June 9, 2023. In accordance with 25 Pa. Code §§ 127.424 and 127.425, and the Department is providing notice of intent to issue an initial natural minor State-Only Operating Permit for the continued operation of the Revolution Cryogenic Plant located in Smith Township, Washington County. The facility has previously been permitted under a GP-5 and a GP-1. This is a republication to correct a typographical error in the location of the facility of a previous notice published on November 2, 2024. The Revolution Cryogenic Plant is a natural gas processing plant. Air contamination sources and air cleaning devices at this facility include the following: three (3) 40.92 MMBtu/hr HMO heaters, one (1) 200 MMscfd amine sweetening unit controlled by a 5.54 MMBtu/hr thermal oxidizer, two (2) 90,000-gallon 12-lb pressurized condensate tanks, two (2) 21,000-gallon 2-lb RVP condensate tanks, various miscellaneous storage tanks, truck loadout controlled by a 1.0 MMBtu/hr combustor, one (1) 6.22 MMBtu/hr NGL dehydration regenerator heater, one (1) 8.5 MMBtu/hr regenerator gas heater, fifteen (15) catalytic heaters, two (2) air-actuated pneumatic devices, venting/blowdowns, fugitive emission sources (such as valves, flanges, connectors, etc.), rod packing controlled by an 11.3 MMBtu/hr combustor, pigging operations (one launcher and one receiver), and a 906 MMBtu/hr maintenance, startup, and shutdown (MSS) flare. The Revolution Cryogenic Plant has potential emissions of 30.6 TPY NO<sub>x</sub>, 35.3 TPY CO, 29.0 TPY VOC, 8.1 TPY PM<sub>10</sub>, 8.1 TPY PM<sub>2.5</sub>, < 1 TPY SO<sub>x</sub>, 2.4 TPY hexane, 2.6 TPY total HAP, and 81,000 TPY CO<sub>2e</sub>. The permit includes emission limitations and operational, monitoring, testing, recordkeeping, work practice, 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 State-Only 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 (63-01001) 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 deter-

mines 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.

**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.**

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

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

**46-00020, Superior Tube Co.**, 3900 Germantown Pike, Collegeville, PA 19426, Upper Providence Township, **Montgomery County**. Application received: May 31, 2024. This action is for renewal of a Title V Operating Permit for the manufacture of various tubing, bands and coils of steel which are lengthened (pulling and drawing) and then shaped per their customers' requests. During this renewal: Source ID 170 and one (1) of two (2) furnaces in Source ID 133 have been removed from the permit, also citations have been updated in accordance with RACT III. The primary pollutants of concern are Volatile Organic Compounds (VOC) and Nitrogen oxides (NO<sub>x</sub>). The potential VOC and NO<sub>x</sub> emissions for the facility are: 96.2 tpy and 79.2 tpy respectively. This proposed renewal of the Title V Operating Permit does not authorize any increase in air emissions of regulated pollutants previously listed approved levels. The permit includes 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 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 Operating Permit(s) Under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter F.**

*Northcentral Region: Air Quality Program, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636.*

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

**08-00008, Guthrie Robert Packer Hospital**, 1 Guthrie Square, Sayre, PA 18840, Sayre Borough,

**Bradford County.** Application received: August 30, 2024. The Department plan to issue the renewal of their State Only Natural Minor Operating Permit authorization 08-00008, to permit the continued operation of the existing source operations to heat the facility and generate emergency electricity. The previously listed Hospital Facility is located in Sayre Borough, Bradford County. The facility's sources are comprised of Source IDs 031 and 032 Keeler Boilers, the Source ID 034 natural gas-fired combustion units, the Source ID 045 waste heat recovery boiler, Source ID P101 emergency diesel generators, and Source ID P135 combined heat and power generator. The Department of Environmental Protection's (Department) review of the renewal application information submitted by the company indicates that the air contamination sources in operation will comply with all regulatory requirements pertaining to them and the emission of air contaminants including the Best Available Technology requirements of 25 Pa. Code §§ 127.1 and 127.12, the work practices established pursuant to 25 Pa. Code § 127.444 and other applicable regulatory requirements including 40 CFR Part 63 Subpart ZZZZ, Subpart JJJJJJ, and 40 CFR Part 60 Subpart JJJJ. Based on this finding, the Department intends to issue the renewal of NMOP 08-00008 and incorporate the minor changes that were submitted within the renewal State Only Natural Minor permit application. Moreover, the previously listed facility's type and quantity of pollutants that are estimated to be emitted are following: 82.33 tons/year (tpy) NO<sub>x</sub>; 31.04 tpy of CO; 2.00 tpy of VOC; 18.41 tpy of PM<sub>10</sub>; 8.43 tpy of SO<sub>x</sub>; and 0.63 tpy of Haps. Additionally, the renewal authorization's applicable requirements were derived from 25 Pa. Code Article III, Chapters 121 and 145, relating to Air Resources. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-3636.

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

*Contact: Norman Frederick, Facility Permitting Chief, 570-826-2409.*

**40-00126, Hazleton Hiller LLC,** 100 Hazle Brook Road, Hazle Township, PA 18201-8257, Hazle Township, **Luzerne County.** Application received: October 18, 2024. The Department intends to issue a renewal State-Only Operating Permit (natural minor) for the Hazle Township facility. Sources at this facility include their vibrating bed dryer, belt conveyors, crusher, bucket elevators, shaker screen, auger conveyor, and silos. Sources for this facility also include a dual cyclone, baghouse for dryer, and a fugitive dust collector as control devices. The proposed Operating Permit contains all applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

**48-00119, Ultra-Poly Corporation,** 102 Demi Road, Portland, PA 18351-8700, Portland Borough, **Northampton County.** Application received: October 9, 2024. The Department intends to issue an initial State-Only Operating Permit (natural minor) for the Portland Borough facility. Sources at this facility includes their extruders and aero-cleaning process. This also includes two dust collectors as control devices. The proposed Operating Permit contains all applicable requirements for emission

limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

**40-00156, Fabri-Kal LLC,** 955 Oak Hill Rd, Mountain Top, PA 18202, Wright Township, **Luzerne County.** Application received: October 25, 2024. The Department intends to issue an initial State-Only Operating Permit (natural minor) for the Wright Township facility. Sources at this facility includes their dry offset lithographic printing presses. The proposed Operating Permit contains all applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

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

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

**43-00396, Crosstex International, Inc.,** 534 Vine St, Sharon, PA 16146, City of Sharon, **Mercer County.** Application received: June 7, 2023. The Department intends to issue a new State Only Operating Permit for Crosstex International, Inc., which manufactures health-care and dental instruments. The primary sources at the facility include a 6-color press, an 8-color press, laminator adhesive operations, and saliva ejector machinery. The facility is a Natural Minor. Potential emissions are as follows: 15.7 tpy VOC, 1.38 tpy NO<sub>x</sub>, 1.16 tpy CO, 0.01 tpy SO<sub>x</sub>, 0.03 tpy filter PM, 0.1 tpy filterable & condensable PM<sub>10</sub>, 0.1 tpy filterable & condensable PM<sub>2.5</sub>, and 0.03 tpy HAPs. The conditions and requirements from previous plan approvals are incorporated into the Operating Permit. The permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

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

*Contact: Thomas Bianca, PE, West Permit Section Chief, 717-705-4863.*

**01-03030, Cargill, Inc.,** 1892 York Road, Gettysburg, PA 17325, Straban Township, **Adams County.** Application received: August 8, 2024, or the operation of an animal feed processing mill and manufacturing facility. This is for renewal of the existing State-Only permit. Potential air emissions from the facility are estimated at 9.80 tpy NO<sub>x</sub>, 3.92 tpy CO, 36.9 PM<sub>10</sub>, 0.44 tpy VOC, 1.90 tpy SO<sub>x</sub>, and 0.01 tpy HAPs. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items the conditions include provisions from 40 CFR Part 63 Subpart DDDDDDD National Emission Standards for Hazardous Air Pollutants for Area Sources: Prepared Feeds Manufacturing and 25 Pa. Code § 123.13.

**67-03170, Countryside Cremation,** 205 N Main Street, Spring Grove, PA 17362, Spring Grove Borough, **York County.** Application received: October 16, 2024. For the operation of a human crematory. This is for renewal of the existing State-Only permit. Potential air emissions from the facility are estimated at 1.94 tpy NO<sub>x</sub>, 1.62 tpy CO, 1.59 PM<sub>10</sub>, 0.14 tpy VOC, 0.72 tpy SO<sub>x</sub>, and 0.02 tpy HAPs. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the

facility complies with the applicable air quality regulations. Among other items the conditions include provisions from 25 Pa. Code § 123.21.

**67-03143, The ESAB Group, Inc.**, 1500 Karen Lane, Hanover, PA 17331, Penn Township, **York County**. Application received: August 21, 2024. For the operation of its welding and cutting products facility. This is for renewal of the existing State-Only permit. 2023 emissions from the facility were reported as 1.09 tpy PM<sub>10</sub>, 1.88 tpy CO, 4.42 tpy NO<sub>x</sub>, 17.68 tpy VOC, and < 1 tpy of SO<sub>x</sub> and HAPs. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 40 CFR Part 60, Subpart JJJJ (Standards of Performance for Stationary Spark Ignition Internal Combustion Engines) and 40 CFR Part 63, Subpart ZZZZ (National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines).

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

**36-03002, High Concrete Group, LLC**, 125 Denver Road, Denver, PA 17514, East Cocalico Township, **Lancaster County**. Application received: September 12, 2024. For the manufacturing of architectural precast concrete and structural precast systems. The facility's potential emissions are 13.06 tpy of VOC, 2.10 tpy of PM, 7.10 tpy of Styrene (HAP), 3.82 tpy of Hydrochloric Acid (HAP), and 10.92 tpy of Combined HAPs. The Operating Permit 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 63, Subpart ZZZZ—National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines.

*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.*

**15-00059, Paulsonbilt Ltd**, 1000 W 11th Ave, Coatesville, PA 19320, Valley Township, **Chester County**. Application received: October 1, 2024. This action is for the renewal of a non-Title V, Natural Minor Operating Permit for the fabrication of commercial dumpsters and similar refuse containers. The primary source of air emissions from the facility is a spray booth where various paints and coatings are applied. The spray booth is subject to the requirements of 25 Pa. Code § 129.52. There have been no changes to these regulations and all applicable requirements have been incorporated into the Operating Permit. The facility also operates various insignificant sources and activities, which include a 1.0 MMBtu/hr natural gas heater, portable kerosene heaters, operations for shearing, bending, and cutting of sheet metal, and welding of sheet metal. Potential emissions from the facility are less than the following emission rates: 11.0 tons per year VOC, 2.0 tons per year HAP, 2.0 tons per year PM, and 1.0 ton per year NO<sub>x</sub>, SO<sub>x</sub>, and CO. The permit shall continue to include 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 listed in the previously listed header. Comments on the draft permit can be submitted through the Air Quality resource account at RA-EPSEORAQPUBCOM@pa.gov.

**09-00082, Quakertown Vet Clinic PC**, 2250 N Old Bethlehem Pike, Quakertown, PA 18951-3948, Milford Township, **Bucks County**. Application received: October 3, 2023. This action is for the renewal of the existing State-Only, natural minor Operating Permit for a full-service clinic offering small and large animal veterinary medicine that operates one (1) natural gas-fired or liquid propane-fired animal crematory. The Operating Permit includes monitoring, recordkeeping and work practice requirements designed to ensure this facility complies with all applicable air quality regulations. The potential emissions from the facility are 0.88 tpy Carbon Monoxide, 1.06 tpy Nitrogen Oxides, 0.81 tpy Particulate Matter, 0.36 tpy Sulfur Oxides and 0.075 tpy Volatile Organic Compounds. 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-EPSEORAQPUBCOM@pa.gov.

## COAL & NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.31); the Noncoal Surface Mining Conservation and Reclamation Act (52 P.S. §§ 3301—3326); the Clean Streams Law (35 P.S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P.S. §§ 30.51—30.66); the Bituminous Mine Subsidence and Land Conservation Act (52 P.S. §§ 1406.1—1406.21).

Mining activity permits issued in response to such applications are also subject to applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P.S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003).

The following permit applications to conduct mining activities have been received by the Department of Environmental Protection (DEP). A copy of the application is available for inspection at the District Mining Office previously indicated in each application. Requests for 401 Water Quality Certifications are included in individual application only if noted.

Written comments or objections, or requests for an informal conference, or a public hearing, as applicable, on a mining permit application may be submitted by any person or any officer or head of any Federal, State or Local Government Agency or Authority to DEP at the address of the District Mining Office previously indicated in each application within 30-days of this publication, or within 30-days after the last publication of the applicant's newspaper advertisement, as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34 (relating to public notices of filing of permit applications, opportunity for comment, and informal conferences). Such comments or objections should contain the name, address and phone number of persons submitting comments or objections; application number; and a statement of sufficient detail to inform DEP on the basis of comment or objection and relevant facts upon which it is based.

In addition, requests for an informal conference, or a public hearing, as applicable, on a mining permit applica-

tion, 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<br>Average | Daily<br>Maximum | Instantaneous<br>Maximum |
|-------------------|-------------------|------------------|--------------------------|
| Iron (total)      | 1.5 to 3.0 mg/l   | 3.0 to 6.0 mg/l  | 3.5 to 7.0 mg/l          |
| Manganese (total) | 1.0 to 2.0 mg/l   | 2.0 to 4.0 mg/l  | 2.5 to 5.0 mg/l          |
| Suspended solids  | 10 to 35 mg/l     | 20 to 70 mg/l    | 25 to 90 mg/l            |
| Aluminum (Total)  | 0.75 to 2.0 mg/l  | 1.5 to 4.0 mg/l  | 2.0 to 5.0 mg/l          |

pH must always be greater than 6.0; less than 9.0.  
Alkalinity must always be greater than acidity.

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

*Contact: Bonnie Herbert, Clerical Assistant 3.*

**Mining Permit No. 30120701. NPDES No. PA0236179. Iron Cumberland, LLC,** 200 Evergreene Drive, Waynesburg, PA 15370, Whiteley Township, **Greene County.** To revise the permit and related NPDES permit for the construction of a water pipeline. Application received: August 30, 2024. Accepted: October 23, 2024.

**Mining Permit No. 30120701. NPDES No. PA0236179. Iron Cumberland, LLC,** 200 Evergreene Drive, Waynesburg, PA 15370, Whiteley Township, **Greene County.** To renew the permit and related NPDES permit. Application received: September 10, 2024. Accepted: October 21, 2024.

**Mining Permit No. 30841317. NPDES No. PA0213527. Consol Pennsylvania Coal Company LLC,** 275 Technology Drive, Suite 101, Canonsburg, PA 15317, Richhill and Morris Townships, **Greene and Washington Counties.** To revise the permit and related NPDES permit for the installation of four degas boreholes affecting 17.7 proposed surface acres. Application received: October 21, 2024. Accepted: October 31, 2024.

*Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931-4119, 814-472-1800.*

*Contact: RA-EPCAMBRIADMO@pa.gov.*

**Mining Permit No. 56050105. Svonavec, Inc.,** 1576 Stoystown Road, P.O. Box 260, Friedens, PA 15541, Milford Township, **Somerset County.** Revision to change the land use from cropland to industrial/commercial on approximately 2.0 acres on a bituminous surface mine affecting 273.6 acres. Receiving streams: unnamed tributaries to/and Middle Creek and UT to/and South Glade Creek, classified for the following uses: TSF & WWF. Application received: November 5, 2024.

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

*Contact: Tracy Norbert, Clerical Assistant 3.*

**Mining Permit No. 03130101. NPDES No. PA0252409. Amerikohl Mining, Inc.,** 202 Sunset Drive, Butler, PA 16001, Madison Township, **Armstrong County.** Renewal application for reclamation only of an existing bituminous surface mine, affecting 136 acres. Receiving streams: Unnamed tributaries to Mahoning Creek, classified for the following use: CWF. Application received: October 18, 2024.

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

*Contact: RA-EPPottsvilleDMO@pa.gov.*

**Mining Permit No. 49080105. Keystone Anthracite Co., Inc.,** 259 N. Second Street, Girardville, PA 17935, West Cameron and Zerbe Townships, **Northumberland County.** Renew an anthracite surface mine, coal refuse disposal and coal preparation plant operation affecting 960.3 acres. Receiving stream: UNT to Zerbe Run, classified for the following uses: CWF, MF. Application received: October 25, 2024.

**Mining Permit No. 54713002. NPDES Permit No. PA0123293. Reading Anthracite Company,** P.O. Box 1200, Pottsville, PA 17901, New Castle Township, **Schuylkill County.** Correction to an NPDES Permit to increase the discharge rate from 5.6 MGD to 18.42 MGD on an anthracite surface mine operation affecting 218.0 acres. Receiving stream: East Branch Norwegian Creek, classified for the following use: CWF. Application received: October 29, 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.

*Table 2*

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

*Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931-4119, 814-472-1800.*

*Contact: RA-EPCAMBRIADMO@pa.gov.*

**Mining Permit No. 31140301. NPDES No. PA0279340. U. S. Silica Company**, 12942 Oriskany Road, Mapleton Depot, PA 17502, Brady Township, **Huntingdon County**. Renewal of NPDES permit affecting 55.9 acres. Receiving stream: unnamed tributaries to Mill Creek classified for the following uses: TSF & MF. Application received: November 5, 2024.

*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. 37970302. Allegheny Mineral Corporation**, P.O. Box 1022, Kittanning, PA 16201, Slippery Rock Township, **Lawrence County**. Application for a change of Post-Mining Land Use from cropland and forestland to pastureland/land occasionally cut for hay and two land use changes from pastureland or land occasionally cut for hay, cropland and forestland to a post mining land use of an unmanaged natural habitat on an existing large noncoal mining permit, affecting 270.0 acres. Receiving stream(s): Unnamed Tributaries to Slippery Rock Creek classified for the following use(s): CWF. Application received: November 7, 2024.

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

*Contact: Ashley Foster, Clerical Assistant 3, 814-342-8215.*

**Mining Permit No. 53080803. Richard A. Davis**, 1361 Mina Rd., Coudersport, PA 16915, Roulette Township, **Potter County**. Final bond release for a Small Noncoal surface mining operation. Restoration of 5.0 acres was completed. Application received: September 19, 2024. Accepted: September 30, 2024. Approved: October 31, 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. PA0214981. Mining Permit No. 11860701. Fuel Recovery, Inc.,** 1501 Ligonier Street, Latrobe, PA 15650, Portage Township, **Cambria County**. Application received: May 1, 2024. Accepted: June 4, 2024.

A renewal to the NPDES permit and mining activity permit, affecting 87.0 surface acres. Receiving stream(s): Unnamed Tributary to Spring Run, classified for the following use: CWF. Kiskiminetas-Conemaugh River Watershed TMDL.

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

The proposed effluent limits for Outfall 001 discharging to Unnamed Tributary to Spring Run:

The following effluent limitations and monitoring requirements apply to the subject outfall from *PERMIT EFFECTIVE DATE to PERMIT EXPIRATION DATE*:

| <i>Parameter</i>                       |          | <i>Annual Loading</i>                 | <i>Minimum</i> | <i>30-Day Average</i> | <i>Daily Maximum</i> | <i>Instant. Maximum Report</i> |
|--|----------|---------------------------------------|----------------|-----------------------|----------------------|--------------------------------|
| <i>Flow</i>                            | (mgd)    | -                                     | -              | -                     | -                    | -                              |
| Iron                                   | (mg/l)   | 0.605<br>lbs/day<br>Annual<br>Average | -              | 1.5                   | 3.0                  | 3.8                            |
| Suspended Solids                       | (mg/l)   | -                                     | -              | 35                    | 70                   | 90                             |
| Manganese                              | (mg/l)   | 0.405<br>lbs/day<br>Annual<br>Average | -              | 1.0                   | 2.0                  | 2.5                            |
| Aluminum                               | (mg/l)   | 0.304<br>lbs/day<br>Annual<br>Average | -              | 0.75                  | 0.75                 | 0.75                           |
| Sulfate                                | (mg/l)   | -                                     | -              | -                     | -                    | Report                         |
| Total Dissolved Solids                 | (mg/l)   | -                                     | -              | -                     | -                    | Report                         |
| pH                                     | (mg/l)   | -                                     | 6.0            | -                     | -                    | 9.0                            |
| Alkalinity, Total as CaCO <sub>3</sub> | (mg/l)   | -                                     | -              | -                     | -                    | Report                         |
| Acidity, Total as CaCO <sub>3</sub>    | (mg/l)   | -                                     | -              | -                     | -                    | Report                         |
| Alkalinity, Net                        | (mg/l)   | -                                     | 0.0            | -                     | -                    | Report                         |
| Osmotic Pressure                       | (mOs/kg) | -                                     | -              | 50                    | 50                   | 50                             |

The proposed effluent limits for Outfall 002 discharging to Unnamed Tributary to Spring Run:

The following effluent limitations and monitoring requirements apply to the subject outfall from *PERMIT EFFECTIVE DATE to PERMIT EXPIRATION DATE*:

| <i>Parameter</i>                       |        | <i>Annual Loading</i>                 | <i>Minimum</i> | <i>30-Day Average</i> | <i>Daily Maximum</i> | <i>Instant. Maximum Report</i> |
|--|--------|---------------------------------------|----------------|-----------------------|----------------------|--------------------------------|
| <i>Flow</i>                            | (mgd)  | -                                     | -              | -                     | -                    | Report                         |
| Iron                                   | (mg/l) | 0.605<br>lbs/day<br>Annual<br>Average | -              | 1.5                   | 3.0                  | 3.8                            |
| Suspended Solids                       | (mg/l) | -                                     | -              | 35                    | 70                   | 90                             |
| Manganese                              | (mg/l) | 0.405<br>lbs/day<br>Annual<br>Average | -              | 1.0                   | 2.0                  | 2.5                            |
| Aluminum                               | (mg/l) | 0.304<br>lbs/day<br>Annual<br>Average | -              | 0.75                  | 0.75                 | 0.75                           |
| Sulfate                                | (mg/l) | -                                     | -              | -                     | -                    | Report                         |
| Total Dissolved Solids                 | (mg/l) | -                                     | -              | -                     | -                    | Report                         |
| pH                                     | (mg/l) | -                                     | 6.0            | -                     | -                    | 9.0                            |
| Alkalinity, Total as CaCO <sub>3</sub> | (mg/l) | -                                     | -              | -                     | -                    | Report                         |
| Acidity, Total as CaCO <sub>3</sub>    | (mg/l) | -                                     | -              | -                     | -                    | Report                         |



| Parameter        |          | Annual Loading | Minimum | 30-Day Average | Daily Maximum | Instant. Maximum |
|------------------|----------|----------------|---------|----------------|---------------|------------------|
| Alkalinity, Net  | (mg/l)   | -              | 0.0     | -              | -             | Report           |
| Osmotic Pressure | (mOs/kg) | -              | -       | 50             | 50            | 50               |

The EPA Waiver is not in effect.

Noncoal NPDES Draft Permits

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

Contact: RA-EPPottsvilleDMO@pa.gov.

**NPDES Permit No. PA0595080. Mining Permit No. 6277SM1. Compass Quarries, Inc., d/b/a Allan Myers Materials**, 638 Lancaster Avenue, Malvern, PA 19355, Paradise Township, **Lancaster County**. Application received: March 26, 2024.

Revision of the NPDES permit affecting 174.8 acres. Receiving stream: Londonland Run and Eshelman Run, classified for the following uses: CWF, MF in the Pequea Creek TMDL.

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

The following treated wastewater outfalls discharge to Londonland Run and Eshelman Run:

| Outfall Number          | New or Existing | Type                       | Discharge Rate          |
|-------------------------|-----------------|----------------------------|-------------------------|
| 001 (to Londonland Run) | Existing        | Treatment Facility Outfall | 1.45 MGD                |
| 002 (to Eshelman Run)   | Existing        | Stormwater Outfall         | Precipitation Dependent |

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

The following limits apply to discharges from the following Treatment Facility:

Outfall: 001

| Parameter (unit)                                | Minimum | 30-Day Average | Daily Maximum      | Instant Maximum |
|---|---------|----------------|--------------------|-----------------|
| pH <sup>1</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) 001                             |         | 1.45           | 1.45               |                 |
| Oil and Grease (mg/L)                           |         |                | Monitor And Report |                 |

The following limits apply to dry weather discharges from the following stormwater outfall: 002

| Parameter (unit)                                | Minimum | 30-Day Average | Daily Maximum      | Instant Maximum |
|---|---------|----------------|--------------------|-----------------|
| pH <sup>1</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            |
| Oil and Grease (mg/L)                           |         |                | Monitor And Report |                 |

The following alternate discharge limitations apply to discharges from the following stormwater outfall (002) resulting from precipitation events less than or equal to the 10-year/24-hour precipitation event:

| Parameter (unit)                                | Minimum | 30-Day Average | Daily Maximum      | Instant Maximum |
|---|---------|----------------|--------------------|-----------------|
| pH <sup>1</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 Settleable Solids (ml/L)                  |         |                |                    | 0.5             |

<sup>1</sup>This Parameter is applicable at all times.

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

Contact: RA-EPPottsvilleDMO@pa.gov.

**NPDES Permit No. PA0613312. Mining Permit No. 7674SM1. Pennsy Supply, Inc.**, 2400 Thea Drive, Suite 3A, Harrisburg, PA 17110, South Lebanon & Jackson Townships, **Lebanon County**. Application received: November 14, 2022.

Renew an NPDES permit affecting 461 acres. Receiving stream: Tulpehocken Creek, classified for the following uses: CWF, TSF.

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

The following treated wastewater outfalls discharge to Tulpehocken Creek:

| <i>Outfall Number</i> | <i>New or Existing</i> | <i>Type</i>                | <i>Discharge Rate</i> |
|-----------------------|------------------------|----------------------------|-----------------------|
| 001                   | Existing               | Treatment Facility Outfall | 25.0 MGD*             |
| 001                   | Existing               | Treatment Facility Outfall | 25.0 MGD*             |
| 001                   | Existing               | Treatment Facility Outfall | 25.0 MGD*             |

\*Maximum total combined outfall discharge 40.0 MGD.

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

| <i>Parameter (unit)</i>                         | <i>Minimum</i> | <i>30-Day Average</i> | <i>Daily Maximum</i> | <i>Instant Maximum</i> |
|---|----------------|-----------------------|----------------------|------------------------|
| pH <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) 001—003                         |                | 25.0                  | 40.0                 |                        |
| Oil and Grease (mg/L) 001—003                   |                |                       | Monitor And Report   |                        |

<sup>i</sup>This Parameter is applicable at all times.

**NPDES Permit No. PA0224073. Mining Permit No. 64000301. H & K Group, Inc.,** P.O. Box 196, Skippack, PA 19474, Lebanon Township, **Wayne County.** Application received: November 6, 2023.

Renew an NPDES permit affecting 225.0 acres. Receiving stream: UNT to Big Brook to Dyberry Creek, classified for the following uses: EV-CWF, MF.

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

The following treated wastewater outfalls discharge to UNT to Big Brook to Dyberry Creek:

| <i>Outfall Number</i> | <i>New or Existing</i>     | <i>Type</i>                | <i>Discharge Rate</i>   |
|-----------------------|----------------------------|----------------------------|-------------------------|
| HM001                 | Existing (not constructed) | Treatment Facility Outfall | 0.05 MGD (proposed)     |
| HM002                 | Existing (not constructed) | Stormwater Outfall         | Precipitation Dependent |

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

The following limits apply to discharges from the following Treatment Facility outfall: HM001

| <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)                   |                | 10.0                  | 20.0                 | 25.0                   |
| Discharge (MGD)                                 |                | 0.05                  |                      |                        |

The following limits apply to dry weather discharges from the following stormwater outfall HM002

| <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)                   |                | 10.0                  | 20.0                 | 25.0                   |

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

| <i>Parameter (unit)</i>                         | <i>Minimum</i> | <i>30-Day Average</i> | <i>Daily Maximum</i> | <i>Instant Maximum</i> |
|---|----------------|-----------------------|----------------------|------------------------|
| pH <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 Settleable Solids (ml/L)                  |                |                       |                      | 0.5                    |

<sup>i</sup>This Parameter is applicable at all times.

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**ACTIONS**

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**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: 570-826-5472. Email: RA-EPNPDES\_NERO@pa.gov for Chapter 91 & 92a permits; RA-EPWW-NERO@pa.gov for Chapter 102 permits.*

*DEP Southcentral Regional Office (SCRO)—909 Elmerton Avenue, Harrisburg, PA 17110. File Review Coordinator: 717-705-4732. Email: RA-EPNPDES\_SCRO@pa.gov for Chapter 91 & 92a permits; RA-EPWW-SCRO@pa.gov for Chapter 102 permits.*

*DEP Northcentral Regional Office (NCRO)—208 W. Third Street, Suite 101, Williamsport, PA 17701. File Review Coordinator: 570-327-3693. Email: RA-EPNPDES\_NCRO@pa.gov for Chapter 91 & 92a permits; RA-EPWW-NCRO@pa.gov for Chapter 102 permits.*

*DEP Southwest Regional Office (SWRO)—400 Waterfront Drive, Pittsburgh, PA 15222. File Review Coordinator: 412-442-4286. Email: RA-EPNPDES\_SWRO@pa.gov for Chapter 91 & 92a permits; RA-EPWW-SWRO@pa.gov for Chapter 102 permits.*

*DEP Northwest Regional Office (NWRO)—230 Chestnut Street, Meadville, PA 16335. File Review Coordinator: 814-332-6078. Email: RA-EPNPDES\_NWRO@pa.gov for Chapter 91 & 92a permits; RA-EPWW-NWRO@pa.gov for Chapter 102 permits.*

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

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

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law).

The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, 717-787-3483. Appeals must be filed with the Board within 30-days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board’s rules of practice and procedure may be obtained from the Board. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law. For individuals who wish to challenge an action, the appeal must reach the Board within 30-days. A lawyer is not needed to file an appeal with the Board. Individuals who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at 717-787-3483 for more information. The appeal form and the Board’s rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at 717-787-3483. Important legal rights are at stake, however, so individuals should contact a lawyer at once.

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

For actions taken on applications for pipelines that are regulated by the Federal Energy Regulatory Commission (FERC).

Any person aggrieved by this action may challenge it in an appropriate legal forum. The State and Federal courts are currently split on whether the proper forum to challenge a Department permit, authorization or approval for a facility or activity subject to the Federal Natural Gas Act, 15 U.S.C.A. §§ 717 et seq., is the United States Court of Appeals for the Third Circuit or the Pennsylvania Environmental Hearing Board. See *Delaware Riverkeeper Network v. Sec’y, 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> |
|---------------------------|---|---------------------|--|--|-------------------|
| PAD040117                 | Chapter 102 Individual NPDES Permit           | Issued              | PA DOT Engineering<br>District 11 0<br>45 Thoms Run Road<br>Bridgeville, PA 15017-2834                                 | Potter Township<br>Beaver County             | SWRO              |
| PAD130023                 | Chapter 102 Individual NPDES Permit           | Issued              | Blue Ridge Real Estate Co.<br>P.O. Box 707<br>Blakeslee, PA 18610-0707   | Kidder Township<br>Carbon County             | NERO              |
| PAD130048                 | Chapter 102 Individual NPDES Permit           | Issued              | Hazleton City Water Authority<br>Luzerne County<br>400 E Arthur Gardner Parkway<br>Hazleton, PA 18201-7359             | Lausanne Township<br>Carbon County           | NERO              |
| PAD240011                 | Chapter 102 Individual NPDES Permit           | Issued              | RC Realty LLC<br>1067 Trout Run<br>St Marys, PA 15857  | Fox Township<br>Elk County                   | NWRO              |
| PAD280022                 | Chapter 102 Individual NPDES Permit           | Issued              | Mercersburg Borough Municipal<br>Water Authority<br>Franklin County<br>113 S Main Street<br>Mercersburg, PA 17236-1517 | Peters Township<br>Franklin County           | SCRO              |
| PAD330010                 | Chapter 102 Individual NPDES Permit           | Issued              | Brookville Area School District<br>96 Jenks Street<br>Brookville, PA 15825-1074  | Brookville Borough<br>Jefferson County       | NWRO              |
| PAD360032                 | Chapter 102 Individual NPDES Permit           | Issued              | T & D Excav<br>1940 E Mount Hope Road<br>Manheim, PA 17545-8794  | Penn Township<br>Lancaster County            | SCRO              |
| PAD440034                 | Chapter 102 Individual NPDES Permit           | Issued              | Philips Ultrasound<br>1 Echo Drive<br>Reedsville, PA 17084-8603  | Armagh Township<br>Mifflin County            | SCRO              |
| PAD570004                 | Chapter 102 Individual NPDES Permit           | Issued              | Lobaugh Todd<br>538 Bells Road<br>Dushore, PA 19508  | Cherry Township<br>Sullivan County           | NCRO              |
| PAD590017                 | Chapter 102 Individual NPDES Permit           | Issued              | UGI Utilities Inc.<br>1 UGI Drive<br>Denver, PA 17517-9039   | Jackson Township<br>Tioga County             | NCRO              |
| PA0244406                 | Industrial Stormwater Individual NPDES Permit | Issued              | Nyce Crete Co. Inc.<br>711 North County Line Road<br>P.O. Box 64418<br>Souderton, PA 18964                             | Lansdale Borough<br>Montgomery County        | SERO              |
| PAS806111                 | Industrial Stormwater Individual NPDES Permit | Issued              | Old Dominion Freight Line Inc.<br>500 Old Dominion Way<br>Thomasville, NC 27360-8923                                   | North Strabane Township<br>Washington County | SWRO              |
| 1524818                   | Joint DEP/PFBC Pesticides Permit              | Issued              | Bentley Barry<br>281 Grove Road<br>Elverson, PA 19520-9014   | Warwick Township<br>Chester County           | SERO              |
| 4618803                   | Joint DEP/PFBC Pesticides Permit              | Issued              | Abington Township<br>Montgomery County<br>515 Meetinghouse Road<br>Jenkintown, PA 19046-2964                           | Abington Township<br>Montgomery County       | SERO              |
| 4624812                   | Joint DEP/PFBC Pesticides Permit              | Issued              | Fort Washington Properties<br>Owner LLC<br>1420 Spring Hill Road<br>McLean, VA 22102-3006                              | Upper Dublin Township<br>Montgomery County   | SERO              |

## NOTICES

7605

| <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> |
|---------------------------|--|---------------------|--|---|-------------------|
| 4824806                   | Joint DEP/PFBC Pesticides Permit   | Issued              | Rushin Chris<br>2117 Mount Bethel Highway<br>Mount Bethel, PA 18343                          | Upper Mount Bethel Township<br>Northampton County | NERO              |
| 4824807                   | Joint DEP/PFBC Pesticides Permit   | Issued              | Simpson Bob<br>592 Rasleytown Road<br>Pen Argyl, PA 18072-9748                               | Plainfield Township<br>Northampton County         | NERO              |
| 5814801                   | Joint DEP/PFBC Pesticides Permit   | Issued              | Crescent Lake Assoc<br>3132 SR 267<br>Meshoppen, PA 18630                                    | Auburn Township<br>Susquehanna County             | NERO              |
| 2513402                   | Land Application and Reuse of Sewage Individual WQM Permit                     | Issued              | Youngstown YMCA<br>17 N Champion Street<br>Youngstown, OH 44503-1602                         | Springfield Township<br>Erie County               | NWRO              |
| PA0043974                 | Major Sewage Facility<br>>= 5 MGD<br>Individual NPDES Permit                   | Issued              | Valley Forge Sewer Authority<br>333 Pawling Road<br>Phoenixville, PA 19460-2656              | Schuylkill Township<br>Chester County             | SERO              |
| PA0209287                 | Minor Sewage Facility<br>< 0.05 MGD<br>Individual NPDES Permit                 | Issued              | Four Pts RV Resorts of PA LLC<br>P.O. Box 5123<br>Lake Charles, LA 70606-5123                | Richmond Township<br>Tioga County                 | NCRO              |
| PA0221945                 | Minor Sewage Facility<br>< 0.05 MGD<br>Individual NPDES Permit                 | Issued              | Ernst Michael C<br>6761 Mercer Pike<br>Meadville, PA 16335-5667                              | Union Township<br>Crawford County                 | NWRO              |
| PA0036897                 | Minor Sewage Facility<br>>= 0.05 MGD<br>and < 1 MGD<br>Individual NPDES Permit | Issued              | South Coatesville Borough<br>Chester County<br>136 Modena Road<br>Coatesville, PA 19320-4035 | South Coatesville Borough<br>Chester County       | SERO              |
| PA0244295                 | Minor Sewage Facility<br>>= 0.05 MGD<br>and < 1 MGD<br>Individual NPDES Permit | Issued              | Franconia Sewer Authority<br>671 Allentown Road<br>Telford, PA 18969-2205                    | Franconia Township<br>Montgomery County           | SERO              |
| 3624403                   | Minor and Non-NPDES Sewage Treatment Facility Individual WQM Permit            | Issued              | Northwestern Lancaster County Authority<br>97 N Penryn Road<br>Manheim, PA 17545-9326        | Penn Township<br>Lancaster County                 | SCRO              |
| NOEXNC129                 | No Exposure Certification  | Issued              | ABF Freight System Inc.<br>3801 Old Greenwood Road<br>Fort Smith, AR 72903-5937              | DuBois City<br>Clearfield County                  | NCRO              |
| NOEXSE133                 | No Exposure Certification  | Issued              | Pactiv LLC<br>1900 W Field Court<br>Lake Forest, IL 60045-4828                               | Downingtown Borough<br>Chester County             | SERO              |
| NOEXSE244                 | No Exposure Certification  | Issued              | Pactiv LLC<br>1900 W Field Court<br>Lake Forest, IL 60045-4828                               | Downingtown Borough<br>Chester County             | SERO              |
| NOEXSW051                 | No Exposure Certification  | Issued              | Cleveland Price Inc.<br>14000 Route 993<br>Trafford, PA 15085-9550                           | North Huntingdon Township<br>Westmoreland County  | SWRO              |
| PAG033564                 | PAG-03 NPDES General Permit for Industrial Stormwater                          | Issued              | Knouse Foods Cooperative Inc.<br>P.O. Box 807<br>Biglerville, PA 17307-0807                  | Chambersburg Borough<br>Franklin County           | SCRO              |

| <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> |
|---------------------------|--|---------------------|--|---|-------------------|
| PAG033931                 | PAG-03 NPDES<br>General Permit for<br>Industrial<br>Stormwater           | Issued              | HE Rohrer Inc.<br>dba Rohrer Bus Service<br>P.O. Box 100<br>1515 State Road<br>Duncannon, PA 17020-0100                        | Penn Township<br>Perry County               | SCRO              |
| PAG034084                 | PAG-03 NPDES<br>General Permit for<br>Industrial<br>Stormwater           | Issued              | Price Auto Salvage<br>282 S Kinzer Road<br>Paradise, PA 17562-9791   | Paradise Township<br>Lancaster County       | SCRO              |
| PAG034092                 | PAG-03 NPDES<br>General Permit for<br>Industrial<br>Stormwater           | Issued              | LB Foster Co.<br>415 Holiday Drive<br>Pittsburgh, PA 15220-2729  | Bedford Township<br>Bedford County          | SCRO              |
| PAG041388                 | PAG-04 NPDES<br>General Permit for<br>Small Flow<br>Treatment Facilities | Issued              | McCleary Gary<br>1525 Greenville Mercer Road<br>Mercer, PA 16137-1827  | Jefferson Township<br>Mercer County         | NWRO              |
| PAG046490                 | PAG-04 NPDES<br>General Permit for<br>Small Flow<br>Treatment Facilities | Issued              | Chauvenne Tasha<br>1336 State Route 168<br>Georgetown, PA 15043-1043   | Greene Township<br>Beaver County            | SWRO              |
| PAG103590                 | PAG-10 NPDES<br>General Permit for<br>Hydrostatic Test<br>Water          | Issued              | Texas Eastern Trans LP<br>565 Marriott Drive<br>Suite 400<br>Nashville, TN 37214-5033  | North Woodbury<br>Township<br>Blair County  | SCRO              |
| PAG123685                 | PAG-12 NPDES<br>General Permit for<br>CAFOs                              | Issued              | Zartman Farms LLC<br>820 Hilltop Road<br>Ephrata, PA 17522-8401  | Clay Township<br>Lancaster County           | SCRO              |
| PAG123850                 | PAG-12 NPDES<br>General Permit for<br>CAFOs                              | Issued              | Martin A Keith<br>1111 Forest Hill Road<br>Stevens, PA 17578-9680  | Clay Township<br>Lancaster County           | SCRO              |
| PAG123870                 | PAG-12 NPDES<br>General Permit for<br>CAFOs                              | Issued              | Peachey Marlin J<br>328 Coffee Run Road<br>Reedsville, PA 17084-9319   | Brown Township<br>Mifflin County            | SCRO              |
| PAG123908                 | PAG-12 NPDES<br>General Permit for<br>CAFOs                              | Issued              | Martin Leonard R<br>221 Deep Run Road<br>Myerstown, PA 17067-3311  | Bethel Township<br>Berks County             | SCRO              |
| PAG123943                 | PAG-12 NPDES<br>General Permit for<br>CAFOs                              | Issued              | Curtis R Musser<br>330 Bordner Road<br>Richland, PA 17087-9608   | Bethel Township<br>Berks County             | SCRO              |
| 0124403                   | Pump Stations<br>Individual WQM<br>Permit                                | Issued              | Gettysburg Borough Municipal<br>Authority<br>Adams County<br>P.O. Box 3307<br>601 E Middle Street<br>Gettysburg, PA 17325-0307 | Gettysburg Borough<br>Adams County          | SCRO              |
| 0498401                   | Pump Stations<br>Individual WQM<br>Permit                                | Issued              | Big Beaver Borough<br>Beaver County<br>715 15th Street<br>Beaver Falls, PA 15010-4124  | Beaver Falls City<br>Beaver County          | SWRO              |
| 0706404                   | Sewer Extensions<br>Individual WQM<br>Permit                             | Issued              | Bellwood Borough Authority<br>Blair County<br>P.O. Box 96<br>Bellwood, PA 16617-0096   | Bellwood Borough<br>Blair County            | SCRO              |
| PA0245704                 | Single Residence<br>STP Individual<br>NPDES Permit                       | Issued              | Dimascio John and Caroline K<br>27 Sylvan Drive<br>Pottstown, PA 19465-8321  | East Coventry<br>Township<br>Chester County | SERO              |

**NOTICES**

**7607**

| <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> |
|---------------------------|--|---------------------|--|--|-------------------|
| PA0266833                 | Single Residence<br>STP Individual<br>NPDES Permit                     | Issued              | Stamy Mike E and<br>Stamy Rebecca L<br>575 Mountain Road<br>Boiling Springs, PA 17007-9520 | South Middleton<br>Township<br>Cumberland County | SCRO              |
| 1524409                   | Single Residence<br>Sewage Treatment<br>Plant Individual<br>WQM Permit | Issued              | Dimascio John and Caroline K<br>27 Sylvan Drive<br>Pottstown, PA 19465-8321                | East Coventry<br>Township<br>Chester County      | SERO              |

**II. Final Action(s) on PAG-01 and PAG-02 General NPDES Permit NOIs.**

| <i>Permit Number</i> | <i>Permit Type</i>          | <i>Action Taken</i> | <i>Applicant Name &amp; Address</i>   | <i>Municipality, County</i>                    | <i>Office</i>   |
|----------------------|-----------------------------|---------------------|---|--|---|
| PAC400167            | PAG-02<br>General<br>Permit | Issued              | Euro Foods, Inc.<br>Al Augustine<br>2008 State Route 940 Hwy<br>Freeland, PA 18224              | Foster Township<br>Luzerne County              | Luzerne Conservation<br>District<br>325 Smiths Pond Road<br>Shavertown, PA 18708<br>570-674-7991<br>RA-EPWW-NERO@<br>pa.gov                                     |
| PAC540052<br>Renewal | PAG-02<br>General<br>Permit | Issued              | Timothy C. Bosack<br>P.O. Box 198<br>New Ringgold, PA 17960                                     | South Manheim<br>Township<br>Schuylkill County | Schuylkill County<br>Conservation District<br>1206 AG Center Drive<br>Pottsville, PA 17901<br>570-622-3742<br>RA-EPWW-NERO@<br>pa.gov                           |
| PAC480132            | PAG-02<br>General<br>Permit | Issued              | Larry Holmes Drive Associates,<br>LP<br>600 W. Hamilton St.<br>Suite 700<br>Allentown, PA 18101 | City of Easton<br>Northampton County           | Northampton County<br>Conservation District<br>14 Gracedale Ave.<br>Greystone Building<br>Nazareth, PA<br>18064-9211<br>610-829-6276<br>RA-EPWW-NERO@<br>pa.gov |
| PAC480143            | PAG-02<br>General<br>Permit | Issued              | BFP Farmersville, LLC<br>144 North 3rd Street<br>Suite 2<br>Lehighton, PA 18235                 | Bethlehem Township<br>Northampton County       | Northampton County<br>Conservation District<br>14 Gracedale Ave.<br>Greystone Building<br>Nazareth, PA<br>18064-9211<br>610-829-6276<br>RA-EPWW-NERO@<br>pa.gov |
| PAC480170            | PAG-02<br>General<br>Permit | Issued              | Bethlehem Township Municipal<br>Authority<br>4225 Easton Avenue<br>Bethlehem, PA 18020          | Bethlehem Township<br>Northampton County       | Northampton County<br>Conservation District<br>14 Gracedale Ave.<br>Greystone Building<br>Nazareth, PA<br>18064-9211<br>610-829-6276<br>RA-EPWW-NERO@<br>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>  |
|----------------------|-----------------------------|---------------------|--|--|--|
| PAC390094            | PAG-02<br>General<br>Permit | Issued              | Shirley Schneck<br>5426 Rt 873<br>Schnecksville, PA 18078                                | North Whitehall<br>Township<br>Lehigh County                   | Lehigh County<br>Conservation District<br>Lehigh County<br>AG Center<br>Suite 105<br>4184 Dorney Park Road<br>Allentown, PA<br>18104-5728<br>610-391-9583<br>RA-EPWW-NERO@<br>pa.gov |
| PAC540151<br>Renewal | PAG-02<br>General<br>Permit | Issued              | County of Schuylkill<br>Gary Bender<br>401 North 2nd Street<br>Pottsville, PA 17901-1756 | Ryan Township<br>West Mahanoy<br>Township<br>Schuylkill County | Schuylkill County<br>Conservation District<br>1206 AG Center Drive<br>Pottsville, PA 17901<br>570-622-3742<br>RA-EPWW-NERO@<br>pa.gov  |
| PAC350167            | PAG-02<br>General<br>Permit | Issued              | Joseph Gandara<br>3727 Birney Avenue<br>Suite # 41<br>Moosic Borough, PA 18507           | Moosic Borough<br>Lackawanna County                            | Lackawanna County<br>Conservation District<br>1027 S. Abington Road<br>South Abington<br>Township, PA 18411<br>570-382-3086<br>RA-EPWW-NERO@<br>pa.gov                               |
| PAC280366            | PAG-02<br>General<br>Permit | Issued              | Preowned Motor Cars, LLC<br>40310 Hurley Lane<br>Paeonian Springs, VA<br>20129-1832      | Chambersburg<br>Borough<br>Franklin County                     | Franklin County<br>Conservation District<br>185 Franklin Farm Lane<br>Chambersburg, PA<br>17202<br>717-264-5499  |
| PAC280368            | PAG-02<br>General<br>Permit | Issued              | Pinnacle Contractors<br>2009 E. Main Street<br>Waynesboro, PA 17268-1882                 | Hamilton Township<br>Franklin County                           | Franklin County<br>Conservation District<br>185 Franklin Farm Lane<br>Chambersburg, PA<br>17202<br>717-264-5499  |
| PAC280148            | PAG-02<br>General<br>Permit | Issued              | Brent Risser<br>P.O. Box 26<br>101 W. Harrisburg Avenue<br>Rheems, PA 17570-0026         | Guilford Township<br>Franklin County                           | Franklin County<br>Conservation District<br>185 Franklin Farm Lane<br>Chambersburg, PA<br>17202<br>717-264-5499  |
| PAC280283            | PAG-02<br>General<br>Permit | Issued              | Dave Sanchez<br>2009 East Main Street<br>Waynesboro, PA 17268-1882                       | Washington<br>Township<br>Franklin County                      | Franklin County<br>Conservation District<br>185 Franklin Farm Lane<br>Chambersburg, PA<br>17202<br>717-264-5499  |
| PAC280055            | PAG-02<br>General<br>Permit | Issued              | Larry Rush<br>4493 Buchanan Trail East<br>Waynesboro, PA 17268                           | Washington<br>Township<br>Franklin County                      | Franklin County<br>Conservation District<br>185 Franklin Farm Lane<br>Chambersburg, PA<br>17202<br>717-264-5499  |
| PAC280173            | PAG-02<br>General<br>Permit | Issued              | Phillip Lakjer<br>P.O. Box 179<br>Spring Run, PA 17262                                   | Fannett Township<br>Franklin County                            | Franklin County<br>Conservation District<br>185 Franklin Farm Lane<br>Chambersburg, PA<br>17202<br>717-264-5499  |



## 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>  |
|----------------------|-----------------------------|---------------------|---|--|--|
| PAC280323            | PAG-02<br>General<br>Permit | Issued              | Maria Misner<br>705 Municipal Drive<br>Shippensburg, PA 17257-8539              | Southampton<br>Township<br>Franklin County | Franklin County<br>Conservation District<br>185 Franklin Farm Lane<br>Chambersburg, PA<br>17202<br>717-264-5499                        |
| PAC280346            | PAG-02<br>General<br>Permit | Issued              | Jerzy Kornilow<br>11616 Ironwood Drive<br>Waynesboro, PA 17268-9715             | Washington<br>Township<br>Franklin County  | Franklin County<br>Conservation District<br>185 Franklin Farm Lane<br>Chambersburg, PA<br>17202<br>717-264-5499                        |
| PAC280365            | PAG-02<br>General<br>Permit | Issued              | Clinton J. Burkholder<br>3099 Grand Point Road<br>Chambersburg, PA 17202        | Greene Township<br>Franklin County         | Franklin County<br>Conservation District<br>185 Franklin Farm Lane<br>Chambersburg, PA<br>17202<br>717-264-5499                        |
| PAC280192            | PAG-02<br>General<br>Permit | Issued              | Ralph M. Feldman<br>4759 Innovation Way<br>Chambersburg, PA 17201               | Greene Township<br>Franklin County         | Franklin County<br>Conservation District<br>185 Franklin Farm Lane<br>Chambersburg, PA<br>17202<br>717-264-5499                        |
| PAC280335            | PAG-02<br>General<br>Permit | Issued              | Ashley Fowler<br>1600 Colony Road<br>York, PA 17408                             | Quincy Township<br>Franklin County         | Franklin County<br>Conservation District<br>185 Franklin Farm Lane<br>Chambersburg, PA<br>17202<br>717-264-5499                        |
| PAC280041            | PAG-02<br>General<br>Permit | Issued              | Nathan Horton<br>1462 North Franklin Street<br>Chambersburg, PA 17202           | Hamilton Township<br>Franklin County       | Franklin County<br>Conservation District<br>185 Franklin Farm Lane<br>Chambersburg, PA<br>17202<br>717-264-5499                        |
| PAC280226            | PAG-02<br>General<br>Permit | Issued              | Brian Blevins<br>10315 Otterbein Church Road<br>Newburg, PA 17240               | Lurgan Township<br>Franklin County         | Franklin County<br>Conservation District<br>185 Franklin Farm Lane<br>Chambersburg, PA<br>17202<br>717-264-5499                        |
| PAC280262            | PAG-02<br>General<br>Permit | Issued              | Kelly Barnes<br>1 Overcash Avenue<br>Building 14<br>Chambersburg, PA 17201-4150 | Letterkenny<br>Township<br>Franklin County | Franklin County<br>Conservation District<br>185 Franklin Farm Lane<br>Chambersburg, PA<br>17202<br>717-264-5499                        |
| PAC280332            | PAG-02<br>General<br>Permit | Issued              | Dirk Detweiler<br>5543 Orrstown Road<br>Orrstown, PA 17244                      | Letterkenny<br>Township<br>Franklin County | Franklin County<br>Conservation District<br>185 Franklin Farm Lane<br>Chambersburg, PA<br>17202<br>717-264-5499                        |
| PAC090713            | PAG-02<br>General<br>Permit | Issued              | Mechanicsville Road LLC<br>308 Easton Road<br>Warrington, PA 18976-2418         | Bensalem Township<br>Bucks County          | Bucks County<br>Conservation District<br>1456 Ferry Road<br>Doylestown, PA<br>18901-5550<br>215-345-7577<br>RA-EPNPDES_SERO@<br>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>  |
|----------------------|-----------------------------|---------------------|---|--|--|
| PAC280337            | PAG-02<br>General<br>Permit | Issued              | Jared McIntire<br>10173 Upper Strasburg Road<br>Upper Strasburg, PA 17265             | Letterkenny<br>Township<br>Franklin County     | Franklin County<br>Conservation District<br>185 Franklin Farm Lane<br>Chambersburg, PA<br>17202<br>717-264-5499  |
| PAC090679            | PAG-02<br>General<br>Permit | Issued              | Carson Helicopters Inc<br>952 Blooming Glen Road<br>Perkasie, PA 18944-2965           | Hilltown Township<br>Bucks County              | Bucks County<br>Conservation District<br>1456 Ferry Road<br>Doylestown, PA<br>18901-5550<br>215-345-7577<br>RA-EPNPDES_SERO@<br>pa.gov                   |
| PAC280252            | PAG-02<br>General<br>Permit | Issued              | Christopher J. Timmons<br>10352 Tim Road<br>Orrstown, PA 17244                        | Letterkenny<br>Township<br>Franklin County     | Franklin County<br>Conservation District<br>185 Franklin Farm Lane<br>Chambersburg, PA<br>17202<br>717-264-5499  |
| PAC090706            | PAG-02<br>General<br>Permit | Issued              | Solebury School<br>6832 Phillips Mill Road<br>New Hope, PA 18938-9682                 | Solebury Township<br>Bucks County              | Bucks County<br>Conservation District<br>1456 Ferry Road<br>Doylestown, PA<br>18901-5550<br>215-345-7577<br>RA-EPNPDES_SERO@<br>pa.gov                   |
| PAC150286            | PAG-02<br>General<br>Permit | Issued              | Marc Petrucelli<br>1771 Fernbrook Lane<br>Pottstown, PA 19465                         | East Vincent<br>Township<br>Chester County     | Chester County<br>Conservation District<br>674 Unionville Road<br>Suite 105<br>Kennett Square, PA<br>19348<br>610-455-1360<br>RA-EPNPDES_SERO@<br>pa.gov |
| PAC150385            | PAG-02<br>General<br>Permit | Issued              | Bawa Muhaiyaddeen Fellowship<br>99 Fellowship Dr<br>Coatesville, PA 19320             | East Fallowfield<br>Township<br>Chester County | Chester County<br>Conservation District<br>674 Unionville Road<br>Suite 105<br>Kennett Square, PA<br>19348<br>610-455-1360<br>RA-EPNPDES_SERO@<br>pa.gov |
| PAC150374            | PAG-02<br>General<br>Permit | Issued              | 541 Webb Road, LLC<br>910 Fairthorne Drive<br>Kennett Square, PA 19348                | Birmingham<br>Township<br>Chester County       | Chester County<br>Conservation District<br>674 Unionville Road<br>Suite 105<br>Kennett Square, PA<br>19348<br>610-455-1360<br>RA-EPNPDES_SERO@<br>pa.gov |
| PAC150372            | PAG-02<br>General<br>Permit | Issued              | Alessandra Properties LLC<br>1939 Route 70 East<br>Suite 210<br>Cherry Hill, NJ 08003 | East Pikeland<br>Township<br>Chester County    | Chester County<br>Conservation District<br>674 Unionville Road<br>Suite 105<br>Kennett Square, PA<br>19348<br>610-455-1360<br>RA-EPNPDES_SERO@<br>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>  |
|----------------------|-----------------------------|---------------------|---|--|--|
| PAC150128            | PAG-02<br>General<br>Permit | Issued              | Kaolin Mushroom Farms, Inc<br>649 W. South St<br>Kennett Square, PA 19348                   | New Garden<br>Township<br>Chester County       | Chester County<br>Conservation District<br>674 Unionville Road<br>Suite 105<br>Kennett Square, PA<br>19348<br>610-455-1360<br>RA-EPNPDES_SERO@<br>pa.gov |
| PAC150163            | PAG-02<br>General<br>Permit | Issued              | Lincoln Crest Management,<br>LLC<br>2846 Main St<br>Suite 12A<br>Morgantown, PA 19543       | Sadsbury Township<br>Chester County            | Chester County<br>Conservation District<br>674 Unionville Road<br>Suite 105<br>Kennett Square, PA<br>19348<br>610-455-1360<br>RA-EPNPDES_SERO@<br>pa.gov |
| PAC150166            | PAG-02<br>General<br>Permit | Issued              | Lindale Village Management,<br>LLC<br>2846 Main Street<br>Suite 12A<br>Morgantown, PA 19543 | Parkside Borough<br>Chester County             | Chester County<br>Conservation District<br>674 Unionville Road<br>Suite 105<br>Kennett Square, PA<br>19348<br>610-455-1360<br>RA-EPNPDES_SERO@<br>pa.gov |
| PAC150180            | PAG-02<br>General<br>Permit | Issued              | Kennett Square Apartments<br>LLC<br>950 W Valley Road<br>Suite 2500<br>Wayne, PA 19087      | Kennett Square<br>Borough<br>Chester County    | Chester County<br>Conservation District<br>674 Unionville Road<br>Suite 105<br>Kennett Square, PA<br>19348<br>610-455-1360<br>RA-EPNPDES_SERO@<br>pa.gov |
| PAC150349            | PAG-02<br>General<br>Permit | Issued              | Bob Roche<br>637 Goshen Road<br>West Chester, PA 19380                                      | East Fallowfield<br>Township<br>Chester County | Chester County<br>Conservation District<br>674 Unionville Road<br>Suite 105<br>Kennett Square, PA<br>19348<br>610-455-1360<br>RA-EPNPDES_SERO@<br>pa.gov |
| PAC150231            | PAG-02<br>General<br>Permit | Issued              | ESC Kennett Smith, LLC<br>1335 Beverly Road<br>Suite 240<br>McLean, VA 22101                | Kennett Township<br>Chester County             | Chester County<br>Conservation District<br>674 Unionville Road<br>Suite 105<br>Kennett Square, PA<br>19348<br>610-455-1360<br>RA-EPNPDES_SERO@<br>pa.gov |
| PAC150402            | PAG-02<br>General<br>Permit | Issued              | Paradise Development, LLC<br>101 Bridge Street<br>2nd Floor<br>Phoenixville, PA 19460       | Phoenixville Borough<br>Chester County         | Chester County<br>Conservation District<br>674 Unionville Road<br>Suite 105<br>Kennett Square, PA<br>19348<br>610-455-1360<br>RA-EPNPDES_SERO@<br>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>   |
|----------------------|-----------------------------|---------------------|---|--|---|
| PAC150395            | PAG-02<br>General<br>Permit | Issued              | Green Fig Land, LLC<br>10 Woodford Lane<br>Malvern, PA 19355  | East Whiteland<br>Township<br>West Whiteland<br>Township<br>Chester County | Chester County<br>Conservation District<br>674 Unionville Road<br>Suite 105<br>Kennett Square, PA<br>19348<br>610-455-1360<br>RA-EPNPDES_SERO@<br>pa.gov        |
| PAC050070            | PAG-02<br>General<br>Permit | Issued              | Bedford Rural Electric<br>Cooperative, Inc. (BREC)<br>8846 Lincoln Hwy<br>P.O. Box 335<br>Bedford, PA 15522 | Bedford Township<br>Bedford County   | Bedford County<br>Conservation District<br>702 West Pitt Street<br>Suite 3<br>Bedford, PA 15522<br>814-623-7900   |
| PAC480097            | PAG-02<br>General<br>Permit | Issued              | Chrin Brothers, Inc.<br>1225 Industrial Drive<br>Easton, PA 18042   | Williams Township<br>Northampton County                                    | Northampton County<br>Conservation District<br>14 Gracedale Ave.<br>Greystone Building<br>Nazareth, PA<br>18064-9211<br>610-829-6276<br>RA-EPWW-NERO@<br>pa.gov |
| PAC050072            | PAG-02<br>General<br>Permit | Issued              | PTV 1322, LLC<br>400 Penn Center Boulevard<br>Building 1<br>Suite 1000<br>Pittsburgh, PA 15235              | Hopewell Township<br>Bedford County  | Bedford County<br>Conservation District<br>702 West Pitt Street<br>Suite 3<br>Bedford, PA 15522<br>814-623-7900   |
| PAC050055            | PAG-02<br>General<br>Permit | Issued              | Pennsylvania Turnpike<br>Commission<br>700 Eisenhower Blvd.<br>Middletown, PA 17057                         | Bedford Township<br>Bedford County   | Bedford County<br>Conservation District<br>702 West Pitt Street<br>Suite 3<br>Bedford, PA 15522<br>814-623-7900   |
| PA350001C            | PAG-02<br>General<br>Permit | Issued              | Archaea CCS LLC<br>500 Technology Dr<br>Upper Floor<br>Canonsburg, PA 15317-9588                            | Olyphant Borough<br>and Throop Borough<br>Lackawanna County                | DEP, Eastern Oil &<br>Gas District<br>208 West Third Street<br>Williamsport, PA 17701<br>RA-EPEASTERNOGPRG@<br>pa.gov   |
| PAC220454            | PAG-02<br>General<br>Permit | Issued              | Gratz CSG 1 LLC<br>3050 Peachtree Rd<br>4th Floor<br>Ste 460<br>Atlanta, GA 30305                           | Gratz Borough<br>Dauphin County  | Dauphin County<br>Conservation District<br>1451 Peters Mountain<br>Road<br>Dauphin, PA 17018<br>717-921-8100  |
| PAC220447            | PAG-02<br>General<br>Permit | Issued              | Momentum Gratz 1 LLC<br>1733 West Lane Ave<br>Box 6<br>Columbus, OH 43221                                   | Gratz Borough<br>Dauphin County  | Dauphin County<br>Conservation District<br>1451 Peters Mountain<br>Road<br>Dauphin, PA 17018<br>717-921-8100  |
| PAC220357            | PAG-02<br>General<br>Permit | Issued              | Lezzer Lumber<br>7365 Allentown Blvd<br>Harrisburg, PA 17112  | West Hanover<br>Township<br>Dauphin County                                 | Dauphin County<br>Conservation District<br>1451 Peters Mountain<br>Road<br>Dauphin, PA 17018<br>717-921-8100  |

## 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>   |
|----------------------|-----------------------------|---------------------|---|---|---|
| PAC220226            | PAG-02<br>General<br>Permit | Issued              | PA Turnpike Commission<br>700 South Eisenhower Blvd<br>Middletown, PA 17057             | Middletown Borough<br>Dauphin County        | Dauphin County<br>Conservation District<br>1451 Peters Mountain<br>Road<br>Dauphin, PA 17018<br>717-921-8100  |
| PAC220442            | PAG-02<br>General<br>Permit | Issued              | Mary Nissley<br>3505 Engle Road<br>Middletown, PA 17057                                 | Londonderry<br>Township<br>Dauphin County   | Dauphin County<br>Conservation District<br>1451 Peters Mountain<br>Road<br>Dauphin, PA 17018<br>717-921-8100  |
| PAC220221            | PAG-02<br>General<br>Permit | Issued              | U & Me Hershey LLC<br>400 Post Ave<br>Westbury, NY 11590                                | Derry Township<br>Dauphin County            | Dauphin County<br>Conservation District<br>1451 Peters Mountain<br>Road<br>Dauphin, PA 17018<br>717-921-8100  |
| PAC220405            | PAG-02<br>General<br>Permit | Issued              | Lower Paxton Twp Authority<br>425 Prince St<br>Harrisburg, PA 17109                     | Lower Paxton<br>Township<br>Dauphin County  | Dauphin County<br>Conservation District<br>1451 Peters Mountain<br>Road<br>Dauphin, PA 17018<br>717-921-8100  |
| PAC220448            | PAG-02<br>General<br>Permit | Issued              | Niels Norby<br>1616 Maritime Drive<br>Carlsbad, CA 92011                                | Middle Paxton<br>Township<br>Dauphin County | Dauphin County<br>Conservation District<br>1451 Peters Mountain<br>Road<br>Dauphin, PA 17018<br>717-921-8100  |
| PAC220443            | PAG-02<br>General<br>Permit | Issued              | JD Eckman, Inc.<br>4781 Lower Valley Rd<br>Atglen, PA 19310                             | Londonderry<br>Township<br>Dauphin County   | Dauphin County<br>Conservation District<br>1451 Peters Mountain<br>Road<br>Dauphin, PA 17018<br>717-921-8100  |
| PAC220278            | PAG-02<br>General<br>Permit | Issued              | Kantrell and Julia Nicholson<br>206 North Lockwillow Ave<br>Harrisburg, PA 17112        | Halifax Township<br>Dauphin County          | Dauphin County<br>Conservation District<br>1451 Peters Mountain<br>Road<br>Dauphin, PA 17018<br>717-921-8100  |
| PAC220411            | PAG-02<br>General<br>Permit | Issued              | Middletown Area School District<br>55 West Water Street<br>Middletown, PA 17057         | Lower Swatara<br>Township<br>Dauphin County | Dauphin County<br>Conservation District<br>1451 Peters Mountain<br>Road<br>Dauphin, PA 17018<br>717-921-8100  |
| PAC220455            | PAG-02<br>General<br>Permit | Issued              | Swatara Paxton Developers,<br>LLC<br>1195 Route 70<br>Ste 2000<br>Lakewood, NJ 08701    | Swatara Township<br>Dauphin County          | Dauphin County<br>Conservation District<br>1451 Peters Mountain<br>Road<br>Dauphin, PA 17018<br>717-921-8100  |
| PAC480195            | PAG-02<br>General<br>Permit | Issued              | PV Asset Management, LLC<br>6711 Columbia Gateway Dr.<br>Ste. 130<br>Columbia, MD 21046 | Williams Township<br>Northampton County     | Northampton County<br>Conservation District<br>14 Gracedale Ave.<br>Greystone Building<br>Nazareth, PA<br>18064-9211<br>610-829-6276<br>RA-EPWW-NERO@<br>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>   |
|----------------------|-----------------------------|---------------------|--|---|---|
| PAC400140 A-2        | PAG-02<br>General<br>Permit | Issued              | Mericle Construction Inc.<br>Stephen Maakestad<br>100 Baltimore Drive<br>Wilkes-Barre, PA 18702  | Jenkins Township<br>Luzerne County            | Luzerne Conservation<br>District<br>325 Smiths Pond Road<br>Shavertown, PA 18708<br>570-674-7991<br>RA-EPWW-NERO@<br>pa.gov |
| PAC210369            | PAG-02<br>General<br>Permit | Issued              | Hidden Hollow Poultry LLC<br>350 Big Spring Road<br>Newville, PA 17241   | North Newton<br>Township<br>Cumberland County | Cumberland County<br>Conservation District<br>310 Allen Road<br>Suite 301<br>Carlisle, PA 17013<br>717-240-7812             |
| PAC210370            | PAG-02<br>General<br>Permit | Issued              | Shippensburg Real Estate<br>Group 2, LP<br>479 Old York Road<br>Ste C<br>Jenkintown, PA 19046  | Shippensburg<br>Township<br>Cumberland County | Cumberland County<br>Conservation District<br>310 Allen Road<br>Suite 301<br>Carlisle, PA 17013<br>717-240-7812             |
| PAC400109            | PAG-02<br>General<br>Permit | Issued              | 400 Stewart Road, LLC<br>Robert K. Mericle<br>320 Stewart Road, LLC<br>450 New Commerce Boulevard,<br>LLC<br>100 Baltimore Drive<br>Wilkes-Barre, PA 18702 | Hanover Township<br>Luzerne County            | Luzerne Conservation<br>District<br>325 Smiths Pond Road<br>Shavertown, PA 18708<br>570-674-7991<br>RA-EPWW-NERO@<br>pa.gov |
| PAC400151            | PAG-02<br>General<br>Permit | Issued              | Appalachian Realty Holdings,<br>LLC<br>Lawrence Medico<br>13 Windy Drive<br>Shavertown, PA 18708   | Jenkins Township<br>Luzerne County            | Luzerne Conservation<br>District<br>325 Smiths Pond Road<br>Shavertown, PA 18708<br>570-674-7991<br>RA-EPWW-NERO@<br>pa.gov |
| PAC400077            | PAG-02<br>General<br>Permit | Issued              | Double U Developers<br>Joseph Usefara<br>68 Pettibone Street<br>Swoyersville, PA 18704   | Pringle Borough<br>Luzerne County             | Luzerne Conservation<br>District<br>325 Smiths Pond Road<br>Shavertown, PA 18708<br>570-674-7991<br>RA-EPWW-NERO@<br>pa.gov |
| PAC400259            | PAG-02<br>General<br>Permit | Issued              | Exeter Borough<br>Joseph Pizano<br>1101 Wyoming Avenue<br>Exeter, PA 18643   | Exeter Borough<br>Luzerne County              | Luzerne Conservation<br>District<br>325 Smiths Pond Road<br>Shavertown, PA 18708<br>570-674-7991<br>RA-EPWW-NERO@<br>pa.gov |
| PAC400307            | PAG-02<br>General<br>Permit | Issued              | Hazleton Area School District<br>1515 W. 23rd Street<br>Hazle Township, PA 18202-1647  | Butler Township<br>Luzerne County             | Luzerne Conservation<br>District<br>325 Smiths Pond Road<br>Shavertown, PA 18708<br>570-674-7991<br>RA-EPWW-NERO@<br>pa.gov |
| PAC400064            | PAG-02<br>General<br>Permit | Issued              | Market Square Properties<br>Development, LLC<br>200 Old Train Station Road<br>Suite 2<br>Wilkes-Barre, PA 18702  | City of Wilkes-Barre<br>Luzerne County        | Luzerne Conservation<br>District<br>325 Smiths Pond Road<br>Shavertown, PA 18708<br>570-674-7991<br>RA-EPWW-NERO@<br>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>  |
|----------------------|-----------------------------|---------------------|--|---|--|
| PAC200081            | PAG-02<br>General<br>Permit | Issued              | PA DCNR<br>2660 Williamsfield Road<br>Jamestown, PA 16134  | North Shenango<br>Township<br>Crawford County             | Crawford County<br>Conservation District<br>21742 German Road<br>Meadville, PA 16335<br>814-763-5269           |
| PAC250191A1          | PAG-02<br>General<br>Permit | Issued              | Erie Cemetery Association<br>2116 Chestnut Street<br>Erie, PA 16502                              | Millcreek Township<br>Erie County                         | Erie County<br>Conservation District<br>1927 Wager Road<br>Erie, PA 16509<br>814-825-6403                      |
| PAC610026            | PAG-02<br>General<br>Permit | Issued              | Pennsylvania Fish and<br>Boat Commission<br>595 East Rolling Ridge Drive<br>Bellefonte, PA 16823 | Richland Township<br>Venango County                       | Venango County<br>Conservation District<br>4871 US 322<br>Franklin, PA 16323<br>814-676-2832                   |
| PAC100322            | PAG-02<br>General<br>Permit | Issued              | Laurel Communities LLC<br>2543 Washington Road<br>Building 900<br>Pittsburgh, PA 15241           | Adams Township<br>Butler County                           | Butler County<br>Conservation District<br>120 Hollywood Drive<br>Suite 201<br>Butler, PA 16001<br>724-284-5270 |
| PAC100156            | PAG-02<br>General<br>Permit | Issued              | Victory Family Church of North<br>Pittsburgh<br>21150 Route 19<br>Cranberry Township, PA 16066   | Cranberry Township<br>Butler County                       | Butler County<br>Conservation District<br>120 Hollywood Drive<br>Suite 201<br>Butler, PA 16001<br>724-284-5270 |
| PAC100343            | PAG-02<br>General<br>Permit | Issued              | Municipal Water Authority of<br>Adams Township<br>1164 Mars-Evans City Road<br>Mars, PA 16046    | Adams Township<br>Butler County                           | Butler County<br>Conservation District<br>120 Hollywood Drive<br>Suite 201<br>Butler, PA 16001<br>724-284-5270 |
| PAC100301            | PAG-02<br>General<br>Permit | Issued              | Rightmyer Estates LLC<br>3940 Middle Road<br>Allison Park, PA 15101                              | Adams Township<br>Middlesex Township<br>Butler County     | Butler County<br>Conservation District<br>120 Hollywood Drive<br>Suite 201<br>Butler, PA 16001<br>724-284-5270 |
| PAC100136            | PAG-02<br>General<br>Permit | Issued              | Sampson Morris Group<br>2500 Eldo Road<br>Monroeville, PA 15146                                  | Cranberry Township<br>Middlesex Township<br>Butler County | Butler County<br>Conservation District<br>120 Hollywood Drive<br>Suite 201<br>Butler, PA 16001<br>724-284-5270 |
| PAC610032            | PAG-02<br>General<br>Permit | Denied              | Scrubgrass Reclamation CO LP<br>2151 Lisbon Road<br>Kennerdell, PA 16374                         | Scrubgrass Township<br>Venango County                     | DEP, NWRO<br>230 Chestnut Street<br>Meadville, PA 16335<br>814-332-6984<br>RA-EPWW-NWRO@<br>pa.gov             |
| PAC380212            | PAG-02<br>General<br>Permit | Issued              | Bruce Sensenig<br>400 Spangler Road<br>Lebanon, PA 17042   | North Cornwall<br>Township<br>Lebanon County              | Lebanon County<br>Conservation District<br>2120 Cornwall Road<br>Suite 5<br>Lebanon, PA 17042<br>717-277-5275  |
| PAC380309            | PAG-02<br>General<br>Permit | Issued              | Fort Indiantown Gap<br>Building 0-10<br>Chapel Road<br>Annville, PA 17003                        | East Hanover<br>Township<br>Lebanon County                | Lebanon County<br>Conservation District<br>2120 Cornwall Road<br>Suite 5<br>Lebanon, PA 17042<br>717-277-5275  |

| <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>   |
|----------------------|-----------------------------|---------------------|---|--|---|
| PAC380262            | PAG-02<br>General<br>Permit | Issued              | Kevko Holdings, LLC<br>1 Walden Road<br>Lebanon, PA 17042   | City of Lebanon<br>Lebanon County                            | Lebanon County<br>Conservation District<br>2120 Cornwall Road<br>Suite 5<br>Lebanon, PA 17042<br>717-277-5275               |
| PAC380310            | PAG-02<br>General<br>Permit | Issued              | Richland Borough<br>5 Pine Street<br>P.O. Box 676<br>Richland, PA 17087   | Richland Borough<br>Lebanon County                           | Lebanon County<br>Conservation District<br>2120 Cornwall Road<br>Suite 5<br>Lebanon, PA 17042<br>717-277-5275               |
| PAC380162            | PAG-02<br>General<br>Permit | Issued              | The Hershey Company<br>19 East Chocolate Avenue<br>Hershey, PA 17033  | South Annville<br>Township<br>Lebanon County                 | Lebanon County<br>Conservation District<br>2120 Cornwall Road<br>Suite 5<br>Lebanon, PA 17042<br>717-277-5275               |
| PAC380323            | PAG-02<br>General<br>Permit | Issued              | DMVA<br>Building 0-10<br>Chapel Road<br>Annville, PA 17003  | Union Township<br>Lebanon County                             | Lebanon County<br>Conservation District<br>2120 Cornwall Road<br>Suite 5<br>Lebanon, PA 17042<br>717-277-5275               |
| PAC380183            | PAG-02<br>General<br>Permit | Issued              | Brian Doutrich<br>750 Whitman Road<br>Lebanon, PA 17042   | South Lebanon<br>Township<br>Lebanon County                  | Lebanon County<br>Conservation District<br>2120 Cornwall Road<br>Suite 5<br>Lebanon, PA 17042<br>717-277-5275               |
| PAC380316            | PAG-02<br>General<br>Permit | Issued              | Cornwall Properties, LLC<br>118 Springwood Drive<br>Suite 300<br>Lebanon, PA 17042                              | Cornwall Borough<br>Lebanon County                           | Lebanon County<br>Conservation District<br>2120 Cornwall Road<br>Suite 5<br>Lebanon, PA 17042<br>717-277-5275               |
| PAC380232            | PAG-02<br>General<br>Permit | Issued              | NP South Annville, LLC<br>c/o North Point Development,<br>LLC<br>12977 North Outer Forty<br>St. Louis, MO 63141 | South Annville<br>Township<br>Lebanon County                 | Lebanon County<br>Conservation District<br>2120 Cornwall Road<br>Suite 5<br>Lebanon, PA 17042<br>717-277-5275               |
| PAC380256            | PAG-02<br>General<br>Permit | Issued              | Stillwater Group, LLC<br>110 Landings Drive<br>Annville, PA 17003   | South Londonderry<br>Township<br>Lebanon County              | Lebanon County<br>Conservation District<br>2120 Cornwall Road<br>Suite 5<br>Lebanon, PA 17042<br>717-277-5275               |
| PAC380152            | PAG-02<br>General<br>Permit | Issued              | 78-81 Logistics Center, LLC<br>17 East Gay Street<br>Suite 302<br>West Chester, PA 19380                        | Union Township<br>Lebanon County                             | Lebanon County<br>Conservation District<br>2120 Cornwall Road<br>Suite 5<br>Lebanon, PA 17042<br>717-277-5275               |
| PAC400234            | PAG-02<br>General<br>Permit | Issued              | Earth Conservancy<br>Terrence Ostrowski, P.E.<br>101 South Main Street<br>Ashley, PA 18706                      | Hanover Township<br>Warrior Run<br>Borough<br>Luzerne County | Luzerne Conservation<br>District<br>325 Smiths Pond Road<br>Shavertown, PA 18708<br>570-674-7991<br>RA-EPWW-NERO@<br>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>  |
|----------------------|-----------------------------|---------------------|---|--|--|
| PAC350165            | PAG-02<br>General<br>Permit | Issued              | Lands of Guariglia, Inc.<br>423 White Birch Drive<br>Archbald, PA 18403-1565                                    | Scott Township<br>Lackawanna County  | Lackawanna County<br>Conservation District<br>1027 S. Abington Road<br>South Abington<br>Township, PA 18411<br>570-382-3086<br>RA-EPWW-NERO@<br>pa.gov |
| PAC350173            | PAG-02<br>General<br>Permit | Issued              | PennDOT<br>District 4-0<br>55 Keystone Industrial Park<br>Dunmore, PA 18512-1516                                | Scott Township<br>Lackawanna County  | Lackawanna County<br>Conservation District<br>1027 S. Abington Road<br>South Abington<br>Township, PA 18411<br>570-382-3086<br>RA-EPWW-NERO@<br>pa.gov |
| PAC350168            | PAG-02<br>General<br>Permit | Issued              | JLM Real Estate Investments,<br>LLC<br>950 E. Main Street<br>P.O. Box 472<br>Schuylkill Haven, PA<br>17972-0472 | Olyphant Borough<br>Lackawanna County  | Lackawanna County<br>Conservation District<br>1027 S. Abington Road<br>South Abington<br>Township, PA 18411<br>570-382-3086<br>RA-EPWW-NERO@<br>pa.gov |
| PAC350160            | PAG-02<br>General<br>Permit | Issued              | PPL Electric Utilities<br>Corporation<br>1639 Church Road<br>Allentown, PA 18410-9342                           | Newton Township<br>Ransom Township<br>South Abington<br>Township<br>Scott Township<br>Blakely Borough<br>Dickson City<br>Borough<br>Scranton City<br>Lackawanna County | Lackawanna County<br>Conservation District<br>1027 S. Abington Road<br>South Abington<br>Township, PA 18411<br>570-382-3086<br>RA-EPWW-NERO@<br>pa.gov |
| PAC350008            | PAG-02<br>General<br>Permit | Issued              | MJ Development, LLC<br>944 Underwood Road<br>Olyphant, PA 18447   | Olyphant Borough<br>Lackawanna County  | Lackawanna County<br>Conservation District<br>1027 S. Abington Road<br>South Abington<br>Township, PA 18411<br>570-382-3086<br>RA-EPWW-NERO@<br>pa.gov |
| PAC350100            | PAG-02<br>General<br>Permit | Issued              | Vesper Northeast LP<br>100 Brylawn Road<br>Villanova, PA 19085-2102   | Moosic Borough<br>Pittston Township<br>Lackawanna County<br>Luzerne County   | Lackawanna County<br>Conservation District<br>1027 S. Abington Road<br>South Abington<br>Township, PA 18411<br>570-382-3086<br>RA-EPWW-NERO@<br>pa.gov |
| PAC540166            | PAG-02<br>General<br>Permit | Issued              | Travis Halabura<br>142 Whitetail Lane<br>Orwigsburg, PA 17961   | West Brunswick<br>Township<br>Schuylkill County  | Schuylkill County<br>Conservation District<br>1206 AG Center Drive<br>Pottsville, PA 17901<br>570-622-3742<br>RA-EPWW-NERO@<br>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>  |
|----------------------|--------------------------|---------------------|--|--|--|
| PAC350147            | PAG-02<br>General Permit | Issued              | Langen Development Economics, LLC<br>203 West Monroe Street<br>Easton, PA 18042-1713 | Mayfield Borough<br>Carbondale Township<br>Lackawanna County | Lackawanna County Conservation District<br>1027 S. Abington Road<br>South Abington Township, PA 18411<br>570-382-3086<br>RA-EPWW-NERO@pa.gov |
| PAC350148            | PAG-02<br>General Permit | Issued              | Langen Development Economics, LLC<br>203 West Monroe Street<br>Easton, PA 18042-1713 | Carbondale Township<br>Lackawanna County                     | Lackawanna County Conservation District<br>1027 S. Abington Road<br>South Abington Township, PA 18411<br>570-382-3086<br>RA-EPWW-NERO@pa.gov |

**STATE CONSERVATION COMMISSION  
NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR  
NPDES PERMITS FOR CAFOs**

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

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

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

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).

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

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

| <i>Agricultural Operation Name and Address</i>   | <i>County</i>                              | <i>Total Acres</i> | <i>Animal Equivalent Units</i> | <i>Animal Type</i> | <i>Special Protection Waters (HQ or EV or NA)</i> | <i>Approved or Disapproved</i> |
|--|--|--------------------|--------------------------------|--------------------|---|--------------------------------|
| Rodney E. Lane Est<br>Kelli and Jacob Lane<br>251 Howard Road<br>Harrison Valley, PA 16927 | Potter and<br>Tioga, PA and<br>Steuben, NY | 632.16             | 842.30                         | Swine<br>Beef      | NA  | Approved                       |

**PUBLIC WATER SUPPLY PERMITS**

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

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second

Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, 717-787-3483. 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: Olivia Harris, Clerical Supervisor I, 570-327-0561.*

**Construction Permit No. 4924505**, Major Amendment, Public Water Supply.

|                      |  |
|----------------------|--|
| Applicant            | <b>Milton Jellystone Park</b>  |
| Address              | 670 Hidden Paradise Road<br>Milton, PA 17847   |
| Municipality         | Milton Borough   |
| County               | <b>Northumberland County</b>   |
| Consulting Engineer  | Kenneth R Estep<br>2049 West Market Street<br>Lewisburg, PA 17837  |
| Application Received | July 31, 2024  |
| Permit Issued        | October 8, 2024  |
| Description          | Modifications to disinfection and treatment to provide 4 log disinfection and adequate iron and manganese treatment. Convert treatment tanks to storage tanks, changes to pressure settings. |

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

*Contact: Victoria Frederick, Clerical Assistant 2, 570-826-2502.*

**Operation Permit No. 2580023**, Public Water Supply.

|                     |   |
|---------------------|---|
| Applicant           | <b>Pennsylvania American Water Company</b>  |
| Address             | 852 Wesley Drive<br>Mechanicsburg, PA 17055   |
| Municipality        | Bridgewater Borough   |
| County              | <b>Susquehanna County</b>   |
| Consulting Engineer | Mr Jacob Weinrich PE<br>Senior Project Engineer<br>Pennsylvania American Water Company<br>2699 Stafford Ave<br>Scranton, PA 18505 |

|                      |  |
|----------------------|--|
| Application Received | September 15, 2024   |
| Permit Issued        | November 1, 2024   |
| Description          | Operations permit for modifications performed on Filter No. 2 at the PAWC's Montrose WTP as approved under Construction Permit No. 5822502MA issued on September 29, 2022. |

**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.**

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

*Contact: Staci Shoemaker, Project Manager, 570-826-2333.*

*Plan Location:*

| <i>Municipality</i> | <i>Address</i>                     | <i>County</i>      |
|---------------------|------------------------------------|--------------------|
| Palmer Township     | 3 Weller Place<br>Palmer, PA 18045 | Northampton County |

*Plan Description:*

**Norma Street Sewer Extension Sewage Facilities Planning Module Component 3M.** The proposal is located in Palmer Township, **Northampton County** and consists of the extension of the existing sanitary sewer system to 24 existing homes and 10 vacant lots in the area of Norma Street in the Township. The proposed sanitary sewer extension will be connected to the existing collection and conveyance system owned by the Township at existing Manholes B33 and B30. The sewage will be conveyed through Palmer Township, Wilson Borough, and ultimately treated at the existing Easton Area Joint Sewer Authority wastewater treatment plant (NPDES Permit No. PA0027235). The Sewage Facilities Planning Module Component 3m is approved.

*Plan Location:*

| <i>Municipality</i>    | <i>Address</i>                           | <i>County</i>     |
|------------------------|--|-------------------|
| North Manheim Township | 303 Manheim Road<br>Pottsville, PA 19601 | Schuylkill County |

*Plan Description:*

**Garfield Avenue Extension Act 537 Minor Update Revision.** The Plan's selected alternative involves a sanitary sewer extension to address malfunctioning and/or existing unpermitted on-lot systems in North Manheim Township along Garfield Avenue, West 2nd Mountain Road, North Manheim Road, and associated connecting streets. Out of the 55 on-lot systems in question, 21 were surveyed. The survey resulted in 3 confirmed malfunctions and 11 suspected malfunctions. The alternative option of maintaining the on-lot systems was dismissed due 74% of the systems facing potential malfunction, and 9% experiencing confirmed malfunction. The selected alternative involves the construction of approximately 4,820 linear feet of 8-inch PVC sanitary sewer, 1,125 linear feet of 6-inch SDR-26 PVC sanitary sewer lateral, and 30 EA of 4-foot diameter precast concrete manholes, wyes, laterals, cleanouts, utility coordinate, traffic control, and associated site restoration. It was determined that the expansion of the sanitary sewer service area in North Manheim Township was the most

cost-effective, as the estimated cost of the project was \$2,345,265.00. The Plan is approved.

### SEWAGE FACILITIES ACT PLAN DISAPPROVAL

#### Plan Disapprovals Granted Under the Pennsylvania Sewage Facilities Act, Act of January 24, 1966, P.L. 1535, as Amended, 35 P.S. § 750.5.

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

*Contact: Carrie Wilt, Sewage Planning Specialist II, 717-705-4707.*

#### *Plan Location:*

| <i>Municipality</i> | <i>Address</i>   | <i>County</i>  |
|---------------------|--|----------------|
| Jackson Township    | 439 Roth's Church Rd<br>Spring Grove, PA<br>17362-8872 | York<br>County |

#### *Plan Description:*

**Beaumont Springs**, A3-67931-302-3. The planning module for the Beaumont Springs, DEP Code No. A3-67931-302-3, APS ID 1124427, consisting of a proposed 45-lot multi-family and single-family residential subdivision on 16.04 acres is disapproved. Total estimated sewage flows are 13,000 gpd, and they were planned to be tributary to the Jackson Township collection and conveyance system and wastewater treatment plant. The proposed development is located between Stoverstown Road and Cedarlyn Drive at Lester Avenue in Jackson Township, **York County**. This plan is disapproved because the planning submission fails to address Chapter 71, Section 71.21(a)(5)(i)(B) and Section 71.52(a)(6)(ii). The sewage planning module for the proposed development indicates the additional wasteload will cause an overload in the Township's collection and conveyance system, but it does not indicate how consistency with Chapter 94 will be achieved. Furthermore, the module does not document the institutional arrangements, such as agreements between the developer and Township, that are necessary for the implementation of this plan revision.

*Contact: Carrie Wilt, Sewage Planning Specialist II, 717-705-4755.*

#### *Plan Location:*

| <i>Municipality</i> | <i>Address</i>                         | <i>County</i>  |
|---------------------|--|----------------|
| Hellam Township     | 35 Walnut Springs Rd<br>York, PA 17406 | York<br>County |

#### *Plan Description:*

**Joseph T. Kiely**, A3-67929-241-3s. The planning module for the proposed Joseph T. Kiely Small Flow Treatment Facility (SFTF) proposal, DEP Code No. A3-67929-241-3s, APS ID 1123447, consisting of a one lot single-family residential development on 1.214 acres is disapproved. Total proposed sewage flows are 400 gpd, and they will be tributary to a SFTF and with a discharge to an unnamed tributary of Kreutz Creek. The proposed development is located at the end of Woodshead Terrace, on the south side. This plan is disapproved because 1) The Pennsylvania Natural Diversity Index (PNDI) search included with the planning submission predates March 31, 2023 and does not ensure screening sensitive to the listing change for the Northern Long-Eared Bat. The United States Fish & Wildlife Service (USFWS) issued a final rule on March 31, 2023 to reclassify the Federal listing of the Northern Long-Eared Bat as an

Endangered Species under the Endangered Species Act. The Northern Long-Eared Bat, listed as Threatened in 2015, now faces extinction due to the range-wide impacts of the white-nose syndrome, a deadly disease affecting hibernating bats across North America. Habitat screening for the Northern Long-Eared Bat is now required in all counties of the Commonwealth of Pennsylvania and must be completed by the applicant using the PNDI environmental review within the Pennsylvania Conservation Explorer. To ensure your project considers potential impacts to this Federally listed species, the U.S. Army Corps of Engineers is requiring projects reviewed prior to March 31, 2023 to be re-screened. 2) The planning submission lacks documentation of site conditions, particularly slope, that cause the lot in question to not be suitable for on-lot sewage disposal. 3) The planning submissions does not have a copy of the public notice, which is required in Section O of the Component 3s and by Chapter 71, Section 71.53(d)(6) for new land development submissions. 4) The planning submission fails to address operation and maintenance of the proposed Small Flow Treatment Facility as required by Section Q.1 of the Component 3s and by Chapter 71, Section 71.64.(c)(5). 5) For any future submission of this project, the planning review fee, as required by Section R of the Component 3s and by Chapter 71, Section 71.83(a)(4), will be: 1 proposed EDU × \$35/EDU = \$35.

#### *Plan Location:*

| <i>Municipality</i> | <i>Address</i>                                  | <i>County</i>   |
|---------------------|---|-----------------|
| Straban Township    | 1745 Granite Station Rd<br>Gettysburg, PA 17325 | Adams<br>County |

#### *Plan Description:*

**Edith Rice**, A3-01929-374-3s. The planning module for the Edith Rice Small Flow Treatment Facility (SFTF), DEP Code No. A3-01929-374-3s, APS ID 1118606, consisting of SFTF proposal to replace a malfunctioning on-lot disposal system serving an existing dwelling on 0.9108 acre is disapproved. Total estimated sewage flows are 500 gpd, and there is a proposed dry stream discharge to an unnamed tributary of Upper Rock Creek. The proposed development is located at 1480 Old Harrisburg Road in Straban Township, Adams County. This plan is disapproved because information requested in the Department's August 16, 2024 Technical Deficiency Letter was not addressed, particularly: 1) The mapping should show if there are any wells within 200 feet of the proposed discharge path to Rock Creek. If there are wells within that distance, a hydrogeologic study should be completed to determine if the future discharge will adversely affect the wells, and 2) Specifically, the applicant failed to supply a preliminary hydrogeologic study that provides documentation, data, calculations, and analysis to show the discharge will not negatively impact the three wells identified to be within 200 feet of the proposed discharge path as per Chapter 71, Section 71.64(c)(3). This analysis should include an estimation of zones of contribution around each well, and the nitrate-nitrogen impacts to these wells. Background nitrate-nitrogen from the wells and discharge channel surface water should be used in the evaluation.

*Contact: Carrie Wilt, Sewage Planning Specialist, 717-705-4755.*

#### *Plan Location:*

| <i>Municipality</i> | <i>Address</i>                           | <i>County</i>   |
|---------------------|--|-----------------|
| Union Township      | 255 Pine Grove Road<br>Hanover, PA 17331 | Adams<br>County |

*Plan Description:*

**David S. & Samuel Esh & Rebecca Sue King**, B3-01931-158-2. The planning module for the David S. & Samuel Esh & Rebecca Sue King, DEP Code No. B3-01931-158-2, APS ID 1113432, consisting of a two-lot single-family residential subdivision on 80.14 acres is disapproved. Total estimated sewage flows are 400 gpd, and they will be treated by an individual on-lot disposal system. The proposed development is located at 305 Basehoar School Road in Union Township, Adams County. This plan is disapproved because the site investigation testing performed on Lot 6 does not meet general site suitability criteria as outlined in Chapter 71, Section 71.62(a). Particularly, many of the limiting zones are not a minimum of 20 inches, as required by Chapter 73, Section 73.14(a)(5) for siting absorption areas other than Individual Residential Spray Irrigation Systems (IRSIS). Additional site investigation should be conducted in order to locate absorption areas that are consistent with Chapter 73.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

### UNDER ACT 2, 1995 PREAMBLE 2

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**The Following Plans and Reports Were Submitted Under the Land Recycling and Environmental Remediation Standards Act (35 P.S. §§ 6026.101—6026.908).**

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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.*

**E. Rayias Pad 2**, Primary Facility ID # **877596**, 1712 Van Auken Road, Kingsley, PA 18826, Brooklyn Township, **Susquehanna County**. Resource Environmental Management, 50 Maple Street, Montrose, PA 18801, on behalf of Coterra Energy, Inc., 2000 Park Lane, Suite 300, Pittsburgh, PA 15275, submitted a Final Report concerning remediation of soil contaminated with used motor oil. The Final Report is intended to document remediation of the site to meet the Statewide health standards.

**Former Allentown State Hospital—Building 29**, Primary Facility ID # **633071**, 1600 Hanover Avenue, Allentown, PA 18103, City of Allentown, **Lehigh County**. Synergy Environmental, 155 Railroad Plaza, Royersford, PA 19468, on behalf of City Center Investment Corporation, 645 West Hamilton Street, Suite 600, Allentown, PA 18101, submitted a Final Report concerning remediation of soil contaminated with benzene, toluene, ethylbenzene, MTBE, naphthalene, cumene, 1,2,4-trimethyl benzene (TMB), 1,3,5-TMB, and total xylenes from historic site operations. The Final Report is intended to document remediation of the site to meet the Statewide health standards.

**Former Allentown State Hospital—Fire Brigade Training Area**, Primary Facility ID # **633071**, 1600 Hanover Avenue, Allentown, PA 18103, City of Allentown, **Lehigh County**. Synergy Environmental, 155 Railroad Plaza, Royersford, PA 19468, on behalf of City Center Investment Corporation, 645 West Hamilton Street, Suite 600, Allentown, PA 18101, submitted a Final Report concerning remediation of soil contaminated with 1,1-biphenyl, lead, and benzo(a)pyrene from historic site operations. The Final Report is intended to document remediation of the site to meet the Statewide health 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.*

**Bay Street Community Garden**, Primary Facility ID # **878694**, 728 Bay Street, Lancaster, PA 17603, City of Lancaster, **Lancaster County**. Reliance Environmental, Inc., 235 North Duke Street, Lancaster, PA 17602, on behalf of City of Lancaster, 120 North Duke Street, Lancaster, PA 17608, submitted a Remedial Investigation Report/Cleanup Plan concerning remediation of soil contaminated with Arsenic. The Remedial Investigation Report/Cleanup Plan is intended to document remediation of the site to meet the site-specific standards.

**Manchester Commerce Center**, Primary Facility ID # **877856**, 275 Regional Way, York, PA 17406, Manchester Township, **York County**. Kleinfelder, 200 Airport Road, New Cumberland, PA 17070, on behalf of NP Manchester Bldg. 3 LLC, 3315 North Oak Trafficway, Kansas City, MO 64116, submitted a Final Report concerning remediation of soil contaminated with No. 2 Fuel Oil. The Final Report is intended to document remediation of the site to meet the Statewide health standards.

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

Contact: C. David Brown, Professional Geologist Manager, 484-250-5792.

**1820 & 1900 W Allegheny Ave**, Primary Facility ID # **865764**, 1820 & 1900 West Allegheny Avenue, Philadelphia, PA 19132, City of Philadelphia, **Philadelphia County**. Anna Thornton, Pennoni Associates, Inc., 1900 Market Street, Suite 300, Philadelphia, PA 19103, on behalf of Max Kent, New Courtland, 6970 Germantown Avenue, Philadelphia, PA 19119, submitted a Remedial Investigation Report/Risk Assessment Report/Cleanup Plan concerning remediation of groundwater contaminated with chlorinated solvents, inorganics, lead, and PAHs. The Remedial Investigation Report/Risk Assessment Report/Cleanup Plan is intended to document remediation of the site to meet the site-specific standards.

**The Devereux Foundation Brandywine Campus Bingaman Building**, Primary Facility ID # **774959**, 100 Shaw Drive, Glenmoore, PA 19343, Wallace Township, **Chester County**. Joshua Gowan, Alpha Geoscience, 679 Plank Road, Clifton Park, NY 12065, on behalf of Scott Carter, The Devereux Foundation, 160 Devereux Road, Glenmoore, PA 19343, submitted a Final Report concerning remediation of soil contaminated with No. 2 Fuel Oil. The Final Report is intended to document remediation of the site to meet the Statewide health standards.

**Former Anthony & Sylvan Pools Site**, Primary Facility ID # **871197**, 3739 Easton Road, Doylestown, PA 18902, Buckingham Township, **Bucks County**. Jeffrey Bauer, Whitestone Associates, Inc., 1600 Manor Drive, Suite 220, Chalfont, PA 18914, on behalf of Anthony Geonotti, Old Easton Realty, LLC, 876 North Easton Road, Doylestown, PA 18902, submitted a Final Report concerning remediation of soil contaminated with PCBs. The Final Report is intended to document remediation of the site to meet the Statewide health standards.

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

Contact: Janelle Hromyak, Clerical Assistant 2, 412-442-4091.

**5354 Conventional Well**, Primary Facility ID # **877210**, 126 Blacks Creek Road, Wind Ridge, PA 15380-1313, Aleppo Township, **Greene County**. Jona Stoskey, Moody and Associates, Inc., 1720 Washington Road, Suite 100, Washington, PA 15301, on behalf of Brian Benson, CONSOL Energy, 275 Technology Drive, Suite 101, Canonsburg, PA 15317, submitted a Final Report concerning remediation of soil contaminated with Benzene, Cumene, Naphthalene, Toluene, Total Xylenes, Trimethylbenzene, 1,2,4-, Trimethylbenzene, 1,3,5-, Acenaphthene, Anthracene, Benzo(a)anthracene, Benzo(a)pyrene, Benzo(b)fluoranthene, Benzo(g,h,i)perylene, Biphenyl, Chrysene, Fluoranthene, Fluorene, Indeno(1,2,3-cd)pyrene, 2-Methylnaphthalene, Phenanthrene, Phenol, Pyrene. The Final Report is intended to document remediation of the site to meet the Statewide health standards.

**Davenport 8271 Conventional Gas Well**, Primary Facility ID # **879503**, 156 Stoney Run Road, Blairsville, PA 15717, Derry Township, **Westmoreland County**. Jona Stoskey, Moody and Associates, Inc., 1720 Washington Road, Suite 100, Washington, PA 15301, on behalf of Lisa Raffle, Diversified Production, LLC, 125 Industry Road, # 201, Waynesburg, PA 15370, submitted a Final Report concerning remediation of soil contaminated with Aluminum, Barium, Boron Chloride, Iron, Lithium, Manganese, Selenium, Strontium, Vanadium, Zinc. The Final

Report is intended to document remediation of the site to meet the Statewide health standards.

**Gaydos # 5 OG Well**, Primary Facility ID # **879509**, 184 Airshaft Road, Rices Landing, PA 15357, Cumberland Township, **Greene County**. Jona Stoskey, Moody and Associates, Inc., 1720 Washington Road, Suite 100, Washington, PA 15370, on behalf of Lisa Raffle, Diversified Production, LLC, 126 Industry Road, # 201, Waynesburg, PA 15370, submitted a Final Report concerning remediation of soil contaminated with Aluminum, Barium, Boron Chloride, Iron, Lithium, Manganese, Selenium, Strontium, Vanadium, Zinc. The Final Report is intended to document remediation of the site to meet the Statewide health standards.

**River Road Development**, Primary Facility ID # **878715**, 4 River Road, McKees Rocks, PA 15136, McKees Rocks Borough, **Allegheny County**. James S. Whipkey, R.A.R. Engineering Group, Inc., 1135 Butler Avenue, New Castle, PA 16101, on behalf of Aaron Silverman, River Road Development, LLC, 830 Route 910, Cheswick, PA 15024, submitted a Remedial Investigation Report concerning remediation of soil and groundwater contaminated with Antimony, Arsenic, Lead, Manganese, and Thallium, Manganese, Nickel, Benzo(a)anthracene, Benzo(a)pyrene, Benzo(g,h,i)perylene, Benzo(b)fluoranthene, Benzo(k)fluoranthene, Chrysene, Dibenz(a,h)anthracene, and Indeno(1,2,3-cd)pyrene. The Remedial Investigation Report 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.*

**Diamond Dye & Finishing**, Primary Facility ID # **853544**, 611 South Albert Street, Allentown, PA 18109, City of Allentown, **Lehigh County**. Synergy Environmental, 155 Railroad Plaza, Royersford, PA 19468, on behalf of David Buechele, 5209 Cherryville Road, Northampton, PA 18067, submitted a Final Report concerning remediation of soil contaminated with No. 2 heating oil. The Final Report demonstrated attainment of the Statewide health standards. Approved: November 4, 2024.

**J. Blaisure Pad 1**, Primary Facility ID # **738867**, 441 Blaisure Road, Montrose, PA 18801, Jessup Township, **Susquehanna County**. Resource Environmental Management, 50 Maple Street, Montrose, PA 18801, on behalf of Coterra Energy, Inc., 2000 Park Lane, Suite 300, Pittsburgh, PA 15275, submitted a Final Report concerning remediation of soil contaminated with diesel. The Final Report demonstrated attainment of the Statewide health standards. Approved: November 4, 2024.

**422 Second Street**, Primary Facility ID # **878307**, 422 Second Street, Weatherly, PA 18225, Weatherly Borough, **Carbon County**. Crawford Environmental Services, 20 Cardinal Drive, Birdsboro, PA 19508, on behalf of Fegley Oil Company, Inc., 551 West Penn Pike, Tamaqua, PA 18252, submitted a Final Report concerning remediation of soil contaminated with heating oil from an above-ground storage tank. The Final Report demonstrated attainment of the Statewide health standards. Approved: November 4, 2024.

**Moravian Academy**, Primary Facility ID # **877199**, 4313 Green Pond Road, Bethlehem, PA 18020, Bethlehem Township, **Northampton County**. JMT Environmental Technologies, 710 Uhler Road, Easton, PA 18040, on behalf of Moravian Academy, 4313 Green Pond Road, Bethlehem, PA 18020, submitted a Final Report concerning remediation of soil contaminated with No. 2 heating oil from an underground storage tank. The Final Report demonstrated attainment of the Statewide health standards. Approved: November 6, 2024.

*Northwest Region: Environmental Cleanup & Brownfields Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6945.*

*Contact: Nick, 814-332-6978.*

**East Butler Holdings Ltd Site**, Primary Facility ID # **878347**, 2328 Evans City Road, Zelienople, PA 16063, Jackson Township, **Butler County**. Ecotune Environmental, 215 Executive Drive, Suite 204, Cranberry Township, PA 16066, on behalf of East Butler Holdings, Ltd, 2328 Evans City Road, Zelienople, PA 16063, submitted a Final Report concerning remediation of soil contaminated with arsenic. The Final Report demonstrated attainment of the background standards. Approved: November 7, 2024.

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

*Contact: C. David Brown, Professional Geologist Manager, 484-250-5792.*

**201 South Caln Road Site**, Primary Facility ID # **654810**, 201 South Caln Road, Coatesville, PA 19320, Caln Township, **Chester County**. Geo-Technology Associates, Inc., 2405 John Fries Highway, Quakertown, PA 18951, on behalf of ESC Chester, LLC, 5074 Dorsey Hall Drive, Suite 205, Ellicott City, MD 21042, submitted a Final Report concerning remediation of soil contaminated with inorganics. The Report Was not acceptable to meet site-specific standards. Issued a technical deficiency letter: November 1, 2024.

**Former Anthony & Sylvan Pools Site**, Primary Facility ID # **871197**, 3739 Easton Road, Doylestown, PA 18902, Buckingham Township, **Bucks County**. Whitestone Associates, Inc., 1600 Manor Drive, Suite 220, Chalfont, PA 18914, on behalf of Old Easton Realty, LLC, 876 North Easton Road, Doylestown, PA 18901, submitted a Final Report concerning remediation of soil contaminated with PCBs. The Report Was not acceptable to meet Statewide health standards. Issued an administrative deficiency letter: November 1, 2024.

**230 Fairhill Street & 551 York Road Site**, Primary Facility ID # **848582**, 230 Fairhill Street and 551 York Road, Willow Grove, PA 19090, Upper Moreland Township, **Montgomery County**. REPSG, Inc., 6901 Kingessing Avenue, Philadelphia, PA 19142, on behalf of 230 Fairhill Associates, LLC, P.O. Box 22, Southeastern, PA 19399, submitted a Remedial Investigation Report/Cleanup Plan concerning remediation of groundwater contaminated with inorganics and unleaded gasoline. The Report Was not acceptable to meet site-specific standards. Issued a technical deficiency letter: November 1, 2024.

**Simeone Garage**, Primary Facility ID # **864800**, 510-528 South 8th Street, Philadelphia, PA 19147, City of Philadelphia, **Philadelphia County**. August Mack Environmental, Inc., 941 Wheatland Avenue, Suite 202, Lancaster, PA 17603, on behalf of 510 South 8th Street, LP, 316 7th Street, Philadelphia, PA 19106, submitted a Remedial Investigation Report/Cleanup Plan concerning remediation of soil and groundwater contaminated with leaded gasoline, unleaded gasoline, and diesel fuel. The Report demonstrated attainment of the site-specific standards. Approved: November 4, 2024.

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

*Contact: Janelle Hromyak, Clerical Assistant 2, 412-442-4091.*

**EQT Heart Well Pad**, Primary Facility ID # **878484**, 229 Goodwin Hill Road, Spraggs, PA 15362, Wayne Township, **Greene County**. Jona Stoskey, Moody and Associates, Inc., 1720 Washington Road, Suite 100, Wash-

ington, PA 15301, on behalf of Doug Oberdorf, EQT Corporation, 625 Liberty Avenue, 17th Floor, Pittsburgh, PA 15222, submitted a Final Report concerning remediation of soil contaminated with Aluminum, Barium, Boron Chloride, Iron, Lithium, Manganese, Selenium, Strontium, Vanadium, Zinc. The Final Report demonstrated attainment of the Statewide health standards. Approved: October 31, 2024.

**Consol Well 1462 Conventional Gas Well**, Primary Facility ID # **877206**, 270 W. Union Hill Road, Prosperity, PA 15329, Morris Township, **Greene County**. Jona Stoskey, Moody and Associates, Inc., 1720 Washington Road, Suite 100, Washington, PA 15301, on behalf of Brian Benson, CONSOL Energy, 275 Technology Drive, Suite 101, Canonsburg, PA 15317, submitted a Final Report concerning remediation of soil contaminated with crude related constituents. The Final Report demonstrated attainment of the Statewide health standards. Approved: October 31, 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.**

##### *New Transporter License Issued*

*Central Office: Waste Management Program, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101, 717-787-7561.*

*Contact: Jonathan Adams.*

**GFL Environmental Services USA, Inc.**, 18927 Hickory Creek Drive, Mokena, IL 60448. **License No. PA-AH 0958**. Application received: August 20, 2024. Effective November 1, 2024.

**Opal Corp**, 300 S. 4th Avenue, Clarion, PA 16214. **License No. PA-AH 0959**. Application received: August 29, 2024. Effective October 1, 2024.

##### *Transporter License Expired*

*Central Office: Waste Management Program, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101, 717-787-7561.*

*Contact: Jonathan Adams.*

**NRC East Environmental Services, Inc.**, 19 National Drive, Franklin, MA 02038. **License No. PA-AH 0876**. Application received: October 31, 2024. Effective October 31, 2024.

**Bradish Logistics, Inc.**, 444 Willow Crossing Road, Greensburg, PA 15601. **License No. PA-AH 0873**. Application received: September 30, 2024. Effective September 30, 2024.

##### *Transporter License Reissued*

*Central Office: Waste Management Program, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101, 717-787-7561.*

*Contact: Jonathan Adams.*

**Environmental Transport Group, Inc.**, P.O. Box 296, Flanders, NJ 07836. **License No. PA-AH 0104**. Application received: October 23, 2024. Effective October 30, 2024.

**Dart Trucking Company, Inc.**, P.O. Box 157, North Lima, OH 44452. **License No. PA-AH 0219**. Application received: October 30, 2024. Effective October 30, 2024.

**Munoz Trucking Corp.**, 40 Porete Avenue, North Arlington, NJ 07031. **License No. PA-AH 0850**. Application received: October 30, 2024. Effective October 30, 2024.

**Hot Shot Express, Inc.**, 200 Airside Drive, Moon Township, PA 15108. **License No. PA-AH 0933**. Application received: October 23, 2024. Effective October 29, 2024.

**Harold Marcus Limited**, 15124 Longwoods Road, Bothwell, ON N0P 1C0. **License No. PA-AH 0207**. Application received: September 23, 2024. Effective October 22, 2024.

**Transport Rollex Ltee**, 910 Lionel-Boulet Blvd, Varrennes, QC J3X 1P7. **License No. PA-AH 0544**. Application received: October 10, 2024. Effective October 23, 2024.

**Heritage-Crystal Clean, LLC**, 2000 Center Drive, Hoffman Estates, IL 60192. **License No. PA-AH 0672**. Application received: September 23, 2024. Effective October 9, 2024.

**US Environmental, Inc.**, 409 Boot Road, Downingtown, PA 19335. **License No. PA-AH 0675**. Application received: September 30, 2024. Effective October 23, 2024.

**Altom Transport, Inc.**, 1646 Summer Street, Hammond, IN 46320. **License No. PA-AH 0693**. Application received: October 16, 2024. Effective October 16, 2024.

**Bed Rock, Inc., d/b/a TSMTCO**, 8141 East 7th Street, Joplin, MO 64801. **License No. PA-AH 0697**. Application received: September 26, 2024. Effective October 22, 2024.

**Vickery Transportation, Inc.**, 3956 State Route 412, Vickery, OH 43464. **License No. PA-AH 0698**. Application received: September 16, 2024. Effective October 23, 2024.

**Terra First, LLC**, P.O. Box 1617, Vernon, AL 35592. **License No. PA-AH 0803**. Application received: October 9, 2024. Effective October 9, 2024.

**2347854 Ontario, Inc.**, 1818 Burlington Street E, Hamilton, ON L8E 3H6. **License No. PA-AH 0817**. Application received: September 23, 2024. Effective October 9, 2024.

**Basin Transportation LLC**, 130 Express Lane, McAlester, OK 74501. **License No. PA-AH 0848**. Application received: September 23, 2024. Effective October 1, 2024.

**RSB Logistics, Inc.**, 219 Cardinal Crescent, Saskatoon, SK S7L 7K8. **License No. PA-AH 0854**. Application received: September 23, 2024. Effective October 23, 2024.

##### *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.*

**Resource Environmental Management, Inc.**, 50 Maple Street, Montrose, PA 18801. **License No. PA-AH 0875**. Application received: October 25, 2024. Effective October 25, 2024.



**REGULATED MEDICAL AND  
CHEMOTHERAPEUTIC WASTE TRANSPORTER  
LICENSE**

**Action(s) Taken on Regulated and Chemotherapeutic 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); Act 93 of June 28, 1988 (P.L. 525, No. 93); and Regulated Medical and Chemotherapeutic Regulations to Transport Regulated Medical and Chemotherapeutic Waste.**

*New Transporter License Issued*

*Central Office: Waste Management Program, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101, 717-787-7561.*

*Contact: Jonathan Adams.*

**Keystone Med Waste Solutions, LLC**, 613D Liberty Street, Martinsville, VA 24112. **License No. PA-HC 0294**. Received on August 27, 2024. Effective October 29, 2024.

*Transporter License Reissued*

*Central Office: Waste Management Program, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101, 717-787-7561.*

*Contact: Jonathan Adams.*

**The Pennsylvania State University**, 336 Steam Drive, University Park, PA 16802. **License No. PA-HC 0153**. Received on September 30, 2024. Effective October 22, 2024.

**Med-Flex, Inc.**, P.O. Box 357, Hainesport, NJ 08036. **License No. PA-HC 0207**. Received on October 3, 2024. Effective October 8, 2024.

**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 a General Permit to Operate Residual Waste Processing Facilities and/or the Beneficial Use of Residual Waste Other than Coal Ash.**

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

*Contact: Christina S. Wilhelm, Regional Solid Waste Program Manager, ra-epnwrowasteprog@pa.gov.*

**WMGR144NW001. Buckeye Leasing City Slag Quarry**, 8063 Southern Boulevard, Youngstown, OH 44512, City of Hermitage, **Mercer County**. Applicant is proposing to renew the general permit to process and beneficially use blast furnace slag and steel slag generated by steelmaking operations or from historic slag placement areas for use as construction material subbase, hot or warm mix pavement aggregate, ready mix concrete ingredient, antiskid and for use in Marcellus Shale Pad Construction and Well Annular Material. Application received: March 7, 2024. Renewal issued: November 7, 2024. New expiration date: March 12, 2034.

Persons interested in reviewing the permit may contact Christina S. Wilhelm, Regional Solid Waste Program Manager, ra-epnwrowasteprog@pa.gov, Northwest Region, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-

6945. TDD users may contact DEP through the Pennsylvania Hamilton Relay Service, 800-654-5984.

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

**Actions(s) Taken on Permit(s) Under the Solid Waste Management Act of July 7, 1980 (P.L. 380, No. 97) (35 P.S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904); and Residual Waste Regulations for Determination of Applicability for a General Permit to Operate Residual Waste Processing Facilities and/or the Beneficial Use of Residual Waste Other than Coal Ash.**

*Southcentral Region: Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.*

*Contact: Carrie A. Fleming, Program Manager.*

**WMGR003SC002. Post Precision Castings Inc.**, 21 Walnut Street, Strausstown, PA 19559, Upper Tulpehocken Township, **Berks County**. This is for the renewal of WMGR003SC002 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), as an aggregate, road base material, pipe bedding material or as a construction material. Application received: February 2, 2024. Issued: November 6, 2024.

Persons interested in reviewing the permit may contact Carrie A. Fleming, Program Manager, 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.

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

**Actions(s) Taken on Permit(s) Under the Solid Waste Management Act of July 7, 1980 (P.L. 380, No. 97) (35 P.S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904); and Regulations to Operate Solid Waste Processing or Disposal Area or Site.**

*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.*

**101463. BFI Transfer Systems of Pennsylvania, LLC**, 2904 S. Christopher Columbus Boulevard, Philadelphia, PA 19148, City of Philadelphia, **Philadelphia County**. This approval is issued for the closure and termination of the TRC Transfer Station Facility Permit No. 101463, which authorized the transfer operations of municipal waste at 2904 S. Christopher Columbus Boulevard in the City of Philadelphia, Philadelphia County. Application received: October 3, 2024. Revoked: November 4, 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

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### 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.

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

*Contact: Shailesh Patel, New Source Review Manager, 570-826-2341.*

**GP14-39-001: Fairview Crematory, Inc.**, 855 Lehigh Street, Allentown, PA 18049, City of Allentown, **Lehigh County**. For the renewal of one (1) 1.5 MMbtu/hr B&L Cremation Systems, Inc. N-20 cremation unit with afterburner control at the site in Allentown City, Lehigh County. Application received: October 29, 2024. Issued: November 6, 2024.

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

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

**GP4-25-00891A: Corry Fabrication LLC**, 21 Maple Avenue, Corry, PA 16407, City of Corry, **Erie County**. The Department received a GP-4 application for the reoperation of a Pyrolysis oven at Corry Fabrication's facility in Erie County. This oven is the same oven previously permitted at this facility, and there have been no changes made to it or its operation. Application received: October 4, 2024. Issued: October 30, 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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*Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.*

*Contact: Shailesh Patel, P.E., Environmental Group Manager.*

**35-00008A: Gentex Corp**, 324 Main Street, Simpson, PA 178407, Fell Township, **Luzerne County**. To replace two (2) Nordson (source ID 101A and 101B) and three (3) Binks wet paint spray booths (source ID 101D, 101E and 101F) with the two (2) new robotic and two (2) new manual paint spray booths with emissions being controlled by the use of a RTO. Application received: December 1, 2023. Issued: October 31, 2024.

*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.*

**24-00131AA: SGL Carbon**, 900 Theresia Street, Saint Marys, PA 15857, City of Saint Marys, **Elk County**. The Department recently issued Plan Approval No. 24-00131AA for SGL Carbon LLC located in St. Marys, Elk County. Application received: March 8, 2024. Issued: October 28, 2024.

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

*Contact: Thomas Bianca, PE, West Permit Section Chief, 717-705-4863.*

**ER-34-05002C: Texas Eastern Transmission, LP**, 3318 Pumping Station Road, East Waterford, PA 17021, Lack Township, **Juniata County**. For an Air Quality Emission Reduction Credit (ERC) approval of the following emission reductions (tpy) from the permanent shut-down of the following sources at the Perulack Compressor Station. Source ID 034—DC Turbine 1 (31401/ISO 5,800 HP) Source ID 035—DC Turbine 2 (31402/ISO 5,800 HP) Source ID 036—DC Turbine 3 (31403/ISO 5,800 HP) Source ID 037—GE Turb (31404/ISO 19,800 HP) NO<sub>x</sub> 274.34 CO 12.08 VOC 3.68 SO<sub>x</sub> 2.27 PM<sub>10</sub> 4.41 PM<sub>2.5</sub> 4.41. Application received: May 7, 2024. Issued: November 5, 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.*

**24-00131V: SGL Carbon LLC**, 900 Theresia Street, St. Marys, PA 15857, City of Saint Marys, **Elk County**. Issued a 3-month plan approval extension, to allow the facility more time to assess proper operating conditions for a new scrubber control device. This extension expires January 31, 2025. Application received: October 30, 2024. Issued: October 31, 2024.

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

*Contact: Thomas Bianca, PE, West Permit Section Chief, 717-705-4863.*

**28-05051A: AJ Stove & Pellet, LLC**, 8642 Molly Pitcher Highway, Greencastle, PA 17225, Antrim Township, **Franklin County**. For construction of a wood pellet manufacturing plant with multi-clone emission control device. The plan approval was extended, with a compliance schedule. Application received: October 18, 2024. Issued: November 4, 2024.

**67-05004U: Pixelle Specialty Solutions, LLC**, 228 South Main Street, Spring Grove, PA 17362-1000, Spring Grove Borough, **York County**. For the installation of two 115 mmBtu/hr natural gas burners in the No. 3 Recovery Boiler (ID 037) which will be limited by an annual fuel limitation of 225.49 mmscf of natural gas, upgrade of the PLC software and various hardware of the Hardwood Digester (ID 112) to increase pulp production by 2.1%, and upgrades to the water removal system of paper machines No. 1 and No. 8 (contained in ID 115) to increase paper production by approximately 8% at the pulp and paper mill. The plan approval was extended. Application received: October 29, 2024. Issued: November 6, 2024.

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

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

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

**16-00133: Clarion Bathware Mfg.**, 16273 Route 208, Marble, PA 16334-1515, Elk Township, **Clarion County**. The Department issued the renewal Title V Operating Permit for the bath product and unit production facility. The facility's primary emission sources include miscellaneous natural gas usage, the open molding processes (production resin, gelcoat, and acrylic resin), and saws and grinders. The facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments due to its potential to emit volatile organic compounds and hazardous air pollutants. The facility is therefore subject to the Title V Operating Permit requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The potential emissions, after permit limitations, of the primary pollutants from the facility are as follows: 2.01 TPY (tons per year) NO<sub>x</sub>, 1.21 TPY CO, 150.00 TPY VOC, 141.97 TPY total HAPs (hazardous air pollutants), 127.66 TPY Styrene, 14.28 TPY methyl methacrylate, 10.07 TPY PM<sub>10</sub> and PM<sub>2.5</sub>, and 0.01 TPY SO<sub>x</sub>. The open molding processes are subject to 40 CFR 63 Subpart WWWW NESHAP for Reinforced Plastic Composites Production. The facility is subject to case-by-case RACT 2 and 3 requirements under 25 Pa. Code §§ 129.96—129.100 and 129.111—129.115 for emissions of VOC. This issuance incorporates the new RACT 3 provisions on a facility and source-by-source basis. 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: April 17, 2023. Renewal issued: November 1, 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: Norman Frederick, Facility Permitting Chief, 570-826-2409.*

**40-00128: Intermetro Industries Corp.**, 1101 N Washington St, Wilkes-Barre, PA 18705-1817, City of Wilkes-Barre, **Luzerne County**. The Department has issued a renewal State-Only (Natural Minor) Operating Permit for the Wilkes-Barre facility. Sources at this facility include their burn-off oven, cleaning tanks, plating tanks, coat tanks, polish tanks, arc welding fab area, silicone sealant application booth, and two emergency generators. Sources at this facility also includes scrubbers as control devices. The Operating Permit contains all applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations. Application received: August 26, 2024. Accepted: August 26, 2024. Issued: November 4, 2024.

**40-00084: Lacey Memorial**, 1000 S Church St. Rear, Hazleton, PA 18201-7667, City of Hazleton, **Luzerne County**. The Department has issued a renewal State-Only (Natural Minor) Operating Permit for the Hazleton facility. Sources at this facility include their pet crematories. Sources at this facility also include afterburners as control devices. The Operating Permit contains all applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations. Application received: August 23, 2024. Accepted: August 23, 2024. Issued: November 4, 2024.

**39-00094: Blend Pro Inc.**, 601 S 10th St., Allentown, PA 18103-3689, City of Allentown, **Lehigh County**. The Department has issued a renewal State-Only (Natural Minor) Operating Permit for the Allentown facility. Sources at this facility include their storage silos and raw material receivers. Sources at this facility also include baghouses for the silos and bin vents as control devices. The Operating Permit contains all applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations. Application received: August 14, 2024. Accepted: August 14, 2024. Issued: November 4, 2024.

**35-00064: FXI Inc.**, 103 Power Blvd, Archbald, PA 18403-2012, Archbald Borough, **Lackawanna County**. The Department has issued a renewal State-Only (Natural Minor) Operating Permit for the Archbald borough facility. Sources at this facility include their slabstock foam pour line and looper adhesive usage. The Operating Permit contains all applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations. Application received: September 13, 2024. Accepted: September 13, 2024. Issued: November 6, 2024.

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

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

**06-05151: Pennsylvania State System of Higher Education**, 15200 Kutztown Road, Kutztown, PA 19530, Maxatawny Township, **Berks County**. For boilers, heaters, engines and kilns at the Kutztown University. The State-Only permit was renewed. Application received: August 9, 2024. Issued: November 5, 2024.

## 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).**

*Coal Permits*

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

Contact: Bonnie Herbert, Clerical Assistant 3.

**Mining Permit No. 30841602. NPDES No. PA0215562. Duquesne Light Company**, 1800 Seymour Street, Pittsburgh, PA 15233, Monongahela Township, **Greene County**. To renew the permit. Application received: March 7, 2024. Accepted: April 24, 2024. Issued: October 29, 2024.

**Mining Permit No. 17071301. NPDES No. PA0235784. Rosebud Mining Company**, 301 Market Street, Kittanning, PA 16201, Burnside Township, **Clearfield County**. To revise the permit and related NPDES to conduct auger mining. Application received: August 15, 2024. Accepted: August 21, 2024. Issued: October 28, 2024.

**Mining Permit No. 03031301. NPDES No. PA0235563. Bedrock Mines, LP**, P.O. Box 221, Zelenople, PA 16063, Plumcreek Township, **Armstrong County**. To renew the NPDES permit only. Application received: November 13, 2023. Accepted: December 13, 2023. Issued: July 30, 2024.

**Mining Permit No. 63921301. NPDES No. PA0214434. Washington County Land Resources, Inc.**, 46226 National Road, Saint Clairsville, OH 43950, Fallowfield Township, **Washington County**. To renew the NPDES permit only. Application received: December 7, 2023. Accepted: January 29, 2024. Issued: October 2, 2024.

**Mining Permit No. 30031301. NPDES No. PA0235610. Dana Mining Company of PA, LLC**, 966 Crafts Run Road, Madsville, WV 26541, Dunkard Township, **Greene County**. To renew the NPDES permit. Application received: October 28, 2019. Accepted: October 28, 2019. Issued: September 20, 2024.

**Mining Permit No. 63981301. NPDES No. PA0215171. Ohio County Coal Resources, Inc.**, 46226 National Road, Saint Clairsville, OH 43950, West Finley Township, **Washington County**. To renew the NPDES permit. Application received: November 27, 2023. Accepted: January 23, 2024. Issued: October 29, 2024.

#### Noncoal Permits

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

Contact: RA-EPPottsvilleDMO@pa.gov.

**Mining Permit No. 58242502. NPDES Permit No. PA0226424. Thomas J. Kazmierczak, Sr.**, 1000 Union Street, Taylor, PA 18517, New Milford Township, **Susquehanna County**. Commencement, operation and restoration of a GP105 quarry operation affecting 10.0 acres and NPDES Permit for discharge of treated mine drainage. Receiving stream: Wellmans Creek. Application received: January 29, 2024. Permit issued: November 4, 2024.

**Mining Permit No. 6475SM10. NPDES Permit No. PA0224391. Pennsy Supply, Inc.**, 2400 Thea Drive, Suite 3A, Harrisburg, PA 17110, Jenkins Township, **Luzerne County**. Renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation. Receiving stream: Lamplblack Creek. Application received: May 23, 2024. Renewal issued: November 6, 2024.

**Mining Permit No. 58210802. GP104 No. PAM124015. Lucas D. Mack**, 7476 South Weston Road, Kingsley, PA 18226, Brooklyn Township, **Susquehanna County**. Coverage under the General NPDES Stormwater Permit for stormwater discharges associated with mining activities (BMP-GP-104). Receiving stream: UNT

to Martins Creek. Application received: August 12, 2024. Coverage issued: November 6, 2024.

**Mining Permit No. 7775SM4. NPDES Permit No. PA0594563. Heidelberg Materials US Cement, LLC**, 7660 Imperial Way, Allentown, PA 18195, Oley Township, **Berks County**. Renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation. Receiving stream: UNT to Manatawny Creek. Application received: June 4, 2024. Renewal issued: November 6, 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

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

Contact: RA-EPPottsvilleDMO@pa.gov.

**Permit No. 09244106. Rock Work, Inc.**, 1257 Dekalb Pike, Blue Bell, PA 19422, Warwick Township, **Bucks County**. Construction blasting for Stony Road Development. Application received: October 24, 2024. Permit issued: November 5, 2024. Expiration date: November 1, 2025.

**Permit No. 64244107. Holbert Explosives, Inc.**, 237 Mast Hope Plank Road, Suite A, Lackawaxen, PA 18435, Damascus Township, **Wayne County**. Construction blasting for Randy Price Shale Knob Farms Equipment Buildings. Application received: October 29, 2024. Permit issued: November 5, 2024. Expiration date: October 29, 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.**

*Eastern District: Oil and Gas Management Program, 208 West Third Street, Williamsport, PA 17701-6448.*

*Contact: RA-EPEASTERNOGPRG@pa.gov.*

**E5829224-004. SWN Production Company LLC**, 917 State Route 92 North, Tunkhannock, PA 18657, Franklin Township, **Susquehanna County**. U.S. Army Corps of Engineers Baltimore District.

Application received: March 28, 2024. Issued: November 6, 2024.

To construct, operate, and maintain:

1) a 12-inch natural gas pipeline, 16-inch waterline, and temporary timber mat crossing impacting 7,100 square feet (0.16 acre) of exceptional value (EV) palustrine forested wetlands (PFO) (Franklin Forks, PA Quadrangle; Latitude: 41.89371°, Longitude: -75.777309°),

2) a 12-inch natural gas pipeline, 16-inch waterline, and temporary timber bridge crossing impacting 53 lineal feet of an unnamed tributary to Dubois Creek (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41.898014°, Longitude: -75.777168°),

3) a 12-inch natural gas pipeline, 16-inch waterline, timber mat crossing and wetland enhancement impacting 8,714 square feet (0.20 acre) of exceptional value (EV) palustrine emergent wetlands (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41.901968°, Longitude: -75.777214°),

4) a 12-inch natural gas pipeline, 16-inch waterline, and temporary timber bridge crossing impacting 52 lineal feet of an unnamed tributary to Dubois Creek (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41.90224°, Longitude: -75.777228°),

5) a 12-inch natural gas pipeline, 16-inch waterline, and temporary timber bridge crossing impacting 50 lineal feet of Dubois Creek (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41.902999°, Longitude: -75.777279°),

6) a 12-inch natural gas pipeline, 16-inch waterline, and temporary timber bridge crossing impacting 54 lineal feet of an unnamed tributary to Dubois Creek (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41.90708°, Longitude: -75.776451°),

7) a 12-inch natural gas pipeline, 16-inch waterline, and temporary timber bridge crossing impacting 58 lineal feet of an unnamed tributary to Dubois Creek (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41.914088°, Longitude: -75.774217°),

8) a 12-inch natural gas pipeline, 16-inch waterline, and temporary timber bridge crossing impacting 58 lineal feet of an unnamed tributary to Dubois Creek (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41.9145504°, Longitude: -75.773786°),

9) a 12-inch natural gas pipeline, 16-inch waterline, and temporary timber bridge crossing impacting 65 lineal feet of an unnamed tributary to Dubois Creek (CWF, MF) (Franklin Forks, PA Quadrangle; Latitude: 41.915323°, Longitude: -75.773075°),

10) a 12-inch natural gas pipeline, 16-inch waterline, and temporary timber mat crossing impacting 4,165 square feet (0.10 acre) of exceptional value (EV) palustrine emergent wetlands (PEM) (Franklin Forks, PA Quadrangle; Latitude: 41.916251°, Longitude: -75.772259°; Latitude: 41.916371°, Longitude: -75.771531°).

The project consists of the construction of a 12-inch natural gas pipeline and 16-inch waterline in Franklin Township, Susquehanna Co. The project is approximately 12,655 linear feet in length and will disturb approximately 22.08 acres. The project will result in 390 lineal feet of stream impacts, 12,879 square feet (0.30 acre) of palustrine emergent (PEM) wetlands impacts, and 7,100 square feet (0.16 acre) of palustrine forested (PFO) wetlands impacts to provide safe reliable development and conveyance of Marcellus Shale Natural Gas.

*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.*

**E3502224-002. Evergreen Farms at Jefferson Township**, 4136 Bethman Road, Easton, PA 18045, Jefferson Township, **Lackawanna County**. U.S. Army Corps of Engineers Philadelphia District.

To install a stormwater outfall and intake for emergency water supply permanently impacting 0.001 acre (48 square feet) of the floodway of and 0.002 acre (89 square feet) of open water wetlands, for the proposal of four 30-unit garden apartments. The project is located at The Pond View, F.K.A. Evergreen Farms, SR 0348 Mount Cobb Road, in Jefferson Township, Lackawanna County. (Olyphant and Lake Ariel, PA Quadrangle, Latitude: 41°, 24', 35"; Longitude: -75°, 30', 05"). Application received: May 22, 2024. Issued: November 6, 2024.

*Northwest Region: Waterways & Wetlands Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6945.*

*Contact: RA-EPWW-NWRO@pa.gov.*

**E1006224-003. RM Nelson Properties LLC**, 1510 Route 588, Fombell, PA 16123, Adams Township, **Butler County**. U.S. Army Corps of Engineers Pittsburgh District. To install and maintain an approximate 35-foot long extension to the inlet of an existing 42-inch diameter stream enclosure under SR 228 and two stormwater outfalls to a UNT Breakneck Creek resulting in a total of approximately 0.019 acre permanent and 0.003 acre temporary impact to the channel and floodway of UNT Breakneck Creek for construction of an access road and stormwater basin associated with a commercial develop-

ment along the north side of SR 228 approximately 0.4 mile east of the intersection with Mars Valencia Road. Latitude: 40.692267°, Longitude: -80.001002°. Application received: June 6, 2024. Issued: November 5, 2024.

*Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.*

*Contact: 717-705-4802.*

**E0603224-004. Pennsylvania Historical and Museum Commission**, 400 North Street—Keystone Building, Room N118, Harrisburg, PA 17120-0053, Exeter Township, **Berks County**. U.S. Army Corps of Engineers Philadelphia District.

To 1) replace and maintain a structurally deficient pedestrian bridge with a 6' x 50' wooden pedestrian bridge permanently impacting 29 linear feet (less than 0.01 acre) of Owatin Creek (WWF, MF) and permanently impacting approximately less than 0.01 acre of wetlands, and

2) install a sediment forebay permanently impacting 0.051 acre of Daniel Boone Lake. All impacts are for the purpose of providing a safe crossing of Owatin Creek and ensuring the storage capacity of Daniel Boone Lake. The project is located at Daniel Boone Lake (Longitude: 40.29485, Latitude: -75.79865). Permanent wetland loss is less than 0.05 acre and replacement is not required. Application received: April 3, 2024. Issued: November 5, 2024.

*Southeast Region: Waterways & Wetlands Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.*

*Contact: RA-EP-WW-SERO-105@pa.gov.*

**E4601224-017. Plenary Broadband Infrastructure, LLC**, 663 West 5th Street, Suite 4975, Los Angeles, CA 90071, West Norriton and Upper Merion Townships, **Montgomery County**. U.S. Army Corps of Engineers Philadelphia District. Plenary Broadband Infrastructure is proposing to install an 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 Township, Montgomery County (USGS PA Valley Forge Quadrangle—Latitude 40.1088176 N, Longitude 75.4205619 W). Application received: July 26, 2024. Accepted: September 24, 2024. Approved: October 31, 2024.

**E1501224-005. Jenkins Arboretum & Gardens**, 631 Berwyn Baptist Road, Devon, PA 19333, Tredyffrin Township, **Chester County**. U.S. Army Corps of Engineers Philadelphia District. Jenkins Arboretum & Gardens is proposing to perform watercourse restoration/relocation/bank stabilization along a 774 linear feet of stream reach through their property within an unnamed tributary to Trout Creek (WWF, MF). This activity includes installation of step-pool structures within the watercourse, realignment of a portion of the watercourse to protect existing infrastructure, and grading of the streambanks. Construction and maintenance of two (2) preformed scour holes and repair to an existing riprap apron for an 18-inch RCP outfall are considered waived activities under 105.12(a)(2). Impacts to resource include 774 linear feet (9,147.6 square feet, 0.21 acre) of permanent watercourse impact and 2,613.6 square feet (0.06 acre) of permanent floodway. This project is located off of Devon State Road at 631 Berwyn Baptist Road in Tredyffrin

Township, Chester County (USGS PA Valley Forge Quadrangle—Latitude 40.058596 N, Longitude 75.431481 W). Application received: July 16, 2024. Accepted: July 27, 2024. Approved: October 31, 2024.

**E4601224-015. Horsham Township**, 1025 Horsham Rd., Horsham, PA 19044, Horsham Township, **Montgomery County**. U.S. Army Corps of Engineers Philadelphia District.

Horsham Township is proposing to perform the following water obstruction and encroachment activities associated with the project near intersection of Horsham and Dresher Rd. Activities associated with the restoration and bank stabilization within the floodway and waterway of Pennypack Creek: To excavate and remove debris within the floodway and channel of Pennypack Creek resulting in (242 sq ft, .01 acre) of permanent watercourse impacts and (18,941 sq ft, .43 acre) of temporary watercourse and floodway impacts. This project is located at intersection of Horsham & Dresher Rd, Horsham Township, PA 19044, Montgomery County, (USGS PA Ambler Quadrangle—Latitude 40.179595 N, Longitude -75.132671 W). Application received: June 7, 2024. Accepted: July 20, 2024. Approved: November 6, 2024.

**E4601224-010. Perkiomen Township**, 1 Trappe Road, Collegeville, PA 19426, Perkiomen Township, **Montgomery County**. U.S. Army Corps of Engineers Philadelphia District.

Perkiomen Township is proposing to demolish the existing house which is located in and along the 100-year floodplain of Perkiomen Creek (WWF, MF) with total floodplain impact 0.11 acre. The proposed work will include removing the existing house, existing shed and retaining wall, and to restore the site to be open space. This project is funded by grant from PEMA. An authorization was issued under E4601223-007 last October to demolish (5) other properties. The house is located at 574 Gravel Pike, (Collegeville, PA USGS map; Lat: 40.223841; Long; -75:422774) in Perkiomen Township, Montgomery County. Application received: March 27, 2024. Accepted: May 31, 2024. Approved: November 6, 2024.

#### 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 Pennsyl-

vania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

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

*Eastern District: Oil and Gas Management Program, 208 West Third Street, Williamsport, PA 17701-6448.*

*Contact: RA-EPEASTERNOGPRG@pa.gov.*

**ESCGP # 3 ESG295924016-00**

Applicant Name **Seneca Resources Co LLC**

Contact Person Douglas Kepler

Address 51 Zents Boulevard

City, State, Zip Brookville, PA 15825-2701

Township(s) Covington Township and Richmond Township  
County **Tioga County**

Receiving Stream(s) and Classification(s) Tioga River (CWF, MF), UNT to Tioga River (CWF, MF), North Elk Run (CWF, MF), Elk Run (CWF, MF)

Application received: September 30, 2024

Issued: November 4, 2024

**ESCGP # 3 ESG295924018-00**

Applicant Name **NFG Midstream Covington LLC**

Contact Person Brent Hoover

Address 1100 State Street

City, State, Zip Erie, PA 16501-1912

Township(s) Chatham Township, Deerfield Township, and Farmington Township  
County **Tioga County**

Receiving Stream(s) and Classification(s) UNT to Croft Hollow (WWF), UNT to Losey Creek (WWF)

Application received: October 7, 2024

Issued: November 4, 2024

**ESCGP # 3 ESG294124004-00**

Applicant Name **PA General Energy Co LLC**

Contact Person Kendra Schiappa

Address 120 Market Street

City, State, Zip Warren, PA 16365

Township(s) Plunketts Creek Township

County **Lycoming County**

Receiving Stream(s) and Classification(s) Unnamed Tributary to Loyalsock Creek (EV, MF)

Application received: August 27, 2024

Issued: November 6, 2024

## CORRECTIVE ACTION UNDER ACT 32, 1989

### PREAMBLE 2

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#### **The Following Plan(s) and Report(s) Were Submitted Under the Storage Tank and Spill Prevention Act (35 P.S. §§ 6021.101—6021.2104).**

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Provisions of 25 Pa. Code Chapter 245, Subchapter D, Administration of the Storage Tank and Spill Prevention Program, require the Department of Environmental Protection (DEP) to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A remedial action plan is submitted to summarize the site characterization, document the design and construction details for the remedial action, and describe how the remedial action will attain the selected remediation standard. The remedial action plan also provides results of studies performed and data collected to support the remedial action and a description of postremediation care requirements. A remedial action completion report is submitted to document

cleanup of a release of a regulated substance at a site to the selected remediation standard. A remedial action completion report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected.

For further information concerning plans or reports, please contact the Regional Office Program Manager previously listed in the notice.

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

DEP has received the following plans and reports.

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

*Contact: Eric Supey, Environmental Program Manager.*

**Fill & Fly of Tobyhanna (Former Marek's Auto Center)**, Storage Tank Facility ID # **45-00849**, 103 Prospect Street, Tobyhanna, PA 18466, Coolbaugh Township, **Monroe County**. MEA, 1365 Ackermanville Road, Bangor, PA 18013, on behalf of Mets Mart, Inc., 103 Prospect Street, Tobyhanna, PA 18466, submitted a Remedial Action Completion Report concerning remediation of groundwater contaminated with gasoline. The report is intended to document the remedial actions for meeting site-specific standards.

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

*Contact: Robin L. Yerger, LPG, 717-705-4705.*

**Hanover Minit Mart**, Storage Tank Facility ID # **67-13963**, 2633 Baltimore Pike, Hanover, PA 17331, West Manheim Township, **York County**. United Environmental Services, Inc., P.O. Box 701, Schuylkill Haven, PA 17972, on behalf of Michael and Andrew Hoffman, 2571 Baltimore Pike, Hanover, PA 17331, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with Petroleum constituents. The report is intended to document the remedial actions for meeting nonresidential Statewide health standards.

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

*Contact: Richard M. Staron, Professional Geologist Manager, 484-250-5717.*

**Sunoco 0961 0759**, Storage Tank Facility ID # **46-37607**, 511 W Germantown Pike, Plymouth Meeting, PA 19462, Plymouth Township, **Montgomery County**. RMS Environmental LLC, 1000 E Walnut Street, Suite 722, Perkasio, PA 18944, on behalf of 511 Germantown Pike Associates, LP, 1000 Germantown Pike, A-2, Plymouth Meeting, PA 19462, 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.

## CORRECTIVE ACTION UNDER ACT 32, 1989

### PREAMBLE 3

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#### Action(s) Taken on the Following Plans and Reports Under the Storage Tank and Spill Prevention Act (35 P.S. §§ 6021.101—6021.2104).

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Provisions of 25 Pa. Code Chapter 245, Subchapter D, Administration of the Storage Tank and Spill Prevention Program, require the Department of Environmental Protection (DEP) to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports.

A remedial action plan is submitted to summarize the site characterization, document the design and construction details for the remedial action, and describe how the remedial action will attain the selected remediation standard. The remedial action plan also provides results of studies performed and data collected to support the remedial action and a description of postremediation care requirements. A remedial action completion report is submitted to document cleanup of a release of a regulated substance at a site to the selected remediation standard. A remedial action completion report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected.

DEP may approve or disapprove plans and reports submitted. This notice provides DEP's decision and, if relevant, the basis for disapproval.

For further information concerning plans or reports, please contact the Regional Office Program Manager previously listed in the notice.

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

DEP has received the following plans and reports.

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

*Contact: Eric Supey, Environmental Program Manager.*

**Montrose Convenience Store**, Storage Tank Facility ID # **58-13082**, 11046 State Route 29, South Montrose, PA 18843, Bridgewater Township, **Susquehanna County**. United Environmental Services, P.O. Box 701, Schuylkill Haven, PA 17972, on behalf of Rocks Investment, LLC, 11046 State Route 29, South Montrose, PA 18843, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with gasoline. The plan was not acceptable to meet the Statewide health and site-specific standards and was disapproved by DEP on November 6, 2024.

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

*Contact: Robin L. Yerger, LPG, 717-705-4705.*

**Hanover Minit Mart**, Storage Tank Facility ID # **67-13963**, 2633 Baltimore Pike, Hanover, PA 17331, West Manheim Township, **York County**. United Environmental Services, Inc., P.O. Box 701, Schuylkill Haven, PA 17972, on behalf of Michael and Andrew Hoffman, 2571 Baltimore Pike, Hanover, PA 17331, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum constituents. The report demonstrated attainment of the nonresidential Statewide health standards and was approved by DEP on October 23, 2024.

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

*Contact: Janelle Hromyak, Clerical Assistant 2, 412-442-4091.*

**EH Aldrich WTP**, Storage Tank Facility ID # **63-19545**, 60 Elrama Ave, Elrama, PA 15038, Union Township, **Washington County**. Michael Baker International, 100 Airside Drive, Moon Township, PA 15108, on behalf of Marty Weir, PA American Water Co., 300 Galley Road, McMurray, PA 15317, submitted a Remedial Action Completion Report concerning remediation of soil contaminated with fluoride. The combined plan and report demonstrated attainment of the nonresidential site-specific standards and was approved by DEP on October 31, 2024.

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## SPECIAL NOTICES

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### WASTE, AIR, RADIATION AND REMEDIATION

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#### Notice of Certification to Perform Radon-Related Activities in Pennsylvania.

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*Central Office: Radiation Protection Program, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101.*

*Contact: 717-783-3594, EP, Radon, RA-EPRadon@pa.gov.*

In the month of October 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. §§ 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).



## NOTICES

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| <i>Name</i>                     | <i>Address</i>  | <i>Certification</i>    |
|---------------------------------|---|-------------------------|
| Michael Gelsick                 | 537 Maurus Street<br>Saint Marys, PA 15857-1021                         | Testing Individual      |
| John Staz, III                  | 1738 N 3rd Street<br>Suite A<br>Harrisburg, PA 17102-1873               | Testing Individual      |
| Vincent Depalma                 | 19 River Shores Court<br>Pittston, PA 18643                             | Testing Individual      |
| Matthew Ruggieri                | 122 Scenery Circle<br>McMurray, PA 15317-2740                           | Testing Individual      |
| Edward Schluth                  | 368 Pine Run Road<br>Doylestown, PA 18901-2320                          | Mitigation Individual   |
| Shawn King                      | 21256 Devore Road<br>Meadville, PA 16335-8506                           | Testing Individual      |
| Michael Mazzio                  | 8203 Dorcas Street<br>Philadelphia, PA 19152-2253                       | Testing Individual      |
| Paul Swiontek                   | 34 Union Street<br>Jenkins Township, PA 18640                           | Testing Individual      |
| Jeffrey Arms, Jr.               | 2342 Miller Road<br>Chester Springs, PA 19425-2713                      | Testing Individual      |
| Marc Shanley                    | 55 Country Acres Drive<br>Kunkletown, PA 18058-2603                     | Testing Individual      |
| Jeffrey Nicholls                | P.O. Box 300<br>Tannersville, PA 18372-0300                             | Testing Individual      |
| Juan Antonio Gonzalez           | 294 East Cheltenham Avenue<br>Philadelphia, PA 19120-1636               | Mitigation Individual   |
| RVS Radon Mitigation            | 294 East Cheltenham Avenue<br>Philadelphia, PA 19120-1636               | Mitigation Firm         |
| Eric Kraklio                    | 69 Curtis Street<br>Pittston, PA 18640-2117                             | Testing Individual      |
| Chris Matteson                  | 151 West Chocolate Avenue<br>Suite 145 # 31<br>Hershey, PA 17033-1651   | Testing Individual      |
| Tammy Jobes-Domonkos            | 265 Shadyside Road<br>Uniontown, PA 15401                               | Testing Individual      |
| Shadyside Home Inspections, LLC | 265 Shadyside Road<br>Uniontown, PA 15401                               | Testing Firm            |
| Mark Jarworski                  | 75 Putorti Lane<br>Canonsburg, PA 15317-1472                            | Testing Individual      |
| Roger Burens, Jr.               | 630 Freedom Business Center<br>3rd Fl<br>King of Prussia, PA 19406-1331 | Testing Individual      |
| Kathleen Williamson             | 21 Griffin Road North<br>Windsor, CT 06095-1512                         | Laboratory Individual   |
| TRC Environmental Corporation   | 21 Griffin Road North<br>Windsor, CT 06095-1512                         | Laboratory Firm         |
| Luke Loomis                     | 586 Baldwin Road<br>Fulton, NY 13069-4871                               | Certification Suspended |
| Joseph Dunlap                   | 115 Heather Drive<br>Monaca, PA 15061-2539                              | Certification Withdrawn |

**WASTE, AIR, RADIATION AND REMEDIATION**

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

Contact: Christina S. Wilhelm, Regional Solid Waste Program Manager, ra-epnwrowasteprog@pa.gov.

**FLY ASH AS STRUCTURAL FILL PROPOSAL**

- 1) Our purpose for using the fly ash fill is to expand our parking and hay storage area's around the barns. It will allow us to store the hay in areas around the barns and out of the mud on the edge of the fields. We will no longer be tracking mud from these fields onto the driveway and roads.
- 2) The timeline for this project will be from early July to mid September of 2024
- 3) The construction plans and stability analysis will be provided by Scrub Grass.
- 4) Our estimated volume of product for the project will be 40-50 tri-axle loads of approximately 23 ton a piece. So approximately 1150 tons at most.
- 5) Chemical and leaching analysis also provided by Scrub Grass.
- 6) Once all the fly ash is put in the parking and hay storage area it will then be covered with a layer of dirt and grass seed and straw spread on the hillsides. This will mark the project as complete.

MARVIN DAVIS hereby acknowledge the above criteria of the project for my property and consent to the beneficial use of the fly ash to expand storage locations and prevent further erosion from hay storage in fields.

Marvin Davis

Date: 11-1-24

[Pa.B. Doc. No. 24-1676. Filed for public inspection November 22, 2024, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Availability of the Non-Regulatory Agenda

In accordance with the Department of Environmental Protection's (Department) Policy for Development and Publication of Technical Guidance, the Department provides notice of the availability of the Non-Regulatory Agenda (Agenda). The Department will publish notice of availability of the Agenda twice a year in February and July.

The Agenda serves as a guide and resource to the regulated community, the public, Department staff and members of the Department's advisory committees regarding the focus of the Department's policy development for the coming year. The types of documents listed in the Agenda include policies and technical guidance documents that provide directives, guidance or other relevant compliance-related information.

The Agenda is available on the Department's web site at [www.dep.pa.gov](http://www.dep.pa.gov) (select "Public Participation," then "Regulatory and Non-Regulatory Agendas").

Questions regarding the Department's Non-Regulatory Agenda should be directed to Lena Smith, Technical Guidance Coordinator, Department of Environmental Protection, Policy Office, 400 Market Street, P.O. Box 2063, Harrisburg, PA 17105-2063, by telephone at (717) 787-4941, or by e-mail to [ra-epthepolicyoffice@pa.gov](mailto:ra-epthepolicyoffice@pa.gov).

Questions regarding the specific documents listed on the Non-Regulatory Agenda should be directed to the respective contact person listed on the Agenda.

JESSICA SHIRLEY,  
Acting Secretary

[Pa.B. Doc. No. 24-1677. Filed for public inspection November 22, 2024, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Federal Consistency under the Coastal Zone Management Act; United States Navy Proposed Maintenance Dredging at Philadelphia Navy Yard Annex Reserve Basin in Philadelphia

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 United States Navy (applicant) is proposing to conduct maintenance dredging of the Reserve Basin at the Philadelphia Navy Yard in Philadelphia (Project).

The applicant proposes to perform maintenance dredging to maintain adequate water depths for safe navigation within the Reserve Basin, which is currently used as a storage area for decommissioned ships. The Project footprint has been disturbed through previous dredging events. The applicant proposes to include maintenance dredging in the entrance and western portion of the basin, as well as along the northern boundary of the basin and upland placement of the dredged material. Approximately 100,000 cubic yards of sediment would be mechanically dredged from the basin. Within both dredging areas, the maximum maintenance depths would be 30 feet below the mean lower low water and include 2 feet of overdredge allowance. The total area to be dredged covers approximately 19.8 acres of subaqueous bottom within the entrance channel and basin and 5,500 linear feet of basin length. The proposed dredging would not involve any return water discharge back to the basin or any nearby waters. The applicant will evaluate the dredged material prior to dredging and placement to determine that the materials are appropriate for placement at either Biles Island Confined Disposal Facility (CDF) in this Commonwealth or White's Rehandling Basin and CDF in New Jersey. The expected start date for in-water work is July 1, 2025, with completion by December 31, 2025. The applicant further proposes to minimize impacts through compliance with any time-of-year restrictions or environmental windows specified in the dredging permit and other avoidance and minimization measures, including turbidity minimizing operational controls of clamshell bucket dredging and other best management practices based on results of sediment testing. 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 a Federal agency activity 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 C (relating to consistency for Federal agency activities) and Subpart I (relating to consistency of Federal activities having interstate coastal effects), the applicant has determined 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 Determination 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.

The Department will consider all comments received on or before Monday, December 9, 2024. Commenters 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 Envi-

ronmental Protection, Policy Office, 400 Market Street, P.O. Box 2063, Harrisburg, PA 17105-2063. Comments, including comments submitted by electronic mail, must include the originator's name and address.

JESSICA SHIRLEY,  
*Acting Secretary*

[Pa.B. Doc. No. 24-1678. Filed for public inspection November 22, 2024, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Recognized Lifeguard Certifying Authorities for 2025

The Department of Health (Department) has determined that the following lifeguard certifying authorities meet the requirements in 28 Pa. Code § 18.42 (relating to certified lifeguards) and are recognized by the Department as lifeguard certifying authorities for 2025: The American Red Cross; Jeff Ellis and Associates; Lifeguard-Pro; YMCA; The Boy Scouts of America; StarGuard ELITE; National Aquatic Safety Company; American Aquatics and Safety Training; United States Lifesaving Association (beach and open water); and the World Academy of Safety and Health.

For additional information or persons with a disability who require an alternative format of this notice (for example, large print, audiotape, Braille), contact Nancy Nork, Limited English Proficiency Coordinator, Department of Health, Bureau of Community Health Systems, 30 Kline Plaza, Harrisburg, PA 17104, (717) 787-4366. Speech and/or hearing-impaired persons should 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. 24-1679. Filed for public inspection November 22, 2024, 9:00 a.m.]

## DEPARTMENT OF HUMAN SERVICES

### Supplemental Payments to Qualifying Hospitals

The Department of Human Services (Department) is announcing its intent to allocate funds in Fiscal Year (FY) 2024-2025 to establish a new class of supplemental payments to qualifying Medical Assistance (MA) enrolled acute care general hospitals that have a negative operating margin, high MA share of net patient revenue (NPR), low commercial NPR and are located in an area of this Commonwealth with a disproportionate need for MA services.

#### *Qualifying Criteria*

A hospital is eligible for these supplemental payments if the hospital is enrolled in the Pennsylvania MA Program as an acute care general hospital and meets all criteria listed as follows. Unless otherwise stated, the source of the information is the FY 2021-2022 MA-336 Hospital Cost Report available to the Department as of July 10, 2024.

(1) The hospital is located in a city of the first class.

(2) The hospital provides acute inpatient services to patient populations predominantly 18 years of age or older. A hospital's patient population is predominantly 18 years of age or older if the hospital's number of discharges for "0—17 Years" is less than 50% of the hospital's number of "Total" discharges. Discharges are determined from the calendar year 2022 Pennsylvania (PA) Department of Health Reports 3-A and 3-B.

(3) The hospital's FY 2023 operating margin is negative according to the PA Health Care Cost Containment Council's FY 2023 Financial Analysis, Volume 1.

(4) The hospital's MA share of NPR for FY 2023 is greater than 25%. The source of this information is the PA Health Care Cost Containment Council's FY 2023 Financial Analysis, Volume 1.

(5) The hospital's commercial payer ratio, defined as 100% minus the sum of the hospital's Medicare share of NPR for FY 2023 (expressed as a percent) and the hospital's MA share of NPR for FY 2023 (expressed as a percent), is less than 25%. The source of this information is the PA Health Care Cost Containment Council's FY 2023 Financial Analysis, Volume 1.

(6) The hospital does not qualify for payment under State Plan Attachment 4.19A, page 21y.

(7) The hospital does not qualify for payment under State Plan Attachment 4.19A, page 21s.

#### *Payment Methodology*

Payments will be divided proportionally among qualifying hospitals based on the percentage of each qualifying hospital's inpatient fee-for-service (FFS) PA MA days to the total inpatient FFS PA MA days of all qualifying hospitals.

Supplemental payments are subject to the regulations in 42 CFR 447.272 (relating to inpatient services: application of upper payment limits) and the application of upper payment limits for inpatient services.

#### *Fiscal Impact*

Beginning with FY 2024-2025, the Department will allocate an annualized amount of \$0.400 million in total funds (Federal and State) for these supplemental payments, upon approval by the Centers for Medicare & Medicaid Services.

#### *Public Comment*

Interested persons are invited to submit written comments regarding the eligibility criteria and payment methodologies in this notice to the Department of Human Services, Office of Medical Assistance Programs, c/o Regulations Coordinator, P.O. Box 2675, Harrisburg, PA 17120, RA-PWMAProgComments@pa.gov. The Department will review and consider comments received within 30 days in determining the qualifying criteria and final payment methodology for these payments.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

VALERIE A. ARKOOSH,  
*Secretary*

**Fiscal Note:** 14-NOT-1663. Under section 612 of The Administrative Code of 1929 (71 P.S. § 232), (1) General Fund; (2) Implementing Year 2024-25 is \$109,000; (3) 1st Succeeding Year 2025-26 through 5th Succeeding Year 2029-30 are \$108,000; (4) 2023-24 Program—\$697,354,000; 2022-23 Program—\$589,137,000; 2021-22 Program—

\$644,059,000; (7) MA—FFS; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 24-1680. Filed for public inspection November 22, 2024, 9:00 a.m.]

## DEPARTMENT OF TRANSPORTATION

### Contemplated Sale of Land No Longer Needed for Transportation Purposes

The Department of Transportation (Department), under the Sale of Transportation Lands Act (71 P.S. §§ 1381.1—1381.3), intends to sell certain land owned by the Department.

The following property is available for sale by the Department.

State Route 0015-013, Tax ID 38G12-0075-000, Lots A and B, Straban Township, Adams County. Zoned: EC-1 economic development—commercial. This parcel contains approximately 0.8085 acre of unimproved land situated on York Road, SR 0030, Gettysburg, PA.

This property will be sold in as-is condition. The estimated fair market value is \$520,000. It has been determined that the land is no longer needed for present or future transportation purposes.

Interested public entities are invited to express their interest in purchasing the property within 30 calendar days from the date of publication of this notice to Edward Hartman, Property Manager, PennDOT Engineering District 8-0, 2140 Herr Street, Harrisburg, PA 17103, edhartman@pa.gov, (717) 783-5149.

MICHAEL CARROLL,  
*Secretary*

[Pa.B. Doc. No. 24-1681. Filed for public inspection November 22, 2024, 9:00 a.m.]

## GAME COMMISSION

### Temporary Statewide Fire Ban on State Game Lands

#### Order

*Whereas*, The Commonwealth is currently experiencing environmental conditions that have significantly heightened wildfire risks within the State; and

*Whereas*, The Commonwealth's dry conditions are the result from a combination of several factors, including a lack of recent precipitation, sunny days, warm temperatures, and low humidity; and

*Whereas*, The Commonwealth's dry conditions are anticipated to persist over the next few weeks, as no precipitation is forecasted within this timeframe; and

*Whereas*, On November 5, 2024, the Department of Conservation and Natural Resources (Department) issued public notice that it has implemented a prohibition on campfires on state park and forest lands until further notice to mitigate wildfire risks; and

Whereas, Section 135.2(2) of Title 58 of the *Pennsylvania Code* (58 Pa. Code § 135.2(2) (relating to unlawful actions)) generally prohibits the kindling, use, or maintenance of open fires on any lands under the ownership, lease, agreement, control, or jurisdiction of the Pennsylvania Game Commission (Commission), including lands designated as State game lands; and

Whereas, Section 135.41(a)(2) of Title 58 of the *Pennsylvania Code* (58 Pa. Code § 135.41(a)(2) (relating to state game lands)) exempts from the above-described fire restriction small open fires used for cooking or warming purposes by persons exercising the privileges of a valid hunting, furtaking, or fishing license and through hikers within the corridor of the Appalachian Trail; and

Whereas, Section 135.41(a)(2) also closes the availability of the above-described open fire ban exemption when the fire index rating used by the Department is high, very high, or extreme for that area; and

Whereas, As of November 5, 2024, the Department listed the observed fire index rating for the entirety of the Commonwealth as “high”; and

Whereas, the Commission has determined that the current risk of wildfire within the Commonwealth meets or exceeds the threshold to implement a Statewide ban on the kindling, use, or maintenance of open fires on any lands designated as State game lands.

Now Therefore, it is hereby ordered that the kindling, use, or maintenance of open fires on any lands designated as State game lands within the Commonwealth is prohibited until further notice.

Given under my hand and seal of the Pennsylvania Game Commission on this 6th day of November 2024.

STEPHEN SMITH,  
*Executive Director*

[Pa.B. Doc. No. 24-1682. Filed for public inspection November 22, 2024, 9:00 a.m.]

## INDEPENDENT REGULATORY REVIEW COMMISSION

### Notice of Filing of Final Rulemakings

The Independent Regulatory Review Commission (IRRC) received the following regulations. They are scheduled to be considered on the date noted. IRRC’s public meetings are held at 333 Market Street, 14th Floor, Harrisburg, PA at 10 a.m. To obtain a copy of the regulation, interested parties should first contact the promulgating agency. If a copy cannot be obtained from the promulgating agency, IRRC will provide a copy or individuals can obtain a copy from IRRC’s web site at [www.irrc.state.pa.us](http://www.irrc.state.pa.us).

| <i>Final-Omit<br/>Reg. No.</i> | <i>Agency/Title</i>                                  | <i>Received</i> | <i>Public<br/>Meeting</i> |
|--------------------------------|--|-----------------|---------------------------|
| 16A-4962                       | State Board of Medicine<br>Opioid Treatment Programs | 10/03/24        | 12/05/24                  |

| <i>Final Form<br/>Reg. No.</i> | <i>Agency/Title</i>  | <i>Received</i> | <i>Public<br/>Meeting</i> |
|--------------------------------|--|-----------------|---------------------------|
| 16A-4518                       | State Board of Cosmetology<br>Practice of Massage Therapy in Cosmetology or Esthetician Salons     | 11/04/24        | 12/05/24                  |
| 16A-726                        | State Board of Massage Therapy<br>Practice of Massage Therapy in Cosmetology or Esthetician Salons | 11/04/24        | 12/05/24                  |
| 16A-5336                       | State Board of Osteopathic Medicine<br>Licensure Requirements                                      | 11/04/24        | 12/05/24                  |

GEORGE D. BEDWICK,  
*Chairperson*

[Pa.B. Doc. No. 24-1683. Filed for public inspection November 22, 2024, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Application for Mutual to Stock Conversion and Subsequent Merger of Cambria County Mutual Insurance Company with and into Community Insurance Company

An application has been received requesting approval of mutual to stock conversion and the subsequent merger of Cambria County Mutual Insurance Company, a mutual property insurance company organized under the laws of the Commonwealth, with and into Community Insurance Company, a stock property insurance company organized under the laws of the Commonwealth. The filing was made under the Insurance Company Mutual-to-Stock Conversion Act (40 P.S. §§ 911-A—929-A).

Persons wishing to comment on the grounds of public or private interest in this conversion and merger are invited to submit a written statement to the Insurance Department (Department) within 30 days from the date of publication of this notice in the *Pennsylvania Bulletin*. Each written statement must include the name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements must be e-mailed to Lori Rumpf, [lrumpf@pa.gov](mailto:lrumpf@pa.gov).

MICHAEL HUMPHREYS,  
*Insurance Commissioner*

[Pa.B. Doc. No. 24-1684. Filed for public inspection November 22, 2024, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Electric Generation Supplier License Cancellation of Companies with an Expired Financial Security, Insufficient Financial Security Amount or Language

Public Meeting held  
November 7, 2024

*Commissioners Present:* Stephen M. DeFrank, Chairperson; Kimberly Barrow, Vice Chairperson; Kathryn L. Zeffuss; John F. Coleman, Jr.; Ralph V. Yanora

*Electric Generation Supplier License Cancellation of  
Companies with an Expired Financial Security,  
Insufficient Financial Security Amount or Language;  
M-2024-3045251*

#### Tentative Order

*By the Commission:*

The Commission's regulations at 52 Pa. Code § 54.40(a) state that an Electric Generation Supplier (EGS) license will not be issued or remain in force until the licensee furnishes a bond or other security approved by the Commission. In addition, 52 Pa. Code § 54.40(d) states that the maintenance of an EGS license is contingent on the licensee providing proof to the Commission that a

bond or other approved security in the amount directed by the Commission has been obtained.

Each EGS must file an original bond, letter of credit, continuation certificate, amendment, or other approved financial instrument with Rosemary Chiavetta, Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA, 17120, prior to the EGS's current security expiration date. Each financial instrument must be an original document that displays a "wet" signature or digital signature, preferably in blue ink, and displays a "raised seal" or original notary stamp. The name of the principal on the original financial instrument must match exactly with the name that appears on the EGS's license issued by the Commission.

Failure to file before the financial security's expiration date may cause Commission staff to initiate a formal proceeding that may lead to the following: cancellation of each company's electric supplier license, removal of each company's information from the Commission's website, and notification to all electric distribution companies, in which each company is licensed to do business, of the cancellation of the license.

As of October 29, 2024, each EGS listed in the Supplier Table below has not provided proof to the Commission that it has a bond or other approved security in the amount or language directed by the Commission, to replace a bond which is expired, or which is non-compliant with Commission regulations.

*Supplier Table—List of Electric Generation Suppliers*

| <i>Docket Number</i> | <i>Company Name</i>           | <i>Financial Security Expiration Date</i> | <i>Commission Approved Amount or Language</i> |
|----------------------|-------------------------------|---|---|
| A-2017-2616814       | AEGEAN ENERGY ADVISORS, LLC   | 10/4/2024                                 | Yes   |
| A-2009-2124113*      | CHAMPION ENERGY SERVICES, LLC | 10/19/2024                                | Yes   |
| A-2022-3037347       | OPTIMUM ENERGY GROUP, LLC     | 10/6/2024                                 | Yes   |
| A-2019-3012703*      | SMARTESTENERGY US, LLC        | 10/17/2024                                | No  |

\*Taking title to electricity

As part of its EGS license validation procedures, the Commission's Bureau of Technical Utility Services sent a 90-day Security Renewal Notice email to each entity in the Supplier Table above stating that original documentation of a bond, or other approved security in the amount or language directed by the Commission, must be filed within 30-days prior to each entity's security expiration date. None of the companies listed in the Supplier Table provided the required documentation.

Based on the above facts, we tentatively conclude that the EGSs listed in the Supplier Table are not in compliance with 52 Pa. Code § 54.40(a) and (d) and therefore it is appropriate to initiate the cancellation process for the

EGS license of each company listed in the Supplier Table, without the necessity of a formal complaint, as being in the public interest;

*Therefore,*

*It Is Ordered That:*

1. Cancellation of the Electric Generation Supplier License of each company listed in the Supplier Table is hereby tentatively approved as being in the public interest.

2. The Secretary (i) serve a copy of this Tentative Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Bureau of Investigation & Enforcement, all electric generation distribution compa-

nies, and all of the Electric Generation Suppliers listed in the Supplier Table; (ii) publish a copy of this Tentative Order in the *Pennsylvania Bulletin* with a 30-day comment period; and (iii) file a copy of this Tentative Order at each Electric Generation Supplier's assigned docket number.

3. To the extent any of the Electric Generation Suppliers listed in the Supplier Table challenge the cancellation of their license, they must file comments within thirty (30) days after publication of this Tentative Order in the *Pennsylvania Bulletin*. Written comments referencing Docket No. M-2024-3045251 must be eFiled to the Pennsylvania Public Utility Commission through the Commission's eFiling System. You may set up a free eFiling account with the Commission at <https://efiling.puc.pa.gov/> if you do not have one. Filing instructions may be found on the Commission's website at [http://www.puc.pa.gov/filing\\_resources.aspx](http://www.puc.pa.gov/filing_resources.aspx). Comments containing confidential information should be emailed to Commission Secretary Rosemary Chiavetta at [rchiavetta@pa.gov](mailto:rchiavetta@pa.gov) rather than eFiled.

4. Alternatively, Electric Generation Suppliers listed in the Supplier Table may provide the Commission an approved security up to and within thirty (30) days after publication in the *Pennsylvania Bulletin*. The Electric Generation Supplier must file an original bond, letter of credit, continuation certificate, amendment, or other approved financial instrument displaying a "wet" signature or digital signature, preferably in blue ink, and displaying a "raised seal" or original notary stamp with Rosemary Chiavetta, Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA, 17120.

5. Absent the timely (i) filing of comments challenging the cancellation of the Electric Generation Supplier's license, or (ii) the filing of an approved security within 30-days after publication in the *Pennsylvania Bulletin*, the Bureau of Technical Utility Services, shall prepare a Final Order for entry by the Secretary revoking the license of each Electric Generation Supplier that fails to respond.

6. Upon entry of the Final Order, Electric Generation Suppliers that remain listed as not in compliance with 52 Pa. Code § 54.40(a) and (d) will be stricken from all active utility lists maintained by the Commission's Bureau of Technical Utility Services and the Assessment Section of the Bureau of Administration, removed from the Commission's website, and notifications be sent to all electric distribution companies in which the Electric Generation Suppliers are licensed to do business.

7. Upon entry of the Final Order, Electric Generation Suppliers that fail to respond will be prohibited from providing electric generation supply services to retail electric customers. That upon entry of the Final Order described in Ordering Paragraph No. 5, each electric distribution company in which the Electric Generation Suppliers are licensed to do business, shall return the customers of the Electric Generation Suppliers to default service.

ROSEMARY CHIAVETTA,  
Secretary

ORDER ADOPTED: November 7, 2024

ORDER ENTERED: November 7, 2024

[Pa.B. Doc. No. 24-1685. Filed for public inspection November 22, 2024, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

**Pennsylvania Public Utility Commission, Bureau of Investigation and Enforcement's Investigation of American Broadband and Telecommunications Company, LLC relating to Possible Violations of 52 Pa. Code § 63.1, et seq., of the Commission's Regulations and 66 Pa.C.S. § 1101 of the Public Utility Code**

Public Meeting held  
November 7, 2024

*Commissioners Present:* Stephen M. DeFrank, Chairperson; Kimberly Barrow, Vice Chairperson, statement; Kathryn L. Zerkus; John F. Coleman, Jr.; Ralph V. Yanora

*Pennsylvania Public Utility Commission, Bureau of Investigation and Enforcement's Investigation of American Broadband and Telecommunications Company, LLC relating to Possible Violations of 52 Pa. Code § 63.1, et seq., of the Commission's Regulations and 66 Pa.C.S. § 1101 of the Public Utility Code; A-2022-3034019*

### Opinion and Order

*By the Commission:*

Before the Pennsylvania Public Utility Commission (Commission) for consideration and disposition is the proposed Joint Petition for Approval of Settlement (Settlement Agreement or Joint Petition), filed on April 9, 2024, by the Commission's Bureau of Investigation and Enforcement (I&E) and American Broadband and Telecommunications Company LLC (AB&T or the Company) (collectively the Parties), with respect to an informal investigation conducted by I&E. The Joint Petition contains terms and conditions representing a comprehensive settlement, along with Statements in Support of the Settlement Agreement (Statements in Support), regarding an Informal Investigation that I&E conducted. Both Parties submit that the proposed Settlement Agreement is in the public interest and is consistent with our Policy Statement at 52 Pa. Code § 69.1201, Factors and standards for evaluating litigated and settled proceedings involving violations of the Public Utility Code and Commission regulations—statement of policy (Policy Statement). Settlement Agreement at ¶ 42. Before issuing a final decision on the merits of the proposed Settlement, and consistent with the requirement of 52 Pa. Code § 3.113(b)(3), we shall publish the Settlement in the *Pennsylvania Bulletin* and provide an opportunity for interested parties to file comments regarding the proposed Settlement.<sup>1</sup>

#### I. History of the Proceeding

This matter concerns an informal investigation initiated by I&E based on a referral from our Opinion and Order, entered April 13, 2023, at Docket No. A-2022-3034019 (April 2023 Order), wherein we modified the Initial Decision of Deputy Chief Administrative Law Judge (ALJ) Mark A. Hoyer and ALJ Emily I. DeVoe (collectively, the ALJs), issued on November 30, 2022. The ALJs' Initial Decision granted AB&T's unopposed Petition for Leave to Withdraw its Application for Approval of Pro Forma Transfer of Control, Nunc Pro Tunc (Petition to

<sup>1</sup> As discussed, *infra*, due to the nature of the alleged violations in this matter, it is appropriate to publish the Settlement in the *Pennsylvania Bulletin*.

Withdrawal). I.D. at 1, 7. In our April 2023 Order, we modified the ALJs' Initial Decision, in part. While we agreed with the ALJs that AB&T's unopposed Petition to Withdraw should be granted, we also modified the ALJs' Initial Decision to recognize that AB&T's conduct included noncompliance with our Regulations governing transfers of control, which was not obviated or cured by the ALJs' Initial Decision. Given AB&T's apparent non-compliance with Chapter 63 of the Regulations and Chapter 11 of the Pennsylvania Public Utility Code (Code), and the Office of Consumer Advocate's (OCA) prior Protest,<sup>2</sup> and in consideration of the facts of the case, we referred this matter to I&E for further action as deemed necessary and appropriate. Id. at 8.

To investigate AB&T's apparent non-compliance, I&E initiated an informal investigation into AB&T's conduct and practices. Through its informal investigation, I&E concluded that sufficient data had been gathered to substantiate alleged violations of Chapter 63 of the Commission's Regulations and Chapter 11 of the Code in connection with its untimely filed Application for Approval of Pro Forma Transfer of Control, *Nunc Pro Tunc*. Settlement Agreement, Appendix A at 2-3.

The Parties entered into negotiations and agreed to resolve these matters in accordance with the Commission's policy to promote settlements at 52 Pa. Code § 5.231. Settlement Agreement at ¶ 8. The Parties filed the instant Settlement Agreement on April 9, 2024.

## II. Background

### A. I&E Informal Investigation

As indicated above, the basis for the instant Settlement Agreement resulted from AB&T's apparent failure to timely comply with the Commission's shortened review and approval process relating to transfers of control for certificated telecommunications providers prescribed under Chapter 63 of the Commission's Regulations and Chapter 11 of the Code, which was referred to I&E for further investigation by our April 2023 Order.

As a result of the referral, I&E opened an informal investigation into AB&T's apparent noncompliance with regulations governing transfers of control. As part of its investigation, on October 12, 2023, I&E served AB&T with I&E Data Requests—Set I, consisting of eight (8) Data Requests. On November 3, 2023, AB&T provided its responses to I&E Data Requests—Set I. I&E's investigation included a careful review of AB&T's responses to the Data Requests, as well as information and documentation provided in various docketed matters, and its communications with AB&T. Ultimately, I&E determined that AB&T's conduct violated Chapter 63 of the Commission's Regulations and Chapter 11 of the Code. Settlement Agreement at ¶¶ 22—25, 27-28.

### B. Alleged Violations

Based on its informal investigation, I&E concluded that AB&T was required to, and failed to, utilize the Commission's shortened review and approval process relating to transfers of control for certificated telecommunications public utilities. Specifically, pursuant to 52 Pa. Code § 63.325(c), AB&T was required to provide notification of the pro forma transaction thirty (30) days prior to closing the transaction. In this case, AB&T indicated that AB&T Holdings obtained a majority interest in AB&T on May 27, 2022, and thus was required to provide notice to the

Commission by April 27, 2022. AB&T did not file its Application until July 22, 2022, which was 86 days past the required notification date. Settlement Agreement at ¶¶ 27, 29.

If this matter had been litigated, I&E would have proffered evidence that AB&T violated certain provisions of our Regulations and the Code. Specifically, I&E would have asserted that AB&T violated the Commission's Regulations at 52 Pa. Code § 63.325, as well as Section 1102 of the Code, 66 Pa.C.S. § 1102(a)(3), when it failed to first provide notice to the Commission prior to the transfer of control. Settlement Agreement at ¶¶ 28, 30.

As a result of negotiations, the Parties entered into the proposed Settlement Agreement, which is attached to this Opinion and Order, to resolve their differences. The Parties assert that the proposed Settlement Agreement is in the public interest and should, therefore, be approved by the Commission. Settlement Agreement at ¶ 8. I&E submits that AB&T cooperated with its investigation by issuing responses to I&E's data requests for information as requested and by engaging in communications. Id. at ¶¶ 24—26.

## III. Terms of the Settlement<sup>3</sup>

The Parties state that the purpose of the Settlement is to terminate I&E's informal investigation and settle this matter completely without litigation. Both Parties jointly acknowledge that approval of the Settlement Agreement is in the public interest and is fully consistent with the Commission's Policy Statement. Moreover, the Parties agree that the Settlement Agreement is in the public interest because it effectively addresses I&E's allegations that are the subject of I&E's informal investigation, it avoids the inherent unpredictability of the outcome of a contested proceeding, and it emphasizes the importance of compliance with the Commission's Regulations by imposing a civil penalty. Settlement Agreement at ¶¶ 31—33.

The essential terms of the Settlement are set forth in Paragraph No. 31 of the Joint Petition, which is recited in full, below, as it appears in the Joint Petition:

a) AB&T shall pay a civil penalty of Ten Thousand (\$10,000) Dollars to fully and finally resolve all possible claims of alleged violations of the Public Utility Code and the Commission's regulations in connection with the above alleged violations. Said payment shall be made within thirty (30) days of the date of the Commission's Final Order approving the Settlement Agreement and shall be made by certified check or money order payable to the "Commonwealth of Pennsylvania" and sent to:

Rosemary Chiavetta, Secretary  
 Pennsylvania Public Utility Commission  
 Commonwealth Keystone Building  
 400 North Street  
 Harrisburg, PA 17120

The civil penalty shall not be tax deductible pursuant to Section 162(f) of the Internal Revenue Code, 26 U.S.C. § 162(f) or passed through as an additional charge to any customers in Pennsylvania.

Settlement Agreement at ¶ 31.

The Parties submit that the above civil penalty is in the public interest because it will reinforce the importance of complying with the Commission's streamlined transfer of control Regulations at 52 Pa. Code § 63.325.

<sup>2</sup> In the April 2023 Order, the Commission acknowledged both that on August 22, 2022, the OCA filed a Protest to AB&T's then-pending Application, and that the OCA had not thereafter filed an objection to AB&T's Petition to Withdraw. April 2023 Order at 3, 4.

<sup>3</sup> Page 9 of the Settlement Agreement sets forth the full Settlement Terms and Conditions.



The Parties further represent that AB&T has taken measures to improve its existing internal procedures by directing relevant employees to confer with regulatory counsel prior to completing any transactions that could impact the ownership or control of AB&T. Settlement Agreement at ¶¶ 32, 34.

The Parties state that the Joint Petition represents the Settlement Agreement in its entirety. In consideration of AB&T's agreement to pay a civil penalty, I&E agrees that its informal investigation relating to AB&T's conduct will be terminated. Settlement Agreement at ¶¶ 31, 35.

The proposed Settlement Agreement is conditioned on the Commission's approval without modification of any of its terms or conditions. If the Commission rejects the proposed Settlement Agreement, or makes any change or modification thereto, either Party may elect to withdraw from the Settlement Agreement. Moreover, the Settlement Agreement represents a compromise of positions and does not constitute a finding of culpability or an admission concerning the alleged violations of the Code and the Commission's Regulations. Finally, the Parties present the Settlement Agreement without prejudice to any position that I&E or AB&T may advance in the future on the merits of the issues in any future proceeding, except to the extent necessary to effectuate the terms and conditions of the Settlement Agreement. Settlement Agreement at ¶¶ 36—41.

#### IV. Discussion

Pursuant to our Regulations at 52 Pa. Code § 5.231, it is the Commission's policy to promote settlements. However, the Commission must review proposed settlements to determine whether the terms are in the public interest. *Pa. PUC v. Philadelphia Gas Works*, Docket No. M-00031768 (Order entered January 7, 2004).

In reviewing settlements that resolve informal investigations, the Commission will provide other potentially affected parties with the opportunity to file comments regarding a proposed settlement prior to issuing a decision. The Commission's Regulations at 52 Pa. Code § 3.113(b) provide as follows:

**§ 3.113. Resolution of informal investigations.**

\* \* \*

(b) Under 65 Pa.C.S. Chapter 7 (relating to Sunshine Act), the Commission's official actions resolving informal investigations will be as follows:

\* \* \*

(3) When the utility, or other person subject to the Commission's jurisdiction, has committed to undertake action to address or remedy a violation or potential violation of the act or to resolve another perceived deficiency at the utility, in the form of a settlement with the Commission staff or other resolution of the matter, the Commission's consideration of the settlement or approval of the utility's action will occur at public meeting. Except for staff reports and other documents covered by a specific legal privilege,

documents relied upon by the Commission in reaching its determination shall be made part of the public record. *Before the Commission makes a final decision to adopt the settlement or to approve the utility's action, the Commission will provide other potentially affected persons with the opportunity to submit exceptions thereon or to take other action provided for under law.*

52 Pa. Code § 3.113(b) (emphasis added). See also, *Pa. PUC, Bureau of Investigation and Enforcement v. PPL Electric Utilities Corporation*, Docket No. M-2012-2264635 (Order entered September 13, 2012); *Pa. PUC, Bureau of Investigation and Enforcement v. Liberty Power Holdings, LLC*, Docket No. M-2019-2568471 (Order entered August 8, 2019).

#### V. Conclusion

Before issuing a decision on the merits of the proposed Settlement, and consistent with the requirement of 52 Pa. Code § 3.113(b)(3), and for the reason(s) stated above, we believe it is appropriate to publish the Settlement in the *Pennsylvania Bulletin*. Therefore, we will: (1) publish this Opinion and Order and a copy of the proposed Settlement and Statements in Support, attached hereto, in the *Pennsylvania Bulletin*; and (2) provide an opportunity for interested parties to file comments regarding the proposed Settlement within twenty-five (25) days after the date of publication in the *Pennsylvania Bulletin*; *Therefore,*

*It Is Ordered That:*

1. The Secretary's Bureau shall duly certify this Opinion and Order along with the attached Joint Petition for Approval of Settlement and the Statements in Support thereof, at Docket No. A-2022-3034019, and deposit them with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

2. Within twenty-five (25) days after the date that this Opinion and Order and the attached Joint Petition for Approval of Settlement and the Statements in Support thereof are published in the *Pennsylvania Bulletin*, interested parties may file comments concerning the proposed Settlement.

3. A copy of this Opinion and Order, together with the attached Joint Petition for Approval of Settlement and the Statements in Support thereof, at Docket No. A-2022-3034019, shall be served on the Office of Consumer Advocate and the Office of Small Business Advocate.

4. Subsequent to the Commission's review of any comments filed in this proceeding, at Docket No. A-2022-3034019, a final Opinion and Order will be issued by the Commission.

ROSEMARY CHIAVETTA,  
*Secretary*

ORDER ADOPTED: November 7, 2024

ORDER ENTERED: November 7, 2024

**Appendix A**  
**BEFORE THE**  
**PENNSYLVANIA PUBLIC UTILITY COMMISSION**

|  |   |
|--|---|
| Pennsylvania Public Utility Commission,    | : |
| Bureau of Investigation and                | : |
| Enforcement's Investigation of American    | : |
| Broadband and Telecommunications           | : |
| Company, LLC relating to possible          | : |
| violations of 52 Pa. Code § 63.1, et seq., | : |
| of the Commission's regulations and 66     | : |
| Pa.C.S. § 1101 of the Public Utility Code  | : |

Docket No. A-2022-3034019

**JOINT PETITION FOR APPROVAL OF SETTLEMENT**

TO THE HONORABLE PENNSYLVANIA PUBLIC UTILITY COMMISSION:

Pursuant to 52 Pa. Code §§ 3.113(b)(3), 5.41 and 5.232, the Pennsylvania Public Utility Commission's ("Commission" or "PUC") Bureau of Investigation and Enforcement ("I&E") and American Broadband and Telecommunications Company LLC ("AB&T" or "Company") (hereinafter referred to collectively as the "Parties" or "Joint Petitioners") hereby submit this Joint Petition for Approval of Settlement ("Joint Petition" or "Settlement Agreement") to resolve all issues related to an informal investigation conducted by I&E. I&E's investigation was initiated based upon the Commission's Opinion and Order, entered April 13, 2023, at Docket No. A-2022-3034019, wherein the Commission agreed to grant AB&T's Petition to Withdraw, but modified the Initial Decision of the presiding ALJs to refer the matter to the Bureau of Investigation and Enforcement for further action as deemed necessary and appropriate. Following numerous discussions between the Parties, I&E and AB&T respectfully request herein that the Commission enter an Opinion and Order approving this Settlement Agreement, without modification, for the compelling public interest reasons set forth, *infra*. Also attached are Statements in Support of the Settlement expressing the individual views of I&E (Appendix A) and AB&T (Appendix B), respectively.

*I. Introduction*

1. The Parties to this Settlement Agreement are I&E, by its prosecuting attorneys, Commonwealth Keystone Building, 400 North Street, Harrisburg, PA 17120, and American Broadband and Telecommunications Company LLC, with a business address of 1480 Ford Street, Maumee, OH 43537.

2. The Commission is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within this Commonwealth, as well as other entities subject to its jurisdiction, pursuant to the Public Utility Code ("Code"), 66 Pa.C.S. §§ 101, et seq.

3. I&E is the bureau within the Commission established to prosecute complaints against public utilities and other entities subject to the Commission's jurisdiction. See Implementation of Act 129 of 2008; Organization of Bureaus and Offices, Docket No. M-2008-2071852 (Order entered August 11, 2011) (delegating authority to initiate proceedings that are prosecutory in nature to I&E); see also 66 Pa.C.S. § 308.2(a)(11).

4. Section 501(a) of the Code, 66 Pa.C.S. § 501(a), authorizes and obligates the Commission to execute and enforce the provisions of the Code.

5. AB&T is a "public utility," as that term is defined at 66 Pa.C.S. § 102<sup>4</sup>, as it is engaged in providing telecommunications service to the public for compensation.

6. On April 13, 2023, the Commission referred this matter to I&E, the Commission's independent prosecutory bureau, outlining concerns regarding AB&T's compliance with the Code and the Commission's regulations related to AB&T's perceived noncompliance with the Commission's regulations governing transfer of control.

7. I&E determined that an informal investigation was warranted to ascertain whether the actions of AB&T violated any regulations, laws, or orders that the Commission has jurisdiction to administer.

8. As a result of successful negotiations between I&E and AB&T, the Parties have reached an agreement on an appropriate outcome to the investigation as encouraged by the Commission's policy to promote settlements. See 52 Pa. Code § 5.231. The Settlement Agreement is also consistent with the Commission's Policy Statement for evaluating litigated and settled proceedings involving violations of the Code and Commission regulations, 52 Pa. Code § 69.1201. The Parties agree to the settlement terms set forth herein and urge the Commission to grant the Joint Petition and approve the Settlement Agreement in its entirety, without modification, as being in the public interest.

*II. Background*

9. American Broadband and Telecommunications Holdings, Inc. ("AB&T Holdings") was formed on May 20, 2022, and obtained a majority interest in AB&T on May 27, 2022.

10. According to AB&T, the creation of AB&T Holdings and transfer of control was necessitated by a condition for closing a debt-based financial transaction. As explained in AB&T's Abbreviated Securities Certificate, filed on July 22, 2022 at Docket S-2022-3033982, "[t]he purpose of this financing was to repay a debt to an existing lender and for general business purposes related to the Registrant's operations."

11. On or about July 22, 2022, AB&T filed an Application for Approval of Pro Forma Transfer of Control, *Nunc Pro Tunc*, Docket No. A-2022-3034019 ("Transfer of Control Application"). Specifically, AB&T requested approval of the transfer of control and internal reorganization when AB&T Holdings took control of AB&T.

<sup>4</sup> At 66 Pa.C.S. § 102, "Public utility" is defined under that term at subsection (1)(i) as:

(1) Any person or corporations now or hereafter owning or operating in this Commonwealth equipment or facilities for:

(i) Producing, generating, transmitting, distributing or furnishing natural or artificial gas, electricity, or steam for the production of light, heat, or power to or for the public for compensation.

12. At the time AB&T filed its Transfer of Control Application, it held Certificates of Public Convenience as a Reseller of Interexchange Toll Services, Docket No. A-2013-2354978 (effective May 9, 2013), an Interexchange Carrier, Docket No. A-2013-2354980 (effective May 9, 2013), and a Competitive Local Exchange Carrier, Docket No. A-2013-2354840 (effective Sept. 24, 2013).

13. On August 22, 2022, the Office of Consumer Advocate filed a formal Protest against AB&T's Application, Docket No. A-2022-3034019.

14. On September 23, 2022, AB&T filed a letter advising the Commission's Office of Administrative Law Judge that it intended to abandon its Certificates of Public Convenience and would file an application seeking discontinuance and abandonment separately, and thus was withdrawing its Application at Docket No. A-2022-3034019. The Office of Administrative Law Judge treated the letter as a Petition for Leave to Withdraw.

15. Concurrently, on September 23, 2022, AB&T separately filed an Application for Approval of Discontinuance and Abandonment of Telecommunications Service, Docket No. A-2022-3035615. Specifically, AB&T sought approval to surrender its Certificates of Public Convenience as a Competitive Local Exchange Carrier, Reseller of Interexchange Toll Services, and Facilities-based Interexchange Carrier.

16. On or about October 11, 2022, AB&T filed a Notice of Pro Forma Change in Corporate Ownership, Petition to Maintain Eligible Telecommunications Carrier Status Post-Corporate Change in Ownership, and Petition for Waiver of the Obligation to Petition for Renewal of ETC Designation, Docket No. P-2022-3036054. Specifically, AB&T requested waiver of the requirement to file a petition for renewal of its ETC designation since the change in corporate control did not change the corporate management.

17. On October 31, 2022, the Office of Consumer Advocate filed an Answer to the Petition of AB&T at Docket No. P-2022-3036054, stating that good cause existed for AB&T to affirmatively prove to the Commission that it was qualified to provide Lifeline service as an ETC in light of the Consent Decree issued by the Federal Communications Commission ("FCC"), In the Matter of American Broadband and Telecommunications Company, Jeffrey S. Ansted, FCC File No. EB-IHD-17-00023554, Order (rel. June 3, 2022), Consent Decree (Enforcement Bureau, DA-22-421).

18. On November 21, 2022, AB&T filed a Response to the Answer of the Office of Consumer Advocate,<sup>5</sup> stating that the Consent Decree is not a factual or legal finding regarding AB&T's compliance with the FCC's Lifeline rules, and therefore, does not provide any valid basis for requiring AB&T to prove that it is qualified to provide Lifeline service. In the Response, AB&T further advised the Commission that it commits to its continued compliance with federal and Pennsylvania Lifeline service requirements.

19. The matters at Docket Nos. P-2022-3036054 and A-2022-3035615 remain open before the Commission.

20. On November 30, 2022, Deputy Chief Administrative Law Judge Mark A. Hoyer and Administrative Law Judge Emily I. DeVoe (herein referred to collectively as "Presiding Officers") issued an Initial Decision granting AB&T's Petition for Leave to Withdraw its Application for

Approval of Pro Forma Transfer of Control, Nunc Pro Tunc and dismissing the Application without prejudice, Docket No. A-2022-3034019.

21. On April 13, 2023, the Commission issued an Opinion and Order at Docket No. A-2022-3034019 ("April 13, 2023 Order"), modifying the Initial Decision of the Presiding Officers. Specifically, the Commission agreed with the decision to grant AB&T's Petition to Withdraw, but modified the Initial Decision to refer the matter to the Bureau of Investigation and Enforcement for further action as deemed necessary and appropriate.

22. Despite AB&T's Application for Approval of Pro Forma Transfer of Control Nunc Pro Tunc being withdrawn, the Commission nevertheless had concerns regarding AB&T's underlying noncompliance with the Commission's regulations governing transfers of control. The Commission stated, in pertinent part:

Due to AB&T's failure to seek approval for the transfer from the Commission under Chapter 63 of the Code, AB&T sought *nunc pro tunc* relief from the Commission regarding a transfer of control it had entered into for financing arrangements. We are concerned that allowing certificated public utility providers to avoid compliance with our streamlined transfer of control regulations, which are available only to certificated providers of communications services in the Commonwealth, if allowed to become common practice, will ultimately affect consumer services [footnote omitted].

...

It is necessary to emphasize the importance of compliance with our streamlined transfer of control regulations.

April 13, 2023 Order at 7.

23. Pursuant to the April 13, 2023 Order, the matter was referred to I&E.

24. By letter dated October 12, 2023, I&E issued an investigation letter with I&E Data Requests—Set I informing AB&T of the scope of its investigation and requesting responses to I&E's eight (8) Data Requests.

25. On November 1, 2023, AB&T provided its responses to I&E Data Requests—Set I.

26. The Parties engaged in communications that resulted in the amicable resolution that is set forth herein.

### III. Violations

27. After a careful review of AB&T's responses to the Data Requests and the information and documentation provided in the various docketed matters, I&E determined that AB&T was required to timely utilize the Commission's shortened review and approval process relating to transfers of control for certificated communications providers and failed to utilize that process.

28. If proven, this is a violation of Section 63.325 of the Commission's Regulations, 52 Pa. Code § 63.325, and Section 1102 of the Public Utility Code, 66 Pa.C.S. § 1102(a)(3), when AB&T failed to first provide notice to the Commission prior to the transfer of control.

29. Pursuant to Section 63.325(c), AB&T was required to provide notification of the pro forma transaction thirty (30) days prior to the closing of the transaction. Here, AB&T stated that AB&T Holdings obtained a majority interest in AB&T on May 27, 2022, and thus was required to provide notice to the Commission by April 27, 2022. AB&T filed its Application on July 22, 2022, 86 days past the notification date.

<sup>5</sup> AB&T filed its Response in Docket No. P-2013-2362571 (the Docket for AB&T's ETC designation). AB&T subsequently filed a copy of its Response in Docket No. P-2022-3036054.

30. Had this matter been fully litigated, I&E would have proffered evidence and legal arguments to demonstrate that AB&T violated Section 63.325 of the Commission's Regulations, 52 Pa. Code § 63.325, and Section 1102 of the Public Utility Code, 66 Pa.C.S. § 1102(a)(3), when AB&T failed to first provide notice to the Commission prior to the transfer of control.

#### IV. Settlement Terms

31. Pursuant to the Commission's policy of encouraging settlements that are reasonable and in the public interest, the Parties held multiple discussions that culminated in this Settlement. I&E and AB&T desire to (1) terminate I&E's informal investigation; and (2) settle this matter completely without litigation. The Parties recognize the inherent unpredictability of the outcome of a contested proceeding and further recognize the benefits of amicably resolving the issues. The terms of the Settlement, for which the Parties seek Commission approval, are set forth below:

a) AB&T shall pay a civil penalty of Ten Thousand (\$10,000) Dollars to fully and finally resolve all possible claims of alleged violations of the Public Utility Code and the Commission's regulations in connection with the above alleged violations. Said payment shall be made within thirty (30) days of the date of the Commission's Final Order approving the Settlement Agreement and shall be made by certified check or money order payable to the "Commonwealth of Pennsylvania" and sent to:

Rosemary Chiavetta, Secretary  
 Pennsylvania Public Utility Commission  
 Commonwealth Keystone Building  
 400 North Street  
 Harrisburg, PA 17120

The civil penalty shall not be tax deductible pursuant to Section 162(f) of the Internal Revenue Code, 26 U.S.C.S. § 162(f) or passed through as an additional charge to any customers in Pennsylvania.

32. The Parties agree that this civil penalty is in the public interest in order to emphasize the importance of compliance with the Commission's streamlined transfer of control regulations.

33. The Parties agree that payment of the stated civil penalty is, in and of itself, a reasonable and adequate resolution of the matter referred to I&E and a settlement based thereon is in the public interest.

34. AB&T has nevertheless also improved its existing procedures by directing relevant employees to confer with regulatory counsel prior to completing any transactions that could impact the ownership or control of AB&T.

#### V. Conditions of Settlement

35. This document represents the Settlement Agreement in its entirety. No changes to obligations set forth herein may be made unless they are in writing and are expressly accepted by the Parties involved. This Settlement Agreement shall be construed and interpreted under Pennsylvania law, without regard to its conflicts of laws provisions.

36. The Settlement is conditioned upon the Commission's approval of the terms and conditions contained in this Joint Settlement Petition without modification. If the Commission rejects or modifies this Settlement Agreement, any party may elect to withdraw from this Settlement Agreement and may proceed with litigation or take

other such action as deemed appropriate and, in such event, this Settlement Agreement shall be void and of no effect. Such election to withdraw must be made in writing, filed with the Secretary of the Commission and served upon all Parties within twenty (20) business days after entry of an Order modifying the Settlement.

37. The benefits and obligations of this Settlement Agreement shall be binding upon the successors and assigns of the Parties to this Settlement.

38. The Parties agree that the underlying allegations were not the subject of any hearing or formal procedure and that there has been no order, findings of fact or conclusions of law rendered in this proceeding. It is further understood that, by entering into this Settlement Agreement, AB&T has made no concession or admission of fact or law and may dispute all issues of fact and law for all purposes in all proceedings that may arise as a result of the circumstances described in this Settlement Agreement.

39. The Parties acknowledge that this Settlement Agreement reflects a compromise and does not necessarily reflect any party's position with respect to any issues raised in this proceeding.

40. If either party should file any pleading, including comments, in response to an order of the Commission, the other party shall have the right to file a reply.

41. This Settlement Agreement is being presented only in the context of this proceeding in an effort to resolve the proceeding in a manner that is fair and reasonable. This Settlement Agreement is presented without prejudice to any position that any of the Parties may have advanced and without prejudice to the position any of the Parties may advance in the future on the merits of the issues in future proceedings, except to the extent necessary to effectuate the terms and conditions of this Settlement Agreement. This Settlement Agreement does not preclude the Parties from taking other positions in any other proceeding.

42. The terms of this Settlement Agreement represent a reasonably negotiated compromise on the issue addressed herein. Thus, the Settlement Agreement is consistent with the Commission's rules and practices encouraging negotiated settlements set forth in 52 Pa. Code §§ 5.231 and 69.1201.

Wherefore, the Pennsylvania Public Utility Commission's Bureau of Investigation and Enforcement and American Broadband and Telecommunications Company, LLC respectfully request that the Commission enter an Order approving the terms of the Joint Petition for Approval of Settlement in their entirety as being in the public interest.

Date: April 9, 2024

Respectfully submitted,  
 Debra McGuire Mercer, Esq  
 Nelson Mullins Riley &  
 Scarborough LLP  
 Counsel for American Broad-  
 band and Telecommunications  
 Company, LLC

Date: April 9, 2024

Michael L. Swindler  
 Deputy Chief Prosecutor  
 Bureau of Investigation and En-  
 forcement  
 Pennsylvania Public Utility  
 Commission

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

|   |   |                           |
|---|---|---------------------------|
| Pennsylvania Public Utility               | : |                           |
| Commission, Bureau of Investigation       | : |                           |
| and Enforcement’s Investigation of        | : |                           |
| American Broadband and                    | : | Docket No. A-2022-3034019 |
| Telecommunications Company, LLC           | : |                           |
| relating to possible violations of 52 Pa. | : |                           |
| Code § 63.1, et seq., of the              | : |                           |
| Commission’s regulations and 66           | : |                           |
| Pa.C.S. § 1101 of the Public Utility      | : |                           |
| Code                                      | : |                           |

THE BUREAU OF INVESTIGATION AND ENFORCEMENT’S  
STATEMENT IN SUPPORT OF THE  
JOINT PETITION FOR APPROVAL OF SETTLEMENT

TO THE HONORABLE PENNSYLVANIA PUBLIC UTILITY COMMISSION:

Pursuant to 52 Pa. Code §§ 5.231, 5.232 and 69.1201, the Pennsylvania Public Utility Commission’s (“Commission”) Bureau of Investigation and Enforcement (“I&E”) hereby submits this Statement in Support of the Joint Petition for Approval of Settlement (“Settlement Agreement”) in the above-docketed matter between I&E and American Broadband and Telecommunications Company, LLC (“AB&T”) (hereinafter collectively referred to as the “Parties”). I&E avers that the terms of the Settlement Agreement are just and reasonable and in the public interest for the reasons set forth in the Settlement Agreement and as set forth herein.

I. *Background*

American Broadband and Telecommunications Holdings, Inc. (“AB&T Holdings”) was formed on May 20, 2022, and obtained a majority interest in AB&T on May 27, 2022. According to AB&T, the creation of AB&T Holdings and transfer of control was necessitated by a condition for closing a debt-based financial transaction. As explained in AB&T’s Abbreviated Securities Certificate, filed on July 22, 2022 at Docket S-2022-3033982, “[t]he purpose of this financing was to repay a debt to an existing lender and for general business purposes related to the Registrant’s operations.”

On or about July 22, 2022, AB&T filed an Application for Approval of Pro Forma Transfer of Control, Nunc Pro Tunc, Docket No. A-2022-3034019 (“Transfer of Control Application”). Specifically, AB&T requested approval of the transfer of control and internal reorganization when AB&T Holdings took control of AB&T.

On or about October 11, 2022, AB&T filed a Notice of Pro Forma Change in Corporate Ownership, Petition to Maintain Eligible Telecommunications Carrier Status Post-Corporate Change in Ownership, and Petition for Waiver of the Obligation to Petition for Renewal of ETC Designation, Docket No. P-2022-3036054. Specifically, AB&T requested waiver of the requirement to file a petition for renewal of its ETC designation since the change in corporate control did not change the corporate management.

On November 30, 2022, Deputy Chief Administrative Law Judge Mark A. Hoyer and Administrative Law Judge Emily I. DeVoe (herein referred to collectively as “Presiding Officers”) issued an Initial Decision granting AB&T’s Petition for Leave to Withdraw its Application for Ap-

proval of Pro Forma Transfer of Control, Nunc Pro Tunc and dismissing the Application without prejudice, Docket No. A-2022-3034019.

On April 13, 2023, the Commission issued an Opinion and Order at Docket No. A-2022-3034019 (“April 13, 2023 Order”), modifying the Initial Decision of the Presiding Officers. Specifically, the Commission agreed with the decision to grant AB&T’s Petition to Withdraw, but modified the Initial Decision to refer the matter to the Bureau of Investigation and Enforcement for further action as deemed necessary and appropriate.

Despite AB&T’s Application for Approval of Pro Forma Transfer of Control Nunc Pro Tunc being withdrawn, the Commission nevertheless had concerns regarding AB&T’s underlying noncompliance with the Commission’s regulations governing transfers of control. Pursuant to the April 13, 2023 Order, the matter was referred to I&E.

Upon investigation and following multiple discussions with AB&T counsel, the Parties reached an amicable settlement that reflects an adequate resolution of the issue referred to I&E. On March 25, 2024, the Parties filed a Joint Petition for Approval of Settlement resolving the issue referred to I&E pursuant to the April 13, 2023 Order.

II. *The Public Interest*

I&E is satisfied that approval of the proposed settlement is in the public interest. As set forth at Section 5.231(a) of the Commission’s regulations, it is the Commission’s policy to encourage settlements, 52 Pa. Code § 5.231(a). The instant Joint Petition for Settlement resolves the issue of AB&T’s noncompliance with the Commission’s regulations regarding transfer of control. The settlement will save the parties the time and expense that would be incurred in litigating this matter before the Commission. Since the signatory parties have agreed to the terms of this Joint Petition for Settlement, adopting it will eliminate the possibility of an appeal from a Secretarial Letter or Order, thus saving the signatory parties the time and expense that might have been incurred in such an appeal.

III. *Terms of Settlement*

I&E and AB&T, intending to be legally bound and for consideration given and received, desire to fully and finally conclude this investigation and agree that a Commission Order approving the Settlement Agreement without modification shall create the following obligation:

AB&T shall pay a civil penalty in the amount of Ten Thousand Dollars (\$10,000) pursuant to 58 P.S.

§ 801.502 and 52 Pa. Code § 69.1201. Said payment shall be made within thirty (30) days of the entry date of the Commission's Final Order approving the Joint Petition for Approval of Settlement in this matter and shall be made by certified check or money order payable to the "Commonwealth of Pennsylvania." The docket number of this proceeding shall be indicated on the certified check or money order and the payment shall be sent to:

Rosemary Chiavetta, Secretary  
 Pennsylvania Public Utility Commission  
 Commonwealth Keystone Building  
 400 North Street  
 Harrisburg, PA 17120

AB&T agrees that the civil penalty shall not be tax deductible pursuant to Section 162(f) of the Internal Revenue Code, 26 U.S.C.S. § 162(f).

I&E reiterates here that approval of the Settlement Agreement is in the public interest and is fully consistent with the Commission's Policy Statement for evaluating litigated and settled proceedings involving violations of the Code and Commission regulations. 52 Pa. Code § 69.1201. The Commission will serve the public interest by approving this Joint Petition for Approval of Settlement without modification. It is the Commission's long-standing policy to promote settlements. See 52 Pa. Code § 5.231. Settlements lessen the time and expense that the parties must expend litigating a case and, at the same time, conserve precious administrative resources. Settlement results are often preferable to those achieved at the conclusion of a fully litigated proceeding. "The focus of inquiry for determining whether a proposed settlement should be recommended for approval is not a 'burden of proof' standard, as is utilized for contested matters." *Pa. Pub. Util. Comm'n, et al. v. City of Lancaster—Bureau of Water*, Docket Nos. R-2010-2179103, et al. (Order entered July 14, 2011). Instead, the benchmark for determining the acceptability of a settlement is whether the proposed terms and conditions are in the public interest. *Pa. Pub. Util. Comm'n v. Philadelphia Gas Works*, Docket No. M-00031768 (Order entered January 7, 2004).

I&E submits that approval of the Settlement Agreement in the above-captioned matter is consistent with the Commission's Policy Statement regarding Factors and Standards for Evaluating Litigated and Settled Proceedings Involving Violations of the Public Utility Code and Commission Regulations ("Policy Statement"), 52 Pa. Code § 69.1201; see also *Joseph A. Rosi v. Bell-Atlantic-Pennsylvania, Inc.*, Docket No. C-00992409 (Order entered March 16, 2000). The Commission's Policy Statement sets forth ten (10) factors ("Rosi factors") that the Commission may consider in evaluating whether a civil penalty for violating a Commission order, regulation, or statute is appropriate, as well as whether a proposed settlement for a violation is reasonable and in the public interest. 52 Pa. Code § 69.1201.

It is important to note that the Commission will not apply the *Rosi* factors as strictly in settled cases as in litigated cases. 52 Pa. Code § 69.1201(b). As this matter is a settled case, the *Rosi* factors should not be strictly construed. While many of the same factors may still be considered, *in settled cases, the parties "will be afforded flexibility in reaching amicable resolutions* to complaints and other matters as long as the settlement is in the public interest." Id. (emphasis added). By the filing of this Joint Petition for Approval of Settlement, I&E and AB&T have declared that they have in good faith negotiated an

amicable resolution that benefits the public, the Parties and this Commission. I&E asks that the Commission acknowledge and accept this flexibility when considering the terms negotiated and entered into in this Settlement Agreement.

The first *Rosi* factor considers whether the conduct at issue was of a serious nature, such as fraud or misrepresentation, or if the conduct was less egregious, such as an administrative or technical error. Conduct of a less serious nature warrants a lesser civil penalty. 52 Pa. Code § 69.1201(c)(1). I&E avers that the noncompliance in question, while important to address, would seem to be a matter not, in and of itself, of a serious nature. I&E considers the conduct at issue to not be of a serious nature, and this was taken into consideration in arriving at the agreed-to civil penalty.

The second factor considers whether the resulting consequences of AB&T's noncompliance with the Commission's transfer of control regulations were of a serious nature. When consequences of a serious nature are involved, such as personal injury or property damage, the consequences may warrant a higher penalty. 52 Pa. Code § 69.1201(c)(2). Here, the issue at hand did not result in any personal injury or property damage, and the consequences of AB&T's actions were nominal to non-existent. I&E does not consider the consequences of the conduct at issue to be of a serious nature, which is reflected in the agreed-to civil penalty imposed in the Settlement Agreement.

The third factor to be considered under the Policy Statement is whether the alleged conduct was intentional or negligent. 52 Pa. Code § 69.1201(c)(3). "This factor may only be considered in evaluating litigated cases." Id. Whether AB&T's alleged conduct was intentional or negligent does not apply here since this matter is being resolved by settlement of the Parties.

The fourth factor to be considered is whether AB&T has made efforts to change its practices and procedures to prevent similar conduct in the future. 52 Pa. Code § 69.1201(c)(4). As noted in the Joint Petition, AB&T has improved its existing procedures by directing that relevant employees confer with regulatory counsel prior to completing any transactions that could impact the ownership or control of AB&T in order to safeguard a repeat occurrence of this noncompliance issue.

The fifth factor to be considered relates to the number of customers affected by the Company's actions and the duration of the violations. 52 Pa. Code § 69.1201(c)(5). Here, no customers were impacted.

The sixth factor to be considered relates to the compliance history of AB&T. 52 Pa. Code § 69.1201(c)(6). An isolated incident from an otherwise compliant company may result in a lower penalty whereas frequent, recurrent violations by a jurisdictional entity may warrant a higher penalty. Here, there is no indication that AB&T has a poor compliance history with the Commission.

The seventh factor to be considered relates to whether the Company cooperated with the Commission's investigation. 52 Pa. Code § 69.1201(c)(7). AB&T has cooperated with I&E's investigation in order to address the violation alleged. Together, the Parties have agreed to a minor procedural enhancement and an appropriate civil penalty. The Parties further determined that it was in their respective best interest, as well as in the public interest, to settle this matter and to reach an amicable agreement as to an appropriate civil penalty amount that adequately balances all the relevant interests under the circum-

stances of this case. A fair and equitable civil penalty has been reached in this Settlement Agreement without the need to pursue formal enforcement action.

The eighth factor to be considered is the appropriate civil penalty necessary to address the instant matter and to deter future violations. 52 Pa. Code § 69.1201(c)(8). I&E submits that the negotiated civil penalty amount of \$10,000, which is not tax deductible, is a fair, substantial and sufficient result to find that this Settlement Agreement is in the public interest.

The ninth factor to be considered relates to past Commission decisions in similar situations. 52 Pa. Code § 69.1201(c)(9). I&E submits that the instant Settlement Agreement should be viewed on its own merits and is fair and reasonable.

The tenth factor considers “other relevant factors.” 52 Pa. Code § 69.1201(c)(10). The issue at hand and resulting resolution are straight forward and there are no additional relevant factors to be considered.

In conclusion, I&E fully supports the terms of the Settlement Agreement. The terms of the Settlement Agreement reflect a compromise of the interests of the

Parties in this proceeding. AB&T has agreed to pay a fair civil penalty as part of this Settlement Agreement and will implement an enhancement to its procedures that will improve future compliance with the Commission’s regulations.

Accordingly, the Joint Petition for Settlement filed at this docket should be granted and settlement approved as in the public interest.

Respectfully submitted,

Michael L. Swindler  
Deputy Chief Prosecutor  
PA Attorney ID No. 43319

Pennsylvania Public Utility Commission  
Bureau of Investigation and Enforcement  
Commonwealth Keystone Building  
400 North Street  
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Date: April 9, 2024

**Appendix B  
BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission, :  
Bureau of Investigation and :  
Enforcement’s Investigation of American :  
Broadband and Telecommunications :  
Company, LLC relating to possible :  
violations of 52 Pa. Code § 63.1, et seq., :  
of the Commission’s regulations and 66 :  
Pa.C.S. § 1101 of the Public Utility Code :

Docket No. A-2022-3034019

**AMERICAN BROADBAND AND TELECOMMUNICATIONS  
COMPANY, LLC’S STATEMENT IN SUPPORT OF THE  
JOINT PETITION FOR APPROVAL OF SETTLEMENT**

In accordance with 52 Pa. Code § 5.232, American Broadband and Telecommunications Company, LLC (“AB&T”), a party to the Joint Petition for Approval of Settlement (“Settlement”), submits this Statement in Support of the Settlement in this matter between AB&T and the Pennsylvania Public Utility Commission’s (“Commission”) Bureau of Investigation and Enforcement (“I&E”) (collectively, the “Parties”). The Settlement resolves all issues and is in the public interest. Furthermore, the application of the Commission’s statement of policy for evaluating settlements support the Commission’s approval of the Settlement.

*I. Background*

As described in the Settlement, American Broadband and Telecommunications Holdings, Inc. (“AB&T Holdings”) was formed on May 20, 2022, and obtained a majority interest in AB&T on May 27, 2022. The creation of AB&T Holdings and transfer of control was necessitated by a condition for closing a debt-based financial transaction. As explained in AB&T’s Abbreviated Securities Certificate, filed on July 22, 2022 at Docket S-2022-3033982, “[t]he purpose of this financing was to repay a debt to an existing lender and for general business purposes related to the Registrant’s operations.”

On or about July 22, 2022, AB&T filed an Application for Approval of Pro Forma Transfer of Control, Nunc Pro Tunc, Docket No. A-2022-3034019 (“Transfer of Control Application”) in which it requested approval of the pro forma transfer of control that occurred when AB&T Holdings became an intermediary owner of AB&T. At the time that AB&T filed the Transfer of Control Application, it held Certificates of Public Convenience as a Reseller of Interexchange Toll Services, Docket No. A-2013-2354978 (effective May 9, 2013), an Interexchange Carrier, Docket No. A-2013-2354980 (effective May 9, 2013), and a Competitive Local Exchange Carrier, Docket No. A-2013-2354840 (effective Sept. 24, 2013).

As detailed in the Settlement, on September 23, 2023, AB&T advised the Commission that it intended to abandon its Certificates of Public Convenience and was withdrawing its Transfer of Control Application, and it filed an Application for Approval of Discontinuance and Abandonment of Telecommunications Service, Docket No. A-2022-3035615, solely related to wireline telecommunications services. On November 30, 2022, an Initial Decision was issued by Deputy Chief Administrative Law Judge Mark A. Hoyer and Administrative Law Judge Emily I. DeVoe granting AB&T’s request to withdraw its Transfer of Control Application and dismissing the Application

without prejudice, Docket No. A-2022-3034019. On April 13, 2023, the Commission issued an Opinion and Order in Docket No. A-2022-3034019, modifying the Initial Decision to refer the matter to I&E for further action as deemed necessary and appropriate.

AB&T counsel and I&E engaged in discussions and have reached a resolution to this matter that is reflected in the Settlement.

## II. Settlement Terms

The following are the terms of the Settlement for which the Parties jointly seek the Commission's approval: AB&T shall pay a civil penalty in the amount of ten thousand dollars (\$10,000), which shall not be tax deductible.

## III. The Settlement Is Supported by the Commission's Policy Statement for Evaluating Settlements and is in the Public Interest

The Commission has issued a policy statement at 52 Pa. Code § 69.1201 setting forth the factors and standards that may be considered in the evaluation of both litigated and settled cases. The policy statement provides that "[w]hen applied in settled cases, these factors and standards will not be applied in as strict a fashion as in a litigated proceeding. The parties in settled cases will be afforded flexibility in reaching amicable resolutions to complaints and other matters so long as the settlement is in the public interest." The Settlement is consistent with the standards in the Commission's policy statement and is in the public interest. For these reasons, AB&T requests that the Commission approved the Settlement without modification. Each of the factors in the Commission's policy statement are addressed.

### 1. Seriousness of Conduct

The first factor is "[w]hether the conduct at issue was of a serious nature," such as "willful fraud or misrepresentation" or is "less egregious, such as administrative filing or technical errors." 52 Pa. Code § 69.1201(c)(1). The conduct at issue was not of a serious nature and had no impact on customers.

### 2. Consequences of Conduct

The second factor looks at "[w]hether the resulting consequences of the conduct at issue were of a serious nature," such as "personal injury or property damage." 52 Pa. Code § 69.1201(c)(2). In this case, there was no personal injury or property damage and there were no consequences of a serious nature.

### 3. Intentional or Negligent Conduct

The third factor looks to "[w]hether the conduct at issue was deemed intentional," which is more serious, or whether it is simply negligent. "This factor may only be considered in evaluating litigated cases" and therefore, is not applicable to this matter. 52 Pa. Code § 69.1201(c)(3).

### 4. Modification of Practices and Procedures

The fourth factor looks to "[w]hether the regulated entity made efforts to modify internal practices and procedures to address the conduct at issue and prevent similar conduct in the future." 52 Pa. Code § 69.1201(c)(4). AB&T has improved its existing internal procedures by directing relevant employees to confer with regulatory counsel prior to completing any transactions that could impact the ownership or control of AB&T. This will ensure that similar conduct will not reoccur.

### 5. Number of Customers and Duration

The fifth factor looks to "[t]he number of customers affected and the duration of the violation." 52 Pa. Code § 69.1201(c)(5). No customers were affected.

### 6. Compliance History

The sixth factor looks to "[t]he compliance history of the regulated entity" and whether this was an "isolated incident from an otherwise compliant utility." 52 Pa. Code § 69.1201(c)(6). AB&T submits that this is an isolated incident and that it has a history of compliance with the Commission's rules.

### 7. Cooperation

The seventh factor looks to "[w]hether the regulated entity cooperated with the Commission's investigation." 52 Pa. Code § 69.1201(c)(7). In this case AB&T fully cooperated with I&E's investigation.

### 8. Deterrence

The eighth factor looks to "[t]he amount of the civil penalty or fine necessary to deter future violations." 52 Pa. Code § 69.1201(c)(8). AB&T intends to comply with applicable rules governing transfers of control or ownership. While it does not need to pay a civil penalty to deter violations, the penalty set forth in the Settlement is reasonable given the facts of this case.

### 9. Precedent

The ninth factor looks to "[p]ast Commission decisions in similar situations." 52 Pa. Code § 69.1201(c)(9). AB&T is not aware of a past settlement that addressed a similar situation.

### 10. Other Relevant Factors

The tenth factor is "[o]ther relevant factors." 52 Pa. Code § 69.1201(c)(10). There are no other factors that the Commission needs to consider.

The Settlement comports with the Commission's policy statement for evaluating settlements and is in the public interest. Indeed, "[i]t is the policy of the Commission to encourage settlements." 52 Pa. Code § 5.231(a). The Settlement represents a fair and reasonable resolution of this matter regarding AB&T's transfer of control. Moreover, the Commission's approval of the Settlement will promote administrative efficiency and avoid the costs associated with litigating this matter before the Commission.

For the foregoing reasons, AB&T respectfully requests that the Commission approve without modification the Joint Petition for Approval of Settlement of AB&T and I&E in this matter.

Respectfully submitted,

John J. Heitmann  
Debra McGuire Mercer  
Nelson Mullins Riley &  
Scarborough LLP  
101 Constitution Avenue, NW  
Suite 900  
Washington, DC 20001  
(202) 689-2945  
john.heitmann@nelsonmullins.com  
debra.mercer@nelsonmullins.com

April 9, 2024



BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Pennsylvania Public Utility Commission, Bureau of Investigation and Enforcement's Investigation of American Broadband and Telecommunications Company, LLC relating to possible violations of 52 Pa. Code § 63.1, et seq., of the Commission's regulations and 66 Pa.C.S. § 1101 of the Public Utility Code : : : : : : : : : : Docket No. A-2022-3034019

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing Joint Petition for Approval of Settlement and Statements in Support dated April 9, 2024, upon the parties listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a party).

Via Electronic Mail Debra McGuire Mercer, Esq. Nelson Mullins Riley & Scarborough LLP 101 Constitution Avenue, NW, Suite 900 Washington, D.C. 20001 debra.mercer@nelsonmullins.com

Michael L. Swindler Deputy Chief Prosecutor Bureau of Investigation and Enforcement PA Attorney ID No. 43319 (717) 783-6369 mswindler@pa.gov

STATEMENT OF VICE CHAIRPERSON KIMBERLY BARROW

Prior to joining my staff, Kayla Rost was employed in the Commission's Bureau of Investigation and Enforcement and worked on this case. She has not advised me in this matter.

Date: November 7, 2024

KIMBERLY BARROW, Vice Chairperson

[Pa.B. Doc. No. 24-1686. Filed for public inspection November 22, 2024, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission (Commission). Formal protests, petitions to intervene and answers must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before December 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 December 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 Com-

mission's web site at www.puc.pa.gov by searching under the docket number or by searching the applicant's web site.

Applications of the following for approval to begin operating as common carriers for transportation of persons as described under each application.

A-2024-3051254. Pillar Human Services, LLC (313 West Liberty Street, Suite 6, Lancaster, Lancaster County, PA 17603) to transport, as a common carrier, by motor vehicle, persons in paratransit service, from points in the County of Lancaster, to points in Pennsylvania, and return.

A-2024-3051639. Health Buss, LLC (1281 West Liberty Road, Slippery Rock, Butler County, PA 16057) for the right to begin to transport, as a common carrier, by motor vehicle, persons in nonemergency medical paratransit service, between points in the Counties of Allegheny, Armstrong, Beaver, Butler, Lawrence and Mercer.

A-2024-3051676. Nittany Medical Transport, LLC (971 East High Street, Bellefonte, Centre County, PA 16823) for the right to begin to transport, as a common carrier, by motor vehicle, persons in nonemergency medical paratransit service, between points in the Counties of Blair, Centre, Dauphin and Montour.

**A-2024-3051677. GPS Transportation, Inc., t/a GPS Transportation God's People Serving** (9237 Roosevelt Boulevard, Suite 203, Philadelphia, Philadelphia County, PA 19114) to transport, as a common carrier, by motor vehicle, persons in paratransit service, from points in the Counties of Bucks and Delaware, and the City and County of Philadelphia, to points in Pennsylvania, and return.

**A-2024-3051843. Caring Mission Home Care, LP** (1 Humbert Lane, Washington, Washington County, PA 15301) to transport persons, by motor vehicle, in paratransit service, from points in Allegheny, Fayette and Washington Counties, to points in Pennsylvania, and return.

**A-2024-3051860. Mahoning Valley Ambulance Association** (902 Mill Road, Lehigh, Carbon County, PA 18235) for the right to begin to transport, as a common carrier, by motor vehicle, persons in paratransit service, from points in the Counties of Berks, Carbon, Lehigh, Luzerne, Monroe, Northampton and Schuylkill to points in Pennsylvania, and return.

ROSEMARY CHIAVETTA,  
Secretary

[Pa.B. Doc. No. 24-1687. Filed for public inspection November 22, 2024, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Service of Notice of Motor Carrier Formal Complaints

Formal complaints have been issued by the Pennsylvania Public Utility Commission. Answers must be filed in accordance with 52 Pa. Code (relating to public utilities). Answers are due December 9, 2024, and must be made with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120, with a copy to the First Deputy Chief Prosecutor, Pennsylvania Public Utility Commission.

### Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. OK Taxi, LLC; Docket No. C-2024-3051158

#### COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That OK Taxi, LLC, Respondent, maintains its principal place of business at 2304 Walnut Street, Harrisburg, Dauphin County, Pennsylvania, 17103.

2. That Respondent was issued a certificate of public convenience to transport, as a common carrier, by motor vehicle, persons in call or demand service on March 24, 2017, at PUC number A-6318522.

3. That on September 9, 2024, PUC Enforcement Officer Travis Griffith emailed the carrier official, Maher Mohamed advising of an annual inspection of all vehicles and drivers for the carrier to take place on September 11, 2024.

4. That on September 11, 2024, Officer Griffith performed an annual inspection of the Respondent's vehicle presented, a 2014 Dodge Caravan, PA registration TX51708, last 4 digits of the vehicle identification number being 1691. No violations were found of this vehicle.

5. That on that same date OK Taxi employee, Jose Vega, reported that while driving a cab for the Respondent, he had been involved in a reportable accident on August 7, 2024, driving a 2011 Chevrolet, PA registration TX50745, a vehicle not presented at the time of the annual inspection.

6. That on September 12, 2024, Officer Griffith requested the Respondent submit the crash report by the end of the business day. No report was provided.

7. That Respondent, by failing to cooperate by not providing all vehicle for inspection has violated 66 PA § 505. The penalty for this violation is \$500.00.

Wherefore, the Bureau of Investigation and Enforcement hereby requests that the Commission fine OK Taxi, LLC, the amount of five hundred dollars (\$500.00) for the illegal activity described in this Complaint and order such other remedy as the Commission may deem to be appropriate.

Respectfully submitted,  
Brian B. Mehus, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement  
400 North Street  
Harrisburg, PA 17120

#### VERIFICATION

I, Brian B. Mehus, hereby state that the facts above set forth are true and correct to the best of my knowledge, information, and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 30 September 2024

Brian B. Mehus, Acting Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement

#### NOTICE

A. You must file an Answer within twenty (20) days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Cover Letter for this Complaint and Notice, 52 Pa. Code § 1.56(a). An Answer is a written explanation of circumstances wished to be considered in determining the outcome. The Answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your Answer must be verified, and the original shall be mailed to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
400 North Street, 2nd Floor  
Harrisburg, PA 17120

Additionally, a copy should either be mailed to:

Bureau of Investigation and Enforcement  
 Pennsylvania Public Utility Commission  
 400 North Street, 3rd Floor  
 Harrisburg, PA 17120

Or, e-mailed to: RA-PCCmplntResp@pa.gov

B. If you fail to answer this complaint within twenty (20) days, the Bureau of Investigation and Enforcement will request that the Commission issue a Secretarial Letter imposing a penalty. The penalty could include a fine, the suspension or revocation of your certificate of public convenience or other remedy.

C. You may elect not to contest this complaint by paying the fine proposed in this Complaint by certified check or money order. Payment must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary  
 Pennsylvania Public Utility Commission  
 400 North Street, 2nd Floor  
 Harrisburg, PA 17120

D. Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of your payment, the complaint proceedings shall be closed.

E. If you file an Answer, which admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue a Secretarial Letter imposing a penalty.

F. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The judge is not bound by the optional fine set forth above.

G. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

**Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Best Taxi, LLC;  
 Docket No. C-2024-3051159**

**COMPLAINT**

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That Best Taxi, LLC, Respondent, maintains its principal place of business at 2304 Walnut Street, Harrisburg, Dauphin County, Pennsylvania, 17103.

2. That Respondent was issued a certificate of public convenience to transport, as a common carrier, by motor vehicle, persons in call or demand service on March 24, 2017, at PUC number A-6318529.

3. That on September 9, 2024, PUC Enforcement Officer Travis Griffith emailed the carrier official, Maher Mohamed advising of an annual inspection of all vehicles and drivers for the carrier to take place on September 11, 2024.

4. That on September 11, 2024, Officer Griffith performed an annual inspection of the Respondent's vehicle presented, a 2013 Dodge Journey, PA registration TX51715, last 4 digits of the vehicle identification number being 9200. The driver of the vehicle was Terry Lee Ballent Sr. No violations were found of this vehicle.

5. That on the same date Officer Griffith requested driver qualification files. Respondent provided a document indicating that a criminal history request had been submitted on 6 December 2022. The status of the request was pending, and Respondent provided no evidence that he obtained or reviewed a criminal history report on the driver.

6. That Respondent operated a vehicle that was more than 10 model years old. A vehicle more than 10 model years old or more than 350,000 miles of cumulative mileage registered on its odometer may not be operated in call or demand service, this violates 52 PA § 29.314. The penalty for this violation is \$500.00.

7. That Respondent, by failing to provide a criminal history report, has violated PA 52 § 505(a)(1). The penalty for this violation is \$100.

*Wherefore*, the Bureau of Investigation and Enforcement hereby requests that the Commission fine Best Taxi, LLC, the amount of six hundred dollars (\$600.00) for the illegal activity described in this Complaint and order such other remedy as the Commission may deem to be appropriate.

Respectfully submitted,  
 Brian B. Mehus, Chief  
 Motor Carrier Enforcement  
 Bureau of Investigation and Enforcement  
 400 North Street  
 Harrisburg, PA 17120

**VERIFICATION**

I, Brian B. Mehus, hereby state that the facts above set forth are true and correct to the best of my knowledge, information, and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 30 September 2024

Brian B. Mehus, Acting Chief  
 Motor Carrier Enforcement  
 Bureau of Investigation and Enforcement

**NOTICE**

A. You must file an Answer within twenty (20) days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Cover Letter for this Complaint and Notice, 52 Pa. Code § 1.56(a). An Answer is a written explanation of circumstances wished to be considered in determining the outcome. The Answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your Answer must be verified, and the original shall be mailed to:

Rosemary Chiavetta, Secretary  
 Pennsylvania Public Utility Commission  
 400 North Street, 2nd Floor  
 Harrisburg, PA 17120

Additionally, a copy should either be mailed to:

Bureau of Investigation and Enforcement  
 Pennsylvania Public Utility Commission  
 400 North Street, 3rd Floor  
 Harrisburg, PA 17120

Or, e-mailed to: RA-PCCmplntResp@pa.gov

B. If you fail to answer this complaint within twenty (20) days, the Bureau of Investigation and Enforcement will request that the Commission issue a Secretarial Letter imposing a penalty. The penalty could include a fine, the suspension or revocation of your certificate of public convenience or other remedy.

C. You may elect not to contest this complaint by paying the fine proposed in this Complaint by certified check or money order. Payment must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary  
 Pennsylvania Public Utility Commission  
 400 North Street, 2nd Floor  
 Harrisburg, PA 17120

D. Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of your payment, the complaint proceedings shall be closed.

E. If you file an Answer, which admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue a Secretarial Letter imposing a penalty.

F. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The judge is not bound by the optional fine set forth above.

G. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

ROSEMARY CHIAVETTA,  
 Secretary

[Pa.B. Doc. No. 24-1688. Filed for public inspection November 22, 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, December 12, 2024, at 9 a.m. in person and digitally from the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA. 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 79683 (September 30, 2024), concerning its public hearing on October 30, 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) regulatory program fee schedule (Resolution 2024-09); (2) approval of contracts and grants; (3) release proposed GP-04 into-basin diversion of water for public comment; and (4) actions on 16 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 and digitally at the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA. 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.

A public hearing and written comment period were provided for the Regulatory Fee Schedule and actions on the 16 projects and the comment period on those proposed actions are closed.

Written comments pertaining to all other items on the agenda at the business meeting may be mailed to the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788, or submitted electronically at <https://www.srbcc.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 December 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:* November 7, 2024

ANDREW D. DEHOFF,  
 Executive Director

[Pa.B. Doc. No. 24-1689. Filed for public inspection November 22, 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 projects under 18 CFR Part 806, Subpart E (relating to registration of grandfathered projects) from October 1, 2024, through October 31, 2024.

For further information contact Jason E. Oyler, General Counsel and Secretary, (717) 238-0423, Ext. 1312, fax (717) 238-2436, [joyler@srbcc.gov](mailto:joyler@srbcc.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 projects described as follows, under 18 CFR Part 806, Subpart E, for the time period previously specified:

1. Heidelberg Materials Northeast, LLC—Montoursville Sand & Gravel, GF Certificate No. GF-202410280, Fairfield Township, Lycoming County, PA; Canal and consumptive use; Issue Date: October 11, 2024.

2. Energy Center Harrisburg, LLC, GF Certificate No. GF-202410281, City of Harrisburg, Dauphin County, PA; consumptive use; Issue Date: October 11, 2024.

*Authority:* Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806 and 808

*Dated:* November 7, 2024

ANDREW D. DEHOFF,  
*Executive Director*

[Pa.B. Doc. No. 24-1690. Filed for public inspection November 22, 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 October 1, 2024, through October 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. 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. Range Resources—Appalachia, LLC; Pad ID: Laurel Hill 17-22; ABR-202410001; Jackson Township, Lycoming County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: October 8, 2024.

2. RENEWAL—EQT ARO, LLC; Pad ID: Bonnel Run H&F Pad D; ABR-201404003.R2; Pine Township, Lycoming County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: October 8, 2024.

3. RENEWAL—EQT ARO, LLC; Pad ID: COP 252 Pad B; ABR-20090445.R3; Grugan Township, Clinton County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: October 8, 2024.

4. RENEWAL—Pennsylvania General Energy Company, LLC; Pad ID: COP Tract 596 Pad A; ABR-201909004.R1; Liberty Township, Tioga County, PA; Consumptive Use of Up to 4.9000 mgd; Approval Date: October 8, 2024.

5. RENEWAL—Range Resources—Appalachia, LLC; Pad ID: Cornwall B Unit 1H—4H; ABR-201405003.R2; Lewis Township, Lycoming County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: October 8, 2024.

6. RENEWAL—Repsol Oil & Gas USA, LLC; Pad ID: HARRIS (01 012) A; ABR-20090523.R3; Armenia Township, Bradford County, PA; Consumptive Use of Up to 6.0000 mgd; Approval Date: October 8, 2024.

7. RENEWAL—Repsol Oil & Gas USA, LLC; Pad ID: OLD MINE ROAD (02 188); ABR-201909003.R1; Hamilton Township, Tioga County, PA; Consumptive Use of Up to 6.0000 mgd; Approval Date: October 8, 2024.

8. RENEWAL—Blackhill Energy, LLC; Pad ID: Houseknecht 2H; ABR-20090419.R3; Springfield Township, Bradford County, PA; Consumptive Use of Up to 1.5000 mgd; Approval Date: October 23, 2024.

9. RENEWAL—Blackhill Energy, LLC; Pad ID: Housknecht 1H; ABR-20090423.R3; Springfield Township, Bradford County, PA; Consumptive Use of Up to 1.5000 mgd; Approval Date: October 23, 2024.

10. RENEWAL—Blackhill Energy, LLC; Pad ID: Housknecht 3H; ABR-20090422.R3; Springfield Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: October 23, 2024.

11. RENEWAL—Blackhill Energy, LLC; Pad ID: Ward M 1H; ABR-20090421.R3; Springfield Township, Bradford County, PA; Consumptive Use of Up to 1.5000 mgd; Approval Date: October 23, 2024.

12. RENEWAL—Chesapeake Appalachia, LLC; Pad ID: Phelps B Drilling Pad; ABR-201409001.R2; Lathrop Township, Susquehanna County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: October 23, 2024.

13. RENEWAL—Coterra Energy, Inc.; Pad ID: Friedland Farms P1; ABR-201405009.R2; Lenox Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: October 23, 2024.

14. RENEWAL—Coterra Energy, Inc.; Pad ID: Gesford P1; ABR-20090547.R3; Dimock Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: October 23, 2024.

15. RENEWAL—Coterra Energy, Inc.; Pad ID: Gesford P4; ABR-20090550.R3; Dimock Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: October 23, 2024.

16. RENEWAL—Coterra Energy, Inc.; Pad ID: Greenwood P1; ABR-20090548.R3; Dimock Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: October 23, 2024.

17. RENEWAL—Coterra Energy, Inc.; Pad ID: PijanowskiJ P1; ABR-201404002.R2; Springville Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: October 23, 2024.

18. RENEWAL—Coterra Energy, Inc.; Pad ID: SlocumS P1; ABR-201403015.R2; Jackson Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: October 23, 2024.

19. RENEWAL—EQT ARO, LLC; Pad ID: COP 259 Pad A; ABR-20090513.R3; Burnside Township, Centre County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: October 23, 2024.

20. RENEWAL—EQT ARO, LLC; Pad ID: COP 259 Pad B; ABR-20090440.R3; Burnside Township, Centre County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: October 23, 2024.

21. RENEWAL—EQT ARO, LLC; Pad ID: COP Tr 551 A; ABR-201404008.R2; McIntyre Township, Lycoming County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: October 23, 2024.

22. RENEWAL—EQT ARO, LLC; Pad ID: Marilyn Ely Pad A; ABR-201404009.R2; Gamble Township, Lycoming County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: October 23, 2024.

23. RENEWAL—Repsol Oil & Gas USA, LLC; Pad ID: Harer 713; ABR-201206004.R2; Liberty Township, Tioga County, PA; Consumptive Use of Up to 6.0000 mgd; Approval Date: October 23, 2024.

24. RENEWAL—Repsol Oil & Gas USA, LLC; Pad ID: SHERMAN (03 144) M; ABR-201910001.R1; Columbia Township, Bradford County, PA; Consumptive Use of Up to 6.0000 mgd; Approval Date: October 23, 2024.

25. RENEWAL—Repsol Oil & Gas USA, LLC; Pad ID: WARNER (05 121) W; ABR-201906001.R1; Rush Township, Susquehanna County, PA; Consumptive Use of Up to 6.0000 mgd; Approval Date: October 23, 2024.

26. RENEWAL—Seneca Resources Company, LLC; Pad ID: D.M. Pino Pad H; ABR-20090933.R3; Covington Township, Tioga County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: October 23, 2024.

27. RENEWAL—Seneca Resources Company, LLC; Pad ID: PHC 23H/24H; ABR-20090917.R3; Lawrence Township, Clearfield County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: October 23, 2024.

28. RENEWAL—Seneca Resources Company, LLC; Pad ID: PHC 28H/29H; ABR-20090918.R3; Lawrence Township, Clearfield County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: October 23, 2024.

29. RENEWAL—SWN Production Company, LLC; Pad ID: Ivey Pad Site; ABR-20090608.R3; Forest Lake Township, Susquehanna County, PA; Consumptive Use of Up to 4.9990 mgd; Approval Date: October 23, 2024.

30. RENEWAL—SWN Production Company, LLC; Pad ID: NR-03-COLWELL WEST-PAD; ABR-201406002.R2; New Milford Township, Susquehanna County, PA; Consumptive Use of Up to 4.9999 mgd; Approval Date: October 23, 2024.

31. RENEWAL—SWN Production Company, LLC; Pad ID: NR-17-COLEMAN-PAD; ABR-201406003.R2; Great Bend Township, Susquehanna County, PA; Consumptive Use of Up to 4.9990 mgd; Approval Date: October 23, 2024.

32. RENEWAL—Coterra Energy, Inc.; Pad ID: Heitsman P1; ABR-20090537.R3; Dimock Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: October 27, 2024.

33. RENEWAL—Coterra Energy, Inc.; Pad ID: Heitsman A P2; ABR-20090552.R3; Dimock Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: October 27, 2024.

34. RENEWAL—Coterra Energy, Inc.; Pad ID: Hubbard P1; ABR-20090545.R3; Dimock Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: October 27, 2024.

35. RENEWAL—Coterra Energy, Inc.; Pad ID: Plonski P1; ABR-201405008.R2; Gibson Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: October 27, 2024.

36. RENEWAL—Chesapeake Appalachia, LLC; Pad ID: Trowbridge; ABR-201909001.R1; Windham Township, Wyoming County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: October 29, 2024.

37. RENEWAL—Chesapeake Appalachia, LLC; Pad ID: Welles 2; ABR-20090940.R3; Terry Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: October 29, 2024.

38. RENEWAL—Coterra Energy, Inc.; Pad ID: Lathrop P1; ABR-20090538.R3; Springville Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: October 29, 2024.

39. RENEWAL—Coterra Energy, Inc.; Pad ID: Ratzel P1; ABR-20090539.R3; Dimock Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: October 29, 2024.

40. RENEWAL—Coterra Energy, Inc.; Pad ID: Rozanski P1; ABR-20090553.R3; Dimock Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: October 29, 2024.

41. RENEWAL—Coterra Energy, Inc.; Pad ID: SevercoolB P1; ABR-20090536.R3; Dimock Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: October 29, 2024.

42. RENEWAL—Coterra Energy, Inc.; Pad ID: Smith P1; ABR-20090540.R3; Springville Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: October 29, 2024.

*Authority:* Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806 and 808

*Dated:* November 7, 2024

ANDREW D. DEHOFF,  
*Executive Director*

[Pa.B. Doc. No. 24-1691. Filed for public inspection November 22, 2024, 9:00 a.m.]

## SUSQUEHANNA RIVER BASIN COMMISSION

### Projects Approved for Minor Modification

The Susquehanna River Basin Commission (Commission) lists the minor modifications approved for previously approved projects from October 1, 2024, through October 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. 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 previously approved projects, receiving approval of minor modifications, described as follows, under 18 CFR 806.18 (relating to approval modifications) or to Commission Resolution Nos. 2013-11 and 2015-06, for the time period previously specified.

1. Blackhill Energy, LLC—Susquehanna River, Docket No. 20240923, Ulster Township, Bradford County, PA; modification approval to change the intake design; Approval Date: October 8, 2024.

2. Hazleton Area Water Company, Inc.—Tomhicken Mountain Springs (Wells 9 and 10), Docket No. 20240924, Black Creek and Sugarloaf Townships, Luzerne County, PA; modification approval to add Wells 9 and 10 as sources of consumptive use; Approval Date: October 16, 2024.

*Authority:* Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806 and 808

*Dated:* November 7, 2024

ANDREW D. DEHOFF,  
*Executive Director*

[Pa.B. Doc. No. 24-1692. Filed for public inspection November 22, 2024, 9:00 a.m.]

**END OF ISSUE**