

NOTICES

DEPARTMENT OF BANKING

Actions on Applications

The Department of Banking (Department), under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending July 17, 2012.

Under section 503.E of the Department of Banking Code (71 P. S. § 733-503.E), any person wishing to comment on the following applications, with the exception of branch applications, may file their comments in writing with the Department of Banking, Corporate Applications Division, 17 North Second Street, Suite 1300, Harrisburg, PA 17101-2290. Comments must be received no later than 30 days from the date notice regarding receipt of the application is published in the *Pennsylvania Bulletin*. The nonconfidential portions of the applications are on file at the Department and are available for public inspection, by appointment only, during regular business hours. To schedule an appointment, contact the Corporate Applications Division at (717) 783-2253. Photocopies of the nonconfidential portions of the applications may be requested consistent with the Department's Right-to-Know Law Records Request policy.

BANKING INSTITUTIONS

Section 112 Acquisitions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
7-17-2012	Lovell Minnick Partners and related entities 150 North Radnor Chester Road Suite A200 Radnor, PA 19087 Application for approval to acquire up to 24.9% of the common stock of TriState Capital Holdings, Inc., Pittsburgh.	Approved

Holding Company Acquisitions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
7-13-2012	Tompkins Financial Corporation Ithaca NY Application for approval to acquire 100% of VIST Financial Corporation, Wyomissing, and thereby indirectly acquire 100% of VIST Bank, Wyomissing.	Approved

Branch Applications

De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
7-17-2012	Customers Bank Phoenixville Chester County	101 Theall Road Rye Westchester County, NY	Filed

Branch Discontinuances

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
7-7-2012	Beneficial Mutual Savings Bank Philadelphia Philadelphia County	177 West Lancaster Avenue Ardmore Delaware County	Closed
7-7-2012	Beneficial Mutual Savings Bank Philadelphia Philadelphia County	2037 South Broad Street Philadelphia Philadelphia County	Closed
7-7-2012	Beneficial Mutual Savings Bank Philadelphia Philadelphia County	1270 Township Line Road Drexel Hill Delaware County	Closed
7-13-2012	VIST Bank Wyomissing Berks County	2946 Skippack Pike Worcester Montgomery County	Filed

Articles of Amendment

<i>Date</i>	<i>Name and Location of Institution</i>	<i>Action</i>
7-12-2012	First Cornerstone Bank King of Prussia Montgomery County Amendment to Article Fifth, subsection A of the institution's Articles of Incorporations provides for a change to increase the number of authorized shares of Class A common stock.	Filed
7-17-2012	Semper Trust Company King of Prussia Montgomery County Amendment to Article Second of the institution's Articles of Incorporation provides for a change in their principal place of business from 610 West Germantown Pike, Plymouth Meeting, Montgomery County, PA 19462 to 150 South Warner Road, King of Prussia, Montgomery County, PA 19406.	Approved and Effective

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS

No activity.

The Department's web site at www.banking.state.pa.us includes public notices for more recently filed applications.

GLENN E. MOYER,
Secretary

[Pa.B. Doc. No. 12-1456. Filed for public inspection August 3, 2012, 9:00 a.m.]

Actions on Applications

The Department of Banking (Department), under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending July 24, 2012.

Under section 503.E of the Department of Banking Code (71 P. S. § 733-503.E), any person wishing to comment on the following applications, with the exception of branch applications, may file their comments in writing with the Department of Banking, Corporate Applications Division, 17 North Second Street, Suite 1300, Harrisburg, PA 17101-2290. Comments must be received no later than 30 days from the date notice regarding receipt of the application is published in the *Pennsylvania Bulletin*. The nonconfidential portions of the applications are on file at the Department and are available for public inspection, by appointment only, during regular business hours. To schedule an appointment, contact the Corporate Applications Division at (717) 783-2253. Photocopies of the nonconfidential portions of the applications may be requested consistent with the Department's Right-to-Know Law Records Request policy.

BANKING INSTITUTIONS**Consolidations, Mergers, and Absorptions**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
7-23-2012	The Bryn Mawr Trust Company Bryn Mawr Montgomery County Application for approval to purchase assets and assume liabilities of one branch of First Bank of Delaware, Wilmington, Delaware, located at: 1000 Rocky Run Parkway Wilmington New Castle County Delaware	Approved
#7564		

Branch Applications**De Novo Branches**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
7-18-2012	The Dime Bank Honesdale Wayne County	161 Brooklyn Street Carbondale Lackawanna County	Approved

Branch Consolidations

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
7-13-2012	Susquehanna Bank Lititz Lancaster County	<i>Into:</i> 40 Center Square Greencastle Franklin County <i>From:</i> 35 Carlisle Street Greencastle Franklin County	Effective

SAVINGS INSTITUTIONS

No activity.

CREDIT UNIONS

No activity.

The Department's web site at www.banking.state.pa.us includes public notices for more recently filed applications.

GLENN E. MOYER,
Secretary

[Pa.B. Doc. No. 12-1457. Filed for public inspection August 3, 2012, 9:00 a.m.]

DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

Amendment to the 2012 Action Plan

The Commonwealth amended its Federal Fiscal Year (FFY) 2012 Annual Action Plan (Action Plan) for funding received from the United States Department of Housing and Urban Development (HUD). The amendment will make a minor change to the administration of the Emergency Solutions Grant (ESG). This notice serves as the notification to the public as outlined in the Commonwealth of Pennsylvania—Citizen Participation Plan to the Consolidated Plan and Related Documents—January, 2009—Section IV—Amendments.

The following changes to the FFY 2012 Action Plan for the ESG program do not change the priorities, the goal statements or method of distribution of HUD funds under this program. Thus, the changes do not require public comment, only public notification.

Changes:

Name of Program—Emergency Solutions Grant and will be abbreviated as ESG.

Fund Allocation—2012 ESG allocation will be \$5,816,323.

Eligible Applicants—Any general purpose unit of local government, including cities, boroughs and townships, towns, counties, home rule municipalities and communities that desire to apply "on behalf of" other municipalities.

Match Requirements—A dollar for dollar match is required for all ESG grants.

The first \$100,000 of the Commonwealth's fiscal year grant is not required to be matched. However, the Department of Community and Economic Development (Department) must transfer the benefit of this exception to its subrecipients that are least capable of providing matching contributions. The criteria to be used to define the neediest providers will be:

- Annual operating budget of less than \$100,000.

- Serving an area with predominately low and moderate income (LMI) persons (more than 60% LMI).

The 2012 Action Plan containing these amendments will be able to be viewed on the Department's web site under the Publications section at www.newpa.com/strengthen-your-community/technical-assistance.

C. ALAN WALKER,
Secretary

[Pa.B. Doc. No. 12-1458. Filed for public inspection August 3, 2012, 9:00 a.m.]

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Request for Bids

The Department of Conservation and Natural Resources is soliciting bids for the following projects. Bid documents can be obtained from the Administrative Services Section, Bureau of Facility Design and Construction, (717) 787-5055.

FDC-302-6975.1—General Construction—Rehabilitation of Park Facilities, Pavia Township, Bedford County. Work included under this contract consists of, but is not limited to: demolition of the existing pool comfort station; construction of a new comfort station and associated gravity sewer, waterline and miscellaneous utilities; swimming pool improvements including: renovations to provide pool entry ramp, new gutter system, new PVC liner, new 5,000 gallon surge tank, replacement of pool piping and valves, new ladders, lifeguards stands and other related features; removal of concrete pool deck, installation of new concrete deck and removal and replacement of new fencing; pool filtration system improvements consisting of new chemical storage and feed equipment; installation of a new drip irrigation sewage disposal system; removal and replacement of exiting pool filtration building's roof, including new sheathing, fascia, drip edge, gutters, felt underlayment and doors; construct a 13.5' x 10' addition onto the existing pool filtration building to store the new liquid

chlorine tanks; and installation of new ADA parking spaces and associated walkways and regrading and paving of the north parking lot. Bid documents will be available on or after August 6, 2012. The bid opening will be held on September 6, 2012.

FDC-302-6975.2—Mechanical Construction—Rehabilitation of Park Facilities, Pavia Township, Bedford County. Work included under this contract consists of the providing and installing of exhaust fans and their associated ductwork, grilles, safety switches and occupancy sensors. The providing and installing of one unit heater. Bid documents will be available on or after August 6, 2012. The bid opening will be held on September 6, 2012.

FDC-302-6975.3—Plumbing Construction—Rehabilitation of Park Facilities, Pavia Township, Bedford County. Work included under this contract consists of upgrading electrical service, power and lighting to filter building. Provide and install sanitary sewer and potable water

services to the comfort station. Services to include hot water heater, piping and all necessary appurtenances to complete the plumbing systems. Bid documents will be available on or after August 6, 2012. The bid opening will be held on September 6, 2012.

FDC-302-6975.4—Electrical Construction—Rehabilitation of Park Facilities, Pavia Township, Bedford County. Work included under this contract consists of upgrading electrical service, power and lighting to filter building. Provide and install electrical power and lighting to filter building addition and comfort station. Bid documents will be available on or after August 6, 2012. The bid opening will be held on September 6, 2012.

RICHARD J. ALLAN,
Secretary

[Pa.B. Doc. No. 12-1459. Filed for public inspection August 3, 2012, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT APPLICATIONS FOR NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS AND WATER QUALITY MANAGEMENT (WQM) PERMITS

This notice provides information about persons who have applied for a new, amended or renewed NPDES or WQM permit, a permit waiver for certain stormwater discharges or submitted a Notice of Intent (NOI) for coverage under a General Permit. The applications concern, but are not limited to, discharges regarding industrial, animal or sewage waste, discharges to groundwater, discharges associated with municipal separate storm sewer systems (MS4), stormwater associated with construction activities or concentrated animal feeding operations (CAFO). This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or Amendment
Section III	WQM	Industrial, Sewage or Animal Waste; Discharge into Groundwater
Section IV	NPDES	MS4 Individual Permit
Section V	NPDES	MS4 Permit Waiver
Section VI	NPDES	Individual Permit Stormwater Construction
Section VII	NPDES	NOI for Coverage under NPDES General Permits

For NPDES renewal applications in Section I, the Department of Environmental Protection (Department) has made a tentative determination to reissue these permits for 5 years subject to effluent limitations and monitoring and reporting requirements in their current permits, with appropriate and necessary updated requirements to reflect new and changed regulations and other requirements.

For applications for new NPDES permits and renewal applications with major changes in Section II, as well as applications for MS4 Individual Permits and Individual Stormwater Construction Permits in Sections IV and VI, the Department, based upon preliminary reviews, has made tentative determinations of proposed effluent limitations and other terms and conditions for the permit applications. In accordance with 25 Pa. Code § 92a.32(d), the proposed discharge of stormwater associated with construction activities will be managed in accordance with the requirements of 25 Pa. Code Chapter 102. These determinations are published as proposed actions for comments prior to taking final actions.

Unless indicated otherwise, the United States Environmental Protection Agency (EPA) Region III Administrator has waived the right to review or object to proposed NPDES permit actions under the waiver provision in 40 CFR 123.24(d).

Persons wishing to comment on NPDES applications are invited to submit statements to the contact office noted before the application within 30 days from the date of this public notice. Persons wishing to comment on WQM permit applications are invited to submit statements to the office noted before the application within 15 days from the date of this public notice. Comments received within the respective comment periods will be considered in the final determinations regarding the applications. A comment submittal should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts

upon which it is based. The Department will also accept requests for public hearings on applications. A public hearing may be held if the responsible office considers the public response significant. If a hearing is scheduled, a notice of the hearing will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation within the relevant geographical area. The Department will postpone its final determination until after a public hearing is held.

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

I. NPDES Renewal Applications

Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0032166 (Sewage)	Delaware Valley School District STP 236 Rte 6/209 Milford, PA 18337	Pike County Westfall Township	Delaware River (1-D)	Y
PA0062243 (Sewage)	Borough of Nesquehoning (Nesquehoning Regional Sewage Treatment Plant) 114 W. Catawissa Street Nesquehoning, PA 18240-1511	Carbon County Nesquehoning Borough	Nesquehoning Creek (2-B)	Y
PA0062332 (Sewage)	Eaton Hills Development STP Grandview Drive, Eaton Township	Wyoming County Eaton Township	Susquehanna River (4-G)	Y
PA0034029 (Sewage)	Lehigh County Authority Sand Spring Wastewater Treatment Plant 4150 Sand Spring Road Schnecksville, PA 18078	Lehigh County North Whitehall Township	Unnamed Tributary to Coplay Creek (2-C)	Y
PA0061433 (Sewage)	Bunker Hill Sewer Company Bunker Hill Subdivision Twp Road 471 Factoryville, PA 18419	Wyoming County Clinton Township	Unnamed Tributary to South Branch Tunkhannock Creek (4-F)	Y
PA0062715 (Storm Water)	Sunoco Logistics Partners Kingston Terminal Edwardsville, PA 18704-3102	Luzerne County Edwardsville Borough	Toby Creek (5-B)	Y
PA0062723 (Storm Water)	Sunoco Partners Market & Terminal - Fullerton 2480 Main Street Whitehall, PA 18052	Lehigh County Whitehall Township	Unnamed Tributary to Lehigh River (2-C)	Y
PA0060887 (Sewage)	Mugg's Country Kitchen & Sandy Beach Motel State Route 6 Hawley, PA 18428	Pike County Palmyra Township	Unnamed Tributary to Decker Brook (01B)	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0008893 (IW)	Team Ten, LLC 1600 Pennsylvania Avenue Tyrone, PA 16686	Blair County / Tyrone Borough	Bald Eagle Creek / 11-A	Y
PA0247928 (Sew)	Hopewell Township 415 Three Square Hollow Road Newburg, PA 17240	Cumberland County/ Hopewell Township	UNT to Peebles Run / 7-B	Y
PA0087076 (IW/GWCU)	Hershey & Entertainment Resort Company (Laundry Facility) 300 Park Boulevard Hershey, PA 17033	Dauphin County / Derry Township	Spring Creek / 7-D	Y
PA0083470 (Sew)	Paradise Township Sewer Authority 2 Township Drive, PO Box 40 Paradise, PA 17562	Lancaster County / Paradise Township	Pequea Creek / 7-K	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0218839 (Sewage)	Cherry Tree STP Stiffertown Road Burnside Twp, PA 15701	Clearfield County Burnside Township	West Branch Susquehanna River (8-B)	Y
PA0228478 (Sewage)	Potts Grove Wastewater Treatment Plant 4842 State Route 642 Milton, PA 17847	Northumberland County East Chillisquaque Township	Chillisquaque Creek (10-D)	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed#)</i>	<i>EPA Waived Y/N?</i>
PA0005029 (Industrial Waste)	Piney Power Plant 2000 River Road, Clarion, PA 16214	Clarion County Piney Township	Clarion River (17-B)	Y
PA0239798 (Sewage)	Kevin M. Flanagan SRSTP 9915 Jones Road, Erie, PA 16510	Erie County Greene Township	Sixmile Creek (15)	Y
PA0102628 (Sewage)	Henderson Township STP, First Street, Stump Creek, PA 15863-0056	Jefferson County Henderson Township	Stump Creek (17-D)	Y
PA0030104 (Sewage)	Frenchcreek Township WWTP, 4507 Georgetown Road, Franklin, PA 16323	Venango County Polk Borough	Little Sandy Creek (16-G)	Y
PA0222275 (Sewage)	Dear, Inc. d/b/a Lakeview Estate Personal Care Home 12430 East Lake Road North East, PA 16428-3545	Erie County North East Township	Unnamed storm sewer tributary to Lake Erie (15)	Y
PA0239054 (Sewage)	Robert F Deinert SFTF 29864 Lake Creek Road Cochranon, PA 16314	Crawford County Wayne Township	Lake Creek (16-D)	Y
PA0210668 (Sewage)	Andromeda House 39132 Mt Pleasant Road Spartansburg, PA 16434	Crawford County Bloomfield Township	Unnamed Tributary to Pine Hollow Run (16-E)	Y
PA0239828 (Industrial Waste)	Troyer 1 Mine Wheelertown Road Waterford, PA 16441	Erie County Le Boeuf Township	Wheeler Creek (16-A)	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0009466 (Industrial Waste)	Vale Wood Dairy PO Box 203 Cresson, PA 16630-0203	Cambria County Munster Township	Clearfield Creek (8-C)	Y

II. Applications for New or Expanded Facility Permits, Renewal of Major Permits and EPA Non-Waived Permit Applications*Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401*

PA0244252, SIC Code 3316, 3452, **Southco Inc.**, 210 North Brinton Lake Road, Concordville, PA 19331. Facility Name: Southco Concordville Facility. This existing facility is located in Concord Township, **Delaware County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of stormwater and non-contact cooling water.

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

The proposed effluent limits for Outfall 001 are based on an average stormwater flow.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>		<i>Minimum</i>	<i>Daily Maximum</i>		
pH (S.U.)	XXX	XXX	XXX	Report	XXX	XXX
CBOD ₅	XXX	XXX	XXX	Report	XXX	XXX
Chemical Oxygen Demand	XXX	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	XXX
Oil and Grease	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
Total Copper	XXX	XXX	XXX	Report	XXX	XXX
Dissolved Iron	XXX	XXX	XXX	Report	XXX	XXX
Total Lead	XXX	XXX	XXX	Report	XXX	XXX
Total Zinc	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Monitoring Point 101 are based on a design flow of 0.00144 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>		<i>Instant. Minimum</i>	<i>Average Monthly</i>		
Flow (GPD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Temperature (°F)	XXX	XXX	XXX	XXX	XXX	110

The proposed effluent limits for Monitoring Point 201 are based on a design flow of 0.00144 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>		<i>Instant. Minimum</i>	<i>Average Monthly</i>		
Flow (GPD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Temperature (°F)	XXX	XXX	XXX	XXX	XXX	110

The proposed effluent limits for Monitoring Point 301 are based on a design flow of 0.00144 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>		<i>Instant. Minimum</i>	<i>Average Monthly</i>		
Flow (GPD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Temperature (°F)	XXX	XXX	XXX	XXX	XXX	110

The proposed effluent limits for Monitoring Point 401 are based on a design flow of 0.00144 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>		<i>Instant. Minimum</i>	<i>Average Monthly</i>		
Flow (GPD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Temperature (°F)	XXX	XXX	XXX	XXX	XXX	110

The proposed effluent limits for Monitoring Point 501 are based on a design flow of 0.00144 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Annual Average</i>		<i>Instant. Minimum</i>	<i>Average Monthly</i>		
Flow (GPD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Temperature (°F)	XXX	XXX	XXX	XXX	XXX	110

The proposed effluent limits for Monitoring Point 601 are based on a design flow of 0.00144 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>		<i>Instant. Minimum</i>	<i>Average Monthly</i>		
Flow (GPD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Temperature (°F)	XXX	XXX	XXX	XXX	XXX	110

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

- A. Small Stream discharge
- B. Change of ownership

- C. TMDL/WLA Analysis
- D. Laboratory Certification
- E. Chemical Additive Condition
- F. Stormwater Condition

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.

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

PA0020893, Sewage, SIC Code 4952, **Manheim Borough Wastewater Treatment Facility**, 18 E High Street, Manheim, PA 17545-1505. Facility Name: Manheim STP. This existing facility is located in Manheim Borough, **Lancaster County**.

Description of Existing Activity: The application is for a modification to the NPDES permit for an existing discharge of treated sewage. The proposed effluent limits for Outfall 001 are based on a design flow of 1.14 MGD.

The modification will allow Total Nitrogen Offsets for hauled-in septage from residential sources within the same municipal 537 planning area, at a rate of 3 lbs. of Total Nitrogen offsets per 1000 gallons of septage accepted and processed at the facility within the same compliance year. Delivery ratios are also being added for the calculation of credits.

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

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

The EPA Waiver is not in effect.

Application No. PA0088706, Concentrated Animal Feeding Operation (CAFO), **Pork Champ, LLC**, 572 Waldo-Fulton Road, Waldo, OH 43356.

Pork Champ, LLC has submitted an application for an Individual NPDES permit for an existing CAFO known as Hibred Swine Farm, located at 415 Forest Road, Denver, PA 17517 in West Cocalico Township.

The CAFO is situated near unnamed tributary to Cocalico Creek in Watershed 7-J, which is classified for high quality warm water fishery. The CAFO is designed to maintain an animal population of approximately 571.9 animal equivalent units (AEUs) consisting of 1390 hogs. Manure is collected and stored in a 2-stage clay lined earthen storage lagoon. 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 25-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.

The permit application and draft permit are on file at the Southcentral Regional Office of the Department. You may make an appointment to review the files by calling the File Review Coordinator at 717.705.4732.

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

PA0081582, Sewage, SIC Code 4952, **Possum Valley Municipal Authority**, PO Box 420, Bendersville, PA 17306-0420. Facility Name: Possum Valley STP. This existing facility is located in Menallen Township, **Adams County**.

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

The receiving stream, Opossum Creek, is located in State Water Plan watershed 7-F and is classified for Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.120 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Weekly Average	Instant. Maximum
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.45	XXX	1.48
CBOD ₅	25	40	XXX	25	40	50
		Wkly Avg				
BOD ₅						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Weekly Average	
Total Suspended Solids Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	30	45	XXX	30	45	60
		Wkly Avg				
Fecal Coliform (CFU/100 ml)				200	XXX	1,000
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean		
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
				Geo Mean		
Ammonia-Nitrogen				6.0	XXX	12
May 1 - Oct 31	6.0	XXX	XXX	18	XXX	36
Nov 1 - Apr 30	18	XXX	XXX	2.0	XXX	4.0
Total Phosphorus	2.0	Report	XXX			
		Total Annual				

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

The EPA Waiver is in effect.

Northcentral Regional Office: Regional Clean Water Program Manager, 208 W Third Street Suite 101, Williamsport, PA 17701-6448, Telephone: 570.327.3664.

PA0009270, SIC Code 2047, **Del Monte Corp**, 6670 Lowe Street, Bloomsburg, PA 17815-8613. Facility Name: Del Monte Bloomsburg Plant. This existing facility is located in South Centre Township, **Columbia County**.

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

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

The proposed effluent limits for Outfall 001 are based on a design flow of 0.4 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.6
BOD ₅	754	1507	XXX	Report	Report	565
Total Suspended Solids	917	1833	XXX	Report	Report	687
Oil and Grease	XXX	XXX	XXX	15	XXX	30
Fecal Coliform (CFU/100 ml)				200	XXX	400
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean		
Oct 1 - Apr 30	XXX	XXX	XXX	XXX	XXX	400
Ammonia-Nitrogen	Report	Report	XXX	7.8	13.3	19.5

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

Parameters	Mass (lbs)		Minimum	Concentration (mg/l)	
	Monthly	Annual		Monthly Average	Maximum
Ammonia—N	Report	Report		Report	
Kjeldahl—N	Report			Report	
Nitrate-Nitrite as N	Report			Report	
Total Nitrogen	Report	Report		Report	
Total Phosphorus	Report	Report		Report	
Net Total Nitrogen (Interim)	Report	Report			
(Final)	Report	33196			
Net Total Phosphorus (Interim)	Report	Report			
(Final)	Report	1492			

* This permit contains conditions which authorize the permittee to apply nutrient reduction credits to meet the Net Total Nitrogen and the Net Total Phosphorus effluent mass limits, under the Department's Trading of Nutrients and Sediment Reduction Credits Policy and Guidelines (Document #392-0900-001, December 30, 2006). The condition includes the requirement to report the application of these credits in Supplemental Discharge Monitoring Reports (DMRs) submitted to the Department.

* The compliance date for Net Total Nitrogen and Net Total Phosphorus will begin on October 1, 2014. Since these reporting requirements are annual loads, the reporting on compliance with the annual limitations will be required to be reported on the Supplemental DMR—Annual Nutrient Summary by November 28, 2015. This facility is required to monitor and report for Net Total Nitrogen and Net Total Phosphorus from the effective date of the permit until September 30, 2014.

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

The EPA Waiver is not in effect.

PA0209228 A-1, Sewage, SIC Code 4952, **Lycoming County Water & Sewer Authority**, 216 Old Cement Road, Montoursville, PA 17754. Facility Name: LCWSA WWTP. This existing facility is located in Fairfield Township, **Lycoming County**.

Description of Existing Activity: The application is for an NPDES permit amendment for an existing discharge of treated Sewage. The permit was amended to modify the current Substantial Completion Date and to include nitrogen and phosphorous loads

The receiving stream(s), Tules Run and West Branch Susquehanna River, is located in State Water Plan watershed 10-D and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 1.5 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.6
CBOD ₅	313	500	XXX	25	40	50
BOD ₅						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	375	563	XXX	30	45	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	XXX
Oct 1 - Apr 30	XXX	XXX	XXX	2000 Geo Mean	XXX	XXX

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

<i>Parameters</i>	<i>Mass (lbs)</i>		<i>Minimum</i>	<i>Concentration (mg/l)</i>	
	<i>Monthly</i>	<i>Annual</i>		<i>Monthly Average</i>	<i>Maximum</i>
Ammonia—N	Report	Report		Report	
Kjeldahl—N	Report			Report	
Nitrate-Nitrite as N	Report			Report	
Total Nitrogen	Report	Report		Report	
Total Phosphorus	Report	Report		Report	
Net Total Nitrogen					
(Interim)	Report	Report			
(Final)	Report	34,703			
Net Total Phosphorus					
(Interim)	Report	Report			
(Final)	Report	4,627			

* This permit contains conditions which authorize the permittee to apply nutrient reduction credits to meet the Net Total Nitrogen and the Net Total Phosphorus effluent mass limits, under the Department's Trading of Nutrients and Sediment Reduction Credits Policy and Guidelines (Document #392-0900-001, December 30, 2006). The condition includes the requirement to report the application of these credits in Supplemental Discharge Monitoring Reports (DMRs) submitted to the Department.

* The compliance date for Net Total Nitrogen and Net Total Phosphorus began on October 1, 2011. Since these reporting requirements are annual loads, the reporting on compliance with the annual limitations will be required to be

reported on the Supplemental DMR—Annual Nutrient Summary by November 28, 2012. This facility is required to monitor and report for Net Total Nitrogen and Net Total Phosphorus from the effective date of the permit until September 30, 2012.

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-327-3693. The EPA Waiver is not in effect.

Southwest Regional Office: Regional Manager, Clean Water, 400 Waterfront Drive, Pittsburgh, PA 15222-4745; 412-442-4000

PA0254576, Frank J. Pelly Jr., 150 Lake Drive, Wexford, PA 15090. Facility Name: Frank J. Pelly Jr Single Residence STP. This proposed facility is located in New Sewickley Township, **Beaver County**.

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

The receiving stream(s), Unnamed Tributary to unnamed tributary of Crows Run, is located in State Water Plan watershed 20-G and is classified for Warm Water Fishes. The discharge is not expected to affect public water supplies.

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

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum	Minimum	Geometric Mean		
Flow (MGD)	0.0005	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	3.0	XXX	XXX	XXX
CBOD ₅	XXX	XXX	10	XXX	XXX	20
			Avg Mo			
Total Suspended Solids	XXX	XXX	10	XXX	XXX	20
			Avg Mo			
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1000
Oct 1 - Mar 31	XXX	XXX	XXX	2,000	XXX	10000

The EPA Waiver is in effect.

Northwest Regional Office: Regional Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, Telephone: 814.332.6942.

PA0026387- Amendment No. 1, Sewage, SIC Code 4952, **Saint Marys Municipal Authority**, P O Box 1994, Saint Marys, PA 15857-1994. Facility Name: St Marys WWTP. This existing facility is located in Saint Marys, **Elk County**.

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

This amendment will change the final, water quality based zinc limit by applying the results of a chemical translator study. Additional whole effluent toxicity (WET) testing has also justified the removal of the permit limit and associated monitoring requirement.

The receiving stream, Elk Creek, is located in State Water Plan watershed 17-A and is classified for cold water fishes, aquatic life, water supply and recreation.

The discharge is not expected to affect public water supplies.

The proposed revision to the effluent limits for Outfall 001 are based on a design flow of 4.31 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Weekly Average	Minimum	Average Monthly	Weekly Average	
Total Zinc	5.5	XXX	XXX	0.153	XXX	0.31

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

The EPA Waiver is not in effect.

PA0027511, Sewage, SIC Code 4952, **New Castle Sanitary Authority**, 110 East Washington Street, New Castle, PA 16101-3815. Facility Name: New Castle WWTP. This existing facility is located in the City of New Castle, **Lawrence County**.

Description of Existing Activity: The application is for a renewal (third draft) of an NPDES permit for an existing discharge of treated domestic sewage, pretreated non-oil and gas industrial wastewaters and oil and natural gas wastewater from conventional well sources, as authorized by the Authority's industrial pretreatment program (wastewater from shale gas extraction activities is prohibited).

The receiving stream, the Mahoning River, is located in State Water Plan watershed 20-B 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 17 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Minimum</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
Total Residual Chlorine	XXX	XXX	XXX	0.27	XXX	0.9
CBOD ₅	3,544	5,671	XXX	25	40	50
Total Suspended Solids	4,253	6,380	XXX	30	45	60
Total Dissolved Solids (Interim)	Report	Report	XXX	XXX	Report	XXX
(Final)	75,000	Daily Max 150,000	XXX	XXX	Daily Max Report	XXX
Osmotic Pressure	XXX	Daily Max XXX	XXX	Report	Daily Max XXX	XXX
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2,000	XXX	10,000
				Geo Mean		
Ammonia-Nitrogen						
May 1 - Oct 31	2,268	XXX	XXX	16	XXX	32
Total Barium	Report	XXX	XXX	Report	XXX	XXX
Total Strontium	Report	XXX	XXX	Report	XXX	XXX
Sulfate	Report	XXX	XXX	Report	XXX	XXX
Total Uranium (pCi/L)	XXX	XXX	XXX	Report	XXX	XXX
Total Zinc	Report	XXX	XXX	Report	XXX	XXX
Chloride	Report	XXX	XXX	Report	XXX	XXX
Bromide	Report	XXX	XXX	Report	XXX	XXX
Gross Alpha (pCi/L)	XXX	XXX	XXX	Report	XXX	XXX
Radium 226/228, Total (pCi/L)	XXX	XXX	XXX	Report	XXX	XXX
Chronic toxicity (Ceriodaphnia) (TUc)						
(Interim)	XXX	XXX	XXX	Report	XXX	XXX
(Final)	XXX	XXX	XXX	5.6	XXX	XXX
Chronic toxicity (Pimephales) (TUc)						
(Interim)	XXX	XXX	XXX	Report	XXX	XXX
(Final)	XXX	XXX	XXX	5.6	XXX	XXX

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

- Federal Pretreatment Program
- Total Residual Chlorine Minimization
- Whole Effluent Toxicity (WET) testing for the permit renewal
- Chronic WET limit schedule of compliance
- Total Dissolved Solids limit schedule of compliance
- eDMR reporting requirement
- Requirement for a Radiation Protection Action Plan

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

The EPA Waiver is not in effect.

PA0002135, Industrial Waste, SIC Code 2911, **Calumet Penreco LLC**, 138 Petrolia Street, Karns City, PA 16041-9222. Facility Name: Calumet Penreco. This existing facility is located in Karns City Borough, **Butler County**.

Description of Existing Activity: The application is for an amendment of an NPDES permit for an existing discharge of treated industrial waste, treated stormwater, and untreated stormwater. Changes to the permit include revision of final heat rejection rate limits as a result of a successfully completed 316(a) thermal variance study, removal of Outfall 004 as an outfall due to removal of treatment ponds, and reducing of monitoring frequency at Outfall 005 as a result of operational changes.

The receiving stream(s), South Branch Bear Creek and unnamed tributaries to South Branch Bear Creek, is located in State Water Plan watershed 17-C and 18-F and is classified for Cold Water Fishes, Warm Water Fishes and High Quality Waters—Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.356 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Minimum</i>	<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Daily Average</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Heat Rejection Rate (MBTUs/day)						
Jan 1-31	96	XXX	XXX	XXX	XXX	XXX
Feb 1-29	79	XXX	XXX	XXX	XXX	XXX
Mar 1-31	112	XXX	XXX	XXX	XXX	XXX
Apr 1-15	176	XXX	XXX	XXX	XXX	XXX
Apr 16-30	153	XXX	XXX	XXX	XXX	XXX
May 1-15	117	XXX	XXX	XXX	XXX	XXX
May 16-31	125	XXX	XXX	XXX	XXX	XXX
Jun 1-15	97	XXX	XXX	XXX	XXX	XXX
Jun 16-30	115	XXX	XXX	XXX	XXX	XXX
Jul 1-31	66	XXX	XXX	XXX	XXX	XXX
Aug 1-15	48	XXX	XXX	XXX	XXX	XXX
Aug 16-31	55	XXX	XXX	XXX	XXX	XXX
Sep 1-15	69	XXX	XXX	XXX	XXX	XXX
Sep 16-30	62	XXX	XXX	XXX	XXX	XXX
Oct 1-15	59	XXX	XXX	XXX	XXX	XXX
Oct 16-31	57	XXX	XXX	XXX	XXX	XXX
Nov 1-15	76	XXX	XXX	XXX	XXX	XXX
Nov 16-30	67	XXX	XXX	XXX	XXX	XXX
Dec 1-31	100	XXX	XXX	XXX	XXX	XXX
CBOD ₅						
May 1 - Oct 31	47.5	95	XXX	16	32	40
Nov 1 - Apr 30	Avg Mo 95	190	XXX	32	64	80
Total Suspended Solids	Report Avg Mo	Report	XXX	45	135	135
Oil and Grease	Report Avg Mo	XXX	XXX	15	XXX	30
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	XXX
Ammonia-Nitrogen						
May 1 - Oct 31	4	8	XXX	1.3	2.6	3.25
Nov 1 - Apr 30	Avg Mo 11.5	23	XXX	3.9	7.8	9.75
Total Aluminum	1.43 Avg Mo	2.86	XXX	0.48	0.96	1.2
Total Copper	0.065 Avg Mo	0.13	XXX	0.022	0.044	0.055
Total Iron	4.61 Avg Mo	9.22	XXX	1.56	3.12	3.9
Total Lead	0.032 Avg Mo	0.065	XXX	0.011	0.022	0.027
Total Manganese	2.3 Avg Mo	4.6	XXX	0.77	1.54	1.93
Total Zinc	Report Avg Mo	Report	XXX	0.058	0.15	0.15

The proposed effluent limits for Outfall 002 are based on a design flow of 0.000000 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Minimum</i>	<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>			<i>Average Monthly</i>		
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	XXX
Oil and Grease	XXX	XXX	XXX	15	XXX	30
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>		<i>Minimum</i>	<i>Average Monthly</i>		
Ammonia-Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Aluminum	XXX	XXX	XXX	Report	XXX	XXX
Total Iron	XXX	XXX	XXX	Report	XXX	XXX
Total Manganese	XXX	XXX	XXX	Report	XXX	XXX
Total Zinc	XXX	XXX	XXX	Report	XXX	XXX
Total Organic Carbon	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 005 are based on a design flow of 0.000000 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>		<i>Minimum</i>	<i>Average Monthly</i>		
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	XXX	Report	XXX	XXX
CBOD ₅	XXX	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Aluminum	XXX	XXX	XXX	Report	XXX	XXX
Total Copper	XXX	XXX	XXX	Report	XXX	XXX
Total Iron	XXX	XXX	XXX	Report	XXX	XXX
Total Manganese	XXX	XXX	XXX	Report	XXX	XXX
Total Zinc	XXX	XXX	XXX	Report	XXX	XXX
Total Organic Carbon	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfalls 006-014 and 031-034 are based on a design flow of 0.000000 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>		<i>Minimum</i>	<i>Average Monthly</i>		
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	XXX
Oil and Grease	XXX	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Aluminum	XXX	XXX	XXX	Report	XXX	XXX
Total Iron	XXX	XXX	XXX	Report	XXX	XXX
Total Manganese	XXX	XXX	XXX	Report	XXX	XXX
Total Zinc	XXX	XXX	XXX	Report	XXX	XXX
Total Organic Carbon	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 020 and 022 are based on a design flow of 0.000000 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>		<i>Minimum</i>	<i>Average Monthly</i>		
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	XXX
Oil and Grease	XXX	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Aluminum	XXX	XXX	XXX	Report	XXX	XXX
Total Copper	XXX	XXX	XXX	Report	XXX	XXX
Total Iron	XXX	XXX	XXX	Report	XXX	XXX
Total Manganese	XXX	XXX	XXX	Report	XXX	XXX
Total Zinc	XXX	XXX	XXX	Report	XXX	XXX
Total Organic Carbon	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 023 are based on a design flow of 0.000000 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>		<i>Minimum</i>	<i>Average Monthly</i>		
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	XXX

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average		Minimum	Average		
Oil and Grease	XXX	XXX	XXX	15	XXX	30
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Aluminum	XXX	XXX	XXX	Report	XXX	XXX
Total Copper	XXX	XXX	XXX	Report	XXX	XXX
Total Iron	XXX	XXX	XXX	Report	XXX	XXX
Total Manganese	XXX	XXX	XXX	Report	XXX	XXX
Total Zinc	XXX	XXX	XXX	Report	XXX	XXX
Total Organic Carbon	XXX	XXX	XXX	Report	XXX	XXX

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

- Stormwater Sampling Requirements
- Chemical Additives
- Temperature and Flow Verification Evaluation
- Measurement of Thermal Effluent Limitations
- Requirement for Continuation of 316(a) Thermal Variance

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

The EPA Waiver is not in effect.

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

Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401.

WQM Permit No. 4612403, Sewage, **Franconia Sewer Authority**, 671 Allentown Road, Telford, PA 18969-2205.

This proposed facility is located in Franconia Township, **Montgomery County**

Description of Action/Activity: 2850 LF of sanitary sewer along Skippack Creek tributary and 3900 LF with Allentown Rd.

WQM Permit No. 1512412, Sewage, **West Goshen Township Sewer Authority**, 848 S. Concord Road, West Chester, PA 19382.

This proposed facility is located in West Goshen Township, **Chester County**.

Description of Action/Activity: Construction of a new sanitary force main connecting 14 grinder pumps serving new homes.

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

WQM Permit No. 2812201, CAFO, **Joshua Martin Farms** 167 Overcash Road Chambersburg, PA 17202.

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

Description of Proposed Action/Activity: Seeking approval for the construction of a 160' diameter, 16' deep circular concrete manure storage structure to serve an existing dairy/heifer operation.

WQM Permit No. 3612203, CAFO, **Hidden Acres Farms**, 2115 Rohrer Road, Manheim, PA 17545.

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

Description of Proposed Action/Activity: Seeking approval for the construction of a new wine barn with underneath shallow pit storage and a HDPE lined earthen manure storage.

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

WQM Permit No. 3712401, Sewerage, **Lawrence Hickory Municipal Authority**, P. O. Box 7957, New Castle, PA 16107

This proposed facility is located in Hickory Township, **Lawrence County**.

Description of Proposed Action/Activity: Application to construct and operate a sewage extension and three pump stations. All sewage will be treated at the New Castle Sanitation Authority sewage treatment plant.

IV. NPDES Applications for Stormwater Discharges from MS4

V. Applications for NPDES Waiver Stormwater Discharges from MS4

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

NOTICES

4933

Southeast Region: Water Management Program Manager, 2 East Main Street, Norristown, PA 19401

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI01 1503071-R	Toll Brothers, Inc. 1180 Station Boulevard Chester Springs, PA 19425-3881 Orleans Homebuilders 333 Street Road, Suite 101 Bensalem, PA 19020-2051	Chester	West Vincent Township	Pickering Creek (HQ-TSF-MF)
PAI01 151218	Brown Family Partnership 125 Limestone Road Oxford, PA 19363	Chester	Penn Township	Unnamed Tributary East Branch Big Elk Creek (HQ-TSF-MF)
PAI01 151219	David E. Herbener 1292 Jaini Lane Birchrunville, PA 19421	Chester	West Vincent Township	Unnamed Tributary Birch Run (EV)

Northeast Region: Watershed Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.

Lehigh County Conservation District: Lehigh Ag. Ctr., Ste. 102, 4184 Dorney Park Road, Allentown, PA 18104, 610-391-9583.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023912008	John Burkos Faust Hauling, Inc. 7531 Ruppssville Rd. Trexlerstown, PA 18087	Lehigh	Upper Macungie Twp.	Iron Run, HQ-CWF, MF
PAI023912010	City of Allentown Edwin Pawlowski 3000 Parkway Blvd. Allentown, PA 18104	Lehigh	City of Allentown	Little Lehigh Creek, HQ-CWF, MF

Pike County Conservation District: 556 Route 402, Ste. 1, Hawley, PA 18428, 570-226-8220.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI025212002	PPL Blooming Grove-Hemlock 138/69kV Transmission Line Two North Ninth St. Allentown, PA 18101	Pike	Blooming Grove Twp.	Blooming Grove Creek, HQ-CWF, MF; Shohola Creek, HQ-CWF, MF; Notch Brook, HQ-CWF, MF; Holsey Run, HQ-CWF, MF; York Creek, HQ-CWF, MF; Tarkill Creek, HQ-CWF, MF; Bushkill Creek, HQ-CWF, MF

Northampton County Conservation District: 14 Gracedale Ave., Greystone Building, Nazareth, PA 18064, 610-746-1971.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024812009	PPL Electric Utilities Corp. Jason E. Smeltz Two North Ninth St. (GENN 3) Allentown, PA 18101	Northampton	Bushkill Twp., Upper Nazareth Twp., Stockertown Borough, Palmer Twp., Plainfield Twp.	Bushkill Creek, HQ-CWF, MF; Bushkill Creek UNT, HQ-CWF, MF

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

Lycoming County Conservation District: 542 County Farm Road Suite 202, Montoursville, PA 17754, (570) 433-3003

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI044112006	Kent Morton Moxie Patriot LLC 612 Center St S Ste 200 Vienna VA 22180	Lycoming	Clinton Township	UNT to W.B. Susquehanna River WWF, MF

Southwest Region: Waterways & Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. (412) 442.4315

<i>Permit No.</i>	<i>Applicant & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Stream Name</i>
PAI051112001	Cresson Township Municipal Authority 717 Portage Road Cresson, PA 16630	Cambria	Cresson & Munster Townships	Noels Creek (HQ-CWF) Little Conemaugh (CWF)
PAI055612002	Pennsylvania Department of Transportation Dist. 9-0 1620 North Juanita Street Hollidaysburg, PA 16648	Somerset	Seven Springs Borough & Middlecreek Township	Allen Creek (HQ-CWF)

VII. List of NOIs for NPDES and/or Other General Permit Types

PAG-12 CAFOs

STATE CONSERVATION COMMISSION

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

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

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

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

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

NUTRIENT MANAGEMENT PLAN—PUBLIC NOTICE SPREADSHEET

<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>Renewal/ New</i>
GNH Farms, LLC 224 White Church Road Elysburg, PA 17824	Columbia	495.5	622.11	Layers, Swine, Beef, Horses	HQ	Renewal
John Pfleeger 460 Gold Rd. Muncy, PA 17756	Northumberland	376.9	682.47	Swine and Beef	NA	New

<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>Renewal / New</i>
Randy Weaver Smaltz Road Womelsdorf, PA 19567	Berks	0	541.8	Layers	N/A	New
Robert Stitt 136 Winding Lane Lewistown, PA 17044	Mifflin	47.5	362.15	Turkey	N/A	Renewal
Terry Hershey 573 Strasburg Rd Paradise, PA 17562	Lancaster	82	487.08	Swine	NA	R
Kenneth Gebhart Blue Berry Hill Farm 2950 Centennial Road Hanover, PA 17331	Adams	542.5	556.73	Swine	NA	Renewal

PUBLIC WATER SUPPLY (PWS) PERMITS

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

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

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

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

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

SAFE DRINKING WATER

Applications Received Under the Pennsylvania Safe Drinking Water Act

Southeast Region: Safe Drinking Water Program Manager, 2 East Main Street, Norristown, PA 19401

Permit No. 1512507 , Public Water Supply	
Applicant	Avonwheel Estates Mobile Home Park
Township	London Grove

County	Chester
Responsible Official	W. Robert Landis 310 N. High Street West Chester, PA 19380
Type of Facility	PWS
Consulting Engineer	Safe Drinking Water Quality Management, Inc. 1513 N. Line Street Lansdale, PA 19446
Application Received Date	May 18, 2012
Description of Action	Installation of poly-phosphate chemical feed system to reduce calcium carbonate deposition due to hard water.

Permit No. 1512508, Public Water Supply

Applicant	Atglen Borough
Township	Atglen Borough
County	Chester
Responsible Official	Lawrence C. Lavenberg Vice President PO Box 250 Atglen, PA 19310
Type of Facility	PWS
Consulting Engineer	Becker Engineering, LLC 115 Millersville Road Lancaster, PA 17603
Application Received Date	June 25, 2012
Description of Action	Development of new well #4 and construction of a new house with treatment.

Southcentral Region: Water Supply Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110

Permit No. 2812501, Public Water Supply.

Applicant	Mercersburg Water Authority
Municipality	Peters Township

County **Franklin**
 Responsible Official Ed Twine, Authority Chairman
 113 South Main Street
 Mercersburg, PA 17236

Type of Facility Public Water Supply

Consulting Engineer Lance S Kegerreis, P.E.
 Dennis E. Black Engineering
 Inc.
 2400 Philadelphia Avenue
 Chambersburg, PA 17201

Application Received: 7/12/2012

Description of Action Mud well expansion project.

Permit No. 6712512, Public Water Supply.

Applicant **Stewartstown Borough
 Authority**

Municipality Hopewell Township

County **York**

Responsible Official Gary S. Hook, Authority
 Chairman
 Borough Office
 6 North Main Street
 Stewartstown, PA 17363

Type of Facility Public Water Supply

Consulting Engineer Dennis E Sarpen, P.E.
 Holley & Assoc.
 18 S. George St.
 York, PA 17402

Application Received: 7/3/2012

Description of Action Delete nitrate treatment from
 Well 5 and Well 7.

MINOR AMENDMENT

Applications Received Under the Pennsylvania Safe Drinking Water Act

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

Application No. 6512507MA, Minor Amendment.

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

[Township or Borough] Salem Township

Responsible Official Christopher Kerr, Resident
 Manager Municipal Authority of
 Westmoreland County 124 Park
 & Pool Road New Stanton, PA
 15672

Type of Facility Water system

Consulting Engineer

Application Received Date July 5, 2012

Description of Action Installation of approximately
 1,700 feet of 12-inch waterline.

Application No. 6512508MA, Minor Amendment.

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

[Township or Borough] Ligonier Township

Responsible Official Christopher Kerr, Resident
 Manager
 Municipal Authority of
 Westmoreland County
 124 Park & Pool Road
 New Stanton, PA 15672

Type of Facility Water system

Consulting Engineer

Application Received Date July 5, 2012

Description of Action Installation of approximately
 5,100 feet of 8-inch waterline.

Application No. 5612505MA, Minor Amendment.

Applicant **Somerset Township
 Municipal Authority**
 PO Box 247
 Somerset, PA 15501

[Township or Borough] Somerset Township

Responsible Official Nancy Aultz, Manager
 Somerset Township Municipal
 Authority
 PO Box 247
 Somerset, PA 15501

Type of Facility Water system

Consulting Engineer Somerset Planning &
 Engineering Services, LLC
 222 West Main Street
 Suite 100
 Somerset, PA 15501

Application Received Date July 11, 2012

Description of Action Installation of a meter pit,
 approximately 12,000 L.F. of
 8-inch waterline and
 appurtenances.

WATER ALLOCATIONS

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

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

**WA30-587H, Water Allocations. Southwestern
 Pennsylvania Water Authority**, PO Box 187, 1442
 Jefferson Road, Jefferson, PA 15344, **Greene County**.
 The applicant is requesting the right to increase their
 current water allocation withdrawal from the Mononga-
 hela River to 16.1 MGD. This will be accomplished with a
 two-phase water treatment plant expansion. The first
 phase will provide treatment for up to 9.22 MGD and the
 second phase will increase treatment plant capacity to
 16.1 MGD.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 1

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

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P. S. §§ 6026.302—6026.305) require the Department to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. A person intending to use the background standard, Statewide health standard, the site-specific standard or intend to remediate a site as a special industrial area shall file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known or suspected contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one or a combination of cleanup standards or receives approval of a special industrial area remediation identified under the act will be relieved of further liability for the remediation of the site for contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

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

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

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

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

Pennsylvania Extruded Tube Company (PEXCO), 982 Griffin Pond Road, Scott Township and South Abington Township, **Lackawanna County**. Erin Palko, Roux Associates, Inc., 1222 Forest Parkway, Suite 190, West Deptford, NJ 08066 has submitted a Notice of Intent to Remediate on behalf of her client, Pennsylvania Extruded Tube Company, P. O. Box 1280, Scranton, PA 18510, concerning the remediation of groundwater found to have been impacted by lubricating oils/fluids. The applicant proposes to remediate the site to meet the Non-Residential Statewide Health Standard for groundwater. The intended future use of the property includes the continued manufacture of specialty steel tube. A summary of the Notice of Intent to Remediate is expected to be published in a local newspaper serving the general area sometime in the near future.

Slifer Residence, 238 Main Street, Walnutport Borough, **Northampton County**. Richard Trimpi and Janine Jacobs have submitted a Notice of Intent to Remediate on behalf of their client, Dustin Slifer, 248 Main Street, Walnutport, PA 18088, concerning the remediation of soil found to have been impacted by #2 fuel oil as a result of a vehicular collision which caused a crack in the fuel oil supply line at the base of the above ground storage tank. The applicant proposes to remediate the site to meet the Residential Statewide Health Standard for soil. The intended future use of the site is residential. A summary of the Notice of Intent to remediate was published in *The Express Times* on March 26, 2012.

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

Former BP Terminal No. 4556, 34 Sinclair Road, Mechanicsburg, PA 17055, Mechanicsburg Borough, **Cumberland County**. Antea Group, 780 East Market Street, Suite 120, West Chester, PA 19382, on behalf of Atlantic Richfield Company, a BP Products North America Inc. Affiliated Company, 501 West Lake Boulevard, WL1-28.1608, Houston, TX 77079 and Pennsylvania Terminals Corporation, PO Box 2621, Harrisburg, PA 17105-2621, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with leaded and unleaded gasoline. The former bulk petroleum bulk storage site will be remediated to the Site Specific standard. Intended future use is non-residential.

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

Brian Anderson Property, Washington Township, **Jefferson County**. Environmental Remediation & Recovery, Inc., 4250 Route 6N, Edinboro, PA 16412 on behalf of State Farm Insurance Company, One State Farm Drive, Ballston Spa, NY 12020 has submitted a Notice of Intent to Remediate. A home heating oil tank release resulted in the release of approximately 150 gallons of heating oil onto the soil. Future use of the property will be residential. The Notice of Intent to Remediate was published in the *DuBois Courier Express* on May 31, 2012. The proposed cleanup standard for the site is Statewide Health.

DETERMINATION OF APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMIT

Applications Received Under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904); and 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

Central Office: Division of Municipal and Residual Waste, Rachel Carson State Office Building, 14th Floor, 400 Market Street, Harrisburg, PA 17105-8472.

General Permit Application No. WMGR081D036. iGreen Recycling, LLC, 300 Corporate Drive Reading, PA 19605. This application is for a renewal of a residual waste general permit for processing, recycling and beneficial use of electronic materials. Processing is limited to dismantling, sorting, and packaging/shipping of electronic waste materials. The application for determination of applicability was deemed to be administratively complete by Central Office on July 23, 2012.

Persons interested in reviewing the applications may contact Scott E. Walters, Chief, Permits Section, Division of Municipal and Residual Waste, Bureau of Waste Management, P. O. Box 8472, Harrisburg, PA 17105-8472, 717-787-7381. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Application(s) received Under the Solid Waste Management Act, the Municipal Waste Planning, Recycling and Waste Reduction Act and Regulations to Operate Solid Waste Processing or Disposal Area or Site.

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

Permit Application No. 101308. Waste Management of Pennsylvania, Inc., 2710 Golden Key Road, Kutztown, PA 19530. A permit renewal application for the continued operation of this municipal solid waste transfer station located in Weisenberg Township, **Lehigh County**. The application was received in the Regional Office on June 28, 2012, and was found to be administratively complete as of July 19, 2012.

Permit Application No. 100020. IESI Bethlehem Landfill Corporation, 2335 Applebutter Road, Bethlehem, PA 18015. A permit renewal application for the continued operation of this municipal waste landfill located in Lower Saucon Township, **Northampton County**. The application was received in the Regional Office on July 6, 2012 and was found to be administratively complete as of July 23, 2012.

Comments concerning the application should be directed to William Tomayko, Regional Waste Management Program Manager, Department of Environmental Protection, Northeast Regional Office, 2 Public Square, Wilkes-Barre, PA 18701-1915 at 570-826-2511. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS NEW SOURCES AND MODIFICATIONS

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

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

Copies of these applications, subsequently prepared draft permits, review summaries and other support materials are available for review in the regional office listed before the applications. Persons interested in reviewing the application files should contact the appropriate regional office to schedule appointments.

Persons wishing to receive a copy of a proposed Plan Approval or Operating Permit shall indicate interests to the Department regional office within 30 days of the date of this notice and shall file protests or comments on a proposed Plan Approval or Operating Permit within 30 days of the Department providing a copy of the proposed documents to persons or within 30 days of its publication in the *Pennsylvania Bulletin*, whichever comes first. Interested persons may also request that hearings be held concerning a proposed Plan Approval or Operating Permit. A comment or protest filed with the Department regional office shall include a concise statement of the objections to the issuance of the Plan Approval or Operating Permit and relevant facts which serve as the basis for the objections. If the Department schedules a hearing, a notice will be published in the *Pennsylvania Bulletin* at least 30 days prior the date of the hearing.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodation to participate should contact the regional office listed before the application. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

Final Plan Approvals and Operating Permits will contain terms and conditions to ensure that the source is constructed and operating in compliance with applicable requirements in 25 Pa. Code Chapters 121—143, the Federal Clean Air Act (42 U.S.C.A. §§ 7401—7671q) and regulations adopted under the Federal Clean Air Act.

PLAN APPROVALS

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

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

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

66-318-007: Procter & Gamble Paper Products Co. (PO Box 32, Mehoopany, PA 18629-0032) for the ability to

apply a new polymer suspension to certain products at their facility in Washington Township, **Wyoming County**.

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

Contact: M. Gorog & B. Hatch, Environmental Engineer Managers—Telephone: 412-442-4163/5226

63-00972: Centennial Energy, LLC (3773 Cherry Creek North Drive, Denver, CO 80209) for loading Y-Grade Liquefied Natural Gas (LNG) from pressurized tanker trucks to rail tankers using a vapor recovery system and on board truck pump at the Allenport Transloading Facility in Allenport Borough, **Washington County**. This is a Minor Facility Plan Approval application submittal.

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

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636

62-172B: Glenn O. Hawbaker—Brokenstraw Plant (711 East College Avenue, Bellefonte, PA 16823) for an increase in the tons per hour capacity of the plant from 350 tons per hour (tph) to 500 tph and the modification of requirements for sources 031, 032 and 034 in State Only Operating Permit 62-00172. The plant will be capable of producing 500 tons per hour and will consist of various crushers, screens, conveyors and stackers. This facility is located at 110 Muzzle Loaders Lane, Pittsfield, PA 16340, which is in Pittsfield Township, **Warren County**.

Intent to Issue Plan Approvals and Intent to Issue or Amend Operating Permits under the Air Pollution Control Act 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

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636

10-379A: XTO Energy,—dba Mountain Gathering LLC—Penn Cryo Facility (810 Houston Street, Fort Worth, TX 76102-6203) for installation of a 125 MMcf/d natural gas processing plant at 230 Hicks Road, Renfrew, PA 16053. Sources at the site will include a process heater, process storage tanks, a gas processing plant and facility roadways. This facility is in Penn Township, **Butler County**.

Pursuant to 25 Pa. Code §§ 127.44(b) and 127.424(b), the Pennsylvania Department of Environmental Protection (DEP) intends to issue Plan Approval 10-374A to XTO Energy dba Mountain Gathering LLC for the installation of a process heater, process storage tanks, a gas processing plant and facility roadways, for the Penn Cryo Facility located in Penn Township, Butler County. The Plan Approval will subsequently be incorporated into a facility Operating Permit through an administrative amendment in accordance with 25 Pa. Code § 127.450.

Plan Approval No. 10-379A is for the installation of a process heater, process storage tanks, a gas processing plant and facility roadways. Based on the information provided by the applicant and DEP's own analysis, the combined subject sources will have the potential to emit approximately 11.73 tons per year (tpy) of particulate matter, 7.91 tpy of carbon monoxide (CO), 6.74 tpy of

volatile organic compounds, 3.39 tpy of nitrogen oxides, 0.2 tpy of HAPs and 0.06 tpy of sulfur oxides.

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

This facility will be subject to 40 CFR Part 60 Subpart KKK (Standards of Performance for Equipment Leaks of VOC From Onshore Natural Gas Processing Plants) and parts of 40 CFR Part 60 Subpart VV (Standards of Performance for Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry) which are referenced in Subpart KKK.

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

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

AMS 12020: Drexel University—University City (3330 Market Street, Philadelphia, PA 19104) to install and operate twenty-seven (27) natural gas fired boilers and heaters each less than 1.05 MMBtu/hr and six (6) No. 2 fuel oil fired emergency generators each less than or equal to 750 kW. There will be a potential emission increase 16.94 tons per year of nitrogen oxide (NO_x). The plan approval will contain operating and recordkeeping requirements to ensure operation within all applicable requirements.

OPERATING PERMITS

Intent to Issue Title V Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter G.

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

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

15-00027: Johnson Matthey, Inc. (456 Devon Park Drive, Tredyffrin Township, **Chester County** 19087) for renewal of the Title V Operating Permit in Tredyffrin Township, Chester County. The initial permit was issued on 10-24-2001 and was subsequently renewed on 8-7-2007. The company manufactures inserts for automotive and industrial catalytic converters. As a result of potential emissions of nitrogen oxides (NO_x) and volatile organic compounds (VOC), the facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments, and is therefore subject to the Title V permitting requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The proposed Title V Operating Renewal does not reflect any change in air emissions from the facility. The facility is subject to the Compliance Assurance Monitoring (CAM) regulation pursuant to 40 CFR Part 64. The renewal contains all applicable requirements including monitoring, recordkeeping and reporting.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110

Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or Daniel Husted, New Source Review Chief—Telephone: 717-949-705-4863

06-05069S: East Penn Manufacturing Co., Inc. (P. O. Box 147, Lyon Station, PA 19536) to modify formation operations at their Lyon Station Plant in Richmond Township, **Berks County**.

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), the Department of Environmental Protection (DEP) has received and intends to issue a Plan Approval to the abovementioned company for the abovementioned project. This plan approval may be incorporated into the company's facility-wide permit via an administrative amendment at a later date.

Plan Approval 06-05069S is for replacing air-rack formation systems 1, 2 and 3 with water bath formation systems and permanently decommissioning air-rack formation systems 4, 5, 6 and 10. The formation systems are controlled by mist eliminators that are best available technology (BAT) for removing sulfuric acid mist. Plan Approval 06-05069S is for installing seven 1.8 mmBtu/hr natural gas fired boilers and installing one 3.75 mmBtu/hr natural gas fired air make-up unit. Use of natural gas and/or propane-air mix fuel is accepted as BAT for combustion products. The plan approval also documents the transfer of 53 tons of NO_x Emission Reduction Credits from the GenOn REMA, LLC Warren County facility to the East Penn Richmond Township facility. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements. Because of the removal of four air-rack formation systems, the actual air emissions of H₂SO₄ from the A-3 building will be reduced by one tpy. The new water boilers and air make up unit will have a maximum potential to emit seven tpy of NO_x, six tpy of CO and one tpy of PM.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed plan approval, or may provide the Department with additional information to consider in its review, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests, or for requests for a public hearing. 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.

Mr. Thomas Hanlon, Facility Permitting Chief, may be contacted at 717-705-4862, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments, protests, or requests for a public hearing.

Plan approvals issued to sources identified in 25 Pa. Code § 127.44(b)(1)–(4) or plan approvals issued to sources with limitations on the potential to emit may become part of the SIP, and will be submitted to EPA for review and approval.

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

Contact: Barbara Hatch, Facilities Permitting Chief—Telephone: 412-442-4174

26-00590: Carlisle Construction Materials (2000 Summit View Drive, Smithfield, PA 15478) to issue a Title V Operating Permit to Carlisle Construction Materials for the manufacturing of foam insulation in Georges Township, **Fayette County**.

In accordance with 25 Pa. Code §§ 127.424, 127.425 and 127.521, the Department of Environmental Protection (DEP) is providing notice that it intends to issue a Title V Operating Permit to Carlisle Construction Materials for the manufacturing of foam insulation located in Georges Township, Fayette County.

Sources at this facility include the Hunter Panel process line of polyisocyanurate foam insulating panels. The process is controlled by a Regenerative Thermal Oxidizer (RTO) with 98 percent destruction efficiency. The Insulfoam operation process consists of the manufacturing of expandable polystyrene (EPS0) block. This process is controlled by a RZTO with 98 percent destruction efficiency. Other equipment at this facility includes material storage and handling systems, space heaters and other smaller sources.

This facility has the potential to emit the following type and quantity of air contaminants (on an annual basis): Hunter Panels-49.6 tons per year VOC; and Insulfoam-49.3 tons per year and 5.5 tons per HAPs. No emission or equipment changes are being proposed by this action from previously issued plan approval. The emission restriction, testing, monitoring, recordkeeping, reporting and work practice conditions of the TVOP have been derived from the applicable requirements of 25 Pa. Code Chapters 121–145.

Any person wishing to provide DEP with additional information that they believe should be considered prior to the issuance of this permit may submit the information to DEP at the address shown above. A 30-day comment period, from the date of this publication, will exist for the submission of comments. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit (specify TV 26-00590) and a concise statement regarding the relevancy of the information in the proposed permit or objections to issuance of the permit.

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

Intent to Issue Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19428

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

23-00095: Norquay Technology, Inc. (800 West Front Street, Chester, PA 19016) for a renewal of a State Only Operating Permit in Chester City, **Delaware County**. Norquay Technology, Inc. manufactures specialty chemicals. The facility operates several process reactor systems, fitted with process condensers, which are exhausted through a scrubber vent system. Norquay is being reclassified from a synthetic minor facility to a natural minor facility under this renewal application. This renewal will also incorporate three requests for determination (RFD) that were previously approved by the Department. These include RFD Nos. 1187, 1229, and 2696. The permit

includes monitoring, recordkeeping, and reporting requirements designed to address all applicable air quality requirements.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110

Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or Daniel Husted, New Source Review Chief—Telephone: 717-705-4863

06-03042: Fairmount Foundry, Inc. (P. O. Box 466, Hamburg, PA 19526) for their gray iron casting plant in Hamburg Borough, **Berks County**.

In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has received an application and intends to issue an Air Quality Operating Permit for the abovementioned facility.

The subject facility has actual emissions of 2 tpy of PM and 5 tpy of CO. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 40 CFR 63 Subpart ZZZZZ (National Emissions Standards for Hazardous Air Pollutants for Iron and Steel Foundries).

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP Southcentral Regional Office, at 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed operating permit, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests.

Mr. Thomas Hanlon, Facility Permitting Chief, may be contacted at 717-705-4862, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

07-05035: Grannas Bros. Stone & Asphalt Co., Inc. (P. O. Box 448, Hollidaysburg, PA 16648) for a batch asphalt plant in Frankstown Township, **Blair County**.

In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has received an application and intends to issue an Air Quality Operating Permit renewal for the abovementioned facility.

The subject facility has actual emissions of 1.7 tons per year NO_x, 5.8 tons per year carbon monoxide, 0.35 tons per year of volatile organic compounds, 1.26 tons per year sulfur oxides, and 0.6 tons per year particulate matter. 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 provi-

sions derived from 40 CFR Part 60, Subpart I—Standard of Performance for Hot Mix Asphalt Facilities.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP Southcentral Regional Office, at 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed operating permit renewal, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above, and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests.

Daniel C. Husted, PE, New Source Review Chief, may be contacted at 717-705-4863, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments, protests or requests for a public hearing.

36-03160: GSM Industrial, Inc. (3249 Hempland Road, Lancaster, PA 17601) for their custom industrial metal fabrication facility in East Hempfield Township, **Lancaster County**.

In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has received an application and intends to issue an Air Quality Operating Permit for the abovementioned facility.

The subject facility has actual emissions of 2.96 tpy of VOCs and 1.52 tpy of HAPs. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 40 CFR Part 63, Subpart XXXXXX—National Emission Standards for Hazardous Air Pollutants Area Source Standards for Nine Metal Fabrication and Finishing Source Categories and 25 Pa. Code § 129.52 Surface coating processes.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP Southcentral Regional Office, at 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed plan approval, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests.

Mr. Thomas Hanlon, Facility Permitting Chief, may be contacted at 717-705-4862, or at PA DEP Air Quality

Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

67-05119: Bituminous Paving Materials (1300 Zinn's Quarry Road, York PA 17404) for their hot mix batch asphalt plant in West Manchester Township, **York County**.

In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has received an application and intends to issue an Air Quality Operating Permit renewal for the abovementioned facility.

Estimated actual emissions for 2011 are as follows: PM-1.05 tons, CO-8.1 tons, NO_x-4.05 tons, SO_x-0.12 tons and THC-0.41 tons. The asphalt plant is subject to 40 CFR Part 60, Subpart I for hot mix asphalt facilities. The Operating Permit renewal 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. Copies of the renewal application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP Southcentral Regional Office, at 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed plan approval, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests.

Daniel C. Husted, New Source Review Chief, may be contacted at 717-705-4863, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

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

Contact: Barbara Hatch, Facilities Permitting Chief—Telephone: 412-442-4174

65-00726: Gutchess Hardwoods, Inc. (185 Devereux Drive, Latrobe, PA 15650) for the continued operation of the Latrobe Plant wood mill, in Unity Township, **Westmoreland County**. Air pollution sources at this facility include three boilers and a dimension mill.

In accordance with 25 Pa. Code §§ 127.424—127.425, notice is hereby given that the Pennsylvania Department of Environmental Protection (DEP) intends to issue State Only Operating Permit SOOP-65-00726 to authorize the continued operation of the Latrobe Plant wood mill, located Unity Township, Westmoreland County. Air pollution sources at this facility include three boilers and a dimension mill.

This facility has the potential to emit the following type and quantity of pollutants on a 12 month rolling basis: 3 tons VOC, 57 tons PM₁₀, 34 tons NO_x, 92 tons CO and lesser quantities of other regulated pollutants. No equipment of emission changes are being approved in this

SOOP. The facility is subject to the applicable requirements of 40 CFR 60, Subpart Dc—Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units and 25 Pa. Code Chapters 121—145. The SOOP includes conditions relating to applicable emission restrictions, testing, monitoring, recordkeeping, reporting and work practice standards requirements.

The SOOP application and other relevant materials may be viewed at the following address: Pennsylvania Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA, 15222, 412-442-4000. Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of the SOOP may submit the information to Barbara Hatch at the same address. Written comments must contain the name, address and telephone number of the person submitting the comments, identification of the proposed SOOP-65-00726 and a concise statement regarding the relevancy of the information or objections to issuance of SOOP-65-00726.

All comments must be received prior to the close of business 30 days after the date of this publication. Interested persons may also request that a hearing be held concerning this proposed Operating Permit. If the Department schedules a hearing, a notice will be published in the *Pennsylvania Bulletin* at least 30 days prior to the date of the hearing.

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

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6131

25-00916: Ridg-U-Rak—North East Plant (120 South Lake Street, North East, PA 16428) for a State Only, Natural Minor Operating Permit Issuance to operate a Metal Shelving Manufacturing Facility, located in North East Borough, **Erie County**. The emissions from this facility continue to be well below major source levels.

33-00085: Symmco, Inc. (101, South Park Street, Sykesville, PA 15865) for renewal of the Natural Minor Permit to operate an iron, bronze and brass powder metal products manufacturing facility. The facility's major emission sources include, 1) 20" Iron-sintering furnace, 2) 12" Bronze / Brass sintering furnace, 3) 24" Iron sintering furnace, 4) 24" iron sintering furnace, 5) Pusher type heat treat furnace, 6) Degreaser units (3) and, 7) Miscellaneous natural gas usage. The facility is located in Sykesville Borough, **Jefferson County**. The emission of the pollutants from the facility is less than Title V threshold limits. Thus, the facility is natural minor. The potential emissions statement from the facility: NO_x: 1.811 tons per year (TPY), CO: 1.017 TPY, VOC: 0.104 TPY, SO_x: 0.146 TPY, PM (total): 2.772 TPY, PM (condensable): 0.074 TPY, PM (filterable): 0.025 TPY. The facility is not subject to 40 CFR Part 63, Subpart XXXXXX because the facility is not performing any machining operation as stated in § 63.11514(b) (1) to (5).

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

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

S12-008: Girard College Power Plant (at 2101 S. College Avenue, Philadelphia., PA 19121) for operation of a school in the City of Philadelphia, **Philadelphia County**. S00-002: The facility's air emission sources include three (3) 744 HP boilers that can burn No 2 fuel

oil, No 4 fuel oil, or natural gas and one (1) 300 HP boiler that can burn No. 2 fuel oil or natural gas.

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

Persons wishing to file protest or comments on the above operating permit must submit the protest or comments within 30 days from the date of this notice. Any protests or comments filed with AMS must include a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based. Based upon the information received during the public comment period, AMS may modify the operating permit or schedule a public hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a local newspaper at least thirty days before the hearing.

COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.20a). Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

The following permit applications to conduct mining activities have been received by the Department. A copy of the application is available for inspection at the district mining office indicated before each application. Notices of requests for 401 Water Quality Certifications are included in individual application notices, as noted.

Written comments or objections, or requests for an informal conference, or a public hearing, as applicable, on a mining permit application and request for Section 401 water quality certification application may be submitted by any person or any officer or head of any Federal, state or local government agency or authority to the Department at the address of the district mining office indicated before each application within 30 days of this publication, or within 30 days after the last publication of the applicant's newspaper advertisement as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34.

Written comments or objections regarding a mining permit application should contain the name, address and telephone number of persons submitting comments or objections, application number and a statement of sufficient detail to inform the Department on the basis of comment or objection and relevant facts upon which it is based.

A request for an informal conference or a public hearing, as applicable, on a mining permit application, as provided by 25 Pa. Code § 77.123 or § 86.34, must contain the name, address and telephone number of the requestor; the application number; a brief summary of the issues to be raised by the requestor at the conference; and

a statement whether the requestor desires to have the conference conducted in the locality of the proposed mining activities.

When an NPDES number is listed, the mining activity permit application was accompanied by an application for an individual NPDES permit. A separate notice will be provided after the draft NPDES permit is prepared.

Coal Applications Received

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

30841312. Consolidation Coal Company, (1 Bridge Street, Monongah, WV 26554). To revise the permit for the Blacksville Mine No. 2 in Jackson Township, **Greene County** to install one can support borehole. Surface Acres Proposed 0.9. No additional discharges. The application was considered administratively complete on July 18, 2012. Application received: March 6, 2012.

56021301. Elk Lick Energy, Inc., (PO Box 260, 1576 Stoystown Road, Friedens, PA 15541). To revise the permit for the Roytown Deep Mine in Lincoln Township, **Somerset County** to add subsidence control plan acres to Seam E of the Upper Freeport coal seam. Subsidence Control Plan Acres Proposed 1067.9. No additional discharges. The application was considered administratively complete on July 19, 2012. Application received: May 30 2012.

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

16100104 and NPDES Permit No. PA0258911. RFI Energy, Inc. (P. O. Box 162, Sligo, PA 16255) Revision to an existing bituminous surface mine to add 0.4 acre in Licking Township, **Clarion County** affecting 183.0 acres. Receiving streams: Two unnamed tributaries to Licking Creek, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: July 13, 2012.

5974-16100104-E-1. RFI Energy, Inc. (P. O. Box 162, Sligo, PA 16255) Application for a stream encroachment to conduct mining activities within 100 feet of unnamed tributary No. 1 to Licking Creek in Licking Township, **Clarion County**. Receiving streams: Two unnamed tributaries to Licking Creek, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: July 13, 2012.

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

17930103 and NPDES No. PA0207241. Junior Coal Contracting, Inc. (2330 Six Mile Road, Philipsburg, PA 16866), revise the coal refuse disposal plan of an existing bituminous surface mine in Decatur Township, **Clearfield County**, affecting 309.9 acres. Receiving stream: Little Beaver Run, Beaver Run, classified for the following use: Cold Water Fishery. There are no potable water supply intakes within 10 miles downstream. Application received: June 28, 2012.

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

40070201R. Mineral Reclamation, LLC, (P. O. Box 866, Pittston, PA 18640), renewal for reclamation activities only of an existing anthracite coal refuse reprocessing operation in Hanover Township, **Luzerne County** affecting 37.0 acres, receiving stream: Warrior Creek, classified for the following use: cold water fishes. Application received: July 16, 2012.

Noncoal Applications Received

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

32030301 and NPDES Permit No. PA0249408. Britt Energies, Inc., 2450 Philadelphia Street, Indiana, PA 15701, renewal of NPDES Permit, Center Township, **Indiana County**. Receiving stream(s): unnamed tributaries to and Yellow Creek classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: July 2, 2012.

29920301 and NPDES Permit No. PA0599549, H. B. Mellott Estate, Inc., 100 Mellott Drive, Suite 100, Warfordsburg, PA 17267, renewal of NPDES Permit, Ayr Township, **Fulton County**. Receiving stream(s): Esther Run classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. NPDES renewal application received: July 12, 2012.

56970301 and NPDES Permit No. PA0234362. Garrett Limestone Company, Inc., 451 Stoystown Road, Suite 104, Somerset, PA 15501, renewal of NPDES Permit, Black and Summit Townships, **Somerset County**. Receiving stream(s): Casselman River classified for the following use(s): warm water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: May 2, 2012.

11900201 and NPDES Permit No. PA0599051, Maple Coal Company, 254 Interpower Drive, Colver, PA 15927, renewal of NPDES Permit, Barr and Blacklick Townships, **Cambria County**. Receiving stream(s): Elk Creek classified for the following use(s): cold water fisheries. There are no potable water supply intakes within 10 miles downstream. NPDES renewal application received: July 13, 2012.

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

58040830. Edward W. Yonkin, III, (6833 Laurel Lake Road, Brackney, PA 18812), Stage I & II bond release of a quarry operation in Silver Lake Township, **Susquehanna County** affecting 2.0 acres on property owned by Richard and Tracy Holgash. Application received: July 9, 2012.

36820301C9 and NPDES Permit No. PA0612171. Haines & Kibblehouse, Inc., (P. O. Box 196, Skippack, PA 19474), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Brecknock Township, **Lancaster County** affecting 131.7 acres, receiving stream: unnamed tributary to Black Creek, classified for the following use: HQ—warm water fishes. Application received: July 11, 2012.

MINING ACTIVITY NPDES DRAFT PERMITS

This notice provides information about applications for a new, amended or renewed NPDES permits associated with mining activity (coal or noncoal) permits. The applications concern industrial waste (mining) discharges to surface water and discharges of stormwater associated with mining activities. This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

The Department of Environmental Protection (Department) has prepared a draft NPDES permit and made a tentative determination to issue the NPDES permit in conjunction with the associated mining activity permit.

Effluent Limits for Coal Mining Activities

For coal mining activities, NPDES permits, when issued, will contain effluent limits that are the more stringent of technology-based (BAT) effluent limitations or Water Quality Based Effluent Limits (WQBEL).

The BAT limits for coal mining activities, as provided in 40 CFR Part 434 and 25 Pa. Code Chapters 87—90 are as follows:

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Iron (Total)	3.0 mg/l	6.0 mg/l	7.0 mg/l
Manganese (Total)	2.0 mg/l	4.0 mg/l	5.0 mg/l
Suspended solids	35 mg/l	70 mg/l	90 mg/l
pH*		greater than 6.0; less than 9.0	
Alkalinity greater than acidity*			

*The parameter is applicable at all times.

In addition, the Department imposes a technology-based aluminum limit of 2.0 mg/l (30 day average) to protect stream uses.

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 BAT limits for noncoal mining activities as provided in 40 CFR Part 436 and 25 Pa. Code Chapter 77 are as follows:

<i>Parameter</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Suspended solids	35 mg/l	70 mg/l	90 mg/l
Alkalinity exceeding acidity* pH*		greater than 6.0; less than 9.0	

* The parameter is applicable at all times.

Discharges from noncoal mines located in some geologic settings (for example, in the coal fields) may require additional water quality based effluent limits. If additional effluent limits are needed for an NPDES permit associated with a noncoal mining permit, then the permit description specifies the parameters.

In addition to BAT or WQBEL limits, coal and noncoal NPDES permits establish effluent limitations in the form of implemented Best Management Practices (BMPs) identified in the associated Erosion and Sedimentation Plan, the Reclamation Plan and the NPDES permit application. These BMPs restrict the rates and quantities of associated pollutants from being discharged into surface waters in this Commonwealth.

More restrictive effluent limitations, restrictions on discharge volume or restrictions on the extent of mining that may occur are incorporated into an NPDES permit when necessary for compliance with water quality standards and antidegradation requirements (in accordance with 25 Pa. Code Chapters 91—96).

The procedures for determining the final effluent limits, using a mass-balance equation or model, are found in Technical Guidance Document 362-0600-001, NPDES Program Implementation—Memorandum of Understanding (MOU) Concerning Water Quality Management, NPDES Program Implementation, and Related Matters. Other specific factors to be considered include public comments and Total Maximum Daily Load(s). Additional discharge limitations may apply in the event that unexpected discharges occur.

Discharge rates for surface mining activities are precipitation driven. Discharge rates for proposed discharges associated with underground mining are noted in the permit description.

Persons wishing to comment on an NPDES draft permit should submit a written statement to the Department at the address of the district mining office indicated before each draft permit within 30 days of this public notice. Comments received within the comment period will be considered in the final determinations regarding the NPDES permit applications. Comments must include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

The Department will also accept requests or petitions for a public hearing on NPDES permit applications, as provided in 25 Pa. Code § 92a.82(d). The request or petition for a public hearing shall be filed within 30 days of this public notice and contain the name, address, telephone number and the interest of the party filing the request, and state the reasons why a hearing is warranted. A public hearing may be held if the Department considers the public interest significant. If a hearing is scheduled, a notice of the hearing on the NPDES permit application will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation within the relevant geographical area. When a public hearing is held, the Department will consider comments from the public hearing in the final determination on the NPDES permit application.

Coal NPDES Draft Permits

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

NPDES No. PA0236071 (Mining Permit No. 56111301), LCT Energy, LP, (941 Grove Lane, Suite B, Johnstown, PA 15905). A new NPDES and mining activity permit for the Cass #1 Mine in Summit Township and Garrett Borough, **Somerset County**. Surface Acres Affected 141.7, Underground Acres Affected 521.1. Receiving stream: Bigby Creek, classified for the following use: CWF. Casselman River TMDL. The application was considered administratively complete on August 25, 2011. Application received February 1, 2011.

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

Outfall 001 discharges to: Unnamed tributary to Bigby Creek The proposed effluent limits for Outfall 001 (Lat: 39° 50' 20.1" Long: 79° 04' 30.6") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (mgd)		-	2.2	-
Iron (mg/l)		1.5	3.0	3.8
Manganese (mg/l)		1.0	2.0	2.5
Aluminum (mg/l)		0.4	0.75	0.9
Suspended Solids (mg/l)				REPORT
Sulfates (mg/l)				REPORT
Osmotic Pressure (mos/kg)				REPORT
Total Dissolved Solids (mg/l)				REPORT
Specific Conductance (umho)				REPORT

Outfall 002 discharges to: Unnamed Tributary to Bigby Creek

The proposed effluent limits for Outfall 002 (Lat: 39° 51' 20.1" Long: 79° 04' 30.6") are:

Parameter	Minimum	30-Day Average	Daily Maximum	Instant. Maximum
Flow (mgd)		-	3.0	-
Iron (mg/l)		3.0	6.0	7.5
Manganese (mg/l)		2.0	4.0	5.0
Aluminum (mg/l)		2.0	4.0	5.0

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

NPDES No. PA0234361 (Mining permit no. 56970301), Garrett Limestone Company, Inc., 451 Stoystown Road, Suite 104, Somerset, PA 15501, renewal of an NPDES permit for a large noncoal (industrial mineral) surface mine operation in Black and Summit Townships, **Somerset County**, affecting 179.0 acres. Receiving stream(s): Casselman River, classified for the following use(s): cold water fishery. This receiving stream is included in the Casselman River TMDL. Application received: May 2, 2012.

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

The outfall(s) listed below discharge to the Casselman River.

Outfall Nos.	New Outfall (Y/N)
001—Mine Drainage Treatment Pond	N

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

Outfalls: Parameter	30-Day Average	Daily Maximum	Instant. Maximum
Iron (mg/l)	3.0	6.0	7.0
Total Suspended Solids (mg/l)	35.0	70.0	90.0
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

Noncoal NPDES Draft Permits

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

NPDES No. PA0249408 (Mining permit no. 32030301), Britt Energies, Inc., P. O. Box 515, Indiana, PA 15701, renewal of an NPDES permit for a sandstone quarry in Center Township, **Indiana County**, affecting 226.9 acres. Receiving stream(s): Unnamed Tributary to Yellow Creek and Tearing Run, classified for the following use(s): cold water fishery. This receiving stream is included in the Kiski-Conemaugh TMDL. Application received: July 2, 2012.

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

The outfall(s) listed below discharge to Unnamed Tributary to Yellow Creek.

Outfall Nos.	New Outfall (Y/N)
001	N
002	N
003	N
006	N
007	N

The outfall(s) listed below discharge to Tearing Run.

Outfall Nos.	New Outfall (Y/N)
004	N
005	N

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

Outfalls: 001, 002, 003, 004, 005, 006 and 007 Parameter	30-Day Average	Daily Maximum	Instant. Maximum
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Aluminum (mg/l)	2.0	4.0	5.0
Total Suspended Solids (mg/l)	35.0	70.0	90.0
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

Greensburg District Mining Office: Armbrust Professional Center, 8205 Route 819, Greensburg, PA 15601, 724-925-5500

NPDES No. PA0252034 (Mining permit no. 63100401), Neiswonger Construction, Inc., (17592 Route 322, Strattanville, PA 16258), new NPDES permit for a large noncoal surface mine in Deemston Borough, **Washington County**, affecting 67.6 acres. Receiving streams: unnamed tributary to Ten Mile Creek and Ten Mile Creek, classified for

the following use: TSF. This receiving stream is included in the Monongahela River TMDL. Application originally received: December 8, 2010 and resubmitted with new operator: June 13, 2012.

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

The treated wastewater outfall(s) listed below discharge to:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>TYPE</i>
	No Treatment Ponds	

The stormwater outfall(s) listed below discharge to unnamed tributary to Ten Mile Creek and to Ten Mile Creek:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>TYPE</i>
001	Y	E and S

NPDES No. PA0252077 (Mining permit no. 65110401), Ligonier Stone & Lime Co., Inc. (117 Marcia Street, Latrobe, PA 15650-4300), new NPDES permit for a large noncoal surface mine in Derry Township, **Westmoreland County**, affecting 101.4 acres. Receiving streams: unnamed tributary to Stony Run and Stony Run, classified for the following use: CWF. This receiving stream is included in the Kiski-Conemaugh TMDL. Application originally received: April 25, 2011.

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

The treated wastewater outfall(s) listed below discharge to:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>TYPE</i>
	No Treatment Ponds	

The stormwater outfall(s) listed below discharge to unnamed tributary to Ten Mile Creek and to Ten Mile Creek:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>TYPE</i>
001, 002 & 003	Y	E and S

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

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

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

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings should

contact the specified program. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

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

WATER OBSTRUCTIONS AND ENCROACHMENTS

Southeast Region: Watershed Management Program Manager, 2 East Main Street, Norristown, PA 19401

E51-253. Brian Mohl, City of Philadelphia, Philadelphia Water Department, Office of Watersheds, 1101 Market St., 4th Floor, Philadelphia, PA 19107, **Philadelphia County**, ACOE Philadelphia District.

The Cobbs Creek Watershed Improvement Project is located at the confluence of the East and West branches of Indian Creek (WWF, MF). Flow of the West Branch will be diverted from an existing culvert to a created natural stream channel. Bank stabilization, restoration of a riparian buffer and debris removal will be conducted. A combined sewer outfall (CSO) will be directed to a temporary storage created from the existing culvert. Specific water obstruction and encroachment activities consist of:

- 1) To create and maintain approximately 1,300 linear feet of stream channel with an approximate width of 40 feet to convey the West Branch. This work includes creation of forested riparian buffers, habitat improvement measures and temporary access roads in and along the new channel.

- 2) To remove approximately 700 linear feet of the existing brick culvert.

3) To reconstruct and maintain the existing CSO outfall structure within the footprint of the existing brick culvert to serve as temporary storage for CSO discharges.

4) To stabilize and maintain the channel and banks of the existing branches. All disturbed areas will be stabilized and replanted with native plants.

The site is located approximately 1,000 feet northeast of the intersection of Haverford Avenue and Lansdowne Avenue (Lansdowne, PA USGS Quadrangle N: 18.01 inches; W: 1.52 inches).

Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110. Telephone: 717.705.4802.

E36-908: Lancaster County Solid Waste Authority, 1299 Harrisburg Pike, PO Box 4425, Lancaster, Pennsylvania 17604, in Conoy Township, **Lancaster County**, U.S. Army Corps of Engineers, Baltimore District

To: 1) construct and maintain a single span prefabricated pedestrian bridge having a normal clear span of 95.0 feet, a width of 10.0 feet, and a minimum underclearance of 7.9 feet across Conoy Creek (TSF, MF) (York Haven, PA Quadrangle; N: 14.4 inches, W: 5.1 inches; Latitude: 40°04'44.9", Longitude: -76°39'41.3"), 2) construct and maintain a pedestrian minor road crossing consisting of a 48.0-inch SLCP culvert, having a length of 30.0 feet with 10.0 feet long end sections and 45.0 linear feet of rock aprons in an unnamed tributary to the Susquehanna River (WWF, MF) (York Haven, PA Quadrangle; N: 12.8 inches, W: 3.1 inches; Latitude: 40°04'13.3", Longitude: -76°38'50.8"), 3) construct and maintain a concrete walkway having a length of 315.0 feet, a width of 12.0 feet, and a height of 5.0 feet within the Susquehanna River (WWF, MF), including a pedestrian minor road crossing of an unnamed tributary to the Susquehanna River (WWF, MF) consisting of a concrete box culvert having a length of 12.0 feet and an opening width of 12.0 feet and height of 5.0 feet (York Haven, PA Quadrangle; N: 11.6 inches, W: 1.5 inches; Latitude: 40°03'49.0", Longitude: -76°38'7.8"), 4) construct and maintain a temporary causeway having a length of 350.0 feet, a width of 30.0 feet, and maximum height of 2.0 feet in the Susquehanna River (WWF, MF) at the Shock's Mill Bridge location (York Haven, PA Quadrangle; N: 11.6 inches, W: 1.5 inches; Latitude: 40°03'49.0", Longitude: -76°38'7.8"), and 5) place and maintain 21,168.0 cubic feet of fill in the left floodplain of the Susquehanna River at the Shock's Mill Bridge location (York Haven, PA Quadrangle; N: 11.6 inches, W: 1.5 inches; Latitude: 40°03'49.0", Longitude: -76°38'7.8"), all for the purpose of constructing a 2.9-mile extension of an existing pedestrian trail on the east shore of the Susquehanna River in Conoy Township, Lancaster County.

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

E18-476. John K. & Lydia L. Fisher, 18 Embick Lane. Fisher Property, in Greene Township, **Clinton County**, ACOE Baltimore District (Loganton, PA Quadrangle N: 41°1'20.6"; W: -77° 18' 40.3").

To construct and maintain: 1) a rock armored screened water intake, 2) 175 feet of 12-inch buried pipe and 3) a 54-inch diameter overshot metal water wheel and associated riprap apron next to a wetland overflow area, 4) to run an air compressor with tank in the left 100-year floodplain of Fishing Creek. The water wheel will generate compressed air to power the well pump and water supply to an Amish chicken house. Electricity will not be

generated with this system. All water will be returned to Fishing Creek after flowing through the water wheel system. This project proposes to impact 10 linear of Fishing Creek, which is classified as High Quality, and no direct impacts to riparian wetlands.

Southwest Region: Wetlands & Waterways Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

E32-490-A2. EME Homer City Generation, L.P., 1750 Power Plant Road, Homer City, PA 15748-9558, Blacklick & Center Townships, **Indiana County**; ACOE Pittsburgh District.

Applicant is proposing to place and maintain fill in 0.10 acre of wetlands, and temporarily impact 0.072 acre of wetlands in the Two Lick Creek watershed (CWF) for the purpose of constructing a rail line associated with a new Flue Gas Desulfurization system. The project is located in Center Township, Indiana County, PA (Indiana, PA quadrangle, N 1.75", W 10.75"; latitude 40° 30' 53.4", longitude -79° 11' 58.9"). For mitigation, the applicant proposes to construct an off-site PEM wetland mitigation area along an unnamed tributary to Cherry Run (CWF) to include 0.52 acre of PEM wetlands (Indiana, PA Quadrangle, N 5.87", W 11.25"; latitude 40° 31' 54.9", longitude -79° 12' 13"). The previous permit, issued on February 1, 2012, and amended on May 7, 2012, authorized the placement of fill in 0.169 acre of wetlands in the Blacklick Creek, Muddy Creek, and Two Lick Creek Basins (CWF) for the purpose of expanding a waste disposal area, and constructing a storm water management pond for a new Flue Gas Desulfurization system. In addition, the construction of a concrete lined diversion channel (DC-37) and the placement of fill from leachate pond L-1 within the floodway of an unnamed tributary to Blacklick Creek (CWF) (D.A.<100 acres) was authorized. The project is located in Blacklick and Center Townships, Indiana County (Indiana, Pa Quadrangle North 4.7", West 12.0"; Latitude 40 31' 12" Longitude 79 12' 39"). To mitigate for these impacts, a 0.169 acre wetland replacement site was constructed off-site along an unnamed tributary to Cherry Run (CWF). (Indiana, PA Quadrangle N 5.6"; W 11.5"; Latitude 40° 31' 50" Longitude 79° 12'29").

Northwest Region: Watershed Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481

E43-357, PA DOT District 1-0, 255 Elm Str., Oil City, PA 16301. SR 0019 Section B04 Iron Bridge Replacement, in Springfield Township, **Mercer County**, ACOE Pittsburgh District (Mercer, PA Quadrangle N: 41°, 09', 27.5"; W: -80°, 13', 33.2").

To remove the existing single span steel through truss bridge and to construct and maintain on a new alignment 33 feet upstream of existing structure a 141 foot single clear span composite steel girder bridge over Neshannock Creek (TSF) along Perry Highway, Springfield Township, SR 0019 Segment 0060 Offset 0000 approximately 1 mile North of its intersection with SR 2002 Leesburg Station Road. Project also includes placement 0.044 acre of fill in a Palustrine Emergent Wetland (PEM), 2,400 foot realignment of SR 0019 and reconstruction and realignment of SR 0019 and Smith and Creek Road intersections.

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

E4129-047: Anadarko Marcellus Midstream LLC, 33 West Third Street, Suite 200, Williamsport, PA 17701, Anthony & Lycoming Townships, **Lycoming County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) two 6 inch gas lines, two 6 inch water lines, one 12 inch water line, electric/fiber optic line, and a timber mat crossing impacting 114 linear feet of an unnamed tributary to Stony Gap Run (HQ-CWF, MF) and 1,138 square feet of palustrine emergent (PEM) wetland (Salladasburg, PA Quadrangle 41°18'34"N 77°08'41"W);

2) two 6 inch gas lines, two 6 inch water lines, one 12 inch water line, electric/fiber optic line, and a timber mat crossing impacting 61 linear feet of an unnamed tributary to Stony Gap Run (HQ-CWF, MF) and 10,488 square feet of adjacent palustrine emergent (PEM) and palustrine scrub-shrub (PSS) wetlands (Salladasburg, PA Quadrangle 41°18'38"N 77°08'51"W);

3) two 6 inch gas lines, two 6 inch water lines, one 12 inch water line, electric/fiber optic line, and a timber mat crossing impacting 84 linear feet of an unnamed tributary to Stony Gap Run (HQ-CWF, MF) and 18,003 square feet of adjacent palustrine emergent (PEM) and palustrine scrub-shrub (PSS) wetlands (Salladasburg, PA Quadrangle 41°19'12"N 77°09'10"W).

The project will result in 259 linear feet of temporary stream impacts and 0.68 acre of temporary wetland impacts all for the purpose of installing natural gas and freshwater pipelines with associated roadways for Marcellus well development.

E5729-037: Appalachia Midstream Services, LLC, 100 IST Center, Horseheads, New York, 14845, Fox Township, **Sullivan County**, USACE Baltimore District. To construct, operate, and maintain:

(1) A temporary road crossing using a wood mat bridge and a 16 inch diameter gathering line impacting 192 linear feet of an unnamed tributary to Fall Run (EV) (Grover, PA Quadrangle 41°32'20"N, 76°45'16"W);

(2) A temporary road crossing using a timber mats and a 16 inch diameter gathering line impacting 5,389 square

feet of an exceptional value palustrine emergent/scrub-shrub (EV-PEM/PSS) wetland (Grover, PA Quadrangle 41°32'19"N, 76°45'22"W);

(3) A temporary road crossing using a wood mat bridge and a 16 inch diameter gathering line impacting 138 linear feet of an unnamed tributary to Fall Run (EV) (Grover, PA Quadrangle 41°32'19"N, 76°45'29"W);

(4) A temporary road crossing using timber mats and a 16 inch diameter gathering line impacting 541 square feet of an exceptional value palustrine emergent (PEM) wetland (Grover, PA Quadrangle 41°32'16"N, 76°45'35"W);

The project will result in 5,930 square feet of temporary wetland impacts and 330 linear feet of temporary stream impacts for the purpose of installing a gathering line for Marcellus well development in Fox Township, Sullivan County. The permittee will provide 0.22 acre of compensatory mitigation for impacts throughout the project and at the Wilmot Site (Colley, PA Quadrangle 41°36'44"N 76°17'27"W) in Wilmot Township, Bradford County.

ENVIRONMENTAL ASSESSMENTS

Central Office: Bureau of Waterways Engineering and Wetlands, Rachel Carson State Office Building, Floor 3, 400 Market Street, Harrisburg, PA 17105

D36-174EA. Aaron Nolt, 695 Indian Run Road, Ephrata, PA 17522. Clay Township, **Lancaster County**, ACOE Baltimore District.

Project proposes to stabilize 600 lineal feet of Indian Run and 200 lineal feet of tributary to Indian Run in order to minimize bank erosion and sediment mobilization following a catastrophic dam failure. The project is located approximately 100-feet east of the intersection of Stobers Dam Road and Gockley Road (Ephrata, PA Quadrangle, Latitude: 40.23873; Longitude: -76.20058).

**STORAGE TANKS
SITE-SPECIFIC INSTALLATION PERMITS**

The following Storage Tank Site-Specific Installation Permit application has been received by the Department of Environmental Protection (Department) and is currently under review. Persons wishing to comment on the proposed permit are invited to submit a statement to the Bureau of Environmental Cleanup and Brownfields, Division of Storage Tanks, PO Box 8763, Harrisburg, PA 17105-8763, within 30 days from the date of this publication. Comments received within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of the comment and the relevant facts upon which it based.

The following applications have been received for Storage Tank Site-Specific Installation Permits under the authority of the Storage Tank Spill Prevention Act (35 P. S. §§ 6021.304, 6021.504, 6021.1101—6021.1102) and under 25 Pa. Code Chapter 245, Subchapter C.

<i>SSIP Application No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
12017	Ultra Petroleum, LLC 554 Eagle Valley Road Beech Creek, PA 16822 Attn: Donnie W. Sanders	Clinton	Beech Creek Township	3 ASTs storing petroleum products	45,000 gallons total

ACTIONS

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

The Department has taken the following actions on previously received applications for new, amended and renewed NPDES and WQM permits, applications for permit waivers and NOIs for coverage under General Permits. This notice of final action is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P. S. §§ 691.1—691.101) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or Amendment
Section III	WQM	Industrial, Sewage or Animal Wastes; Discharges to Groundwater
Section IV	NPDES	MS4 Individual Permit
Section V	NPDES	MS4 Permit Waiver
Section VI	NPDES	Individual Permit Stormwater Construction
Section VII	NPDES	NOI for Coverage under NPDES General Permits

Sections I—VI contain actions regarding industrial, animal or sewage wastes discharges, discharges to groundwater, and discharges associated with MS4, stormwater associated with construction activities and CAFOs. Section VII contains notices for parties who have submitted NOIs for Coverage under General NPDES Permits. The approval for coverage under these General NPDES Permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions in each General Permit. The approval of coverage for land application of sewage sludge or residential septage under applicable general permit is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions in the respective permit. The permits and related documents, effluent limitations, permitting requirements and other information are on file and may be inspected and arrangements made for copying at the contact office noted before the action.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law). The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

I. NPDES Renewal Permit Actions

Northeast Regional Office: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915. Phone: 570.826.2553.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0064157 (Sewage)	New Ringgold Borough WWTP 112 S. Railroad Street New Ringgold, PA 17960	Schuylkill County New Ringgold Borough	Little Schuylkill River (03A)	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0260908 (Sew)	Bethanne V. Schott 9499 Brogueville Road Felton, PA 17322	York County Chanceford Township	Carter Creek / 7-I	Y
PA0027596 (IW)	New Enterprise Stone & Lime Co., Inc. PO Box 77 New Enterprise, PA 16664-0077	Blair County Taylor Township	Halter Creek / 11-A	Y

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0084484 (Sew)	Salisbury Township, Lancaster County 5581 Old Philadelphia Pike Gap, PA 17527-9791	Lancaster County Salisbury Township	UNT to Pequea Creek / 7-K	Y
PA0247898 (Sew)	David L. Fite Realty 103 Fite Way Suite D Quarryville, PA 17566	Lancaster County East Drumore Township	South Fork Big Beaver Creek / 7-K	Y
<i>Southwest Region: Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745</i>				
<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N</i>
PA0217166 Sewage	Grey PCH STP 13259 SR 422 Kittanning, PA 16201	Armstrong Cnty Kittanning Twp	UNT Cowanshannock Creek	Y
PA0093611 Sewage	ST Development Co STP 195 Enterprise Lane Connellsville, PA 15425	Fayette Cnty Bullskin Twp	Irish Run	Y
<i>Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481</i>				
<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0028207	Reynoldsville STP South Fifth Street Reynoldsville, PA 15851-1342	Jefferson County Reynoldsville Borough	Sandy Lick Creek (Outfalls 001, 002, 004 & 005) Pitchpine Run (Outfall 003) Soldier Run (Outfalls 007 & 008) 17-C	Y
PA0239062 (Sewage)	Sally A. Dietrich SFTF 30002 Lake Creek Road, Cochranton, PA 16314-8012	Crawford County Wayne Township	Unnamed Tributary of Sugar Lake (Lake Creek) (16-D)	Y
PA0032603 (Sewage)	Devites MHP 2546 Ben Franklin Highway, Edinburg, PA 16116-4302	Lawrence County Mahoning Township	Unnamed Tributary to the Shenango River (20-A)	Y
PA0239861 (Sewage)	Cochraton Borough STP, 2841 Old Highway 322, Cochranton, PA 16314-0066	Crawford County Wayne Township	French Creek (16-D)	Y

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

Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790

NPDES Permit No. PA0028576, Sewage, SIC Code 4952, **Abington Regional Wastewater Authority**, 200 Northern Boulevard, PO Box 199, Chinchilla, PA 18410-0199.

This existing facility is located in South Abington Township, **Lackawanna County**.

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

NPDES Permit No. PA0065358, SIC Code 0782, **Arrowhead Lake Community Association**, HC 88 Box 305, Pocono Lake, PA 18347.

This proposed facility is located in Tobyhanna Township, **Monroe County**.

Description of Proposed Action/Activity: Issuance of a new NPDES Permit for a discharge associated with the application of pesticides in Tobyhanna Township, Monroe County.

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110

PABIS 3503. Newville Borough Water and Sewer Authority, Newville Borough, **Cumberland County**. Newville Borough Water and Sewer Authority, 99 Cove Avenue, Newville, PA 17241 is approved to beneficially use their biosolids on the David Hockenberry Farm in West Pennsboro Township, Cumberland County.

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

PA0027227, Sewage, SIC Code 4952, **Farrell City WWTP**, 500 Roemer Boulevard, Farrell, PA 16121-1901. Facility Name: Farrell City WWTP. This existing facility is located in City of Farrell, **Mercer 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, the Shenango River, is located in State Water Plan watershed 20-A and is classified for warm water fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 3.57 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly Report</i>	<i>Weekly Average Report</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.6
CBOD ₅	744	1191	XXX	25	40	50
Total Suspended Solids	893	1340	XXX	30	45	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2000	XXX	10000
Ammonia-Nitrogen				Geo Mean		
May 1 - Oct 31	417	XXX	XXX	14	XXX	28
Nov 1 - Apr 30	Report	XXX	XXX	Report	XXX	XXX

Combined Sewer Overflow discharge points

Outfall 002 (Broadway Pump Station)

Outfall 006 (CSO Related Bypass)

Outfall 007 (Spearman Avenue)

Outfall 008 (Beachwood Avenue)

The proposed effluent limits for Outfall 009 are based on a design flow of N/A MGD.

The discharge(s) shall consist of uncontaminated stormwater runoff from the treatment plant site.

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

- Superseded previous permits
- Effluent Chlorine Minimization
- Combined Sewer Overflows
- CSO Related Bypass
- Whole Effluent Toxicity testing for the NPDES renewal permit
- Stormwater Best Management Practices
- Electronic Discharge Monitoring Reporting Requirement

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

The EPA Waiver is not in effect.

PA0025569, Sewage, SIC Code 4952, **Slippery Rock Municipal Authority**, PO Box 157, Slippery Rock, PA 16057-0157. Facility Name: Slippery Rock STP. This existing facility is located in Slippery Rock Borough, **Butler County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Sewage (IMP 101) with the addition of water treatment reject and backwash wastewater (IMP 102), and an additional new discharge of water treatment backwash wastewater (IMP 601).

The receiving streams, the Slippery Rock Creek and an Unnamed Tributary to the Slippery Rock Creek, are located in State Water Plan watershed 20-C and are classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed limits for Internal Monitoring Point (IMP) 101 are based on a design flow of 1.2 MGD.

<i>Parameters</i>	<i>Loadings (lbs/day)</i>			<i>Concentrations (mg/l)</i>		
	<i>Monthly Average</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Monthly Average</i>	<i>Weekly Average</i>	<i>Instantaneous Maximum</i>
Flow (MGD)	Report	Report				
CBOD ₅	250	400		25	40	50
Total Suspended Solids	300	450		30	45	60
Ammonia-Nitrogen						
(05/01 - 10/31)	120			12		24
(11/01 - 04/30)	240			24		150
				Geo		

<i>Parameters</i>	<i>Loadings (lbs/day)</i>			<i>Concentrations (mg/l)</i>		<i>Instantaneous Maximum</i>
	<i>Monthly Average</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Monthly Average</i>	<i>Weekly Average</i>	
Fecal Coliform				Mean		1,000
(05/01 - 09/30)				200		1,000
(10/01 - 04/30)				2,000		10,000
Total Residual Chlorine				0.5		1.6
Total Aluminum				Report		Report
pH			6.0			9.0

The proposed limits for Internal Monitoring Point (IMP) 201 are based on a design flow of 0.19 MGD.

<i>Parameters</i>	<i>Loadings (lbs/day)</i>			<i>Concentrations (mg/l)</i>		<i>Instantaneous Maximum</i>
	<i>Monthly Average</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Monthly Average</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report					
Total Suspended Solids				30	60	75
Total Dissolved Solids	5,000*			Report	Report	Report
Total Iron				2.0	4.0	5.0
Total Aluminum				4.0	8.0	10.0
Total Manganese				1.0	2.0	2.5
Hardness (as CaCO ₃)				Report	Report	Report
Total Residual Chlorine				0.5	1.0	1.25
pH			6.0			9.0

* - Annual Average Mass Loading

The proposed effluent limits for Outfall 001 are based on a design flow of 1.39 MGD.

<i>Parameters</i>	<i>Loadings (lbs/day)</i>			<i>Concentrations (mg/l)</i>		<i>Instantaneous Maximum</i>
	<i>Monthly Average</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Monthly Average</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report				
		Max. Daily				
Total Aluminum				Report		Report
Osmotic Pressure (in mOs/kg)				Report		Report

The proposed limits for Internal Monitoring Point (IMP) 106 are based on a design flow of 0.01 MGD.

<i>Parameters</i>	<i>Loadings (lbs/day)</i>			<i>Concentrations (mg/l)</i>		<i>Instantaneous Maximum</i>
	<i>Monthly Average</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Monthly Average</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report					
Total Suspended Solids				30	60	75
Total Dissolved Solids				Report	Report	Report
Total Iron				2.0	4.0	5.0
Total Aluminum				4.0	8.0	10.0
Total Manganese				1.0	2.0	2.5
Hardness (as CaCO ₃)				Report	Report	Report
Total Residual Chlorine				0.5	1.0	1.25
pH			6.0			9.0

The proposed effluent limits for Outfall 002 are based on a design flow of 1.2 MGD.

<i>Parameters</i>	<i>Loadings (lbs/day)</i>			<i>Concentrations (mg/l)</i>		<i>Instantaneous Maximum</i>
	<i>Monthly Average</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Monthly Average</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report				
		Max. Daily				
CBOD ₅				25		50
Total Suspended Solids				30		60
Ammonia-Nitrogen						
(05/01 - 10/31)				1.5		3.0
(11/01 - 04/30)				4.5		9.0
Fecal Coliform						1,000
(05/01 - 09/30)				200		1,000
				Geo Mean		
(10/01 - 04/30)				2,000		10,000
				Geo Mean		

Parameters	Loadings (lbs/day)		Concentrations (mg/l)		Instantaneous Maximum
	Monthly Average	Weekly Average	Monthly Average	Weekly Average	
Total Copper			Report		Report
Total Residual Chlorine			0.15		0.49
pH	Within limits of 6.0 to 9.0 standard units at all times				

The proposed effluent limits for Outfalls 003, 004, and 005 are based on a design flow of N/A MGD.

Parameters	Loadings (lbs/day)		Concentrations (mg/l)		Instantaneous Maximum
	Monthly Average	Weekly Average	Monthly Average	Weekly Average	

These outfalls shall be composed entirely of non-polluting stormwater runoff.

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

- Requirement to Use eDMR System
- Emergency Outfall 002
- Solids Management
- Requirements Applicable to Stormwater Outfalls

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

The EPA Waiver is not in effect.

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

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

WQM Permit No. 2812402, Sewerage, **Tuscarora School District**, 118 East Seminary Street, Mercersburg, PA 17236-1698.

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

Description of Proposed Action/Activity: Permit approval for the construction/operation of sewerage facilities consisting of: A Norweco extended aeration treatment plant with flow equalization, Orenco filter system, chlorine disinfection, dechlorination, post aeration, polishing clarifier, and sludge holding tank serving the Montgomery Elementary School.

WQM Permit No. 2112404, Sewerage, **Lemoyne Borough Municipal Authority**, 3 Lowther Street, Lemoyne, PA 17043.

This proposed facility is located in Lemoyne Borough, **Cumberland County**.

Description of Proposed Action/Activity: Permit approval for the construction of sewerage facilities consisting of: BNR Upgrade.

WQM Permit No. 6793410 12-1, Sewerage, **ATG Properties LLC**, PO Box 677, Morgantown, PA 19543.

This proposed facility is located in Hellam Township, **York County**.

Description of Proposed Action/Activity: Amendment approval for the construction of sewage facilities consisting of an addition of a liquid dechlorination system and modification of the aeration system.

WQM Permit No. 2112202, Industrial Waste, **Norfolk Southern Corporation**, 1200 Peachtree Street NE, Atlanta, GA 30309.

This proposed facility is located in East Pennsboro Township, **Cumberland County**.

Description of Proposed Action/Activity: Permit approval for the installation of 1,000,000 gallon equalization tank, diversion channel, pump station and controls.

WQM Permit No. 2196201 12-1, Industrial Waste, **Land O' Lakes, Inc.**, 405 Park Drive, Carlisle, PA 17015-9270.

This proposed facility is located in South Middleton Township, **Cumberland County**.

Description of Proposed Action/Activity: Amendment approval for the construction / operation of industrial wastewater consisting of the Phase 2 improvements providing treatment of COW water by construction of filter building housing four continuous backwash sand filters and equipment, conversion of digester to aeration tank, replacing aeration tank diffusers, conversion of polishing clarifier to filter pump station, installation of polymer and alum chemical feed systems, and backup blower for post EQ tank.

WQM Permit No. 5012201, CAFO, **MW Smith Farm**, 851 Meadow Grove Road Newport, PA 17074.

This proposed facility is located in Buffalo Township, **Perry County**.

Description of Proposed Action/Activity: Permit approval for the construction of a 106' diameter by 12' deep concrete manure storage structure.

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

WQM Permit No. WQG018841, Sewage, **Theodore Maleski II**, 9430 Prindle Road, North East, PA 16428.

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

Description of Proposed Action/Activity: Replacement of a malfunctioning on-lot system.

IV. NPDES Stormwater Discharges from MS4 Permit Actions

V. NPDES Waiver Stormwater Discharges from MS4 Actions

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

Southeast Region: Water Management Program Manager, 2 East Main Street, Norristown, PA 19401

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI01 091104	PA Department of Transportation—District 6-0 7000 Geerdes Boulevard King of Prussia, PA 19406	Bucks	Bristol Borough, Bristol Township and Tullytown Borough	Otter and Adams Hollow Creeks (WWF); Unnamed Tributary Delaware River, Silver Lake and Delaware Canal and Delaware River South Watershed (WWF-MF-CW)
PAI01 151104	Anselma Crossing, LP 2323 Chester Springs Road Chester Springs, PA 19425	Chester	West Pikeland Township	Pickering Creek (HQ)
PAI01 151213	Tasty Backing Oxford, LLC 700 Lincoln Avenue Oxford, PA 19363	Chester	Oxford Borough	Unnamed Tributary Big Elk Creek (HQ-TSF)
PAI01 511007	New Courtland Elder Services 6970 Germantown Avenue Philadelphia, PA 19119	Philadelphia	City of Philadelphia	Delaware River (WWF-MF)
PAI01 511203	JERC Partners XVI, LP 171 State Route 173 Asbury, NJ 08802	Philadelphia	City of Philadelphia	Non-Tidal Schuylkill River (WWF-MF)

Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110. Telephone 717.705.4802.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI032111011	PennDOT Engineering Dist. 8-0 2140 Herr Street Harrisburg, PA 17103	Cumberland	South Middleton Township	UNT to Yellow Breeches Creek/HQ-CWF, MF

Northwest Region: Watershed Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481

Crawford County Conservation District, Woodcock Creek Nature Center, 21742 German Road, Meadville PA 16335

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI062012001	Townville DPP V LLC Attn: Austin Rogers 201 Summit View Drive, Suite 110 Brentwood TN 37027	Crawford	Steuben Township	East Branch Muddy Creek, French Creek HQ; CWF

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

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

List of NPDES and/or Other General Permit Types

PAG-1	General Permit for Discharges From Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges From Small Flow Treatment Facilities

PAG-5	General Permit for Discharges From Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges From Combined Sewer Systems (CSO)
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Non-Exceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest, or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharge Resulting from Hydrostatic Testing of Tanks and Pipelines
PAG-11	(To Be Announced)
PAG-12	Concentrated Animal Feeding Operations (CAFOs)
PAG-13	Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)
PAG-14	(To Be Announced)
PAG-15	General Permit for Discharges From the Application of Pesticides

General Permit Type—PAG-02

Facility Location:

<i>Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Bensalem Township Bucks County	PAG0200 0912037	Guy Dalfo 978 Bridgetown Pike Langhorne, PA 19047	Neshaminy Creek (WWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Warwick Township Bucks County	PAG0200 0909088-1	Warwick Meadows IV, LLC 1840 County Line Rd, Unit 213 Huntingdon Valley, PA	Little Neshaminy Creek (WWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Newtown Township Bucks County	PAG0200 0911065	Warwick Meadows IV 3Friends Lane, Suite 202 Newtown, PA 18940	Core Creek (CWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Chalfont Borough Bucks County	PAG0200 0910023-R	Oxford Land Development, Ltd 521 Stump Road, Suite C North Wales, PA 18936	Unnamed Tributary Neshaminy Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
East Rockhill Township Bucks County	PAG0200 0912018	Bucks County Bank 200 South Main Street Doylestown, PA 18901	Tributary Tohickon Creek (TSF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Middletown Township Bucks County	PAG0200 0912005	St. Mary Medical Center 1201 Newtown- Langhorne Road Langhorne, PA 19047	Neshaminy Creek (WWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Upper Providence Township Montgomery County	PAG0200 4612043	Jake Geverd 87 Brower Avenue Oaks, PA 19456	Unnamed Tributary Schuylkill River (CWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Hatfield Township Montgomery County	PAG0200 4611060	Father Antonious Salib 2880 Bergey Road PO Box 340 Hatfield, PA 19440	West Branch Neshaminy Creek (WWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
New Hanover Township Montgomery County	PAG0200 4605185-R	Gia Rafaelli 865 Easton Road, Suite 250 Warrington, PA 18976	Swamp Creek (TSF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Lower Merion Township Montgomery County	PAG0200 4612018	D. Charles Houder 134 North Narberth Avenue Narberth, PA 19072	Cobbs Creek (WWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Upper Moreland Township Montgomery County	PAG0200 4612032	Donald M. Rosen 1510 Easton Road Willow Grove, PA 19090	Unnamed Tributary Pennypack Creek (TSF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAG0201 5111207	Provoco Pineville Aramingo, LP 795 East Lancaster Avenue Building 2, Suite 200 Villanova, PA 19085	Delaware River (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAG0201 511212	Post Rittenhouse Hill, LP 633 West Rittenhouse Street Philadelphia, PA 19144	Wissahickon Creek (TSF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAG0201 511215	Springside Chestnut Hill Academy 800 West Willow Grove Avenue Philadelphia, PA 19118	Wissahickon Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Roaring Brook Twp., Lackawanna County	PAG2003507009R	Landview Properties, LLC 5 Manorview Drive Dallas, PA 18612	Roaring Brook, CWF, MF	Lackawanna County Cons. Dist. 570-281-9495

Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717.705.4802

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Hamilton Township Adams County	PAG02000104016R	Paul Burkentine Stone Ridge Development Corp. 1500 Baltimore Pike Hanover, PA 17331	UNT to Conewago Creek/ WWF	Adams Co. Conservation District 670 Old Harrisburg Rd, Suite 201 Gettysburg, PA 17325 717.334.0636
Straban Township Adams County	PAG02000112019	Robin Crushong Straban Township 1745 Granite Station Road Gettysburg, PA 17325	UNT to Rock Creek/ WWF, MF	Adams Co. Conservation District 670 Old Harrisburg Rd, Suite 201 Gettysburg, PA 17325 717.334.0636
Gettysburg Boro. Adams County	PAG02000107018R	John Krichten D. J. Homes 415 Cedar Ridge Road New Oxford, PA 17350	Stevens Run/Rock Creek/ WWF	Adams Co. Conservation District 670 Old Harrisburg Rd, Suite 201 Gettysburg, PA 17325 717.334.0636

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Cumberland Twp. Adams County	PAG02000110005R	Todd J. Williams Cumberland Township Authority 1370 Fairfield Road Gettysburg, PA 17325	UNT to Marsh Creek/ CWF	Adams Co. Conservation District 670 Old Harrisburg Rd, Suite 201 Gettysburg, PA 17325 717.334.0636
Tulpehocken Twp. Berks County	PAG02000607011(1)R	Louie Hurst Mount Aetna Developers 530 West Trout Run Road Ephrata, PA 17522	Little Swatara Creek/CWF	Berks County Conservation Dist. 1238 County Welfare Rd, Ste 200 Leesport, PA 19533-9710 610.372.4657, Ext. 142
Lower Heidelberg Township Berks County	PAG02000612031	Mark Powell Legacy at Paper Mill Associates 49 Fairwood Avenue Sinking Spring, PA 19608	Tulpehocken Creek/CWF	Berks County Conservation Dist. 1238 County Welfare Rd, Ste 200 Leesport, PA 19533-9710 610.372.4657, Ext. 142
Caernarvon Twp. Berks County	PAG02000610028R	Andrea Finerosky Morgantown, L.P. 234 North James Street Newport, DE 19804	UNT to Conestoga Creek/ WWF	Berks County Conservation Dist. 1238 County Welfare Rd, Ste 200 Leesport, PA 19533-9710 610.372.4657, Ext. 142
Birdsboro Boro. & Exeter Township Berks County	PAG02000611051	Al Picca PennDOT District 5-0 1002 Hamilton Street Allentown, PA 18101	Schuylkill River/ WWF, MF	Berks County Conservation Dist. 1238 County Welfare Rd, Ste 200 Leesport, PA 19533-9710 610.372.4657, Ext. 142
Allegheny Twp. Blair County	PAG02000711014	Anthony Luther 1143 6th Avenue Duncansville, PA 16635	UNT Spencer Run/WWF	Blair Co Conservation District 1407 Blair St Hollidaysburg, PA 16648 814.696.0877
Blair & Freedom Townships Blair County	PAG02000707015(1)	Gene Horomanski Zane Helsel Excavating 3363 Johnstown Road Duncansville, PA 16635	Poplar Run/CWF	Blair Co Conservation District 1407 Blair St Hollidaysburg, PA 16648 814.696.0877
Union Township Lebanon County	PAG02003809011(12)	Col. Samuel E. Hayes Training Site Headquarters (FTIG-GC) Building T-0-1-FIG Annville, PA 17003	Tributary to Aires Run/ WWF	Lebanon Co Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 717.272.3908, Ext. 4
North Cornwall Township Lebanon County	PAG02003812003	Robert E. Bomberger 2075 Colebrook Road Lebanon, PA 17042	Beck Creek/WWF	Lebanon Co Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 717.272.3908, Ext. 4
Bethel Township Lebanon County	PAG02003812017	Alvin H. Weaver 991 Houtztown Road Myerstown, PA 17067	Little Swatara Creek/ WWF	Lebanon Co Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 717.272.3908, Ext. 4

NOTICES

4959

Northcentral Region: Waterways & Wetlands Program Manager, 208 W Third Street, Williamsport, Pa 17701 570.327.3636

Facility Location:

<i>Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Sheshequin Township Bradford County	PAG02000812024	Jeff Mealey Marcellus Work Campus LLP 39 S York Rd Dillsburg PA 17019	UNT Laning Creek WWF	Bradford County Conservation District Stoll Natural Resource Center 200 Lake Rd Ste E Towanda PA 18848 (570) 265-5539 X 120
Wyalusing Township Bradford County	PAG02000812028	Scott Meaders Southwestern Energy 917 State Route 92 N Tunkhannock PA 18657	Wyalusing Creek WWF	Bradford County Conservation District Stoll Natural Resource Center 200 Lake Rd Ste E Towanda PA 18848 (570) 265-5539 X 120
Ferguson Township Centre County	PAG02001412011	Ron Seybert Ferguson Township 3147 Research Dr State College PA 16801	UNT to Spring Creek CWF	Centre County Conservation District 414 Holmes Ave Ste 4 Bellefonte PA 16823 (814) 355-6817
Sandy Township Clearfield County	PAG02001712012	Daniel L Corbet 99 Treasure Lake DuBois PA 15801	UNT to Sandy Lick CWF	Clearfield County Conservation District 511 Spruce St Ste 6 Clearfield PA 16830 (814) 765-2629
Fishing Creek Twp Columbia County	PAG02001912005	Russel Hughes 1230 Ridge Rd Stillwater PA 17878	Trib 027799 to Huntington Creek CWF	Columbia County Conservation District 702 Sawmill Rd Ste 204 Bloomsburg PA 17815 (570) 784-1310
Fairfield Township Lycoming County	PAG02004112018	Lauri Welteroth GFW Junior rentals 356 Laurens Rd Montoursville PA 17754	Bennetts Run WWF	Lycoming County Conservation District 542 County Farm Rd Ste 202 Montoursville PA 17754 (570) 433-3003
Loyalsock Township Lycoming County	PAG02004112023	Gerald McLaughlin Loyalsock Twp School Dist 1720 Sycamore Rd Montoursville PA 17754	Millers Run WWF	Lycoming County Conservation District 542 County Farm Rd Ste 202 Montoursville PA 17754 (570) 433-3003

Southwest Region: Regional Waterways & Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Facility Location:

<i>Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Big Beaver Borough Beaver County	PAG02000412007	Lindy Paving, Inc. Vince Tutino 1807 Shenango Road New Galilee, PA 16141	UNT to Stockman Run (WWF)	Beaver County CD 156 Cowpath Road Aliquippa, PA 15001 (724) 378-1701
North Sewickley Township Eastvale Borough Beaver County	PAG02000412008	North Sewickley Sewer Authority Albert Dainton 1160 Mercer Road Beaver Falls, PA 15010	Beaver River (WWF-N), UNT to Brush Creek (WWF) & Connoquenessing Creek (WWF)	Beaver County CD 156 Cowpath Road Aliquippa, PA 15001 (724) 378-1701
Green Township Indiana County	PAG02003212002	Green Township Municipal Authority 77 Musser Street Commodore, PA 15729	North Branch Two Lick Creek (CWF)	Indiana County CD 625 Kolter Drive Suite 8 Indiana, PA 15701 (724) 471-4751

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Young Township Indiana County	PAG02003212004	Blackleggs Watershed Association PO Box 59 Clarksburg, PA 15725	UNT to Whiskey Run (CWF)	Indiana County CD 625 Kolter Drive Suite 8 Indiana, PA 15701 (724) 471-4751
Center Township Indiana County	PAG02003212006	John M. Stilley 202 Sunset Drive Butler, PA 16001	Tearing Run (CWF)	Indiana County CD 625 Kolter Drive Suite 8 Indiana, PA 15701 (724) 471-4751
Brush Valley Township Indiana County	PAG02003212007	Highridge Water Authority 17 Maple Avenue Blairsville, PA 15717	UNT to Brush Creek (CWF)	Indiana County CD 625 Kolter Drive Suite 8 Indiana, PA 15701 (724) 471-4751
Armstrong Township Indiana County	PAG02003212008	Sharp Four 108 Woods Drive Shelocta, PA 15774	UNT to Crooked Creek (CWF)	Indiana County CD 625 Kolter Drive Suite 8 Indiana, PA 15701 (724) 471-4751
Shade Township Somerset County	PAG02005611006	LCT Energy, LP 938 Mt. Airy Drive Suite 200 Johnstown, PA 15904	Dark Shade Creek (CWF)	Somerset County CD 6024 Glades Pike Suite 103 Somerset, PA 15601 (724) 837-5271
Lower Turkeyfoot Township Somerset County	PAG02005612001	Joseph B. Fay Company 100 Sky Lane Tarentum, PA 15084	Casselman River (WWF)	Somerset County CD 6024 Glades Pike Suite 103 Somerset, PA 15601 (724) 837-5271
Canonsburg Borough Washington County	PAG02006305031R	Maronda Homes, Inc. 11 Timberglen Drive Imperial, PA 15126	Brush Run (WWF)	Washington County CD 2800 North Main Street Suite 105 Washington, PA 15301 (724) 705-7098
Union Township Washington County	PAG02006312022	Finleyville DPP VII, LLC Austin Rogers 9010 Overlook Boulevard Brentwood, TN 37027	UNT to Peters Creek (TSF)	Washington County CD 2800 North Main Street Suite 105 Washington, PA 15301 (724) 705-7098
City of Washington Washington County	PAG02006312024	Goodwill Industries Dennis Lombardo 118 52nd Street Pittsburgh, PA 15201	Catfish Creek (WWF)	Washington County CD 2800 North Main Street Suite 105 Washington, PA 15301 (724) 705-7098
Cecil Township Washington County	PAG02006312026	The Reserve at Southpointe, LLC 1170 Pittsford Victor Road Suite 100 Pittsford, NY 14534 Kellaur Corporation 215 Executive Drive Cranberry Township, PA 16066	UNT to Chartiers Creek (WWF) & McPherson Run (WWF)	Washington County CD 2800 North Main Street Suite 105 Washington, PA 15301 (724) 705-7098
South Strabane Township Washington County	PAG02006312027	Pleiger Plastics Michael Savage PO Box 1271 Washington, PA 15301	Chartiers Creek (WWF)	Washington County CD 2800 North Main Street Suite 105 Washington, PA 15301 (724) 705-7098
East Finley Township West Finley Township Washington County	PAG02006312031	Consol Pa Coal Co., LLC 1000 Consol Energy Drive Canonsburg, PA 15317	Templeton Fork (TSF)	Washington County CD 2800 North Main Street Suite 105 Washington, PA 15301 (724) 705-7098

NOTICES

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
South Strabane Township Washington County	PAG02006312032	AA Investments, LLC Jeff Ross 450 Racetrack Road Washington, PA 15301	Chartiers Creek (WWF)	Washington County CD 2800 North Main Street Suite 105 Washington, PA 15301 (724) 705-7098
Jackson Township Butler County	PAG02001012026	Sipple Development 174 Tomlinson Drive Zelienople PA 16063	UNT Likens Run WWF	Butler County Conservation District 724-284-5270
Summit Township Erie County	PAG02002511014(1)	BT Erie Casino LLC 116 Union Avenue Altoona PA 16602	UNT Walnut Creek CWF;MF	Erie County Conservation District 814-825-6403
Fairview Township Erie County	PAG02002511018	Walt Bender 12076 Edinboro Road Edinboro PA 16412	Lake Erie CWF;MF	Erie County Conservation District 814-825-6403
City of Oil City and Cornplanter Township Venango County	PAG02006112003	Kim Harris Oil Region Alliance of Business Industry and Tourism 217 Elm Street Oil City PA 16301	Oil Creek WWF	Venango County Conservation District 814-676-2832

General Permit Type—PAG-3

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Lititz Borough Lancaster County	PAG033543	Woodstream Corp. 69 North Locust Street Lititz, PA 17543	UNT to Lititz Run / WWF	DEP-SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707
North Apollo Borough Armstrong County	PAR606140	North Apollo Auto Wrecking, Inc. PO Box 466 River Street North Apollo, PA 15673	Kiskiminetas River	Southwest Regional Office: Clean Water Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 412-442-4000
North Union Township Fayette County	PAR706130	Golden Eagle Construction Company, Inc. PO Box 945 Uniontown, PA 15401	UNT to Coolspring Run	Southwest Regional Office: Clean Water Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 412-442-4000
East Huntingdon Township Westmoreland County	PAR216153	Carry All Products PO Box 201 Connellsville, PA 15425	Jacobs Creek	Southwest Regional Office: Clean Water Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 412-442-4000

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

*Facility Location:
Municipality &
County*

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
City of Butler Butler County	PAR808326	TRANSFLO Terminal Services, Inc. 500 Water Street, J-975, Jacksonville, FL 32202	Connoquenessing Creek 20-C DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942
Butler Township Butler County	PAR808331	Buffalo & Pittsburgh RR Butler 100 BP Lane Butler, PA 16001	Connoquenessing Creek 20-C DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942
Adams Township Butler County	PAR608314	TC Recycling LLC P. O. Box 1080 Mars, PA 16046-1080	Breakneck Creek and Hutchman Creek 20-C DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

General Permit Type—PAG-4

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

*Facility Location:
Municipality &
County*

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Greenfield Township Erie County	PAG041074	Theodore Maleski II 9430 Prindle Road North East, PA 16428	Eightmile Creek 15 DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

General Permit Type—PAG-8

<i>Facility Name</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Facility Municipality and County</i>	<i>Contact Office & Phone No.</i>
ALCOSAN WWTP	PAG086101	Allegheny County Sanitary Authority 3300 Preble Avenue Pittsburgh, PA 15233	City of Pittsburgh Allegheny County	Southwest Regional Office: Clean Water Program Manager 400 Waterfront Drive Pittsburgh PA 15222-4745 (412) 442-4000

General Permit Type—PAG-8 (SSN)

*Facility Location:
Municipality &
County*

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Site Name & Location</i>	<i>Contact Office & Phone No.</i>
Lower Chanceford Twp. York County	PAG080002 PAG080005 PAG080007 PAG080011 PAG080013 PAG080017 PAG080018 PAG080020 PAG082203 PAG083518 PAG083522 PAG083533 PAG083551 PAG083605 PAG089910	Jesse Baro, Inc. 157 Quarry Road Douglassville, PA 19518	William Schwartz Ma and Pa Farm Route 74 & Route 372 Delta, PA 17314 DEP-SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707

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

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

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

For individuals who wish to challenge actions, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board. Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for pro bono representation. Call the Secretary of the Board at (717) 787-3483 for more information.

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>
Goss Family Farm 123 Decatur Road McClure, PA 17841	Mifflin	397	947	Swine	NA	Approved
Mike Boyer 255 Lake Meade Road East Berlin, PA 17316	Adams	15	704.04	Turkeys	NA	Approved
Denise and Dennis Staub 904 Germany Road East Berlin, PA 17316	Adams	4	433.87	Turkey	NA	Approved
John Wanner 5800 Wanner Road Narvon, PA 17555	Lancaster	683.2	1135.63	Dairy	HQ	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, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

Important legal rights are at stake, however, so individuals should show this document to a lawyer at once. Persons who cannot afford a lawyer may qualify for 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

*Central Office: Bureau Director, Safe Drinking Water,
PO Box 8467, Harrisburg, PA 17105-8467*

Permit No. [9996499] , Public Water Supply.
Applicant [Westover Dairy]
[Township or Borough] [Lynchburg, Virginia]
Responsible Official [William T. Campbell, General Manager]
Type of Facility [Out of State Bottled System]
Effective Date [July 23, 2012]

Description of Action [Public Water Supply Permit to sell bottled water in Pennsylvania Rescinded for non-compliance with the monitoring requirements. All bottled water products from Westover Dairy, Inc. barred for sale in Pennsylvania.]

Southeast Region: Safe Drinking Water Program Manager, 2 East Main Street, Norristown, PA 19401

Permit No. 4612502, Public Water Supply.

Applicant **Audubon Water Company Valley Forge Terrace MHP**
2650 Eisenhower Drive
Suite 104-A
Norristown, PA 19403

Township Lower Providence

County **Montgomery**

Type of Facility PWS

Consulting Engineer Evans Mill Environmental, LLC
PO Box 735
Uwchland, PA 19480

Permit to Construct July 13, 2012
Issued

Permit No. 4612510, Public Water Supply.

Applicant **Aqua Pennsylvania, Inc**
762 West Lancaster Avenue
Bryn Mawr, PA 19010

Township Cheltenham

County **Montgomery**

Type of Facility PWS

Consulting Engineer **CET Engineering Services—GHG**
1240 Mountain Road
Harrisburg, PA 17112

Permit to Construct July 13, 2012
Issued

Operations Permit issued to: **Aqua Pennsylvania, Inc.**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010, (PWSID) New Britain Township, **Bucks County** on July 13, 2012 for the operation of facilities approved under construction permit #0911544.

Southcentral Region: Water Supply Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110

Permit No. 3612518 MA, Minor Amendment, Public Water Supply.

Applicant **Leola Sewer Authority**

Municipality Upper Leacock Township

County **Lancaster**

Responsible Official Michael H. Morris,
Township Manager
36 Hillcrest Avenue
PO Box 325
Leola, PA 17540

Type of Facility Repainting of the Hillcrest Avenue Storage Tank.

Consulting Engineer Daniel S Hershey
Rettew Associates Inc
3020 Columbia Avenue
Lancaster, PA 17603

Permit to Construct 7/17/2012
Issued:

Operations Permit issued to: **Mountain View Terrace**, 7670025, Newberry Township, **York County** on 7/12/2012 for the operation of facilities approved under Construction Permit No. 6711523 MA.

Operations Permit issued to: **Mountain Springs Camping Resort Enterprises, LLC**, 3060118, Upper Bern Township, **Berks County** on 7/18/2012 for the operation of facilities approved under Construction Permit No. 0612507 MA.

Operations Permit issued to: **Sproul Water Association**, 4070047, Greenfield Township, **Blair County** on 7/18/2012 for the operation of facilities approved under Construction Permit No. 0712502 MA.

Operations Permit issued to: **Blain Borough**, 7500018, Blain Borough, **Perry County** on 7/12/2012 for the operation of facilities submitted under Application No. 5010509 MA*.

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

Permit No. Minor Amendment—Operation Public Water Supply.

Applicant **Bucknell View Mobile Home Park**

[Township or Borough] West Chillisquaque Township

County **Northumberland**

Responsible Official Ms. Leanne Miller GSP
Management Company
P. O. Box 677
Morgantown, PA 19543

Type of Facility Public Water Supply

Consulting Engineer N/A

Permit Issued July 19, 2012

Description of Action Operation of the five 220-gallon detention tanks to provide 4-log inactivation of viruses at Entry Point 101 (Well No. 1).

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

Operations Permit issued to: **The Municipal Authority of the Borough of Edgeworth**, 313 Beaver Road, Edgeworth, PA 15143, (PWSID #5020015) Leet Township, **Allegheny County** on July 23, 2012 for the operation of facilities approved under Construction Permit # 0210501.

Operations Permit issued to: **The Municipal Authority of the Borough of Edgeworth**, 313 Beaver Road, Edgeworth, PA 15143, (PWSID #5020015) Leetsdale Borough, **Allegheny County** on July 23, 2012 for the operation of facilities approved under Construction Permit # 0210505.

Operations Permit issued to: **The Municipal Authority of the Borough of Edgeworth**, 313 Beaver Road, Edgeworth, PA 15143, (PWSID #5020015)

Ambridge, Bell Acres, Edgeworth and Leetsdale Boroughs and Leet Township, **Allegheny County** on July 23, 2012 for the operation of facilities approved under Construction Permit # 0210506.

Operations Permit issued to: **The Municipal Authority of the Borough of Edgeworth**, 313 Beaver Road, Edgeworth, PA 15143, (PWSID #5020015) Edgeworth Borough, **Allegheny County** on July 23, 2012 for the operation of facilities approved under Construction Permit # 0210507.

Operations Permit issued to: **The Municipal Authority of the Borough of Edgeworth**, 313 Beaver Road, Edgeworth, PA 15143, (PWSID #5020015) Leetsdale Borough, **Allegheny County** on July 23, 2012 for the operation of facilities approved under Construction Permit # 0210508.

Operations Permit issued to: **The Municipal Authority of the Borough of Edgeworth**, 313 Beaver Road, Edgeworth, PA 15143, (PWSID #5020015) Leetsdale Borough, **Allegheny County** on July 23, 2012 for the operation of facilities approved under Construction Permit # 0210508.

Northwest Region: Watershed Management Program Manager, 230 Chestnut Street, Meadville, PA 16335

Source Water Protection Plan Approval issued to the Jones Township Municipal Authority water system, PO Box 374 Wilcox, PA 15870, PWSID No. 6240020, Jones Township, Elk County on July 11, 2012

Source Water Protection Plan Approval issued to the Jay Township Water Authority water system, PO Box 69, Byrnedale, PA 15827, PWSID No. 6240005, Jay Township, Elk County on July 11, 2012

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

Permit No. 6112501 Public Water Supply

Applicant	UPMC Senior Communities, Inc.
Township or Borough	Sugar Creek Borough
County	Venango
Type of Facility	Public Water Supply
Consulting Engineer	Raymond H. Antonelli, Sr., P.E. NIRA Consulting Engineers, Inc. 950 Fifth Avenue Coroapolis, PA 15108
Permit to Construct Issued	July 20, 2012

Operation Permit issued to **Brockway Borough Municipal Authority**, PWSID #6330002, Brockway Borough and Snyder Township, **Jefferson and Elk Counties**. Permit Number 3309502 issued July 20, 2012 for the operation of the Public Water Supply at Whetstone and Rattlesnake systems. This permit is issued in response to an operation inspection conducted by Department of Environmental Protection personnel during the construction/modification phase at both systems.

SEWAGE FACILITIES ACT PLAN APPROVAL

Plan Approvals Granted Under the Pennsylvania Sewage Facilities Act (35 P. S. § 750.5)

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Hickory Township	P. O. Box 44, Endeavor, PA 16322	Forest

Plan Description: The approved plan provides for constructing a 4500 GPD wastewater treatment plant to serve 16 residences in the village of Endeavor area. The wastewater will be conveyed by individual grinder pumps and small diameter pressure sewer. The remaining areas of the township will continue to be served by on-lot systems with those malfunctions identified in the Plan being corrected by repair or replacement at the expense of the property owner. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
New Wilmington Borough	134 High Street, New Wilmington PA 16142	Mercer

Plan Description: The approved plan provides for existing and future sewage needs in New Wilmington Borough as well as portions of Wilmington Townships (Mercer County and Lawrence County). The existing Sewage Treatment Plant (STP) is experiencing mechanical and operational issues with peak month hydraulic and organic loading nearing design capacity. The STP upgrades proposed in this project include the following: adding an influent pump station combined with screening and grit removal, a sludge storage building, a lab/control building, a new gravity interceptor sewer to the proposed influent pump station wet well, adding an additional clarigester, a dual tower trickling filter system, trickling filter pumping system, dual circular clarifiers, UV disinfection, sludge dewatering system, new sludge press, and a sludge drying bed. Replacing the existing trickling filter/rotating biological contactor STP with an upgraded trickling filter system, combined with an increase in hydraulic loading from 0.564 MGD to 0.780 MGD, the proposed changes will serve the municipalities for the next 20 years. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of New Wilmington Borough.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 2

The following plans and reports were submitted under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.907).

Provisions of Sections 301—308 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P. S. §§ 6026.301—6026.308) require the Department to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A final report is submitted to

document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected. Submission of plans and reports, other than the final report, will also be published in the *Pennsylvania Bulletin*. These include the remedial investigation report, risk assessment report and cleanup plan for a site-specific standard remediation. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

For further information concerning plans or reports, contact the environmental cleanup program manager in the Department regional office under which the notice of receipt of plans or reports appears. If information concerning plans or reports is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

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

Sloto Property, 281 West Shore Drive, Paupack Township, **Wayne County**. Robert Osetreich and Kevin Donlon, Applied Service Corporation, P. O. Box 445, 38 Old Beaver Run Road, Lafayette, NJ 07848 have submitted a Final Report to Remediate on behalf of their client, Jerald Sloto, 4481 County Line Road, Winfield, PA 17889, concerning the remediation of soil found to have been impacted by No. 2 fuel oil as a result of a release from a 275-gallon aboveground storage tank. The report was submitted to document attainment of the Residential Statewide Health Standard for soil. A public notice regarding the submission of the Final Report was published in *The Wayne Independent* on June 30, 2012.

Pennsylvania Extruded Tube Company (PEXCO), 982 Griffin Pond Road, Scott Township and South Abington Township, **Lackawanna County**. Erin Palko, Roux Associates, Inc., 1222 Forest Parkway, Suite 190, West Deptford, NJ 08066 has submitted a Final Report on behalf of her client, Pennsylvania Extruded Tube Company, P. O. Box 1280, Scranton, PA 18510, concerning the remediation of groundwater found to have been impacted by lubricating oils/fluids. The report was submitted to document attainment of the Non-Residential Statewide Health Standard for groundwater. A public notice regarding the submission of the Final Report was to have been published in *The Abington Times* on July 11, 2012.

Global Companies-Macungie Terminal (Pipeline Petroleum), Tank Farm and Shippers Road, Lower Macungie and Upper Milford Townships, **Lehigh**

County. John Grellis, Grellis Environmental Services, LLC, 7 Cedar Lane, East Windsor, NJ 08520 has submitted a Remedial Investigation Report/Remedial Action Report/Remedial Action Work Plan (Remedial Investigation Report/Cleanup Plan) on behalf of his client, Global Companies, LLC, Watermill Center, 800 South Street, P. O. Box 9161, Waltham, MA 02454-9161, concerning the remediation of soil found to have been impacted by unleaded gasoline as a result of a discharge from the underground supply piping located outside the containment area at this petroleum storage and distribution terminal. The combined report was submitted to document attainment partial fulfillment of the Site-Specific Standard for soil. A public notice regarding the submission of the combined Remedial Investigation Report/Remedial Action Report/Remedial Action Work Plan (Remedial Investigation Report/Cleanup Plan) was published in *The Morning Call* on May 24, 2012.

Slifer Residence, 238 Main Street, Walnutport Borough, **Northampton County**. Richard Trimpi and Janine Jacobs have submitted a Final Report on behalf of their client, Dustin Slifer, 248 Main Street, Walnutport, PA 18088, concerning the remediation of soil found to have been impacted by #2 fuel oil as a result of a vehicular collision which caused a crack in the fuel oil supply line at the base of the above ground storage tank. The report was submitted to document attainment of the residential Statewide Health Standard for soil. A public notice regarding the submission of the Final Report was published in *The Express Times* on March 26, 2012.

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

Marsh Run Park/ New Cumberland Army Depot Landfill, Mifflin Avenue and Marsh Run Road, New Cumberland, PA 17070, Fairview Township, **York County**. EA Engineering, Science and Technology, 1 Marketway West, Suite 4C, York, PA 17401, on behalf of U.S. Army Corps of Engineers, PO Box 1715, Baltimore, MD, 21203, submitted a Remedial Investigation/Risk Assessment Report concerning remediation of site soils and groundwater contaminated with chlorinated solvents. The report is intended to document remediation of the site to meet the Site Specific standard.

Easterly Sewage Treatment Plant, intersection of Old Sixth Avenue Road and South Dartmouth Lane, Altoona, Logan Township, **Blair County**. Mountain Research, LLC, 825 25th Street, Altoona, PA 16601, on behalf of City of Altoona/Easterly Sewage Treatment Plant, 1301 Twelfth Street, Altoona, PA 16601 and Martin Oil Company, 528 North First Street, Bellwood, PA 16617, submitted a Final Report concerning remediation of site soils and groundwater contaminated with diesel fuel. The report is intended to document remediation of the site to the Residential Statewide Health standard.

Merle Reedy Residence, 112 Buck Heights Road, Quarryville, PA 17566, Providence Township, **Lancaster County**. Reliance Environmental, Inc., 130 East Chestnut Street, Lancaster, PA 17602, on behalf of Merle Reedy, 112 Buck Heights Road, Quarryville, PA 17566 and Whitelock & Woerth, Inc., 1220 Georgetown Road, Christiana, PA 17509, submitted a Final Report concerning remediation of site soils and groundwater contaminated with No. 2 fuel oil released from an aboveground storage tank. The report is intended to document remediation of the site to a combination of Residential Statewide Health and Site-Specific standards.

334 North Cedar Street, Lititz, PA 17543, Lititz Borough, **Lancaster County**. Liberty Environmental, 50 North Fifth Street, 5th Floor, Reading, PA 19601, on behalf of Sovereign Bank, N.A. 75 State Street, MAI SST 04-11, Boston, MA 02109, submitted a Final Report concerning remediation of site soils contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to meet the Residential Statewide Health standard.

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

Erie County Convention Center Authority Bayfront Site, City of Erie, **Erie County**. AMEC Environmental & Infrastructure, Inc., 800 N. Bell Avenue, Suite 200, Pittsburgh, PA 15106 on behalf of the Erie County Convention Center Authority 809 French Street, Erie, PA 16501 has submitted a Risk Assessment Report concerning remediation of site soil contaminated with arsenic, chromium, methylcyclohexane, benzo[a]anthracene, benzo[a]pyrene, benzo[b]fluoranthene, benzo[k]fluoranthene, chrysene, dibenzo(a,h)anthracene, dibenzofuran, naphthalene, phenanthrene and site groundwater contaminated with iron, aluminum, antimony, arsenic, barium, beryllium, cadmium, calcium, chromium, cobalt, copper, lead, magnesium, manganese, nickel, potassium, selenium, silver, sodium, thallium, vanadium, zinc, mercury, 1,1-biphenyl, 2,4-dimethylphenol, 4-methylphenol, 4-nitroaniline, acenaphthene, acenaphthylene, acetophenone, anthracene, 2-methylnaphthalene, benzo[a]anthracene, benzo[a]pyrene, benzo[b]fluoranthene, benzo[g,h,i]perylene, benzo[k]fluoranthene, bis[2-ethylhexyl] phthalate, butyl benzyl phthalate, caprolactam, carbazole, chrysene, dibenzo(a,h)anthracene, dibenzofuran, diethyl phthalate, di-n-butyl phthalate, di-n-octyl phthalate, fluoranthene, fluorene, indeno[1,2,3-cd]pyrene, phenanthrene, phenol, pyrene, benzaldehyde, naphthalene, benzene, 1,1-dichloroethane, 1,2,4-trimethylbenzene, 1,3,5-trimethylbenzene, acetone, carbon disulfide, chlorobenzene, chloroethane, chloroform, chloromethane, cis-1,2-dichloroethene, cyclohexane, ethylbenzene, isopropylbenzene, methylcyclohexane, methylene chloride, toluene, trans-1,2-dichloroethene, vinyl chloride, xylenes (total), 2-butanone, and trichloroethene. The report is intended to document remediation of the site to meet the Site-Specific Standard.

Erie County Convention Center Authority Bayfront Site (Fmr. GAF Materials Corp.), City of Erie, **Erie County**. AMEC E&I, Inc., 800 North Bell Avenue, Suite 200, Pittsburgh, PA 15106 on behalf of the Erie County Convention Center Authority, 809 French Street, Erie, PA 16501 has submitted a Cleanup Plan concerning the remediation of site soil contaminated with arsenic, anthracene, benzo[a]anthracene, benzo[a]pyrene, benzo[b]fluoranthene, benzo[k]fluoranthene, benzo[g,h,i]perylene, carbazole, chrysene, dibenzo(a,h)anthracene, dibenzofuran, indeno[1,2,3-cd]pyrene, 2-methylnaphthalene, fluoranthene, 4-methylphenol[p-cresol], naphthalene, 4-nitroaniline, and 1,3,5-trimethylbenzene and site groundwater contaminated with iron, aluminum, 2-methylnaphthalene, anthracene, benzo[a]anthracene, benzo[a]pyrene, benzo[b]fluoranthene, benzo[g,h,i]perylene, benzo[k]fluoranthene, chrysene, 2,4-dichlorophenol, dibenzo(a,h)anthracene, fluoranthene, indeno[1,2,3-cd]pyrene, phenanthrene, pyrene, 4-methylphenol[p-cresol], naphthalene, and benzene. The report is intended to document remediation of the site to meet the Site-Specific Standard.

Southwest Region: Environmental Cleanup & Brown-field Development Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745

Gilmour Manufacturing, Borough of Somerset, **Somerset County**. AMEC Environmental & Infrastructure, Inc. 800 North Bell Avenue, Suite 200, Pittsburgh, PA 15106 on behalf of Robert Bosch Tool Corporation, Mount Prospect, Illinois has submitted a Remedial Investigation Report, Risk Assessment and Final Report concerning the remediation of site soil and groundwater contaminated with semi-volatile organic compounds and chlorinated solvents at 492 Drum Avenue, Borough of Somerset, Somerset County.

Marathon Petroleum Company, LP Floreffe Terminal, Jefferson Hills Borough, **Allegheny County**. URS Corporation, Inc. Foster Plaza 4, 501 Holiday Drive, Suite 300, Pittsburgh PA 15220 on behalf of Marathon Petroleum Company, LP, 539 South Main Street, Findlay, OH 45840 has submitted a Risk Assessment Report and Cleanup Plan concerning the remediation of site soil and groundwater contaminated from a diesel fuel spill at 1100 Glasshouse Road, Jefferson Hills Borough, Allegheny County.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 3

The Department has taken action on the following plans and reports under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.907).

Section 250.8 of 25 Pa. Code and administration of the Land Recycling and Environmental Remediation Standards Act (act) require the Department to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by the act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential

public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, contact the environmental cleanup program manager in the Department regional office under which the notice of the plan or report appears. If information concerning a final report is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

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

Mulik Residence, 600 McIntosh Lane, West Penn Township, **Schuylkill County**. Patrick Crawford, Crawford Environmental Services, LLC, 195 Proudfoot Drive, Birdsboro, PA 19508 submitted a Final Report on behalf of his clients, Kim and Stephen Mulik, 600 McIntosh Lane, Andreas, PA 18211, concerning the remediation of soil found to have been impacted by No. 2 fuel oil as a result of a release from the overflow of a 275-gallon aboveground storage tank. The report documented attainment of the Residential Statewide Health Standard for soil and was approved on July 12, 2012.

Schatzel Property, 543 R. Main Street, Weatherly Borough, **Carbon County**. Jeremy Bolyn, Environmental Maintenance Co., Inc., 1420 East Mermaid Lane, Glenside, PA 19038 submitted a Final Report on behalf of his client, Jessica Schatzel, 102-08 164 Drive, Hamilton Beach, NY 11414, concerning the remediation of soil found to have been impacted by No. 2 fuel oil as a result of a release from a leaking, corroded feed-line from an aboveground storage tank. The report documented attainment of the Residential Statewide Health Standard for soil and was approved on July 10, 2012.

Eastern Industries-Old Getty Pipeline Site, Martins Creek-Belvidere Road, Lower Mount Bethel Township, **Northampton County**. Robert P. Weaver, SAIC Energy, Environment, & Infrastructure, LLC, 6310 Allentown Boulevard, Harrisburg, PA 17112 submitted a Final Report on behalf of his client, Stabler Development Company, 4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034, concerning the remediation of soil found to be impacted by an alleged historic release of petroleum (kerosene or diesel) from a former pipeline located on the north side of Martins Creek-Belvidere Road. The report documented attainment of the Residential Statewide Health Standard for soil and was approved on July 17, 2012.

A & M Hibbard 1H/3H Well Site, State Route 29, Dimock Township, **Susquehanna County**. James Pinta and David Testa, URS Corporation, 501 Holiday Drive, Foster Plaza 4, Suite 300, Pittsburgh, PA 15220 submitted a Final Report on behalf of their client, Cabot Oil & Gas Corporation, 5 Penn Center West, Suite 401, Pittsburgh, PA 15276, concerning the remediation of soil found to have been impacted by VOCs, SVOCs, metals, and ethylene glycol due to a release from the reserve pit and a release from the mud shelf. The report documented attainment of the Residential Statewide Health Standard and the Background Standard for soil and was approved on July 17, 2012.

Slifer Residence, 238 Main Street, Walnutport Borough, **Northampton County**. Richard Trimpi and Janine Jacobs submitted a Final Report on behalf of their client, Dustin Slifer, 248 Main Street, Walnutport, PA 18088, concerning the remediation of soil found to have been impacted by No. 2 fuel oil as a result of a vehicular collision which caused a crack in the fuel oil supply line at the base of the above ground storage tank. The report documented attainment of the residential Statewide Health Standard for soil and was approved on July 23, 2012.

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

Harley Davidson Motor Company / former York Naval Ordnance Plant, 1425 Eden Road, York, PA 17402, Springettsbury Township, **York County**. Groundwater Sciences Corporation, 2601 Market Place Street, Suite 310, Harrisburg, PA 17110-9307, on behalf of Harley Davidson Motor Company, 1425 Eden Road, York, PA 17402, submitted a Risk Assessment Report concerning remediation of site soils contaminated with VOCs, PAHs, Chlorinated Solvents and Inorganics. The report is intended to document remediation of the site to meet a combination of Statewide Health (Residential and Non-Residential) and Site-Specific standards. The Report was approved by the Department on July 10, 2012. Groundwater will be addressed in a separate report.

RESIDUAL WASTE GENERAL PERMITS

Application Withdrawn Under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and the Beneficial Use of Residual Waste other than Coal Ash.

Central Office: Division of Municipal and Residual Waste, Rachel Carson State Office Building, 14th Floor, 400 Market Street, Harrisburg, PA 17106-9170.

General Permit Application No. WMGR135. Delaware County Solid Waste Authority, 583 Longview Road, Boyertown, PA 19512-7955; site: Rolling Hills Landfill. This general permit application proposed the beneficial use of leachate as a substitute for potable water in flue gas air pollution control devices. The application was withdrawn on July 17, 2012 by request of the applicant.

Persons with questions may contact Scott E. Walters, Chief, Permits Section, Division of Municipal and Residual Waste, Bureau of Waste Management, P.O. Box 69170, Harrisburg, PA 17106-9170, 717-787-7381. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984.

DETERMINATION OF APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMITS

Determination of Applicability for General Permit issued under the Solid Waste Management Act; and Residual Waste Regulations for a General Permit To Operate Residual Waste Processing Facilities (25 Pa. Code § 287.611 relating to authorization for general permit).

South Central Regional Office: Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200.

General Permit No. WMGR038-SC006. Blair County Resource Recovery Facility, Inc., 1356 Old 6th Avenue Road, Altoona, PA 16603. The Department of Environmental Protection has issued a Determination of Applicability under General Permit WMGR038 to Blair County Resource Recovery Facility, Inc. for their location at 1356 Old 6th Avenue Road, Altoona, PA 16603 in Logan Township, **Blair County**. The permit was issued July 23, 2012.

Persons interested in obtaining more information about this general permit may contact John Oren, Facilities Manager, Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4706. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Permit(s) issued under the Solid Waste Management Act, the Municipal Waste Planning, Recycling and Waste Reduction Act and Regulations to Operate Solid Waste Processing or Disposal Area or Site.

Southwest Regional Office, Regional Solid Waste Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Telephone 412.442.4000.

Permit ID No. 301224: United Environmental Group, Inc., 241 McAleer Road, Sewickley, PA 15143. Permit renewal for a residual waste treatment, storage and disposal facility, located in Ohio Township, **Allegheny County**, issued in the Regional Office on July 19, 2012.

AIR QUALITY

General Plan Approval and Operating Permit Usage Authorized under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127 to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.

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

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

64-303-014GP13: Wayco, Inc. (198 O'Connell Road, Waymart, PA 18472) on July 10, 2012, to install and operate a hot mix asphalt plant site in Hawley Township, **Wayne County**.

Southcentral Region: Air Quality Program, 909 Elmer-ton Avenue, Harrisburg, PA 17110

Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or Daniel Husted, New Source Review Chief—Telephone: 717-705-4863

GP3-28-03061: New Enterprise Stone & Lime Co., Inc. (PO Box 77, New Enterprise, PA 16664-0077) on July 18, 2012, to install a portable nonmetallic mineral crusher at the Valley Quarries - Mt. Cydonia Sand Plant 1 in Guilford Township, **Franklin County**.

GP9-28-03061: New Enterprise Stone & Lime Co., Inc. (PO Box 77, New Enterprise, PA 16664-0077) on July 18, 2012, to install a diesel-fired IC engine to power a portable nonmetallic mineral crusher at the Valley Quarries - Mt. Cydonia Sand Plant 1 in Guilford Township, **Franklin County**.

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

Contact: Mark Gorog and Barb Hatch, Environmental Engineer Managers—Telephone: 412-442-4163/5226

GP5-32-00402B: CNX Gas Co., LLC (200 Evergreen Drive, Waynesburg, PA 15370) on July 18, 2012, to operate one (1) natural gas-fired compressor engine, Waukesha model F3521 GSI rated at 738 brake horsepower at their Marchand Compressor Station in North Mahoning Township, **Indiana County**. Operation of this facility was previously authorized to CONSOL Gas Company.

GP5-65-00867C: CNX Gas Co., LLC (200 Evergreen Drive, Waynesburg, PA 15370) on July 18, 2012, to operate one (1) natural gas-fired compressor engine, Caterpillar model G398 TA LCR rated at 625 brake horsepower and a tri-ethylene glycol dehydration unit at the Jacob's Creek Compressor Station in South Huntingdon Township, **Westmoreland County**. Operation of this facility was previously authorized to CONSOL Gas Company.

GP5-65-00945C: CNX Gas Co. LLC (200 Evergreen Drive, Waynesburg, PA 15370) on July 18, 2012, to operate one (1) natural gas-fired compressor engine, Caterpillar model G3516 TALE rated at 1,285 brake horsepower and a tri-ethylene glycol dehydration unit at the Bell Point Compressor Station in Bell Township, **Westmoreland County**. Operation of this facility was previously authorized to CONSOL Gas Company.

GP5-65-00961D: CNX Gas Co. LLC (200 Evergreen Drive, Waynesburg, PA 15370) on July 18, 2012, to operate one (1) natural gas-fired compressor engine, Caterpillar model G3412C LE rated at 637 brake horsepower at the Hickman Compressor Station in Bell Township, **Westmoreland County**. Operation of this facility was previously authorized to CONSOL Gas Company.

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

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636

GP2-10-021E: INDSPEC Chemical Corp. (133 Main Street, Petrolia, PA 16050) on July 12, 2012, for storage tanks for volatile organic liquids (451,000 gallon storage tank, Tank T-3072) (BAQ-GPA/GP-2) in Petrolia, **Butler County**.

GP5-10-376B: MarkWest Liberty Bluestone, LLC,—Voll Compressor Station (Off Woodlands Road, Connoquenessing, PA 16027) on July 11, 2012, to operate three (3) natural gas fired compressor engines (1) Waukesha 7042 GSI, a 60 MMSCFd capacity glycol dehydrator, two (2) 0.25 MMBtu/hr capacity natural gas fired tank heaters, and two (2) 400 bbl (16,800 gal) capacity condensate storage tanks (BAQ-GPA-GP-5) in Connoquenessing Township, **Butler County**. Previously permitted under Keystone Midstream Services, LLC, Permit No. GP5-10-376A.

GP5-27-041A: Pennsylvania General Energy Co., LLC,—Stone 1938 Compressor Station (1660 Wards Ranch Road, Vonwinckel, PA 16260) on July 12, 2012, to operate a 640 bhp natural gas compressor engine, and three (3) associated condensate tanks (BAQ-GPA/GP-5) in Green Township, **Forest County**.

Plan Approvals Issued under the Air Pollution Control Act and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.

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

Contact: Sachin Shankar, New Source Review Chief—Telephone: 484-250-5920

09-0209A: Univar USA, Inc. (4 Steel Road East, Morrisville, PA 19067) on July 19, 2012, to install 10 Above Ground Acid Storage Tanks with the Associated Air Pollution Control Devices (storage tanks) and throughput revisions for additional existing storage tanks at the Univar USA, Inc., chemicals manufacturing facility at 4 Steel Road East, Falls Township, **Bucks County**. The control devices include two scrubbers to control five of ten storage tanks. The installation and throughput revision of storage tanks may result in the emissions of: 24.90 tons per year of Hazardous Air Pollutants and 24.90 tons per year of Volatile Organic Compounds from the Univar USA, Inc, Morrisville facility located on 4 Steel Road East. The Plan Approval and Operating Permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

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

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636

24-161C: Greentree Landfill Gas Co., LLC (7913 Westpark Drive, Suite 101, McLean, VA 22102) on July 17, 2012, to modify conditions to the two compressor engines in Horton Township, **Elk County**. This is a State Only facility.

Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.13, 127.13a and 127.32.

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

Contact: Sachin Shankar, New Source Review Chief—Telephone: 484-250-5920

09-0075B: Dunmore Corp. (145 Wharton Road, Bristol, PA 19007) on July 15, 2012, to operate a regenerative thermal oxidizer in Bristol Township, **Bucks County**

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

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636

25-920D: Waste Management of Pennsylvania, Inc.—Lakeview Landfill (851 Robison Road East, Erie, PA 16509) on July 31, 2012, to construct a landfill expansion and the increase in carbon monoxide emissions limits associated with existing landfill gas-fired engines at their facility in Summit Township, **Erie County**. This is a Title V facility.

42-004F: American Refining Group (77 North Kendall Avenue, Bradford, PA 16701) on July 31, 2012, for a plan approval to replace the refinery flare tip system associated with the Refinery Flare (FL #301), at

their Bradford facility in Bradford City, **McKean County**. This is a Title V facility, Permit #42-0004.

42-028B: Saint-Gobain (1 Railroad Avenue, Port Allegany, PA 16743) on July 31, 2012, for plan approval to rebrick and to install an Oxygen Enriched Air Staging System on Furnace No. 1 at their container glass manufacturing facility in Port Allegany Borough, **McKean County**. This is a Title V facility, Permit #42-00028.

62-176A: Allegheny Pellet Corp. (1055 Matthews Run Road, Youngsville, PA 16371) on July 31, 2012, to install a 22 MMBtu/hr wood-fired pellet drying operation at their facility in Brokenstraw Township, **Warren County**.

Title V Operating Permits Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter G.

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

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

46-00081: Markel, Corp. (435 School Lane, Plymouth Meeting, PA 19462) on July 19, 2012, for operation of a facility that manufactures fluoropolymer tubing and coated wire, plastic tubing, coated fiberglass sleeves, and specialty tubing products in Plymouth Township, **Montgomery County**. The following air emission sources are located at this facility: two boilers, sixteen extruders, one parts washer, one No. 2 fuel oil storage tank, and one Isopar storage tank. The facility is a Title V facility for VOC emissions which is located in Plymouth Township, Montgomery County. This renewal of the Title V Operating Permit does not authorize any increase in air emissions of regulated pollutants above previously approved levels. The Title V Operating Permit contains all applicable requirements including: testing, monitoring, and recordkeeping and reporting to show continued compliance with the terms and conditions of the permit.

15-00105: Buckeye Pipe Line Transportation LLC—Malvern Station (8 South Malin Road, Malvern, PA 19355) on July 19, 2012, for renewal of Title V Operating Permit (“TVOP”) No. 15-00105 in East Whiteland Township, **Chester County**. The facility’s air emissions sources consist of internal floating roof, gasoline storage tanks (seven of which may also store petroleum distillates); three fixed roof, petroleum distillate storage tanks; and a sump tank. Storage tanks No. 1-No. 4 are subject to a combined volatile organic compound (“VOC”) emission restriction of 5.9 tons/yr. The permittee has elected to restrict hazardous air pollutants (“HAPs”) emissions from the facility to less than 10 tons/yr for any individual HAP, and less than 25 tons/yr for total HAPs, to avoid being subject to the requirements of 40 C.F.R. Part 63, Subpart R. The facility, as well as several of its storage tanks, are also subject to gasoline and/or petroleum distillate throughput restrictions (in any consecutive twelve (12)-month period), as follows:

- Facility: 1,000,000,000 gallons of gasoline
- Storage tank #1: 13,666,200 gallons of gasoline and 40,950,000 gallons of petroleum distillates (including ethanol)
- Storage tank #2: 13,666,200 gallons of gasoline and 40,950,000 gallons of petroleum distillates
- Storage tank #3: 12,180,000 gallons of gasoline and petroleum distillates (combined)

- Storage tank #4: 12,270,000 gallons of petroleum distillates

- Storage tank #106: 328,860,000 gallons of gasoline

Since the TVOP was last renewed in 2005, no physical changes have occurred at the facility (though storage tank #5 has been inactive for approximately 20 years and will not be listed as a source in the renewed TVOP). However, since this time, all of the gasoline storage tanks at the facility have become subject to the requirements of 40 C.F.R. Part 63, Subpart BBBBBB. All applicable requirements of this regulation will be included in the renewed TVOP.

The facility is not subject to the Compliance Assurance Monitoring ("CAM") requirements of 40 CFR Part 64.

The TVOP will continue to include all other monitoring, recordkeeping, reporting, and work practice requirements designed to keep the facility operating within all applicable air quality requirements.

Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19428

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

09-00019: Naceville Materials, Inc.—Miller Materials (887 Mill Creek Road, Rushland, PA 18956) on July 19, 2012, for a renewal/administrative amendment of State Only Operating Permit ("SOOP") No. 09-00019 in Wrightstown Township, **Bucks County**. The following major changes have occurred at the facility since the SOOP was last amended in 2007, and will be addressed in the renewal SOOP:

- The installation of a 15,000-gal waste derived liquid fuel ("WDLF") aboveground storage tank and the consumption of on-specification WDLF as an additional fuel type by the facility's batch hot mix asphalt ("HMA") plant, as approved under Plan Approval No. 09-0019C.

- The addition of a screen to the facility's reclaimed asphalt pavement ("RAP") plant, as well as the modification of how the RAP is delivered from the RAP plant to the batch HMA plant, as approved under Request for Determination No. 2752.

- The owner of the facility has changed from Miller & Son Paving, Inc., to Naceville Materials, Inc.

The facility's air emissions sources consist of a stone crushing plant and the aforementioned RAP and batch HMA plants. The potential to emit nitrogen oxides ("NO_x") and volatile organic compounds ("VOCs") from the batch HMA plant/facility each exceed 25 tons per year; however, Miller Materials has elected to restrict the HMA production for the batch HMA plant such that the NO_x and VOC emissions from the facility will each not exceed 24.9 tons per year.

The SOOP will continue to include monitoring, recordkeeping, reporting, and work practice requirements designed to keep the facility operating within all applicable air quality requirements.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110

Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or Daniel Husted, New Source Review Chief—Telephone: 717-705-4863

67-03059: Hill Street Veterinary Hospital (555 Hill Street, York, PA 17403-5704) on July 10, 2012, for the animal cremation unit at the Hill St. Veterinary Hospital in Spring Garden Township, **York County**. The State-only permit was renewed.

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

Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-616636

10-00030: Concast Metal Products Co. (Myoma Road, Mars, PA 16046) on June 27, 2012, issued a State Only Operating Permit renewal for their facility in Adams Township, **Butler County**. The facility is a Natural Minor. The primary sources at the facility include 3 induction furnaces, a machine shop, and a diesel emergency generator. The facility is subject to 40 CFR Part 63 Subpart ZZZZZZ pertaining to Area Source copper foundries. The emergency generator is subject to 40 CFR Part 63 Subpart ZZZZ, NESHAPS for RICE. Emissions from the induction furnaces and the machine shop are controlled by baghouses. Potential emissions from this facility are 34 tpy PM₁₀; 0.1 tpy VOC; 1 tpy SO_x; 3 tpy NO_x; 2 tpy CO; and 0.03 tpy total HAPs. The renewal permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

10-00356: Linde Butler Plant (PO Box 397, Lyndora, PA 16045-0309) on June 27, 2012, for a new operating permit in Butler Township, **Butler County**. The facility operates an air separation plant including an oxygen vaporizer with two natural gas burners, each rated at 26 mmbtu/hr, a mole sieve regenerator with a natural gas burner rated at 2.25 mmbtu/hr, three Ajax boilers (each rated at 9.5 mmbtu/hr) for heating the liquid nitrogen, and a parts washer. The potential emissions from the facility are approximated as follows: NO_x—19.5TPY, CO—17.9 TPY, PM—3.3 TPY, VOC—7.6 TPY, and SO₂—0.3 TPY. The conditions of the previous plan approval were 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.

25-00558: Products Finishing, Inc. (2002 Greengarden Road, Erie, PA 16502) on July 18, 2012, renewed a State Only Operating Permit for the facility in the City of Erie, **Erie County**. The facility is a Natural Minor. The primary sources at the facility include 2 natural gas boilers, 11 Chrome electroplating tanks, and a hydrochloric acid stripping tank. The potential emissions from the facility are as follows: NO_x less than 1 tpy; CO less than 1 tpy; PM₁₀ less than 1 tpy; SO_x less than 1 tpy; VOC's less than 1 tpy; and Chromium Compounds less than 1 tpy. The renewal permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.

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

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

46-00191: Merck & Co., Inc. (351 North Summeytown Pike, North Wales, PA 19454) on July 17, 2012, to operate their office complex in Upper Gwynedd Township, **Montgomery County**. This amendment is to address the change in federal tax ID number. Administrative Amendment of State-Only Operating Permit issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.450. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

Contact: Barbara Hatch, Facilities Permitting Chief—Telephone: 412-442-4174

32-00335: Nabors Completion & Production Services Co. (NCPS)—Black Lick Plant (Route 19 South, Black Lick, PA 15716) on July 20, 2012, to Amend the Natural Minor Operating Permit to incorporate the Change of Business Name from Superior Well Services, Inc. to Nabors Completion & Production Services Co. There is no change of ownership, tax identification or responsible official with this amendment. All sources, control devices, and conditions remain the same as in the previous issued operating permit. The permit expiration date will remain January 10, 2017. This facility is located in Black Lick Township, **Indiana County**.

26-00488: Laurel Aggregates of Delaware, LLC—Wymps Gap Quarry—Lake Lynn Quarry (2480 Springhill Furnace Rd, Lake Lynn, PA 15451) on July 23, 2012, to Amend the Natural Minor Operating Permit to incorporate the Change of Ownership from Laurel Aggregates, LLC to Laurel Aggregates of Delaware, LLC. The Federal Tax ID, Responsible Official and mailing address were also updated with changes. All sources, control devices, and conditions remain the same as in the previous issued operating permit. This facility is located in Cresson Township, **Cambria County**.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

Coal Applications Returned

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

26081602 and NPDES No. PA0235750. Gallatin Fuels, Inc., (250 West Main Street, Uniontown, PA 15401). To operate the Lock 8 Barge Loading Facility in

Springhill Township, **Fayette County** a new coal prep plant and related NPDES permit. Includes application to establish an emission inventory under General Permit BAQ-GPA/GP-12. Surface Acres Proposed 26.5. Receiving stream: Monongahela River, classified for the following uses: WWF, N. The first downstream potable water supply intake from the point of discharge is Masontown Water Works and intake: Monongahela River. The application was considered administratively complete on September 23, 2008. Application received: July 23, 2008. Application withdrawn: July 19, 2012

Coal Permits Actions

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

56100701 and NPDES No. PA0235989. Wilson Creek Energy, LLC, (140 West Union Street, Suite 102, Somerset, PA 15501). To revise the permit for the Milford #3 Coal Refuse Disposal Area in Milford Township, **Somerset County** and related NPDES permit to change the water handling and add three NPDES outfalls. Receiving streams: South Glade Creek and Unnamed Tributaries to South Glade Creek, both classified for the following use: WWF. The application was considered administratively complete on March 19, 2012. Application received: November 22, 2011. Permit issued: July 23, 2012.

32061303. Rosebud Mining Company, (301 Market Street, Kittanning, PA 16201-9642). To revise the permit for the Heilwood Mine in Pine and Cherryhill Townships, **Indiana County** to add subsidence control plan area acres. Subsidence Control Plan Acres Proposed 1574.4. No additional discharges. The first downstream potable water supply intake from the point of discharge is Indiana County Municipal Services Authority and intake: Yellow Creek. The application was considered administratively complete on January 20, 2011. Application received: October 12, 2010. Permit issued: July 23, 2012.

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

56823143 and NPDES No. PA0605841. Croner, Inc., P. O. Box 260, Friedens, PA 15541, permit renewal for the continued operation and restoration of a bituminous surface mine in Quemahoning Township, **Somerset County**, affecting 202.0 acres. Receiving stream(s): unnamed tributaries to Beaverdam Creek and Beaverdam Creek classified for the following use(s): high quality—cold water fishery. The first downstream potable water supply intake from the point of discharge is Hooversville Borough Municipal Authority, Stonycreek River. Application received: December 28, 2011. Permit issued: July 17, 2012.

56980301 and NPDES No. PA023499. Keystone Lime Company, P. O. Box 278, Springs, PA 15562, revision of an existing bituminous surface mine to add 8.7 acres for support only, to the SMP in Addison and Elk Lick Townships, **Somerset County**, affecting 214.5 acres. Receiving stream(s): UT to Zehner Run; UTS to/and Christener Run classified for the following use(s): high quality cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: July 15, 2011. Permit issued: July 10, 2012.

56110104 and NPDES No. PA0263206. Wilson Creek Energy, LLC, 140 West Union Street, Suite 102, Somerset, PA 15501, commencement, operation and restoration of a bituminous surface highwall mining mine in Jenner Township, **Somerset County**, affecting 184.9 acres. Receiving stream(s): unnamed tributaries to/and

Hoffman Run classified for the following use(s): cold water fishery. The first downstream potable water supply intake from the point of discharge is Cambria-Somerset Authority, Quemahoning Reservoir. Application received: March 18, 2011. Permit issued: July 10, 2012.

32110102 and NPDES No. PA0263214. Rosebud Mining Company, 301 Market Street, Kittanning, PA 16201, commencement, operation and restoration of a bituminous surface mine in Burrell Township, **Indiana County**, affecting 33.8 acres. Receiving stream(s): unnamed tributaries to Tom's Run classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. The permit also includes a Chapter 105 authorization for stream encroachments to construct and maintain temporary stream crossings over unnamed tributary #6 and unnamed tributary #2A of Toms Run. Application received: April 11, 2011. Permit issued: July 10, 2012.

Greensburg District Mining Office: Armbrust Professional Center, 8205 Route 819, Greensburg, PA 15601, 724-925-5500

26111001 GP-104. George Stash, Jr. (354 Georges Road, Uniontown, PA 15401). General NPDES permit for stormwater discharge associated with General Permit 103 Short Term Construction Project, located in Perry Township, **Fayette County**, affecting 3.1 acres. Receiving stream: unnamed tributary to Youghiogheny River. Application received: April 5, 2012. GP-104 permit issued: July 17, 2012.

26040105 and NPDES Permit No. PA0250635. Amerikohl Mining, Inc. (1384 State Route 711, Stahlstown, PA 15687). Revision permit for land use change from forestland to post mining land use of unmanaged natural habitat to an existing bituminous surface mine, located in Dunbar Township, **Fayette County**, affecting 382.7 acres. Receiving streams: unnamed tributaries to Laurel run and Ferguson Run Application received: February 22, 2012. Permit issued: July 18, 2012.

03070101 and NPDES Permit No. PA02551089. AMFIRE Mining Co., LLC (One Energy Place, Suite 2800, Latrobe, PA 15650). Renewal permit for reclamation only issued to an existing bituminous surface mine, located in Burrell Township, **Armstrong County**, affecting 120.1 acres. Receiving streams: unnamed tributaries to Crooked Creek Application received: February 2, 2012. Permit issued: July 18, 2012.

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

37060104. Cemex Construction Materials Atlantic, LLC (920 Memorial City Way, Suite 100, Houston, TX 77024). Transfer of an existing bituminous surface mine from Cemex, Inc. in Shenango Township, **Lawrence County** affecting 48.7 acres. Receiving streams: Unnamed tributary to McKee Run. Application received: October 31, 2011. Permit Issued: July 20, 2012.

37060104. Cemex Construction Materials Atlantic, LLC (920 Memorial City Way, Suite 100, Houston, TX 77024). Renewal of an existing bituminous surface mine in Shenango Township, **Lawrence County** affecting 48.7 acres. Receiving streams: Unnamed tributary to McKee Run. This renewal is for reclamation only. Application received: May 19, 2012. Permit Issued: July 20, 2012.

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

17110102 and NPDES No. PA0257583. Swisher Contracting, Inc. (P. O. Box 1223, Clearfield, PA 16830). Commencement, operation and restoration of a bituminous surface mine located in Goshen Township, **Clearfield County** affecting 113.2 acres. Receiving streams: Surveyor Run (cold water fishery) and Little Trout Run (high quality cold water fishery). There are no potable water supply intakes within 10 miles downstream. Application received: March 22, 2011. Permit Issued: July 10, 2012.

Noncoal Permits Actions

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

24030804. Chris Kline Excavating (351 State Street, St. Marys, PA 15857) Transfer of an existing small industrial minerals mine from Park Excavating & Welding, Inc. in the City of St. Marys, **Elk County** affecting 3.0 acres. Receiving streams: Elk Creek. Application received: March 30, 2012. Permit Issued: July 16, 2012.

27122801. Passauer Excavation, Inc. (P. O. Box 304, West Hickory, PA 16370) Commencement, operation and restoration of a small industrial minerals mine in Tionesta Township, **Forest County** affecting 5.0 acres. Receiving streams: Peters Run. Application received: May 15, 2012. Permit Issued: July 16, 2012.

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

14020801. Judith R. Burlingame (740 East Main Street, Lock Haven, PA 17745). Noncoal mining operation located in Snow Shoe Township, **Centre County**. Restoration of 1.0 acre. Receiving stream: Unnamed Tributary to North Fork. Application received: June 11, 2012. Final bond release: July 20, 2012.

4976SM4 and NPDES No. PA0608858. Eastern Industries, Inc. (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034). Renewal of the NPDES permit on an existing industrial mineral mine located in Middlebury Township, **Tioga County**. Receiving streams: Norris Brook (Unnamed Tributaries to Crooked Creek) classified as Warm Water Fishes and Migratory Fish. Application received: March 22, 2012. Permit issued: July 17, 2012.

53112803 and NPDES No. PA0257664. Duffy, Inc. (P. O. Box 374, Smethport, PA 16749). Commencement, operation and restoration of a bluestone quarry located in Pike Township, **Potter County** affecting 5.0 acres. This is a transfer and upgrade from 2,000 to 10,000 tons per year of Sylvan Glen, Inc., SMP #53910801. Receiving streams: Bloody Run tributary to Elk Run classified as High Quality Waters-Cold Water Fishes. Application received: May 19, 2011. Permit issued: July 13, 2012.

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

40860301GP104. Pioneer Aggregates, Inc., (215 East Saylor Avenue, Laflin, PA 18702), General NPDES Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 40860301 in Newport Township, **Luzerne County**, receiving stream: Newport Creek. Application received: March 12, 2012. Permit issued: July 20, 2012.

**ACTIONS ON BLASTING ACTIVITY
APPLICATIONS**

Actions on applications under the Explosives Acts of 1937 and 1957 and 25 Pa. Code § 211.124. Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.

Blasting Permits Actions

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

42124005. Howard Drilling, Inc. (11 Bridge Street, Mt. Jewett, PA 16740) Blasting activity permit for stone removal in Wetmore Township, **McKean County**. This blasting activity permit will expire on July 1, 2013. Permit Issued: July 18, 2012.

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

08124139. Meshoppen Blasting Inc. (Frantz Rd, P. O. Box 127, Meshoppen, PA 18630). Blasting for Circle Z well pad and access road and well site access road located in Wilnot Township, **Bradford County**. Permit issued: July 17, 2012. Permit expires: October 1, 2012.

08124138. Brubacher Excavating, Inc. (P. O. Box 528, Bowmansville, PA 17507-0528). Blasting for Guthrie Troy Hospital located in Troy Township, **Bradford County**. Permit issued: July 17, 2012. Permit expires: July 12, 2013.

08124137. Meshoppen Blasting Inc. (Frantz Rd, P. O. Box 127, Meshoppen, PA 18630). Blasting for Eastabrook 5 pad and well site access road located in Orwell Township, **Bradford County**. Permit issued: July 12, 2012. Permit expires: October 15, 2015.

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

06124108. J Roy's, Inc., (PO Box 125, Bowmansville, PA 17507), construction blasting for Conestoga Landfill in New Morgan Borough, **Berks County** with an expiration date of July 15, 2013. Permit issued: July 18, 2012.

35124104. Holbert Explosives, Inc., (237 Mast Hope Plank Road, Lackawaxen, PA 18435), construction blasting for Circle Green Development in Clarks Green Borough, **Lackawanna County** with an expiration date of July 12, 2013. Permit issued: July 18, 2012.

58124161. Maine Drilling & Blasting, (PO Box 1140, Gardiner, ME 04345), construction blasting for Statler Pipeline in Lenox Township, **Susquehanna County** with an expiration date of July 12, 2013. Permit issued: July 18, 2012.

58124162. Doug Wathen, LLC, (11934 Fairway Lakes Drive, Ft. Myers, FL 33913), construction blasting for Bray Gas Pad in Auburn Township, **Susquehanna County** with an expiration date of July 13, 2013. Permit issued: July 18, 2012.

58124163. Doug Wathen, LLC, (11934 Fairway Lakes Drive, Ft. Myers, FL 33913), construction blasting for Maris Gas Pad in Auburn Township, **Susquehanna County** with an expiration date of July 13, 2013. Permit issued: July 19, 2012.

66124112. Hayduk Enterprises, Inc., (257 Riverside Drive, Factoryville, PA 18419), construction blasting for Brian McKensas foundation in Lemon Township, **Wyo-**

ming County with an expiration date of December 31, 2012. Permit issued: July 19, 2012.

67124105. Douglas Explosives, Inc., (P. O. Box 77, Philipsburg, PA 16866), construction blasting for Holtwood Expansion Project in Lower Chanceford Township, **York County** with an expiration date of August 1, 2013. Permit issued: July 20, 2012.

**FEDERAL WATER POLLUTION
CONTROL ACT SECTION 401**

The Department has taken the following actions on previously received permit applications, requests for Environmental Assessment approval and requests for Water Quality Certification under section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341).

Except as otherwise noted, the Department has granted 401 Water Quality Certification certifying that the construction and operation described will comply with sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) and that the construction will not violate applicable Federal and State water quality standards.

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

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

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

Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and The Clean Streams Law and Notice of Final Action for Certification under section 401 of the FWPCA.

Permits, Environmental Assessments and 401 Water Quality Certifications Issued:

WATER OBSTRUCTIONS AND ENCROACHMENTS

Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110. Telephone: 717.705.4802.

E21-430: Lower Allen Township, 2233 Gettysburg Road, Camp Hill, Pennsylvania 17011, in Lower Allen Township, **Cumberland County**, ACOE Baltimore District

To construct and maintain four pedestrian boardwalk crossings of four separate exceptional value PEM wetlands for the purpose of constructing a pedestrian trail all within the floodway of Yellow Breeches Creek (CWF, MF), connecting the Allendale and Beacon Hill neighborhoods in Lower Allen Township, Cumberland County (Lemoyne, PA Quadrangle; N: 16.4 inches, W: 1.5 inches; Latitude: 40°12'55", Longitude: -76°53'08"). The crossings will result in a cumulative permanent impact of 0.01 acre (33.0 square feet), and temporary impact of 0.04 acre. The amount of wetland impact is considered a de minimis impact of 0.01 acre and wetland replacement is not required.

Southwest Region: Waterways and Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

E26-364. Pennsylvania Department of Transportation District 12-0, P O Box 459, 825 North Gallatin Avenue, Uniontown, PA 15401, Stewart Township, **Fayette County**; ACOE Pittsburgh District.

Has been given consent to remove the existing bridge having a width of 30', a span of 26.9', and an underclearance of 7.5'; and to construct and maintain a new bridge having a width of 37.8', a span of 42.3', and underclearance of 7.7' using half width construction over Bear Run (EV) which is designated as a Scenic River and supports Wild Trout. In addition construct and maintain associated stormwater outlets. The project is located approximately 570' east of the Fallingwater National Historic Landmark (Mill Run Pa Quadrangle; N: 5 inches; W: 12.5 inches; latitude 39° 54' 2.2"; Longitude 79° 27' 57.4") in Stewart Township, Fayette County.

Northwest Region: Watershed Management Program Manager, 230 Chestnut Street, Meadville, PA 16335.

E37-187, New Castle Area School District, 420 Fern Street, New Castle, PA 16101-2220 in the city of New Castle, **Lawrence County**, ACOE Pittsburgh District.

to permanently fill 0.4636 acre of wetlands in the watershed of Neshannock Creek (TSF) for expansion of the Harry W Lockley Elementary School at a point approximately 1,000 feet southeast of the State Route 108 and North Scott Street intersection (New Castle North, PA Quadrangle N: 41°, O' 10.1": W: -80°, 19', 39.3"). The Permittee will mitigate for the wetland impacts by constructing 0.92 acres of onsite replacement wetlands.

E61-294, PA Department of Transportation, District 1-0, 255 Elm Street, Oil City, PA 16301, in Cranberry Township, **Venango County**, ACOE Pittsburgh District.

to remove the existing 18 ft single span 98 ft long slab bridge and to construct and maintain a 28 ft single span 105 ft long precast slab bridge over Sage Run (CWF) along Riverside Drive, Cranberry Township, SR 0062 Segment 0520 Offset 0066 just North of its intersection with SR 0257 Salina Road. Project also includes removal of a 32 ft long concrete wall along Sage Run upstream of the bridge, 205 ft realignment of Sage Run and reconstruction and realignment of the SR 0257 and SR 0062 intersection. (Oil City, PA Quadrangle N: 41°, 25', 12.4"; W: -79°, 42', 12").

Northwest Region: Oil and Gas Management Program Manager, 230 Chestnut Street, Meadville, PA 16335

E62-08-003 Bear Lake Properties, Inc., 3000 Village Run Road, Wexford, PA 15090. Waterline and Brine Unloading Facility, in Columbus Township, **Warren County**, United States Army Corps of Engineers Pittsburgh District.

The applicant proposes to construct and maintain a 3-inch brine water line which will cross five (5) Palustrine Emergent (PEM) wetlands and an Unnamed Tributary to Brokenstraw Creek (CWF) at two locations in order to transport brine water from an offloading facility located at the corner of Stateline Road and Cornish Hill Road to two (2) injection wells located approximately 3500 feet to the west and southwest (Columbus, PA Quadrangle N: 41° 59' 42"; W: -79° 31' 58.8") in Columbus Township, Warren County. Installation of the pipeline will temporarily impact 0.93 acre of PEM wetland and 86 linear feet of stream channel, while installation of the poles for an associated overhead electric line will permanently impact 40 square feet (0.0009 acre) of PEM wetlands.

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

E4129-038: Anadarko E&P Company LP, 33 West Third Street, Suite 200, Williamsport, PA 17701, Mifflin & Piatt Townships, **Lycoming County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) two six inch waterlines impacting 75 linear feet of an unnamed tributary to Larrys Creek (EV) and 836 square feet of adjacent palustrine emergent (PEM) wetlands (Linden, PA Quadrangle 41°13'15"N 77°13'01"W);

2) two six inch waterlines impacting 43 linear feet of an unnamed tributary to Larrys Creek (EV) (Linden, PA Quadrangle 41°13'29"N 77°12'57"W);

3) two six inch waterlines impacting 48 linear feet of an unnamed tributary to Larrys Creek (EV) (Linden, PA Quadrangle 41°14'08"N 77°12'47"W);

4) two six inch waterlines impacting 81 linear feet of an unnamed tributary to Seeley Run (EV) (Linden, PA Quadrangle 41°14'32"N 77°12'38"W);

5) two six inch waterlines impacting 49 linear feet of Seeley Run (EV) (Linden, PA Quadrangle 41°14'38"N 77°12'38"W).

The project will result in 302 linear feet of temporary stream impacts and 0.02 acre of temporary wetland impacts all for the purpose of installing freshwater pipelines with associated roadways for Marcellus well development.

E5729-031: Appalachia Midstream Services, LLC, 100 IST Center, Horseheads, New York, 14845, Elkland and Fox Townships, **Sullivan County**, USACE Baltimore District.

To construct, operate, and maintain:

(1) A temporary road crossing using a wood mat bridge and a 16 inch diameter gathering line impacting 191 linear feet of an unnamed tributary to Elk Creek (EV) (Shunk, PA Quadrangle 41°32'33"N, 76°39'18"W);

(2) A temporary road crossing using a wood mat bridge and a 16 inch diameter gathering line impacting 193 linear feet of an unnamed tributary to Elk Creek (EV) (Shunk, PA Quadrangle 41°32'34"N, 76°39'18"W);

(3) A temporary road crossing using a wood mat bridge and a 16 inch diameter gathering line impacting 17 linear

feet of an unnamed tributary to Elk Creek (EV) (Shunk, PA Quadrangle 41°32'35"N, 76°39'19"W);

(4) A temporary road crossing using a wood mat bridge and a 16 inch diameter gathering line impacting 194 linear feet of an unnamed tributary to Elk Creek (EV) (Shunk, PA Quadrangle 41°32'45"N, 76°39'31"W);

(5) A temporary road crossing using timber mats and a 16 inch diameter gathering line impacting 72 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Shunk, PA Quadrangle 41°32'45"N, 76°39'32"W);

(6) A temporary road crossing using a mobile steel bridge and a 16 inch diameter gathering line impacting 191 linear feet of Elk Creek (EV) (Shunk, PA Quadrangle 41°32'57"N, 76°40'05"W);

(7) A temporary road crossing using timber mats and a 16 inch diameter gathering line impacting 2,576 square feet of palustrine emergent (PEM) wetland (Shunk, PA Quadrangle 41°32'50"N, 76°40'32"W);

(8) A temporary road crossing using a wood mat bridge and a 16 inch diameter gathering line impacting 192 linear feet of an unnamed tributary to Elk Creek (EV) (Shunk, PA Quadrangle 41°32'38"N, 76°41'13"W);

(9) A temporary road crossing using a wood mat bridge and a 16 inch diameter gathering line impacting 133 linear feet of an unnamed tributary to Elk Creek (EV) (Shunk, PA Quadrangle 41°32'38"N, 76°41'13"W);

(10) A temporary road crossing using a wood mat bridge and a 16 inch diameter gathering line impacting 190 linear feet of an unnamed tributary to Porter Creek (EV) (Shunk, PA Quadrangle 41°32'14"N, 76°41'54"W);

(11) A temporary road crossing using timber mats and a 16 inch diameter gathering line impacting 530 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Shunk, PA Quadrangle 41°32'14"N, 76°41'55"W);

(12) A temporary road crossing using timber mats and a 16 inch diameter gathering line impacting 2,075 square feet of palustrine emergent (PEM) wetland (Shunk, PA Quadrangle 41°32'15"N, 76°41'57"W);

(13) A temporary road crossing using a wood mat bridge and a 16 one 16.0-inch diameter gathering line impacting 224 linear feet of Porter Creek (EV) (Shunk, PA Quadrangle 41°32'16"N, 76°42'29"W);

(14) A temporary road crossing using a mobile steel bridge and a 16 inch diameter gathering line impacting 94 linear feet of an unnamed tributary to Porter Creek (EV) (Shunk, PA Quadrangle 41°32'14"N, 76°42'30"W);

(15) A temporary road crossing using timber mats and a 16 inch diameter gathering line impacting 2,683 square feet of palustrine emergent (PEM) wetland (Shunk, PA Quadrangle 41°32'15"N, 76°43'03"W);

(16) A temporary road crossing using timber mats and a 16 inch diameter gathering line impacting 418 square feet of palustrine emergent (PEM) wetland (Shunk, PA Quadrangle 41°32'16"N, 76°43'11"W);

(17) A temporary road crossing using a wood mat bridge and a 16 inch diameter gathering line impacting 128 linear feet of an unnamed tributary to Hoagland Branch (EV) (Shunk, PA Quadrangle 41°32'22"N, 76°43'37"W);

(18) A temporary road crossing using a wood mat bridge and a 16 inch diameter gathering line impacting

190 linear feet of an unnamed tributary to Hoagland Branch (EV) (Shunk, PA Quadrangle 41°32'24" N, 76°43'46" W);

(19) A temporary road crossing using timber mats and a 16 inch diameter gathering line impacting 6,339 square feet of an palustrine scrub/shrub (PSS) wetland (Shunk, PA Quadrangle 41°32'28"N, 76°44'06"W);

(20) A temporary road crossing using timber mats and a 16 inch diameter gathering line impacting 1,410 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Shunk, PA Quadrangle 41°32'36"N, 76°44'34"W);

(21) A temporary road crossing using a mobile steel bridge and a 16 inch diameter gathering line impacting 205 linear feet of Hoagland Branch (EV) (Shunk, PA Quadrangle 41°32'36"N, 76°44'35"W);

(22) A temporary road crossing using timber mats and a 16 inch diameter gathering line impacting 540 square feet of palustrine emergent (PEM) wetland (Grover, PA Quadrangle 41°32'31"N, 76°44'48"W);

(23) A temporary road crossing using timber mats and a 16 inch diameter gathering line impacting 581 square feet of palustrine emergent (PEM) wetland (Grover, PA Quadrangle 41°32'30"N, 76°44'51"W);

(24) A temporary road crossing using a mobile steel bridge and a 16 inch diameter gathering line impacting 216 linear feet of Fall Run (EV) (Grover, PA Quadrangle 41°32'27"N, 76°45'04"W);

(25) A temporary road crossing using a wood mat bridge and a 6 inch diameter well line impacting 121 linear feet of an unnamed tributary to Fall Run (EV) (Grover, PA Quadrangle 41°32'19"N, 76°45'09"W).

The project will result in 17,224 square feet of temporary wetland impacts and 2,479 linear feet of temporary stream impacts for the purpose of installing a gathering line for Marcellus well development in Elkland and Fox Township, Sullivan County. The permittee will provide 0.29 acre of compensatory mitigation for impacts throughout the project at the Wilmot Site (Colley, PA Quadrangle 41°36'44"N 76°17'27"W) in Wilmot Township, Bradford County.

E4129-035: PVR Marcellus Gas Gathering, LLC, 25 West Third Street, 100 Penn Tower, Suite 201 & 202, Williamsport, PA 17701, Mifflin, Piatt, & Watson Townships, **Lycoming County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) a surface water withdrawal impacting 43995 square feet of the West Branch Susquehanna River (WWF, MF) including two intake screen structures on a concrete pad placed on the stream bed (Linden PA Quadrangle 41°12'50"N 77°13'57"W),

2) one sixteen inch water pipeline bored beneath 2962 square feet of a palustrine emergent (PEM) wetland (Linden PA Quadrangle 41°13'00"N 77°14'04"W),

3) one sixteen inch water pipeline and a timber mat bridge impacting 84 linear feet of Stewards Run (WWF) (Linden PA Quadrangle 41°13'08"N 77°14'08"W),

4) one sixteen inch water pipeline and a timber mat bridge impacting 82 linear feet of an unnamed tributary to Stewards Run (WWF) (Linden PA Quadrangle 41°13'48"N 77°14'57"W),

5) one sixteen inch water pipeline and a timber mat bridge impacting 84 linear feet of Stewards Run (WWF) (Jersey Shore PA Quadrangle 41°13'49"N 77°15'16"W),

6) one sixteen inch water pipeline and a timber mat bridge impacting 75 linear feet of Stewards Run (WWF) (Jersey Shore PA Quadrangle 41°13'50"N 77°15'21"W),

7) one sixteen inch water pipeline and a timber mat bridge impacting 75 linear feet of an unnamed tributary to Canoe Run (EV) (Jersey Shore PA Quadrangle 41°14'38"N 77°15'32"W),

8) one sixteen inch water pipeline bored beneath impacting 88 linear feet of an unnamed tributary to Canoe Run (EV) adjacent to Canoe Run Road (Jersey Shore PA Quadrangle 41°14'45"N 77°15'48"W),

9) one sixteen inch water pipeline and a timber mat bridge impacting 76 linear feet of an unnamed tributary to Canoe Run (EV) (Jersey Shore PA Quadrangle 41°14'51"N 77°15'50"W),

10) one sixteen inch water pipeline and a timber mat bridge impacting 74 linear feet of an unnamed tributary to Tombs Run (HQ-CWF) (Waterville PA Quadrangle 41°15'21"N 77°16'40"W),

11) one sixteen inch water pipeline bored beneath impacting 84 linear feet of an unnamed tributary to Tombs Run (HQ-CWF) adjacent to Fillman Road (Waterville PA Quadrangle 41°15'27"N 77°17'25"W),

12) one sixteen inch water pipeline and a timber mat bridge impacting 85 linear feet of Tombs Run (HQ-CWF) adjacent to Tombs Run Road (Waterville PA Quadrangle 41°15'18"N 77°17'38"W),

13) one sixteen inch water pipeline and a timber mat bridge impacting 1655 square feet of a palustrine emergent (PEM) wetland (Waterville PA Quadrangle 41°15'45"N 77°17'35"W).

The project will result in 807 linear feet of temporary stream impacts and 4617 square feet of temporary wetland impacts. These impacts will account for 1.12 acres of temporary waterway impacts and 0.11 acre of temporary wetland impacts all for the purpose of installing natural gas pipeline and associated roadways for Marcellus well development.

E6629-006: Appalachia Midstream Services, LLC, 100 IST Center, Horseheads, NY 14845, Windham and North Branch Townships, **Wyoming County**, ACOE Baltimore District.

To construct, operate and maintain:

1. one 16 inch diameter natural gas line via open cut trenching and a temporary timber mat crossing impacting 3,406 square feet of Palustrine Emergent (PEM) Wetlands (Jenningsville, PA Quadrangle, Latitude: N41°33'54", Longitude: W76°12'49");

2. one 16 inch diameter natural gas line via open cut trenching and a temporary timber mat crossing impacting 3,515 square feet of Palustrine Emergent (PEM) Wetlands (Jenningsville, PA Quadrangle, Latitude: N41°34'05", Longitude: W76°12'38");

3. one 16 inch diameter natural gas line via open cut trenching and a temporary timber mat crossing impacting 511 square feet of Palustrine Emergent (PEM) Wetlands (Jenningsville, PA Quadrangle, Latitude: N41°34'18", Longitude: W76°12'40");

4. one 16 inch diameter natural gas line via open cut trenching and a temporary timber mat crossing impacting 168.0 linear feet of Sugar Run Creek (CWF, MF) and 12,018 square feet of Palustrine Emergent/Palustrine

Scrub Shrub (PEM/PSS) Wetlands (Jenningsville, PA Quadrangle, Latitude: N41°34'33", Longitude: W76°12'36");

5. one 16 inch diameter natural gas line via open cut trenching and a temporary timber mat crossing impacting 1,009 square feet of Palustrine Forested (PFO) Wetlands (Jenningsville, PA Quadrangle, Latitude: N41°34'52", Longitude: W76°12'41");

The project will result in 168.0 linear feet of temporary stream impacts, 7,412 square feet (0.17 acre) of temporary PEM wetland impacts, 12,018 square feet (0.28 acre) of temporary PEM/PSS wetland impacts, and 1,009 square feet (0.02 acre) of permanent PFO wetland impacts all for the purpose of installing a natural gas pipeline and associated access roadways for Marcellus shale development.

E6629-007: Appalachia Midstream, LLC, 100 IST Center, Horseheads, NY 14845, Windham Township, **Wyoming County**, ACOE Baltimore District.

To construct, operate and maintain the Penecale Gathering Line, with impacts as follows:

1. one 16 inch diameter natural gas line via open cut trenching and a temporary road crossing impacting 46.0 linear feet of a UNT to Roaring Run (CWF, MF) (Jenningsville, PA Quadrangle, Latitude: N41°37'06.7", Longitude: W76°11'35.2");

2. one 16 inch diameter natural gas line via open cut trenching and a temporary road crossing impacting 1,948 square feet of Palustrine Emergent/Scrub Shrub (PEM/PSS) Wetlands (Jenningsville, PA Quadrangle, Latitude: N41°37'06.1", Longitude: W76°11'34.5");

3. one 16 inch diameter natural gas line via open cut trenching and a temporary road crossing impacting 942 square feet of Palustrine Emergent/Scrub Shrub (PEM/PSS) (Jenningsville, PA Quadrangle, Latitude: N41°36'53.2", Longitude: W76°11'39.6");

4. one 16 inch diameter natural gas line via open cut trenching and a temporary road crossing impacting 53.0 linear feet of a UNT to Roaring Run (CWF, MF) (Jenningsville, PA Quadrangle, Latitude: N41°36'52.8", Longitude: W76°11'39.3");

5. one 16 inch diameter natural gas line via open cut trenching and a temporary road crossing impacting 593 square feet of Palustrine Emergent (PEM) Wetlands (Jenningsville, PA Quadrangle, Latitude: N41°36'38.9", Longitude: W76°11'49.9");

6. one 16 inch diameter natural gas line via open cut trenching and a temporary road crossing impacting 46.0 linear feet of a UNT to Roaring Run (CWF, MF) (Jenningsville, PA Quadrangle, Latitude: N41°36'.9", Longitude: W76°11'38.4");

7. one 16 inch diameter natural gas line via boring impacting 169 square feet of Exceptional Value (EV) Palustrine Emergent (PEM) Wetlands (Jenningsville, PA Quadrangle, Latitude: N41°36'14.2", Longitude: W76°11'40.4");

8. one 16 inch diameter natural gas line via boring impacting 8.0 linear feet of a UNT to Sugar Run Creek (CWF, MF) (Jenningsville, PA Quadrangle, Latitude: N41°35'56.2", Longitude: W76°12'06.3");

9. one 6 inch diameter natural gas line via open cut trenching and a temporary road crossing impacting 640 square feet of Palustrine Emergent (PEM) Wetlands (Jenningsville, PA Quadrangle, Latitude: N41°35'17.3", Longitude: W76°12'10.0");

10. one 20 inch diameter natural gas line via open cut trenching and a temporary road crossing impacting 4,016 square feet of Palustrine Emergent (PEM) Wetlands (Jenningsville, PA Quadrangle, Latitude: N41°35'01.6", Longitude: W76°11'56.3");

11. one 20 inch diameter natural gas line via open cut trenching and a temporary road crossing impacting 12.0 linear feet of a UNT to Little Mehoopany Creek (CWF, MF) (Jenningsville, PA Quadrangle, Latitude: N41°35'01.2", Longitude: W76°11'55.7");

12. a temporary road crossing impacting 71 square feet of Palustrine Emergent (PEM) Wetlands (Jenningsville, PA Quadrangle, Latitude: N41°35'01.1", Longitude: W76°11'49.3");

13. a temporary road crossing impacting 34.0 linear feet of a UNT to Little Mehoopany Creek (CWF, MF) (Jenningsville, PA Quadrangle, Latitude: N41°35'01.2", Longitude: W76°11'49.1");

14. one 20 inch diameter natural gas line via horizontal directional drilling impacting 38.0 linear feet of a UNT to Little Mehoopany Creek (CWF, MF) (Jenningsville, PA Quadrangle, Latitude: N41°34'56.2", Longitude: W76°11'36.0");

15. one 20 inch diameter natural gas line via horizontal directional drilling impacting 18.0 linear feet of a UNT to Little Mehoopany Creek (CWF, MF) (Jenningsville, PA Quadrangle, Latitude: N41°34'56.3", Longitude: W76°11'35.1");

16. one 20 inch diameter natural gas line via horizontal directional drilling impacting 124 square feet of Palustrine Forested (PFO) Wetlands (Jenningsville, PA Quadrangle, Latitude: N41°34'56.6", Longitude: W76°11'33.7");

17. one 20 inch diameter natural gas line via open cut trenching and a temporary road crossing impacting 74.0 linear feet of a UNT to Little Mehoopany Creek (CWF, MF) (Jenningsville, PA Quadrangle, Latitude: N41°34'50.1", Longitude: W76°11'04.6");

18. one 20 inch diameter natural gas line via open cut trenching impacting 4,098 square feet of Palustrine Emergent/Scrub Shrub (PEM/PSS) Wetlands (Jenningsville, PA Quadrangle, Latitude: N41°34'35.3", Longitude: W76°10'57.6");

19. one 20 inch diameter natural gas line via boring impacting 124 square feet of Palustrine Forested (PFO) Wetlands (Jenningsville, PA Quadrangle, Latitude: N41°34'34.9", Longitude: W76°10'56.5");

20. one 20 inch diameter natural gas line via boring impacting 27.0 linear feet of Little Mehoopany Creek (CWF, MF) (Jenningsville, PA Quadrangle, Latitude: N41°34'34.7", Longitude: W76°10'55.8");

21. one 20 inch diameter natural gas line via open cut trenching and a temporary road crossing impacting 562 square feet of Palustrine Emergent (PEM) Wetlands (Jenningsville, PA Quadrangle, Latitude: N41°34'31.0", Longitude: W76°10'53.5");

22. one 20 inch diameter natural gas line via open cut trenching and a temporary road crossing impacting 41.0 linear feet of a UNT to Little Mehoopany Creek (CWF, MF) (Jenningsville, PA Quadrangle, Latitude: N41°34'30.0", Longitude: W76°10'53.7"); and

23. one 20 inch diameter natural gas line via open cut trenching and a temporary road crossing impacting 163

square feet of Palustrine Emergent (PEM) Wetlands (Jenningsville, PA Quadrangle, Latitude: N41°34'23.9", Longitude: W76°10'55.2").

The project will result in 397.0 linear feet of temporary stream impacts, 6,214 square feet (0.14 acre) of temporary PEM wetland impacts, 6,988 square feet (0.16 acre) of temporary PEM/PSS wetland impacts, and 248 square feet (0.01 acre) of temporary PFO wetland impacts all for the purpose of installing a natural gas pipeline and associated access roadways for Marcellus shale development.

E0829-042: Appalachia Midstream, LLC, 100 IST Center, Horseheads, NY 14845, Tuscarora and Wyalusing Township, **Bradford County**, ACOE Baltimore District.

To construct, operate and maintain:

1. one 12 inch diameter natural gas line and a temporary timber mat bridge impacting 747 square feet of a Palustrine Emergent Wetland (Laceyville, PA Quadrangle, Latitude: 41°42'27", Longitude: -76°12'24");

2. one 12 inch diameter natural gas line and a temporary timber mat bridge impacting 150 linear feet of Little Tuscarora Creek (CWF, MF) (Laceyville, PA, Latitude: 41°42'20", Longitude: -76°11'58");

3. one 12 inch diameter natural gas line and a temporary timber mat bridge impacting 80 linear feet of Little Tuscarora Creek (CWF, MF) (Laceyville, PA, Latitude: 41°42'06", Longitude: -76°11'51");

4. one 12 inch diameter natural gas line and a temporary timber mat bridge impacting 747 square feet of a Palustrine Emergent Wetland (Laceyville, PA Quadrangle, Latitude: 41°42'05", Longitude: -76°11'50");

5. one 12 inch diameter natural gas line and a temporary timber mat bridge impacting 80 linear feet of an unnamed tributary to Little Tuscarora Creek (CWF, MF) (Laceyville, PA, Latitude: 41°41'51", Longitude: -76°11'45");

6. one 12 inch diameter natural gas line and a temporary timber mat bridge impacting 150 linear feet of an unnamed tributary to Little Tuscarora Creek (CWF, MF) and impacting 2,401 square feet of an adjacent Palustrine Emergent Wetland (Laceyville, PA Quadrangle, Latitude: 41°41'44", Longitude: -76°11'41");

7. one 12 inch diameter natural gas line and a temporary timber mat bridge impacting 21,326 square feet of a Palustrine Emergent Wetland (Laceyville, PA Quadrangle, Latitude: 41°41'42", Longitude: -76°11'33");

8. one 12 inch diameter natural gas line and a temporary timber mat bridge impacting 150 linear feet of an unnamed tributary to Little Tuscarora Creek (CWF, MF) and impacting 2,401 square feet of an adjacent Palustrine Emergent Wetland (Laceyville, PA Quadrangle, Latitude: 41°41'44", Longitude: -76°11'41");

9. one 12 inch diameter natural gas line, and a temporary timber mat bridge impacting 87 linear feet of an unnamed tributary to Fargo Creek (CWF, MF) and impacting 4,021 square feet of an adjacent Palustrine Emergent Wetland (Laceyville, PA Quadrangle, Latitude: 41°41'45", Longitude: -76°10'28");

10. one 12 inch diameter natural gas line, and a temporary timber mat bridge impacting 1,488 square feet of a Palustrine Emergent Wetland (Laceyville, PA Quadrangle, Latitude: 41°41'47", Longitude: -76°10'06");

11. one 12 inch diameter natural gas line impacting 62 linear feet of Fargo Creek (CWF, MF) (Laceyville, PA, Latitude: 41°41'48", Longitude: -76°10'00");

12. one 12 inch diameter natural gas line, and a temporary timber mat bridge impacting 4,285 square feet of a Palustrine Emergent Wetland (Laceyville, PA Quadrangle, Latitude: 41°41'50", Longitude: -76°09'46");

The project will result in 609 linear feet or 10,408 square feet of temporary stream impacts and 37,576 square feet (.86 acre) of PEM wetland impacts all for the purpose of installing a natural gas pipeline with associated access roadways for Marcellus shale development.

E5829-020. Williams Field Services Company, LLC., 1605 Coraopolis Heights Road, Moon Township, PA 15108-4310; Harford and Lenox Townships, **Susquehanna County**, ACOE Baltimore District.

To construct, operate, and maintain:

1. an 8 inch diameter natural gas gathering pipeline and timber mat crossing impacting 210 square feet of an unnamed tributary to Martins Creek (CWF-MF) (Lenoxville, PA Quadrangle: Latitude 41° 43' 51"; Longitude -75° 44' 43"),

2. a timber mat crossing impacting 212 square feet of an unnamed tributary to Martins Creek (CWF-MF) (Lenoxville, PA Quadrangle: Latitude 41° 43' 51"; Longitude -75° 44' 44"),

3. a 10 inch diameter natural gas gathering pipeline and timber mat crossing impacting 53 square feet of an unnamed tributary to Millard Creek (CWF-MF) (Lenoxville, PA Quadrangle: Latitude 41° 43' 36"; Longitude -75° 44' 27"),

4. a 10 inch diameter natural gas gathering pipeline and timber mat crossing impacting 380 square feet of an unnamed tributary to Millard Creek (CWF-MF) (Lenoxville, PA Quadrangle: Latitude 41° 43' 40"; Longitude -75° 44' 09"),

5. a 8 inch diameter natural gas gathering pipeline and timber mat crossing impacting 5,227 square feet (0.12 acre) of PEM wetland (Lenoxville, PA Quadrangle: Latitude 41° 43' 52"; Longitude -75° 44' 31"),

6. a timber mat crossing impacting 1,307 square feet (0.03 acre) of PEM wetland (Lenoxville, PA Quadrangle: Latitude 41° 43' 35"; Longitude -75° 44' 31"),

7. a 10 inch diameter natural gas gathering pipeline and timber mat crossing impacting 1,307 square feet (0.03 acre) of PEM wetland (Lenoxville, PA Quadrangle: Latitude 41° 43' 40"; Longitude -75° 44' 09"),

8. a 10 inch diameter natural gas gathering pipeline and timber mat crossing impacting 3,485 square feet (0.08 acre) of (PFO) wetland (Lenoxville, PA Quadrangle: Latitude 41° 43' 36"; Longitude -75° 43' 51"),

9. a 10 inch diameter natural gas gathering pipeline and timber mat crossing impacting 871 square feet (0.02 acre) of PEM wetland (Lenoxville, PA Quadrangle: Latitude 41° 43' 33"; Longitude -75° 43' 41"),

10. a 10 inch diameter natural gas gathering pipeline and timber mat crossing impacting 3,485 square feet (0.08 acre) of PEM wetland (Lenoxville, PA Quadrangle: Latitude 41° 43' 38"; Longitude -75° 43' 20"),

11. a 10 inch diameter natural gas gathering pipeline and timber mat crossing impacting 8,276 square feet (0.19 acre) of PFO wetland (Lenoxville, PA Quadrangle: Latitude 41° 43' 36"; Longitude -75° 43' 14"),

12. a timber mat crossing impacting 435 square feet (0.01 acre) of (PEM) wetland (Lenoxville, PA Quadrangle: Latitude 41° 43' 11"; Longitude -75° 43' 55").

The Jeffers pipeline project consists of constructing, operating, and maintaining a 0.5 mile section of 8" and 1.3 miles of 10" steel gas gathering lines in Lenox Township, Susquehanna County. The pipeline will be constructed from the Jeffers well pad within a 50' permanent right-of-way (75' temporary ROW) and convey natural gas to the Zick pipeline. The project will impact 359 lineal feet of temporary stream impacts, temporarily impacting 0.29 acre of wetlands, and permanently impacting 0.27 acre of wetlands. All for the purpose of conveyance of natural gas from the Marcellus Shale formation to market.

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, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

Eastern Region: Oil & Gas Management Program Manager, 208 West Third Street, Williamsport, PA 17701

ESCGP-1 # ESX12-081-0079

Applicant Name EXCO Resources (PA), LLC

Contact Person Gregg Stewart

Address 3000 Ericsson Drive, Suite 200

City, State, Zip Warrendale, PA 15086

County Lycoming County

Township(s) Upper Fairfield Township

Receiving Stream(s) and Classification(s) Little Mill Creek, UNT to Mill Creek (Both TSF);

Secondary: Mill Creek, Loyalsock Creek (Both TSF)

ESCGP-1 # ESX12-015-0144

Applicant Name Appalachia Midstream Services, LLC

Contact Person Patrick Myers, Jr.

Address 100 Ist Center

City, State, Zip Horseheads, NY 14845

County Bradford County

Township(s) Albany Township

Receiving Stream(s) and Classification(s) UNT to French Creek (CWF/MF)

ESCGP-1 # ESX12-081-0080

Applicant Name EXCO Resources (PA), LLC

Contact Person Gregg Stewart

Address 3000 Ericsson Drive, Suite 200
 City, State, Zip Warrendale, PA 15086
 County Lycoming County
 Township(s) Wolf Township
 Receiving Stream(s) and Classification(s) Laurel Run
 (HQ-CWF);
 Secondary: Muncy Creek (TSF)

ESCGP-1 # ESX12-115-0101
 Applicant Name Williams Field Services Company, LLC
 Contact Person Kristy Flavin
 Address 1605 Coraopolis Heights Road
 City, State, Zip Moon Township, PA 15108-4310
 County Susquehanna County
 Township(s) Springville Township
 Receiving Stream(s) and Classification(s) UNT
 Meshoppen Creek (CWF)

ESCGP-1 # ESX12-115-0102
 Applicant Name Susquehanna Gathering Company 1,
 LLC
 Contact Person John Miller
 Address 1299 Oliver Road, P. O. Box 839
 City, State, Zip New Milford, PA 18834
 County Susquehanna County
 Township(s) Jackson Township
 Receiving Stream(s) and Classification(s) Butler Creek
 Watershed (CWF)

ESCGP-1 # ESX12-115-0104
 Applicant Name Susquehanna Gathering Company 1,
 LLC
 Contact Person John Miller
 Address 1299 Oliver Road, P. O. Box 839
 City, State, Zip New Milford, PA 18834
 County Susquehanna County
 Township(s) New Milford Township
 Receiving Stream(s) and Classification(s) East Branch
 Martin's Creek Watershed (CWF)

ESCGP-1 # ESX12-115-0118
 Applicant Name Williams Field Services Company, LLC
 Contact Person Tom Page
 Address 1605 Coraopolis Heights Road
 City, State, Zip Moon Township, PA 15108
 County Susquehanna County
 Township(s) Bridgewater and Brooklyn Township
 Receiving Stream(s) and Classification(s) Tribs. 29440,
 29443, 29449, 29439, 28961, 28951, 58959, 28954,
 28957 (All to Hop Bottom Creek (CWF/MF), Hop
 Bottom Creek (CWF/MF), Trib 28960 to Hop Bottom
 Creek (CWF/MF), Tribs. 29004, 29002, 29003 to
 Martin's Creek (All CWF/MF); Susquehanna River
 Watershed

ESCGP-1 # ESX12-115-0115
 Applicant Name Southwestern Energy Production
 Company,
 Contact Person Dave Sweeley
 Address 917 State Route 92 North
 City, State, Zip Tunkhannock, PA 18657
 County Susquehanna County
 Township(s) New Milford Township
 Receiving Stream(s) and Classification(s) UNT to Salt
 Lick Creek (HQ/CWF), Deacon Brook (CWF);
 Secondary: Salt Lick Creek (HQ/CWF), Susquehanna
 River (WWF)

ESCGP-1 # ESX12-115-0119
 Applicant Name Southwestern Energy Production
 Company,
 Contact Person Dave Sweeley
 Address 917 State Route 92 North
 City, State, Zip Tunkhannock, PA 18657
 County Susquehanna County
 Township(s) Jackson Township
 Receiving Stream(s) and Classification(s) UNT to Drinker
 Creek (CWF);
 Secondary: Susquehanna River (WWF)

ESCGP-1 # ESX12-115-0089
 Applicant Name Williams Field Services Company, LLC
 Contact Person Kristy Flavin
 Address 1605 Coraopolis Heights Road
 City, State, Zip Moon Township, PA 15108
 County Susquehanna County
 Township(s) Harford Township
 Receiving Stream(s) and Classification(s) Partners Creek
 (CWF/MF)

ESCGP-1 # ESX11-081-0168 (01)
 Applicant Name PVR NEPA Gas Gathering LLC
 Contact Person Nicholas Bryan
 Address 999 North Loyalsock Ave., Suite 3
 City, State, Zip Montoursville, PA 17754
 County Lycoming County
 Township(s) Penn Township
 Receiving Stream(s) and Classification(s) UNT Big Run &
 UNT Beaver Run (CWF/MF)

ESCGP-1 # ESX12-081-0087
 Applicant Name Inflection Energy LLC
 Contact Person Carla Suszkowski
 Address 1000 Town Center Blvd., Suite 230
 City, State, Zip Canonsburg, PA 15317
 County Lycoming County
 Township(s) Upper Fairfield Township
 Receiving Stream(s) and Classification(s) East Branch
 Mill Creek (HQ)

ESCGP-1 # ESX12-015-0147
 Applicant Name Chesapeake Appalachia, LLC
 Contact Person Eric Haskins
 Address 101 North Main Street
 City, State, Zip Athens, PA 18810
 County Bradford County
 Township(s) Wilmot Township
 Receiving Stream(s) and Classification(s) Rock Cabin Run
 which is trib. to Sugar Run Creek (CWF);
 Secondary: Sugar Run Creek (CWF/MF)

ESCGP-1 # ESX12-115-0116
 Applicant Name WPX Energy Appalachia, LLC
 Contact Person David Freudenrich
 Address 6000 Town Center Blvd. Suite 300
 City, State, Zip Canonsburg, PA 15317
 County Susquehanna County
 Township(s) Liberty Township
 Receiving Stream(s) and Classification(s) Trib 31975/
 Dubois Creek, Trib 31846 & Snake Creek/Snake Creek
 (CWF/MF)

*Southwest Region: Waterways & Wetlands Program
 Manager, 400 Waterfront Drive, Pittsburgh, Pa 15222-
 4745.*

*Greene County Conservation District: 19 South Wash-
 ington Street, Waynesburg, PA 15370, (724) 852-5278*

<i>ESCGP-1 No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
30128002	Equitrans, LP 625 Liberty Ave Pittsburgh, PA 15222	Greene	Washington Township	Browns Creek (HQ-WWF)
30128003	Equitrans, LP 625 Liberty Ave Pittsburgh, PA 15222	Greene	Morgan Township	Browns Run (WWF), Grimes Run (WWF), & UNT to Castile Run (WWF)
30128004	Equitrans, LP 625 Liberty Ave Pittsburgh, PA 15222	Greene	Morgan Township	Grimes Run (WWF), UNT to Grimes Run (WWF), & UNT to Ruff Creek (WWF)
30128005	Equitrans, LP 625 Liberty Ave Pittsburgh, PA 15222	Greene	Morgan Township	Ten Mile Creek Watershed (WWF), Poverty Run (WWF), Ruff Creek (WWF), UNT to Ruff Creek (WWF), & UNT to Poverty Run (WWF)
30128006	Equitrans, LP 625 Liberty Ave Pittsburgh, PA 15222	Greene	Morgan Township	UNT to Castile Run (WWF) & Castile Run (WWF)

Northwest Region: Waterways and Wetlands Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481

<i>ESCGP -1 No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
1012802	Mountain Gathering LLC Attn: Dewey M. Chalos 810 Houston Street Fort Worth TX 76102	Butler	Jefferson and Penn Townships	Thorn Creek CWF

ESCGP-1 #ESX12-083-0066—Shawmut Grade Y, Z, & AA
Applicant EOG Resources, Inc.
Contact Jon Jorgenson

Address 2039 South Sixth Street
City Indiana State PA Zip Code 15870
County McKean Township(s) Sergeant(s)
Receiving Stream(s) and Classification(s) Cold Spring Run, East Branch Clarion River, Smith Run, UNT to Smith Run, Clarion River, HQ

ESCGP-1 #ESX12-085-0006—Pymatuning—Drake Well Pad

Applicant Hilcorp Energy Company
Contact Stephanie McMurray
Address 1201 Louisiana Street, Suite 1400
City Houston State TX Zip Code 77002
County Mercer Township(s) Pymatuning(s)
Receiving Stream(s) and Classification(s) UNT to Brush Run (WWF)

ESCGP-1 #ESX12-121-0014—Rainbow 1H Pad (Sylvan Pad 2, Option 2)

Applicant Halcon Operating Company, Inc
Contact Gary Schottle
Address 1000 Louisiana Street
City Houston State TX Zip Code 77002
County Venango Township(s) Frenchcreek(s)
Receiving Stream(s) and Classification(s) Little Sandy Creek / Ohio River Basin in PA

ESCGP-1 #ESX12-073-0012A—Pulaski Whiting Central Facility Major Modification

Applicant Hilcorp Energy Company
Contact Stephanie McMurray
Address 1201 Louisiana Suite 1400
City Houston State TX Zip Code 77002

County Lawrence Township(s) Pulaski(s)
Receiving Stream(s) and Classification(s) UNT to Shenango River/Shenango River Watershed—WWF

ESCGP-1 #ESX11-053-0026A—Kline Lease 30 Well Project—Major Modification

Applicant Cougar Energy, Inc.
Contact Dale Flockerzi
Address 1049 West 2nd Street
City Oil City State PA Zip Code 16301
County Forest Township(s) Harmony(s)
Receiving Stream(s) and Classification(s) Stewart Run & Dawson Run, Allegheny River—Other

ESCGP-1 #ESX12-065-0050—Lougee Pipeline

Applicant EXCO Resources (PA), LLC
Contact Gregg Stewart
Address 3000 Ericsson Drive, Suite 200
City Warrendale State PA Zip Code 15086
County Jefferson Township(s) Washington(s)
Receiving Stream(s) and Classification(s) File Mile Run—CWF, Mill Creek—CWF

ESCGP-1 #ESX12-019-0143—Breakneck Pipeline

Applicant Keystone Midstream Services, LLC
Contact Patrick A. Redalen
Address 1400 Westmoor Circle, Suite 325
City Westminster State CO Zip Code 80021
County Butler Township(s) Jackson(s)
Receiving Stream(s) and Classification(s) UNT to Liken Run—WWF, Breakneck Creek—WWF, Connoquenessing Creek

ESCGP-1 #ESX12-047-0049—MOJ-5 Pipeline

Applicant Seneca Resources
Contact Doug Kepler
Address 5800 Corporate Drive, Suite 300

City Pittsburgh State PA Zip Code 15237
 County Elk Township Jones
 and
 County McKean Township Wetmore
 Receiving Stream(s) and Classification(s) Long Run and
 UNT to Wilson Run

*Southwest Region: Oil & Gas Program Mgr. 400 Water-
 front Dr. Pittsburgh PA 5/29/12*

ESCGP-1 No: ESX10-059-0071 MAJOR REVISION
 Applicant Name: EQT GATHERING LLC
 Contact Person MS MEGAN D STAHL
 Address: 625 LIBERTY AVENUE SUITE 1700
 City: PITTSBURGH State: PA Zip Code: 15222-3114
 County: GREENE Township: MORRIS
 Receiving Stream (s) And Classifications: UNT BROWNS
 CREEK/BROWNS CREEK; HQ

6/13/12

ESCGP-1 No.: ESX12-125-0003 MAJOR REVISION
 Applicant Name: RICE DRILLING B LLC
 Contact Person: MS TONYA Z WINKLER
 Address: 171 HILLPOINTE DRIVE SUITE 301
 City: CANONSBURG State: PA Zip Code: 15317
 County: WASHINGTON Township(s): NORTH
 BETHLEHEM AND SOMERSET
 Receiving Stream(s) and Classifications: SOUTH
 BRANCH PIGEON CREEK T39637, T39751 AND
 UNTs; OTHER

4/27/12

ESCGP-1 No.: ESX12-125-0053
 Applicant Name: RICE DRILLING B LLC
 Contact Person: MS TONYA Z WINKLER
 Address: 171 HILLPOINTE DRIVE SUITE 301
 City: CANONSBURG State: PA Zip Code: 15317
 County: WASHINGTON Township(s): NORTH
 BETHLEHEM
 Receiving Stream(s) and Classifications: UNTs TO
 LITTLE DANIELS RUN/TENMILE CREEK WATER-
 SHED (TSF); UNTs TO DANIELS RUN (TSF);
 DANIELS RUN (TSF); TENMILE CREEK WATER-
 SHED; UNTs TO SOUTH BRANCH PIGEON CREEK
 (WWF); OTHER

5/16/12

ESCGP-1 No.: ESX12-129-0014
 Applicant Name: WPX ENERGY MARCELLUS
 GATHERING LLC
 Contact Person: MR DAVID R FREUDENRICH
 Address: 6000 TOWN CENTER BOULEVARD SUITE 300
 City: CANONSBURG State: PA Zip Code: 15317
 County: WESTMORELAND Township(s): DERRY
 Receiving Stream(s) and Classifications: UNTs TO SAX-
 MAN RUN/OHIO RIVER WATERSHED UNTs TO
 UNION RUN/OHIO RIVER WATERSHED; OTHER
 WWF (WARM WATER FISHES)

ESCGP-1 No.: ESX12-125-0038

Applicant Name: CHESAPEAKE APPALACHIA LLC
 Contact Person: MR ERIC HASKINS
 Address: 101 NORTH MAIN STREET
 City: ATHENS State: PA Zip Code: 18810
 COUNTY WASHINGTON Township(s): WEST FINLEY
 TOWNSHIP
 Receiving Stream(s) and Classifications: UNT TO
 BEHAM RUN—(WWF)/ WHEELING CREEK 2.
 BEHAM RUN—(WWF)/ WHEELING CREEK 3. UNT
 TO LAIDLEY RUN—(WWF)/WHEELING CREEK;
 OTHER

5/29/12

ESCGP-1 No.: ESX12-125-0063

Applicant Name: RANGE RESOURCES APPALACHIA
 LLC

Contact Person: MR GLENN D TRUZZI
 Address: 3000 TOWN CENTER BOULEVARD
 City: CANONSBURG State: PA Zip Code: 15317
 County: WASHINGTON Township(s): JEFFERSON
 Receiving Stream(s) and Classifications: UNT TO
 NORTH FORK CREEK(WWF)/RACCOON CREEK
 WATERSHED; OTHER

5/29/12

ESCGP-1 No.: ESX12-125-0058
 Applicant Name: RANGE RESOURCES APPALACHIA
 LLC

Contact Person: MS LAURA M RUSMISEL
 Address: 3000 TOWN CENTER BOULEVARD
 City: CANONSBURG State: PA Zip Code 15317
 County: WASHINGTON Township(s): BLAINE AND
 DONEGAL

Receiving Stream(s) and Classifications: BUCK RUN
 AND BUFFALO CREEK (HQ-WWF)/ WHEELING-
 BUFFALO CREEKS TO WATERSHED; HQ

5/16/12

ESCGP-1 No.: ESX10-129-0040 MAJOR REVISION
 Applicant Name: CHEVRON APPALACHIA LLC
 Contact Person: MR JEREMY HIRTZ
 Address: 800 MOUNTAIN VIEW DRIVE
 City: SMITHFIELD State: PA Zip Code: 15478
 County: WESTMORELAND Township(s): SEWICKLEY
 Receiving Stream(s) and Classifications: UNTs TO
 YOUGHIOGHENY RIVER (WWF) / LOWER
 YOUGHIOGHENY RIVER WATERSHED; OTHER

4/11/12

ESCGP-1 No.: ESX12-125-0046
 Applicant Name: RICE DRILLING B LLC
 Contact Person: MR DAVID S MILLER
 Address: 171 HILLPOINTE DRIVE SUITE 301
 City: CANONSBURG State: PA Zip Code: 15317
 County: WASHINGTON Township(s): SOMERSET
 Receiving Stream(s) and Classifications: SOUTH
 BRANCH PIGEON CREEK; OTHER WWF

3/20/12

ESCGP-1 NO.: ESX12-005-0005
 Applicant Name: EQT PRODUCTION COMPANY
 CONTACT PERSON: MR TODD KLANER
 ADDRESS: 455 RACETRACK ROAD SUITE 101
 City: WASHINGTON State: PA Zip Code: 15301
 County: ARMSTRONG Township(s): KITTANNING
 Receiving Stream(s) and Classifications: UNT NORTH
 BRANCH OF CHERRY RUN BASIN—CWF; OTHER

6/29/12

ESCGP-1 NO.: ESX12-125-0080
 Applicant Name: MARKWEST LIBERTY MIDSTREAM &
 RESOURCES LLC
 CONTACT: MR RICK LOWRY
 ADDRESS: 824 MORGANZA ROAD
 City: CANONSBURG State: PA Zip Code: 15317
 County: WASHINGTON Township(s): CROSS CREEK
 Receiving Stream(s) and Classifications: UNTs TO
 CROSS CREEK (WWF, HQ-WWF), UNT TO SOUTH
 FORK CROSS CREEK (HQ-WWF); OTHER

5/15/12

ESCGP-1 NO.: ESX12-007-0013
 Applicant Name: CHESAPEAKE APPALACHIA LLC
 CONTACT: MR ERIC W HASKINS
 ADDRESS: 101 NORTH MAIN STREET
 City: ATHENS State: PA Zip Code: 18810

County: BEAVER Township(s): SOUTH BEAVER
Receiving Stream(s) and Classifications: PAINTER RUN;
HQ

2/27/12

ESCGP-1 NO.: ESG12-059-0001
Applicant Name: RICE ENERGY
CONTACT: MS TONYA WINKLER
ADDRESS: 171 HILLPOINTE ROAD SUITE 301
City: CANONSBURG State: PA Zip Code: 15317
County: GREENE Township(s): GRAYS AND RICHIE
Receiving Stream(s) and Classifications: UNT TO GRAYS
FORK (HQ-WWF), UNT TO OWENS RUN (WWF),
ZIMMERMAN HOLLOW (HQ-WWF)/- WHEELING-
BUFFALO CREEK WATERSHED; HQ; OTHER

4/25/12

ESCGP-1 NO.: ESX12-003-0006
Applicant Name: RANGE RESOURCES APPALACHIA
LLC
CONTACT: MS LAURA M RUSMISEL
ADDRESS: 3000 TOWN CENTER BOULEVARD
City: CANONSBURG State: PA Zip Code: 15317
County: ALLEGHENY Township(s): NORTH FAYETTE
Receiving Stream(s) and Classifications: FINK RUN
(WWF) AND NORTH BRANCH ROBINSON RUN
(WWF)/ CHARTIERS CREEK WATERSHED; OTHER

3/23/12

ESCGP-1 NO.: ESX12-125-0039
Applicant Name: RICE DRILLING B LLC
CONTACT: MS TONYA R WINKLER
ADDRESS: 171 HILLPOINTE DRIVE SUITE 301
City: CANONSBURG State: PA Zip Code: 15317
County: WASHINGTON Township(s): WEST PIKE RUN
Receiving Stream(s) and Classifications: UNT TO PIKE
RUN; OTHER

6/1/12

ESCGP-1 NO.: ESX12-125-0066
Applicant Name: RANGE RESOURCES APPALACHIA
LLC
CONTACT: MR GLENN D TRUZZI
ADDRESS: 3000 TOWN CENTER BOULEVARD
City: CANONSBURG State: PA Zip Code: 15317
County: WASHINGTON Township(s): SMITH
Receiving Stream(s) and Classifications: UNT TO
RACCOON CREEK (WWF) / RACCOON CREEK
WATERSHED; OTHER

6/25/12

ESCGP-1 NO.: ESX10-125-0066 MAJOR REVISION
Applicant Name: CNX GAS COMPANY LLC
CONTACT: MR DANIEL BITZ
ADDRESS: 200 EVERGREENE DRIVE
City: WAYNESBURG State: PA Zip Code: 15370
County: WASHINGTON Township(s): MORRIS
Receiving Stream(s) and Classifications: TENMILE
CREEK/TENMILE CREEK WATERSHED (TSF)*.
*THIS RECEIVING WATERSHED IS FOR THE AREA
SUBJECT TO THIS MAJOR REVISION ONLY. SEE
THE ORIGINAL APPROVED NOI FOR COMPLETE
LIST OF RECEIVING WATERS FOR THE OVERALL
PROJECT; OTHER

6/29/12

ESCGP-1 NO.: ESX12-125-0079
Applicant Name: RANGE RESOURCES APPALACHIA
LLC
CONTACT: MR GLENN D TRUZZI
ADDRESS: 3000 TOWN CENTER BOULEVARD
City: CANONSBURG State: PA Zip Code: 15317
County: WASHINGTON Township(s): SMITH

Receiving Stream(s) and Classifications: UNTs TO
BURGETTS FORK (WWF) AND BURGETTS FORK
(WWF)/RACCOON CREEK WATERSHED; OTHER

SPECIAL NOTICES

Presque Isle Bay Area of Concern Delisting; 30-Day Public Comment Period and Public Availability Sessions

The Department of Environmental Protection (Department) provides notice of the availability of the Stage 3 Remedial Action Plan documenting the proposed removal of Presque Isle Bay from the list of Areas of Concern under the Great Lakes Water Quality Agreement.

The Great Lakes Water Quality Agreement (Agreement) signed by Canada and the United States in 1972 expresses the commitment of both countries to restore and maintain the chemical, physical, and biological integrity of the Great Lakes water resources. A 1987 amendment to the Agreement describes a process for identifying and restoring geographical Areas of Concern (AOC) based on evaluation of 14 beneficial use impairments (BUIs) ranging from loss of wildlife habitat and fish tumors to beach closings and drinking water problems. In 1991, due in part to concerns from local anglers of brown bullhead catfish (*Ameiurus nebulosus*) with external sores and tumors and at the urging of local citizens, the United States Department of State designated Presque Isle Bay the 43rd AOC under the Agreement. Two of the 14 BUIs were identified as issues for the bay: restrictions on dredging activities and fish tumors or other deformities.

Since the 1980s, the Department and its partners conducted studies of the bay's brown bullheads and collected information on sediment quality conditions within the bay. In the early 1990s, tumor rates were as high as 86% for grossly observable external tumors and 22% for liver tumors. Over the next ten years, tumor rates steadily declined to 19% for grossly observable external tumors and a reported zero percent for liver tumors. The sediments were found to contain low level contamination, primarily metals and polycyclic aromatic hydrocarbons (PAHs), spread throughout the bay. The investigations also indicated that sediment quality conditions were improving in the bay. The improvements in sediment quality, the decade-long downward trend in fish tumors, and the decision not to pursue active remedial measures within the AOC led to the redesignation of Presque Isle Bay to the Recovery Stage in 2002. The new status was a direct result of changes in the watershed the most significant of which was the \$100 million in upgrades to the City of Erie's wastewater collection, treatment, and conveyance system.

In 2005, a comprehensive sediment study began to assess the restrictions on dredging activities BUI. The assessment included both practical and ecological perspectives. The practical restriction is based on Pennsylvania's laws and regulations, which preclude the disposal of the dredged material in the open lake regardless of contaminant presence or absence. Disposal to the Confined Disposal Facility (CDF) or an upland site are the only allowable options. Because the restrictions on disposal of dredged material are not related to sediment contamination, but rather laws preventing the disposal of solid waste in waters of the Commonwealth, from the practical perspective the beneficial use is not considered impaired.

From an ecological perspective, the sediment in the Presque Isle Bay AOC was evaluated against a delisting target based on discharges from the disposal of dredged

material in the CDF. Using elutriate data for areas routinely dredged within the AOC and calculations to predict concentrations in the CDF discharge based on concentrations in the sediment, it was determined that sediment dredged from any location within the AOC could be placed in the CDF. As a result of both the practical and ecological evaluations, the restrictions on dredging activities BUI was delisted in 2007.

Development of the fish tumor delisting target for the Presque Isle Bay AOC was an iterative process. Following the recommendations of Great Lakes researchers, delisting criteria were based on a comparison of liver and skin tumor incidence rates in Presque Isle Bay to a Lake Erie reference or "least impacted control site". The Department selected Long Point Inner Harbor, ON after evaluating a number of non-AOC sites on Lake Erie and several inland Pennsylvania lakes.

Assessing the fish tumor or other deformities BUI required examination of more than twenty years of data from sampling, analysis, research, and discussions. To organize the information and findings, the Department used the United States Policy Committee's *Delisting Principles and Guidelines*. The guidelines evaluate whether the impairment is limited to the AOC, has a natural cause, has been addressed by remedial measures, or is due to sources outside the AOC.

The Department used data collected in the post-Recovery Stage to identify and test a delisting target, which incorporated both liver and external tumors. Comparison to a selected "least impacted control site" showed that the liver tumor incidence in Presque Isle Bay met the delisting target. This was not the case for the external tumors. Data collected from Lake Erie sites did indicate that the liver tumor rate in Presque Isle Bay may be a reflection of a background rate for this species in the Great Lakes. The incidence of external tumors across the Lake Erie sites fluctuates more, with Presque Isle Bay incidence rates at the higher end of the spectrum.

Radiotelemetry migration studies found that the bullhead do not migrate outside the bay, which suggests that there is something different either in the genetic makeup of the fish or the bay's ecosystem. Comparison with tumor rates from three inland lakes and other locations in Lake Erie showed that the impairment is not typical of lakewide, region-wide, or area-wide conditions. The Department concluded that the external tumors impairment is a local issue and evaluated the possibility that the bay's bullhead are hybrids between two species and thus, more susceptible to disease, or the tumors are caused by a naturally occurring virus. Studies, while limited by the number of samples for viral investigation, did not support either hypothesis. An exposure study did not establish a cause and effect relationship between chemicals in the sediment and external tumors, even at the earliest detectable stage. It is possible that the external tumors are a result of multiple factors that synergistically act to produce cancer.

Given the large uncertainty both in the measurement and causes of skin tumors on brown bullheads, it is quite possible that skin tumors are a poor indicator of environmental health. As a result, the Department revised the delisting target, focusing on a comparison of liver tumor incidence rates between Presque Isle Bay and Long Point Inner Harbor. Post-Recovery monitoring data shows that the Bay meets this delisting target.

It is clear that the external tumors reflect conditions in the ecosystem, yet unclear as to what those changes are

and how they relate to environmental contamination. The Department will monitor external tumors as a measure of ecosystem health and continue to investigate the cause(s) of the tumors. It was the external tumors found on the bay's brown bullheads in the late 1980s that resulted in the listing of Presque Isle Bay as an AOC.

Despite the absence of scientific data to support a causal relationship between contaminants in the bay's sediment and external tumors, PAHs, metals, and other legacy Chemicals of Potential Concern (COPCs) are present. Both ecological and human health risk assessments were commissioned using existing data from the AOC. Using appropriately conservative assumptions, the conclusion of both risk assessments is that the ecological and human health risk posed by legacy contaminants in the bay is low-moderate for all receptor groups evaluated.

The Department believes that the RAP process has accomplished its goal to the maximum extent practicable and the ultimate identification of the causes of the external tumors needs to be addressed outside the scope of the AOC program. Based on the decreased and stable tumor rates, review of the available scientific evidence, and in close consultation with local and national experts and its own PAC, the Department recommends delisting the Fish Tumor Beneficial Use Impairment. The removal of the final BUI indicates that environmental conditions in Presque Isle Bay are comparable to non-AOC locations in the Great Lakes. The Department concurs and recommends the delisting of Presque Isle Bay as an AOC.

Request for Written Comments

The Department is requesting comment on the Stage 3 Remedial Action Plan (RAP) which summarizes the studies, data, and literature supporting the recommendation to delist. The Department intends to publish notice of a final action after it considers any comments it receives. The Department intends to include comments and any responses as part of the RAP files. A copy of the final draft RAP may be obtained by contacting Lori Boughton, Office of the Great Lakes at (814) 217-9635 or through the PAC's website at <http://www.pibpac.org>. The document can also be viewed at the following locations: The Tom Ridge Environmental Center, 301 Peninsula Drive, Erie, PA 16505; the Erie County Public Library, 160 East Front St., Erie, PA 16507; and the Erie County Conservation District, 1927 Wager Road, Erie, PA 16509.

Public availability sessions are scheduled in August to provide an opportunity for the public to ask questions of the Department. The first is on Friday, August 10, 2012 from 4:00 to 6:00 pm in room 110 at the Tom Ridge Environmental Center. The second is on Tuesday, August 28, 2012, from 6:00 to 8:00 pm at the Erie County Conservation District.

Interested parties must submit written comments by September 4, 2012. The Department will accept comments submitted by e-mail, but comments submitted by facsimile will not be accepted. A return name and address must be included in each e-mail transmission. Written comments should be submitted to Lori Boughton, Office of the Great Lakes, Department of Environmental Protection's Northwest Regional Office, 230 Chestnut Street, Meadville, PA 16335, lboughton@pa.gov.

[Pa.B. Doc. No. 12-1460. Filed for public inspection August 3, 2012, 9:00 a.m.]

Nutrient Credit Trading Program; Notice of Certification Requests

The Department of Environmental Protection (Department) provides notice of the following certification requests that have been submitted under the Nutrient Credit Trading Program (Trading Program). See 25 Pa. Code § 96.8 (relating to use of offsets and tradable credits from pollution reduction activities in the Chesapeake Bay Watershed), published at 40 Pa.B. 5790 (October 9, 2010).

Nutrient credit trading is a market-based program that provides incentives for entities to create nutrient reduction credits (credits) by going beyond statutory, regulatory or voluntary obligations and goals to remove nutrients from a watershed. The credits can be traded to help others more cost-effectively meet their obligations or goals. The primary purpose of the Trading Program is to provide for more efficient ways for National Pollutant Discharge Elimination System (NPDES) permittees to meet their effluent limits for nutrients.

The information described in this notice relates to submitted certification requests received from May 12, 2012, through July 12, 2012.

Background

Before a credit can be used by an NPDES permittee, a three-step process is followed: (1) the certification request must be approved; (2) generation of the credits must be verified; and (3) the credits must be registered.

Approval is also known as certification, which is a written approval by the Department for the use of a pollutant reduction activity to generate credits. Certifications are based on at least: (1) a written request describing the qualifying pollutant reduction activity that will reduce the pollutant loadings delivered to the applicable watershed; (2) the calculation to quantify the pounds of reductions expected; and (3) a verification plan that, when implemented, ensures that the qualifying pollutant reduction activity has taken place.

Once the credits are certified, they must be verified to be applied toward an NPDES permit for compliance with effluent limits. Verification means implementation of the verification plan contained in the certification. Verification plans require annual submittal of documentation to the Department that demonstrates that the qualifying pollutant reduction activity has taken place for the applicable compliance year.

The credits also need to be registered by the Department before they can be applied toward an NPDES permit for compliance with effluent limits. Registration occurs only after credits have been certified, verified and a contract has been submitted. The Department registers credits for use during the compliance year in which the qualifying pollutant reduction activity has taken place. The Department provides registered credits with an annual registry number for reporting and tracking purposes.

Certification Requests

The following requests are being reviewed by the Department. The Department will accept written comments on these proposed pollutant reduction activities for 30 days.

Applicant

University Joint Area Authority
(Centre County)
NPDES Permit No.
PA-0026239

Pine Grove Joint Treatment Authority
(Schuylkill County)
NPDES Permit No.
PA-0020915

Material Matters, Inc.,
on behalf of Derry Township Municipal Authority
(Dauphin County)
NPDES Permit No.
PA-0026484

New Oxford Municipal Authority
(Adams County)
NPDES Permit No.
PA-0020923

Pollution Reduction Activity Description

This certification request is for nutrient reduction credits to be generated from the pollutant reduction activity at the Spring Creek Pollution Control Facility.

This certification request is for nutrient reduction credits to be generated from the pollutant reduction activity at Pine Grove Joint Treatment Authority's wastewater treatment facility.

This certification request is for nutrient reduction credits to be generated from the pollutant reduction activity at the Clearwater Road Wastewater Treatment Facility.

This certification request is for nutrient reduction credits to be generated from the pollutant reduction activity at New Oxford Municipal Authority's wastewater treatment facility.

Written Comments

Interested persons may submit written comments on this proposed pollutant reduction activity by September 4, 2012. The Department will accept comments submitted by e-mail, but comments submitted by facsimile will not be accepted. A return name and address must be included in each e-mail transmission. Written comments should be submitted to Brian Schlauderer, Bureau of Point and Non-Point Source Regulation, Department of Environmental Protection, P. O. Box 8774, Harrisburg, PA 17105-8774, (717) 772-5620, bschlauder@pa.gov.

For further information about this certification request or the Trading Program contact Brian Schlauderer, at the previously listed address or phone number, or visit the Department's web site at www.dep.state.pa.us (DEP Keywords: "Nutrient Trading").

MICHAEL L. KRANCER,
Secretary

[Pa.B. Doc. No. 12-1461. Filed for public inspection August 3, 2012, 9:00 a.m.]

DEPARTMENT OF GENERAL SERVICES

Lease Office Space to the Commonwealth

Lancaster County

Proposals are invited to provide the Department of General Services with 6,174 usable square feet of office space for the Board of Probation and Parole, Lancaster Sub-Office, in Lancaster County. Downtown locations will be considered. For more information on SFP No.

10001518, which is due on Friday, September 14, 2012, visit www.dgs.state.pa.us or contact Kathleen Butler at (717) 787-7412.

SHERI PHILLIPS,
Secretary

[Pa.B. Doc. No. 12-1462. Filed for public inspection August 3, 2012, 9:00 a.m.]

DEPARTMENT OF HEALTH

Long-Term Care Nursing Facilities; Request for Exception

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.6(a) (relating to function of building):

Avalon Springs Nursing Center
745 Greenville Road
Mercer, PA 16137
FAC ID 132402

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 205.20(f) (relating to resident bedrooms):

Landis Homes
1001 East Oregon Road
Lititz, PA 17543-9206
FAC ID 120602

Linwood Nursing and Rehabilitation Center
100 Linwood Avenue
Scranton, PA 18505
FAC ID 394502

These requests are on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the address or phone number listed previously, or for speech and/or hearing impaired persons V/TT (717) 783-6514, or the Pennsylvania AT&T Relay Service (800) 654-5984.

ELI N. AVILA, MD, JD, MPH, FCLM,
Secretary

[Pa.B. Doc. No. 12-1463. Filed for public inspection August 3, 2012, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Crossword '12 Instant Lottery Game

Under the State Lottery Law (72 P. S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Crossword '12.

2. *Price:* The price of a Pennsylvania Crossword '12 instant lottery game ticket is \$5.

3. *Play Symbols:* Each Pennsylvania Crossword '12 instant lottery game ticket will feature a "YOUR LETTERS" area, two crossword puzzle play grids, known as "GRID 1" and "GRID 2," and a "BONUS WORDS" play area. "GRID 1," "GRID 2" and the "BONUS WORDS" play area are played separately. The play symbols located in the "YOUR LETTERS" area are: the letters A through and including Z. The play symbols located in "GRID 1," "GRID 2" and the "BONUS WORDS" play areas are: the letters A through and including Z.

4. *Prizes:* The prizes that can be won in "GRID 1" of the game are: \$5, \$10, \$25, \$50, \$100, \$250, \$500, \$1,000 and \$100,000. The prizes that can be won in "GRID 2" of the game are: \$10, \$50, \$100, \$500, \$1,000 and \$10,000. The prize that can be won in the "BONUS WORDS" area is: \$25. A player can win up to 6 times on a ticket.

5. *Approximate Number of Tickets Printed For the Game:* Approximately 12,000,000 tickets will be printed for the Pennsylvania Crossword '12 instant lottery game.

6. Determination of Prize Winners:

(a) Holders of tickets where the player completely matches ten words in "GRID 1," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$100,000.

(b) Holders of tickets where the player completely matches seven words in "GRID 2," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$10,000.

(c) Holders of tickets where the player completely matches six words in "GRID 2," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$1,000.

(d) Holders of tickets where the player completely matches nine words in "GRID 1," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets where the player completely matches five words in "GRID 2," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$500.

(f) Holders of tickets where the player completely matches eight words in "GRID 1," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$500.

(g) Holders of tickets where the player completely matches seven words in "GRID 1," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$250.

(h) Holders of tickets where the player completely matches four words in "GRID 2," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$100.

(i) Holders of tickets where the player completely matches six words in "GRID 1," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$100.

(j) Holders of tickets where the player completely matches three words in "GRID 2," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$50.

(k) Holders of tickets where the player completely matches five words in "GRID 1," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$50.

(l) Holders of tickets where the player completely matches one word in the "BONUS WORDS" play area, using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$25.

(m) Holders of tickets where the player completely matches four words in "GRID 1," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$25.

(n) Holders of tickets where the player completely matches two words in "GRID 2," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$10.

(o) Holders of tickets where the player completely matches three words in "GRID 1," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$10.

(p) Holders of tickets where the player completely matches two words in "GRID 1," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$5.

7. Game Play Instructions for the Pennsylvania Crossword '12 game are:

(a) The player shall scratch the "YOUR LETTERS" area to reveal 18 letters. For each of the 18 letters revealed in the "YOUR LETTERS" area, the player shall rub the same letter each time it is found in "GRID 1," "GRID 2" or the "BONUS WORDS" play areas.

(b) When a player reveals two or more entire words in the same "GRID" play area, the player is entitled to win a prize as described in Section 6. When a player reveals one or more entire words in the "BONUS WORDS" play area, the player is entitled to win a prize as described in Section 6.

(c) Only the highest prize won in each "GRID" play area and the highest prize won in the "BONUS WORDS" area will be paid if the ticket meets the criteria established in 61 Pa. Code § 819.213 (relating to ticket validation and requirements).

(d) For purposes of this game, a word must contain at least three letters and cannot be formed by linking letters diagonally or by reading the letters from the bottom to the top.

(e) Every single letter square of a word must be matched and the letters combined to form a word and must appear in an unbroken horizontal or vertical string of letters in "GRID 1," "GRID 2" or the "BONUS WORDS" play areas. An unbroken string of letters cannot be interrupted by a black space. There will only be one word in an unbroken horizontal or vertical string of letters.

(f) Every single letter in the unbroken string must be revealed in "YOUR LETTERS" and must be included to form a word.

(g) The possible complete words for each ticket in the game are shown on "GRID 1," "GRID 2" and the "BONUS WORDS" play areas of the ticket. The player must match all of the letters in a possible complete word in order to complete the word.

8. Number and Description of Prizes and Approximate Odds: The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

<i>When You Have Matched The Letters Of Two (2) Or More Entire Words In "GRID 1" or "GRID 2," You Win The Corresponding Prize Shown In The Prize Legend.</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 12,000,000 Tickets:</i>
2 WORDS GRID 1	\$5	8.57	1,400,000
3 WORDS GRID 1	\$10	30	400,000
2 WORDS GRID 2	\$10	30	400,000
4 WORDS GRID 1	\$25	120	100,000
BONUS WORD	\$25	120	100,000
5 WORDS GRID 1	\$50	300	40,000
3 WORDS GRID 2	\$50	200	60,000
BONUS WORD × 2	\$50	120	100,000
6 WORDS GRID 1	\$100	1,714	7,000
4 WORDS GRID 2	\$100	1,714	7,000
(5 WORDS GRID 1) + (BONUS WORD × 2)	\$100	1,412	8,500
(3 WORDS GRID 2) + (BONUS WORD × 2)	\$100	1,412	8,500
BONUS WORD × 4	\$100	1,333	9,000
7 WORDS GRID 1	\$250	2,400	5,000
(5 WORDS GRID 1) + (4 WORDS GRID 2) + (BONUS WORD × 4)	\$250	1,600	7,500
(6 WORDS GRID 1) + (3 WORDS GRID 2) + (BONUS WORD × 4)	\$250	1,600	7,500
8 WORDS GRID 1	\$500	12,000	1,000
5 WORDS GRID 2	\$500	12,000	1,000
9 WORDS GRID 1	\$1,000	120,000	100

When You Have Matched The Letters Of Two (2) Or More Entire Words In "GRID 1" or "GRID 2," You Win The Corresponding Prize Shown In The Prize Legend.

	Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 12,000,000 Tickets:
6 WORDS GRID 2	\$1,000	120,000	100
7 WORDS GRID 2	\$10,000	300,000	40
a10 WORDS GRID 1	\$100,000	800,000	15

BONUS WORDS: Win \$25 each time you match one (1) entire bonus word.

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Cro\$\$word '12 instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentive).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Cro\$\$word '12, prize money from winning Pennsylvania Cro\$\$word '12 instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Cro\$\$word '12 instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

11. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania Cro\$\$word '12 or through normal communications methods.

DANIEL MEUSER,
Secretary

[Pa.B. Doc. No. 12-1464. Filed for public inspection August 3, 2012, 9:00 a.m.]

Pennsylvania \$50,000 Jackpot Instant Lottery Game

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania \$50,000 Jackpot.

2. *Price:* The price of a Pennsylvania \$50,000 Jackpot instant lottery game ticket is \$2.

3. *Play Symbols:* Each Pennsylvania \$50,000 Jackpot instant lottery game ticket will contain one play area featuring a "WINNING NUMBERS" area and a "YOUR NUMBERS" area. The play symbols and their captions located in the "WINNING NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN),

12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR) and 25 (TWYFIV). The play symbols and their captions located in the "YOUR NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV) and a \$50 Burst (WIN50) symbol.

4. *Prize Symbols:* The prize symbols and their captions located in the "Prize" areas are: \$1.⁰⁰ (ONE DOL), \$2.⁰⁰ (TWO DOL), \$4.⁰⁰ (FOR DOL), \$5.⁰⁰ (FIV DOL), \$10.⁰⁰ (TEN DOL), \$15.⁰⁰ (FIFTN), \$20.⁰⁰ (TWYONE), \$50.⁰⁰ (FIFTY), \$100 (ONE HUN), \$500 (FIV HUN), \$1,000 (ONE THO) and \$50,000 (FTY THO).

5. *Prizes:* The prizes that can be won in this game are: \$1, \$2, \$4, \$5, \$10, \$15, \$20, \$50, \$100, \$500, \$1,000 and \$50,000. The player can win up to 10 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 12,000,000 tickets will be printed for the Pennsylvania \$50,000 Jackpot instant lottery game.

7. Determination of Prize Winners:

(a) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$50,000 (FTY THO) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50,000.

(b) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$1,000 (ONE THO) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(c) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$500 (FIV HUN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$500.

(d) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$100 (ONE HUN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(e) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$50.⁰⁰ (FIFTY) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(f) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a \$50 Burst (WIN50) symbol, on a single ticket, shall be entitled to a prize of \$50.

(g) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$20.⁰⁰ (TWENTY) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$20.

(h) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$15.⁰⁰ (FIFTEEN) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$15.

(i) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$10.⁰⁰ (TEN DOLLARS) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$10.

(j) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of

\$5.⁰⁰ (FIVE DOLLARS) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$5.

(k) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$4.⁰⁰ (FOUR DOLLARS) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$4.

(l) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$2.⁰⁰ (TWO DOLLARS) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$2.

(m) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$1.⁰⁰ (ONE DOLLAR) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$1.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

When Any Of Your Numbers Match Either Winning Number, Win Prize Shown Under The Matching Number. Win With:

	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 12,000,000 Tickets</i>
\$2	\$2	8.33	1,440,000
\$1 × 4	\$4	50	240,000
\$2 × 2	\$4	50	240,000
\$4	\$4	50	240,000
\$1 × 5	\$5	187.5	64,000
\$5	\$5	187.5	64,000
\$1 × 10	\$10	750	16,000
\$2 × 5	\$10	750	16,000
\$5 × 2	\$10	750	16,000
\$10	\$10	375	32,000
\$5 × 3	\$15	1,500	8,000
\$15	\$15	1,500	8,000
\$2 × 10	\$20	1,500	8,000
\$4 × 5	\$20	1,500	8,000
\$5 × 4	\$20	1,500	8,000
\$10 × 2	\$20	750	16,000
\$20	\$20	750	16,000
\$5 × 10	\$50	600	20,000
\$10 × 5	\$50	600	20,000
\$50 w/ \$50 BURST	\$50	200	60,000
\$50	\$50	600	20,000
\$10 × 10	\$100	24,000	500
(\$50 w/ \$50 BURST) × 2	\$100	12,000	1,000
\$100	\$100	24,000	500
(\$50 w/ \$50 BURST) × 10	\$500	40,000	300
\$500	\$500	120,000	100
\$100 × 10	\$1,000	120,000	100
\$1,000	\$1,000	120,000	100
\$50,000	\$50,000	800,000	15

Reveal a “\$50 Burst” (WIN50) symbol, win \$50 automatically.

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania \$50,000 Jackpot instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentive).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania \$50,000 Jackpot, prize money from winning Pennsylvania \$50,000 Jackpot instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania \$50,000 Jackpot instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

11. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania \$50,000 Jackpot or through normal communications methods.

DANIEL MEUSER,
Secretary

[Pa.B. Doc. No. 12-1465. Filed for public inspection August 3, 2012, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Bureau of Maintenance and Operations; Access Route Approval

Under 75 Pa.C.S. § 4908 (relating to operation of certain combinations on interstate and certain other highways), the Department of Transportation approved on July 16, 2012, the following access routes for use by the types of truck combinations as indicated:

1. (x) 96" wide twin trailers (28 1/2' maximum length of each trailer).
2. (x) 102" wide 53' long trailer.
3. (x) 102" wide 48' long trailer.
4. (x) 102" wide twin trailers (28 1/2' maximum length-each).
5. (x) 102" wide maxi-cube.

Route Identification	Route Description	Length Miles
1) SR 4008	from SR 29 to TR 495 (Sickler Road)	3.6
2) TR 495 (Sickler Road)	from SR 4019 to SR 4008	1.0
3) SR 4019	from SR 4008 to TR 495 (Sickler Road)	1.0

Questions should be directed to Matthew Hedge at (717) 772-5462.

BARRY SCHOCH, P.E.,
Secretary

[Pa.B. Doc. No. 12-1466. Filed for public inspection August 3, 2012, 9:00 a.m.]

Contemplated Sale of Land No Longer Needed for Transportation Purposes

The Department of Transportation (Department), under section 2003(e)(7) of The Administrative Code of 1929 (71 P.S. § 513(e)(7)), intends to sell certain land owned by the Department.

The following properties are available for sale by the Department:

Parcel A—Big Beaver Borough, Beaver County. This parcel contains approximately 150,849 ± square feet or 3.463 ± acres of unimproved land located on the southeast intersection of Shanango Road (SR 4001) and East Fairlane Boulevard (SR 0351). The estimated fair market value of the parcel is \$55,500.

Parcel B—Big Beaver Borough, Beaver County. This parcel contains approximately 58,591 ± square feet or 1.345 ± acres of unimproved land located on the southeast intersection of Shanango Road (SR 4001) and East Fairlane Boulevard (SR 0351). The estimated fair market value of the parcel is \$22,500.

Interested public entities are invited to express their interest in purchasing this parcel within 30 calendar days from the date of publication of this notice to H. Daniel Cessna, P. E., District Executive, Department of Transportation, Engineering District 11-0, 45 Thoms Run Road, Bridgeville, PA 15017.

BARRY J. SCHOCH, P.E.,
Secretary

[Pa.B. Doc. No. 12-1467. Filed for public inspection August 3, 2012, 9:00 a.m.]

Contemplated Sale of Land No Longer Needed for Transportation Purposes

The Department of Transportation (Department), under section 2003(e)(7) of The Administrative Code of 1929 (71 P.S. § 513(e)(7)), intends to sell certain land owned by the Department.

The following properties are available for sale by the Department:

Parcel 8—Avalon Borough, Allegheny County. This parcel contains approximately 3,378 ± square feet or 0.078 ± acre of unimproved land located on the northwest corner of Ohio River Boulevard (SR 0065) and Elizabeth Street. The estimated fair market value of the parcel is \$1,900.

Parcel 11—Avalon Borough, Allegheny County. This parcel contains approximately 2,945 ± square feet or 0.068 ± acre of unimproved land located on the northerly side of Ohio River Boulevard (SR 0065) between Elizabeth and Prospect Streets. The estimated fair market value of the parcel is \$1,100.

Interest public entities are invited to express their interest in purchasing this parcel within 30 calendar days

from the date of publication of this notice to H. Daniel Cessna, P. E., District Executive, Department of Transportation, Engineering District 11-0, 45 Thoms Run Road, Bridgeville, PA 15017.

BARRY J. SCHOCH, P.E.,
Secretary

[Pa.B. Doc. No. 12-1468. Filed for public inspection August 3, 2012, 9:00 a.m.]

ENVIRONMENTAL HEARING BOARD

University Area Joint Authority v. DEP; EHB Doc. No. 2012-131-L; 6-5-12—Issuance of NPDES Permit No. PA0234028

University Area Joint Authority has appealed the issuance by the Department of Environmental Protection of an NPDES permit to University Area Joint Authority for a facility in College Township, Centre County.

A date for the hearing on the appeal has not yet been scheduled.

The appeal is filed with the Environmental Hearing Board (Board) at its office on the Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, and may be reviewed by any interested party on request during normal business hours. If information concerning this notice is required in an alternative form, contact the Secretary to the Board at (717) 787-3483. TDD users may telephone the Board through the Pennsylvania AT&T Relay Center at (800) 654-5984.

Petitions to intervene in the appeal may be filed with the Board by interested parties under 25 Pa. Code § 1021.81 (relating to intervention). Copies of the Board's rules of practice and procedure are available upon request from the Board.

THOMAS W. RENWAND,
Chairperson

[Pa.B. Doc. No. 12-1469. Filed for public inspection August 3, 2012, 9:00 a.m.]

ENVIRONMENTAL QUALITY BOARD

Meeting Cancellation

The August 21, 2012, meeting of the Environmental Quality Board (Board) is cancelled. The next regularly scheduled meeting of the Board will occur on Tuesday, September 18, 2012, at 9 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17105. An agenda and meeting materials for the September 18, 2012, meeting will be available on the Department of Environmental Protection's web site at <http://www.dep.state.pa.us> (select "Public Participation"; "Public Participation Center").

Questions concerning the Board's next scheduled meeting may be directed to Michele Tate at (717) 783-8727 or mtate@pa.gov.

MICHAEL L. KRANCER,
Chairperson

[Pa.B. Doc. No. 12-1470. Filed for public inspection August 3, 2012, 9:00 a.m.]

FISH AND BOAT COMMISSION

Additions to List of Class A Wild Trout Waters

The Fish and Boat Commission (Commission) has approved the addition of three stream sections to its list of Class A Wild Trout Streams and a revision to the section limits of the Class A designation of Baldwin Run, Tioga County as set forth at 42 Pa.B. 2562 (May 12, 2012). Under 58 Pa. Code § 57.8a (relating to Class A wild trout streams), it is the Commission's policy to manage self-sustaining Class A wild trout populations as a renewable natural resource and to conserve that resource and the angling that it provides. Class A wild trout populations represent the best of this Commonwealth's naturally reproducing trout fisheries. The Commission manages these stream sections for wild trout with no stocking.

JOHN A. ARWAY,
Executive Director

[Pa.B. Doc. No. 12-1471. Filed for public inspection August 3, 2012, 9:00 a.m.]

Classification of Wild Trout Streams; Additions to and Removal from the List

Out of the 35 waters proposed for listing, the Fish and Boat Commission (Commission) approved the addition of 30 new waters to its list of wild trout streams as published at 42 Pa.B. 2560 (May 12, 2012). The Commission also approved the removal of one water from its list as published at 42 Pa.B. 2560.

The Commission already had designated five of the waters proposed for listing at 42 Pa.B. 2560. Therefore, further action was not required. These waters include Hoover Hollow Run, Clinton County (from the headwaters to the mouth); Burd Run, Cumberland County (headwaters to mouth); Mounts Creek, Fayette County (headwaters to Bridge on T819 (Eutsey Road)); Poplar Run, Westmoreland County (headwaters to mouth); and Sugar Run, Westmoreland County (headwaters to mouth). The Commission approved the addition of Poplar Run to the list of wild trout streams at 35 Pa.B. 2966 (May 14, 2005). The Commission approved the addition of Hoover Hollow Run, Burd Run, Mounts Creek and Sugar Run to the list at 41 Pa.B. 3063 (June 11, 2011).

Under 58 Pa. Code § 57.11 (relating to listing of wild trout streams), it is the policy of the Commission to accurately identify and classify stream sections supporting naturally reproducing populations of trout as wild trout streams. The listing of a stream section as a wild trout stream is a biological designation that does not determine how it is managed. The Commission relies

upon many factors in determining the appropriate management of streams. The Commission's Fisheries Management Division maintains the complete list of wild trout streams and it is available on the Commission's web site at http://www.fish.state.pa.us/trout_repro.htm.

JOHN A. ARWAY,
Executive Director

[Pa.B. Doc. No. 12-1472. Filed for public inspection August 3, 2012, 9:00 a.m.]

HEALTH CARE COST CONTAINMENT COUNCIL

Meeting Scheduled

The Health Care Cost Containment Council (Council) has scheduled a Payment Data Advisory Group meeting for Wednesday, August 8, 2012, from 10:30 a.m. until 12 p.m.

The meeting will be held at the Council Office, 225 Market Street, Suite 400, Harrisburg, PA 17101. The public is invited to attend. Persons in need of accommodation due to a disability who wish to attend the meeting should contact Reneé Greenawalt, (717) 232-6787 at least 24 hours in advance so that arrangements can be made.

JOE MARTIN,
Executive Director

[Pa.B. Doc. No. 12-1473. Filed for public inspection August 3, 2012, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Action Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10 a.m., Thursday, July 19, 2012, and announced the following:

Regulations Deemed Approved Pursuant to Section 5(g) of the Regulatory Review Act—Effective July 18, 2012

Bureau of Professional and Occupational Affairs #16A-54: Schedule of Civil Penalties—Engineers, Land Surveyors and Geologists (amends 49 Pa. Code § 43b.13a)

Milk Marketing Board #47-16: Transactions Between Dealers and Producers (amends 7 Pa. Code Chapter 143)

Action Taken—Regulations Approved:

State Board of Pharmacy #16A-5428: Electronic Prescribing of Controlled Substances (amends 49 Pa. Code Chapter 27)

State Board of Nursing #16A-5122: IV Therapy Functions for Licensed Practical Nurses (amends 49 Pa. Code Chapter 21)

Pennsylvania Gaming Control Board #125-144: Employee and Horsemen's Organization Revisions (amends 58 Pa. Code Chapters 401a, 423a, 427a, 433a, 435a, 436a and 513a)

Pennsylvania Public Utility Commission #57-281: Liquid Fuels Pipeline Regulations (amends 52 Pa. Code § 59.33)

Approval Order

Public Meeting Held
July 19, 2012

Commissioners Voting: Silvan B. Lutkewitte, III, Chairperson; George D. Bedwick, Vice Chairperson; John F. Mizner, Esq.; Lawrence J. Tabas, Esq.

*State Board of Pharmacy—
Electronic Prescribing of Controlled Substances;
Regulation No. 16A-5428 (#2949)*

On May 30, 2012, the Independent Regulatory Review Commission (Commission) received this regulation from the State Board of Pharmacy (Board). This rulemaking amends 49 Pa. Code Chapter 27. Notice of proposed rulemaking was omitted for this regulation; it will become effective upon publication in the *Pennsylvania Bulletin*.

This final-omitted regulation will permit pharmacists to accept electronically transmitted prescriptions for Schedule II controlled substances.

We have determined this regulation is consistent with the statutory authority of the Board (63 P.S. § 390-6(k)(9)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Approval Order

Public Meeting Held
July 19, 2012

Commissioners Voting: Silvan B. Lutkewitte, III, Chairperson; George D. Bedwick, Vice Chairperson; John F. Mizner, Esq.; Lawrence J. Tabas, Esq.

*State Board of Nursing—
IV Therapy Functions for Licensed Practical Nurses;
Regulation No. 16A-5122 (#2840)*

On April 21, 2010, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Nursing (Board). This rulemaking amends 49 Pa. Code Chapter 21. The proposed regulation was published in the May 1, 2010 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on May 30, 2012.

This final-form rulemaking establishes standards for licensed practical nurses (LPNs) related to intravenous (IV) procedures, updates existing education and training provisions that LPNs must complete before providing IV therapy functions, and revises provisions related to the functions or scope of practice of an LPN.

We have determined this regulation is consistent with the statutory authority of the Board (63 P.S. § 667.6) and the intention of the General Assembly. Having considered

all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Approval Order

Public Meeting Held
July 19, 2012

Commissioners Voting: Silvan B. Lutkewitte, III, Chairperson; George D. Bedwick, Vice Chairperson; John F. Mizner, Esq., abstained; Lawrence J. Tabas, Esq.

*Pennsylvania Gaming Control Board—
Employee and Horsemen’s Organization Revisions;
Regulation No. 125-144 (#2893)*

On March 30, 2011, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Gaming Control Board (Board). This rulemaking amends 58 Pa. Code Chapters 401a, 423a, 427a, 433a, 435a, 436a and 513a. The proposed regulation was published in the April 9, 2011 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on May 30, 2012.

This final-form rulemaking makes changes to existing regulations related to the definition of “publicly traded corporation,” processing of applications, wagering by certain individuals, the issuance of emergency and temporary credentials, Horsemen’s Organizations and age restrictions.

We have determined this regulation is consistent with the statutory authority of the Board (4 Pa.C.S. § 1202(b)(30)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Approval Order

Public Meeting Held
July 19, 2012

Commissioners Voting: Silvan B. Lutkewitte, III, Chairperson; George D. Bedwick, Vice Chairperson; John F. Mizner, Esq.; Lawrence J. Tabas, Esq.

*Pennsylvania Public Utility Commission—
Liquid Fuels Pipeline Regulations;
Regulation No. 57-281 (#2887)*

On February 10, 2011, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Public Utility Commission (PUC). This rulemaking amends 52 Pa. Code § 59.33. The proposed regulation was published in the February 26, 2011 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on May 31, 2012.

This regulation adds new language to regulate pipeline transportation of natural gas and hazardous liquid by incorporating federal law, and in accordance with Pennsylvania’s participation in the United States Department of Transportation’s Pipeline and Hazardous Materials Safety Administration’s Hazardous Liquid Pipeline Safety Grant Program.

We have determined this regulation is consistent with the statutory authority of the PUC (66 Pa.C.S.A. § 102(1)(v)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

SILVAN B. LUTKEWITTE, III,
Chairperson

[Pa.B. Doc. No. 12-1474. Filed for public inspection August 3, 2012, 9:00 a.m.]

Notice of Comments Issued

Section 5(g) of the Regulatory Review Act (71 P.S. § 745.5(g)) provides that the Independent Regulatory Review Commission (Commission) may issue comments within 30 days of the close of the public comment period. The Commission comments are based upon the criteria contained in section 5.2 of the Regulatory Review Act (71 P.S. § 745.5b).

The Commission has issued comments on the following proposed regulation. The agency must consider these comments in preparing the final-form regulation. The final-form regulation must be submitted within 2 years of the close of the public comment period or it will be deemed withdrawn.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Close of the Public Comment Period</i>	<i>IRRC Comments Issued</i>
125-161	Pennsylvania Gaming Control Board Gaming Service Providers and Slot Machine Licenses 42 Pa.B. 2962 (May 26, 2012)	6/25/12	7/25/12

**Pennsylvania Gaming Control Board Regulation
#125-161 (IRRC #2944)**

**Gaming Service Providers and Slot Machine
Licenses**

July 25, 2012

We submit for your consideration the following comments on the proposed rulemaking published in the May 26, 2012 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (71 P. S. § 745.5b). Section 5.1(a) of the Regulatory Review Act (71 P. S. § 745.5a(a)) directs the Pennsylvania Gaming Control Board (Board) to respond to all comments received from us or any other source.

Section 441a.12. Maintaining agreements; filing of agreements.—Whether the regulation is consistent with the intent of the General Assembly; Implementation procedures; Clarity.

Proposed amendments to this section of the regulation delete provisions that require slot machine applicants and licensees to file various agreements with the Board. We have two concerns. First, is the deletion of this requirement consistent with the intention of the General Assembly and the primary objective of Pennsylvania Race Horse Development and Gaming Act, which is “. . . to protect the public through the regulation and policing of all activities involving gaming and practices that continue to be unlawful”? (4 Pa.C.S. § 1102(1).) In order to adequately protect the public, has the Board considered adding a provision that would require slot machine applicants or licensees to periodically file a list of persons or entities that it has agreements with?

Second, Subsection (b) states that the Board “may” require a slot machine licensee to submit a copy of an agreement to the Board. Under what circumstances would the Board require a slot machine licensee to provide a copy of an agreement? We suggest that this be clarified in the final-form rulemaking.

SILVAN B. LUTKEWITTE, III,
Chairperson

[Pa.B. Doc. No. 12-1475. Filed for public inspection August 3, 2012, 9:00 a.m.]

INSURANCE DEPARTMENT

**Pennsylvania 2011 Private Passenger Automobile
Data Call (Act 6 Data Call)**

Each year, the Insurance Department (Department) conducts routine “Data Calls” to companies licensed to write motor vehicle insurance in this Commonwealth. Data Calls are used to monitor the auto insurance marketplace and to collect data for statutory reports. On July 27, 2012, the Department sent notification of Data Calls to be completed by companies who are licensed to write private passenger automobile insurance in this Commonwealth. The 2011 Data Call letter, instructions and data formats are available on the Department’s web site at www.insurance.pa.gov.

Companies with Pennsylvania private passenger automobile direct written premium in 2011 are required to complete Parts 1 and 2. Data for more than one insurance company may not be combined into a single submission. This information is to be submitted to the Department no later than October 15, 2012.

Insurance companies with no Pennsylvania private passenger automobile direct written premium in 2011 are required to submit only Part 2. This is to be submitted to the Department no later than October 15, 2012.

Consistent with previous Data Calls, the Department will consider the data submitted as proprietary and handle the data accordingly. See the instructions for additional information regarding the completion of the individual parts.

Submissions and inquiries should be directed to Bojan Zorkic, Insurance Department, Insurance Product Regulation and Administration, 1311 Strawberry Square, Harrisburg, PA 17120, (717) 787-6968, bzorkic@pa.gov.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 12-1476. Filed for public inspection August 3, 2012, 9:00 a.m.]

Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insureds have requested a hearing as authorized by the act of June 17, 1998 (P. L. 464, No. 68) (Act 68) in connection with the termination of the insureds’ automobile insurance policies. The hearings will be held in accordance with the requirements of Act 68; 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearings will be held in the Insurance Department’s regional office in Pittsburgh, PA. Failure by an appellant to appear at the scheduled hearing may result in dismissal with prejudice.

The following hearings will be held in Room 2026, Piatt Building, 301 5th Avenue, Pittsburgh, PA 15222.

Appeal of Timothy Manuel; file no. 12-188-118756; Interinsurance Exchange of the Auto Club; Doc. No. P12-05-025; August 28, 2012, 9 a.m.

Appeal of Larry Neal; file no. 12-183-120875; Integon Indemnity Corporation; Doc. No. P12-06-012; August 28, 2012, 11 a.m.

Appeal of Robin Moore; file no. 12-188-121820; American States Insurance Company; Doc. No. P12-06-025; August 28, 2012, 2 p.m.

Appeal of Terry Hunt; file no. 12-114-121490; Progressive Specialty Insurance Company; Doc. No. P12-07-001; August 29, 2012, 9 a.m.

Parties may appear with or without counsel and offer relevant testimony or other relevant evidence. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party’s case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

In some cases, the Insurance Commissioner (Commissioner) may order that the company reimburse an insured for the higher cost of replacement insurance coverage obtained while the appeal is pending. Reimbursement is available only when the insured is successful on appeal, and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce docu-

mentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

Following the hearing and receipt of the stenographic transcript, the Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Donna R. Fleischauer, Human Resources Director at (717) 705-4194.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 12-1477. Filed for public inspection August 3, 2012, 9:00 a.m.]

Review Procedure Hearings under the Unfair Insurance Practices Act

The following insureds have requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (act) (40 P. S. § 1171.8) in connection with their companies' termination of the insureds' homeowners policies. The hearings will be held in accordance with the requirements of the act; 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearings will be held in the Insurance Department's regional office in Pittsburgh, PA. Failure by an appellant to appear at a scheduled hearing may result in dismissal with prejudice.

The following hearings will be held in Hearing Room 2026, Piatt Building, 301 5th Avenue, Pittsburgh, PA 15222.

Appeal of Kim Stone; file no. 12-198-119628; American Modern Select Insurance Company; Doc. No. P12-05-024; August 28, 2012, 10 a.m.

Appeal of Thomas E. Smith; file no. 12-130-122382; American Strategic Insurance Corporation; Doc. No. P12-07-003; August 28, 2012, 3 p.m.

Appeal of Donna M. Adams; file no. 12-114-118966; State Farm Fire and Casualty Insurance Company; Doc. No. P12-05-016; August 29, 2012, 10 a.m.

Parties may appear with or without counsel and offer relevant testimony and/or other relevant evidence. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

Following the hearing and receipt of the stenographic transcript, the Insurance Commissioner (Commissioner) will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or

their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Donna R. Fleischauer, Human Resources Director at (717) 705-4194.

MICHAEL F. CONSEDINE,
Insurance Commissioner

[Pa.B. Doc. No. 12-1478. Filed for public inspection August 3, 2012, 9:00 a.m.]

LIQUOR CONTROL BOARD

Expiration of Leases

The Liquor Control Board seeks the following new sites:

Centre County, Wine & Spirits Store #1407 (Relocation), Bellefonte, PA

Lease expiration date: May 31, 2016

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 4,000 to 5,000 net useable square feet of new or existing retail commercial space serving Bellefonte, PA. The storeroom should have access to free parking and be able to accommodate tractor trailer deliveries.

Proposals due: August 24, 2012, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Region #3, 158 Purity Road, Suite B, Pittsburgh, PA 15235-4441
Contact: George D. Danis, (412) 723-0124

Erie County, Wine & Spirits Store #2509 (Relocation), Harborcreek Township, Erie, PA

Lease expiration date: March 31, 2012

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 4,500 to 5,000 net useable square feet of new or existing retail commercial space along Buffalo Road (US Route 20) in Harborcreek Township. Storeroom should have access to free parking and be able to accommodate tractor trailer deliveries.

Proposals due: August 24, 2012, at 12 p.m.

Department: Liquor Control Board
Location: Real Estate Region #3, 158 Purity Road, Suite B, Pittsburgh, PA 15235-4441
Contact: George D. Danis, (412) 723-0124

JOSEPH E. BRION,
Chairperson

[Pa.B. Doc. No. 12-1479. Filed for public inspection August 3, 2012, 9:00 a.m.]

PENNSYLVANIA EMERGENCY MANAGEMENT AGENCY

Application for the Fire Company and Volunteer Ambulance Services Grant Program

This notice provides information about the Fire Company and Volunteer Ambulance Services Grant Program (Program) as amended by the act of June 29, 2012 (P.L. 663, No. 78) (Act 78). Fire companies and volunteer ambulance services seeking grants under Act 78 shall submit completed applications no later than 4 p.m. on October 19, 2012. Written instructions and guidelines for the Program will be available online at the Office of State Fire Commissioner (Commissioner) web site at www.osfc.state.pa.us no later than September 1, 2012. Grant applications will be available online at the Commissioner's web site no later than September 5, 2012.

This notice is provided in accordance with 35 Pa.C.S. § 7822 (relating to publication and notice).

GLENN CANNON,
Director

[Pa.B. Doc. No. 12-1480. Filed for public inspection August 3, 2012, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Act 123 of 2012—Implementation of Unconventional Gas Well Impact Fee Act

Public Meeting held
July 19, 2012

Commissioners Present: Robert F. Powelson, Chairperson; John F. Coleman, Jr., Vice Chairperson; Wayne E. Gardner, partial dissenting statement follows; James H. Cawley; Pamela A. Witmer

*Act 13 of 2012—Implementation of
Unconventional Gas Well Impact Fee Act;
M-2012-2288561*

Reconsideration Order Regarding Chapter 23

By the Commission:

Introduction

On February 14, 2012, Governor Corbett signed into law Act 13 of 2012, the Unconventional Gas Well Impact Fee Act (Act 13), which amends Title 58 (Oil and Gas) of the Pennsylvania Consolidated Statutes. Act 13 provides, inter alia, for an impact fee, Oil and Gas Act amendments and standards for local ordinances. Act 13 allows counties to pass ordinances to impose an impact fee on unconventional gas well producers and, alternatively, allows municipalities, under certain circumstances, to adopt resolutions compelling the imposition of fees if a county elects not to do so.

The Pennsylvania Public Utility Commission's (Commission) administrative responsibilities for implementing the provisions of Act 13 are contained within Chapters 23 and 33 of the Act. On March 16, 2012, we issued a

Tentative Implementation Order addressing those responsibilities and proposing procedures to carry out the administrative responsibilities contained in these two chapters. That Order solicited comments from interested parties. Comments to the Tentative Order were filed by the Pennsylvania State Association of Township Supervisors (Townships), the Pennsylvania State Association of Boroughs (Boroughs), the County Commissioners Association of Pennsylvania (Counties), Carrizo Oil & Gas, Inc., and, jointly, the Pennsylvania Independent Oil & Gas Association, the Marcellus Shale Coalition, and the Associated Petroleum Industries of Pennsylvania (collectively, Producers). On May 10, 2012, we issued an Order addressing these comments and other issues associated with implementation of Chapter 23 of Act 13.

Following issuance of the May 10 Order, Petitions for Reconsideration were filed by the Producers and the Townships. On June 7, 2012, we issued an Order granting reconsideration pending a review of the merits of the petitions. Additionally, on June 15, 2012, the Producers filed a Petition for Leave to File an Answer and an Answer in Support of the Townships' Petition.¹ This Order is limited to the issues raised in those petitions.

The Producers' Petition.

The Producers raise two issues in their Petition. First, the Producers comment that the Commission's treatment of vertical gas wells² should be modified. In our May 10 Order, we discussed vertical unconventional gas wells and determined that those wells "will be treated identically to horizontal unconventional wells including the three year minimum fee, with the exception of the fee amount, which is 20% of the unconventional horizontal gas well impact fee, and the termination of the fee in years 11-15." Implementation Order, p. 8. The Producers allege that vertical unconventional gas wells should not be subject to the three year minimum fee established at 58 Pa.C.S. § 2302(b.1), and should only be subject to the fee if they meet designated production levels.

In support of their argument, the Producers allege that a vertical well, by definition, is limited to wells that produce natural gas in quantities greater than that of a stripper well (a minimum of 90,000 cubic feet of gas per day during any calendar month). A well that does not produce this minimum amount of gas does not qualify as a vertical gas well. 58 Pa.C.S. § 2301. The Producers argue that it is production that is determinative of whether a vertical gas well is subject to the impact fee, not spudding³ as in the case of horizontal unconventional gas wells.

We agree with the Producers' comment that a vertical gas well is only subject to the impact fee if it produces sufficient quantities of gas to qualify the well, by definition, as a vertical gas well. As we noted earlier, 58 Pa.C.S. § 2301 defines a vertical gas well as an "unconventional gas well which utilizes hydraulic fracture treatment through a single vertical well bore and produces natural gas in quantities greater than that of a stripper well." Further, 58 Pa.C.S. § 2302(f) provides that "the fee for a vertical unconventional gas well shall be 20% of the fee established in subsections (b) (concerning amount of fee) and (c) (concerning annual adjustment of fee) . . ."

¹ Given the purpose of this proceeding, to provide instructional guidance relative to Chapter 23 of Act 13, we will grant the Producers' Petition for Leave and consider their Answer in support of the Townships' Petition.

² "Vertical gas well" is defined as "an unconventional gas well which utilizes hydraulic fracture treatment through a single vertical well bore and produces natural gas in quantities greater than that of a stripper well." 58 Pa.C.S. § 2301.

³ Spudding is defined as the actual start of drilling on an unconventional gas well. 58 Pa.C.S. § 2301.

Based upon these two provisions, it is apparent that in order to qualify as a vertical gas well, a well must meet certain minimum production levels. If a particular well does not meet those levels, the impact fee is not initially triggered, since the well does not qualify as a vertical well.

However, the remaining issue is whether once the impact fee is triggered for a vertical gas well, is the well subject to the three year minimum fee established at 58 Pa.C.S. § 2302(b.1). The Producers argue that a vertical well is not subject to a three year minimum. In support of their argument, the Producers allege that Section 2302(f), 58 Pa.C.S. § 2302(f), does not contain a reference to § 2302(b.1), which section serves as the foundation for the minimum three year fee requirement. The Producers argue that absent this reference, as well as the actual definition of vertical gas well requiring production minimums, a vertical gas well that does not meet minimum production levels is not subject to the three year minimum fee requirement.

We agree with the Producers' argument. A vertical gas well which falls below designated production levels is no longer, by definition, a vertical gas well. The legislature excluded a reference to Section 2302(b.1) at subsection 2302(f), which concerns the "vertical unconventional gas well fee." Absent reference to that specific section which establishes the minimum three year fee requirement, as well as not qualifying, by definition, as a vertical gas well, a vertical gas well is not subject to the three minimum fee requirement established at Section 2302(b.1). Beyond the language of Act 13, this interpretation is consistent with the Conference Committee Report for HB 1950, which specifies that a "vertical unconventional gas well shall only pay a fee if it is producing in quantities greater than those of a stripper well." Based on the foregoing, we will grant the Producers' request for reconsideration on this issue.

As a final observation on our treatment of vertical gas wells, we note that a vertical gas well derives its status based on production levels. Those production levels are determined per day during any calendar month. If a vertical gas well qualifies as such, via production levels, during any calendar month in a calendar year, that well will be subject to the impact fee. 58 Pa.C.S. §§ 2301, 2302(f).

In order to administer this provision, producers must supply production information for 2011 to ensure that a particular well qualifies as a vertical gas well and is therefore subject to the fee. All vertical gas wells on the DEP spud list as of December 31, 2011, will be subject to the fee unless the producer verifies to the Commission, on or before August 15, 2012, that a particular vertical well did not produce natural gas in quantities greater than that of a stripper well during any calendar month in 2011.⁴ For years after 2011, producers must verify on the annual "Producer Well Report" form filed with the Commission each April 1, production for all vertical gas wells for which a fee is not due.⁵

The Producers also comment that the assessment established at subsection 2303(c), 58 Pa.C.S. § 2303(c), should be allocated only to those producers' wells that are subject to the impact fee, not all producers' wells.⁶

⁴ Producers may provide this information by letter to the Commission's Secretary, together with a verification. 52 Pa. Code § 1.36. The letter should contain relevant information on each vertical well, including well identification, location and monthly production data.

⁵ The Producer Well Report form will be modified to reflect this change.

⁶ The Producers acknowledge that their concern is currently moot since all eligible counties adopted an impact fee, as noted in our May 10, 2012 Order.

Our review of the relevant statutory provision, 58 Pa.C.S. § 2303(c), reveals that the allocation of the Commission assessment is to be made on "all producers subject to the administrative charge" (§ 2303(c)(2)), and, conversely, on "all producers subject to the unconventional gas well fee" (§ 2303(c)(3)). In our May 10, 2012 Order, we focused on the language of subsection 2303(c)(2) in reaching the result that all producers, not just those subject to the impact fee, must pay the assessment. Upon further review, we believe that subsection 2303(c)(3) establishes the proper methodology, limiting the assessment to "producers subject to the unconventional gas well fee." 58 Pa.C.S. § 2303(c)(3). This limitation also applies to the \$50 per spud unconventional gas well fee established at 58 Pa.C.S. § 2303(c)(1).

Therefore, we will grant reconsideration on this issue, consistent with the foregoing discussion. We emphasize that, at this juncture, this is a moot discussion, since all producers are subject to the fee via the election of all eligible counties to impose an impact fee.

The Townships' Petition.

The Townships' Petition for Reconsideration is limited to the Commission's treatment of subsection 2314(e), 58 Pa.C.S. § 2314(e), concerning restrictions on allocations of funds to municipalities. By way of background, subsection 2314(e) provides limitations on the funds a particular municipality may receive from the Unconventional Gas Well Fee. In our May 10, 2012 Order, we discussed this provision:

The statutory language at Section 2314(e) specifies "the total budget for the prior fiscal year beginning with the 2010 budget year" as the amount to be used in determining the amount to be allocated to a municipality. 58 Pa.C.S. § 2314(e). The language in subsection (e) does not include any provisions for updates to the 2010 budget year to account for subsequent revisions. On the other hand, the statute does provide for subsequent updates to the 2010 budget amount "to reflect upward changes in the Consumer Price Index (CPI)" for the region. 58 Pa.C.S. § 2314(e). *Accordingly, we view the statutory provision for subsequent upward increases in the CPI as the sole means by which the originally approved 2010 budget amount can be updated.* (emphasis added), pp. 17,18.

The Townships first suggest that the Commission erred in determining that "subsequent upward increases in the CPI [are] the sole means by which the originally approved 2010 budget amount can be updated." The Townships argue that this interpretation fails to give full meaning to the language of subsection 2314(e) and is not reflective of legislative intent, citing prior versions of this provision. Further, as a policy argument, the Townships allege that the Commission's interpretation is contrary to one of the purposes of Act 13, which is to ensure that municipalities have sufficient funds to deal with the local impacts of unconventional gas well drilling.

We have considered the Townships' arguments and find them persuasive. The applicable provision, 58 Pa.C.S. § 2314(e), provides:

(e) *Restriction.*—The amount allocated to each municipality under subsection (d) shall not exceed the greater of \$500,000 or 50% of the total budget for the prior fiscal year beginning with the 2010 budget year and continuing every year thereafter, adjusted to reflect any upward changes in the Consumer Price Index for all Urban Consumers for the Pennsylvania,

New Jersey, Delaware and Maryland area in the preceding 12 months. Any remaining money shall be retained by the commission and deposited in the Housing Affordability and Rehabilitation Enhancement Fund for the uses specified under subsection (f).

This provision is a cap on the distribution amounts a municipality may receive via the impact fee. The formula used to determine a municipality's initial entitlement is provided at 58 Pa.C.S. § 2314(d). Subsection 2314(d) provides that, after initial distributions to various state agencies, 60% of the revenue remaining in the fund from fees collected are appropriated to counties and municipalities for purposes specified at 58 Pa.C.S. § 2314(g). The 60% is distributed to: counties in which spud unconventional gas wells are located (36%); municipalities in which spud unconventional gas wells are located (37%); and municipalities located in a county in which spud unconventional gas wells are located (27%). The distribution amount for each municipality, however, is potentially limited by the provisions of subsection 2314(e).

The restriction provided at subsection 2314(e) is the greater of \$500,000 or "50% of the total budget for the prior fiscal year beginning with the 2010 budget year and continuing every year thereafter, adjusted to reflect any upward changes in the Consumer Price Index. . . ." (emphasis added).

Upon further review of this provision, we find that the statutory language envisions an annual submission of the municipal budget for the prior fiscal year. This interpretation is consistent with the legislative history of this provision, which in its prior version did not contain the reference to the continuing submission of municipal budgets. Townships' Petition at 6. Also, this interpretation is consistent with the tenet of statutory construction that "whenever possible each word in a statutory provision is to be given meaning and not to be treated as surplusage." *In re Employees of Student Services*, 495 Pa. 42, 52, 432 A.2d 189, 195 (1981). In using the words "prior fiscal year beginning with" in reference to the 2010 budget year and the phrase "continuing every year thereafter", the legislation specifies that budget years other than 2010 are to be used to determine the limits on impact fee distributions in subsequent years. To rule otherwise would fail to give meaning to the words in the text of the statute. Accordingly, we grant the Townships' Petition on this issue.⁷

Additionally, the CPI adjustments contained at subsection 2314(e) apply to both the \$500,000 figure as well as the submitted budget figure.⁸ We agree with the Townships and Producers that the CPI adjustment language in subsection 2314(e) refers to both preceding phrases. This interpretation is consistent with both the grammar of this subsection, given that the qualifying phrase regarding the CPI adjustment is preceded by a comma, as well as the intent of Act 13, ensuring that affected municipalities will have sufficient funds to deal with local impacts. Further, we note that this interpretation will not adversely affect any municipality receiving funds under 58 Pa.C.S. § 2314(d), since distribution amounts are separately calculated and this provision only serves as a cap on those amounts. Therefore, we will grant reconsideration on this issue.

The Townships also request that the Commission should clarify whether municipalities should submit "originally approved budgets" or "final approved budgets"

pursuant to Section 2314(e). The Townships comment that the proper terminology is the "final approved budget."

We agree with the Townships on this issue. It is the final budget for 2010 that is the relevant inquiry, that is, the budget amount that has received final approval by the municipality's governing body. This interpretation allows municipalities to accurately report budget amounts.⁹ Therefore, we will grant reconsideration on this issue. Municipalities are to submit the final approved budget from 2010, pursuant to subsection 2314(e), 58 Pa.C.S. § 2314(e).

Additional Matters.

Pursuant to 58 Pa.C.S. § 2304, producers subject to the impact fee must notify the Commission of the following within 30 days after the calendar month in which the change occurs: (1) the spudding of additional unconventional gas wells; (2) the initiation of production at an unconventional gas well; or (3) the removal of an unconventional gas well from production. We addressed this requirement in our May 10, 2012 Order and the Producer Update Report (Attachment B thereto). However, upon further review, we believe clarification is required. The report is only to be filed if a designated event occurs. The report is to be filed electronically with the Commission. The due date for the report is 30 days after the end of the calendar month in which the event occurred. For example, if the event occurred on September 3, 2012, the report would be due October 30, 2012. We hope this clarifies our treatment of this issue. *Therefore,*

It Is Ordered That:

1. The Producers' Petition for Leave to File an Answer is granted.
2. The Petitions for Reconsideration filed by the Producers and the Townships are hereby granted, consistent with this Order.
3. Our May 10, 2012 Order is modified consistent with this Order.
4. On or before August 15, 2012, Producers must supply production information for 2011 for vertical gas wells, as provided herein.
5. A copy of this Order shall be published in the *Pennsylvania Bulletin* and posted on the Commission's website at www.puc.state.pa.us click on Natural Gas/Act 13 (Impact Fee).
6. A copy of this Order shall be served on all commentators.

ROSEMARY CHIAVETTA,
Secretary

Partial Dissenting Statement of Commissioner Wayne E. Gardner

Before the Commission today are the Petitions for Reconsideration filed by the Pennsylvania State Association of Township Supervisors and the Pennsylvania Independent Oil & Gas Association, the Marcellus Shale Coalition, the Associated Petroleum Industries of Pennsylvania, and Corizzo Oil & Gas, Inc. (collectively, Producers). I agree with my colleagues on the resolution of most of the issues addressed in the Reconsideration Order. However, there is one issue on which I must respectfully dissent. It is whether or not vertical wells must pay an

⁷ We note that municipalities must timely file budget reports annually. Failure to do so will result in the application of the \$500,000 cap.

⁸ We decline to extend this CPI adjustment to the initial distribution, since this serves as the starting point.

⁹ We note that municipalities are required to file an Annual Audit and Financial Report with the Department of Community and Economic Development and that the Auditor General has general audit authority over county and municipal accounts. 72 Pa.C.S. § 403. As such, the final approved budgets and actual expenditures will be subject to government oversight at the state level.

impact fee for a minimum of three years. I believe the Commission's original interpretation of that provision was correct.

Section 2302(b.1) of Act 13, 58 Pa.C.S. § 2301(b), directs that once an unconventional gas well is spud, it must begin paying the impact fee and that it must pay the fee for at least three years even if subsequently capped or producing amounts less than that of a stripper well. In our Final Implementation Order, we stated that this provision applies to all unconventional wells including vertical wells.¹⁰

In the Petition for Reconsideration, the Producers argue that the three-year requirement in Section 2302(b.1) does not apply to those wells which had been classified as vertical wells. The Producers contend that once a vertical well does not produce the minimum amount of gas, it no longer qualifies as a vertical gas well and, therefore, is not subject to the three-year minimum fee. The majority today adopts the argument set forth by the Producers.

I disagree. Section 2301(b), which delineates the fee schedule, provides that the fee adopted by a county or municipality "is imposed on every producer and shall apply to unconventional gas wells spud in this Commonwealth regardless of when spudding occurred." Section 2301(b.1) then provides an exception/clarification regarding the fee to be collected from nonproducing unconventional gas wells: "If a spud unconventional gas well begins paying the fee imposed under this section and is subsequently capped or does not produce natural gas in quantities greater than that of a stripper well within two years after paying the initial fee, then the fee shall be suspended." As such, all unconventional gas wells are subject to a fee for a minimum of three years.

According to Section 2301 of the Act, an unconventional gas well is a bore hole drilled for the purpose of the production of gas from an unconventional formation. In Section 2301, an unconventional formation is defined as a specified geological shale formation where natural gas cannot be produced at economic flow rates or volumes except by vertical or horizontal wells stimulated by hydraulic fracturing or other techniques. Finally, a vertical gas well is an unconventional vertical well bore which produces gas in quantities greater than that of a stripper well. Once a vertical well is capped or producing gas in quantities less than that of a stripper well, it then meets the definition of a nonproducing unconventional gas well. As such, it is still an unconventional well because it is a well bored into an unconventional formation. Therefore, it is subject to an impact fee under Section 2302(b).

Section 2302(f) provides, in pertinent part, that, the "fee for a vertical unconventional gas well shall be 20% of the fee established in [subsection 2302(b)]." The Producers argue that because Section 2302(f) does not reference the three-year minimum specifically, vertical wells are not subject to the three-year minimum. This reading of the Act ignores the structure and companion provisions contained in § 2302. Section 2302(b) applies to all unconventional wells—horizontal and vertical. Section 2302(f) then makes an exception to the fee structure contained in part (b). One must still apply part (b) in order to determine the fee to be assessed for vertical wells. Because vertical wells which stop producing below stripper well levels remain, by definition, nonproducing unconventional gas wells, Section 2302(b.1) is applicable and vertical wells must also pay the fee for three years.

I am cognizant that a concern exists that should this interpretation be adopted, it could result in unconven-

tional vertical bore wells, which never produced, paying 100% of the fee described in § 2302(b) with producing vertical wells paying 20% of that fee. Section 2302(b) provides that the impact fee is to apply to all spud unconventional gas wells. No exception is given for a spud well which never produces amounts over that of a stripper well. Therefore, under Section 2302(b.1), all spud unconventional wells must pay the impact fee for at least three years. Concern has been voiced that because there is no mention in part (b.1) that unconventional vertical bore wells only have to pay 20% of the fee rather than 100%, they must be assessed at 100%. This concern is unfounded and would not be allowed under the Rules of Statutory Construction.

The rules of Statutory Construction dictate that the General Assembly does not intend a result that is absurd or unreasonable, that it intends the entire statute to be effective and certain, 1 Pa.C.S. § 1922(1), and that every statute shall be construed, if possible, to give effect to all its provisions. 1 Pa.C.S. § 1221. Additionally, statutes are in *pari materia* when they relate to the same thing or class of things and must be construed together. 1 Pa.C.S. § 1932. When the relevant provisions are read together, an absurd result is not reached. Section 2302(b) describes the components of the fee for unconventional wells. Section 2302(b.1) speaks to the minimum amount of time a fee can be collected. Section 2302(f) provides a discounted rate methodology for a particular type of unconventional well. Each section has a specific purpose, and when construed together, provides that unconventional vertical bore wells, producing and non-producing, must pay the fee for at least three years, at 20% of the rate paid by horizontal wells.

The interpretation of these provisions adopted by the majority today fails to give effect to the definition of an unconventional well which is provided by the plain language of the statute.

WAYNE E. GARDNER,
Commissioner

[Pa.B. Doc. No. 12-1481. Filed for public inspection August 3, 2012, 9:00 a.m.]

Final Order Regarding Plan to Implement a One-Year Timeframe for Inactive Telecommunication Carriers to Provide Service on an Annual Basis Within the Commonwealth; Implementation of the Telecommunications Act of 1996

Public Meeting held
July 19, 2012

Commissioners Present: Robert F. Powelson, Chairperson; John F. Coleman, Jr., Vice Chairperson; Wayne E. Gardner; James H. Cawley; Pamela A. Witmer

Final Order Regarding the Commission's Plan to Implement a One-Year Timeframe for Inactive Telecommunication Carriers to Provide Service on an Annual Basis Within the Commonwealth of Pennsylvania;
Doc. No. M-2011-2273119

Implementation of the Telecommunications Act of 1996;
Doc. No. M-00960799

Final Order

By the Commission:

By Tentative Order entered on March 1, 2012, the Commission sought comments regarding the proposed

¹⁰ See Implementation Order Regarding Chapter 23, M-2012-2288561 at 8 (May 10, 2012).

implementation of a one-year timeframe requirement for telecommunication carriers¹ to actively provide service on an annual basis to customers² within the Commonwealth of Pennsylvania. The Commission believes that it is sound public policy for carriers not to hold Certificates of Public Convenience (CPCs) for an extended period of time without providing service to customers. This order constitutes the final order necessary for implementation of a timeframe requirement for telecommunication carriers to actively provide service on an annual basis to customers.

Background

In the Implementation Orders,³ the Commission set forth various requirements in accordance with the Telecommunications Act of 1996 (TA-96), such as a financial fitness affidavit and a proposed tariff, for telecommunication carriers to apply for a CPC. However, the Commission did not establish a mandatory timeframe requirement for a carrier to begin to provide service to wholesale and/or retail customers upon receipt of its CPC. The Commission has recently discovered that not requiring initiation of telecommunications service to customers within a specified timeframe has resulted in certified carriers not providing service at all or remaining inactive for several years.

Thus, by a Tentative Order approved on March 1, 2012, the Commission proposed to implement a one-year time requirement for telecommunications carriers to actively provide service on an annual basis to customers. As set forth in the Order, the Commission outlined a two-part process to implement the time frame requirement: one for existing carriers that are certificated as of the date the one-year requirement is effective and one for new entrants that receive Commission certification after the one-year requirement is effective.

We believe that a one-year timeframe should provide new entrants ample opportunity to begin offering services to customers without creating a barrier to entry. However, within the Tentative Order, the Commission proposed to allow new entrants receiving certification after the one-year requirement is effective who have not provided telecommunications services to customers for twelve consecutive months the option of asking for a six-month extension of the one-year timeframe requirement. Alternatively, carriers were also given the option of voluntarily abandoning their CPC or going through the Commission's established process to revoke the CPC. The Tentative Order was published in the *Pennsylvania Bulletin* on March 17, 2012.⁴ Comments were due 20 days after publication and reply comments 10 days following the comment deadline.

Discussion

The Commission received two comments regarding the Tentative Order entered on March 1, 2012, and no reply comments.

On April 6, 2012, the Broadband Cable Association of Pennsylvania (BCAP) commented that the proposed timeframe requirement, even with a six-month extension, which is a total of 18 months altogether, may not be long enough for a carrier to provide service to customers if the company is involved in lengthy negotiations of interconnection agreements or other commercial interconnection

arrangements. BCAP stated, “[a]s the Commission suggests, even when both parties proceed in good faith, multiple disputed issues can lead to protracted negotiations and sometimes to lengthy litigation.”⁵ BCAP requests the proposed procedure be revised so competitive local exchange carriers (CLECs) can seek and be granted multiple extensions for good cause shown.⁶

Disposition: The proposed timeframe requirement is not meant to create a barrier to entry but to ensure that customers are provided with competitive choices in an expedient and timely basis. Because we recognize there are circumstances where interconnection issues can lead to lengthy delays, the Tentative Order was designed with an option whereby new entrant receiving certification after the one-year requirement is effective may request, for good cause, a six-month extension of the 1-year time frame to initiate service to customers. Thus, the timeframe outlined in the Tentative Order has already taken into consideration the length of time needed for negotiations and/or litigation to occur. Nevertheless, we propose in this Order to permit a new entrant receiving certification after the one-year requirement is effective to request one additional six-month extension after the initial six-month extension has expired. The Commission will review the inactive carrier's request for an additional extension on a case-by-case basis and may allow the additional extension provided that the inactive carrier submits proof of active good faith interconnection negotiations or relevant litigation.

The second comment was filed on April 9, 2012, on behalf of the Health Group Telecommunications (HGT or the Company), which is certified as a CLEC and interexchange carrier (IXC) Reseller in Pennsylvania. HGT has no facilities of its own. The Company proposed in its comments that rather than having an inactive carrier surrender its CPC, the company's CPC would be transitioned into an “inactive” status and the Commission can then charge a fee to maintain this status. HGT explains that “there may be legitimate business and practical reasons for [*sic*] why a carrier would wish to retain its certificates of authority even though it may not be actively providing telecommunications services.”⁷ HGT explains that it is not currently offering nor has it ever offered telecommunications services.⁸ Instead, HGT negotiates discounted billing arrangements with carriers on behalf of its select non-profit community hospital clients. HGT further states that it uses its CPC in negotiations to ensure that its clients receive the most cost effective services necessary. The Company is concerned that if it is required to surrender its CPC, then it would no longer be “at the ready”⁹ and able to negotiate cost effective and high quality services for its clients. HGT opines that if it would need to re-apply for certification, it would not be able to provide services until final approval of the application which HGT claims would take five to nine months depending on the authority sought.

HGT suggests, for the above reasons, that the Commission allow carriers an option of an inactive status. The Company realizes that such an option could likely incur costs for the Commission to monitor carriers that “are not receiving any jurisdictional revenue upon which the Commission can levy an assessment pursuant to 66 Pa.C.S.

¹ Telecommunications carrier for purposes of this Order is any carrier approved to provide service as a Competitive Local Exchange Carrier (CLEC), Competitive Access Provider (CAP), or Interexchange Carrier (IXC).

² Customers can be either wholesale or retail.

³ Docket No. M 00960799 entered Orders of June 3, 1996 and September 9, 1996 (Implementation Orders)

⁴ 42 Pa.B. 11.

⁵ Comments of the Broadband Cable Association of Pennsylvania on Tentative Order; p. 1

⁶ *Id.* at p. 2

⁷ Comments of Health Group Telecommunications; p. 1

⁸ HGT's original application indicated the company would operate as a reseller of CLEC and IXC services.

⁹ Comments of Health Group Telecommunications; p. 3

§ 510.¹⁰ Therefore, the Commission should institute a reasonable fee for those carriers that take the inactive option. HGT avers a \$1,000 fee per year might be reasonable for this option. The Company also states that the Commission should simplify the reporting requirements for inactive carriers in order to reduce the regulatory costs of the Commission.

Disposition: We disagree that there are any practical reasons for an entity to hold a CPC when it does not provide any service (or plan to provide any service) to the public. A CPC is issued for a carrier to become a public utility and provide utility service to the public whether that service is retail or wholesale. Thus, a CPC is evidence that an entity is providing utility service to the public. A CPC is not simply a bargaining chip to be used as leverage to negotiate better rates for a company or its clients.¹¹ The Commission also disagrees with HGT's assessment that it would take the Commission five to nine months or longer to process an application for a carrier that had surrendered its CPC but then later decides to offer services in Pennsylvania again. The Commission routinely grants provisional operational authority to CLECs that seek to enter the service areas of certain incumbent local exchange carriers (ILECs), and while their respective applications are undergoing review. The routine grant of provisional operational authority also takes place for the market-entry applications of facilities-based and reseller IXC and competitive access providers (CAPs) that seek to offer services throughout Pennsylvania. While CLEC applications for the provision of competitive services within the service areas of certain ILECs are not accorded provisional operational authority, such applications—if unopposed—are generally processed and approved within a period of three months. While HGT's desire to reduce the Commission's regulatory costs is commendable, we must make it clear that the main reason for this timeframe requirement is aimed at the public good of carriers providing service to customers in an expeditious manner once a CPC is approved. Therefore, we reject the concept of an inactive status for carriers.

Summary of Changes

Based on the comments to the Tentative Order, we have revised some aspects of the time frame requirement. We recognize the potential for lengthy negotiations of interconnection agreements or other commercial interconnection arrangements, as well as the potential for relevant litigation. Therefore, we will permit new entrants receiving certification after the one-year requirement is effective to request an additional extension of time once the initial six-month extension has expired. The Commission will review these requests on a case-by-case basis and the additional extension will only be granted for good cause shown. The carrier must provide data to show proof of engaging in good faith negotiations for obtaining requisite interconnection agreements or other commercial arrangements.

Conclusion

Based on the foregoing, the Commission requires telecommunications carriers to be actively engaged in providing services on an annual basis within the Commonwealth of Pennsylvania. By this action, the Commission will have a more complete list of active carriers and have a better understanding of when and how telecommunications carriers serve customers within the Commonwealth.

Upon adoption of this final order, the Commission will issue a secretarial letter to inform all telecommunications carriers (with the exception of incumbent local exchange carriers) of the new timeframe requirement; *Therefore,*

It Is Ordered That:

1. Within 45 days of publication in the *Pennsylvania Bulletin*, the Bureau of Technical Utility Service and the Law Bureau will create a secretarial letter informing all telecommunications carriers (with the exception of incumbent local exchange carriers) of the new timeframe requirement. The date on this letter will start the one-year timeframe within which the carriers must begin service if they are currently not serving customers.

2. A new entrant receiving certification after the one-year requirement is effective may request one additional six-month extension after the initial six-month extension has expired. The Commission will review the inactive carrier's request for an additional extension on a case-by-case basis and may allow the additional extension provided that the inactive carrier submits proof of active good faith interconnection negotiations or relevant litigation.

3. Bureau of Technical Utility Service identify carriers that are not currently providing services to customers using the reports outlined in the tentative order.

4. This Final Order be published in the *Pennsylvania Bulletin* and a copy be served on the Pennsylvania Emergency Management Agency, the Office of Consumer Advocate, and the Office of Small Business Advocate.

5. A copy of this Final Order be published on the Commission's website.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 12-1482. Filed for public inspection August 3, 2012, 9:00 a.m.]

Natural Gas Service

A-2012-2315535. UGI Central Penn Gas, Inc. Application of UGI Central Penn Gas, Inc. for approval of the abandonment of natural gas service to one residential customer and three commercial customers located in Oil City, Venango County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before August 20, 2012. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Pennsylvania Public Utility Commission's web site at www.puc.state.pa.us, and at the applicant's business address.

Applicant: UGI Central Penn Gas, Inc.

Through and By Counsel: Mark C. Morrow, Esquire, Melanie J. Elatieh, Esquire, UGI Corporation, 460 North Gulph Road, King of Prussia, PA 19406

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 12-1483. Filed for public inspection August 3, 2012, 9:00 a.m.]

¹⁰ Comments of Health Group Telecommunications; p. 4

¹¹ Apparently, HGT threatens to compete against the other carrier unless that carrier comes up with a preferred discount for the HGT clients.

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by August 20, 2012. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

Application of the following for approval to *begin operating as common carriers for transportation of persons as described under the application.*

A-2012-2301439. Gholston Paratransit Service, LLC (5070 Parkside Avenue, Suite 2100, Philadelphia, Philadelphia County, PA 19131), for the right to begin to transport, as a common carrier, by motor vehicle, persons, persons in Paratransit service, between points within a 3.5-mile radius of 5070 Parkside Avenue, Philadelphia, PA.

Application of the following for approval of the *beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of household goods by transfer of rights as described under the application.*

A-2012-2303418. Bryan A. Hall (P. O. Box 173, Bedford, Bedford County, PA 15522)—household goods in use, which is to be a transfer of all of the operating rights under the certificate issued to Maynard Hall at A-00092562, subject to the same limitations and conditions.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 12-1484. Filed for public inspection August 3, 2012, 9:00 a.m.]

Telecommunications

A-2012-2315317. Verizon North, LLC and MCImetro Access Transmission Services, LLC. Joint petition of Verizon North, LLC and MCImetro Access Transmission Services, LLC for approval of a replacement interconnection agreement and amendment No. 1 under section 252(e) of the Telecommunications Act of 1996.

Verizon North, LLC and MCImetro Access Transmission Services, LLC, by its counsel, filed on July 20, 2012, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of a replacement interconnection agreement and amendment No. 1 under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North, LLC and MCImetro Access Transmission

Services, LLC joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 12-1485. Filed for public inspection August 3, 2012, 9:00 a.m.]

Telecommunications

A-2012-2315316. Verizon North, LLC and NetCarrier Telecom, Inc. Joint petition of Verizon North, LLC and NetCarrier Telecom, Inc. for approval of amendment No. 1 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, LLC and NetCarrier Telecom, Inc., by its counsel, filed on July 20, 2012, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an amendment No. 1 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North, LLC and NetCarrier Telecom, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 12-1486. Filed for public inspection August 3, 2012, 9:00 a.m.]

Telecommunications

A-2012-2314899. Verizon North, LLC and Ymax Communications Corp. Joint petition of Verizon North, LLC and Ymax Communications Corp for approval of an amendment No. 2 to interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, LLC and Ymax Communications Corp, by its counsel, filed on July 19, 2012, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment No. 2 to interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North, LLC and Ymax Communications Corp joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 12-1487. Filed for public inspection August 3, 2012, 9:00 a.m.]

Telecommunications

A-2012-2315345. Verizon Pennsylvania, Inc. and MCImetro Access Transmission Services, LLC. Joint petition of Verizon Pennsylvania, Inc. and MCImetro Access Transmission Services, LLC for approval of a replacement interconnection agreement and amendment No. 1 under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and MCImetro Access Transmission Services, LLC, by its counsel, filed on July 20, 2012, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of a replacement interconnection agreement and amendment No. 1 under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and MCImetro Access Transmission Services, LLC joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 12-1488. Filed for public inspection August 3, 2012, 9:00 a.m.]

Telecommunications

A-2012-2315296. Verizon Pennsylvania, Inc. and NetCarrier Telecom, Inc. Joint petition of Verizon Pennsylvania, Inc. and NetCarrier Telecom, Inc. for approval of amendment No. 1 to interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and NetCarrier Telecom, Inc., by its counsel, filed on July 20, 2012, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an amendment No. 1 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and NetCarrier Telecom, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 12-1489. Filed for public inspection August 3, 2012, 9:00 a.m.]

Telecommunications

A-2012-2314874. Verizon Pennsylvania, Inc. and Ymax Communications Corp. Joint petition of Verizon Pennsylvania, Inc. and Ymax Communications Corp for approval of amendment No. 2 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and Ymax Communications Corp, by its counsel, filed on July 19, 2012, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment No. 2 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and Ymax Communications Corp joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 12-1490. Filed for public inspection August 3, 2012, 9:00 a.m.]

PHILADELPHIA PARKING AUTHORITY

Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent or temporary authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant. The company has applied to transfer the rights held by Crossroad Cab Corp. (CPC No. 1000308-01, Medallion P-0846) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

A-12-07-01. Kharowal Corp., 491 Bethlehem Pike, Apt. C1, Fort Washington, PA 19034, registered with the Commonwealth on April 23, 2007.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148, with a copy served on the applicant by August 20, 2012. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 12-1491. Filed for public inspection August 3, 2012, 9:00 a.m.]

Motor Carrier Stock Transfer Application for Medallion Taxicab Service in the City of Philadelphia

Permanent or temporary authority to render service as a common carrier in the City of Philadelphia as a Medallion Taxicab Service has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant, docket A-12-07-04. The applicant has applied to have 50% of the stock of U&Y Corp., CPC 1014307-01 transferred to him.

Khaliq Hussain, 2301 Church Street Philadelphia, PA 19124.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148, with a copy served on the applicant by August 20, 2012. Documents filed in support of the application are available for inspection at the TLD office between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 12-1492. Filed for public inspection August 3, 2012, 9:00 a.m.]

PUBLIC SCHOOL EMPLOYEES' RETIREMENT BOARD

Hearings Scheduled

Hearings have been scheduled, as authorized by 24 Pa.C.S. Part IV (relating to Public School Employees' Retirement Code), in connection with the Public School Employees' Retirement System's (System) denial of Claimant's request concerning the indicated account.

The hearings will be held before a hearing officer at the Public School Employees' Retirement System, 5 North Fifth Street, Harrisburg, PA 17101:

September 26, 2012	William R. Hoffman (Purchase of Service)	1 p.m.
October 10, 2012	Bruce E. George (Calculation of Final Average Salary)	1 p.m.

Persons with a disability, who wish to attend the previously listed hearings, and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact Barb Book, Assistant to the Executive Director at (717) 720-4617 to discuss how the System may best accommodate their needs.

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearings will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law). Under 22 Pa. Code § 201.1 (relating to applicability of general rules), procedural matter will be in conformance with 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) unless specific exemption is granted.

JEFFREY B. CLAY,
Executive Director

[Pa.B. Doc. No. 12-1493. Filed for public inspection August 3, 2012, 9:00 a.m.]

STATE CONSERVATION COMMISSION

Action on Odor Management Plans for Concentrated Animal Operations and Concentrated Animal Feeding Operations and Volunteers Complying with the Commonwealth's Facility Odor Management Program

The State Conservation Commission has taken the following actions on previously received applications for Odor Management Plans under 3 Pa.C.S. §§ 501—522 (relating to nutrient management and odor management).

Persons aggrieved by any action may appeal under 3 Pa.C.S. § 517 (relating to appealable actions), section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law) to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service at (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

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

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

Odor Management Plan—Public Notice Spreadsheet—Actions

<i>Ag Operation Name, Address</i>	<i>County/Township</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>New or Amended</i>	<i>Action Taken</i>
Star Rock Dairy, Inc. 175 Chestnut Grove Road Conestoga, PA 17516	Lancaster County/ Manor Township	0	Cattle	Amended	Approved
Hummel Family Farms, LLC 3493 Middle Road Middleburg, PA 17842	Snyder County/ Center Township	682.85	Swine	New	Approved
Martin Farms 167 Overcash Road Chambersburg, PA 17202	Franklin County/ Guilford Township	0	Cattle	New	Approved
John H. Fisher 18 Embick Lane Loganton, PA 17747	Clinton County/ Greene Township	35.51	Layers	New	Approved
Hidden Acres Farms 2115 Rohrer Road Manheim, PA 17545	Lancaster County/ Ralpho Township	341.42	Swine	New	Approved
Four Winds Dairy, Inc. 400 Van Etten Road Ulysses, PA 16948	Potter County/ Harrison Township	0	Cattle	New	Approved

MICHAEL L. KRANCER,
Chairperson

[Pa.B. Doc. No. 12-1494. Filed for public inspection August 3, 2012, 9:00 a.m.]

STATE TAX EQUALIZATION BOARD

Common Level Ratio

The State Tax Equalization Board has established a Common Level Ratio for each county in the Commonwealth for the calendar year 2011. The ratios were mandated by Act 267-1982.

The law requires the State Tax Equalization Board to use statistically acceptable techniques, to make the methodology for computing ratios public and to certify, prior to July 1, the ratio to the Chief Assessor of each county each year.

The statistical acceptable technique which the Board used for the 2011 Common Level Ratio is to determine the arithmetic mean of the individual sales ratios for every valid sale received from the county for the calendar year 2011.

The methodology used is to include every valid sale and compute an average mean. Using this mean as a base, the State Tax Equalization Board has defined high and low limits by multiplying and dividing this computed mean by 4. For those counties which have a predetermined assessment ratio of 100% the extreme upper sales ratio limit is 200%. Using these computed limits, the State Tax Equalization Board has utilized the valid sales, rejecting those sales, which exceed the limits. The resulting arithmetic mean ratio is the ratio which the State Tax Equalization Board is certifying as the Common Level Ratio for each county for 2011.

The Common Level Ratios for 2011 are listed on the back of this page.

JAMES A. ZURICK, Esq.,
Chairperson

2011 COMMON LEVEL RATIOS

<i>County</i>	<i>CLR</i>
*Adams	118.1%
*Allegheny	85.7%
Armstrong	41.6%
Beaver	34.1%
*Bedford	78.0%
*Berks	77.9%
*Blair	16.7%
Bradford	33.3%
*Bucks	10.8%
*Butler	17.0%
*Cambria	34.4%
Cameron	43.2%
Carbon	45.8%
Centre	28.8%
*Chester	59.0%
Clarion	34.6%
Clearfield	20.2%
*Clinton	96.9%
Columbia	27.8%
Crawford	41.1%
*Cumberland	100.6%
*Dauphin	72.6%
*Delaware	72.0%
Elk	46.3%
*Erie	85.0%
*Fayette	79.7%
Forest	28.1%
*Franklin	14.2%
*Fulton	39.0%
*Greene	73.9%
**Huntingdon	26.9%
*Indiana	17.8%
*Jefferson	52.0%
*Juniata	18.4%
*Lackawanna	19.3%

<i>County</i>	<i>CLR</i>
*Lancaster	78.8%
*Lawrence	96.8%
*Lebanon	16.3%
Lehigh	35.6%
*Luzerne	109.4%
*Lycoming	80.0%
*McKean	89.9%
*Mercer	36.1%
Mifflin	55.7%
Monroe	19.4%
*Montgomery	62.0%
*Montour	86.2%
Northampton	37.5%
*Northumberland	27.9%
*Perry	100.5%
^Philadelphia	
Pike	24.7%
*Potter	36.7%
Schuylkill	46.6%
*Snyder	20.7%
Somerset	40.8%
*Sullivan	64.9%
Susquehanna	32.7%
*Tioga	73.5%
*Union	83.2%
*Venango	94.1%
Warren	35.7%
Washington	14.7%
*Wayne	84.3%
*Westmoreland	22.7%
Wyoming	20.0%
*York	86.5%
^TBD	
**PDR Change 40% to 80%	

***Counties with a Predetermined Assessment Ratio of 100%**

[Pa.B. Doc. No. 12-1495. Filed for public inspection August 3, 2012, 9:00 a.m.]

SUSQUEHANNA RIVER BASIN COMMISSION

Public Hearing

The Susquehanna River Basin Commission (Commission) will hold a public hearing on August 23, 2012, from 2:30 p.m. until 5 p.m. or at the conclusion of public testimony, whichever is sooner. The public hearing will be conducted at the North Office Building, Hearing Room 1 (Ground Level), North Street at Commonwealth Avenue, Harrisburg, PA 17120. At this public hearing, the Commission will hear testimony on the projects listed in the Supplementary Information section of this notice. The projects are intended to be scheduled for Commission action at its next business meeting, tentatively scheduled for September 20, 2012, which will be noticed separately. The public should take note that this public hearing will be the only opportunity to offer oral comment to the Commission for the listed projects. The deadline for the submission of written comments is September 4, 2012.

For further information contact Richard A. Cairo, General Counsel, (717) 238-0423, Ext. 306, fax (717) 238-2436.

Information concerning the applications for these projects is available at the Commission Water Resource Portal at www.srbc.net/wrp. Materials and supporting documents are available to inspect and copy in accordance with the Commission's Access to Records Policy at www.srbc.net/pubinfo/docs/2009-02%20Access%20to%20Records%20Policy%209-10-09.PDF.

Opportunity to Appear and Comment

Interested parties may appear at the hearing to offer comments to the Commission on any project listed previously. The presiding officer reserves the right to limit oral statements in the interest of time and to otherwise control the course of the hearing. Ground rules will be posted on the Commission's web site at www.srbc.net, prior to the hearing for review. The presiding officer reserves the right to modify or supplement such rules at the hearing. Written comments on any project listed as follows may also be mailed to Richard Cairo, General Counsel, Susquehanna River Basin Commission, 1721 North Front Street, Harrisburg, PA 17102-2391 or submitted electronically through <http://www.srbc.net/pubinfo/publicparticipation.htm>. Comments mailed or electronically submitted must be received by the Commission on or before September 4, 2012, to be considered.

Supplementary Information

The public hearing will cover the following projects:

Projects for Action:

1. Project Sponsor and Facility: Borough of Adamstown, Adamstown Borough, Lancaster County, PA. Application for renewal of groundwater withdrawal of up to 0.099 mgd (30-day average) from Well 4 (Docket No. 19801104).
2. Project Sponsor and Facility: Anadarko E&P Company, LP (Second Fork Larrys Creek), Mifflin Township, Lycoming County, PA. Application for surface water withdrawal of up to 0.499 mgd (peak day).
3. Project Sponsor and Facility: Cabot Oil & Gas Corporation (Susquehanna River), Susquehanna Depot Borough, Susquehanna County, PA. Application for renewal of surface water withdrawal of up to 1.500 mgd (peak day) (Docket No. 20080908).
4. Project Sponsor and Facility: Cabot Oil & Gas Corporation (Susquehanna River), Great Bend Township, Susquehanna County, PA. Application for renewal of surface water withdrawal of up to 2.000 mgd (peak day) (Docket No. 20080905).
5. Project Sponsor and Facility: Caernarvon Township Authority, Caernarvon Township, Berks County, PA. Application for renewal of groundwater withdrawal of up to 0.035 mgd (30-day average) from Well 6 (Docket No. 19820912).
6. Project Sponsor and Facility: Carrizo (Marcellus), LLC (Muddy Run), Gulich Township, Clearfield County, PA. Application for surface water withdrawal of up to 0.720 mgd (peak day).
7. Project Sponsor and Facility: East Hempfield Township Municipal Authority, East Hempfield Township, Lancaster County, PA. Application for groundwater withdrawal of up to 0.070 mgd (30-day average) from S-1 (Baker Spring).
8. Project Sponsor and Facility: East Hempfield Township Municipal Authority, East Hempfield Township, Lancaster County, PA. Application for groundwater withdrawal of up to 0.288 mgd (30-day average) from Well W-1.

9. Project Sponsor and Facility: East Hempfield Township Municipal Authority, East Hempfield Township, Lancaster County, PA. Application for groundwater withdrawal of up to 0.792 mgd (30-day average) from Well W-2.

10. Project Sponsor and Facility: East Hempfield Township Municipal Authority, East Hempfield Township, Lancaster County, PA. Application for groundwater withdrawal of up to 0.288 mgd (30-day average) from Well W-3.

11. Project Sponsor and Facility: East Hempfield Township Municipal Authority, East Hempfield Township, Lancaster County, PA. Application for groundwater withdrawal of up to 0.331 mgd (30-day average) from Well W-4.

12. Project Sponsor and Facility: East Hempfield Township Municipal Authority, East Hempfield Township, Lancaster County, PA. Application for renewal of groundwater withdrawal of up to 0.792 mgd (30-day average) from Well W-5 (Docket No. 19810203).

13. Project Sponsor and Facility: Enerplus Resources (USA) Corporation (West Branch Susquehanna River), East Keating Township, Clinton County, PA. Application for surface water withdrawal of up to 2.000 mgd (peak day).

14. Project Sponsor and Facility: EQT Production Company (Pine Creek), Porter Township, Lycoming County, PA. Application for surface water withdrawal of up to 1.000 mgd (peak day).

15. Project Sponsor and Facility: EXCO Resources (PA), LLC (Larrys Creek), Mifflin Township, Lycoming County, PA. Application for renewal of surface water withdrawal with modification to increase by an additional 0.413 mgd, for a total of 0.499 mgd (peak day) (Docket No. 20080936).

16. Project Sponsor and Facility: Falling Springs Water Works, Inc. (Falling Springs Reservoir), Ransom Township, Lackawanna County, PA. Application for surface water withdrawal of up to 0.800 mgd (peak day).

17. Project Sponsor and Facility: Forest Springs Water Company, Wayne Township, Schuylkill County, PA. Application for groundwater withdrawal of up to 0.075 mgd (30-day average) from Borehole BH-1.

18. Project Sponsor and Facility: Forest Springs Water Company, Wayne Township, Schuylkill County, PA. Modification to consumptive water use approval removing previous sources Spring 1 and Spring 2 and adding new source Borehole BH-1 (Docket No. 20010206).

19. Project Sponsor and Facility: Gaberseck Brothers (Odin Pond 2), Keating Township, Potter County, PA. Application for surface water withdrawal of up to 0.249 mgd (peak day).

20. Project Sponsor and Facility: Houtzdale Municipal Authority (Beccaria Springs), Gulich Township, Clearfield County, PA. Application for surface water withdrawal of up to 10.000 mgd (peak day).

21. Project Sponsor: Hydro Recovery-Antrim, LP. Project Facility: Antrim Treatment Plant, Duncan Township, Tioga County, PA. Modification to project features and to increase surface water withdrawal by an additional 1.152 mgd, for a total of 1.872 mgd (peak day) (Docket No. 20090902).

22. Project Sponsor and Facility: Keystone Clearwater Solutions, LLC (Lycoming Creek), Lewis Township, Lycoming County, PA. Modification to increase surface water withdrawal by an additional 1.308 mgd, for a total of 2.600 mgd (peak day) (Docket No. 20110616).

23. Project Sponsor and Facility: Keystone Clearwater Solutions, LLC (Moshannon Creek), Snow Shoe Township, Centre County, PA. Application for renewal of surface water withdrawal of up to 2.000 mgd (peak day) (Docket No. 20080946).

24. Project Sponsor and Facility: Keystone Clearwater Solutions, LLC (West Branch Susquehanna River), Goshen Township, Clearfield County, PA. Application for renewal of surface water withdrawal of up to 2.160 mgd (peak day) (Docket No. 20080944).

25. Project Sponsor and Facility: Roaring Spring Water—Division of Roaring Spring Blank Book, Roaring Spring Borough, Blair County, PA. Modification to increase consumptive water use by an additional 0.125 mgd, for a total of 0.255 mgd (peak day) (Docket No. 20120309).

26. Project Sponsor and Facility: Roaring Spring Water—Division of Roaring Spring Blank Book (Roaring Spring), Roaring Spring Borough, Blair County, PA. Modification to increase surface water withdrawal by an additional 0.131 mgd, for a total of 0.302 mgd (peak day) (Docket No. 20120309).

27. Project Sponsor and Facility: Southwestern Energy Production Company (Middle Lake), New Milford Township, Susquehanna County, PA. Application for surface water withdrawal of up to 0.720 mgd (peak day).

28. Project Sponsor and Facility: Talisman Energy USA, Inc. (Susquehanna River), Sheshequin Township, Bradford County, PA. Application for renewal of surface water withdrawal of up to 2.000 mgd (peak day) (Docket No. 20080909).

Authority: Pub. L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806—808.

Dated: July 23, 2012.

PAUL O. SWARTZ,
Executive Director

[Pa.B. Doc. No. 12-1496. Filed for public inspection August 3, 2012, 9:00 a.m.]

