



CENTER FOR COALFIELD JUSTICE

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Notices from the Pennsylvania Bulletin precede those from the Observer-Reporter.

Public Notices from

Notices from the Pennsylvania Bulletin:

Volume 54, Number 19 - May 11, 2024

Washington County Notices

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

- *Southwest Regional Office*

PAI136148, MS4, North Franklin Township, Washington County, 620 Franklin Farms Road, Washington, PA 15301-5908.

The application is for a renewal of an individual NPDES permit for the discharge of stormwater from a regulated municipal separate storm sewer system (MS4) to waters of the Commonwealth in North Franklin Township, **Washington County**. The receiving stream(s), Catfish Creek (WWF), Chartiers Creek (WWF), Unnamed Tributary to Catfish Creek (WWF), and Unnamed Tributary to Chartiers Creek (HQ-WWF), is located in State Water Plan watershed 20-F and is classified for High Quality Waters—Warm Water Fishes and Warm Water Fishes, aquatic life, water supply and recreation. The applicant is classified as a small MS4.

You may make an appointment to review the DEP files on this case by calling the File

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

Greene County Notices

COAL & NONCOAL MINING ACTIVITY APPLICATIONS

- **Mining Permit No. 30841317. NPDES No. PA0213527. Consol Pennsylvania Coal Company LLC**, 275 Technology Drive, Suite 101, Canonsburg, PA 15317, Washington and Richhill Townships, **Greene County**. To revise the permit and related NPDES permit for installation of bleeder facility, affecting 17.1 proposed surface acres. Blasting may be conducted but will not occur until a plan is approved by Pennsylvania Department of Environmental Protection. Application received: March 28, 2024. Accepted: April 24, 2024.
- **Mining Permit No. 30841602. NPDES No. PA0215562. Duquesne Light Company**, 2825 New Beaver Avenue, N6-TNG, Pittsburgh, PA 15233, Monongahela Township, **Greene County**. To renew the permit and related NPDES permit. Application received: March 7, 2024. Accepted: April 24, 2024.

WATER OBSTRUCTIONS AND ENCROACHMENTS

- **E30052-265. Franklin Township**, 93 East High Street, Waynesburg, PA 15370, Franklin Township, **Greene County**. U.S. Army Corps of Engineers Pittsburgh District. Application received: February 21, 2024. Latitude: 39° 54' 18", Longitude: -80° 12' 29.3976".

The applicant seeks to amend Permit No. E30052-265, which granted consent to:

1. Place and maintain fill in a de minimis amount (0.0043 acre) of Wetland 03 (PEM).
2. Place and maintain fill in approximately 187 linear feet of an unnamed tributary (UNT) to Browns Creek (HQ-WWF), which has a drainage area of less than 100 acres.
3. Place and maintain approximately 187 feet by 100 feet of fill within the floodway of the aforementioned UNT, which has a drainage area of less than 100 acres.

In association with Phase I of Wisecarver Recreational Park.

This amendment proposes to:

1. Construct and maintain a boat dock (74 by 32 feet) in and along Wisecarver Run Reservoir (HQ-WWF).
2. Construct and maintain a kayak launch (20 by 20 feet) in and along Wisecarver Run Reservoir.

3. Construct and maintain a boat launch (18 by 15 feet) in and along Wisecarver Run Reservoir.

4. To place and maintain fill in an unnamed tributary (HQ-WWF) to the reservoir and to construct and maintain 416 LF of relocated stream channel, consisting of 237 LF of open channel and 179 LF to be conveyed in a stream enclosure (pipe dimensions), in association with constructing a trail, parking lots, access roads, pavilion, bathroom, and stormwater management facilities, on 4.71 acres, in and along Wisecarver Run Reservoir and the unnamed tributary.

For the purpose of constructing Phase II to the Wisecarver Recreation Park, creating communal recreational opportunities in and along the eastern side of the Wisecarver Run Reservoir. The project will cumulatively and permanently impact 416 linear feet of stream, 1,260 square feet (0.03 acre) of wetlands, and 3,038 square feet (0.07 acre) to the reservoir. The project will cumulatively and temporarily impact 416 linear feet of stream.

The project site is located along Wisecarver Run Reservoir and State Route 4035, (Waynesburg, PA USGS topographic quadrangle; N: 39°, 54', 18"; W: -80°, 12', 29.3976"; Sub-basin 19B; USACE Pittsburgh District), in Franklin Township, Greene County.

SAFE DRINKING WATER

- **Construction/Operation Permit 5306468. PWSID No. 5306468. Benamati Water Service, LLC**, 1564 E Roy Furman Highway, Carmichaels, PA 15320, Carmichaels Borough, **Greene County**. Application received: April 5, 2024. Permit Issued: April 29, 2024. Benamati Water Service bulk water hauling system including two tank trucks and four fill stations.

ACTIONS ON COAL AND NONCOAL APPLICATIONS

- **Mining Permit No. 30121301. NPDES No. PA0236195.** Consol Pennsylvania Coal Company LLC, 275 Technology Drive, Suite 101, Canonsburg, PA 15317, Center Township, **Greene County**. To revise the permit and related NPDES permit for installation of bleeder facility and one (1) new NPDES discharge point; affecting 20.8 surface acres. Receiving Stream(s): Unnamed Tributary to Browns Creek; classified for the following use: HQ—WWF. Application received: May 18, 2023. Accepted: July 5, 2023. Issued: April 5, 2024.
- **Mining Permit No. 30841316. NPDES No. PA0213535.** Consol Pennsylvania Coal Company LLC, 275 Technology Drive, Suite 101, Canonsburg, PA 15317, Richhill and Aleppo Townships, **Greene County**. To revise the permit and related NPDES permit to revise 684.5 previously permitted underground acres from development to longwall mining. Application received: August 22, 2022. Accepted: October 14, 2022. Issued: April 23, 2024.

- **Mining Permit No. 30161301. NPDES No. PA0236519.** Marshall County Coal Resources, Inc., 46226 National Road, St. Clairsville, OH 43950, Aleppo Township, **Greene County**. To revise the permit and related NPDES permit to add a degas borehole, affecting 2.20 surface acres. Application received: March 10, 2023. Accepted: May 10, 2023. Issued: April 19, 2024.
- **Mining Permit No. 30841602. NPDES No. PA0215562.** Duquesne Light Company, 1800 Seymour Street, Pittsburgh, PA 15233, Monongahela Township, **Greene County**. To revise the permit and related NPDES permit for streambank rehabilitation and incidental boundary correction. Application received: June 15, 2023. Accepted: September 5, 2023. Issued: April 25, 2024.

EROSION AND SEDIMENT CONTROL

- **ESCGP # 3 ESG073024007-00**
 Applicant Name **Equitrans Water SVC**
 Contact Person Thomas Glisson
 Address 2200 Energy Drive
 City, State, Zip Cannonsburg, PA 15317
 Township(s) Morris
 Township Cannonsburg
 County **Greene County**
 Receiving Stream(s) and Classification(s) Ruff Creek (WWF); UNT to Tenmile Creek (TSF)
 Application received: March 22, 2024
 Approved: April 25, 2024

Notices from The Observer-Reporter:

- Final report
 PUBLIC NOTICE
 Notice is hereby given that EQT Corporation has submitted a final report to the Pennsylvania Department of Environmental Protection, Southwest Regional Office, to demonstrate attainment of the statewide health standards for a site located at 454 Martin Hill Road, **Springhill Township, Greene County**. The report has indicated that the **remediation measures taken have attained compliance** with the statewide health standards established under the Land Recycling and Environmental Remediation Standards Act.
 This notice is made under the provision of the Land Recycling and Environmental Remediation Standards Act, the Act of May 19, 1995, P.L. #4, No. 2.
 4-30
- Hearing
 NOTICE OF CONTINUED PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Board of Supervisors of Cecil Township, Washington County, Pennsylvania, intends to hold a continued public hearing on May 8, 2024, at 6 p.m. in the Cecil Township Municipal Building, 3599 Millers Run Road, Cecil, PA 15321:

AN ORDINANCE OF THE TOWNSHIP OF CECIL, WASHINGTON COUNTY, PENNSYLVANIA, AMENDING THE FOLLOWING SECTION OF THE CECIL TOWNSHIP ZONING ORDINANCE, AS AMENDED: SECTION 240-39, TO AMEND THE BORDERS OF THE OIL AND GAS OVERLAY DISTRICT.

AN ORDINANCE OF THE TOWNSHIP OF CECIL, WASHINGTON COUNTY, PENNSYLVANIA, AMENDING THE FOLLOWING SECTION OF THE CECIL TOWNSHIP ZONING ORDINANCE, AS AMENDED: SECTION 240-61, TO ADD AND CLARIFY RELEVANT DEFINITIONS, AND TO ADD AND CLARIFY CONDITIONAL USE CRITERIA REGARDING OIL AND GAS DEVELOPMENT WITHIN CECIL TOWNSHIP.

The proposed ordinances are considered pending ordinances. A copy of the complete text of each Ordinance is available for public inspection between the hours of 8 a.m. and 4 p.m., Monday through Friday, at the Cecil Township Municipal Building, 3599 Millers Run Road, Cecil, PA 15321 and the Observer Reporter Newspaper office, 122 South Main Street, Washington, PA 15301. They are also available on our website: www.ceciltownship-pa.gov.

Donald A. Gennuso

Township Manager

04/30/2024

5-1

- **Notice Text**

ENLOW FORK

PUBLIC NOTICE

Pursuant to the Pennsylvania Clean Streams Law, the Pennsylvania Department of Environmental Protection Rules and Regulations, the Surface Mining Conservation and Reclamation Act, and the Bituminous Mine Subsidence and Land Conservation Act as amended, notice is hereby given that Consol Pennsylvania Coal Company LLC, 275 Technology Drive, Suite 101, Canonsburg, PA 15317, has submitted an application to the Pennsylvania Department of Environmental Protection to revise Coal Mining Activity Permit No. 30841317 and related NPDES permit for the Enlow Fork Mine.

The proposed revision adds approximately 17.1 acres of surface permit area for the installation of the H7 Bleeder Facility. The project is located **in Washington Township, Greene County, Pennsylvania** and is located on the Waynesburg, PA US Geological Survey 7.5 minute topographic map. The proposed permit area begins at an existing driveway off of SR 4031 (Dillie Road). It continues along the existing driveway approximately 870 feet to the northwest, extending to the northeast of the driveway at a width varying between 210 and 765 feet. The permit continues to the north for approximately 930 feet and then northwest/west for 400 feet at a width of approximately 80 feet. It then continues southwest for 325 feet and extends to the south at a width of approximately 350 feet. The proposed permit revision includes construction of the airshaft, substation, and boreholes. The proposed permit revision also includes access roads, a stockpile, cuttings pit, sediment trap, and other erosion and sedimentation control facilities.

The application includes a request for variance to encroach within 100 feet of the right-of-way of SR 4031 (Dillie Road) beginning 0.6 miles southwest of its intersection with Pettit Road (T-409)

and continuing approximately 270 feet to the southwest. The road variance is required for access to the site utilizing an existing driveway, access road construction, and erosion and sedimentation control facilities.

Stream variance requests are proposed for work within 100 feet of two streams as follows: Dille Run (40516) for 160 feet downstream and 200 feet upstream on either side of the culvert under SR 4031 (Dillie Road), which is approximately 0.6 miles southwest of the intersection of SR 4031 with Pettit Road; and a variance along 930 feet of UNT 40519 to Dille Run from its culvert under SR 4031 and continuing upstream along the existing driveway. The variances are required for access to the site, construction of the sediment trap, collection ditches, level spreader, cuttings pit fill outslopes, and installation of erosion and sedimentation controls.

Blasting may be conducted during site activities. Blasting will not occur until a plan has been approved by the PADEP. When a blasting schedule is finalized, residents, owners of dwellings or other structures, local governments and public utilities located within 1/2 mile of the area where blasting will occur will be notified. All residents, owners of dwellings or other structures located within 1/2 mile of the area where blasting will occur will be informed of their right to a pre-blast survey and how they may request such a survey.

The project includes work within the 125-foot barrier of abandoned Gas Well No. 3071 located at 39o 58' 36.0", 80o 14' 16.5". The owner of Well 3071 is unknown.

Copies of the application are available for public inspection, and copying for a fee, by appointment at the Pennsylvania Department of Environmental Protection, California District Mining Office, 25 Technology Drive, California Technology Park, Coal Center, PA 15423 (telephone number: 724-769-1100).

Written comments, objections, or a request for an informal conference may be submitted to the Department of Environmental Protection, District Mining Operations, at the above address, no later than thirty (30) days following the final publication date of this notice.

4-26,5-3,10,17

- Bailey

Public Notice

Notice is hereby given that CONSOL Pennsylvania Coal Company LLC, doing business at 275 Technology Drive, Suite 101, Canonsburg, PA 15317, has submitted an application to the Department of Environmental Protection, Bureau of Mining and Reclamation, for the purpose of requesting **bond adjustment on the Bailey CRDA Area 3 and 4 at the Bailey Prep Plant on Coal Mining Activity Permit #30020701.**

The site, known as the CRDA Area 3 and 4 site, is located in Richhill and Gray Townships, Greene County. The amount of reclamation bond currently held for the CRDA Area 3 and 4 site on the CMAP #30020701 is \$87,294,600.00. This completion request is for the bond adjustment and release of \$63,636,900.00. The remaining reclamation bond will be \$23,657,700.00.

This bond release is requested pursuant to 4(d) of the Surface Mining Conservation and Reclamation Act of May 31, 1945, P.L. 1198, as amended. Section 4(d) of the act requires this notice be inserted in one newspaper of general circulation in the area once a week for four (4) consecutive weeks. This section of the Act also allows any person who has an interest, which may be adversely affected by the bond release to object to this bond release by filing a written objection to it within thirty (30) days from the date of the final publication notice.

A copy of the application is available for public inspection and copying for a fee, by appointment at the Pennsylvania Department of Environmental Protection, California District Office, 25

Technology Drive, California Technology Park, Coal Center, PA 15423, Telephone: 724-769-1100 between regular business hours. Written comments, objections, or requests for a public hearing or informal conference may be submitted to the Department of Environmental Protection at the above-mentioned address within 30 days of the last publication of this notice and must include the person's name, address, telephone number, and a brief statement as to the nature of the objection(s).

5-6,13,20,28

- TABAI Mine

NOTICE

Pursuant to the "Surface Mining Conservation and Reclamation Act" and the "Clean Streams Law", notice is hereby given that Neiswonger Construction, Inc. 17592 Route 322, Strattanville, PA 16258, has made application to the PA Department of Environmental Protection for Stage II bond release on Surface Mine Permit #26090101 which was originally issued on 09/08/2010.

The 54.3-acre Tabaj Operation is located east of Elm Grove Toad, South of Juanita Road and north of SR4010 in Dunbar Township, Fayette County on the property(s) of John J. & Ruth Ann Tabaj. as shown on the Uniontown, PA 7.5-Minute topographic

Stages II Bond Release is being requested for 54.3 acres in the amount of \$3,370. The amount of bond currently held on this permit is \$36,360. The release area has been backfilled and regraded to approximate original contour, had topsoil redistributed, was revegetated and has drainage controls in place in accordance with the approved reclamation plan.

Written comments, objections or a request for an informal conference concerning this bond release may be submitted to the PA Department of Environmental Protection, New Stanton office 131 Broadview Road, New Stanton PA, 15672, within thirty (30) days from the date of the final (4th) publication of this notice and must include the person's name, address, telephone number and a brief statement as to the nature of the objection(s).

5-3,10,17,24

Location

Washington, Greene County, Pennsylvania

Air quality

PUBLIC NOTICE

COMMONWEALTH OF PENNSYLVANIA

DEPARTMENT OF ENVIRONMENTAL PROTECTION

AIR QUALITY

Notice of Proposed Revision to the State Implementation Plan for Volatile Organic Chemicals, Notice of Public Hearing, and Notice of Intent to Issue Renewal Title V Air Quality Operating Permit TV-63-00015

63-00015: Flexsys America, L.P. (829 Route 481, Monongahela, PA 15063) Approval of a Title V Operating Permit Renewal and Reasonably Available Control Technology (RACT III) plan for Flexsys America, L.P. Monongahela Plant located in Carroll Township, Washington 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 renewal Title V operating permit (TV-63-00015) to Flexsys America, L.P. which also incorporates RACT III requirements.

The following sources and control devices at this facility are addressed in this RACT III proposal:

Source 101 CRYSTEX PLANT

Source C02 THERMAL OXIDIZER

Source C101 CRYSTEX PLANT EMERGENCY FLARE

The facility has potential emissions of 44.63 TPY NO_x; 23.26 TPY CO; 2.20 TPY PM₁₀, 45.80 TPY SO_x; 102.82 TPY VOC; 84.49 TPY CS₂; 3.70 TPY H₂S; and 42,675 TPY CO₂e. Emission limitations, operating requirements, and work practice standards along with monitoring, recordkeeping, and reporting requirements have been included in this proposed revision to the Title V operating permit to ensure that the facility complies with applicable Federal and State air quality regulations.

Furthermore, in accordance with 25 Pa. Code Sections 129.111 through 129.115, the Pennsylvania Department of Environmental Protection has made a preliminary determination to approve a RACT III plan and an amendment to the State Implementation Plan (SIP) for the aforementioned facility. The facility is not subject to any RACT III requirements for NO_x. The proposed SIP revision does not adopt any new regulations. It incorporates the provisions and requirements contained in the amended RACT III approval for the facility, which are intended to satisfy the requirements for the 1997, 2008, and 2015 National Ambient Air Quality Standard (NAAQS) for ozone.

The proposed amendments to the RACT III determination, if finally approved, will be incorporated into a revised renewal operating permit TV-63-00015 for the facility. The relevant RACT III requirements will be submitted to the U.S. Environmental Protection Agency (EPA) as a revision to Pennsylvania's State Implementation Plan and will remain in effect until replaced pursuant to 40 CFR 51 and approval by the EPA. Requirements that are not part of the RACT III determination will be excluded from the SIP submittal.

The following is a summary of the proposed amendments to the RACT III determination for this operation that will be submitted to the EPA as a SIP revision:

TVOP 63-

Source Description Regulatory RACT 00027

ID Citation Condition No.

The owner and operator shall install, maintain, and operate the Section D, source in accordance with Source 101, 101 Crystex Plant 129.114(d) manufacturers specifications and Condition #014 with good operating practices.

Thermal The owner and operator shall C02 Oxidizer 129.112(c)(8) install, maintain and operate Section E, the source in accordance with the Group G03, manufacturers specifications and Condition #001 with good operating practices.

The owner and operator shall Crystex Plant install, maintain and operate the Section E, C101 Emergency 129.112(c)(8) source in accordance with the Group G03, Flare manufacturers specifications and Condition #001 with good operating practices.

Additional testing, monitoring, and recordkeeping requirements are included in the proposed modification to the Title V operating permit.

Public hearing. A public hearing will be held on June 18, 2024, from 9:30 - 10 a.m. at the Pennsylvania Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. To register to speak at a hearing, or to inquire if a hearing will be held, please contact Thomas Joseph at 412-442-4336. The last day to pre-register to speak at the hearing will be June 11, 2024. If we do not receive any pre-registered speakers by this date, the hearing will be cancelled.

Please note that any updates made to any aspect of the hearing, including whether or not a hearing will be held, will be posted online at

<https://www.dep.pa.gov/About/Regional/SouthwestRegion/Community%20Information/Pages/default.aspx>. We ask that you contact Thomas Joseph at 412-442-4336 or monitor our website to determine if a hearing will be held.

Persons wishing to present testimony at the hearing should contact Thomas Joseph at 412-442-4336 at least one week in advance of the hearing to reserve a time to present testimony. Oral testimony will be limited to a maximum of 10 minutes per individual and two written copies of the oral testimony are requested. Each organization is requested to designate one witness to present testimony on its behalf. Persons unable to attend the hearing, if it is held, may submit three (3) copies of a written statement and exhibits within 10 days thereafter to Mark Gorog, Environmental Program Manager, Pennsylvania Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222.

Persons wishing to file a written protest or provide comments or additional information may submit the information to Mark Gorog, Environmental Program Manager, Pennsylvania Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. A 30-day comment period from May 18, 2024, will exist for the submission of comments, protests, and information. Each submission must contain the name, address, and telephone number of the person submitting the comments, identification of the RACT III Operating Permit including the permit number and a concise statement regarding the relevancy of the information or objections to the RACT III Plan or the operating permit modification. All pertinent documents are available for public review between 8 a.m. and 4 p.m. at the Pennsylvania Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. Appointments for scheduling a review may be made online at <https://www.dep.pa.gov/Citizens/PublicRecords/Pages/Informal-File-Review.aspx> and by contacting Thomas Joseph, Environmental Engineering Manager, at 412-442-4336 or tjoseph@pa.gov.

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

5-13,14,15