



# CENTER FOR COALFIELD JUSTICE

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*You can search this document for notices pertaining to your township by typing "CTRL F" or "command F" and typing the name of your township in the search bar.*

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

## **Public Notices from**

### **Notices from the Pennsylvania Bulletin:**

*Volume 54, No. 20; May 18, 2024*

## **Washington County Notices**

### **OPERATING PERMITS**

- **63-00015, Flexsys America, LP**, 829 Route 481, Monongahela, PA 15063, Carroll Township, **Washington County**. Application received: March 28, 2024.

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.

Approval of a Title V Operating Permit Renewal and Reasonably Available Control Technology (RACT III) plan for Flexsys America, LP 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, LP 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<sub>x</sub>; 23.26 TPY CO; 2.20 TPY PM<sub>10</sub>, 45.80 TPY SO<sub>x</sub>; 102.82 TPY VOC; 84.49 TPY CS<sub>2</sub>; 3.70 TPY H<sub>2</sub>S; and 42,675 TPY CO<sub>2e</sub>. 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 §§ 129.111—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<sub>x</sub>.

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:

## **Source ID**

## **Description**

## **Regulatory Citation**

### **→ RACT**

- ◆ TVOP 63-00027
- ◆ Condition No.

### **→ 101**

- ◆ Crystex Plant
- ◆ § 129.114(d)

- ◆ The owner and operator shall install, maintain, and operate the source in accordance with manufacturer's specifications and with good operating practices.
- ◆ Section D, Source 101, Condition # 014
- C02
  - ◆ Thermal Oxidizer
  - ◆ § 129.112(c)(8)
  - ◆ The owner and operator shall install, maintain and operate the source in accordance with the manufacturer's specifications and with good operating practices.
  - ◆ Section E, Group G03, Condition # 001
- C101
  - ◆ Crystex Plant Emergency Flare
  - ◆ § 129.112(c)(8)
  - ◆ The owner and operator shall install, maintain and operate the source in accordance with the manufacturer's specifications and with good operating practices.
  - ◆ Section E, Group G03, Condition #001

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—10:00 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, 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](mailto:tjoseph@pa.gov).

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

## **AIR QUALITY**

**Actions(s) Taken on General Plan Approval(s) and Operating Permit(s) Usage Authorized Under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127 to Construct, Modify, Reactivate or Operate Air Contamination Sources and Associated Air Cleaning Devices.**

- **GP4-63-00462C: Joseph Femiani**, 30 Linnwood Rd, Eighty Four, PA 15330, North Strabane Township, **Washington County**. The Department has evaluated and intends to issue a General Plan Approval and General Operating Permit for Burn Off Ovens (GP-4) to Rice Electric Company to operate the following equipment:

One (1) Pollution Control Products Co. Model VPI-150 burn off oven. Application received: April 18, 2024. Accepted: May 1, 2024.

## **Greene County Notices**

### **ACTIONS ON COAL AND NONCOAL APPLICATIONS**

- **Mining Permit No. 30841316. NPDES No. PA0213535. Consol Pennsylvania Coal Company LLC**, 275 Technology Drive, Suite 101, Canonsburg, PA 15317, Richhill and Alleppo Townships, **Greene County**. To revise the permit and related NPDES permit for

grading at the entrance to the 6 South 3 Portal Facility; affecting 1.7 surface acres.  
Application received: August 31, 2023. Accepted: September 18, 2023. Issued: May 1, 2024.

## **Stream Redesignation Evaluations of Beaver Run, Bald Eagle Creek, Raystown Branch Juniata River, Sibbald Run, Stony Creek, Kettle Run, Haycock Creek, Fletcher Run; Water Quality Standards Review**

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The Fletcher Run evaluation is being conducted in response to a rulemaking petition submitted to the Environmental Quality Board (EQB) by Consol Pennsylvania Coal Company, LLC. On March 12, 2024, the EQB accepted the rulemaking petition for study under 25 Pa. Code Chapter 23 (relating to Environmental Quality Board Policy for processing petitions—statement of policy). Under 25 Pa. Code § 93.9v (relating to Drainage List V), the Fletcher Run basin is currently designated HQ-WWF. The petitioner is requesting the basin be redesignated to WWF.

The petition is available on the Department's web site at [www.dep.pa.gov](http://www.dep.pa.gov) (select "Public Participation," then "Environmental Quality Board," then "2024 Meetings" and look for the March 12, 2024, meeting materials) or by contacting the Environmental Quality Board, P.O. Box 8477, Harrisburg, PA 17105-8477, (717) 787-4526.

Persons who have technical data concerning the water quality, instream habitat or biological condition of these stream sections are encouraged to make it available to the Department for consideration in these evaluations. These evaluations may lead to recommendations to the EQB for redesignation.

Interested persons may submit data through Monday, June 17, 2024. Persons are encouraged to submit information using the Department's online eComment tool at [www.ahs.dep.pa.gov/eComment](http://www.ahs.dep.pa.gov/eComment). Data may be submitted to eComment by e-mail to [ecomment@pa.gov](mailto:ecomment@pa.gov). Data may also be submitted to Mark Brickner by e-mail to [mbrickner@pa.gov](mailto:mbrickner@pa.gov) or by mail to Mark Brickner, Water Quality Division, Bureau of Clean Water, P.O. Box 8774, Harrisburg, PA 17105-8774.

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Mark Brickner directly at (717) 787-9637 or through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) to discuss how the Department may accommodate their needs.

## **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

### 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

#### Bailey Mine

##### 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. 30841316 and related NPDES permit for the Bailey Mine.

The proposed revision adds approximately 10.2 acres of surface permit area for the installation of the 13L-1 and 13L-2 Degas Boreholes. The facilities will be located in Aleppo Township, Greene County, Pennsylvania and are located on the New Freeport, PA U.S. Geological Survey 7.5 minute topographic map. The 13L-1 permit area begins off of Whipkey Ridge Road (T-465) approximately 0.7 miles south of its intersection with Higbee Road (T447). It extends to the west approximately 1470 feet and varies in width between 120 and 310 feet. The 13L-2 permit area begins off of Whipkey Ridge Road approximately 1.0 mile south of its intersection with Higbee Road. It extends 450 feet east and then 480 feet north, varying in width between 125 feet and 340 feet. The proposed permit revision includes construction of two degas boreholes, access roads, soil stockpiles, and erosion and sedimentation control facilities.

The application includes a request for variance to encroach within 100 feet of the right-of-way of Whipkey Ridge Road (T-465) at two locations. The first begins 0.7 miles south of its intersection with Higbee Road (T-447) and continues 120 feet to the southwest, and the second begins 0.9 miles south of its intersection with Higbee Road and continues 460 feet to the south. The road variances are required for site access and erosion and sedimentation controls for the borehole facilities.

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.

4-5,12,19,26

#### 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

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<sub>x</sub>; 23.26 TPY CO; 2.20 TPY PM<sub>10</sub>, 45.80 TPY SO<sub>x</sub>; 102.82 TPY VOC; 84.49 TPY CS<sub>2</sub>; 3.70 TPY H<sub>2</sub>S; and 42,675 TPY CO<sub>2e</sub>. 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<sub>x</sub>.

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 Crstex 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.

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5-13,14,15