



Damage Prevention Committee

**Summaries and Actions
from the
Meeting of May 11, 2021**

Case Number	Stakeholders	Summary	Violations & Recommendation
394	<p>Contractor/Excavator: Worms Hardscaping & Landscaping Project Owner: Homeowner Other: Neighbor</p>	<p>On 10/29/2018 9:00:00 AM at 47 CARDINAL ROAD, WYOMISSING BOROUGH, BERKS*5/11/2021 DPC Virtual Meeting/Decision: Disputing party was Worms Hardscaping & Landscaping rejecting 5(2.1) and 5(16). Vote- Reduce penalties to 50% as, 5(2.1) \$1000 to \$500, 5(16) \$250 to \$125 and adding Education. ***** *Rejection- Worms Hardscaping & Landscaping is rejecting Sections: 5(2.1) Excavator failed to submit a location request to One Call within the correct timeframe, 1st Offense \$1,000.00 and 5(16) Failed to submit an Alleged Violation Report within 10 business days of striking a line, 1st Offense \$250.00. On 8/23/2020 Worms Hardscaping sent an email rejecting the violations and penalties with an explanation: At the Homeowners house on Cardinal Drive, on 10/29/2018 a contractor friend asked me to fix a broken pipe against the house that was causing their basement to flood during storms .The pipe was visibly broken and was just below grade ,we had an unbelievable amount of rain prior to my call plus it was supposed to rain again in a few days. I was working a block away from the job finishing a large project, so I had all my equipment close. This was a simple fix but once we started the repair, we noticed the pipe was collapsed and broken at spots, we followed the pipe digging by hand and repaired the sections. We soon noticed that the pipe had reverse pitch due to a rock under the pipe from initial install. I dug the rock out and finished the job, it was a very easy fix. When I started to remove the rock, I checked where all the utilities entered the house (left side of house) and proceeded very cautiously. I always call PA 1 call but due to the circumstances with the water flooding the house and being close to surface level I chose to finish the job; trying to save the homeowner from more water damage. Where the problem comes in is the two neighbors having disagreements and basically, I was a victim of circumstance. When I</p>	<p>Worms Hardscaping & Landscaping: \$625.00 Section 5(2.1) 1st Offense \$500.00 Section 5(16) 1st Offense \$125.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
6708	<p>Facility Owner: National Fuel Gas Contractor/Excavator: CONTINENTAL CONSTRUCTION Project Owner: Greene Township Designer: Herbert Rowland & Grubic Inc Other: Penelec</p>	<p>On 5/7/2019 9:40:00 AM at MARK RD, GREENE TWP, ERIE At the DPC Discussion meeting, held on 5/11/2021, Swartley made the motion to waive the penalty only on 2(5)(i) and to dismiss violations and penalties of 2(5)(vi) and 2(5)(v) for NFG. The motion was seconded by Moslen. Accepted the motion: German, Canfield, Clark, Fleming, Kiger, Moslen, Shaw, Swartley and Santayana. Rejected the motion: Dacey, Dippo and Ferri</p> <p>***NFG is rejecting their violations stating this should have been a Complex Project. Since the project wasn't declared as such, NFG stated the ticket # 20190851827 was responded to on March 27th with pre-construction ongoing job response. "Because this project was not created as a complex project and therefore could not be left open or commented on in the complex project portal, this ticket was left open so it could continue to be updated with responses in our internal ticket management system. The time and date for locates to be performed were discussed and agreed upon by both parties." NFG also commented they were informed by the excavator they would be vacating the job site for a length of time and no new locates were going to be needed. They also indicated the area was a problem locate, white flagged the area to visually locate the facilities, but the excavator returned to the job site without notifying NFG and started digging resulting in a damaged service line.</p> <p>~Additional pictures were submitted by NFG on 5/6/2021</p> <p>On 5/7/2019 Continental Construction was installing a new sewer line for Greene Township on Mark Road, Greene Township, Erie County when they struck and damaged an NFG underground line. Continental</p>	<p>National Fuel Gas: \$750.00 Section 2(5)(i) 1st Offense \$0.00 Section 2(5)(vi) 1st Offense \$250.00 Section 2(5)(v) 1st Offense \$500.00</p> <p>Herbert Rowland & Grubic Inc: \$250.00 Section 4(8) 1st Offense \$250.00</p> <p>Penelec: \$250.00 Section 2(5)(v) 1st Offense \$250.00</p>

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5694	<p>Facility Owner: UGI</p> <p>Contractor/Excavator: T-Bones Concrete</p>	<p>On 4/1/2019 11:35:00 AM at 819 Lime Street, Lancaster City, Lancaster5/11/2021 DPC added education and kept all the violations and fines as listed. EM.</p> <p>Rejection: T-Bones Concrete rejectis the violation and penalty for Section 5(2.1). T-Bones Concrete states they did not put a one call ticket in, but stopped digging when they were told they needed to. Photos show digging with a Pneumatic jack hammer.</p> <p>T-Bone Contracting rejects violation and penalty for violation 5(16) they state because nothing was damaged and they got a verbal warning.</p> <p>*No Damage. UGI reported, on 4/1/2019 T-Bones Concrete was using a Pneumatic Jackhammer with a concrete bit to break up sidewalk in front of 819 Lime Street, Lancaster City, Lancaster County without a PA One Call ticket. There was a hydrant, curb boxes, gas markings in the vicinity. Photos submitted by UGI.</p> <p>T-Bones Concrete had not placed any PA One Calls prior to the incident date of 4/01/2019.</p> <p>On 8/22/2019 an AVR request letter was mailed to T Bones Concrete.</p>	<p>T-Bones Concrete: \$1,250.00</p> <p>Section 5(16) 1st Offense \$250.00</p> <p>Section 5(2.1) 1st Offense \$1,000.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
7156	<p>Facility Owner: Pittsburgh Water & Sewer Authority</p> <p>Contractor/Excavator: Independent Enterprises</p> <p>Project Owner: GIRTYS RUN JOINT WATER AUTH</p> <p>Designer: NIRA Consulting Engineers</p> <p>Other: Millvale Borough</p>	<p>On 6/3/2019 1:00:00 PM at STANTON AVE, MILLVALE BORO, ALLEGHENY At the DPC Discussion meeting, held on 5/11/2021, Dacey made the motion to reduce the 4 counts of 2(5)(v) for PWSA making the penalty amounts \$500.00 each, but to keep 2(5)(i.1) and 2(5)(i) as is and mandated education. Motion was also made to rescind the violation of 4(8) for NIRA and mandated education. The motion was seconded by Kiger. Accepted the motion: Canfield, Clark, Kiger, Moslen, Shaw, Dacey, Dipppo and Ferri. Rejected the motion: German, Fleming, Swartley and Santayana</p> <p>After the case was accepted through Omnibus vote, it was determined NIRA Consulting Engineers did have an AVR filed. A recommendation for the penalty of fine of 4(8)- failing to submit an AVR is requested to be rescinded per DPI recommendations.</p> <p>***** *****</p> <p>**PWSA is rejecting their penalties and violations of four counts of 2(5) stating this was an ongoing project. "Our technician did not enter the responses before the lawful start dates. However, he was in constant contact with the crew and foreman and marked according to their direction to stay ahead of their progress." The violations and penalties of failing to locate within 18 inches (2(5)(i) and failing to locate the point of connection to the main 2(5)(i.1) are also being rejected because PWSA believes they were fined twice for their mismarking of one service line. PWSA stated, "This was a water service line that was identifiable but not locatable, and no records existed for this property's service line. The line was marked by straight lining from the curb box to the main." It was also noted they included a photo in their rejection from 6/5 indicating a water locate mark on the curb in front of the property.</p>	<p>Pittsburgh Water & Sewer Authority: \$2,750.00 Section 2(5)(i.1) 1st Offense \$250.00</p> <p>Section 2(5)(i) 1st Offense \$500.00</p> <p>Section 2(5)(v) 2nd Offense \$500.00</p> <p>Section 2(5)(v) 2nd Offense \$500.00</p> <p>Section 2(5)(v) 2nd Offense \$500.00</p> <p>Section 2(5)(v) 2nd Offense \$500.00</p> <p>Independent Enterprises: \$500.00 Section 5(20) 1st Offense \$250.00</p> <p>Section 5(3) 1st Offense \$250.00</p> <p>GIRTYS RUN JOINT WATER AUTH: \$0.00 Section 6.1(7) 1st Offense \$0.00</p> <p>NIRA Consulting Engineers: \$750.00 Section 4(2) 1st Offense \$500.00</p> <p>Section 4(8) 1st Offense \$250.00</p> <p>Millvale Borough: \$1,000.00 Section 2(5)(v) 1st Offense \$500.00</p> <p>Section 2(5)(v) 1st Offense \$0.00</p>

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7199	<p>Facility Owner: Municipal Authority of Westmoreland County</p> <p>Contractor/Excavator: AI Bartolomeo Plumbing</p> <p>Project Owner: Peoples Gas</p> <p>Other: Proline Pipeline</p> <p>Other: White Oak Borough</p>	<p>On 6/4/2019 12:00:00 AM at SUMMIT ST, WHITE OAK BORO, ALLEGHENY At the DPC Discussion meeting, held on 5/11/2021, German made the motion to delete the penalties for 2.5(ii), 2(4) and 2(5)(V) for White Oak Borough. Ferri asked to have mandated education. The motion was seconded by Dacey. Accepted the motion: all DPC members</p> <p>***White Oak Borough is rejecting all of their violations and their solicitor stated, "When the incident occurred, the individual who was the Head of the Borough's Public Works Department had just retired and his replacement was beginning training. When this line strike occurred on June 4, 2019, these responsibilities were being assumed by an employee who had not yet been trained with regard to the required response to these tickets and, therefore, no formal response was made on behalf of the Borough."</p> <p>Borough is rejecting the following violations:</p> <ul style="list-style-type: none"> -2(5)(vii)- failing to respond to Ticket #20191552597 as soon as practicable following notification of an Emergency. Response was due on 6/4/2019 at 14:12 PM and White Oak responded in KARL on 6/5/2019 at 11:01 AM. -2(4)- failing to respond to Designer's request for information within 10 Business Days. Ticket #20182760447- Response was due on 10/18/2018 and responded "Field Marked" on 1/14/2019. -2(5)- failing to respond to routine One Call Ticket #20191263363 <p>***** *****</p> <p>On 6/4/2019 AI Bartolomeo Plumbing was working for Peoples Gas</p>	<p>AI Bartolomeo Plumbing: \$1,500.00 Section 5(2.1) 1st Offense \$1,000.00</p> <p>Section 5(11.2) 1st Offense \$500.00</p> <p>White Oak Borough: \$0.00 Section 2(4) 1st Offense \$0.00</p> <p>Section 2(5)(v) 1st Offense \$0.00</p> <p>Section 2(5)(vii) 1st Offense \$0.00</p>

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7410	<p>Contractor/Excavator: INFRASOURCE Other: Pennsylvania American Water Other: West Mifflin Borough Other: West Mifflin Sanitary Sewer</p>	<p>On 6/13/2019 7:00:00 AM at GLENBURN DR, WEST MIFFLIN BORO, ALLEGHENY At the DPC Discussion meeting, held on 5/11/2021, Ferri made the motion to reduce West Mifflin Borough's penalties by 50% making 2(5)(v) and 2(5)(v.1) \$250.00 each. Swartley amended the motion to add education for West Mifflin Sanitary Authority and to keep their violations and penalties. The motion was seconded by Santayana. All members accepted the motion and Kiger abstained.</p> <p>***West Mifflin Sanitary Authority is rejecting the violations against them stating, "We believe there had to be a glitch in the software because we respond to all tickets from one call. Also, no line was hit or damaged because of this."</p> <p>West Mifflin Borough is rejecting their violations and penalties because their solicitor believed the informal determination was erroneous.</p> <p>***** *****</p> <p>On 6/13/2019 Infrasource placed an Alleged Violation Report stating PA American Water, West Mifflin Sanitary Sewer Authority and West Mifflin Borough did not respond to One Call Ticket #20191610286 placed on 6/10/2019 to begin excavation on 6/13/2019 at 7:00 AM. On 6/13/2019 at 7:32 AM Infrasource placed a renotify indicating PA American Water, West Mifflin Sanitary Sewer Authority and West Mifflin Borough needed to come and mark their underground lines ASAP. PA American did respond to the renotify with "Field Marked" on 6/13/2019 at 18:41 PM, but it was not within the allotted two hour time frame. PA American did indicate in their records they had contacted the excavator within that two</p>	<p>Pennsylvania American Water: \$1,500.00 Section 2(5)(v) 2nd Offense \$1,000.00</p> <p>Section 2(5)(v.1) 1st Offense \$500.00</p> <p>West Mifflin Borough: \$500.00 Section 2(5)(v) 1st Offense \$250.00</p> <p>Section 2(5)(v.1) 1st Offense \$250.00</p> <p>West Mifflin Sanitary Sewer: \$1,000.00 Section 2(5)(v) 1st Offense \$500.00</p> <p>Section 2(5)(v.1) 1st Offense \$500.00</p>

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7423	<p>Contractor/Excavator: INFRASOURCE Project Owner: Columbia Gas of PA Other: Pennsylvania American Water Other: Pittsburgh City Department of Public Works Other: Pittsburgh Water & Sewer Authority</p>	<p>On 6/14/2019 7:00:00 AM at CRANE AVE, PITTSBURGH CITY, ALLEGHENY At the DPC Discussion meeting, held on 5/11/2021, Ferri made the motion to keep DPI recommendations "AS IS" for The City of Pittsburgh. The motion was seconded by Clark. Accepted the motion: German, Canfield, Clark, Dacey, Dippo, Ferri, Moslen and Shaw. Rejected the motion: Fleming, Kiger, Swartley and Santayana</p> <p>*****</p> <p>***The City of Pittsburgh is rejecting the penalties and violations stating, "Please be advised that in late 2019/early 2020 we recognized imperfections in our processing protocol and made significant enhancements to our protocol. Since implementing the necessary changes, we experienced significant improvement in compliance. In January, we closed out 50.27% of the tickets generated, 99.52% in February, and 99.36% in March. We closed 100% of tickets generated in April and May. Although we recognize the noted deficiencies, we have taken appropriate steps to prevent them moving forward. In light of the above, we respectfully request that you consider waiving the fines noted in the notification."</p> <p>*****</p> <p>On 6/14/2019 Infrasource was to begin work at 7:00 AM on Crane Ave., Pittsburgh City, Allegheny County. The One Call Ticket was placed by Infrasource on 6/11/2019 and all facilities were to have their lines located and marked by 6/13/2019. Pittsburgh City Department of Public Works and Pittsburgh Water and Sewer failed to respond to the locate request and also failed to respond to the renotify request Infrasource</p>	<p>Pennsylvania American Water: \$500.00 Section 2(5)(viii) 1st Offense \$500.00</p> <p>Pittsburgh City Department of Public Works: \$4,000.00 Section 2(5)(viii) 1st Offense \$500.00 Section 2(5)(v) 2nd Offense \$1,000.00 Section 2(5)(v.1) 1st Offense \$500.00 Section 2(4) 1st Offense \$250.00 Section 2(4) 1st Offense \$250.00 Section 2(5)(v) 2nd Offense \$1,000.00 Section 2(5)(v.1) 1st Offense \$500.00</p> <p>Pittsburgh Water & Sewer Authority: \$1,500.00 Section 2(5)(v) 1st Offense \$500.00 Section 2(5)(v) 1st Offense \$500.00 Section 2(5)(viii) 1st Offense \$500.00</p>

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7387	<p>Facility Owner: Municipal Authority of Westmoreland County</p> <p>Contractor/Excavator: Pennsylvania American Water</p> <p>Other: Port Vue Borough</p>	<p>On 6/11/2019 10:00:00 AM at 1125 BEVERLY RD, PORT VUE BORO, ALLEGHENY**Port Vue Authority has rejected their penalty for failure to respond to a routine ticket.</p> <p>On June 11, 2019 PAWC was excavating at 1125 Beverly Rd., Port Vue Borough to repair a sewer line and struck Westmoreland Municipal Water Authority's water line. According to the AVR and the photos received (see attached), the line was mismarked by 4-feet. Westmoreland also admits in their AVR that the line was mismarked.</p> <p>Westmoreland Municipal Water Authority has been cited for failing to locate lines within 18-inches horizontally of the outside wall of the line (Section 2.5(i)).</p> <p>Port Vue Borough is cited for violation Section 2.5(v) for failing to respond to routine One Call Ticket No. 20191578259.</p>	<p>Municipal Authority of Westmoreland County: \$500.00 Section 2(5)(i) 1st Offense \$500.00</p> <p>Port Vue Borough: \$0.00 Section 2(5)(v) 1st Offense \$0.00</p>

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7210	<p>Facility Owner: PA AMERICAN WATER COMPANY Contractor/Excavator: Infrasource Project Owner: COLUMBIA GAS Designer: Columbia Gas Other: Castle Shannon Borough Other: Mount Lebanon Public Work Dept.</p>	<p>On 6/5/2019 7:00:00 AM at HOODRIDGE DR, CASTLE SHANNON BORO, ALLEGHENY*5/11/2021 DPC Virtual Meeting/Decision: Disputing party was Castle Shannon Borough rejecting 2(4), 2.5(viii). Vote- Removing the penalties but keeping the violations for 2(4) and 2.5(viii) and adding Education.</p> <p>*****</p> <p>*Rejection- Castle Shannon Borough is rejecting sections: 2(4) Failed to respond to Designer's request for information within 10 Business Days; Ticket 20190630224. 2.5(viii) Failed to participate in preconstruction meetings for a complex project; Ticket 201910061935. Castle Shannon Borough stated their Public Works Director did not attend the preconstruction meeting, but did follow up on the One Call ticket of the meeting and scheduled a meeting with Columbia Gas and Inforasource Construction. The Borough's Director provided the contractors with all line mapping material. Also, the Boroughs sewer lines were clearly marked prior to construction.</p> <p>*****</p> <p>*No Damage Incident occurred on June 5, 2019, in Castle Shannon Borough, Allegheny County. Infrasource called in an Update Excavation Routine Ticket, on 5/31/19; update reason was work in progress remark lines, and Pennsylvania American Water Company (PAWC) did not respond. Infrasource called in Renotify Tickets, on 6/5/19 at 7:50 am, 6/5/19 at 2:10 pm and 6/6/19 at 7:50 am, and each Renotify Ticket remarks were: special attention to PAWC to respond ASAP to mark their lines, respond clear no facilities or report to the work site because the excavation crew was on site. PAWC finally responded on 6/6/19 at 12:54 pm as "Field</p>	<p>PA AMERICAN WATER COMPANY: \$1,500.00 Section 2(5)(v) 1st Offense \$500.00</p> <p>Section 2(5)(v.1) 1st Offense \$500.00</p> <p>Section 2(5)(v.1) 1st Offense \$0.00</p> <p>Section 2(5)(v.1) 1st Offense \$0.00</p> <p>Section 2(4) 1st Offense \$250.00</p> <p>Section 2(4) 1st Offense \$250.00</p> <p>Castle Shannon Borough: \$0.00 Section 2(5)(viii) 1st Offense \$0.00</p> <p>Section 2(4) 1st Offense \$0.00</p> <p>Mount Lebanon Public Work Dept.: \$500.00 Section 2(5)(viii) 1st Offense \$500.00</p>

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7447	<p>Facility Owner: Greater Johnstown Water Authority</p> <p>Contractor/Excavator: Snyder Environmental Services</p> <p>Project Owner: Johnstown City of / Regional Sewage</p> <p>Designer: EADS GROUP</p> <p>Other: SOUTHMONT BOROUGH</p>	<p>On 6/10/2019 8:00:00 AM at Sherman Street, Kearnville, Cambria5/11/2021 DPC decision for EADS Group was to remove the Violation and Penalty.</p> <p>** Greater Johnstown Water Authority (GJWA) is rejecting three violations for section 2(5)(v) stating they responded to the tickets# 20190531976, 20190531977, and 20190660810. The line that was damaged was an old end cap from an abandoned line and the cost of repair for this line was minimal. The new line was marked, when this abandoned line was hit. Email from Compliance Coordinator OneCall verified that GJWA and Regional Sewage of the City of Johnston have merged since this case opened.</p> <p>***EADS Group is rejecting their penalty, stating neither they, nor the contractor has any record of this incident. They have submitted 18 other AVR's for incidents for this project. They state that did not receive the AVR request letter.</p> <p>On 6/10/2019 at Sherman Street, Kearnville, Cambria County a mismarked Greater Johnstown Water Authority sewer lateral was damaged by Snyder Environmental Services. Greater Johnstown Water Authority admittedly mismarked the sewer lateral and submitted photos.</p> <p>On 9/18/2019 an AVR request letter was mailed to Snyder Environmental Services and Johnstown City of / Regional Sewage with information to include: the estimated amount of the entire project, and what level of subsurface utility engineering was utilized, and what was the complex project ticket number.</p> <p>On 10/24/2019 an AVR request letter was mailed to EADS GROUP with information to include: the estimated amount of the entire project, and</p>	<p>Greater Johnstown Water Authority: \$1,250.00 Section 2(5)(i) 1st Offense \$500.00</p> <p>Section 2(5)(v) 1st Offense \$250.00</p> <p>Section 2(5)(v) 1st Offense \$250.00</p> <p>Section 2(5)(v) 1st Offense \$250.00</p> <p>Snyder Environmental Services: \$250.00 Section 5(16) 1st Offense \$250.00</p> <p>Johnstown City of / Regional Sewage: \$250.00 Section 6.1(7) 1st Offense \$250.00</p> <p>EADS GROUP: \$250.00 Section 4(8) 1st Offense \$250.00</p> <p>SOUTHMONT BOROUGH: \$500.00 Section 2(5)(v) 1st Offense \$500.00</p>

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7397	<p>Facility Owner: TransCanada / Columbia Gas Transmission</p> <p>Contractor/Excavator: Cast & Baker Corp</p> <p>Project Owner: Allegheny County Airport Authority</p> <p>Other: Armstrong Telephone</p>	<p>On 6/4/2019 11:00:00 AM at McCaslin Rd., Clinton, Allegheny** Allegheny Airport Authority has rejected the penalty for failing to have a proper design ticket.</p> <p>***NO DAMAGE***</p> <p>Columbia Gas Transmission/TransCanada reports in their AVR that on June 4, 2019, they discovered Cast & Baker installing a water line that parallels their 20-inch high-pressure gas line. The AVR states that Cast & Baker started work without placing a One Call Ticket. PAOC found two tickets for this site, both placed on March 18, 2019 (20190772778 & 20190772793). Columbia Gas Transmission/TransCanada also reports that Cast & Baker tracked heavy equipment across Columbia's right of way and high-pressure line, ran over the flags marking the line from a previous One Call (I believe they are referring to the tickets attached that were placed back in March), piled dirt and brush on Columbia's right of way, and benched a hillside less than 10-feet away from their active line. The AVR further states that when they discovered Cast & Baker working in the area, they informed them that they didn't have a valid One Call and that they were working inside of Columbia's right of way, and that Cast & Baker did not submit a new One Call ticket, nor would they comply with requests from Columbia Gas Transmission/TransCanada.</p> <p>On October 2, 2019, DPI Andrade sent AVR letters both to Cast & Baker and to the Allegheny County Airport Authority. As of November 4, 2019, no AVR had been received from either party.</p> <p>On November 18, DPI Andrade received a letter from Allegheny stating that Cast & Baker never removed their equipment from the worksite between March 31 and the completion of the project on September, and arguing that the One Call Ticket was still good. Even though we know</p>	<p>Cast & Baker Corp: \$1,500.00 Section 5(3) 1st Offense \$250.00</p> <p>Section 5(3) 1st Offense \$500.00</p> <p>Section 5(6)(ii) 1st Offense \$500.00</p> <p>Section 5(6)(i) 1st Offense \$250.00</p> <p>Allegheny County Airport Authority: \$500.00 Section 6.1(3) 1st Offense \$500.00</p> <p>Armstrong Telephone: \$500.00 Section 2(5)(v) 1st Offense \$500.00</p>

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7213	<p>Facility Owner: AQUA PENNSYLVANIA Contractor/Excavator: STEVES BOBCAT SERVICE Other: Borough of Conshohocken Other: Comcast Cable Other: VERIZON PENNSYLVANIA, LLC</p>	<p>On 6/5/2019 10:00:00 AM at 100 W 1ST AVE, CONSHOHOCKEN BORO, MONTGOMERY*5/11/2021 DPC Virtual Meeting/Decision: Disputing party was the Borough of Conshohocken rejection 2 counts of 2.5(v), Late Responses. The Borough left the meeting early for an emergency; message given by a representative from the Borough of Conshohocken Authority. Vote- Accept the recommendations from the Damage Prevention Investigator.</p> <p>*****</p> <p>Rejection- Borough of Conshohocken rejection Sections: 2.5(v) Failed to respond to a routine One Call ticket within the required amount of time, 20191294163 2.5(v) Failed to respond to a routine One Call ticket within the required amount of time, 20191470320 Although the Authority believes it has identified the subject incident, it involved a Verizon contractor striking a PECO gas line. In other words, the Borough of Conshohocken does not appear to be guilty of a violation of the PUC's regulations (nor for that matter the Authority)</p> <p>*****</p> <p>Incident occurred on June 5, 2019, on W. 1st Avenue, in Conshohocken Borough, Montgomery County. Steve's Bobcat Services was using a vac to expose Aqua PA's water main line, but switched excavating techniques and begin using a backhoe, and during the excavation the water main was hit causing a leak. Aqua stated, the line was correctly located and marked. A letter was mailed, to Steve's Bobcat Services, on October 3, 2019 requesting an Alleged Violation Report (AVR); there was no response to the letter and they did not submit an AVR.</p>	<p>STEVES BOBCAT SERVICE: \$750.00 Section 5(4) 1st Offense \$500.00</p> <p>Section 5(16) 1st Offense \$250.00</p> <p>Borough of Conshohocken: \$500.00 Section 2(5)(v) 1st Offense \$250.00</p> <p>Section 2(5)(v) 1st Offense \$250.00</p> <p>Comcast Cable: \$250.00 Section 2(5)(v) 1st Offense \$250.00</p> <p>VERIZON PENNSYLVANIA, LLC: \$250.00 Section 2(5)(v) 1st Offense \$250.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
7436	<p>Facility Owner: PECO ENERGY Contractor/Excavator: Osmose Utility Services, Inc Project Owner: VERIZON PENNSYLVANIA, LLC Other: BOROUGH OF CONSHOHOCKEN AUTHORITY</p>	<p>On 6/4/2019 1:00:00 PM at 114 W 6TH AVE, CONSHOHOCKEN BORO, MONTGOMERY*5/11/2021 DPC Virtual Meeting/Decision: Disputing party was the Borough of Conshohocken Authority rejection 2.5(v), No Response. Vote- Remove the penalty but keep the violation for 2.5(v).</p> <p>*****</p> <p>*Rejection- Borough of Conshohocken Authority rejecting Section 2(5)(v) Failed to respond to a routine One Call ticket: Ticket No. 20191420847.</p> <p>The Authority stated, the May 22 picture provided clearly shows our markings were more than sufficient and the photograph from June 4 indicates that the marks were still visible at the time of the emergency PA1 call. Please view the May 22, 2019 routine ticket number 20191420847 accompanied by our photograph of the marking pertaining to our sanitary sewer main. Also, view the June 4, 2019 emergency ticket number 20191553354 along with a picture of our markings taken on that date.</p> <p>*****</p> <p>Incident occurred on June 4, 2019 on 6th Avenue, in Conshohocken Borough, Montgomery County.</p> <p>PECO explained, that their facility was marked correctly, and Osmose Utility Services was doing a job for Verizon, and during the dig at the base of the Verizon pole for an inspection, a 1-inch plastic gas service line was hit and damaged causing a leak.</p> <p>Letters were mailed on October 3, 2019 requesting Alleged Violation Reports from Osmose Utility Services and Verizon; letters were not responded to and reports were not submitted.</p> <p>*Borough of Conshohocken Authority, CDC: CSH- No Response,</p>	<p>Osmose Utility Services, Inc: \$750.00 Section 5(16) 1st Offense \$250.00</p> <p>Section 5(4) 1st Offense \$500.00</p> <p>VERIZON PENNSYLVANIA, LLC: \$250.00 Section 6.1(7) 1st Offense \$250.00</p> <p>BOROUGH OF CONSHOHOCKEN AUTHORITY: \$0.00 Section 2(5)(v) 1st Offense \$0.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
7323	<p>Facility Owner: WESTMORELAND COUNTY MUNICIPAL AUTHORITY</p> <p>Contractor/Excavator: Penn Township Public Works</p> <p>Project Owner: Penn Township</p> <p>Designer: Eds Group</p>	<p>On 6/10/2019 10:00:00 AM at CENTER ST, PENN TWP, WESTMORELAND*Rejection- EADS Group rejecting section 4(8) Designer failed to submit an Alleged Violation Report through the One Call System within 30 business days of being made aware that a line strike occurred during excavation or demolition.</p> <p>Reason- We had previously been appointed as engineer to Penn Township and made a one call in the early development of their paving program. However, we were let go from that appointment earlier in 2019 and did not have any further involvement in the project. We were not notified of a line strike.</p> <p>*****</p> <p>Incident occurred on June 10, 2019, on Center Street, in Penn Township, Westmorland County Municipal Authority. Penn Township Public Works was installing storm sewers, and during their excavation they hit and damaged Westmoreland County's, mismarked, 8-inch main water line. Westmoreland provided pictures.</p> <p>Water service was interrupted for 1-6 hours, affecting 11-50 customers and there was basement flooding.</p> <p>*Westmoreland County Muni. Auth. is in violation of Section 2.5(v)- Late Response to Ticket No. 20191402319, had response due date of 5/22/19, they responded on 5/23/19 as "Field Marked".</p>	<p>WESTMORELAND COUNTY MUNICIPAL AUTHORITY: \$1,000.00</p> <p>Section 2(5)(v) 2nd offense \$500.00</p> <p>Section 2(5)(i) 1st Offense \$500.00</p> <p>Eds Group: \$250.00</p> <p>Section 4(8) 1st Offense \$250.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
7535	<p>Contractor/Excavator: Logans Metal Products</p> <p>Contractor/Excavator: Unknown - possibly homeowner</p> <p>Other: WHITAKER BOROUGH</p>	<p>On 6/17/2019 10:00:00 AM at 253 Freidel Street, Whitaker, Allegheny*** NO DAMAGE*** AVR filed is for No PA One Call Ticket</p> <p>Whitaker Borough reported that an excavator (whose name begins with "Steel") was spotted excavating at 224 W. Schwab, Homestead, PA on June 18, 2019. The building inspector was notified and went to the site on June 18, and went to the work site on June 19, to determine if a work permit was required. While there the inspector discovered that the contractor did not have a One Call Ticket. So they filed this AVR.</p> <p>On 10/4/19, DPI Andrade sent an AVR letter to the person identified in the AVR (this person may be the homeowner) asking for an AVR or for information about who the excavator was if she was not the excavator. DPI Andrade tried sending an AVR letter to a 2nd address on 11/4/2019. On further investigation, there was a Stotlemeyer Realty at 224 W. Schwab Ave, Homestead, PA located at this address. According to Google Maps, the realty office is closed.</p> <p>The owner of the house reported that Jay Logan did the excavation work. On 11/15, Mr. Logan did respond to a phone call from DPI Andrade and said that he did not place a One Call Ticket even though he was excavating and wanted to know what the fine would be for failure to submit an AVR. During the conversation Mr. Logan stated that he did not violate the law and that he did not need a One Call ticket, but also admitted that he did not know what Act 50 was. When DPI Andrade offered to send him information he declined and stated that he didn't want any information about the law. DPI Andrade then asked him to submit an AVR and Mr. Logan said he would talk to his crew to see if they were excavating and hung up. As of January 13, 2020, Mr. Logan has not filed an AVR or responded to requests for information. Jay/Jami Logan is cited for failing to failing to submit a One Call Ticket, failure to submit an AVR within 10 days of committing a violation of Act</p>	<p>Logans Metal Products: \$1,750.00 Section 5(2.1) 1st Offense \$1,000.00</p> <p>Section 5(17) 1st Offense \$250.00</p> <p>Section 5(21) 1st Offense \$250.00</p> <p>Section 5(16) 1st Offense \$250.00</p> <p>WHITAKER BOROUGH: \$0.00 Section 2(11) 1st Offense \$0.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
7441	<p>Facility Owner: PECO ENERGY Contractor/Excavator: CTS CONCRETE</p>	<p>On 6/8/2019 2:00:00 PM at 621 MICHELL ST, RIDLEY TWP, DELAWARE 5/11/2021 DPC Virtual Meeting/Decision: Disputing party was CTS Concrete rejecting 5(2.1), 5(8), 5(16). Vote- For 5(2.1) and 5(8) remove penalties but keep the violations. For 5(16) reduce penalty to 50%, as \$250 to \$125 and adding Education.</p> <p>*****</p> <p>*Rejection- CTS Concrete is rejecting Sections: 5(2.1) Excavator failed to submit a location request to One Call within the correct timeframe. 5(8) Failed to immediately notify 911 and the facility owner when damage resulted in the escape of gas or liquid which may endanger life, health or property. 5(16) Failed to submit an Alleged Violation Report within 10 business days of striking a line. CTS Concrete stated, they immediately called PECO following the accident. PECO arrived within 30 minutes and repaired the line and left 15 minutes later. CTS Concrete was billed by PECO and paid restitution to them.</p> <p>*****</p> <p>Incident occurred on June 8, 2019, on Michell Street, in Ridley Township, Delaware County. PECO stated CTS Concrete was doing concrete work but did not call in an excavation ticket before their job and during the excavation they hit and damaged PECO's 1.5-inch plastic gas service line with a 3-foot curb pin. 911 was not called and PECO did not provide pictures with their Alleged Violation Report (AVR). A letter was mailed, to CTS Concrete, on October 7, 2019 requesting an AVR. CTS did not respond to the letter and did not submit a report. On PECO's AVR the PA One Call Compliance Coordinator commented</p>	<p>CTS CONCRETE: \$125.00 Section 5(2.1) 1st Offense \$0.00 Section 5(16) 1st Offense \$125.00 Section 5(8) 1st Offense \$0.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
9408	<p>Facility Owner: UGI Utilities Inc. Contractor/Excavator: Precision Pipeline Project Owner: Energy Transfer/Sunoco Other: Verizon Pennsylvania LLC</p>	<p>On 8/27/2019 11:00:00 AM at CORNWALL RD, CORNWALL BORO, LEBANON***Precision pipeline disagrees that they did anything in violation of the law.</p> <p>*No Damage*</p> <p>AVR request letter was mailed on December 30, 2019 with no response. An e-mail was sent on June 26, 2020 resending the AVR request and asking for time-line and design information. Specifically, when did the project start in PA and when did excavation begin in PA, since no one call tickets were found on the One Call system, which would be a violation. The few calls that were returned to Precision Pipeline did not answer these questions, nor was an AVR ever received. Only violation 5(17) with a penalty was entered.</p> <p>AVR from UGI reads there were 100 updates in two days (list is attached) putting an undue hardship to the One Call system and the Facility Owners. Excessive routine updates, requiring no additional markings. Ticket# 20192391078 is one example of this. Sunoco Representative stated that the project was shut down in PA for a while, when they were able to begin construction again, they had to place all the tickets, to cover all the locations of the work. Calling in update tickets is not a violation of Act 50, though PUC staff recognizes the difficulty it creates for facility owners.</p> <p>Sunoco is the project owner, and the Precision Pipeline is the excavator. This is a huge complex project known as Sunoco Mariner Pipeline, or the ME project, which started in 2017 and completed in 2019. Pipeline runs from Pittsburgh east to Philadelphia. I have attached a project plan showing the general area that was excavated.</p> <p>Early in the process and prior to the PUC taking over enforcement, UGI requested a Conference Call with Sunoco Representatives as they</p>	<p>Precision Pipeline: \$250.00 Section 5(17) 1st Offense \$250.00</p> <p>Verizon Pennsylvania LLC: \$500.00 Section 2(5)(v) 1st Offense \$500.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
11482	<p>Contractor/Excavator: Infrasource Project Owner: Columbia Gas of PA Other: Butler Township Adams County</p>	<p>On 11/5/2019 10:03:00 AM at 2380 TABLE ROCK RD, BUTLER TWP, ADAMS5/11/2021 DPC meeting decision for Columbia Gas was to remove Violation 4(4) and Penalty.</p> <p>4/13/2021 DPC meeting decision for Butler Township's two Violations of Section 2(5)(v) was to keep violations, but fine dropped to \$0. Remove Violation and fine for Infrasource. Columbia Gas said that they emailed a disagreement for Violation 4(4). This was prior to the DPC Omnibus decision, and was not included in this discussion, but the DPC will allow it to be rescheduled for May discussion.</p> <p>* Disagree: Columbia Gas (Disagreement was emailed prior to the DPC Omnibus Decision and was not included for the April DPC meeting) Case was rescheduled to be heard for May 2021 DCP meeting, for Columbia Gas. Disagree with violation of Section 4(4) project was created in Coordinate PA, but when project was extended, Map was not uploaded to OneCall. The gas line that was not found, then hit, was said to be on a earlier map, that was not looked at.</p> <p>*Disagree: Butler Township disagrees with the DPC decision for two violations of 2(5)(v) with a penalty of \$500.00 and mandatory training. *Disagree: Infrasource disagrees with the DPC decision that Infrasource was in violation of 5(4) for failing to exercise due care and employ prudent excavation techniques.</p> <p>Incident occurred on November 05, 2019, at 10:03 A.M. at 2380 TABLE ROCK RD, Biglerville PA. Both Infra source and Columbia Gas agree that an unmarked Columbia Gas Line was damaged, while Infrasource was excavating to put in a gas line for Columbia Gas. The excavation work was for a complex project owned and designed by Columbia Gas Company. They are also the Owner with the damaged</p>	<p>Columbia Gas of PA: \$500.00 Section 4(4) 1st Offense \$250.00</p> <p>Section 2(5)(i.1) 1st Offense \$250.00</p> <p>Butler Township Adams County: \$0.00 Section 2(5)(v) 1st Offense \$0.00</p> <p>Section 2(5)(v) 1st Offense \$0.00</p>

Case Number	Stakeholders	Summary	Violations & Recommendation
13463	<p>Facility Owner: WINDSTREAM Facility Owner: WINDSTREAM Contractor/Excavator: STEVE'S BOBCAT SERVICES Project Owner: LOCK TIGHT STORAGE Other: Met-Ed / FirstEnergy Other: Valley Run Water Company</p>	<p>On 2/24/2020 9:00:00 AM at 461 GEHMAN RD, WASHINGTON TWP, BERKS*5/11/2021 DPC Virtual Meeting/Decision: Disputing parties were Windstream rejecting 2.5(vii) and Steve's Bobcat Services rejecting 5(20). Steve's Bobcat Services did not attend the meeting. Vote- For Windstream, remove penalty but keep the violation for 2.5(vii). For Steve's Bobcat Services, remove the violation 5(20) and remove education.</p> <p>*****</p> <p>*Rejection by Windstream- Rejecting Section 2(5)(vii), Their Response to the violation: Windstream received Ticket No. 20200482365 on February 17, 2020 at 6:38pm. Windstream states. "...read the scope of work within the ticket, verified exactly where the work area was to be performed, verified who the work was to be done for and reviewed the map within the ticket for the location of the work. The dig request for Ticket No. 20200482365 was for a Windstream customer drop. Windstream's maps did not show Windstream facilities in conflict with the scope of work within the ticket and therefore the ticket was cleared on February 17, 2020 at 6:48pm. The locate ticket was not sent to United States Infrastructure Corporation ("USIC") to locate due to no conflict having been found. Damage Ticket No. 20200560686 was opened on February 25, 2020 at 8:57am for damages done to Windstream's cable with a due date of February 25, 2020 11:59pm. As the enclosed damage ticket records confirm, United States Infrastructure Corporation ("USIC") completed their damage investigation for Damage Ticket No. 20200560686 on February 25, 2020 at 10:59am prior to when the emergency ticket was due and therefore no penalty should be assessed. USIC marked the ticket with interim code 005 BAD ADDRESS/DENIED ACCESS on February 25, 2020 at</p>	<p>WINDSTREAM: \$500.00 Section 2(5)(i) 1st Offense \$500.00</p> <p>Section 2(5)(vii) 1st Offense \$0.00</p> <p>STEVE'S BOBCAT SERVICES: \$0.00 Section 5(20) \$0.00</p> <p>LOCK TIGHT STORAGE: \$0.00 Section 6.1(7) \$0.00</p> <p>Met-Ed / FirstEnergy: \$500.00 Section 2(5)(v) 1st Offense \$500.00</p> <p>Valley Run Water Company: \$500.00 Section 2(5)(v) 1st Offense \$500.00</p>