



Damage Prevention Committee

**Summaries and Actions
from the
Meeting of April 13, 2021**

Case Number	Stakeholders	Summary	Violations & Recommendation
007475	<p>Facility Owner : Beaver County Department of Public Works</p> <p>Contractor/Excavator : MATRIX NAC</p> <p>Project Owner : DUQUESNE LIGHT COMPANY</p> <p>Other : Brighton Township Water/Sewer Authority</p>	<p><u>On Jun-06-2019 at BRADYS RUN RD, BRIGHTON TWP, BEAVER.</u> ***Brighton Township is disputing their penalties because they say that the line does not belong to them*** Brighton was not cited for the strike but for responding 4 days late to an emergency ticket for a water leak.</p> <p>Water line strike: Matrix Inc filed a very incomplete AVR with incorrect street and township names (their AVR says Patterson Township, not Brighton Township), and no additional information. One Call was able to locate a New Excavation and Emergency Excavation ticket for this location. DPI Andrade sent the 1st email to Matrix asking for a new or revised AVR on August 26, 2019. 2nd request sent September 30. (See attachments). These emails were sent because Matrix failed to provide accurate information (wrong street name with no intersections to help identify the location). The only information supplied was a notation that they struck a water line. Matrix is cited for failing to respond to requests for information as they neither submitted a revised AVR, nor responded to either email with information that would help with the investigation.</p> <p>On August 26, 2019, DPI Andrade sent an AVR request letter to Duquesne Light. Duquesne's AVR was submitted on Sep 6, 2019.</p> <p>After further research, it was believed that the water line may be owned by Brady's Run Park because the address where the line was hit goes to The Lodge at Brady's Run Park - DPI Andrade sent emails and phone messages sent on 10/4 asking them who owns the water supply to their building.</p>	<p>Beaver County Department of Public Works : \$250.00 Sections 2(1) 1st Offense \$250.00</p> <p>MATRIX NAC : \$500.00 Sections 5(17) 1st Offense \$250.00</p> <p>Sections 5(20) 1st Offense \$250.00</p> <p>Brighton Township Water/Sewer Authority : \$500.00 Sections 2(5)(vii) 1st Offense \$500.00</p>

<p>008010</p>	<p>Facility Owner : Windstream Contractor/Excavator : D & M Contracting Project Owner : Southwestern Pennsylvania Water Authority Designer : Bankson Engineers Inc. Other : Morris Township Greene County Other : CNX Water Assets LLC</p>	<p><u>On Jul-09-2019 at RT 18,MORRIS TWP,GREENE.</u> *** Southwestern Pennsylvania Water Authority is disputing their penalty on the basis that they did not own the project at the time of the line strike and they have provided supporting documentation. ***CNX Water Assets is disputing their penalty stating that they would like for it to be reviewed. On July 9, 2019, D & M Contracting/Castelli Development struck an underground telephone line belonging to Windstream. According to D&M's AVR, the line was not marked. There were no photos supplied by D&M. On October 31, 2019, AVR letters were sent to Windstream, Bankson Engineers, Inc., and Southwestern PA Water Authority. Bankson submitted their AVR on 11/15/19. As of 12/17/19, Southwestern PA Water Authority and Windstream have not submitted AVRs. Southwestern PA Water Authority is in violation of Section 6.1(7) for failing to submit an AVR as a Project Owner. Windstream is cited a second offence for violation 2(5)(i) for failure to mark their line within 18 inches. As there are no photos, and Windstream did not submit an AVR, D&M's AVR is taken into account as correct. Morris Township, Greene County is cited for failing to respond to Ticket No. 20191831329. This ticket was due on 7/5/19 with a lawful start date of 7/8 which gave this facility owner two extra days to respond. Morris Twp. did not respond until 7/16, which is more than 1 week late. Morris Township is cited for failing to respond to Emergency Ticket No. 20191902000 in as soon as practicable. This ticket was placed on 7/9 at 11:52. Morris Twp. did not respond until 7/18, 9 days later. The DPC has historically viewed any response taking more than 24</p>	<p>Windstream : \$1000.00 Sections 2(5)(i) 2nd Offense \$1000.00</p> <p>Morris Township Greene County : \$1250.00 Sections 2(5)(v) 1st Offense \$500.00</p> <p>Sections 2(4) 1st Offense \$250.00</p> <p>Sections 2(4) 1st Offense \$250.00</p> <p>Sections 2(5)(v) 1st Offense \$250.00</p> <p>CNX Water Assets LLC : \$500.00 Sections 2(5)(v) 1st Offense \$500.00 Education</p>
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<p>012104</p>	<p>Facility Owner : UGI Utilities, Inc. Contractor/Excavator : Leeward Construction, Inc. Project Owner : Central Wayne Regional Authority Project Owner : Aqua Pennsylvania Inc Other : Honesdale Borough of Other : Verizon Pennsylvania LLC Other : PPL Electric Utilities</p>	<p><u>On Jul-25-2019 at Cliff St.,HONESDALE BORO,WAYNE.</u> ***Honesdale rejects all penalties stating that they have made changes to their staff and procedures since this even took place. **NO DAMAGE** Leeward states that UGI did not attend the preconstruction meeting and did not mark lines on time. Aqua and CWRA were both project owners for this project to share costs Complex Project Ticket No. 20191991006. Honesdale Borough did not respond to this ticket or attend the Complex Project Meeting. UGI, and PPL both responded to the Complex Project Ticket but according to emails that wen back and forth between Leeward's personnel, neither party attended the meeting. Leeward did not have a sign in sheet available. Proper sign in sheets have been discussed, however Leeward is not the only excavator who has complained that facility owners have been sending USIC to represent them at meetings, but not sending company employees. USIC is a subcontractor and not an employee of any Facility. Act 50 states that the facility owner shall attend preconstruction meetings. Act 50 permits Project Owners to designate representatives to attend preconstruction meetings in Section 6(4), but the Act does not permit the same for Facility Owners. Ticket No. 20192131942 was due on 8/5/2019. On 8/6/2019 a renotification ticket was placed because UGI, Honesdale Borough and Verizon all failed to respond. UGI, Honesdale</p>	<p>UGI Utilities, Inc. : \$1750.00 Sections 2(5)(v) 1st Offense \$250.00 Sections 2(5)(v.1) 1st Offense \$500.00 Sections 2(5)(v) 1st Offense \$500.00 Sections 2(5)(v.1) 1st Offense \$500.00 Honesdale Borough of : \$1250.00 Sections 2(5)(v) 1st Offense \$250.00 Sections 2(5)(v) 1st Offense \$250.00 Sections 2(5)(viii) 1st Offense \$500.00 Sections 2(5)(v) 1st Offense \$250.00 Verizon Pennsylvania LLC : \$2500.00 Sections 2(5)(v) Subsequent \$1000.00 Sections 2(5)(v.1) 3rd Offense \$1500.00</p>
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<p>012110</p>	<p>Facility Owner : UGI Utilities, Inc. Contractor/Excavator : Leeward Construction, Inc. Project Owner : Borough of Jessup/Jessup Sewer Designer : KBA Engineering</p>	<p><u>On Aug-16-2019 at 201 HAND ST,JESSUP BORO,LACKAWANNA.</u> **Borough of Jessup has rejected their penalties because they have made changes to their procedures and personnel. The dispute was entered via phone call.**</p> <p>On August 14, 2019, Leeward Construction struck UGI's service line. According to both Leeward and UGI, this line was mismarked by approximately 13 feet.</p> <p>On February 19, 2020, DPI Andrade-Locke sent AVR letters to Jessup Sewer and KBA Engineering. As of April 14, 2020, neither party has submitted an AVR.</p> <p>UGI is cited for failing to mark the service line with in eighteen inches. UGI is also cited for failing to attend the Complex Project Meeting declared in ticket No. 20191991525. The meeting was held on 7/25/2019. UGI Responded "Scheduled Mark" twice on 7/24, and "Not Marked, No Access" on 7/25, but there is no evidence that they attended the meeting.</p> <p>Jessup Borough is cited for responding late to Ticket No. 20192063441. Response was due on 7/29. Jessup Borough did not respond until 7/30 after being renotified that the lines needed to be marked. Jessup Borough is also cited for failing to submit an AVR within 10 business days of a line strike by their excavator.</p> <p>KBA Engineering is cited for failing to submit an AVR within 30 days of being notified of a line strike.</p>	<p>UGI Utilities, Inc. : \$500.00 Sections 2(5)(i) 1st Offense \$500.00</p> <p>Borough of Jessup/Jessup Sewer : \$500.00 Sections 2(5)(v) 1st Offense \$250.00</p> <p>Sections 6.1(7) 1st Offense \$250.00</p>
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<p>009623</p>	<p>Facility Owner : Knox Energy Cooperative Association Contractor/Excavator : WILSON EXCAVATING AND GRADING INC Project Owner : PAWC Designer : Gwin Dobson and Forman Engineers Other : Uniti Fiber Other : West Penn Power Other : Verizon PA Other : Comcast Other : Kane Borough</p>	<p><u>On Sep-03-2019 at BIDDLE ST,KANE BORO,MCKEAN.</u> *Knox Energy does not have any violations, but disputes knowing any lines were mismarked because they were never notified. *Uniti Fiber stated they are located out of LA and just discovered USIC was receiving all locating tickets as well as designer tickets. Mr. Bergeron stated he would contact One Call and get this sorted out immediately. *Kane Borough is disputing their violation because they stated they field marked for the Designer Ticket.</p> <p>Wilson Excavating and Grading Inc reported, on 9/3/2019 an underground utility gas service line was mismarked by 16 feet at 421 Biddle Street, Kane Borough, McKean County. Photos were provided of the near miss incident. NO DAMAGE OCCURRED.</p> <p>On 12/11/2019 an email was sent to Wilson Excavating and Grading Inc asking: 1. Who was the facility owner of the damaged gas line? 2. Was the facility owner made aware of this near miss? If so, can you email me any correspondence?</p> <p>On 12/19/2019 an AVR request letter was mailed to Utility Pipeline LTD / Knox Energy Cooperative Association.</p> <p>At this time there is not enough evidence for a recommendation for an administrative penalty against Utility Pipeline LTD / Knox Energy Cooperative Association. Knox Energy stated they were never contacted about the possibility of mismarked lines and the pictures provided by Wilson</p>	<p>Uniti Fiber : \$750.00 Sections 2(4) 1st Offense \$250.00 Sections 2(4) 1st Offense \$250.00 Sections 2(4) 1st Offense \$250.00</p> <p>West Penn Power : \$750.00 Sections 2(4) 1st Offense \$250.00 Sections 2(4) 1st Offense \$250.00 Sections 2(4) 1st Offense \$250.00</p> <p>Verizon PA : \$1500.00 Sections 2(4) 2nd Offense \$500.00 Sections 2(4) 2nd Offense \$500.00 Sections 2(5)(viii) 1st Offense \$500.00</p> <p>Comcast : \$1500.00 Sections 2(4) 2nd Offense \$500.00 Sections 2(4) 2nd Offense \$500.00 Sections 2(4) 2nd Offense \$500.00</p> <p>Kane Borough : \$250.00 Sections 2(4) 1st Offense \$250.00</p>
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<p>012102</p>	<p>Facility Owner : UGI Utilities Inc Contractor/Excavator : Leeward Construction, Inc. Project Owner : PENNSYLVANIA AMERICAN WATER Other : PPL Electric Utilities</p>	<p><u>On Oct-01-2019 at 401 CORNER ST,DUNMORE BORO,LACKAWANNA.</u> *** PPL is rejecting their penalties</p> <p>On October 1, 2019, Leeward struck UGI's gas service line. Leeward states in their AVR that the line was mismarked by approximately 7-feet. According to Leeward, the street had recently been updated and the service that was struck had a tracer wire. Leeward's crew did find a 1-inch steel service that was inserted with 1/2-inch and 1/4-inch service lines. Leeward maintains that UGI did not update their maps when they installed the new service line, nor did they trace this line with equipment. UGI's AVR also says that their maps/records were incorrect and that the line was mismarked.</p> <p>Both UGI and PPL were late responding to ticket No. 20192622352. This ticket was due on 9/23. On 9/23 both UGI and PPL responded that they had scheduled to mark. Neither company marked their lines until 9/25 (2 days late). It is not clear whether or not PPL had an agreement or if the locator dictated the dates to Leeward. UGI has been able to show that contact was made with Leeward and that UGI did mark out by the agreed-upon date.</p> <p>UGI is cited for failure to mark their line within 18-inches of the outside wall of the line.</p> <p>The facility listed below is cited for a ticket violation: PPL is cited for failing to mark their lines on time.</p>	<p>UGI Utilities Inc : \$500.00 Sections 2(5)(i) 1st Offense \$500.00</p> <p>PPL Electric Utilities : \$250.00 Sections 2(5)(v) 1st Offense \$250.00</p>
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<p>010812</p>	<p>Facility Owner : UGI Utilities Inc. Contractor/Excavator : E. K. Services Inc. Project Owner : Swatara Township Authority Designer : Arro Consulting Inc - working for Swatara Twp Authority Designer : Arro Environmental</p>	<p><u>On Oct-07-2019 at S NYES RD,SWATARA TWP,DAUPHIN.</u> *Rejection by UGI Utilities Inc.- They reject the 2 violations of 2(5)(vii) saying, they had personnel on site of emergency within the 2 hour time window. Tickets 20192800008 and 20192814685. ***** E.K. Services Inc. (The Crew) was replacing a sewer main for Swatara Township (The Township); the facility owner involved was UGI Utilities Inc. and the designer was Arro Consulting Inc. and pictures were provided. On October 7, 2019, on South Nyes Road in Swatara Township, Dauphin County. Prior to the excavation/sewer line replacement E.K. Services and The Township marked their laterals and visually inspected the road for facility marks and noticed one UGI locate mark. Excavation started with saw cutting the road; The Crew started at each manhole. The Crew installed pipe until coming close to the gas locate mark and then prudent techniques were being used by hand shoveling to locate the gas line. Once the line was located the crew continued digging, when an unmarked gas main/service line was hit and damaged; it was about 5-feet from the locate mark. The Crew called 911, 811 and 10-15 UGI employees came to the work site. E.K. Services stated, UGI was unable to locate the shut-off valve quickly and was told there were plans showing 1 line and another showing 2 lines, and 400 houses were out of services. UGI stated, E.K. Services did hit and damage an unmarked 4-inch plastic gas main. The Township was on site</p>	<p>UGI Utilities Inc. : \$4000.00 Sections 2(5)(i) Subsequent \$2000.00 Sections 2(5)(i) Subsequent \$2000.00</p>
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<p>012103</p>	<p>Facility Owner : UGI Utilities Contractor/Excavator : LEEWARD CONSTRUCTION INC Project Owner : PENNSYLVANIA AMERICAN WATER Other : Frontier Communications Other : PPL Electric Utilities</p>	<p><u>On Oct-10-2019 at FRANKLIN ST,DUNMORE BORO,LACKAWANNA.</u> *** PPL is rejecting their penalties for Section 2.5(v) stating that they followed CP meeting plans. *** Frontier is rejecting their penalties because they say USIC marked their lines.</p> <p>On October 10, 2019, Leeward struck a newly installed gas service line owned by UGI. Leeward's AVR states that UGI marked the old service line which Leeward found, then they struck the new unmarked service line approximately 24-inches from where the old one was marked and uncovered. From UGI's photos, it appears that the active line was closer to the mark than the line Leeward uncovered but the graphic used to show that the line was marked within 18 inches is not accurate since distance means the line should be slanted and not straight. It is possible that the correct line was marked within 18 inches. What is not apparent from the photographs from either entity is whether or not UGI had marked what type of line Leeward was to have been looking for, or if UGI noted that there was an abandoned line in the area to caution Leeward that they may have found the incorrect line. It is not possible for me to accurately determine if the correct line was mismarked by more than 18-inches, nor is it possible to know if there was any information indication to Leeward that the line that they discovered first was not the correct line. Therefore UGI has not been cited for mismarking the line and Leeward has not been cited for striking it.</p> <p>On January 13, 2019, DPI Andrade requested a mandatory AVR from UGI (reason: more than 2 line strikes from the same company within 6 months). UGI sent their form in by</p>	<p>UGI Utilities : \$750.00 Sections 2(5)(v) 1st Offense \$250.00 Sections 2(5)(viii) 1st Offense \$500.00</p> <p>Frontier Communications : \$0.00 Sections 2(5)(v) 2nd offense \$0.00 Sections 2(5)(viii) 2nd Offense \$0.00</p> <p>PPL Electric Utilities : \$0.00 Sections 2(5)(v) 1st Offense \$0.00 Sections 2(5)(v) 1st Offense \$0.00</p>
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<p>011216</p>	<p>Contractor/Excavator : WILSON EXCAVATING AND GRADING INC Project Owner : National Fuel Gas Other : Neshannock Creek Watershed Municipal Authority Other : Mercer Borough Other : Aqua</p>	<p><u>On Oct-24-2019 at S SHENANGO ST.EAST LACKAWANNOCK TWP.MERCER.</u> *****Mercer Borough is rejecting their violations because they stated the sewer main in question is owned by NCWSJMA and out of their sewer system area although very close. The Supervisor did not call Wilson Excavating on the renotification tickets because the supervisor thought clearing the ticket would be enough. The Borough has also indicated they would be calling their One Call liaison to start member mapping.</p> <p>***** Neshannock Creek Watershed Joint Municipal Authority submitted a rejection to their violations.</p> <p>*****NFG rejects their violations for failure to respond within 2 hours because they stated both of the tickets were called in by an NFG contractor and NFG was in direct communication throughout the process with the excavator.</p> <p>*****Aqua rejects the violations based on the following: -The AVR should not have been filed in the first place as Aqua did in fact respond to the referenced PA One Call Ticket numbers involved with this incident and marked all our facilities in the work zone as required. -The contractor and facility owner who filed the AVR (National Fuel Gas) made incorrect assumptions about the presence and location of Aqua facilities in the work zone. -Aqua owns some, but not all, of the service lines along that stretch of roadway due to some residents having private wells.</p>	<p>National Fuel Gas : \$0.00 Sections 2(5)(v) 3rd Offense \$0.00</p> <p>Sections 2(5)(v) 3rd Offense \$0.00</p> <p>Neshannock Creek Watershed Municipal Authority : \$0.00 Sections 2(5)(v) 1st Offense \$0.00 Education is mandatory Sections 2(5)(v.1) 1st Offense \$0.00 Education is mandatory</p> <p>Mercer Borough : \$1000.00 Sections 2(5)(v.1) 1st Offense \$500.00 Education is mandatory Sections 2(5)(v.1) 1st Offense \$500.00 Education is mandatory</p> <p>Aqua : \$0.00 Sections 2(5)(i.1) 1st Offense \$0.00</p> <p>Sections 2(5)(i.1) 1st Offense \$0.00</p>
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<p>011536</p>	<p>Facility Owner : Millerstown Borough Contractor/Excavator : Don Updegrave Construction Company</p>	<p><u>On Nov-09-2019 at 37 N MARKET ST, MILLERSTOWN BORO, PERRY.</u> Disagree: Millerstown Borough disagrees with the penalty for failing to make a final response because when they arrived on site the job was completed and there was no need to mark.</p> <p>*No Damage Incident occurred on November 09, 2019, at 8:00 a.m. at 37 N. Market St. in Millerstown Borough, Perry Co, PA. Millerstown Borough went out to mark their facility and found that excavator, Don Updegrave Construction Company had begun digging before the lawful dig date, and before they were able to mark their facility. Millerstown Borough Representative from Millerstown Borough, sent an email stating that the person who used to work there, had since this time, deleted the pictures that he took. Telephone call was received from Don Updegrave who said that he knew this property since the 1900's and that there were no utilites on it. Lawful dig date was November 14, 2019 at 8:00 a.m. Millerstown Borough was concerned because they have utilities nearby and within the scope of the targeted area. Ticket#20193121193, lists Millerstown Boro as not marking their lines. Millerstown Borough said that the excavation was complete before they were able to mark the lines. Don Updegrave Construction Company is in Violation of Section 5(2.1) and penalty is applied. Excavation did not begin within the legal timeframe. April 27, 2020 an email was sent with a letter requesting an Alleged Violation Report from Don Updegrave Construction Company. No AVR was received. This is a violation of Section5(16) and penalty is applied.</p>	<p>Don Updegrave Construction Company : \$1500.00 Sections 5(2.1) 1st Offense \$1000.00 Sections 5(16) 1st Offense \$250.00 Sections 5(17) 1st Offense \$250.00</p>
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Full Session

<p>012029</p>	<p>Facility Owner : NATIONAL FUEL GAS Contractor/Excavator : XL Excavating Project Owner : Alpha Construction</p>	<p>On Nov-11-2019 at 2255 Downs Drive,Erie,Erie. *Rejection by XL Excavating- Rejecting Sections 5(4), 5(8) and 5(16) stating, XL Excavating does not agree with the violations; failed to exercise due care, failed to submit a violation report, and failed to notify 911 of the gas leak. These decisions are completely unfounded.</p> <p>*Rejection by National Fuel Gas Distribution Corporation (NFG)- Rejecting Section 2(5)(vii) stating, this damage ticket 20193150289 was called in for a damage to NFG facilities and NFG had personnel onsite as soon as possible. Attached screen shots show NFG did respond as CDC code NF1, CDC code NG5 is an additional copy code used to manage tickets.</p> <p>The incident occurred on Monday, November 11, 2019, at 2255 Downs Drive in Erie County. National Fuel Gas Distribution Corporation stated, XL Excavating did not notify One Call before their excavation and as a result, during the dig with a backhoe, they hit and damaged a 4-inch mainline. XL Excavating called in a routine excavation ticket on 9/4/2019 at 9:31 am, the type of work was the installation of a water line to 2255 Downs Drive and the duration was for two days. There were no update tickets. XL Excavating called in a damage emergency ticket on 11/11/19 at 8:02 am, to report the damaged gas line.</p> <p>On 1/6/2020 a letter was sent to the XL Excavating requesting an Alleged Violation Report; there was no response to the letter and no report was submitted.</p>	<p>XL Excavating : \$500.00 Sections 5(17) 1st Offense \$0.00 Sections 5(4) 1st Offense \$500.00 Sections 5(16) 1st Offense \$0.00 Education Sections 5(8) 1st Offense \$0.00</p>
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<p>011872</p>	<p>Facility Owner : ALIQUIPPA WATER AUTHORITY Contractor/Excavator : Glenn Johnston, Inc. Project Owner : ALIQUIPPA WATER AUTHORITY Designer : Lennon, Smith, Souleret Engineering, Inc.</p>	<p><u>On Nov-12-2019 at Green Street, City of Aliquippa, Beaver.</u> **Rejection by contractor Glenn Johnston Inc.- Rejecting Sections: 5(3) stating, This was not a complex project. The project was from intersection to intersection with no intersections between and required only a single one call locate ticket (1000' or intersection to intersection whichever is greater.) Please see attached maps for your use as well as the ticket. 5(20) stating, Not applicable. The first sentence of Section 5(20) specifies that the contractor obligation begins if "...upon initial arrival at the proposed work site it is apparent to the excavator that there is an unmarked or incorrectly marked facility." The water authority incorrect marking was not and could not be apparent on initial arrival. Had the legislature intended otherwise the wording would not be such that it is.</p> <p>*****</p> <p>These incidents occurred in November, on Tuesday 12th and Wednesday 13th, 2019, on Green Street in The City of Aliquippa, Beaver County. Contractor, Glenn Johnston, Inc. was hired by Aliquippa Water Authority to replace water lines on Green Street, nearest intersections were Sharon and Liberty Streets, and the project Designer was Lennon, Smith, Souleret Engineering, Inc. AVR's and letters were provided by all parties involved.</p> <p>The 11/12/19 incident, the Designer explained that Glenn Johnston reported to them of a hit and damaged water main line that was mismarked on Green and Sharon Streets. Glenn Johnston stated it was mismarked by 8-feet. Aliquippa</p>	<p>ALIQUIPPA WATER AUTHORITY : \$2000.00 Sections 6.1(1) 1st Offense \$500.00</p> <p>Sections 2(5)(i) 1st Offense \$500.00 11/12/2019 Incident Sections 2(5)(i.1) 1st Offense \$250.00 11/12/2019 Incident Sections 2(5)(i.1) 1st Offense \$250.00 11/13/2019 Incident Sections 2(5)(i) 1st Offense \$500.00 11/13/2019 Incident Glenn Johnston, Inc. : \$500.00 Sections 5(3) 1st Offense \$250.00</p> <p>Sections 5(20) 1st Offense \$250.00</p>
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<p>013848</p>	<p>Facility Owner : MS MIRARCK</p> <p>Contractor/Excavator : B PANCHER</p>	<p><u>On Nov-24-2019 at 929, 931, and 933 FIR ST.KULPMONT,NORTHUMBERLAND.</u> Disagrees: Excavator disagrees with the violation 5(2.1) for failing to submit a One Call request, no penalty given. Excavator disagree with the violation of 5(4) for failing to use due case and employ prudent excavation and demolition techniques. Penalty is \$500.00 Excavator disagrees with the violation 5(6)(i) for failing to plan the excavation and demotion work to avoid damage or minimize interference with a facility owners facilities in the construction area. Excavation or demolition work which requires temporary or permanent interruption of a facility owners service, shall be coordinated with the affected facility owner in all cases. Penalty is \$250.00. Excavator disagrees with violation (5)16 failed to submit Alleged Violation Report within 10 business days of striking a line. \$250.00 Excavator disagrees with the violation of 5(17) failed to comply with all requests for information from PUC staff within 30 days of receipt. Penalty of \$250.00</p> <p>Incident occurred on Nov 24, 2019. Facility owner AVR reads that an excavator was ripping up trees and demolishing three row homes located at 929, 931, and 933 Scott St. with no One Call ticket. Facility owner explained that there are houses in that area, whose sewer ran under this property. She stated the excavator was asked to call The One Call System for this work. The facility owner stated that the excavator blocked off the sewer system from the main line. 4/16/20 received a call from Kulpmont Marion Heights Municipal Authority, who verified that they do not own the</p>	<p>B PANCHER : \$2250.00</p> <p>Sections 5(2.1) 1st Offense \$1000.00</p> <p>Sections 5(4) 1st Offense \$500.00</p> <p>Sections 5(6)(i) 1st Offense \$250.00</p> <p>Sections 5(16) 1st Offense \$250.00</p> <p>Sections 5(17) 1st Offense \$250.00</p>
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<p>012338</p>	<p>Facility Owner : Kenhorst Borough Contractor/Excavator : Henkels & McCoy Project Owner : UGI</p>	<p><u>On Jan-03-2020 at LACROSSE AVE, KENHORST BORO, BERKS.</u> *** Rejection- Henkels says they were not aware of the strike when it happened and thus should not be held to the 10-day period for filing an AVR.</p> <p>***** ***** ***** *****</p> <p>At the DPC meeting on 4/13/2021, Mr. Ferri voted to remove both penalties and violations for Henkels and McCoy of 5(6)(ii) and 5(16), although Henkels and McCoy were only rejecting 5(16). This motion was seconded by Mr. Santayana and passed unanimously. UGI abstained from the vote.</p> <p>***** ***** ***** *****</p> <p>On January 3, 2020, Kenhorst Borough was called to 1438 Lacrosse Avenue to repair a backed up sewer line. When they attempted to open the line they found that it would not open. On January 6, 2020, UGI's contractor came out to vac truck the area and it was discovered that a newly installed gas main had crushed the sewer line underneath. Henkels & McCoy says that they damaged the line during backfilling and state that they also repaired the line on January 6, 2020</p> <p>On March 3, 2020, DPI Andrade-Locke sent AVR letters to</p>	<p>Kenhorst Borough : \$250.00 Sections 2(4) 1st Offense \$250.00</p> <p>UGI : \$500.00 Sections 6.1(3) 1st Offense \$500.00</p>
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<p>013023</p>	<p>Facility Owner : Peoples Gas Company LLC Contractor/Excavator : Kukurin Contracting, Inc. Project Owner : Municipal Authority of Westmoreland County Designer : GIBSON THOMAS ENGINEERING CO INC Other : Apollo Borough Other : Bell Township Westmoreland County Other : Kiskiminetas Township Other : Kiski Valley Water Pollution Control Authority</p>	<p><u>On Jan-27-2020 at 202 S 4TH ST, APOLLO BORO, ARMSTRONG.</u> ***Kiski Valley Water Pollution Control rejects their penalty stating they must have pushed the wrong number and inadvertently entered the wrong response. ***Kiskiminetas Township rejects their penalty stating that "There is one email address in the paperwork for a road worker who is not in a management or supervisory role. "</p> <p>On January 27, 2020, Kukurin Contracting was installing a water main when they struck a 1-inch plastic gas line owned by Peoples Gas. Kukurin Contracting, the Municipal Authority of Westmoreland County, and Gibson Engineering all state that Kukurin had safely found a 1-inch steel service line under the yellow marks, but when they continued to work, they then struck the 1-inch plastic line that was 25-inches from the nearest mark shown on the photographs. In their AVR, Peoples has checked the box stating that the line was inaccurately marked, although their synopsis does not say that the line was marked correctly or incorrectly.</p> <p>On February 21, 2020, DPI Andrade-Locke sent a letter to Peoples Gas requesting an AVR. Peoples supplied an AVR on March 2, 2020.</p> <p>Peoples Gas is cited for failing to mark their line within 18-inches of the outside wall of the line.</p> <p>Apollo Borough is cited for failing to respond to One Call Ticket No. 20200132997. Response due 2/20/20. No response made. Apollo Borough is also cited for failing to respond to Complex Project Ticket No. 20193640796.</p>	<p>Peoples Gas Company LLC : \$500.00 Sections 2(5)(i) 1st Offense \$500.00</p> <p>Apollo Borough : \$750.00 Sections 2(5)(v) 1st Offense \$500.00 Sections 2(4) 1st Offense \$250.00</p> <p>Bell Township Westmoreland County : \$500.00 Sections 2(5)(viii) 1st Offense \$500.00</p> <p>Kiskiminetas Township : \$500.00 Sections 2(5)(viii) 1st Offense \$500.00 Mandatory Education</p> <p>Kiski Valley Water Pollution Control Authority : \$250.00 Sections 2(4) 1st Offense \$250.00 Mandatory Education</p>
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<p>014298</p>	<p>Facility Owner : UGI Utilities, Inc Contractor/Excavator : PA American Waste Water Project Owner : PA AMERICAN WATER COMPANY Other : PPL Electric Utilities</p>	<p><u>On Mar-12-2020 at 1807 LAFAYETTE ST,SCRANTON CITY,LACKAWANNA.</u> *Rejection by PPL Electric Utilities- Rejecting Section 2(5)(v) stating that PPL is not at fault due to this project involved a Complex Ticket. When a project has a complex meeting we cannot follow the normal mark out required dates on the Routine ticket. We are required to meet the schedule that was set at the complex meeting on site. Once all of our obligations have been marked per the Complex Meeting, we can then close out the tickets, this may be weeks after the required date. ALL complex project will be this way. It's not a violation for 2(5)(v), this is the process we must follow per CPA, and the complex project.</p> <p>*****</p> <p>On Thursday, March 12, 2020, at 1807 Lafayette Street in Scranton City, Lackawanna County. The project owner and excavator, PA American Waste Water (PAWC) upgraded their main sewer line. During the excavation a gas line was ripped out; PAWC called 911 and 811. UGI Utilities stated, the line was correctly located and marked, and it was hit and damaged in the tolerance zone. UGI explained that the damage to the service line required extensive work and replacing a section of the main line.</p> <p>~Responses: 20200271636, new excavation routine ticket, response due date 2/9/2020 *UGI UTL Archbald (CDC: GN): Late Response (LR), final response as FM on 2/10/20 *PPL Electric (CDC: PT): LR as CNF on 2/10/20</p>	<p>UGI Utilities, Inc : \$2000.00 Sections 2(5)(v) 2nd offense \$500.00 Sections 2(5)(vii) 2nd Offense \$1500.00 PA American Waste Water : \$1000.00 Sections 5(4) 1st Offense \$500.00 Sections 5(3) 1st Offense \$500.00 PPL Electric Utilities : \$750.00 Sections 2(5)(v) 3rd offense \$750.00</p>
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<p>014111</p>	<p>Facility Owner : PEOPLES GAS COMPANY LLC Contractor/Excavator : West Penn Utilities Project Owner : Comcast Other : Municipal Water Authority of Aliquippa Other : Creswell Heights Joint Authority Other : Verizon Pennsylvania</p>	<p><u>On Mar-18-2020 at 3273 BRADBURY DR,HOPEWELL TWP,BEAVER.</u> *Rejection- West Penn Utilities (WPU) has rejected both penalties for 5(16) stating they want them lowered or removed. WPU also rejects the penalty for 5(4) for March 18, and wants that penalty removed. West Penn Utilities agrees with the penalty for 5(11.2) and for the penalty for 5(4) for the March 25 incident. Please see file "West Penn Utilities disputing penalty amounts" file for more information.</p> <p>**Two line strikes within one week and at the same address***</p> <p>***** ***** *****</p> <p>At the DPC meeting on 4/13/2021, Mr. Ferri made a motion to remove the penalty for the March 18 violation of 5(4) and to add education which was seconded by Mr. Dacey. The motion passed unanimously and Mr. Moslen abstained.</p> <p>***** ***** *****</p> <p>On March 18, 2020 West Penn Utilities was attempting to expose an accurately marked line in preparation for an HDD excavation when they struck Peoples Gas Company's 1-inch plastic service gas line with hand tools and severed the line. West Penn did call 911 and Peoples came out to repair the line. On March 25, 2020, West Penn Utilities struck the 3-inch</p>	<p>West Penn Utilities : \$1500.00 Sections 5(4) 1st Offense \$0.00 March 18 strike. Mandatory Education Sections 5(4) 1st Offense \$500.00 March 25 strike Sections 5(11.2) 1st Offense \$500.00 March 25 strike Sections 5(16) 1st Offense \$250.00 March 18 strike Sections 5(16) 1st Offense \$250.00 March 25 strike Comcast : \$1000.00 Sections 6.1(7) 2nd Offense \$500.00 March 18 strike. Sections 6.1(7) 2nd Offense \$500.00 March 25 strike. Municipal Water Authority of Aliquippa : \$500.00 Sections 2(5)(v) 1st Offense \$500.00 Creswell Heights Joint Authority : \$500.00 Sections 2(5)(v) 1st Offense \$500.00 Verizon Pennsylvania : \$500.00 Sections 2(5)(v) 2nd offense \$500.00</p>
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<p>014308</p>	<p>Facility Owner : PEOPLES GAS COMPANY LLC Contractor/Excavator : Dave Ramon Excavating Project Owner : Frankstown Township Designer : Stiffler, McGraw & Associates Other : Logan Township</p>	<p><u>On Apr-03-2020 at GODFREY LN,FRANKSTOWN TWP,BLAIR.</u> *Rejection by Logan Township- Rejecting Section 2(5)(v) failing to respond to a One Call ticket 20100420501. Logan Township attachments state, "Logan Township did indeed respond to the One Call notice through the web ticket response program (see attached "Web Ticket Response"). Admittedly there was an error in the response. We responded Conflict Lines Nearby when it should have been Clear No Facilities. This was simply a mistake that was made by clicking the wrong response because the two responses are located adjacent to the other. Logan Township does not own any lines within two miles of the site where the line was struck. To show how easy a simple mistake can be made PA One Call made an error in listing the ticket number in the boxed section of the notice (see attached "Alleged Violation Notice 014308") as 20100420501 when it should have been 20200420501. The second point I wish to make is that there were other previous web tickets issued for that same job 20191262540, 20191262559, 20192912136, and 20192912151 which were issued as engineering and design. We responded to those tickets as Clear No Facilities as should have been the case for ticket 20200420501." *Rejection by Dave Roman Excavating- Rejection Section 5(4) ***** On Friday, April 3, 2020, Dave Roman Excavating was installing a new sewer line for Frankstown Township and during the installation a 1-inch gas service line was hit; the</p>	<p>Dave Ramon Excavating : \$500.00 Sections 5(4) 1st Offense \$500.00</p>
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<p>014339</p>	<p>Facility Owner : UGI Utilities Inc. Contractor/Excavator : Hoover Demolition Project Owner : Property Owner</p>	<p><u>On Apr-15-2020 at 803 TULPEHOCKEN RD,JACKSON TWP,LEBANON.</u> ***Hoover Demolition is rejecting the penalties against them because they stated the homeowners sign a contract stating they are responsible for calling One Call and unhooking all of the utility lines in the building before the demolition of a building.</p> <p>On 4/15/2020, UGI went to 810 Tulpehocken Road, Myerstown to disconnect their meter set for a demolition of a house. When they arrived at the job site, UGI personnel found the meter set had already been disconnected and they smelled gas. No one was onsite and they found a "Hoover Demolition" sign posted in the yard.</p> <p>The DPI contacted Mr. Leroy Hoover on 4/27/2020 by telephone at approximately 2:30 PM to ask for an email address to send the courtesy letter and some information because UGI had sent the PUC an Alleged Violation Report. The DPI explained to him what all of that meant and why UGI sent the AVR. Mr. Hoover informed the DPI he didn't touch the electric and the gas and it says in his contract that it is the homeowner's responsibility to deal with all of the utilities. The DPI asked him who would have disconnected the meter and he finally said he did but the homeowner was to have taken care of all of that before he got there. The DPI explained to him that it was the excavator's responsibility to contact PA One Call and place the One Call Ticket and make sure all of the facilities are taken care of before he demos a building.</p>	<p>Hoover Demolition : \$4750.00 Sections 5(2.1) 1st Offense \$1000.00 Must also become a member of PA One Call. Sections 5(8) 1st Offense \$1000.00 Must also attend Excavator training. Sections 5(5) 1st Offense \$500.00</p> <p>Sections 5(7) 1st Offense \$1000.00</p> <p>Sections 5(8) 1st Offense \$1000.00</p> <p>Sections 5(16) 1st Offense \$250.00</p>
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