



July 8, 2019

Turbotville Borough Council
Attn: Diane Miller, Secretary
P.O. Box 264
Turbotville, PA 17772

Re: Act 537 Planning
Turbotville Act 537 Update Special Study
Turbotville Borough Wastewater Treatment Plant
APS ID #996509, AUTH ID #1278915
Turbotville Borough, Northumberland County

Dear Council Members:

The Department of Environmental Protection (DEP) has reviewed the proposed Act 537 plan update submitted on May 2, 2019, prepared by Pennsylvania-American Water Company, and titled *Turbotville Act 537 Update Special Study*.

The proposal concerns the existing Turbotville wastewater system and its service area, and it proposes the sale of that system in its entirety, to Pennsylvania-American Water Company (PAWC), and proposes to construct a new wastewater treatment plant, which consists of installing a new extended aeration plant with concrete basins, new blowers, instrumentation, and controls, a permanent pump between the digester and the sludge drying beds, UV disinfection, and a phosphorus removal/alum precipitation system. The phosphorus removal/alum precipitation system Water Quality Management application was received by the Department on April 11, 2019 and proposes the continued use of a "phosphorus removal pilot project". This modification of the existing treatment process will be utilized with the selected alternative, and effectively replaces the Department approved schedule required in Part C. of NPDES permit# PA0028100.

The submission is consistent with the planning requirements in Chapter 71 of DEP's regulations. The selected alternative has a projected cost of \$3.26 million. The purchase price for Turbotville Borough wastewater assets is \$365,000. The primary funding source identified is Pennsylvania-American Water Company operating cash flows, with the potential to seek funding through a line of credit with American Water Capital Corporation (AWCC), low-cost financing through Pennsylvania Infrastructure Investment Authority (PENNVEST) and the Pennsylvania Economic Development Financing Authority (PEDFA), and/or equity investments.

The plan is approved as a revision to the Act 537 plan of Turbotville Borough.

Please be reminded that the Water Quality Management permit(s) must be transferred to Pennsylvania-American Water Company as part of the implementation of this plan.

The approved project will require a Water Quality Management (Part II) permit for the construction and operation of the proposed sewage facilities. The permit application must be submitted in the name of the municipality or authority, as appropriate. Issuance of a Part II permit will be based upon a technical evaluation of the permit application and supporting documentation. Starting construction prior to obtaining a Part II permit is a violation of the Pennsylvania Clean Streams Law (CSL). Please contact Nicholas Hartranft, Permits Chief at 570.321.6560 for permit applications and guidance.

Other DEP permits may be required for construction if encroachment to streams or wetlands will result. Information regarding the requirements for such permits or approvals can be obtained from DEP's Watershed Management Program by calling Jared Dressler, Assistant Regional Director, at 570.327.3320.

Any person aggrieved by this action may appeal the action to the Environmental Hearing Board (Board), pursuant to Section 4 of the Environmental Hearing Board Act, 35 P.S. § 7514, and the Administrative Agency Law, 2 Pa.C.S. Chapter 5A. The Board's address is:

Environmental Hearing Board
Rachel Carson State Office Building, Second Floor
400 Market Street
P.O. Box 8457
Harrisburg, PA 17105-8457

TDD users may contact the Environmental Hearing Board through the Pennsylvania Relay Service, 800-654-5984.

Appeals must be filed with the Board within 30 days of receipt of notice of this action unless the appropriate statute provides a different time. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

A Notice of Appeal form, and the Board's rules of practice and procedure may be obtained online at <http://ehb.courtapps.com> or by contacting the Secretary to the Board at 717-787-3483. The Notice of Appeal form, and the Board's rules are also available in braille and on audiotape from the Secretary to the Board.

IMPORTANT LEGAL RIGHTS ARE AT STAKE. YOU SHOULD SHOW THIS DOCUMENT TO A LAWYER AT ONCE. IF YOU CANNOT AFFORD A LAWYER, YOU MAY QUALIFY FOR FREE PRO BONO REPRESENTATION. CALL THE SECRETARY TO THE BOARD AT 717-787-3483 FOR MORE INFORMATION. YOU DO NOT NEED A LAWYER TO FILE A NOTICE OF APPEAL WITH THE BOARD.

IF YOU WANT TO CHALLENGE THIS ACTION, YOUR APPEAL MUST BE FILED WITH AND RECEIVED BY THE BOARD WITHIN 30 DAYS OF RECEIPT OF NOTICE OF THIS ACTION.

If you have any questions or concerns, please contact Amy Gresh at amgresh@pa.gov or 570.327.3668.

Sincerely,



Thomas M. Randis
Environmental Program Manager
Clean Water Program

cc: Amy Gresh
Nicholas Hartranft, P.E.
Anne Hughes
Northumberland County Planning Commission
Ewoud Hulstein, P.E.
File