



Pennsylvania
Department of
Environmental Protection

June 29, 2026

Via Email

Shawn Simmers ssimmers@homercityredevelopment.com
Homer City Generation, LP
1750 Power Plant Road
Homer City, PA 15748-8009

RE: Water Obstruction & Encroachment Permit Amendment
Homer City Generation LP
Homer City Generation Power Block
APS ID# 1149646, AUTH ID# 1566873, E3206225-004
Blacklick & Center Townships, Indiana County

Shawn Simmers:

On April 23, 2026, the Department of Environmental Protection (DEP) received your application to amend your Water Obstruction and Encroachment Permit No. E3206225-004 to correct an error in the original application concerning impacts to wetland W22. In the initial permit, the impact to the wetland was calculated as a temporary impact, rather than a permanent impact.

DEP has reviewed the amended application documents and finds the changes to be acceptable. Permit No. E3206225-004 is hereby amended to re-categorize the impact to Wetland W22, a 0.02 acre area within the footprint of the proposed water treatment plant, as a permanent impact. The revised wetland impacts for the project are approximately 0.85 acre temporary and 1.61 acres permanent. Mitigation for project impacts remains as purchase of credits from First Pennsylvania Resource LLC (MB9915-001) at the Laurel Hill Creek Mitigation Bank (MB990556-0001) in Service Area 19 for federally jurisdictional impacts and through purchase of credits through the Pennsylvania Integrated Ecological Services Capacity Enhancement and Support (PIESCES) Program for non-federally jurisdictional wetland impacts.

All conditions specified in the original permit remain in effect with the exception of Special Condition 19.A. which is hereby revised as follows:

- A. The Department has determined that the Permittee has made arrangements to satisfy their compensatory mitigation requirements for 14.13 wetland credits through the purchase of 14.13 wetland credits from the Pennsylvania In Lieu Fee (PIESCES) Program approved for use in Compensation Service Area 18. Within 60 days from the date of issuance of this permit, the Permittee shall provide a check in the amount of \$155,430.00 made payable to the National Fish and Wildlife Foundation, Memo Line: PA ILF Program to the Department. Failure to provide and successfully deposit of such a check shall violate the terms and conditions of this permit. This failure may result in the modification, suspension, or revocation of this permit, in whole or in part, and/or the Department may, in addition, institute appropriate legal proceedings.

The check for the PIESCES payment that was submitted as part of the amendment application is being returned to you for re-issuance since the payee was incorrect. Please make sure that re-issuance of the PIESCES check is made out to "National Fish and Wildlife Foundation"

and a memo line of PA ILF Program.

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.

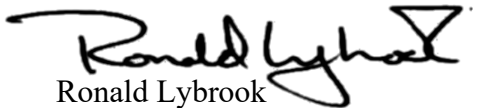
A Notice of Appeal form and the Board's rules of practice and procedure may be obtained online at www.ehb.pa.gov or by contacting the Secretary to the Board at 717-787-3483. The Notice of Appeal form and the Board's rules are also available in braille and on audiotape from the Secretary to the Board.

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, please contact this office.

Sincerely,



Ronald Lybrook
Regional Manager
Waterways and Wetlands Program

Enclosures

Cc: Kim Bartos, HDR Kimberly.bartos@hdrinc.com
COE, Pittsburgh
Southwest Region PA FBC
Indiana County Conservation District
File