

# NOTICES

## DEPARTMENT OF BANKING

### Action on Applications

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending December 3, 1996.

### BANKING INSTITUTIONS

#### New Charter Applications

<i>Date</i>	<i>Name of Institution</i>	<i>Location</i>	<i>Action</i>
11-25-96	Smithfield Trust Company Pittsburgh Allegheny County	20 Stanwix St. Suite 650 Pittsburgh Allegheny County	Commenced Operations
12-2-96	Pennwood Interim Savings Bank Pittsburgh Allegheny County	Pittsburgh	Approved
	Subject institution will be utilized to merge with Pennwood Savings Bank, Pittsburgh, and the surviving institution will be acquired by Pennwood Bancorp, Inc., Pittsburgh, a bank holding company in organization.		
12-2-96	First County Bank Doylestown Bucks County	842 N. Easton Rd. Doylestown Bucks County	Commenced Operations

#### Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
11-26-96	Union Bank and Trust Company Pottsville Schuylkill County	Pottsville	Approved
	Purchase of assets/assumption of liabilities of two branch offices of Pennsylvania National Bank and Trust Company, Pottsville, located at:		
	101 North Front Street Auburn Schuylkill County	450 West Shamokin Street Trevorton Northumberland County	

#### Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
10-28-96	Summit Bank Bethlehem Northampton County	Pathmark Supermarket 2506 Knights Road Bensalem Bucks County	Opened
10-28-96	Summit Bank Bethlehem Northampton County	Pathmark Supermarket 2603 Durham Road Bristol Bucks County	Opened
11-18-96	Summit Bank Bethlehem Northampton County	Pathmark Supermarket 500 Lincoln Highway Fairless Hills Bucks County	Opened
11-18-96	East Penn Bank Emmaus Lehigh County	6890 Hamilton Blvd. Trexlerstown Lehigh County	Opened
11-20-96	The York Bank and Trust Company York York County	Weis Market 5140 Simpson Ferry Rd. Mechanicsburg Cumberland County	Opened

**NOTICES**

**5999**

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
11-22-96	Apollo Trust Company Apollo Armstrong County	Hyde Park Road Leechburgh Allegheny Township Westmoreland County	Opened
11-27-96	Orrstown Bank Orrstown Franklin County	22 S. Hanover St. Carlisle Cumberland County	Approved
11-27-96	Summit Bank Bethlehem Northampton County	Pathmark Supermarket 1000 Easton Road Cheltenham Montgomery County	Filed
11-27-96	Summit Bank Bethlehem Northampton County	Pathmark Supermarket 700 York Avenue Warminster Bucks County	Filed
11-27-96	Summit Bank Bethlehem Northampton County	Pathmark Supermarket 2510 Moreland Road Willow Grove Montgomery County	Filed
11-27-96	Summit Bank Bethlehem Northampton County	Pathmark Supermarket 840 Cottman Avenue Philadelphia Philadelphia County	Filed
12-3-96	Peoples Thrift Savings Bank Norristown Montgomery County	The Food Court at The Bellevue Hotel Broad and Walnut Sts. Philadelphia Philadelphia County	Filed

**Branch Consolidation**

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
11-27-96	S & T Bank Indiana Indiana County	<i>At:</i> 14 West Long Ave. Dubois Clearfield County  <i>Into:</i> 35 West Scribner Ave. Dubois Clearfield County	Filed

**Branch Discontinuances**

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
11-5-96	United Bank of Philadelphia Philadelphia Philadelphia County	1015 N. Marshall St. Philadelphia Philadelphia County	Effective
11-8-96	United Bank of Philadelphia Philadelphia Philadelphia County	1321 W. Lindley Ave. Philadelphia Philadelphia County	Effective

**Articles of Amendment**

<i>Date</i>	<i>Name of Bank</i>	<i>Purpose</i>	<i>Action</i>
11-17-96	SEI Trust Company Wayne Chester County	To provide for a change in the principal place of business <i>From:</i> 650 East Swedesford Road, Wayne, Chester County, PA 19087; <i>To:</i> 100 Cider Mill Road, Oaks, Montgomery County, PA 19456.	Approved and Effective 12-2-96

**SAVINGS ASSOCIATIONS**

No activity.

**CREDIT UNIONS**

No activity.

RICHARD C. RISHEL,  
*Secretary*

[Pa.B. Doc. No. 96-2099. Filed for public inspection December 13, 1996, 9:00 a.m.]

### Maximum Lawful Rate of Interest for Residential Mortgages for the Month of January 1997

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in section 301 of the act of January 30, 1974 (P. L. 13, No. 6) (41 P. S. § 301), hereby determines that the maximum lawful rate of interest for residential mortgages for the month of January is 9%.

The interest rate limitations under the State's usury statute were preempted to a great extent by Federal law, the Depository Institutions Deregulation and Monetary Control Act of 1980 (Pub. L. 96-221). Further preemption was instituted with the signing of Pub. L. 96-399, which overrode State interest rate limitations on any individual who finances the sale or exchange of residential real property which such individual owns and which such

individual occupies or has occupied as a principal residence.

Each month the Department of Banking is required by State law to compute and announce the ceiling rate on residential mortgages in Pennsylvania. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board and/or the U. S. Treasury. The latest yield rate on long-term government securities is 6.56 to which was added 2.50 percentage points for a total of 9.06 that by law is rounded off to the nearest quarter at 9%.

RICHARD C. RISHEL,  
Secretary

[Pa.B. Doc. No. 96-2100. Filed for public inspection December 13, 1996, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Applications, Actions and Special Notices

#### APPLICATIONS

The following parties have applied for an NPDES permit to discharge controlled wastewaters into the surface waters of this Commonwealth. Unless otherwise indicated on the basis of preliminary review and application of lawful standard and regulations the Department of Environmental Protection proposes to issue a permit to discharge, subject to certain effluent limitations and special conditions. These proposed determinations are tentative.

Where indicated, the EPA, Region III, Regional Administrator has waived the right to review or object to this proposed permit action under the waiver provision 40 CFR 123.6E.

Persons wishing to comment on the proposed permit are invited to submit a statement to the office noted above the application within 30 days from the date of this public notice. Comments received within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held if the responsible office considers the public response significant.

Following the 30-day comment period, the Water Management Program Manager will make a final determination regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

The application and related documents, proposed effluent limitations and special conditions, comments received and other information are on file and may be inspected and arrangements made for copying at the office indicated above the application.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodations to participate in the proceeding should contact the Secretary to the Board at (717) 787-3483. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984.

### Applications for National Pollutant Discharge Elimination System (NPDES) Permit to discharge to State waters.

*Southeast Regional Office, Regional Manager, Water Management, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, telephone (610) 832-6130.*

**PA 0057037.** Industrial waste, **Mobil Oil Corporation**, 10617 Braddock Road, Room 108D, Fairfax, VA 22032.

This application is for issuance of an NPDES permit to discharge treated groundwater from a groundwater remediation system in Douglass Township, **Montgomery County**. This is a new discharge to Minister Creek.

The receiving stream is classified for warm water fish, trout stocking, potable water supply, industrial water supply, livestock water supply, wildlife water supply, irrigation, boating, fishing, water contact sports and esthetics.

The proposed effluent limits for Outfall 001, based on an average flow of 0.007 mgd are as follows:

Parameter	Average Monthly (mg/l)	Minimum Daily (mg/l)	Instantaneous Maximum (mg/l)
Benzene	0.001	0.002	0.0025
Total BETX	0.1	0.2	0.25
Ethylbenzene	monitor/report	monitor/report	
Toluene	monitor/report	monitor/report	

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Minimum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Xylenes	monitor/report	monitor/report	
pH	within limits of 6.0—9.0 standard units at all times		

The EPA waiver is in effect.

**PA 0056995.** Industrial waste, **PA American Water Company**, 852 Wesley Drive, Mechanicsburg, PA 17055.

This application is for issuance of an NPDES permit to discharge treated groundwater from excavation activities at the Pennsylvania American Water Company facility located in Norristown Borough, **Montgomery County**. This is a new discharge to the Schuylkill River.

The receiving stream is classified for warm water fish, migratory fish, potable water supply, industrial water supply, livestock water supply, wildlife water supply, irrigation, boating, fishing, water contact sports and esthetics.

The proposed effluent limits for Outfall 001, based on an average flow of 150 gpm are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Oil and Grease		15	30
pH	within limits of 6.0—9.0 standard units at all times		
Diesel Range Organics	monitor/report	monitor/report	monitor/report

The EPA waiver is in effect.

**PA 0057011.** Sewage, **Thornbury Township**, 8 Township Drive, Cheyney, PA 19319-1019.

This application is for issuance of an NPDES permit to discharge treated sewage from Bridlewood Farm STP in Thornbury Township, **Chester County**. This is a new discharge to Radley Run.

The receiving stream is classified for warm water fish, migratory fish, potable water supply, industrial water supply, livestock water supply, wildlife water supply, irrigation, boating, fishing, water contact sports and esthetics.

The proposed effluent limits for Outfall 001, based on an average flow of .103 mgd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	40	50
Suspended Solids	30	45	60
Ammonia (as N)			
(5-1 to 10-31)	3.5		7.0
(11-1 to 4-30)	10.5		21.0
Phosphorus (as P)	2.0		4.0
Fecal Coliforms	200 colonies/100 ml as a geometric average		
Dissolved Oxygen	minimum of 5.0 mg/l at all times		
pH	within limits of 6.0—9.0 standard units at all times		
Total Residual Chlorine		0.2	0.5

The EPA waiver is in effect.

*Other requirements:*

- Effective chlorination and dechlorination
- Maximize spray irrigation

*Southwest Regional Office, Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, telephone (412) 442-4000.*

**PA 0022365.** Sewage, **Perryopolis Area Joint Authority**, P. O. Box 298, Perryopolis, PA 15473-0298.

This application is for renewal of an NPDES permit to discharge treated sewage from the Perryopolis Sewage Treatment Plant in Perryopolis Borough, **Fayette County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as the Youghiogheny River, which are classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the McKeesport Municipal Water Authority.

Outfall 001: existing discharge, design flow of .750 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>	25	38		50
Suspended Solids	30	45		60

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Fecal Coliforms (5-1 to 9-30) (10-1 to 4-30)	200/100 ml as a geometric mean 100,000/100 ml as a geometric mean			
Total Residual Chlorine 1st month—36th month 37th month—expiration	monitor and report 0.5			1.6
pH	6.0—9.0			

The EPA waiver is in effect.

**PA 0093475.** Sewage, **Findlay Township**, Drawer W, Clinton, PA 15026.

This application is for renewal of an NPDES permit to discharge treated sewage from Maronda Farms STP in Findlay Township, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as tributary of Potato Garden Run, which are classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Midland Borough Municipal Authority.

Outfall 001: existing discharge, design flow of .168 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>	25	38		50
Suspended Solids	30	45		60
Ammonia Nitrogen (5-1 to 10-31) (11-1 to 4-30)	2.0 3.5	3.0 5.8		4.0 7.0
Fecal Coliforms (5-1 to 9-30) (10-1 to 4-30)	200/100 ml as a geometric mean 2,000/100 ml as a geometric mean			
Total Residual Chlorine	0.4			0.12
Dissolved Oxygen	not less than 5.0 mg/l			
pH	6.0—9.0			

The EPA waiver is in effect.

**PA 0217506.** Sewage, **Black's Mobile Home Park**, Mary Ann Turner Parish, R. D. 2, Big Knob Road, Lot No. 38, Rochester, PA 15074.

This application is for issuance of an NPDES permit to discharge treated sewage from Black's Mobile Home Park Sewage Treatment Plant in New Sewickley Township, **Beaver County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as an unnamed tributary of Brush Creek, which are classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Beaver Falls Municipal Authority on the Beaver River.

Outfall 001: new discharge, design flow of 0.0095 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>	25			50
Suspended Solids	30			60
Ammonia Nitrogen (5-1 to 10-31) (11-1 to 4-30)	3 9			6 18
Fecal Coliforms (5-1 to 9-30) (10-1 to 4-30)	200/100 ml as a geometric mean 2,000/100 ml as a geometric mean			
Total Residual Chlorine	0.4			0.9
Dissolved Oxygen	not less than 4.0 mg/l			
pH	6.0—9.0			

The EPA waiver is in effect.

Northeast Regional Office, Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, telephone (717) 826-2511.

**PA 0062634.** Sewerage, **AWB Associates**, P. O. Box 388, Lionville, PA 19353.

This proposed action is for renewal of an NPDES permit to discharge treated sewage into an unnamed tributary to Mahonney Creek in N. Manheim Township, **Schuylkill County**.

The receiving stream is classified for the following uses: cold water fishery, aquatic life, water supply and recreation.

For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing/proposed downstream potable water supply (PWS) considered during the evaluation is Pottstown Water Authority on Schuylkill River at Lat. 40°14'18", Long. 75°41'45".

The proposed effluent limits for Outfall 001 based on a design flow of 0.007 mgd are:

Parameter	Monthly Average (mg/l)	Instantaneous Maximum (mg/l)
CBOD <sub>5</sub>	25	50
Total Suspended Solids	30	60
Fecal Coliforms		
(5-1 to 9-30)	200/100 ml as a geometric mean	
(10-1 to 4-30)	2,000/100 ml as a geometric mean	
pH	6.0—9.0 standard units at all times	
Total Residual Chlorine	1.2	2.8

The EPA waiver is in effect.

The following parties have applied for an NPDES permit to discharge stormwater from a proposed construction activity into the surface waters of the Commonwealth. Unless otherwise indicated on the basis of preliminary review and application of lawful standards and regulations, the Department of Environmental Protection proposes to issue a permit to discharge, subject to certain limitations set forth in the permit and special conditions. These proposed determinations are tentative. Limitations are provided in the permit as erosion and sedimentation control measures and facilities which restrict the rate and quantity of sediment discharged.

Where indicated, the EPA, Region III, Regional Administrator has waived the right to review or object to this proposed permit action under the waiver provision 40 CFR 123.24(d).

Persons wishing to comment on the proposed permit are invited to submit a statement to the Regional Office or County Conservation District Office indicated as the responsible office, within 30 days from the date of this public notice. A copy of the written comments should be sent to the County Conservation District Office. Comments reviewed within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Regional Office of the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held if the Regional Office considers the public response significant.

Following the 30-day comment period, the Water Program Manager will make a final determination regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealable to the Environmental Hearing Board.

The application and related documents, including the erosion and sedimentation control plan for the construction activity, are on file and may be inspected at the County Conservation District Office or the Department Regional Office indicated above the application.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings should

contact the specified program. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984.

Northeast Regional Office, Regional Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, telephone (717) 825-2511.

Northcentral Regional Office, Regional Water Management Program Manager, 208 W. Third Street, Williamsport, PA 17701, telephone (717) 327-3669.

Southcentral Regional Office, Regional Water Management Program Manager, One Ararat Boulevard, Harrisburg, PA 17110, telephone (717) 657-4590.

Berks County Conservation District, District Manager, P. O. Box 520 Ag. Ctr., Leesport, PA 19533, telephone (610) 372-4657.

**NPDES Permit PAS10C027.** Stormwater. **Frederick Snyder**, Group One Properties Inc., 4641 Pottsville Pike, Ste. E, Reading, PA 19605 has applied to discharge stormwater from a construction activity located in Muhlenberg Township, **Berks County**, to the Schuylkill River.

Blair County Conservation District, District Manager, 1407 Blair Street, Hollidaysburg, PA 16648, telephone (814) 696-0877.

**NPDES Permit PAS100617.** Stormwater. **Ralph Albarano Jr.**, Strawberry Meadows Partnership, P. O. Box 419, Hollidaysburg, PA 16648 has applied to discharge stormwater from a construction activity located in Allegheny and Blair Townships, **Blair County**, to Beaverdam Branch of the Juniata River.

Columbia County Conservation District, District Manager, 1127a Old Berwick Rd., Bloomsburg, PA 17815, telephone (717) 784-1310.

**NPDES Permit PAS102102.** Stormwater. **Department of Environmental Protection**, Bureau of Abandoned Mine Reclamation, 2 Public Square, Wilkes-Barre, PA 18711 has applied to discharge stormwater from a construction activity located in Conyngham Township, Columbia County, and Ashland Borough, **Schuylkill County**, to Big Mine Run and Mahanoy Creek.

Lehigh County Conservation District, District Manager, Lehigh Ag. Ctr., Ste. 102, 4184 Dorney Park Rd., Allentown, PA 18104, telephone (610) 820-3398.

**NPDES Permit PAS10Q127.** Stormwater. **Western Lehigh Valley Corporation**, 740 Hamilton Mall, Allentown, PA 18101 has applied to discharge stormwater from a construction activity located in North Whitehall Township, **Lehigh County**, to UNT to Jordan Creek.

**NPDES Permit PAS10Q128.** Stormwater. **Orefield Cold Storage**, 3824 Route 309, Orefield, PA 18069 has applied to discharge stormwater from a construction activity located in North Whitehall Township, **Lehigh County**, to UNT to Jordan Creek.

*York County Conservation District, District Manager, 118 Pleasant Acres Rd., York, PA 17402, telephone (717) 840-7430.*

**NPDES Permit PAS10Y058.** Stormwater. **Lutheran Social Services**, Mike Stoner, 1050 Pennsylvania Avenue, York, PA 17404 has applied to discharge stormwater from a construction activity located in Manchester Township, **York County**, to Codorus Creek.

**NPDES Permit PAS10Y059.** Stormwater. **Wilson Dickinson Hague LP**, Ste. 195, 939 Elk Ridge Landing Road, Linthicum, MD 21090 has applied to discharge stormwater from a construction activity located in Manchester Township, **York County**, to UNT to Codorus Creek.

*Southwest Regional Office, Regional Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, telephone (412) 442-4000.*

**NPDES Permit PAS10L014.** Stormwater. **Fay-Penn Fiber, Inc.**, 7505 Waters Avenue, Suite F5, Savannah, GA 31406 has applied to discharge stormwater from a construction activity located in Georges Township, **Fayette County**, to Georges Creek.

The following permit applications and requests for plan approval have been received by the Department of Environmental Protection.

Persons objecting on the grounds of public or private interest to the approval of an application or submitted plan may file a written protest with the Department of Environmental Protection at the address indicated above each permit application or plan. Each written protest should contain the following: name, address and telephone number, identification of the plan or application to which the protest is addressed and a concise statement in sufficient detail to inform the Department of the exact basis of the protest and the relevant facts upon which it is based. The Department may conduct a fact-finding hearing or an informal conference in response to any given protests. Each writer will be notified in writing of the time and place if a hearing or conference concerning the plan, action or application to which the protest relates is held. To insure consideration by the Department prior to final action on permit applications and proposed plans, initial protests and additions or amendments to protests already filed should be filed within 15 calendar days from the date of this issue of the *Pennsylvania Bulletin*. A copy of each permit application and proposed plan is on file in the office indicated and is open to public inspection.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceeding should contact the Secretary to the Board at (717) 787-3483. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984.

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**Industrial waste and sewerage applications under The Clean Streams Law (35 P. S. §§ 691.1—691.1001).**

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*Southeast Regional Office, Regional Water Management Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428-2233, telephone (610) 832-6130.*

**1596415.** Sewerage. **North Coventry Municipal Authority**, 1485 East Schuylkill Road, P. O. Box 833, Pottstown, PA 19464-0833. Construction of a sewer extension and pumping station to serve North Coventry Municipal Authority located in Warwick Township, **Bucks County**.

**2396407.** Sewerage. **James and Marjorie Hill**, 866 Shavertown Road, Boothwyn, PA 19061. Construction of a small flow sewage treatment plant to serve the Hill residence located in Concord Township, **Delaware County**.

**1596416.** Sewerage. **Township of West Brandywine**, 1199 Lafayette Road, Coatesville, PA 19320. Construction of sewers and a pumping station to serve Friendship Village located in West Brandywine Township, **Chester County**.

*Southwest Regional Office, Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, telephone (412) 442-4000.*

**A. 6570407.** Amendment No. 3. Sewerage, **Rostraver Township Sewage Authority**, P. O. Box 92, Brownsville, PA 15417. Application for the relocation of portions of the existing interceptor sewers to serve the Sweeney-Fellsburg Area (Pollock Run) located in the Township of Rostraver, **Westmoreland County**.

**A. 6570410.** Amendment No. 1. Sewerage, **Franklin A. and Janet A. Taddeo**, P. O. Box 297, Elizabeth, PA 15037. Application for the modification and operation of a sewage treatment plant to serve the Pine View Manor Mobile Home Park STP located in the Township of Hempfield, **Westmoreland County**.

**A. 6596411.** Sewerage, **Samuel C. Davis**, Route 819, R. D. 1, Box 206, Scottdale, PA 15683. Application for the construction and operation of a single residence sewage treatment plant to serve the Davis residence located in the Township of East Huntingdon, **Westmoreland County**.

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**Applications received under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17).**

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*Southcentral Regional Office, Sanitarian Regional Manager, One Ararat Boulevard, Harrisburg, PA 17110, telephone (717) 657-4692.*

**A. 0696509.** Public water supply. **AVW Inc.**, Exeter Township, **Berks County** (Donald L. Peifer, P. O. Box 264, Birdsboro, PA 19508), construction of new treatment facilities for previously unpermitted well no. 9. Well no. 9 is to be used at a rate of 67 gpm. Treatment will include sodium hypochlorite for disinfection and a shallow tray aerator for volatile organic compound removal (Edward J. Gaydos, Vitillo Group, Inc./Flying Hills Corporate Center, Six Commerce Drive, Reading, PA 19607).

*Southwest Regional Office, Regional Manager, Water Supply and Community Health, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, telephone (412) 442-4000.*

**A. 1189505-A1.** **Gallitzin Water Authority**, 702 Jackson Street, Gallitzin, PA 16641. Addition of chemicals to

water treatment process for manganese removal/control, Gallitzin Township, **Cambria County**.

*Northwest Regional Office, Sanitarian Regional Manager, 230 Chestnut Street, Meadville, PA 16335-3481, telephone (814) 332-6899.*

**A. 2496501.** Public water supply. **Wilcox Water Company, Inc.**, P. O. Box 96, Wilcox, PA 15870. This proposal involves the construction of a new well as a new water source, including disinfection in Jones Township, **Elk County**.

#### **Acknowledgment of Notices of Intent to Remediate**

Acknowledgment of Notices of Intent to Remediate submitted to the Department of Environmental Protection under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.908).

Sections 302, 303, 304 and 305 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of any Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. Persons intending to use a background standard, Statewide health standard, site-specific standard or who intend to remediate a site in a Special Industrial Area must file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one or a combination of the cleanup standards identified under the act will be relieved of further liability for the remediation of the site for any contamination identified in reports submitted to and approved by the Department and shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

Under sections 304(n)(1)(ii) and 305(c)(2) of the act, there is a 30-day public and municipal comment period for sites proposed for remediation using a site-specific cleanup standard, in whole or in part, and for sites determined to be located in Special Industrial Areas. This period begins when a summary of the Notice of Intent to Remediate is published in a newspaper of general circulation in the area by the person conducting remediation. For the sites identified below, a municipality may request to be involved in the development of the remediation and reuse plans for the site if the request is made within 30 days of the date specified below. During this comment period, a municipality may request that the person identified below, as the remediator of a site, develop and implement a public involvement plan. Requests to be involved, and comments, should be directed to the remediator of a site. For further information concerning the content of a Notice of Intent to Remediate, please contact the Department of Environmental Protection Regional Office under which the notice appears. If information concerning this acknowledgment is required in an alternative form, contact the community relations coordinator at the appropriate regional office listed. TDD users may telephone the Department through the AT&T Relay Service at 1 (800) 654-5984.

The Department of Environmental Protection has received the following Notices of Intent to Remediate:

*Northcentral Regional Office, Environmental Cleanup Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448, telephone (717) 321-6525.*

**Berwick Industries, Inc. Fulton Plant**, Borough of Berwick, **Columbia County**. Berwick Industries Inc., c/o Suite 800, 1845 Walnut Street, Philadelphia, PA 19103 and Henry Doherty, c/o R. Timothy Weston, Esquire, Kirkpatrick and Lockhart, The Payne Shoemaker Building, 240 North Third Street, Harrisburg, PA 17101-1503 have submitted a Notice of Intent to Remediate soil contaminated with toluene, and groundwater contaminated with solvents. The applicant proposes to remediate the site to meet the Statewide health standard for soil and the site-specific standard for ground water. A summary of the Notice of Intent to Remediate was reported to have been published in the *Press Enterprise* on November 7, 1996.

*Northeast Regional Field Office, Joseph Brogna, Regional Environmental Cleanup Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, telephone (717) 826-2511.*

**Queen City Business Center**, City of Allentown, **Lehigh County**. James F. Mattern, Regional Manager, Apex Environmental, Inc., 301 W. Lancaster Avenue, Reading, PA has submitted a Notice of Intent to Remediate (on behalf of his client, Queen City Business Center, 1801 South 12th Street, Allentown, PA) concerning the remediation of site groundwater suspected of being contaminated with solvents. The applicant proposes to remediate the site to meet the site-specific standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *East Penn Press* on November 25, 1996.

**Star Pipe and Supply Company**, Moosic Borough, **Lackawanna County**. Jerome X. Loftus, President, Northeastern Environmental Associates, Inc., 1620 N. Main Avenue, Scranton, PA has submitted a Notice of Intent to Remediate (on behalf of his client, Star Pipe and Supply Company, 100 State Highway, Moosic, PA) concerning the remediation of site soils found to have been contaminated with BTEX (benzene, toluene, ethylbenzene and xylene) compounds, polyaromatic hydrocarbons, and petroleum hydrocarbons. The applicant proposes to remediate the site to meet the background standard. A Final Report was simultaneously submitted. Please refer to additional *Pennsylvania Bulletin* notification.

*Southeast Regional Office, Environmental Cleanup Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, (610) 832-5950.*

**Meadow Run Site**, Concord Township, **Delaware County**. Darryl D. Borrelli, Manko, Gold & Katcher, 401 City Ave., Suite 500, Bala Cynwyd, PA 19004, has submitted a Notice of Intent to Remediate site soils and sediment contaminated with heavy metals. The applicant proposes to remediate the site to meet the site-specific standard. A summary of the Notice of Intent to Remediate was reported to have been published in *The Delaware County Daily Times* on November 15, 1996.

Sections 302 and 303 of the Land Recycling and Environmental Remediation Standards Act (act) requires the Department of Environmental Protection to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of any Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate identifies a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. Persons intending to use the back-



ground or Statewide health standard to remediate a site must file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known contaminants at the site, the proposed remediation measures for the site, and a description of the intended future use of the site. A person who demonstrates attainment of one or a combination of the cleanup standards identified under the act will be relieved of further liability for the remediation of the site for any contamination identified in reports submitted to and approved by the Department and shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

For further information concerning the content of a Notice of Intent to Remediate, contact the Department of Environmental Protection Regional Office under which the notice appears. If information concerning this acknowledgment is required in an alternative form, contact the community relations coordinator at the appropriate Regional Office listed. TDD users may telephone the Department through the AT&T Relay Service at 1 (800) 654-5984.

The Department of Environmental Protection has received the following Notices of Intent to Remediate:

*Southwest Field Office, John J. Matviya, Environmental Cleanup Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, telephone (412) 442-5217.*

**West Rentals, Inc.**, Neville Township, **Allegheny County**. West Rentals, Inc., 6200 Grand Avenue, Neville Township, PA 15225 has submitted a Notice of Intent to Remediate soil contaminated with solvents, BTEX and PHCs. The applicant proposes to remediate the site to meet the Statewide health standard.

*Northwest Regional Office, John Fruehstorfer, Environmental Cleanup Program Manager, 230 Chestnut Street, Meadville, PA 16335, (814) 332-6648.*

**National Forge Company**, Brokenstraw Township, **Warren County**. One Front Street, Irvine, PA 16329, has submitted a Notice of Intent to Remediate soil, groundwater and sediment, at the former AOC-1 Wastewater System Settling Lagoon, Holding Pond Outfall, contaminated with PCBs, lead, heavy metals, PHCs, volatiles and semi-volatiles. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Warren Times Observer* on October 17, 1996.

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### **Opening of the Administrative Record and Proposed Interim Response Under the Hazardous Sites Cleanup Act**

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Leighton Industries Site  
Borough of Phoenixville, Chester County

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (HSCA) (35 P. S. §§ 6020.101—6020.1305), has proposed an interim response at the Leighton Industries Site (site). The site is located at 40 South Second Avenue, Phoenixville Borough, Chester County.

The site consists of a 7.5 acre property which was abandoned in 1993. The site has been under investigation by the Department since that time. Based upon the findings of the investigation the Department determined that soil on the site is contaminated by hazardous materials. The Department has also discovered dust,

waste piles, pits and tanks in site buildings and in exterior portions of the property which contain hazardous substances.

The Department conducted a Prompt Interim Response Action in April 1996 to address drums containing hazardous materials at the Site. The basis for the Prompt Interim Response was outlined in an Analysis of Alternatives and Proposed Response Document dated March 25, 1996.

The Department has determined that additional action is necessary to address contaminated soil and hazardous materials which were improperly disposed of at the site. Lead contamination at the site may pose a threat to public health and to the environment through direct contact, ingestion and/or inhalation. Contaminants and wastes from the site may be subject to migration by wind, in surface water or in groundwater. This migration could result in offsite contamination which could affect nearby residents or children at the adjacent elementary school.

The proposed Interim Response Action includes the excavation of soil which is contaminated at levels exceeding the Statewide Human Health Based cleanup standards. The Action would also include the removal and containerization of hazardous substances from the building floor, in waste piles, pits and tanks. After excavation or removal and staging, these materials would be sampled for transportation and disposal characterization and shipped to an approved facility for treatment and/or disposal.

The Department proposes to conduct the response action as an Interim Response under the authority of HSCA. The Department may undertake an Interim Response at a site if the cost is estimated to be less than \$2 million and the expected duration of the action is less than 12 months. The Department's estimates of cost and duration for the proposed response action meet the cost and time constraints imposed on Interim Response actions under HSCA. The Department considered taking no action at the site, and determined that taking no action would not address or resolve the threat to public health and the environment associated with the site.

The administrative record (AR), which contains the information that forms the basis for and documents the selection of this response action, is available for public review and comment Monday through Friday from 8 a.m. to 5 p.m., at the DEP offices located at 555 North Lane, Conshohocken, PA 19428. A second copy of this AR will also be made available for public inspection at the Chester County Free Library of Phoenixville located at the corner of Second Avenue and Main Street from 9 a.m. to 9 p.m. Monday through Thursday and from 9 a.m. to 5 p.m. Friday and Saturday.

Written comments concerning the Department's proposed response and the information contained in the AR will be accepted in person, if delivered, or by mail, if postmarked on or before March 13, 1997. Written comments should be directed to the attention of Dustin Armstrong, DEP Project Officer, Suite 6010, Lee Park, 555 North Lane, Conshohocken, PA 19428, telephone (610) 832-6206.

In addition, the public will have the opportunity to present oral comments at a public hearing. The public hearing has been scheduled for January 23, 1997, at 7 p.m. at the Phoenixville Borough Hall, 140 Church Street, Phoenixville, PA. Persons wishing to present oral comments may register on or before the date of the public hearing by contacting Rob Goldberg, the DEP Community Relations Coordinator at (610) 832-6010.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact Rob Goldberg or the Pennsylvania AT&T Relay Service at 1 (800) 654-5984 to discuss how the Department may accommodate their needs.

The Department is providing this notice under sections 505(b) and 506(b) of the HSCA. The date of publication of this notice in the *Pennsylvania Bulletin* initiates the minimum 90-day public comment period on the administrative record, as provided under the act.

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**Applications received for Operating Permits issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify or reactivate air contaminant sources.**

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*Southeast Regional Office, Bureau of Air Quality, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.*

There is a 30-day comment period from this date of publication.

The Department intends to issue an air quality operating permit for the air contaminant sources and associated air cleaning devices described below for the specified companies.

Permit: **15-312-023**

Source: Four Petroleum Storage Tanks No. 1, 2, 3, & 4  
Company: **Mobil Pipe Line**  
Location: East Whiteland  
County: **Chester**

Permit: **23-312-044D**

Source: 33 Storage Tanks  
Company: **Sun Company, Inc. (R&M)**  
Location: Marcus Hook  
County: **Delaware**

Permit: **46-302-205**

Source: NOx Synthetic Minor  
Company: **Unisys Corporation**  
Location: Whippain  
County: **Montgomery**

Permit: **46-302-206**

Source: Two Boilers  
Company: **Procter & Gamble**  
Location: Hatboro  
County: **Montgomery**

Permit: **OP-15-0029**

Source: VOC Emitting Facility  
Company: **Dopaco, Inc.**  
Location: Downingtown  
County: **Chester**

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**Applications under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify or reactivate air contamination sources.**

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*Southcentral Regional Office, Air Quality Program, One Ararat Boulevard, Harrisburg, PA 17110.*

**06-313-006C.** Modification of several air contamination sources and control devices by **Morton International** (P. O. Box 15209, Reading, PA 19612) in Reading, **Berks County**.

**06-1018A.** Modification of two boilers controlled by low NOx burners by **Hershey Chocolate USA** (P. O. Box 15087, Reading, PA 19612-5087) in Reading, **Berks**

**County.** The sources are subject to 40 CFR 60, Subpart Dc, Standards of Performance for New Stationary Sources.

**PA-36-05014A.** Installation of an emissions control system on 11 annealing furnaces by **Alumax Mill Products, Inc.** (1480 Manheim Pike, Lancaster, PA 17604) in Manheim Township, **Lancaster County**.

**36-302-130A.** Reactivation of an existing boiler by **R. R. Donnelley & Sons Company** (216 Greenfield Road, Lancaster, PA 17601) at their Lancaster East Facility in the City of Lancaster, **Lancaster County**.

**38-318-030A.** Installation of a paint spray area by **Supreme Corporation** (P. O. Box 779, 411 Jonestown Road, Jonestown, PA 17038) in Swatara Township, **Lebanon County**.

*Southwest Regional Office, Bureau of Air Quality Control, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**PA-04-687A. Teledyne Rodney Metals** (7544 Route 18N, Koppel, PA 16136) for a pickling tank at its Koppel Plant located in Koppel Borough, **Beaver County**.

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**Applications received for Operating Permits issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015).**

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*Southcentral Regional Office, Air Quality Program, One Ararat Boulevard, Harrisburg, PA 17110.*

**22-317-003A.** The Department intends to issue an Air Quality Operating Permit to **H. B. Reese Candy Company**, Division of Hershey Chocolate USA (925 Reese Avenue, Hershey, PA 17033) for a flour/sugar storage system in Derry Township, **Dauphin County**.

**36-320-027A.** The Department intends to issue an Air Quality Operating Permit to **Lancaster Press, Inc.** (3575 Hempland Road, Lancaster, PA 17604-3657) for six web-offset printing presses controlled by a thermal recuperative incinerator in West Hempfield Township, **Lancaster County**.

**36-317-068B.** The Department intends to issue an Air Quality Operating Permit to **Spangler's Flour Mills, Incorporated** (19 North Market Street, Mount Joy, PA 17552) for a wheat flour milling facility in Mount Joy Borough, **Lancaster County**.

**36-2034.** The Department intends to issue a Synthetic Minor RACT Operating Permit to **Filling Cleaners, Inc.** (3885 Columbia Avenue, Mountville, PA 17554) for two washers, six tumblers and one storage tank in West Hempfield Township, **Lancaster County**.

**38-310-017A.** The Department intends to issue an Air Quality Operating Permit to **Tarmac Minerals, Inc. d/b/a Tarmac America** (P. O. Box 160, Annville, PA 17003) for a portable sand crushing plant in North Londonderry Township, **Lebanon County**. The source is subject to 40 CFR 60, Subpart OOO, Standards of Performance for New Stationary Sources.

**67-318-113A.** The Department intends to issue an Air Quality Operating Permit to **Root Corporation**, Division of New York Wire (152 North Main Street, Mt. Wolf, PA 17347) for a coating and curing line in Mt. Wolf Borough, **York County**. The source is subject to 40 CFR 60, Subpart VVV, Standards of Performance for New Stationary Sources.

*Northcentral Regional Office, Bureau of Air Quality, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448.*

**8-399-046.** The Department intends to issue an operating permit to **Osram Sylvania, Inc.** (Box 504, Towanda, PA 18848-0504) for the operation of various tungsten/molybdenum welding rod grinders and cutoff saws and associated air cleaning devices (a "media air cleaner" and a "HEPA filter") in North Towanda Township, **Bradford County**.

**41-313-011B.** The Department intends to issue an operating permit to **Lonza, Inc.** (3500 Trenton Avenue, Williamsport, PA 17701) for the operation of a solid Glydant production process and associated air cleaning devices (three cartridge collectors, a fabric collector and a packed bed scrubber) in the City of Williamsport, **Lycoming County**.

**60-318-008.** The Department intends to issue an operating permit to **Pillings FRP, Inc.** (P. O. Box 119, West Milton, PA 17886) for the operation of a fiberglass reinforced plastics manufacturing facility in White Deer Township, **Union County**.

*Southwest Regional Office, Bureau of Air Quality, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**56-322-002.** The Department intends to issue an Air Quality Operating Permit to **Resource Conservation Corporation** (R. R. 1, Box 305, Cairnbrook, PA 15924) for a landfill gas management system at its Shade Township Waste Management Facility located in Shade Township, **Somerset County**.

**32-302-033A.** The Department intends to issue an Air Quality Operating Permit to **GPU Generation Corporation** (1001 Broad Street, Johnstown, PA 15907) for Auxiliary Boiler A at its Conemaugh Station facility located in West Wheatfield Township, **Indiana County**.

**11-307-039.** The Department intends to issue an Air Quality Operating Permit to **Bar Technologies, Inc.** (227 Franklin Street, Suite 300, Johnstown, PA 15901) for a continuous bloom/billet caster at its Johnstown Plant located in Franklin Borough, **Cambria County**.

**65-307-079.** The Department intends to issue an Air Quality Operating Permit to **Kennametal, Inc.** (P. O. Box 231, Latrobe, PA 15650) for dust collectors on the jet mill at its Kingston Plant located in Derry Township, **Westmoreland County**.

**65-301-061A.** The Department intends to issue an Air Quality Operating Permit to **Torrance State Hospital** (Torrance, PA 15779) for an infectious waste incinerator at its facility located in Derry Township, **Westmoreland County**.

**04-309-008D.** The Department intends to issue an Air Quality Operating Permit to **Armstrong World Industries, Inc.** (1018 Eleventh Street, P. O. Box 441, Beaver Falls, PA 15010) for baghouses on the RIMS, conveyors and emboss line at its facility located in Beaver Falls, **Beaver County**.

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**Applications received for Minor Source Operating Permits issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015).**

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*Southwest Regional Office, Bureau of Air Quality, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**OP-32-201.** The Department received a Minor Source Air Quality Operating Permit application from **FMC Corporation** (57 Cooper Avenue, Homer City, PA 15748) for material handling equipment manufacturing at its Homer City Plant located in Homer City Borough, **Indiana County**.

**OP-03-175.** The Department received a Minor Source Air Quality Operating Permit application from **Babcox & Wilcox Company** (R. R. 1, Box 355, Vandergrift, PA 15690) for Building A at its Parks Facility located in Parks Township, **Armstrong County**.

**OP-65-816.** The Department received a Minor Source Air Quality Operating Permit application from **Keystone Oil and Gas, Inc.** (One Williamsburg Place, Suite 110, Warrendale, PA 15086) for a natural gas transmission station at its Silvis Station located in Hempfield Township, **Westmoreland County**.

**OP-32-323.** The Department received a Minor Source Air Quality Operating Permit application from **Keystone Oil and Gas, Inc.** (One Williamsburg Place, Warrendale, PA 15086) for a natural gas transmission station at its McAnulty Station located in Montgomery Township, **Indiana County**.

**OP-32-324.** The Department received a Minor Source Air Quality Operating Permit application from **Keystone Oil and Gas, Inc.** (One Williamsburg Place, Suite 110, Warrendale, PA 15086) for a natural gas transmission station at its Myers Station located in Montgomery Township, **Indiana County**.

**OP-32-325.** The Department received a Minor Source Air Quality Operating Permit application from **Keystone Oil and Gas, Inc.** (One Williamsburg Place, Suite 110, Warrendale, PA 15086) for a natural gas transmission station at its Wandin Station located in Green Township, **Indiana County**.

**OP-32-326.** The Department received a Minor Source Air Quality Operating Permit application from **Shawmut Production Corporation** (One Williamsburg Place, Suite 240, Warrendale, PA 15086) for a natural gas transmission station at its Rhea Station located in Cherryhill Township, **Indiana County**.

**OP-32-327.** The Department received a Minor Source Air Quality Operating Permit application from **Shawmut Production Corporation** (One Williamsburg Place, Suite 240, Warrendale, PA 15086) for a natural gas transmission station at its Murdick Station located in Cherryhill Township, **Indiana County**.

**OP-65-878.** The Department received a Minor Source Air Quality Operating Permit application from **R. E. Uptegraff Manufacturing Company** (P. O. Box 182, Scottdale, PA 15683) for a transformer manufacturing operation at its facility located in Scottdale Borough, **Westmoreland County**.

**OP-04-693.** The Department received a Minor Source Air Quality Operating Permit application from **Littell Steel Company** (P. O. Box 298, New Brighton, PA 15066) for a structural steel manufacturing process at its facility located in Bridgewater Borough, **Beaver County**.

**OP-04-694.** The Department received a Minor Source Air Quality Operating Permit application from **Morgan Brothers** (P. O. Box 208, Beaver Falls, PA 15010) for a metal coating process at its facility located in Beaver Falls, **Beaver County**.

**OP-65-877.** The Department received a Minor Source Air Quality Operating Permit application from **Allegheny Ludlum Corporation** (100 River Road, Brackenridge, PA 15014) for a residual waste landfill at its Route 356 Landfill located in Allegheny Township, **Westmoreland County**.

**OP-04-006.** The Department received a Minor Source Air Quality Operating Permit application from **Brighton**

**Electric Steel Company** (P. O. Box 206, Beaver Falls, PA 15010) for a steel foundry at its facility located in Beaver Falls, **Beaver County**.

**OP-65-127.** The Department received a Minor Source Air Quality Operating Permit application from **National Roll Company** (Railroad Avenue, P. O. Box 655, Avonmore, PA 15618) for a steel foundry at its Avonmore Plant located in Avonmore Borough, **Westmoreland County**.

**OP-65-101.** The Department received a Minor Source Air Quality Operating Permit application from **Mill Service, Inc.** (R. R. 1, Box 135A, Yukon, PA 15698) for a refuse system at its Yukon Plant located in South Huntingdon Township, **Westmoreland County**.

**OP-63-616.** The Department received a Minor Source Air Quality Operating Permit application from **Therm-O-Rock, Inc.** (P. O. Box 429, New Eagle, PA 15067) for a non-metallic mineral process at its Plant 1 located in New Eagle Borough, **Washington County**.

**OP-65-799.** The Department received a Minor Source Air Quality Operating Permit application from **CNG Transmission Corporation** (445 West Main Street, P. O. Box 2450, Clarksburg, WV 26302) for a natural gas transmission station at its Lincoln Heights Station located in Hempfield Township, **Westmoreland County**.

**OP-63-584.** The Department received a Minor Source Air Quality Operating Permit application from **Washington Mould Company** (P. O. Box 518, Greene and Madison Avenue, Washington, PA 15301) for an iron foundry at its facility located in Washington, **Washington County**.

**OP-63-650.** The Department received a Minor Source Air Quality Operating Permit application from **Goldschmidt Industrial Chemical Corporation** (941 Robinson Highway, P. O. Box 279, McDonald, PA 15057) for an industrial inorganic chemical operation at its McDonald Plant located in Robinson Township, **Washington County**.

**OP-65-844.** The Department received a Minor Source Air Quality Operating Permit application from **Sterling Lebanon Packaging Corporation** (P. O. Box 768, Thomas Avenue and Lafferty Street, Jeannette, PA 15644) for a packaging manufacturing operation at its Jeannette Plant located in Jeannette, **Westmoreland County**.

**OP-03-202.** The Department received a Minor Source Air Quality Operating Permit application from **The Peoples Natural Gas Company** (625 Liberty Avenue, CNG Tower, Pittsburgh, PA 15222) for a natural gas compressor station at its Roaring Run Compressor Station located in Kiskiminetas Township, **Armstrong County**.

**OP-32-322.** The Department received a Minor Source Air Quality Operating Permit application from **T. W. Phillips Gas and Oil Company** (205 North Main Street, Butler, PA 16001) for a natural gas compressor station at its Clark Compressor Station located in Banks Township, **Indiana County**.

**OP-03-201.** The Department received a Minor Source Air Quality Operating Permit application from **The Peoples Natural Gas Company** (625 Liberty Avenue, CNG Tower, Pittsburgh, PA 15222) for a natural gas compressor station at its Baum Compressor Station located in Boggs Township, **Armstrong County**.

**OP-63-878.** The Department received a Minor Source Air Quality Operating Permit application from **The Peoples Natural Gas Company** (625 Liberty Avenue,

CNG Tower, Pittsburgh, PA 15222) for a natural gas compressor station at its Gibson Compressor Station located in Fallowfield Township, **Washington County**.

**OP-65-258.** The Department received a Minor Source Air Quality Operating Permit application from **Aluminum Company of America** (P. O. Box 772, 600 Freeport Road, New Kensington, PA 15068) for a melting/casting/metal process at its ARL Operations located in New Kensington, **Westmoreland County**.

**OP-63-877.** The Department received a Minor Source Air Quality Operating Permit application from **Guttman Oil Company** (200 Speers Road, Belle Vernon, PA 15012) for a bulk terminal at its Belle Vernon Bulk Terminal located in Speers Borough, **Washington County**.

**OP-65-235.** The Department received a Minor Source Air Quality Operating Permit application from **Aluminum Company of America** (100 Technical Drive, Alcoa Center, PA 15069) for a research and development operation at its Alcoa Technical Center located in Upper Burrell Township, **Westmoreland County**.

**OP-03-050.** The Department received a Minor Source Air Quality Operating Permit application from **Creekside Mushrooms Ltd.** (One Moonlight Drive, Worthington, PA 16262) for a mushroom cultivation process at its facility located in West Franklin Township, **Armstrong County**.

**OP-65-863.** The Department received a Minor Source Air Quality Operating Permit application from **Braeburn Alloy Steel** (101 Braeburn Road, Lower Burrell, PA 15068) for a nonferrous forging operation at its Division of CCX operation located in Lower Burrell City, **Westmoreland County**.

**OP-63-028.** The Department received a Minor Source Air Quality Operating Permit application from **Cerdec Corporation** (P. O. Box 519, Washington, PA 15301) for an inorganic pigment manufacturing process at its Drakenfeld Products Plant located in Canton Township, **Washington County**.

**OP-03-139.** The Department received a Minor Source Air Quality Operating Permit application from **Brady's Bend Corporation** (930 Cass Street, New Castle, PA 16101) for a limestone crushing/screening operation at its Kaylor Plant located in Brady's Bend Township, **Armstrong County**.

**OP-63-538.** The Department received a Minor Source Air Quality Operating Permit application from **Dynamet, Inc.** (195 Museum Road, Washington, PA 15301) for a non-ferrous metal extrusion process at its Arden Facility located in Chartiers Township, **Washington County**.

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**Applications received for General Operating Permits issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015).**

*Southwest Regional Office, Bureau of Air Quality, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**GP-65-526.** The Department received a General Operating Permit application from **Angerman Associates** (109 Zeta Drive, Pittsburgh, PA 15238) for a natural gas compressor station at its Mamont Station located in Washington Township, **Westmoreland County**.

**GP-32-245.** The Department received a General Operating Permit application from **Cabot Oil & Gas Corporation** (400 Fairway Drive, Suite 400, Coraopolis, PA 15018) for a natural gas compressor station at its Bootman Compressor Station located in Montgomery Township, **Indiana County**.

### MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

The following permit applications to conduct mining activities have been received by the Department of Environmental Protection. A copy of the application is available for inspection at the District mining office indicated above each application. Where a 401 water quality certification is needed for any aspect of a particular proposed mining activity, the submittal of the permit application will serve as the request for such certification.

Written comments or objections, or requests for informal conferences on applications, may be submitted by any person or any officer or head of any Federal, State or local government agency or authority to the Department at the same address within 30 days of this publication, or within 30 days after the last publication of the applicant's newspaper advertisement, as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34 (relating to public notices of filing of permit applications, opportunity for comment, and informal conferences).

Where any of the mining activities listed below will have discharges of wastewater to streams, the Department will incorporate NPDES permits into the mining activity permits issued in response to these applications. Such NPDES permits will contain, at a minimum, technology-based effluent limitations (as described in the Department's regulations—25 Pa. Code §§ 77.522, 87.102, 88.92, 88.187, 88.242, 89.52 and 90.102) for iron, manganese, suspended solids, settleable solids, alkalinity and pH. In addition to the above, more restrictive effluent limitations, restrictions on discharge volume or restrictions on the extent of mining which may occur will be incorporated into a mining activity permit when necessary for compliance with water quality standards (in accordance with 25 Pa. Code Chs. 93 and 95). Persons or agencies which have requested review of the NPDES permit requirements for a particular mining activity within the above-mentioned public comment period will be provided with a 30-day period to review and submit comments on those requirements.

Written comments or objections should contain the name, address and telephone number of persons submitting comments or objections, application number and a statement of sufficient detail to inform the Department on the basis of comment or objection and relevant facts upon which it is based. Requests for an informal conference must contain the name, address and telephone number of requestor, application number, a brief summary of the issues to be raised by the requestor at the conference and a statement whether the requestor desires to have the conference conducted in the locality of the proposed mining activities.

*Mining and Reclamation, 3913 Washington Road, McMurray, PA 15317.*

### Coal Mining Applications Received

**63841302. Maple Creek Mining, Inc.** (P. O. Box 517, Bentleyville, PA 15314), to revise the permit for the Maple Creek bituminous deep mine in New Eagle Borough, **Washington County** to add two portals at the New Eagle Portal Facility, no additional discharge. Application received October 15, 1996.

**56911302. RoxCoal, Inc.** (P. O. Box 149, Friedens, PA 15541), to revise the permit for the Long T bituminous deep mine in Stoneycreek Township, **Somerset County** to add new treatment ponds and relocate hydraulic barrier, no additional discharge. Application received November 4, 1996.

**56821304. Quemahoning Collieries, Inc.** (P. O. Box 955, Somerset, PA 15501), to renew the permit for the Quemahoning No. 1 bituminous deep mine in Quemahoning Township, **Somerset County** for reclamation only, no additional discharge. Application received November 18, 1996.

*Mineral Resources Management—District Mining, Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2454.*

**49860102T. Mid Valley Coal Sales, Inc.** (5 Woodland Drive, Mt. Carmel Estates, Mt. Carmel, PA 17851), transferred from D & F Coal Company in Coal Township, **Northumberland County**, affecting 1,280 acres, receiving stream Shamokin Creek. Application received October 30, 1996.

*District Mining Operations, 437 South Center Street, P. O. Box 625, Ebensburg, PA 15931-0625.*

### Noncoal Applications Received

**11960801. Laurel Land Development, Inc.** (P. O. Box 629, Carrolltown, PA 15722), commencement, operation and restoration of a noncoal mine in Jackson Township, **Cambria County**, affecting 3.6 acres, receiving stream unnamed tributary to Hinckston Run, application received November 15, 1996.

*Mineral Resources Management—District Mining, Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2454.*

**49960301. Central Builders Supply Company** (Island Park, P. O. Box 152, Sunbury, PA) commencement, operation and restoration of a noncoal sand and gravel quarry operation in West Chilliquakes Township, **Northumberland County**, affecting 204.1 acres, receiving stream west branch of Susquehanna River. Application received November 18, 1996.

**5276SM5C4. Eureka Stone Quarry, Inc.** (Pickertown and Lower State Roads, Chalfont, PA), renewal of NPDES Permit #PA0595217 in Dingman Township, **Pike County**, affecting 177.0 acres, receiving stream Sawkill Creek. Application received November 14, 1996.

**09890303C2. Miller & Son Paving, Inc.** (P. O. Box 161, 1371 West Street Road, Warminster, PA 18974), correction to an existing quarry operation to revise the blasting plan in Plumstead Township, **Bucks County** affecting 155.57 acres, receiving stream unnamed tributary to north branch of Neshaminy Creek. Application received November 14, 1996.

**40960304. Ppork Properties, Inc.** (34 Alfred Road, Wyoming, PA 18644), commencement, operation and restoration of a noncoal-topsoil operation in Plains Township, **Luzerne County**, affecting 71.98 acres, receiving stream Susquehanna River. Application received November 6, 1996.

**54950302C. Pennsy Supply, Inc.** (P. O. Box 3331, Harrisburg, PA 17105), correction to an existing noncoal quarry operation to include an incidental boundary correction and a stream variance in Wayne Township, **Schuylkill County**, affecting 154.21 acres, receiving stream Bear Creek. Application received October 29, 1996.

**7776SM1. Martin Stone Quarries, Inc.** (P. O. Box 297, Bechtelsville, PA 19505), application for bonding increment including a stream variance and wetlands area in Colebrookdale Township, **Berks County**, affecting 32.3 acres, receiving stream Swamp Creek. The wetlands are being mitigated for plan approved by the DEP and Game Commission. Application received November 4, 1996.

**7573SM1A1C2. Hempt Brothers, Inc.** (205 Creek Road, Camp Hill, PA 17011), correction to an existing noncoal quarry operation in Dickinson Township, **Cumberland County**, affecting 683.7 acres, receiving stream Mountain Creek to Susquehanna River. Application received November 8, 1996.

The following Dam Safety and Encroachment permit applications and requests for Environmental Assessment approval and requests for water quality certification have been received by the Department of Environmental Protection (Department).

In addition to permit applications, the Bureau of Dams, Waterways and Wetlands (BDWW) and the Regional Office Soils and Waterways Sections have assumed primary responsibility for processing requests for certification under section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)), for projects requiring both a Dam Safety and Encroachments Permit, and a United States Army Corps of Engineers (ACOE) permit. Section 401(a) of the Federal Water Pollution Control Act requires the State to certify that the involved projects will not violate the applicable provisions of 33 U.S.C.A. §§ 1301—1303, 1306 and 1307, as well as relevant State requirements. Initial requests for 401 Certification will be published concurrently with the BDWW permit application. Persons objecting to approval of a request for certification under section 401 or to the issuance of a Dam Safety or Encroachment Permit, or the approval of Environmental Assessments must submit any comments, suggestions or objections within 30 days of the date of this notice as well as any questions to the Bureau or Field Office indicated as the responsible office.

**Applications filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and requests for certification under section 401 of the Federal Water Pollution Control Act.**

*Southcentral Regional Office, Water Management Program, Soils and Waterways Section, One Ararat Boulevard, Room 126, Harrisburg, PA 17110, telephone (717) 657-4590.*

**E01-171.** Encroachment. **Middle Creek Bible Conference, Inc.**, Elizabeth Crowley, P. O. Box 1, Cascade, MD 21719. To place fill in 2,000 square feet of jurisdictional wetlands for the purpose of providing an emergency access drive for the proposed Middle Creek Conference and Retreat Center located north of the intersection of Water Street and Station Road in Freedom and Liberty Townships, **Adams County**. (Fairfield, PA Quadrangle N: 2 inches; W: 10 inches). The permittee is required to construct 4,000 square feet of replacement wetlands.

**E29-72.** Encroachment. **Dept. of Transportation**, Engineering District 9-0, J. Dain Davis, 1620 Junita Street, Hollidaysburg, PA 16648. To remove the existing structure, construct and maintain a prestressed concrete box beam bridge (Waterfall Bridge) having a clear span of 75 feet on a 70 degree skew, with a minimum underclearance of 10.5 feet across Sideling Hill Creek on S. R. 4011, Section 001. New bridge will be located about 875 feet downstream of existing bridge, and 900 feet of new roadway will disturb 0.07 acre of wetlands (Saltillo, PA Quadrangle N: 0.08 inch; W: 6.58 inches) in Taylor Township, **Fulton County**.

**E36-625.** Encroachment. **Timber Villa, Inc.**, David Heisey, 1898 North Market Street, P. O. Box 408, Elizabethtown, PA 17022. To construct and maintain 100 L. F. of 79 inches × 62.5 inches corrugated metal pipe-arch culvert in a tributary to Snitz Creek, and fill 0.15 acre of wetlands for construction of Waterfront Drive and Quail Drive for access to 28 retirement units located within Timber Villa, Phase 2. Utility lines to serve residences include construction of 4 inch water line across 450 feet of wetlands, a 6 inch PVC collector sewer line and an 8 inch PVC sanitary sewer across tributary to Snitz Creek and adjacent wetlands (Middletown, PA Quadrangle N: 2.8 inches; W: 3.4 inches) in West Donegal Township, **Lancaster County**.

*Northwest Regional Office, Soils and Waterways Section, 230 Chestnut Street, Meadville, PA 16335-3481, telephone (814) 332-6942.*

**E10-251.** Encroachment. **Leona M. Miller**, P. O. Box 170, Chicora, PA 16052. To complete construction of a 10-foot diameter culvert in Buffalo Creek (HQ-CWF and stocked trout) for industrial and residential purposes. The project is located approximately 200 feet north of S. R. 0068 and approximately 2,200 feet east of the intersection of S. R. 0068 and Calputa Road (East Butler, PA Quadrangle N: 12.9 inches; W: 0.7 inch) located in Donegal Township, **Butler County**.

**E10-252.** Encroachment. **James A. West Sr.**, 222 Oxford Drive, Allison Park, PA 15101. To place and maintain an 8-foot 2-inch wide by 5-foot 9-inch high by 210-foot long arch pipe culvert enclosure onto an existing culvert of the same size under Graham School Road in a tributary to Brush Creek (WWF). The project is located approximately 100 feet north of Rochester Road (S. R. 3022) between Graham School Road and PA Turnpike I-76 (Mars, PA Quadrangle N: 13.3 inches; W: 16.3 inches) located in Cranberry Township, **Butler County**.

**E33-177.** Encroachment. **Jefferson County Commissioners**, Jefferson Place, 155 Main Street, Brookville, PA 15825. To remove an existing 34-foot single span steel plate girder bridge and to construct and maintain a single-span concrete spread box beam bridge with a 48.27-foot clear span with a minimum vertical underclearance of 5.72 feet on a 60-degree skew across Laurel Run (HQ-CWF, TSF). The project is known as Jefferson County Bridge No. 4 and is located on T-622 across Laurel Run approximately 6,000 feet south of the intersection of S. R. 0410 and T-622 (McGees Mills, PA Quadrangle N: 19.7 inches; W: 8.4 inches) located in Henderson Township, **Jefferson County**.

*Southeast Regional Office, Program Manager, Water Management Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.*

**E15-527.** Encroachment. **Radley Run Country Club**, 1100 Country Club Road, West Chester, PA 19382. To place fill and maintain fill and approximately 400 feet of

safety net fencing within the assumed 100-year floodway of Radley Run (WWF) associated with construction activities at the Radley Run Country Club. This site is located approximately 580 feet northeast of the intersection of Country Club Road and General Lafayette Boulevard (West Chester USGS Quadrangle N: 7.5 inches; W: 16.4 inches) in Birmingham Township, **Chester County**.

**E15-528.** Encroachment. **Department of Transportation**, 200 Radnor Chester Road, St. Davids, PA 19087-5178. To remove a concrete encased steel I-beam bridge with a clear span of 22.7 feet and maximum underclearance of 5.5 feet, to remove associated abutments and wingwalls, to construct and maintain a prestressed concrete box beam bridge with a clear span of 43.6 feet and maximum underclearance of 5.5 feet, to construct and maintain associated bridge abutments, wingwalls and roadway fill at this location in and along Goose Creek (WWF), tributary to the east branch of Chester Creek. This site is located approximately 1,200 feet north of the intersection of Westbourne Road (S. R. 2006) and Street Road (S. R. 0926) (West Chester USGS Quadrangle N: 10.6 inches; W: 7.6 inches) in Westtown Township, **Chester County**.

**E46-659.** Encroachment. **Waste Management Disposal Services of PA**, 1525 Sell Road, Pottstown, PA 19464. To amend permit E46-659 for the following additional work: 1) construction of a nature trail with two walkway bridges along Goose Run; 2) restore original alignment of 135 feet of Goose Run in the vicinity of Levensgood Road (Boyertown, PA Quadrangle starting at N: 6.7 inches; W: 4.87 inches and ending N: 3.25 inches; W: 6.15 inches) in Upper Pottsgrove Township, West Pottsgrove Township, Montgomery County and Douglass Township, **Berks County**.

*Northeast Regional Office, Regional Soils and Waterways Section, 2 Public Square, Wilkes-Barre, PA 18711-0790, telephone (717) 826-5485.*

**E35-275.** Encroachment. **Joseph W. Scotchlas**, 110 Tuttle Street, Simpson, PA 18407. To remove the existing deteriorated structure and to construct and maintain a concrete tie retaining wall having a length of approximately 70 feet with a height of 12 feet to 18 feet. The project is located along the left bank of the Lackawanna River (TSF) approximately 300 feet downstream of the intersection of S. R. 0171 and the Lackawanna River (Waymart, PA Quadrangle N: 16.9 inches; W: 15.0 inches) in Simpson Borough, **Lackawanna County** (Baltimore District, Army Corps of Engineers).

**E39-321.** Encroachment. **Cogle's Recycling, Inc.**, 1000 South 4th Street, Hamburg, PA 19526. To construct and maintain a single span precast concrete arch bridge across Trout Creek (CWF) having a span of 40.38 feet with an underclearance of 9.67 feet to provide access to the proposed Cogle's Recycling facility. The project is located immediately upstream of Trout Creek and the Conrail Railroad approximately 0.8 mile northwest of the intersection of S. R. 0145 and S. R. 2002 (Allentown East, PA Quadrangle N: 15.5 inches; W: 12.7 inches) in the City of Allentown, **Lehigh County** (Philadelphia District, Army Corps of Engineers).

**E39-322.** Encroachment. **Oliver S. Schadt, III**, 5335 Lindsey Lane, Schnecksville, PA 18078. To fill in 0.31 acre of PFO wetlands and to construct and maintain seven 78-inch diameter CMP culverts to provide sole access to the proposed Spring Creek Estates Residential Subdivision. The project is located on the south side of S. R. 0309 approximately 0.4 mile west of the intersection of S. R.

0309 and T730 (Slatedale, PA Quadrangle N: 9.4 inches; W: 1.5 inches) in North Whitehall Township, **Lehigh County** (Philadelphia District, Army Corps of Engineers).

**E45-313.** Encroachment. **Keystone Hollow Corporation**, P. O. Box 1158, Marshalls Creek, PA 18335-1158. To construct and maintain facilities associated with the Great Bear Golf Course, with activities including the following: (1) placement of fill in wetlands for the construction of a golf tee (Hole #14); (2) construction and maintenance of a 24-inch CMP screened intake structure in a pond for irrigation; (3) construction and maintenance of approximately 50 linear feet of rock-lined channel change in a tributary to Sand Hill Creek (HQ-CWF) (associated with "Crossing 2"); (4) construction and maintenance of approximately 140 linear feet of rock-lined channel change in a tributary to Sand Hill Creek (associated with "Crossing 3"); and (5) modification and maintenance of an existing road crossing of a tributary to Sand Hill Creek and adjacent wetlands, utilizing a 36-inch or 43-inch x 27-inch CMP and affecting approximately 60 linear feet of channel. The activities impact approximately 0.33 acre of wetlands. The project is located along Keystone Road (T-550), south of S. R. 0209 (Bushkill, PA-NJ Quadrangle N: 9 inches; W: 9 inches) in Middle Smithfield Township, **Monroe County** (Philadelphia District, Army Corps of Engineers).

**E52-145.** Encroachment. **Department of Conservation and Natural Resources**, Bureau of Forestry, 400 Rachel Carson State Office Building, 8th Floor, P. O. Box 8451, Harrisburg, PA 17105-8451. To remove the existing superstructure on Bridge No. 51-7935-5119-0004 and to construct and maintain a two span timber deck on the existing stone masonry abutments and pier across Bushkill Creek (HQ-CWF). This superstructure has spans of 22.5 feet and a minimum underclearance of 6.3 feet and is located along Pine Flats Road approximately 1.5 miles west of S. R. 0402 (Twelvemile Pond, PA Quadrangle N: 21.5 inches; W: 13.5 inches) in the Delaware State Forest, District No. 19, Porter Township, **Pike County** (Philadelphia District, Army Corps of Engineers).

**E52-146.** Encroachment. **Drs. Peter Seitzman and Joseph Minola**, 18 East 77th Street, New York, NY 10021. To construct and maintain a 6' x 12' cantilevered boat dock on the west bank of Mill Rift Pond (EV). This project is located along the west side of S. R. 1017 (Delaware Drive) approximately 200 feet north of Township Road T-400 (Port Jervis North, PA Quadrangle N: 6.7 inches; W: 16.6 inches) in Westfall Township, **Pike County** (Philadelphia District, Army Corps of Engineers).

*DEP Central Office, Bureau of Dams, Waterways and Wetlands, 400 Market Street, Floor 6, P. O. Box 8554, Harrisburg, PA 17105-8554, telephone (717) 783-1384.*

*Requests for Environmental Assessment approval under 25 Pa. Code § 105.15 and requests for certification under section 401 of the Federal Water Pollution Control Act.*

**EA23-007C0.** Environmental assessment. **Trilogy Development Company**, 1541 East Strasburg Road, West Chester, PA 19380-6380. To construct and maintain a non-jurisdictional dam across a tributary to west branch Chester Creek (TSF) for the purpose of stormwater management at the proposed Concord Woods II subdivision located approximately 3,600 feet west of the intersection of Ivy Mills Road and Pole Cat Road (Media, PA Quadrangle N: 2.05 inches; W: 17.25 inches) in Concord Township, **Delaware County**.

**EA46-025C0.** Environmental assessment. **T. H. Properties**, 437 Harleysville Pike, P. O. Box 159, Franconia,

PA 18924. To construct and maintain two non-jurisdictional dams across tributaries to Indian Creek (TSF) for the purpose of stormwater management at the proposed Kingscote subdivision located approximately 1,000 feet southeast of the intersection of Indian Creek Road and Hunsicker Road (Perkiomenville, PA Quadrangle N: 8.5 inches; W: 2.3 inches) in Franconia Township, **Montgomery County**.

*Southwest Regional Office, Soils and Waterways Section, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, telephone (412) 442-4000.*

**E02-1171.** Encroachment. **Township of Wilkins**, 110 Peffer Street, Turtle Creek, PA 15145. To remove the existing structure and to construct and maintain a 50-foot long, 16.5-foot × 10-foot CMP arch culvert in Saw Mill Run (WWF) for the purpose of safe access to three residences located along Russell Lane at the intersection of Russell Lane and Brown Avenue (S. R. 1030) (Brad-dock, PA Quadrangle N: 8.6 inches; W: 11.7 inches) in Wilkins Township, **Allegheny County**.

**E02-1172.** Encroachment. **Manor Healthcare Corporation**, 11555 Darnestown Rd., Gaithersburg, PA 20879-3200. To construct and maintain a 102-inch diameter, 562-foot long CMP in an unnamed tributary to Sawmill Run known as Weyman Run (WWF) and to realign and maintain a portion of said stream. The proposed enclosure will be an addition to the existing stream enclosure and is for the purpose of developing a 4-acre site for a Skilled Nursing Facility Complex, located 1,000 feet north of Caste Village along the east side of Weyman Road (Bridgeville, PA Quadrangle N: 20.2 inches; W: 0.05 inch) in Whitehall Borough, **Allegheny County**.

**E03-174.** Encroachment. **Russell Industries**, 3025 Washington Road, McMurray, PA 15317. To renew Permit No. E03-174 to perform commercial sand and gravel dredging in the Allegheny River at various locations from Mile Marker 30.6 to 33.7 in Pool 5 located in South Buffalo and Gilpin Townships, **Armstrong County**.

**E30-171.** Encroachment. **Department of Transportation**, P. O. Box 459, Uniontown, PA 15401. To remove existing structure and to construct and maintain a prestressed concrete bridge having two clear spans of 77.2 feet each and a minimum underclearance of 14.0 feet to carry S. R. 0188 Section F11 over South Fork Tenmile Creek (WWF); and to construct and maintain during pier construction a temporary causeway having three 60-inch pipes. The project is located along S. R. 0188 approximately 3,000 feet southwest of Jefferson Morgan High School (Mather, PA Quadrangle N: 8.7 inches; W: 10.2 inches) in Jefferson and Morgan Townships, **Greene County**.

**E30-172.** Encroachment. **Department of Transportation**, P. O. Box 459, Uniontown, PA 15401. To remove existing structure and to construct and maintain a 2-span bridge having a normal spans of 60.0 feet and underclearance of 20.0 feet across South Fork Tenmile Creek (WWF); and to construct and maintain a temporary rock causeway during pier construction in said stream. The project is located on S. R. 0188, Section B10 (Waynesburg, PA Quadrangle N: 6.0 inches; W: 2.5 inches) in Franklin Township, **Greene County**.

**E30-173.** Encroachment. **Department of Transportation**, P. O. Box 459, Uniontown, PA 15401. To remove existing structure and to construct and maintain a two-span bridge having normal spans of 56.0 feet and underclearance of 16.7 feet across the South Fork Tenmile Creek (WWF); and to construct and maintain a temporary

causeway consisting of three 60-inch pipes in said stream. The project is located on S. R. 0188 Section C10 and C11 (Waynesburg, PA Quadrangle N: 6.6 inches; W: 0.75 inch) in Franklin Township, **Greene County**.

**E56-271.** Encroachment. **Somerset County Commissioners**, 11 E. Union St., Ste. 100, Somerset, PA 15501. To rehabilitate and maintain the existing Glessner Covered Bridge across Stony Creek (TSF) including replacement of wooden beams, planks and southern abutment. The bridge is located on T-565 (Stoystown, PA Quadrangle N: 4.75 inches; W: 6.45 inches) in Stony Creek Township, **Somerset County**.

**E56-272.** Encroachment. **Department of Transportation**, 1620 N. Juniata St., Hollidaysburg, PA 16648. To remove existing structure and to construct and maintain a prestressed concrete adjacent box beam bridge having two clear spans of 48.5 feet and minimum underclearances of 6.8 feet and 9.5 feet over Coxes Creek (WWF). The project is located at Rockwood Jct. Station along S. R. 3019 at its intersection with S. R. 3015 (Rockwood, PA Quadrangle N: 9.7 inches; W: 3.3 inches) in Black and Milford Townships, **Somerset County**.

**E63-422.** Encroachment. **James and John Makrinos**, 269 Valley Rd., Eighty Four, PA 15330. To construct and maintain a 20-foot by 22-foot wooden plank bridge with an underclearance of 8 feet over an unnamed tributary to Peters Creek (TSF) to provide access to residential structures located on the west side of Bebout Road approximately 1,500 feet north of the intersection of Bebout Road and Venetia Road (S. R. 1006) (Bridgeville, PA Quadrangle N: 0.1 inch; W: 6.2 inches) in Peters Township, **Washington County**.

**E65-655.** Encroachment. **Davison Sand & Gravel Co.**, P. O. Box 5P, New Kensington, PA 15068. To construct and maintain 115 feet of steel sheet "z-pile" river wall along the left bank of Allegheny River (WWF) and to perform maintenance dredging consisting of removal of approximately 400 cubic yards of material, for the purpose of expanding/improving existing unloading facility located approximately at Mile Marker 18.0 (New Kensington West, PA Quadrangle N: 9.3 inches; W: 1.9 inches) in the City of Lower Burrell, **Westmoreland County**.

**E65-656.** Encroachment. **Department of Transportation**, P. O. Box 459, Uniontown, PA 15401. To remove the existing structure and to construct and maintain twin-cell reinforced concrete box culverts, each having a normal span of 12.0 feet, an effective underclearance of 3.5 feet, and inverts depressed 1.0 foot; to remove existing downstream retaining wall and to place and maintain rock riprap for a distance of 67.0 feet, all in Speers Run (WWF). The bridge is located on S. R. 3003 at Section A01 (Donora, PA Quadrangle N: 2.7 inches; W: 14.0 inches) in Rostraver Township, **Westmoreland County**.

**EA32002SW.** Environmental assessment. **Bureau of Abandoned Mine Reclamation**, 122 S. Center Street, Ebensburg, PA 15931-0149. To place and maintain fill in a 1,600 linear feet abandoned water filled surface mining pit (POW) for purpose of eliminating a dangerous highwall of 40 to 50 feet in height; to construct and maintain 400 linear feet of stream channel to re-establish it to the original (pre-mining) location. The stream is an unnamed tributary to north branch Little Mahoning Creek (HQ-CWF) and currently flows into the abandoned pit. The site is located approximately 200 feet east of S. R. 1046, 0.2 mile west of the village of Canoe Ridge (Rochester Mills, PA Quadrangle N: 21.2 inches; W: 8.6 inches) in Canoe Township, **Indiana County**.



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## ACTIONS

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The Department of Environmental Protection has taken the following actions on previously received permit applications and requests for plan approval and has issued the following significant orders.

Any person aggrieved by this action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

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### **Actions under The Clean Streams Law (35 P. S. §§ 691.1—691.1001).**

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#### *Permits Issued*

*Southeast Regional Office, Regional Water Management Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, telephone (610) 832-6130.*

**NPDES Permit No. PA0012467.** Amendment No. 1. Industrial waste. **Laurel Pipeline Company**, Booth Station, P. O. Box 368, Emmaus, PA 18049-0368 is authorized to discharge from a facility located in Bethel Township, **Delaware County** into an unnamed tributary to Green Creek.

**NPDES Permit No. PA0029441.** Sewerage. **Township of Upper Dublin**, 801 Lock Alsh Avenue, Fort Washington, PA 19034 is authorized to discharge from a facility located in Upper Dublin, **Montgomery County** into Pine Run.

**NPDES Permit No. PA0050741.** Amendment No. 1. Sewerage. **Selas Corporation of America**, 2034 South Limekiln Pike, Dresher, PA 19025 is authorized to discharge from a facility located in Upper Dublin Township, **Montgomery County** into an unnamed tributary to Pine Run.

**NPDES Permit No. PA0051616.** Industrial waste. **Citizens Utilities Water Company of Pennsylvania**, 135 North Fourth Street, Royersford, PA 19468 is authorized to discharge from a facility located in East Vincent Township, **Chester County** into the Schuylkill River.

*Southwest Regional Office, Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, telephone (412) 442-4000.*

**NPDES Permit No. PA0096474.** Amendment No. 1. Industrial waste, **Buckeye Pipe Line Company**, 520 Narrows Run Road, Coraopolis, PA 15108 is authorized to discharge from a facility located at Buckeye Pipe Line Coraopolis Station, Coraopolis Borough, **Allegheny County**.

**NPDES Permit No. PA0021768.** Sewage, **Borough of Somerset**, 1043 South Center Avenue, Somerset, PA 15501 is authorized to discharge from a facility located at Main Sewage Treatment Plant, Somerset Township, **Somerset County** to east branch of Coxes Creek.

**NPDES Permit No. PA0025003.** Sewage, **U. S. Army Corps of Engineers**, CEORP-OR-T, 1000 Liberty Avenue, Pittsburgh, PA 15222-4186 is authorized to discharge from a facility located at Tub Run Recreation Area STP, Henry Clay Township, **Fayette County** to Youghiogheny River Reservoir.

**NPDES Permit No. PA0031658.** Sewage, **Chadwick Mobile Home Park**, 802 West Main Street, Smethport, PA 16749 is authorized to discharge from a facility located at Chadwick Mobile Home Park STP, South Franklin Township, **Washington County** to a named tributary of Fork of Bane Creek.

**Coraopolis Borough**, Allegheny County. U. S. Army Corps of Engineers, CEORP-OR-T, 1000 Liberty Avenue, Pittsburgh, PA 15222-4186 is authorized to discharge from a facility located at Somerfield South Recreation Area STP, Addison Township, **Somerset County** to Youghiogheny River Reservoir.

**NPDES Permit No. PA0205346.** Sewage, **Regis and Marianne Belback**, 139 Wilma Drive, Apollo, PA 15613 is authorized to discharge from a facility located at Belback SRSTP, Washington Township, **Westmoreland County** to unnamed tributary of Pucketa Creek.

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### **Notices of Intent for Coverages Under NPDES General Permits and Department Final Actions**

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The Department of Environmental Protection has received Notices of Intent (NOI) for approval of coverage under General NPDES Permits and has taken the following final actions by approving the requested general permit coverages.

These actions of the Department may be appealed to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483, by any aggrieved person under The Environmental Hearing Board Act (35 P. S. § 7514); 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law). Appeals must be filed with the Environmental Hearing Board within 30 days from the date of this issue of the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Department's regulations governing practice and procedure before the Board may be obtained from the Board.

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### **NPDES General Permit Final Actions**

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The Department of Environmental Protection has taken the following final actions on previously received Notices of Intent for approval of coverage under General NPDES Permits.

**List of NPDES General Permits Issued by DEP's  
Water Management Deputate**

<i>General Permit No.</i>	<i>Short Title of General Permit</i>	<i>Responsible Bureau</i>
PAG-2	Stormwater—Construction Activities	BLWC
PAG-3	Stormwater—Industrial Activities	BWQM
PAG-4	Single Residence Sewage Treatment Plant	BWQM
PAG-6	Combined Sewer Overflows	BWQM

**NOI Received and Final Actions Under NPDES General Permits**

Coverage under the General Permits issued under the National Pollutant Discharge Elimination System (NPDES) Permit Program to discharge wastewater to the waters of the Commonwealth.

*Southwest Regional Office, Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, telephone (412) 442-4000.*

<i>NPDES No.</i>	<i>GP No.</i>	<i>Facility Name and Address</i>	<i>Facility Location</i>	<i>Stream Name</i>	<i>SIC</i>
PAG066127	6	Borough of Munhall 1900 West Street Munhall, PA 15120	Allegheny Munhall Borough	Homestead Run	4952
PAR206134	3	Airo Die Casting, Inc. P. O. Box 7 Loyalhanna, PA 15661	Westmoreland Derry Township	Saxman Run Unnamed Tributary to Saxman Run	3363
PAR116115	3	Latrobe Plastics Company Loyalhanna Industrial Park Loyalhanna, PA 15661	Westmoreland Derry Township	Unnamed Tributary to Saxman Run	3544

**Notices of Intent for Coverage Under NPDES General Permit for Construction Activities and Department Final Actions**

*Allegheny County Conservation District, District Manager, 875 Greentree Rd., Rm. 208 Acacia Bldg., Pittsburgh, PA 15220, telephone (412) 921-1999.*

*Beaver County Conservation District, District Manager, 1000 Third St., Ste. 202, Beaver, PA 15009-2026, telephone (412) 774-7090.*

*Berks County Conservation District, District Manager, P. O. Box 520, Ag. Ctr., Leesport, PA 19533, telephone (610) 372-4657.*

*Blair County Conservation District, District Manager, 1407 Blair Street, Hollidaysburg, PA 16648, telephone (814) 696-0877.*

*Bucks County Conservation District, District Manager, 924 Town Center, New Britain, PA 18901, telephone (215) 345-7577.*

*Cumberland County Conservation District, District Manager, 43 Brookwood Ave., Ste. 4, Carlisle, PA 17013, telephone (717) 249-8632.*

*Dauphin County Conservation District, District Manager, 1451 Peters Mtn. Rd., Dauphin, PA 17018, telephone (717) 921-8100.*

*Franklin County Conservation District, District Manager, 550 Cleveland Ave., Chambersburg, PA 17201, telephone (717) 264-8074.*

*Montgomery County Conservation District, District Manager, 1015 Bridge Rd., Ste. B, Collegeville, PA 19426, telephone (610) 489-4506.*

*Montour County Conservation District, District Manager, 112C Woodbine Lane, Danville, PA 17821, telephone (717) 271-1140.*

*Union County Conservation District, District Manager, 60 Bull Run Crossing, Lewisburg, PA 17837, telephone (717) 523-8782.*

*York County Conservation District, District Manager, 118 Pleasant Acres Rd., York, PA 17402, telephone (717) 840-7430.*

The following parties have submitted Notices of Intent for coverage under NPDES General Permit PAG-2, General Permit for Discharges of Stormwater From Construction Activities. Unless otherwise indicated, on the basis of preliminary review and application of lawful standards and regulations, the Department of Environmental Protection will authorize, subject to the terms and conditions contained in the general permit, the discharge of stormwater from eligible new and existing discharges.

The application and related documents, including the erosion and sedimentation control plan for the construction activity, are on file and may be inspected at the office noted above.

<i>NPDES Permit No.</i>	<i>Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAR10A187	New Church of Sewickley 338 14th St. Ambridge, PA	Allegheny Co. Ohio Twp.	Toms Run
PAR10A190	Pine Richland School District 4046 Ewalt Rd. Gibsonia, PA	Allegheny Co. Pine Twp.	Pine Crk.
PAR100237	Leroy Friend 211 Woodbine Dr. Beaver, PA 15009	Beaver Co. Baden Boro & Harmony Twp.	Ohio Rvr.
PAR10C168	Fleetwood Area School District N. Richmond St. Fleetwood, PA	Berks Co. Fleetwood Boro.	Willow Crk.
PAR100647	Jack Campbell, Unit 13 764 Plaza Duncansville, PA 16635	Blair Co. Allegheny Twp.	Gillans Run
PAR100650	Conrail 425 Holiday Dr., Ste. 213 Pittsburgh, PA	Blair Co. Allegheny Twp.	UNT to Sugar Rn.
PAR10D274	Lower Makefield Twp. 1100 Edgewood Rd. Yardley, PA 19067	Bucks Co. L. Makefield Twp.	Delaware Rvr.
PAR10D275	American Stores P. O. Box 30658 Salt Lake City, UT	Bucks Co. N. Britain Twp.	Neshaminy Crk.
PAR10D276	Irving Von Zelowitz Box 448 Solebury, PA	Bucks Co. Solebury Twp.	Neshaminy Crk.
PAR10D277	Land Instruments Inter. 2525 B Pearl S. Buck Rd. Bristol, PA 19007	Bucks Co. Newtown Twp.	Delaware Rvr.
PAR10H113	Kollas & Costopoulos 1104 Fernwood Ave. Camp Hill, PA 17011	Cumberland Co. N. Middleton Twp.	Wertz Run
PAR10I104	Bindley Western Indus. 10333 N. Meridian St. Indianapolis, IN	Dauphin Co. L. Swatara Twp.	Swatara Crk.
PAR10I108	Merit Homes Inc. 2050 State St. Harrisburg, PA 17103	Dauphin Co. L. Paxton Twp.	Beaver Crk.
PAR10M130	G S & G Properties 691 Montgomery Ave. Chambersburg, PA	Franklin Co. Chambersburg Boro.	Falling Spg. Crk.
PAR10T296	Corrado Constr. Co. 1021 Egypt Rd. Oaks, PA 19456	Montgomery Co. L. Providence Twp.	UNT to Perkiomen
PAR10T295	Corrado Constr. Co. 1021 Egypt Rd. Oaks, PA 19456	Montgomery Co. L. Providence Twp.	Eagles Brk. Crk.
PAR10T287	Jack Gambone 1030 W. Germantown Ave. Fairview Village, PA	Montgomery Co. U. Merion Twp.	Crow Crk.
PAR10T276	Edward Callaghan 100 Abbey Dr. Royersford, PA 19468	Montgomery Co. Limerick Twp.	Brooke Evans Crk.
PAR10T314	Co. of Montgomery Montgomery Co. Court House Norristown, PA	Montgomery Co. L. Providence Twp.	Skippack Crk.

<i>NPDES Permit No.</i>	<i>Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAR10T309	Upper Merion Twp. 175 W. Valley Forge Rd. King of Prussia, PA	Montgomery Co. U. Merion Twp.	Trout Crk.
PAR104710	Danville Area School District 600 Walnut St. Danville, PA	Montour Co. Valley Twp.	Mausers Crk.
PAR106821	Lewisburg Area School District 208 S. 4th St. Lewisburg, PA	Union Co. E. Buffalo Twp.	Limestone Run
PAR10Y232	John Brady 3635 Hartzdale Dr. Camp Hill, PA 17011	York Co. Carroll Twp.	Yellow Breeches

The following approvals for coverage under NPDES Individual Permit for Discharge of Stormwater from Construction Activities have been issued.

These actions of the Department of Environmental Protection (Department) may be appealed to the Environmental Hearing Board (Board), Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483, by any aggrieved person under the Environmental Hearing Board Act (35 P. S. § 7514); 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law). Appeals must be filed with the Environmental Hearing Board within 30 days from the date of this issue of the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Department's regulations governing practice and procedure before the Board may be obtained from the Board.

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**The following approvals for coverage under NPDES Individual Permit for Discharges of Storm Water from Construction Activities have been issued.**

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*Southwest Regional Office, Regional Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, telephone (412) 442-4000.*

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10A052-1	Metro Property Developers 300 Park Manor Dr. Pittsburgh, PA 15205	N. Fayette Twp. Allegheny County	UNT Montour Run
PAS10A075-1	FORE Systems, Inc. 174 Thorn Hill Rd. Warrendale, PA 15086  Penn Transportation Services P. O. Box 110 Uniontown, PA 15401	Marshall Twp. Allegheny County	UNT Brush Creek
PAS10B008	Edward Soloski 301 S. Jefferson St. Kittanning, PA 16201	E. Franklin Twp. Armstrong	UNT Glade Run

*Southcentral Regional Office, Water Management Program, Soils and Waterways Section, One Ararat Boulevard, Room 126, Harrisburg, PA 17110, telephone (717) 657-4590.*

**PAS-10-0046.** Individual NPDES. **R.E.M.M. Group**, 161 Spring Grove Road, East Earl, PA 17519. To implement an Erosion and Sedimentation Control Plan for construction of the Shady Maple Plaza Commercial Development on 60+ acres in East Earl Township, **Lancaster County**. The project is located along the north side of U. S. Route 322, to the south side of S. R. 23, and west of S. R. 897 (New Holland, PA Quadrangle N: 21 inches; W: 4.5 inches). Drainage will be to a tributary of Cedar Creek.

**PAS-10-H056.** Individual NPDES. **East Pennsboro Township**, 98 South Enola Drive, Enola, PA 17025. To implement an Erosion and Sedimentation Control Plan for the relocation of Center Street (S. R. 1015) on 56 acres in East Pennsboro Township, **Cumberland County**. The project is located beginning at a point 620 feet west of Center Street and ends at its intersection with Creekside Drive (Harrisburg West, PA Quadrangle N: 3.5 inches; W: 8.85 inches). Drainage will be to Conodoguinet Creek.

**PAS-10-I013-1.** Individual NPDES. **A.J.S. Land Development**, 1527 Old Reliance Road, Middletown, PA 17057. To implement an Erosion and Sedimentation Control Plan for a single family housing development called Old Reliance Farms on 12.42 acres in Lower Swatara Township, **Dauphin County**. The project is located on the northwestern part of the existing Old Reliance Farms development west of Old Reliance Road (Steelton, PA Quadrangle N: 20.8 inches; W: 2.0 inches.) Drainage will be to unnamed tributary to Swatara Creek.

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**The following NPDES Individual Permits for Discharges of Stormwater from Construction Activities have been issued.**

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*Northeast Regional Office, Regional Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, telephone (717) 826-2511.*

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10U057	Liberty Property Limited Partnership 1510 Valley Center Parkway Bethlehem, PA 18017	Northampton Co. Hanover Twp.	Monocacy Creek

*Southeast Regional Office, Regional Water Management Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428-2233, telephone (610) 832-6130.*

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10-D077	Newtown Enterprises P. O. Box 8297 Trenton, NJ 08650	Newtown Township Bucks County	Houghs Creek Delaware River

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**Industrial waste and sewerage actions under The Clean Streams Law (35 P. S. §§ 691.1—691.1001).**

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*Permits Issued*

*Southeast Regional Office, Regional Water Management Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, telephone (610) 832-6130.*

**Permit No. 0996422.** Sewerage. **Newtown Bucks County Joint Municipal Authority** (P. O. Box 329, Newtown, PA 18940). Construction and operation of a sewage collection system and pump station located in Newtown Township, **Bucks County** to serve Eagleton Farms.

**Permit No. 0996418.** Sewerage. **Warrington Township and The Cutler Group** (P. O. Box 366, Warrington, PA 18976). Construction and operation of a sanitary sewers, pump stations and force mains located in Warrington Township, **Bucks County** to serve Warrington Hunt Subdivision.

**Permit No. 0996416.** Sewerage. **Bedminster Municipal Authority** (3112 Bedminster Road, Bedminster, PA 18910). Construction and operation of a force main and modifications to an existing pump station located in Bedminster Township, **Bucks County** to serve Kern Drive.

**Permit No. 4696419.** Sewerage. **Upper Montgomery Joint Authority** (P. O. Box 6, Mensch Dam Road, Pennsburg, PA 18073). Construction and operation of a sewage pump station located in East Greenville Borough, **Montgomery County** to serve Colonial Village Development.

*Southwest Regional Office, Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, telephone (412) 442-4000.*

**Permit No. 1196404.** Sewerage. **Conemaugh Construction Corporation**, R 972 Bedford Street, Johnstown, PA 15902. Construction of sewer extension, pump station and force main located in the Township of Richland, **Cambria County** to serve Skyview Estates.

**Permit No. 3296403.** Sewerage. **White Township Municipal Authority**, 950 Indian Springs Road, Indiana, PA 15701-3595. Construction of interceptor sewers, pump station and force main located in the Township of White, **Indiana County** to serve the Cherry Run and Shadowood Areas.

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**Permit No. 6573407.** Amendment No. 3. Sewerage, **Latrobe Municipal Authority**, P. O. Box 88, Latrobe, PA 15650. Modification of facility mechanical bar screens and sewage pump facilities located in the Borough of Latrobe, **Westmoreland County** to serve the Latrobe Municipal Authority STP.

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**Plan revision approval granted November 12, 1996 under the Pennsylvania Sewage Facilities Act (35 P. S. §§ 750.1—750.20).**

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*Southcentral Regional Office, Water Management Program Manager, One Ararat Boulevard, Harrisburg, PA 17110.*

*Location:* Caernarvon Township, **Lancaster County**, 2147 Main Street, Narvon, PA 17555.

The approved plan revision consists of an expansion of the existing nursing home facility from 50 EDUs to 90 EDUs. The existing sewage treatment plant will be abandoned and a new treatment plant capable of treating 36,000 gpd will be constructed. The total sewage flows of 36,000 gpd of wastewater will be treated by the new plant.

*Northeast Regional Office, Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, telephone (717) 826-2553.*

*Location:* Parkland High School located at the north side of Ritter Road (T599) between Cedar Crest Boulevard (S. R. 1019) and Orefield Road (S. R. 4003), South Whitehall Township, **Lehigh County**.

*Project Description:*

This project proposes the construction of a 460,000 square foot high school on a 119.67 acre tract. The school district projects an ultimate school population of 3,236 including students and staff for grades 9 through 12. The proposed 32,360 gpd of sewage flows are based on a 10 gpd/person flow figure.

The construction of a package treatment plant is proposed as the method of sewage disposal to serve the school. Public water will be supplied to the school by an extension of the South Whitehall Township Municipal Water System.

This treatment plant has been designated the interim regional treatment facility to allow for future joint use of

this sewage treatment plant to handle the present and future short-term needs of the area.

This treatment plant will discharge into the Jordan Creek. Acceptance of this revision is conceptual. It leaves to be addressed at a later date both (1) the effluent limitations necessary to satisfy protection requirements and to protect public health, and (2) specific treatment technology.

A hydrogeologic study must be submitted for this project along with the application for the NPDES Permit.

Please be advised that this covers only the planning aspects of this project and as it relates to the municipality's Official Sewage Plan. Except for those projects qualifying for a permit exemption under Act 40, the developer may need to receive a permit for the extension and construction of the necessary sewer work. Should you need a permit, a copy of this letter must accompany the application. This permit may be obtained from the Water Management Program, 2 Public Square, Wilkes-Barre, PA 18711.

*Southwest Regional Office, Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4000.*

*Location:* Bulltown/Remaley Road Sewer Extension Project. The sewer lines will be extended along Bulltown and Remaley Roads. Municipality of Murrysville, **Westmoreland County**.

*Project Description:*

Approval of a revision to the Official Sewage Plan of Municipality of Murrysville, Westmoreland County. Project involves the installation of approximately 25,000 lineal feet of 8-inch and 10-inch diameter PVC sanitary sewer pipe, precast concrete manholes and appurtenances. This sewer project will provide service to 132 existing residences located along Bulltown and Remaley Roads. The sewage is to be conveyed and treated at the Franklin Township Municipal Sanitary Authority's Meadowbrook Road Water Pollution Control Plant.

**Actions taken under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17).**

*Northwest Regional Office, Sanitarian Regional Manager, 230 Chestnut Street, Meadville, PA 16335-3481, telephone (814) 332-6899.*

**Permit No. 6196501.** Public water supply. **Country Estates Mobile Home Park**, R. R. 2, Box 12A, Kennerdell, PA 16347-8706. This proposal involves permitting an existing, previously unpermitted water system. The current system consists of well no. 1 (Artesian) and well no. 2 (Drilled) in Clinton Township, **Venango County**.

*Type of Facility:* Public water supply.

*Consulting Engineer:* William Humphrey, Frank B. Taylor Engineering, R. D. 1, Box 93, New Castle, PA 16101.

*Permit to Construct Issued:* November 18, 1996.

**Permit No. 6296503.** Public water supply. **Southwest Warren County Municipal Authority**, 174 Main Street, Tidioute, PA 16351. This permit was issued for an exceedance of lead and copper; lead and copper equipment installed in Triumph Township, **Warren County**.

*Type of Facility:* Public water supply.

*Consulting Engineer:* Allan R. Vanderpoel, P. E., E & M Engineers and Surveyors, 24 Derrick Road, Bradford, PA 16701.

*Permit to Construct Issued:* November 18, 1996.

**Permit No. 2593501.** Public water supply. **Vlasion Mobile Home Park**, c/o Vlasion, Inc., 2805 West 12th Street, Erie, PA 16505. Permit issued for the construction of a new dug well ("A") and treatment for Iron and Manganese by addition of sequestering agent. Proposed well is to provide additional water for designed 72-unit mobile home park located in Fairview Township, **Erie County**.

*Type of Facility:* Public water supply servicing mobile home park.

*Consulting Engineer:* Robert L. Rabell, P. E., Robert L. Rabell Surveying and Engineering, 10560 Walnut Street, Albion, PA 16401.

*Permit to Construct Issued:* November 22, 1996.

**Permit No. 6296502.** Public water supply. **Clarendon Water Company**, 7 Center Street, Clarendon, PA 16313. Permit issued for the installation of an Iron and Manganese sequestering chemical and the existing booster pump station, located in Clarendon Borough, **Warren County**.

*Type of Facility:* Public water supply.

*Consulting Engineer:* Douglas A. Fry, Northwest Engineering, Inc., R. D. 1, P. O. Box Q, Tidioute, PA 16351.

*Permit to Construct Issued:* November 25, 1996.

*Regional Office, Sanitarian Regional Manager, One Ararat Boulevard, Harrisburg, PA 17110, telephone (717) 657-4692.*

**Permit No. 2896501.** Public water supply. **Quincy United Methodist Home**, Quincy Township, **Franklin County** (Kathleen R. Hoos, President, Quincy United Methodist Home, P. O. Box 217, Quincy, PA 17247), one new well and new disinfection and softening treatment. Project also includes a new treatment building, transmission pipes and miscellaneous site work.

*Southwest Regional Office, Regional Manager, Water Supply and Community Health, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, telephone (412) 442-4000.*

**Permit No. 0294506.** Public water supply. **The Pittsburgh Water and Sewer Authority**, 441 Smithfield Street, Pittsburgh, PA 15222.

*Type of Facility:* Herron Hill Reservoir Covers.

*Permit to Operate Issued:* November 19, 1996.

**Permit No. 0293507.** Public water supply. **Borough of Millvale**, 501 Lincoln Avenue, Millvale, PA 15209.

*Type of Facility:* New 0.5 MG Sigel Street storage tank and a connection to the City of Pittsburgh's 60" transmission main.

*Permit to Operate Issued:* November 19, 1996.

**Permit No. 0486502-A1.** Public water supply. **Borough of Baden**, 369 State Street, Baden, PA 15005.

*Type of Facility:* Modification of the Prospect Street pump station.

*Permit to Operate Issued:* November 22, 1996.

**Permit No. 5696507.** Public water supply. **Windber Area Authority**, 1700 Stockholm Avenue, Windber, PA 15963.

*Type of Facility:* A 377,000 gallon water storage tank.

*Permit to Construct Issued:* November 22, 1996.

**Permit No. 6594502.** Public water supply. **Municipal Authority of Westmoreland County**, SW Corner of US Route 30 and South Greengate Road, Greensburg, PA 15601.

*Type of Facility.* Clelian Heights Tank.

*Permit to Operate Issued:* November 22, 1996.

**Permit No. 1189510.** Public water supply. **Twin Rocks Water Authority**, P. O. Box 272, Twin Rocks, PA 15960.

*Type of Facility.* Distribution system improvements and an interconnection with Nanty-Glo.

*Permit to Operate Issued:* November 22, 1996.

**Permit No. 5056-A2.** Public water supply. **Borough of Tarentum**, 304 Lock Street, Tarentum, PA 15084.

*Type of Facility.* New chemical feed equipment.

*Permit to Operate Issued:* November 18, 1996.

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**Submission of Final Reports on Attainment of Background and Statewide Health Standards (§§ 302(e)(2) and 303(h)(2))**

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The following final reports were submitted to the Department of Environmental Protection under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.908).

Provisions of Chapter 3 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection to publish in the *Pennsylvania Bulletin* a notice of submission of any final reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed, and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected.

For further information concerning the final report, please contact the Environmental Cleanup Program in the Department of Environmental Protection Regional Office under which the notice of receipt of a final report appears. If information concerning a final report is required in an alternative form, contact the community relations coordinator at the appropriate regional office listed. TDD users may telephone the Department through the AT&T Relay Service at 1 (800) 654-5984.

The Department has received the following final reports.

*Southcentral Regional Office, Environmental Cleanup Program Manager, One Ararat Boulevard, Harrisburg, PA 17110, (717) 657-4592.*

**Schmucks Tailors and Cleaners**, York Township, **York County**. Schmucks Cleaners and Tailors, 2460 S. Queen Street, York, PA 17405-0293 has submitted a final report concerning remediation of site soil contaminated with tetrachloroethene (PCE). The report is intended to document remediation of the site to meet the Statewide health standard.

**Van Brunt Trucking**, Maxatawny Township, **Berks County**. Van Brunt Trucking, 218 Quarry Road,

Kutztown, PA 19530 has submitted a final report concerning remediation of site soil contaminated with BTEX, PHCs and PAHs. The report is intended to document remediation of the site to meet the Statewide health standard.

*Southwest Field Office, John J. Matviya, Environmental Cleanup Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, telephone (412) 442-5217.*

**ALCOA Pilot Atomizer**, Upper Burrell Township, **Westmoreland County**. Aluminum Company of America, ALCOA Technical Center, 100 Technical Drive, Alcoa Center, PA 15069-0001 has submitted a Final Report addressing soil contaminated with PCBs. The report is intended to document remediation of the site to meet the Statewide health standard.

**West Rentals, Inc.**, Neville Township, **Allegheny County**. West Rentals, Inc., 6200 Grand Avenue, Neville Township, PA 15225 has submitted a Final Report addressing soil contaminated with solvents, BTEX, and PHCs. The report is intended to document remediation of the site to meet the Statewide health standard.

*Northwest Regional Office, John Fruehstorfer, Environmental Cleanup Program Manager, 230 Chestnut Street, Meadville, PA 16335, (814) 332-6648.*

**National Forge Company**, Brokenstraw Township, **Warren County**. One Front Street, Irvine, PA 16329, has submitted a Final Report to Remediate soil, groundwater and sediment contaminated with PCBs, lead, heavy metals, PHCs, volatiles and semivolatiles. The report is intended to document remediation of the site to meet the Statewide health standard.

*Northeast Regional Field Office, Joseph Brogna, Regional Environmental Cleanup Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, telephone (717) 826-2511.*

**Pennsylvania Power & Light Company (PP&L)**—distribution pole #51878N49457, Overfield Township, **Wyoming County**. PP&L, 2 North Ninth Street, Allentown, PA has submitted a Final Report concerning the remediation of the site soils found to be contaminated with polychlorinated biphenyls (PCBs). The applicant remediated the site to meet the Statewide health standard.

**Pennsylvania Power & Light Company (PP&L)**—distribution pole #67186N35887, Paradise Township, **Monroe County**. PP&L, 2 North Ninth Street, Allentown, PA has submitted a Final Report concerning the remediation of site soils found to be contaminated with polychlorinated biphenyls (PCBs). The applicant remediated the site to meet the Statewide health standard.

**Star Pipe and Supply Company**, Moosic Borough, **Lackawanna County**. Jerome X. Loftus, President, Northeastern Environmental Associates, Inc., 1620 N. Main Avenue, Scranton, PA has submitted a Final Report (on behalf of his client, Star Pipe and Supply Company, 100 State Highway, Moosic, PA) concerning the remediation of site soils found to have been contaminated with BTEX (benzene, toluene, ethylbenzene and xylene) compounds, polyaromatic hydrocarbons, and petroleum hydrocarbons. The applicant remediated the site to meet the background standard. A Notice of Intent to Remediate was simultaneously submitted. Please refer to additional *Pennsylvania Bulletin* notification.

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**Applications denied under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations to operate a solid waste processing or disposal area or site.**

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*Northcentral Regional Office, Regional Solid Waste Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701, telephone (717) 327-3653.*

**A. 301279. Pine Hills Landfill**, Eagle Environmental, L. P. (9 Logan Boulevard, 2nd Floor, Altoona, PA 16602). Application for class I residual waste landfill located in Chest Township, **Clearfield County** was denied in the regional office on November 25, 1996.

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**Permits issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations to operate a solid waste processing or disposal area or site.**

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*Southcentral Regional Office, Regional Solid Waste Program Manager, One Ararat Boulevard, Harrisburg, PA 17110, (717) 657-4588.*

**Permit No. 101389 and 400592. Frey Farm Landfill and Resource Recovery Facility**, Lancaster County Solid Waste Management Authority (1299 Harrisburg Pike, Lancaster, PA 17604-4425). Application for modification for shredding and processing of non-PCB containing capacitors at a site in Manor and Conoy Townships, **Lancaster County**. Permit issued in the Regional Office November 21, 1996.

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**Closure Plan approved under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations for closure of a solid waste disposal area or site.**

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*Northeast Regional Office, Regional Solid Waste Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, telephone (717) 826-2516.*

**A. 301275UNP. Martins Creek SES Low Volume Waste Basin**, Pennsylvania Power and Light Company, Two North Ninth Street, Allentown, PA 18101-1179. A Closure Plan Approval for this Residual Waste Disposal Impoundment, located in Lower Mt. Bethel Township, **Northampton County**. The Closure Plan Approval was granted by the Regional Office on November 15, 1996. The LVWB will be regraded and revegetated, and the groundwater will be monitored until final closure.

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**Permits issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) and regulations to operate solid waste processing or disposal area or site.**

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*Northeast Regional Office, Regional Solid Waste Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, telephone (717) 826-2516.*

**A. 101634. Chapin Sewage Disposal**, Roy F. Chapin, Sr., R. R. 1, Box 236, Stillwater, PA 17878. A permit authorizing the construction and operation of this municipal waste sewage sludge (septage) transfer facility, located in New Columbus Borough, **Luzerne County**. The permit was issued in the Regional Office on November 18, 1996.

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**Operating Permits transferred under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.**

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*Southeast Regional Office, Bureau of Air Quality, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.*

The Department transferred the following air quality operating permits for the operation of the air contamination sources and associated air cleaning devices described below for the specified companies.

Permit: **09-316-001**  
 Source: Spray Booth  
 Company: **J. G. Furniture Group, Inc.**  
 Location: Quakertown  
 County: **Bucks**

*Northcentral Regional Office, Bureau of Air Quality, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448.*

**55-302-012.** The Department intends to issue an operating permit to **NRB Industries, Inc.** (441 West Market Street, Beavertown, PA 17813) for the operation of a #4 fuel oil-fired boiler previously owned by GWD Realty Company and operated by Beavertown Mills, Inc. in Beavertown Borough, **Snyder County**.

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**Operating Permits transferred under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations for an operating permit to comply with 25 Pa. Code § 129.91 for Reasonable Available Control Technology.**

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*Southeast Regional Office, Bureau of Air Quality, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.*

The Department transferred the following air quality operating permits for the operation of the air contamination sources and associated air cleaning devices described below for the specified companies.

Permit: **OP-23-0024**  
 Source: Two Batch Asphalt Plants and 2 Baghouses  
 Company: **Milestone Materials, Inc.**  
 Formerly General Crushed Stone, Inc.  
 Location: Glen Mills  
 County: **Delaware**

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**General Plan Approval and Permits issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.**

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*Northwest Regional Office, Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6940.*

General Plan Approval and Permit No. BAQ-GPA/GP-1 for small combustion units were issued to the following:

**GP1-43-295**  
**Farmers Cheese/Savoldi Cheese**  
 R. D. 1, P. O. Box 198  
 New Wilmington, PA 16142  
 Date Issued: October 31, 1996



**GP1-10-239****MSA**

P. O. Box 427  
Pittsburgh, PA 15230  
Date Issued: November 30, 1996

**GP1-10-047****Callery Chemical Co.**

1420 Mars-Evans City Rd.  
Evans City, PA 16033  
Date Issued: November 30, 1996

*Southcentral Regional Office, Air Quality Program, One Ararat Boulevard, Harrisburg, PA 17110.*

**38-310-017A.** On November 18, 1996, the Department issued a Plan Approval to **Tarmac Minerals, Inc. d/b/a Tarmac America** (Route 422, P. O. Box 160, Annville, PA 17003) for the construction of a portable sand crushing plant controlled by wet suppression at their Millard Quarry in North Londonderry Township, **Lebanon County**. The source is subject to 40 CFR 60, Subpart 000, Standards of Performance for New Stationary Sources.

*Southwest Regional Office, Bureau of Air Quality, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**04-308-037.** On November 1, 1996, a Plan Approval was issued to **The ALTA Group** (195 Hartzell School Road, Fombell, PA 16123) for a scrubber on the electrolytic cells at its facility located in Marion Township, **Beaver County**.

**Plan Approval extensions issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify, reactivate and operate air contaminant sources or air cleaning devices.**

*Southwest Regional Office, Bureau of Air Quality, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**63-303-007.** On November 1, 1996, a plan approval expiration date was extended to March 1, 1997 for **Commercial Stone Company, Inc.** (2200 Springfield Pike, Connellsville, PA 15425) for a baghouse on the bituminous asphalt manufacturing process at its Dunningville facility located in Somerset Township, **Washington County**.

**30-000-099.** On November 1, 1996, a plan approval expiration date was extended to March 1, 1997 for **West Penn Power Company** (800 Cabin Hill Drive, Greensburg, PA 15601) for Low NOx Burners with separated overfire air on the NOx and VOC sources at its Hatfield Power Station facility located in Monongahela Township, **Greene County**.

**26-303-006A.** On November 1, 1996, a plan approval expiration date was extended to June 1, 1997 for **Commercial Stone Company, Inc.** (2200 Connellsville, PA 15425) for a RAP Processing System on the Asphaltic Concrete Plant at its facility located in Connellsville Township, **Fayette County**.

**32-000-059.** On November 1, 1996, a plan approval expiration date was extended to February 1, 1997 for **GPU Generation Corporation** (1001 Broad Street, Johnstown, PA 15907) for Conemaugh Station NOx Sources at its Conemaugh Station facility located in West Wheatfield Township, **Indiana County**.

**03-000-027.** On November 1, 1996, a plan approval expiration date was extended to February 1, 1997 for **GPU Generation Corporation** (1001 Broad Street,

Johnstown, PA 15907) for Low NOx Burners on the steam electric generator at its Keystone Generating Station facility located in Plumcreek Township, **Armstrong County**.

**32-306-010A.** On November 1, 1996, a plan approval expiration date was extended to February 1, 1997 for **GPU Generation Corporation** (1001 Broad Street, Johnstown, PA 15907) for scrubbers on the boilers of unit no. 1 and no. 2 at its Conemaugh Station facility located in West Wheatfield Township, **Indiana County**.

**04-307-073C.** On November 1, 1996, a plan approval expiration date was extended to February 28, 1997 for **Koppel Steel Corporation** (P. O. Box 750, Beaver Falls, PA 15010) for a fabric filter on the multi-lance manipulator at its Koppel Plant facility located in Koppel Borough, **Beaver County**.

**63-307-028.** On October 24, 1996, a plan approval expiration date was extended to February 28, 1997 for **Regal Industrial Corporation** (P. O. Box 291, Donora, PA 15033) for a baghouse on the abrasive blasting operation at its facility located in Donora Borough, **Washington County**.

**32-000-055.** On October 24, 1996, a plan approval expiration date was extended to February 1, 1997 for **GPU Generation Corporation** (1001 Broad Street, Johnstown, PA 15907) for Low NOx Burners on the boilers at its Homer City Station facility located in Center Township, **Indiana County**.

**32-306-009B.** On October 24, 1996, a plan approval expiration date was extended to January 1, 1997 for **GPU Generation Corporation** (1001 Broad Street, Johnstown, PA 15907) for a selective non-catalytic reduction system on boiler no. 15 at its Seward Station facility located in East Wheatfield Township, **Indiana County**.

#### **MINING ACTIVITY ACTIONS**

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). The final action on each application also constitutes action on the request for 401 water quality certification. Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Quality Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

*District Mining Operations, 437 South Center Street, P. O. Box 625, Ebensburg, PA 15931-0625.*

#### *Coal Applications Issued*

**56950103. Heritage Mining Company** (Box 126, Cresson, PA 16630), commencement, operation and restoration of a bituminous strip mine in Shade Township, **Somerset County**, affecting 78.5 acres, receiving stream unnamed tributary to/and Oven Run, unnamed tributary to/and Stony Creek River, application received April 10, 1995, permit issued November 15, 1996.

*Mineral Resources Management—District Mining, Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2454.*

**54940203. Wilbur White Coal Company, Inc.** (R. R. 2, Box 2683, Pottsville, PA 17901), commencement, operation and restoration of an anthracite coal refuse reprocessing operation in Butler Township, **Schuylkill County** affecting 27.3 acres, receiving stream none. Permit issued November 26, 1996.

**54830206R2. Meadowbrook Coal Co., Inc.** (P. O. Box 477, Lykens, PA 17048), renewal of an existing coal refuse reprocessing operation in Tremont Township, **Schuylkill County** affecting 11.1 acres, receiving stream Stumps Run to Lorberry Creek. Renewal issued November 27, 1996.

**40910201R. Diamond Coal Company, Inc.** (Route 309 North, Box Q, Milnesville, PA 18239), renewal of an existing coal refuse reprocessing operation in Hazle Township, **Luzerne County** affecting 11.8 acres, receiving stream none. Renewal issued November 22, 1996.

**40663024R2. Pagnotti Coal Company** (800 Exeter Avenue, West Pittston, PA 18643), renewal of an existing anthracite surface mine operation in Hazle Township, **Luzerne County** affecting 780.0 acres, receiving stream none. Renewal issued November 14, 1996.

**40860101R2. Northampton Fuel Supply Co., Inc.** (7500 Old Georgetown Road, 13th Floor, Bethesda, MD 20814), renewal of an existing anthracite surface mine operation in Newport Township, **Luzerne County** affecting 116.0 acres, receiving stream none. Renewal issued November 14, 1996.

*Mining and Reclamation, 3913 Washington Road, McMurray, PA 15317.*

**63901302. Bologna Coal Company** (Box 271, Avella, PA 15021), to renew the permit for the Avella bituminous deep mine in Cross Creek Township, **Washington County** for reclamation only, no additional discharge. Permit issued November 19, 1996.

**56961301. Lion Mining Company** (P. O. Box 209, Jennerstown, PA 15547), to operate the Sarah bituminous deep mine in Jenners Township, **Somerset County**, new mine, receiving streams Card Machine Run and unnamed tributary to Card Machine Run. Permit issued November 19, 1996.

*Mineral Resources Management—District Mining, Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2454.*

*Noncoal Permits Issued*

**09890301T. Naceville Materials** (1371 West Street Road, P. O. Box 161, Warminster, PA 18974-0612), transfer of an existing quarry operation in West Rockhill Township, **Bucks County**, affecting 81.37 acres, receiving stream unnamed tributary to Ridge Valley Creek. Transfer issued November 26, 1996.

*District Mining Operations, R. D. 2, Box 603-C, Greensburg, PA 15601.*

**63960301. Dick Enterprises, Inc.** (P. O. Box 10896, Pittsburgh, PA 15236). Permit issued for commencement, operation and restoration of a large noncoal surface mining operation located in Hanover Township, **Washington County**, affecting 33.2 acres. Receiving streams unnamed tributary to Kings Creek, Kings Creek to Ohio River. Application received September 13, 1996. Permit issued November 22, 1996.

*Mineral Resources Management—District Mining, Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2454.*

**4873SM5T2. Global Stone PenRoc, Inc.** (P. O. Box 1967, York, PA 17405), transfer of an existing quarry operation in West Manchester Township, **York County** affecting 148.9 acres receiving stream unnamed tributary to Codorus Creek. Transfer issued November 22, 1996.

*Mineral Resources Management—District Mining, Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2454.*

*General Small Noncoal Authorizations Granted*

**55960802. Scott E. Garrison Excavating** (R. R. 1, Box 2064, Beavertown, PA 17813), commencement, operation and restoration of a small quarry operation in Spring Township, **Snyder County** affecting 1.0 acre, receiving stream none. Authorization granted November 14, 1996.

**34960802. Kenneth L. Cramer** (R. R. 2, Box 430, Millerstown, PA 17062), commencement, operation and restoration of a small quarry operation in Greenwood Township, **Juniata County** affecting 2.0 acres, receiving stream none. Authorization granted November 14, 1996.

**34960803. Donald R. Miller** (R. R. 1, Box 122, Thompstown, PA 17094), commencement, operation and restoration of a small quarry operation in Greenwood Township, **Juniata County** affecting 1.0 acre, receiving stream none. Authorization granted November 26, 1996.

**58960808. Terry Hunsinger** (R. R. 1, Box 89B, Laceyville, PA 18623), commencement, operation and restoration of a small quarry operation in Rush Township, **Susquehanna County** affecting 2.0 acres, receiving stream none. Authorization granted November 26, 1996.

**21960801. Valley-View Henry Farm** (4756 Enola Road, Newville, PA 17241), commencement, operation and restoration of a small quarry operation in Lower Mifflin Township, **Cumberland County** affecting 2.0 acres, receiving stream none. Authorization granted November 18, 1996.

*Field Operations—Mining and Reclamation, 5 West Laurel Boulevard, Pottsville, PA 17901.*

*Coal Applications Returned*

**54940101. D & F Coal Company** (P. O. Box 250, Minersville, PA 17954), commencement, operation and restoration of an anthracite surface mine operation in Cass Township, **Schuylkill County** affecting 105.0 acres, receiving stream west branch Schuylkill River. Application received February 8, 1994. Application returned November 14, 1996.

The Department of Environmental Protection has taken the following actions on previously received permit applications, requests for Environmental Assessment approval, and requests for Water Quality Certification under section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

Any person aggrieved by this action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, 400 Market Street Second Floor, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action unless the appropriate statute proves a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board at (717) 787-3483. This paragraph does not, in and of

itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

**Actions on applications filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and sections 5 and 402 of the act of June 22, 1937 (P. L. 1987, No. 394) (35 P. S. §§ 691.5 and 691.402) and notice of final action for certification under section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a))** (Note: Permits issued for Small Projects do not include 401 Certification, unless specifically stated in the description).

*Permits Issued and Actions on 401 Certification*

*DEP Northwest Regional Office, Soils and Waterways Section, 230 Chestnut Street, Meadville, PA 16335-3481, telephone (814) 332-6942.*

**E10-247.** Encroachment. **Borough of Zelienople**, 111 West New Castle Street, Zelienople, PA 16063. To construct and maintain a pump building, two washwater/sludge holding tanks, a building addition to the existing control building and associated roadway improvements within the 100-year floodplain of Connoquenessing Creek at the existing water treatment plant adjacent to S. R. 19 (Zelienople, PA Quadrangle N: 6.0 inches; W: 1.6 inches) located in the Borough of Zelienople, **Butler County**. This permit was issued under section 105.13(e) "Small Projects."

**E25-539.** Encroachment. **Greene Township Supervisors**, 8899 Old Wattsburg Road, Erie, PA 16510. To remove the existing bridge, realign approximately 300 feet of stream channel, impact a de minimus wetland area (less than 0.05 acre) and to construct and maintain a 12-foot wide by 4.5-foot high C. M. pipe arch in a tributary to east branch LeBoeuf Creek on Bliley Road (T-646) approximately 3,900 feet north of S. R. 8 (Hammett, PA Quadrangle N: 12.8 inches; W: 7.8 inches) located in Greene Township, **Erie County**.

*Northeast Regional Office, Regional Soils and Waterways Section, 2 Public Square, Wilkes-Barre, PA 18711-0790, telephone (717) 826-5485.*

**E40-434.** Encroachment. **Fish and Boat Commission**, 450 Robinson Lane, Bellefonte, PA 16823. To maintain existing structures and facilities located in, along and across regulated waters of this Commonwealth, at Fish and Boat Commission access areas, hatcheries and regional headquarters, with work including the following: (1) maintenance dredging within an area of approximately 0.2 acre in the vicinity of launching ramps, mooring areas and inlet/outlet structures; (2) maintenance of vehicular bridges and culverts and nonvehicular bridges; and (3) bank stabilization having a maximum length of 100 feet per location. The projects are located at existing facilities in **Carbon, Lackawanna, Lehigh, Luzerne, Monroe, Northampton, Pike, Schuylkill, Susquehanna, Wayne and Wyoming Counties**.

*Southeast Regional Office, Program Manager, Water Management Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.*

**E15-514.** Encroachment. **Douglass Barrie Duffield**, P. O. Box 207, Birchrunville, PA 19421. To modify and enlarge an existing pond permanently impacting 0.29 acre of wetlands and to construct and maintain an 8-inch PVC auxiliary intake pipe from an unnamed tributary to Birch Run (HQ, TSF). The proposed pond expansion is located

approximately 800 feet west of the intersection of Hollow Road (T-477) and Birchrun Road (S. R. 1030) (Pottstown, PA Quadrangle N: 0.70 inch; W: 2.90 inches) in West Vincent Township, **Chester County**.

**E23-346.** Encroachment. **Williamson Free School of Mechanical Trades**, 106 South New Middletown Road, Media, PA 19063-5299. To encroach into approximately 500 linear feet of an unnamed tributary to Chrome Run (TSF-MF) associated with the proposed Williamson Free School of Mechanical Trades land development. This project will include the following activities:

1. The restoration and maintenance of a pond created by an existing stone dam which will require excavating approximately 160 linear feet of stream channel, and impacting 0.50 acre of wetland.

2. The construction and maintenance of a proposed out-of-scope stormwater detention dam and its outfall structure which will impact approximately 210 linear feet of stream channel, and placement of fill in 0.05 acre of an adjacent wetland. The permit also includes an environmental assessment approval for this structure.

3. The excavation in approximately 130 linear feet of stream channel and floodway area to provide storage for the aforementioned proposed stormwater detention dam.

The project is located approximately 3,300 feet south of the intersection of New Middletown Road (S. R. 352) and U. S. Route 1 (Media, PA Quadrangle N: 5.7 inches; W: 6.3 inches) in Middletown Township, **Delaware County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E23-347.** Encroachment. **Jerry N. Jordan**, 922 Twyckenham Lane, Media, PA 19061. To construct and maintain a stormwater management facility which will permanently disturb 0.16 acre of wetlands (POW/PEM). This work is associated with the proposed Hidden Acres residential subdivision located near the intersection of Beatty Road and Twyckenham Road (Media USGS Quadrangle N: 8.75 inches; W: 0.20 inch) in Upper Providence and Nether Providence Township, **Delaware County**. An environmental assessment for a non-scope dam, situated in this subdivision, is also approved.

**E46-734.** Encroachment. **Ambler Borough**, 122 East Butler Avenue, Ambler, PA 19002. To remove 100 linear feet of existing 10.0-foot wide by 4.0-foot high deteriorated open concrete channel along Stuart Farm Creek (TSF), and to install and maintain a reinforced 100 linear foot, 10.0-foot wide by 4.0-foot high concrete box stream enclosure. This project is situated near the intersection of South Main Street and Church Street (Ambler USGS Quadrangle N: 3.9 inches; W: 13.0 inches) in Ambler Borough, **Montgomery County**.

**E46-212.** Encroachment. **PECO Energy**, 2301 Market Street, Philadelphia, PA 19101-8699. To reissue and amend permit E46-212 to maintain an existing building and to demolish, replace and maintain a 2,500 square foot building for the fireman training facility within the 100-year floodplain of the Schuylkill River located along the west bank at a point approximately 500 feet above the Plymouth Dam (Norristown, PA Quadrangle N: 13.7 inches; W: 9.6 inches) in West Conshohocken Borough, **Montgomery County**.

*Southcentral Regional Office, Water Management Program, Soils and Waterways Section, One Ararat Boulevard, Room 126, Harrisburg, PA 17110, telephone (717) 657-4590.*

**E05-239.** Encroachment. **Harold E. Wertz**, Bedford County, R. D. 1, Box 160, Manns Choice, PA 15550. To remove the five existing 3 foot diameter corrugated metal pipe culvert and to construct and maintain a steel beam and concrete the deck bridge having a clear span of 24 feet with an underclearance of 3 feet across an unnamed tributary to Raystown Branch Juniata River located about 0.9 mile north of the PA 96 and 31 intersection in Manns Choice (Bedford, PA Quadrangle N: 2.6 inches; W: 12.7 inches) in Harrison Township, **Bedford County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E07-264.** Encroachment. **Penn State University**, Altoona Campus, 113 Physical Plant, University Park, PA 16802. To construct and maintain a pedestrian bridge having a span of 50 feet across Spring Run to provide access from a parking lot along Juniata Gap Road located about 300 feet upstream of Iveyside Drive (Altoona, PA Quadrangle N: 7.0 inches; W: 4.6 inches) in the City of Altoona, **Blair County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E67-571.** Encroachment. **Orchard Hill Real Estate, Inc.**, 450 Spangler Avenue, New Oxford, PA 17350. To place fill within 12,632 s. f. (0.29 acre) of wetlands on Lots 71, 72, 73, 74 and 75 located along the east side of Lilac Road and Cobblestone Lane in The Heathers at Barrington Place, a residential development (West York, PA Quadrangle N: 19.9 inches; W: 4.8 inches) in West Manchester Township, **York County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

*DEP Central Office, Bureau of Dams, Waterways and Wetlands, P. O. Box 8554, Harrisburg, PA 17105-8554, telephone (717) 783-1384.*

**D54-190.** Dam. **Gene Gangloff**, Route 61 South, Box 559, Schuylkill Haven, PA 17972. To modify, operate and maintain a dam across a tributary to Little Schuylkill River in East Brunswick Township, **Schuylkill County**.

**Actions taken on applications filed under the act of June 24, 1939 (P. L. 842, No. 365) (32 P. S. §§ 631—641) relating to the acquisition of rights to divert waters of this Commonwealth.**

*Northwest Regional Office, Regional Program Manager, Water Supply and Community Health, 230 Chestnut Street, Meadville, PA 16335-3481, telephone (814) 332-6899.*

*Permits Issued*

**Permit No. WA 16-898A.** Subsidiary water allocation. **Clarion Township General Authority**, R. D. 1, Box 12H, Strattanville, PA 16258. Granting the right to increase purchase up to 114,350 gpd, based on a 30-day average, from the Pennsylvania American Water Company—Clarion District. The Clarion Township General Authority (CTGA) is an independent general purpose Authority operating and maintaining the water distribution system for Clarion Township, **Clarion County**.

*Type of Facility.* General purpose Authority (Subsidiary Water Allocation).

*Consulting Engineer.* Ronald R. Bolam, P. E., The Warnick Company, Inc., 226 Sunset Drive, Butler, PA 16001-1334.

*Permit Issue Date.* November 22, 1996.

**Proposed Department of Environmental Protection  
Division of Coastal Programs  
Section 309 Assessment  
for Public Review and Comment**

The Department of Environmental Protection Division of Coastal Programs has voluntarily developed a draft Assessment of the Coastal Zone Management Program in accordance with section 309 of the Coastal Zone Management Act (CZMA), amended in 1990. This assessment encourages states and territories to develop program changes in one or more of nine coastal enhancement areas, including wetlands, public access, coastal hazards, cumulative and secondary impacts, energy and government facility siting, marine debris, ocean resources, special area management plans and aquaculture. Under this program, the United States Secretary of Commerce is authorized to make awards to states and territories to develop and submit Federal approval program changes that support attainment of the objectives of one or more of the enhancement areas.

The assessment is available for public review and comment at the following locations:

Bucks County Library Center  
150 South Pine Street  
Doylestown, PA 18901-4932

Delco Community College Library  
Media Line Rd.  
Media, PA 190063

Bucks County Conservation District  
924 Town Center  
New Britain, PA 18901-5182

Delaware County Conservation District  
Rose Tree Park Hunt Club  
1521 No. Providence Road  
Media, PA 19063

Erie County Conservation District  
12723 Route 19  
P. O. Box 801  
Waterford, PA 16444

Erie County Department of Planning  
Erie County Courthouse  
140 W. 6th St.  
Erie, PA 16501

Delaware Valley Regional Planning Commission  
111 South Independence Mall East 8th Floor  
Philadelphia, PA 19106-2515

The assessment is also available on the Department of Environmental Protection's World Wide Web site at <http://www.dep.state.pa.us>. Deadline for comments is January 15, 1997. All written comments should be sent to and a copy of the assessment may be obtained by contacting: Department of Environmental Protection, Bureau of Land and Water Conservation, Division of Coastal Programs, P. O. Box 8555, Harrisburg, PA 17105-8555, Attention: J. T. Hines, (717) 787-2529.

[Pa.B. Doc. No. 96-2101. Filed for public inspection December 13, 1996, 9:00 a.m.]

**Availability of Technical Guidance**

*Governor's Office List*

Once a year on the first Saturday in August, the Governor's Office publishes a list of the non-regulatory guidance documents of all State agencies in the *Pennsyl-*

*vania Bulletin*. The first publication of this list was in the August 3, 1996 edition of the *Bulletin*.

#### *DEP's Technical Guidance Document Inventory*

DEP publishes a list of its technical guidance documents in its Technical Guidance Document Inventory twice a year. DEP will publish the next edition of the Inventory December 1996. DEP will automatically mail a paper copy of the December 1996 Inventory to persons who received a paper copy of the June 1996 Inventory. Persons who wish to add their address to the mailing list should call Nina Huizinga at (717) 783-8727.

DEP posts the Inventory on its World Wide Web site. DEP's Web address is <http://www.dep.state.pa.us>. To go to the location of the Inventory once on the DEP home page, persons should choose Public Participation Center./ Recently Finalized Regulations and Legislation/Technical Guidance Document Inventory. The edition currently on the Web is the June 1996 Inventory. When the December Inventory is ready, DEP will announce its availability in its weekly newsletter, the *UPDATE* and in the *Pennsylvania Bulletin*.

#### *DEP's Technical Guidance Documents on the World Wide Web*

DEP's Web address is <http://www.dep.state.pa.us>. To go to the location of DEP's Technical Guidance Documents once on the DEP home page, persons should choose the Public Participation Center. The Center has several menus; the Technical Guidance menu has links to the Inventory, Draft Technical Guidance Documents, Recently Finalized Technical Guidance Documents and Final Documents on the Web.

#### *Ordering Paper Copies of DEP Technical Guidance*

Persons can order a copy of the latest Inventory or a copy of any of the final documents listed on the Inventory by calling Elwyn Inc. (the printer) at 1 (800) 804-4020 if calling in Pennsylvania or (610) 497-5841 if calling from outside Pennsylvania.

#### *Changes to Technical Guidance Documents*

Between publication of its Inventory, DEP announces changes to its technical guidance documents in its weekly newsletter, the *UPDATE* and the *Pennsylvania Bulletin*. Here is the current list of recently finalized documents, draft documents and notices of intended changes to technical guidance.

Persons who have any questions or comments should call Nina Huizinga at (717) 783-8727.

#### *Notice of Intent to Revise Technical Guidance—Revisions to Existing Guidance*

DEP ID: 563-2112-217 BMR PGM: II:02:17 TITLE: Alkaline Addition for Surface Coal Mines BACKGROUND: The present guidance has been in use since 1988. Experience with alkaline addition on coal surface mines to date warrants reevaluating this guidance. Some discussions have occurred with the coal industry over the past year concerning the present guidance and considerations for making modifications. Anticipated Effective Date: May 1, 1997 Anticipated Draft Development Date: March 1, 1997 Proposed Development and Review Process: Drafting of the revisions will occur with the assistance of the District Mining Offices and will involve evaluations of existing sites with alkaline addition. The draft will be reviewed with the PA Coal Association and the PA Mining Professionals and will be available for public input. Contact: Keith Brady at (717) 783-8845.

DEP ID: 563-2112-605 BMR PGM: II:06:05 TITLE: Water Supply Replacement and Coal Surface Mine Permitting BACKGROUND: Determining the potential effects of surface coal mining on water supplies is one of the more significant technical evaluations performed during the permit application review process. Amendments to the PA Surface Mining Conservation and Reclamation Act (SMCRA), and case law relating to water supply replacement and several unresolved technical issues necessitate changes to this guidance. Although the SMCRA amendments are self-implementing, companion regulations are needed to codify case law. A separate guidance may be developed to address compliance procedures for water supply replacement. Anticipated Effective Date: December 31, 1997 (based upon anticipated effective date of regulation changes addressing SMCRA amendments and case law) Anticipated Draft Development Date: November 30, 1997 Proposed Development and Review Process: In order to resolve the outstanding technical issues, input will be solicited from, and discussions held with, experts from within and outside the mining program. Drafting of the revisions will occur with the assistance of select staff from the District Mining Offices. The draft will be provided to the District Mining Offices and the Policy Office for review and comment. The draft guidance will be reviewed with the PA Coal Association, the PA Mining Professionals and the public. Contact: Keith Brady at (717) 783-8845.

The Bureau of Mining and Reclamation announces in its Regulatory Basics Initiative (RBI) its intention to substantively revise many of its technical guidance documents. DEP has announced the Bureau's intention some of these documents in previous *Pennsylvania Bulletins*. DEP lists here the remainder of those documents the Bureau intends to substantively revise.

<i>DEP ID</i>	<i>Title</i>	<i>Reason(s)</i>
560-0600-105	Interagency Agreement, Waste Management	a,c,d,e,f,g
560-0600-103	Interagency Agreement, U. S. Dept. of Agriculture	d,h
560-0700-301	Coordination with PHMC	h
563-2000-102	Coal Exploration	h
563-2100-216	Renewal, Permits	h
563-2112-212	Application Review, Land Use Changes	h
563-3900-404	Act 54 Amendments (Inspection at Citizen's Request)	h
562-2112-503	Blasting, Vibration Limits	a,c
562-2402-501	Blasting, Licenses	ha,b,d
562-3400-106	Equipment	h,i
562-3900-402	Citizen's Request, Investigation	h,i
562-3900-403	Citizen's Request, Appeals	h,i
561-2305-102	SOAP, Review Procedures	h
561-2305-201	SOAP, Application Processing, Preassignment	c,d,e,g

<i>DEP ID</i>	<i>Title</i>	<i>Reason(s)</i>
561-2305-203	SOAP Application Processing	d,h
561-2305-601*	SOAP Liability and Reimbursement	d,h
561-5300-101*	Insurance Sales Guidance	d,e,i
561-5300-201*	Insurance Claims Guidance	d,e,i

\*—Additions to the original list

- a—need more consistency with state statutes and regulations
- b—guidance is more stringent than Federal requirements
- c—need to reduce economic impacts upon regulated community or the agency
- d—need for a compliance assistance approach
- e—need to stress performance or outcome desired
- f—need to eliminate barriers to use of green technology
- g—need to promote pollution prevention
- h—guidance no longer needed or out-of-date
- i—guidance is unclear

*Notice of Intent to Remove Technical Guidance from the Inventory—Bureau of Land and Water Conservation*

DEP ID: 394-5500-016 TITLE: PA Coastal Zone Management Grant Administration Instructions (previously titled Coastal Zone Management Administration Booklet) BACKGROUND: These are a set of instructions and can be considered "Administrative Operating Procedures" rather than technical guidance. The Bureau will keep this document in the Bureau's binder for such materials. The document's authority derives from the Program's FEIS Document, which will be placed on DEP's Technical Guidance Document Inventory. Contact: Greg Williams at (717) 787-2529.

DEP ID: 394-5500-015 TITLE: PA Coastal Zone Management Program Project Application Instructions and Examples (previously titled: Coastal Zone Management Program Application Guidelines) BACKGROUND: These are a set of instructions for filling out application forms. They are not technical guidance although they derive their authority from the Program's FEIS document, which will be placed on the Inventory. Contact: Greg Williams at (717) 787-2529.

*Notice of Intent to Remove Technical Guidance from the Inventory—Bureau of Mining and Reclamation*

Persons having questions about any of the Bureau of Mining and Reclamation technical guidance documents listed in this section, should contact Dottie Shellehamer at (717) 787-5103.

DEP ID: 561-2100-250 TITLE: Number System BACKGROUND: This document contains information about a numbering system used by the Bureau internally, but it is not a technical guidance document.

DEP ID: 561-2100-701 TITLE: Permit Inventory BACKGROUND: This is an inventory list used by the Bureau internally. It is not a technical guidance document.

DEP ID: 561-2100-702 TITLE: Address Records, Coal BACKGROUND: This is administrative information used by the Bureau internally, but it is not a technical guidance document.

DEP ID: 561-2100-703 TITLE: Status Codes, LUMIS BACKGROUND: This list of codes for operating the Bureau's LUMIS data base contains administrative operating procedures. It is not a technical guidance document.

DEP ID: 561-2100-750 TITLE: Mapping BACKGROUND: This document contains useful information for the Bureau, but it is not a technical guidance document.

DEP ID: 562-4000-803 TITLE: Administration, LUMIS Enforcement BACKGROUND: This document contains

administrative operating procedures for using the Bureau's data base LUMIS system. It is not a technical guidance document.

*Notice of Intent to Rescind Technical Guidance—Bureau of Mining and Reclamation*

The following documents from the Small Operators Assistance Program (SOAP) are either out-of-date or no longer used.

<i>DEP ID</i>	<i>Title</i>
561-2305-101	Eligibility for Small Operator Assistance Program
561-2305-202	SOAP Application Processing, Work Orders
561-2305-204	SOAP Application Processing, Applicant Notification
561-2305-301	SOAP Grant Requests
561-2305-302	SOAP Grant Closeouts
561-2305-401	SOAP Contracts for Professional Services
561-2305-505	Tracking, SOAP Accounting
561-5500-101	Grant and Loan Applications

The following documents should also be rescinded because they are out-of-date.

<i>DEP ID</i>	<i>Title</i>
563-2112-606	Technical Review, Vibration Limitations
562-3200-201	Sample Identification Number

Persons having questions about any of these Bureau of Mining and Reclamation technical guidance documents listed in this section, should contact Dottie Shellehamer at (717) 787-5103.

JAMES M. SEIF,  
*Secretary*

[Pa.B. Doc. No. 96-2102. Filed for public inspection December 13, 1996, 9:00 a.m.]

## Water Quality Certification under Section 401 of the Federal Clean Water Act

The Department of Environmental Protection hereby provides public notice that 401 water quality certification is issued for certain abandoned mine reclamation activities conducted under the authority of Title 4 of the Surface Mining Control and Reclamation Act of 1977 et. seq., which may result in a discharge of dredge or fill

material into waters of the Commonwealth. The Department certifies that the activities comply with the following conditions, and meet the applicable requirements of the Federal Clean Water Act (CWA) (33 U.S.C.A. § 1341). The Department has also determined that these restoration activities qualify for a waiver of permit requirements set forth at 25 Pa. Code Chapter 105.12(a)(16), Dam Safety and Waterway Management rules and regulations under the Dam Safety and Encroachments Act (DSEA) (32 P. S. §§ 693.1—693.27).

Section 401(a) of the CWA (33 U.S.C.A. § 1341(a)), requires that any applicant for a Federal license or permit, which may result in a discharge to waters of the United States, must provide the licensing or permitting agency with a certification from the state in which the discharge will originate verifying that the discharge resulting from the construction or operation of the project will comply with sections 301—303, 306 and 307 of the CWA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) including applicable state water quality requirements. Section 7(a) of the DSEA (32 P. S. § 693.7) provides for the waiver of permit requirements by regulation, for any category of dam, water obstruction or encroachment which is determined to have an insignificant effect upon the safety and protection of life, health, property and the environment. The regulations, identifying which structures and activities are waived from the permit requirements of the DSEA, are set forth at 25 Pa. Code § 105.12(a).

On October 5, 1996 a notice was published in the *Pennsylvania Bulletin* regarding this proposed certification under section 401 of the Federal Clean Water Act and categorical waiver from the permit requirements of the DSEA. See 26 Pa.B. 4804-5. No written comments or objections were submitted within the 30-day period provided for public comment.

The Division of Wetlands Protection has reviewed the environmental assessment procedure under the requirements of the National Environmental Policy Act of 1969 (NEPA), as required for restoration projects under Title 4 of the Surface Mining Control and Reclamation Act of 1977 et. seq. and finds that procedure to be consistent with the environmental assessment requirements of 25 Pa. Code Chapter 105.15. The procedure includes an environmental assessment of the following factors which are also found in Chapter 105:

State and Federal Threatened and Endangered Species  
Public Water Supply  
Water Quality Standards  
Scenic Rivers  
Wetlands  
Recreational Resource Value  
Historic and Cultural Resources  
Fish and Wildlife Resources  
Topography

This assessment process along with the existing United States Fish and Wildlife Service Project Coordination Requirements, required by Section 7 Consultation of the Endangered Species Act, provides an adequate measure of regulatory oversight without necessitating additional permit application and review actions. The Department therefore categorically waives under the provisions of section 105.12(a)(16), water obstruction and encroachment activities approved under Title 4 of the Surface Mining Control and Reclamation Act of 1977 et. seq. and which meet the following environmental parameters:

(a) the site contains less than 0.05 acre of vegetated wetlands as defined in the 1987 U. S. Army Corps of Engineers Wetland Delineation Manual, or

(b) the body of water or associated discharge from a body of water\* has a pH <5.0 or any one of the following elevated total metal levels:

Aluminum >0.6 mg/l  
Iron >7.0 mg/l  
Manganese >4.0 mg/l

\*Body of water is defined as any natural or artificial lake, pond, reservoir, swamp, marsh or wetland.

Prior to commencing any activity set forth at 25 Pa. Code § 105.12(a)(16), the applicant must obtain all other necessary permits or approvals from the Department of Environmental Protection, including but not limited to, those required by The Clean Streams Law (35 P. S. §§ 691.1—691.1001), the DSEA (32 P. S. §§ 693.1—693.27), the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Hazardous Sites Cleanup Act (35 P. S. §§ 6020.101—6020.1305) and the regulations promulgated thereunder including 25 Pa. Code Chapters 91, 91, 93, 95, 101, 102, 105 and 260—299.

For activities which impact wetlands, all delineations shall be conducted in accordance with Pennsylvania's procedures for wetland delineation. (The present procedure is published at 25 Pa. Code § 105.451.) On February 3, 1996, the Department adopted the Corps of Engineers Wetland Delineation Manual (Technical Report Y-87-1, 1987 Manual) with 6 March 1992 guidance as the methodology for delineating wetlands.

The exceptions to this waiver are those activities which require the construction, operation and maintenance of jurisdictional dams or projects located in floodways. Dams with drainage areas of greater than 100 acres, storage capacities of greater than 50 acre-feet, or with a maximum depth of water greater than 15 feet as measured by the upstream toe of the dam, require Dam Permits from the Department (see 25 Pa. Code § 105.3). If the proposed project is located within a floodway, a separate individual permit may need to be secured from the Regional Soils and Waterways Section. Unless otherwise specified, the boundary of the floodway is as indicated on maps and flood insurance studies provided by FEMA. In an area where no FEMA maps or studies have defined the boundary of the 100-year frequency floodway, it is assumed, absent evidence to the contrary, that the floodway extends from the stream to 50 feet from the top of the bank of the stream.

The Department retains the discretion, on a case-by-case basis, to deny or revoke certification under section 401(a) of the CWA for structures and activities listed in 25 Pa. Code § 105.12(a)(16) if the Department finds upon investigation or complaint, that a particular project is violating, or will violate section 401(a) of the CWA or state water quality requirements.

Projects which do not meet the above provisions will be individually reviewed by the Department for consideration of waiver applicability or necessary permit action. Activities not qualifying for this proposed categorical waiver will be processed through the normal public notice process required for 401 Water Quality Certification or Chapter 105 permit applications, whichever is appropriate.

This procedure and action are the result of a cooperative effort among Department of Environmental Protection, U. S. Army Corps of Engineers, U. S. Fish and

Wildlife Service, Fish and Boat Commission, Game Commission, U. S. Office of Surface Mining and U. S. Environmental Protection Agency.

In conjunction with the Department's October 5, 1996 notice, the Corps of Engineers also placed this proposal on public notice October 4, 1996 (refer to CENAB-OP-RR, Special Public Notice # 97-01) under the requirements of the Clean Water Act for incorporation with the Pennsylvania State Programmatic General Permit-1 (PASPGP-1). In response, the Corps of Engineers received only two written comments, and both were in support of the proposal.

Therefore, the restoration activities qualifying for 401 Water Quality Certification and for a waiver of permit requirements set forth at 25 Pa. Code Chapter 105.12(a)(16) are also incorporated into the PASPGP-1.

For further information concerning this certification and waiver, contact Fran Koch, Chief, Education and Technical Assistance Section, Division of Wetlands Protection, Bureau of Dams, Waterways and Wetlands, P. O. Box 8554, Harrisburg, PA 17105-8554, (717) 787-6827 or e-mail to Koch.Frances@a1.dep.state.pa.us, or Pam Milavec, Water Pollution Biologist Supervisor, Bureau of Abandoned Mine Reclamation, 122 S. Center Street, Ebensburg, PA 15931, (814) 472-1800 or e-mail to Milavec.Pamela@a1.dep.state.pa.us. This information is also available electronically through the DEP Web site (<http://www.dep.state.pa.us>). Persons with a disability may use the AT&T Relay Service by calling (800) 654-5984 (TDD users) or (800) 654-5788 (voice users).

JAMES M. SEIF,  
*Secretary*

[Pa.B. Doc. No. 96-2103. Filed for public inspection December 13, 1996, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Grant Application for 1997 under Title II of the Ryan White Comprehensive AIDS Resources Emergency Act of 1990; Public Hearing

The Department of Health, Bureau of HIV/AIDS, is applying for a grant from the United States Department of Health and Human Services under Title II of the Ryan White Comprehensive AIDS Resources Emergency Act of 1990 (the Ryan White CARE Act), 42 U.S.C.A. §§ 300ff-21—300ff-30, the Ryan White CARE Act Amendments of 1996, P. L. 104—146 (110 Stat. 1346). The grant is to be used for improving the quality, availability and organization of health care support services for individuals with HIV disease and the families of those individuals.

In accordance with section 3(c)(4)(B) of the Ryan White CARE Act Amendments, P. L. 104—146, § 3(c)(4)(B), 110 Stat. 1346, 1355 (amending Section 2617(b)(3)(A) of the Ryan White Care Act, 42 U.S.C.A. § 300ff-27(b)(3)(A)), the Department is conducting a public hearing to solicit comments on how it should utilize the portion of the grant money under Title II that is to be dedicated to specific program areas. Specifically, the Department intends to use funds awarded to it under Title II of the Ryan White CARE Act, as amended, in accordance with two of the five possible program areas specified in that act:

1. HIV Care Consortia: To establish and operate, within areas most affected by HIV disease, HIV care consortia designed to provide a comprehensive continuum of care to individuals and families with HIV disease, Ryan White CARE Act Amendments, P. L. 104—146, § 3(c)(2)(A), (amending 42 U.S.C.A. § 300ff-22(a)(1)); and,

2. Provision of Treatments: To provide therapeutics (including devices necessary to administer such pharmaceuticals) to treat HIV disease or prevent the serious deterioration of health including treatment of opportunistic infections, Ryan White CARE Act Amendments, P. L. 104—146, § 3(c)(2)(A), (amending 42 U.S.C.A. § 300ff-22(a)(4)).

The hearing will be held from 10 a.m. to 1 p.m. on January 16, 1997, in the Health and Welfare Building (Room 327), Seventh and Forster Streets, Harrisburg, PA 17108, and is subject to cancellation without further notice.

In addition, the Department will accept written comments on how the portion of the grant money that is to be dedicated to these two specific program areas shall be utilized until 4 p.m. on May 1, 1997. These written comments should be sent to the Bureau of HIV/AIDS at the address noted below.

For additional information, or to obtain copies of the Department's grant application, contact the Department of Health, Bureau of HIV/AIDS, P. O. Box 90, Harrisburg, PA 17108, (717) 783-0479. Persons with a disability who require an alternate format of the Department's grant application, who desire to comment in an alternate format (for example, large print, audio tape, braille), or who require an auxiliary aid service or other accommodation to attend the hearing should notify George Schelzel, Bureau of HIV/AIDS, (717) 783-0574; TDD (717) 783-6514.

DANIEL F. HOFFMANN, FACHE,  
*Acting Secretary*

[Pa.B. Doc. No. 96-2104. Filed for public inspection December 13, 1996, 9:00 a.m.]

### Modification of License Review Activities Following Sunset of Certificate of Need

Chapter 7 and all other portions of the Health Care Facilities Act pertaining to Certificate of Need (CON) sunset on December 18, 1996.

The purpose of CON was to assure the quality of and access to health care services for Pennsylvanians while controlling health care costs by limiting the supply of certain clinically related health services. Those providers that desired to provide any of the 23 clinically related health services which were subject to CON were required to first obtain a determination of need from the Department.

The Department upon receiving applications for CONs would make (1) a determination of the reviewability of a proposed service; and, if reviewable, (2) a determination of need for the proposed service in the region of the Commonwealth in which it would be offered.

Under CON, the Department's determination of the need for a proposed service included assessing the extent to which it satisfied criteria contained in the State Health



Services Plan. The State Health Services Plan addresses the availability, accessibility and affordability of the clinically related health services necessary to meet the health needs of the population of the Commonwealth and contains qualitative and quantitative standards and criteria for the review of CON applications by the Department.

The statutory authority for the State Health Services Plan (35 P. S. § 448.201(6)) will not sunset on December 18, 1996. The criteria and information contained in the State Health Services Plan remain valid for the administration of the Health Care Facilities Act (35 P. S. § 448.101, *et seq.*)

The CON process included an assessment of the extent to which a proposed service met the quality criteria in the State Health Services Plan. Therefore, to avoid duplication in its review activities, the Department did not include satisfaction of criteria in the State Health Services Plan as part of the licensure process. The sunset of CON would eliminate the Department's review of an applicant's satisfaction of those standards in the State Health Services Plan which are relevant to the licensure determination.

Effective December 18, 1996, the Department, therefore, will modify its license review activities to include a consideration of the applicant's satisfaction of criteria in the State Health Services Plan which are relevant to the determination of whether the applicant satisfies the licensure criteria. In addition, the Department will consider these same criteria at the time when a licensee intends to offer a new service. New services which will be offered by a facility under its current license may be offered without additional licensure notwithstanding that a CON would have been required prior to December 18, 1996. The applicant or licensee shall continue to notify the division in the Department responsible for licensing the service and before providing that service.

An assessment of whether to renew a license or take disciplinary or corrective action under Chapter 8 of the Health Care Facilities Act shall incorporate a consideration of whether relevant criteria in the State Health Services Plan are being met.

Those services which as of December 18, 1996, will no longer be subject to CON but which are offered outside of licensed facilities, have not been subject to Department of Health licensure and have not been provided in the Commonwealth prior to December 18, 1996, should not be offered in the Commonwealth pending the Department's determination of whether these services should now be subject to licensure. The Department will commence an immediate review to determine if any of these services will be subject to licensure. If the Department determines that licensure will not be required for any of these services, it will publish notice in the *Pennsylvania Bulletin* upon such determination.

The Department will hold a public meeting to coincide with the next meeting of the Health Policy Board, tentatively scheduled for January 21, 1997, to consider whether these services should now be subject to licensure. Notice of the time and place of the public meeting will be published in the *Pennsylvania Bulletin*.

Under Governor Ridge's Executive Order 1996-1, regarding regulatory review, the Department shall conduct an expedited review of its current regulation of health care facilities. The Department shall promulgate regulations subjecting to licensure the services formerly covered

by certificate of need but which are not licensed by the Department of Health to the extent such licensure is authorized and deemed necessary.

DANIEL F. HOFFMANN, FACHE,  
*Acting Secretary*

[Pa.B. Doc. No. 96-2105. Filed for public inspection December 13, 1996, 9:00 a.m.]

## DEPARTMENT OF LABOR AND INDUSTRY

### Availability of Education Awards from the National Service Trust

PennSERVE—The PA State Commission announce the availability of education awards from the National Service Trust (AmeriCorps) through a simplified application process for community service programs that can support most or all of the AmeriCorps Member and program costs from sources other than the Corporation for National Service. Applications can be obtained by calling PennSERVE (717) 787-1971. A pre-application conference will be offered at the Forum Building, Room G-50, Harrisburg, PA on December 17, 1996, from 1-3 p.m. In addition, PennSERVE—The PA State Commission and the Corporation for National Service will consider requests for up to \$1,000 per new full-time Member (prorated for a part-time Member) to manage these programs. A Letter of Intent is required (due: December 23, 1996) and the application is due to PennSERVE, February 3, 1997, by 4 p.m.

JOHNNY J. BUTLER,  
*Secretary*

[Pa.B. Doc. No. 96-2106. Filed for public inspection December 13, 1996, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Private Letter Valuations Fee

Effective January 1, 1997, the Department of Revenue will begin charging a fee for private letter valuations which involve an actuarial calculation. This fee is similar to that charged by the Internal Revenue Service for private letter rulings which involve an actuarial calculation, and is a result of the increase in requests due to rate changes in the 1995 amendments to the Pennsylvania Inheritance and Estate Tax Act.

The fee must be paid by a certified form of payment prior to the issuance of the valuation. Acceptable forms of payment are a money order, bank draft or certified check made payable to the Pennsylvania Department of Revenue. Personal or business account checks will not be accepted. The fee schedule is as follows:

\$250 A single life estate or term certain with no potential for invasion of the trust principal, or the need for a probability of survival computation for the remaindermen.

- \$450 A single life estate or term certain with potential for trust invasion and/or the need for a survival probability calculation, a double life estate, a fixed annual right of invasion, such as the standard 5% or \$5,000.
- \$650 A life estate calculation involving three or more ages and no right to invade the trust principal, a one or two life unitrust calculation, a one or two life pooled income fund calculation, a term certain with various distribution amounts during the term.
- \$850 Any complex actuarial calculation involving more than three ages, a trust involving more than a fixed 5% or \$5,000 annual right of invasion, a probability of at least one of three or more people surviving a life tenant for distribution to occur at a specific tax rate; or any calculation which requires the development of a specialized computer program(s).
- \$200 Revision of the computation due to a change in the information originally provided by the estate representative.

Each request for private letter valuation must include the name of the decedent, the date of death and the estate file number. Private letter valuations will not be issued for estate planning purposes. The Department of Revenue will continue to provide single life estate factors by telephone free of charge.

The Department should be contacted at least 3 weeks in advance of the date needed to request a written valuation. The calculation and written valuation will be mailed to the estate representative. Persons who have any questions may contact the Trust Valuation Specialists at (717) 787-8327. Requests can be mailed to Department of Revenue, Inheritance Tax Division, Specialty Tax Unit, Dept. 280601, Harrisburg, PA 17128-0601.

ROBERT A. JUDGE, Sr.,  
*Secretary*

[Pa.B. Doc. No. 96-2107. Filed for public inspection December 13, 1996, 9:00 a.m.]

### Rate of Tax on Aviation Gasoline and Jet Fuels for 1997

Under 74 Pa.C.S. § 6121(b), the Secretary of Revenue announces that for the calendar year 1997 the rate of tax on aviation gasoline and all other liquid fuels used or sold and delivered by distributors within this Commonwealth for use as fuel in propeller-driven piston engine aircraft or aircraft engines will increase from the current rate of 3-5/10¢ to 3-7/10¢<sup>\*</sup> per gallon or fractional part thereof.

Under 74 Pa.C.S. § 6131(b), the Secretary of Revenue announces that for the calendar year 1997 the rate of tax on jet fuels used or sold and delivered by distributors within this Commonwealth for use as fuel in turbine-propeller jet, turbojet and jet-driven aircraft and aircraft engines will increase from the current rate of 1-7/10¢ to 1-9/10¢ per gallon or fractional part thereof.

The rate of tax on aviation gasoline is adjusted annually beginning on January 1, 1985, and each January 1

<sup>\*</sup>The rate of 3-7/10¢ per gallon consists of the 1-1/2¢ per gallon tax imposed by section four of the Liquid Fuels Tax Act (72 P.S. § 2611d) and the 2-2/10¢ per gallon additional tax imposed by 74 Pa.C.S. § 6121(a). As limited by 74 Pa.C.S. § 6121(b), the combined rate of these two component taxes may never exceed 6¢ per gallon or be less than 3¢ per gallon.

thereafter. The rate of tax on jet fuels is adjusted annually beginning on January 1, 1986, and each January 1 thereafter. Under 74 Pa.C.S. §§ 6121(b) and 6131(b) the rate of each tax increases or decreases 1/10 of a cent per gallon for each 10% increase or decrease in the producer price index for jet fuel as determined by the U.S. Department of Labor, Bureau of Labor Statistics, for the most recent 12 month period available as of November 1, subject to a maximum rate of 6¢ per gallon for aviation gasoline and 2¢ per gallon for jet fuels. On November 1, 1996, the most recently available 12-month period was September 1995 to September 1996, as reported in Bureau of Labor Statistics, U. S. Department of Labor, Producer Price Indexes, September 1996, for which the percentage change was +29.9 percent. Accordingly, the aviation gasoline tax rate and the jet fuel tax rate both increase by 2/10¢ per gallon.

ROBERT A. JUDGE, Sr.,  
*Secretary*

[Pa.B. Doc. No. 96-2108. Filed for public inspection December 13, 1996, 9:00 a.m.]

## DEPARTMENT OF TRANSPORTATION

### Retention of Engineering Firms

#### Erie County Reference No. 08430AG2034

The Department of Transportation will retain an engineering firm for final design, consultation during construction, and shop drawing review for the Nagle Road Bridge project located in the Lawrence Park and Harborcreek Townships, Erie County, PA. The engineering agreement will be administered by the Department on behalf of Lawrence Park and Harborcreek Townships.

This project involves the construction of a grade separated crossing over four railroad tracks in Lawrence Park Township and Harborcreek, Township, Erie County. Nagle Road currently ends at the railroad corridor on both the north and south sides; at one time there was an at-grade crossing. Environmental clearance has been obtained as part of the East Side Access Road E.I.S. S. R. 4034, Section A40. This project was identified as a non-T.S.M.

The project limits are from T. R. 20 (Buffalo Road) north to T. R. 955 (Iroquois Avenue). The railroads involved are Norfolk and Southern, ConRail (two tracks), and East Erie Commercial Railroad. Close coordination with the railroads will be required, as well as both Townships. The crossing was abolished in 1957 at the request of the Townships. The estimated construction cost is \$3.35 million.

In 1993, Lawrence Park and Harborcreek Townships applied to the PUC to reopen the road; this application was denied by the PUC. During preparation of the EIS for S. R. 4034, Section A40, also known as the East Side Access Road, the reestablishment of this crossing was identified as a key component in upgrading the transportation system in the study area.

The selected firm will provide engineering services which will include the following tasks: field surveys and property investigations; preliminary roadway and railroad design; traffic counts; a traffic circulation study; preliminary traffic signal design; a type, size and location

submission; a subsurface boring, sampling and testing program; utility coordination; preliminary and final right-of-way plans; meetings and design coordination; Public Utility Commission (PUC) and railroad coordination; final roadway design and preparation of construction drawings; final traffic signal design; foundation and final structure design and drawings; preparation of final plans, specifications and estimates; development of a CPM schedule for construction activities and project management and administration. The selected firm will also be required to perform shop drawing reviews, alternatives review and provide construction consultation.

The goal for Disadvantaged Business Enterprise (DBE) participation in this agreement shall be 10% of the total contract price. Additional information concerning DBE participation in this agreement is contained in the General Requirements and Information section after the advertised projects.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters-of-interest.

- a. Specialized experience and technical competence of firm on other projects of this type and magnitude.
- b. Past record of performance with respect to cost control, quality of work products and ability to meet schedules.
- c. Experience and managerial ability of proposed project manager and other key staff that will be assigned to this project.
- d. Available staffing for this assignment.
- e. Relative size of the firm to the size of the project.

The District's copy of the letter of interest and required forms (see general requirements and information section) shall be sent to: John L. Baker, P. E. District Engineer, 1140 Liberty Street, Franklin, PA 16323.

Technical questions concerning the requirements for this project should be directed to William G. Petit, P.E., District 1-0, at (814) 437-4270 or Michael L. McMullen, P.E., District 1-0, at (814) 437-4331.

Questions concerning the submittal of the letter of interest can be directed to the Consultant Agreement Division at (717) 783-9309.

**Berks, Carbon, Lehigh, Monroe, Northampton  
and Schuylkill Counties  
Reference No. 08430AG2035**

The Department of Transportation will retain an engineering firm to perform periodic NBIS inspections for various locally-owned bridges in the six county area of Engineering District 5-0, that is, Berks, Carbon, Lehigh, Monroe, Northampton and Schuylkill Counties. Approximately 440 bridges of various types and material will be involved; that is reinforced concrete, prestressed concrete, steel beam, steel truss and others. A detailed listing of the bridges will be distributed during the Scope of Work meeting. Two 2-year NBIS cycles are involved.

The selected firm will be required to inspect/reinspect approximately 440 selected locally-owned bridges at various locations with inspection due dates prior to April 30, 2000, and provide updated inspection reports including a bridge load capacity rating/rerating and/or posting recommendation as warranted; furnish bridge inventory and appraisal data and completed BMS coding sheets; to provide inventory and operating ratings based on existing conditions for H, HS and ML 80 loadings using the Department's approved computer program for load factor

design method (LFD) for all of the newly inspected bridges and for previously inspected bridges when deemed necessary; and to provide load posting recommendations in accordance with the Department's current load posting policy.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters of interest:

- a. Past performance in regard to bridge inspection.
- b. Availability of sufficient bridge inspectors to handle peak inspection periods.
- c. Location.
- d. Inspectors' experience with emphasis on bridge inspection capabilities and bridge rating capabilities.
- e. Understanding of Department's requirements, policies and specifications and BMS System.

All of the work must be completed within 48 months following the Notice to Proceed.

The District's copy of the letter of interest and required form (see general requirements and information section) shall be sent to: Walter E. Bortree, P.E., District Engineer, 1713 Lehigh Street, Allentown, PA 18103.

Technical questions concerning the requirements for this project should be directed to Donald E. Lerch, P.E., District 5-0, at (610) 791-6019 or Anthony F. Testen, District 5-0, at (610) 798-4152.

Questions concerning the submittal of the letter of interest can be directed to the Consultant Agreement Division at (717) 783-9309.

**Delaware County  
Reference No. 08430AG2036**

The Department of Transportation will retain an engineering firm to perform environmental studies, preliminary engineering, final design, and construction consultation for S. R. 0452, Section 03S, Market Street, in Marcus Hook Borough, and Lower Chichester Township, Delaware County. This project involves replacement of the 17 span bridge over AMTRAK and SEPTA. The limit of work is from Segment 10 Offset 300 to Segment 10 Offset 1355. The estimated project construction cost is \$5.7 million.

The selected firm will be required to provide the following engineering and design services: surveys; roadway design; pavement design; preparation of cross sections; soils and geological investigations; erosion and sedimentation control design; right-of-way investigation and plan; structure design; hydrologic and hydraulic analysis; preparation of traffic control, pavement marking, and signing plans; traffic signal design; utility coordination and design; railroad catenary and electrification design; coordination with PUC, DEP, municipal officials, and the public; preparation of final plans, specifications, and estimates; shop drawing review and alternate design review.

The selected firm will also be required to provide environmental services to identify and assess the following: historic and archaeological resources; regional and community growth; land use and development patterns; surface water and ground water; vegetation; noise and air quality; parks and recreational facilities; emergency service, health, and educational facilities; utility locations; residential and commercial property values; hazardous waste; vibration; aesthetics and visual qualities; and construction impacts.

The environmental studies will be conducted to prepare a Categorical Exclusion in accordance with accepted analysis techniques and methodologies.

The selected firm will be required to perform the following to insure that a complete environmental investigation has been performed; provide all necessary environmental services, material and equipment necessary to collect, analyze and organize data, assess impacts, conduct agency and public involvement activities, and prepare reports and mitigation plans. The reports and other written graphic material to be prepared may include, but are not limited to, early coordination and scoping correspondence; project need; preliminary alternatives analysis; meeting minutes, public meetings; handouts and displays; NEPA environmental documents; Section 106 documents; Section 4(f) evaluation; mitigation plans and reports; hazardous waste mitigation plans; PADEP permits, formulating and participating in public involvement program; and coordinating the development of the study with various agencies and special interest groups.

Firms that are currently serving, or are being considered for selection, as the municipal engineer in the municipalities listed in the project description will not be considered for this assignment. Also, firms that are under contract, or are being considered, to provide engineering services to a land developer for a site located along the project will likewise not be considered for this assignment. Firms should state in the letter of interest that they are not serving in either capacity as a municipal engineer or as a representative of a site developer. Any questions concerning this requirement should be directed to Timothy R. O'Brien, P.E., at the telephone number listed below.

The goal for Disadvantaged Business Enterprise (DBE) participation in this agreement shall be 10% of the total contract price. Additional information concerning DBE participation in this agreement is contained in the General Requirements and Information section after the advertised projects.

We encourage small firms to submit a letter of interest for this assignment.

The District's copy of the letter of interest and required forms (see general requirements and information section) shall be sent to: Andrew Warren, District Administrator, 200 Radnor-Chester Road, St. Davids, PA 19087.

Technical questions concerning the requirements for this project should be directed to Timothy R. O'Brien, P.E., District 6-0, at (610) 964-6526 or Lawrence J. Link, P.E., District 6-0, at (610) 964-6536.

Questions concerning the submittal of the letter of interest can be directed to the Consultant Agreement Division, at (717) 783-9309.

#### **General Requirements and Information**

Firms interested in providing the above work and services are invited to submit two copies of a letter of interest and required forms for each Project Reference Number for which the applicant wishes to be considered.

One copy of the letter of interest and required forms must be submitted to: Director, Bureau of Design, Consultant Selection Committee, Forum Place, 555 Walnut Street, 7th Floor, Harrisburg, Pennsylvania 17101-1900.

The letter of interest and required forms must be received within 13 calendar days of this notice. The deadline for receipt of a letter of interest at the above address is 4:30 p.m. prevailing time of the thirteenth day.

The second copy of the letter of interest and required forms must be submitted to the appropriate District Engineer/Administrator or the Bureau Director as indicated in the individual advertisement. This copy must be postmarked or delivered on or before the deadline indicated above.

If the individual, firm or corporation not authorized to engage in the practice of engineering desires to submit a letter of interest, said individual, firm or corporation may do so as part of a joint venture with an individual, firm, or corporate which is permitted under the State law to engage in the practice of engineering.

If a Joint Venture responds to a project advertisement, the Department of Transportation will not accept separate Letters of Interest from the Joint Venture constituents. A firm will not be permitted to submit on more than one Joint Venture for the same Project Reference Number. Also a firm that responds to a project as a prime may not be included as a designated subcontractor to another firm that responds as a prime to the project. Multiple responses under any of the foregoing situations will cause the rejection of all responses of the firm or firms involved. The above does not preclude a firm from being set forth as a designated subcontractor to more than one prime responding to the project advertisement.

If a goal for Disadvantaged Business Enterprise (DBE) participation is established for an advertised project, firms expressing interest in the project must agree to ensure that Disadvantaged Business Enterprise (DBE) firms as defined in the Intermodal Surface Transportation Efficiency Act of 1991 and currently certified by the Department of Transportation shall have the maximum opportunity to participate in any subcontracting or furnishing supplies or services approved under Form 442, Section 1.10(a). The act requires that firms owned and controlled by women (WBEs) be included, as a presumptive group, within the definition of Disadvantaged Business Enterprise (DBE). The goal for DBE participation shall be as stated in the individual project advertisement. Responding firms shall make good faith efforts to meet the DBE goal using DBEs (as they were defined prior to the act), WBEs or combinations thereof.

Proposing DBE firms must be certified at the time of submission of the letter of interest. If the selected firm fails to meet the goal established, it shall be required to demonstrate its good faith efforts to attain the goal.

Responses are encouraged by small engineering firms, disadvantaged business enterprise engineering firms and other engineering firms who have not previously performed work for the Department of Transportation.

Each letter of interest must include the following:

1. The project reference number for which the applicant wishes to be considered.
2. The firm's legal name, factious name (if applicable), and the firm's Federal identification number.
3. If the project advertisement indicated the Department will retain an engineering firm for the project, the applicant must indicate the names and license number of individuals who are directing heads or employes of the firm is responsible charge of the firm's engineering activities, and whose names and seal shall be stamped on all plans, specifications, plats and reports issued by the firm.

4. Standard Form 255, "Architect-Engineer and Related Services Questionnaire for Specific Project." The Standard Form 255 must be signed, dated and filled out in its entirety including Item No. 6 listing the proposed subconsultants and the type of work or service they will perform on the project.

If a Disadvantage Business Enterprise (DBE) goal is specified for the project, the DBE must be currently certified by the Department of Transportation, and the name of the firm and the work to be performed must be indicated in Item No. 6.

If a Woman Business Enterprise (WBE) firm is substituted for the DBE, the WBE firm must also be presently certified by the Department of Transportation and indicated in Item 6.

5. Standard Form 254, "Architect-Engineer and Related Services Questionnaire" not more than 1 year old as of the date of this advertisement, must accompany each letter of interest for the firm, each party to a joint venture and for each subconsultant the firm or joint venture is proposing to use for the performance of professional services regardless of whether the subconsultant is an individual, a college professor of a Company, unless an acceptable Standard Form 254 for the prime and *each* subconsultant/subcontractor is on file in both the Bureau of Design and the Engineering District Office or Central Office Bureau identified in the individual project advertisement.

If the Standard Form 254 is not submitted with the letter of interest the transmittal letter shall indicate the dates that the Standard Forms 254 were submitted to the Bureau of Design and appropriate Engineering District/Central Office Bureau.

6. A "Workload Projection" form for the prime and each subconsultant/subcontractor. The "Workload Projection" form should indicate the firms current and anticipated workload compared to the anticipated capacity available during the agreement projected time frame.

7. Firms with out-of-State headquarters or corporations not incorporated in Pennsylvania must include with each letter of interest a copy of their registration to do business in the Commonwealth as provided by the Department of State. Firms who are not registered to do business in Pennsylvania at the time of this advertisement must document that they have applied for registration to the Department of State, Corporation Bureau. The telephone number for the Corporation Bureau is (717) 787-1057 or (717) 787-2004.

8. The latest audited overhead rate of the prime consultant and each subconsultant.

9. The overhead rate that the prime would accept and the overhead that each subconsultant would accept for providing work services described under the Project Reference Number.

The assignment of the agreement/contract for the above advertisement(s) will be made to one of the firms who submitted an acceptable letter of interest in response to this project advertisement. The assignment will be made based on the Department's evaluation of the firm's qualification and capabilities. The Department reserves the

right to reject all letters submitted, to cancel the solicitations requested under this notice, and/or to readvertise solicitation for the work and services.

BRADLEY L. MALLORY,  
*Secretary*

[Pa.B. Doc. No. 96-2109. Filed for public inspection December 13, 1996, 9:00 a.m.]

## ENVIRONMENTAL HEARING BOARD

Superior Tube Company v. DEP; EHB Doc. No. 95-115-MR

The Department of Environmental Protection (Department), and Superior Tube Company (Superior Tube) have agreed to a settlement of the appeal at the above-referenced docket.

Superior Tube owns and operates a manufacturing facility located at 3900 Germantown Pike, Evansburg, PA 19426-0159 in Lower Providence Township, Montgomery County (Facility). On May 6, 1995, the Department issued National Pollutant Discharge Elimination System (NPDES) Permit No. PA0011851 (Permit) to Superior Tube authorizing, effective June 1, 1995, the discharge from the Facility of treated effluent and stormwater in accordance with the limitations and requirements set forth in the Permit. Superior Tube filed a timely appeal from the Department's issuance of the Permit.

The parties have agreed to a settlement of the appeal in accordance with the following terms:

(1) Superior Tube has agreed to relocation of Outfalls 001, 002 and 004 to a single outfall to the Perkiomen Creek and to a schedule for the permitting and construction of the relocated outfall which is set forth in detail in the settlement agreement.

(2) The Department has agreed to issue a draft amendment to the Permit (Amendment No. 1) which proposes the following changes to the Permit:

a. removing certain fourth year effluent limitations in the permit for outfalls 001, 002 and 004 as follows:

001	002	004
Fluoride	Trichloroethylene	Trichloroethylene
Cadmium		
Copper		
Lead		
Nickel		
Silver		
Zinc		
Trichloroethylene		

b. deleting the requirements in the Permit to conduct a Toxics Reduction Evaluation;

c. a schedule for submission by Superior Tube of an application to amend the Part I NPDES permit to allow relocation of Outfalls 001, 002 and 004 to the Perkiomen Creek and for construction and completion of the relocated outfall.

(3) Superior Tube agrees not to appeal the final issuance of Amendment No. 1 to the Permit so long as such amendment contains the same, or less stringent, terms and conditions as those set forth in the settlement agreement.

(4) The parties recognize that Superior Tube shall have the right to appeal the Department's action on the permit application submitted for relocation of the outfalls and that Superior Tube shall not be precluded from raising in any such appeal any objection raised in the Notice of Appeal at this docket.

(5) The parties recognize that the Department may amend the Permit to include additional effluent limitations or conditions necessary to protect water quality at the existing outfalls. Superior Tube shall have the right to appeal any such amendment and Superior Tube shall not be precluded from raising in any such appeal any objection raised in the Notice of Appeal at this docket.

Copies of the full agreement are in the hands of:

Scott D. Patterson, Esquire, Saul, Ewing, Remick & Saul, 1055 Westlakes Drive, Suite 150, Westlakes Corporate Center, Berwyn, PA 19312, Telephone: (610) 251-5089;

Martha E. Blasberg or Mary Y. Peck, Assistant Counsel, Department of Environmental Protection, Office of Chief Counsel—Southeast Region, Lee Park—555 E. North Lane—Suite 6015, Conshohocken, PA 19428-2233, Telephone: (610) 832-6313;

and at the office of the Environmental Hearing Board and may be reviewed by any interested party on request during normal business hours.

Persons who are aggrieved by the above settlement have a right to appeal to the Environmental Hearing Board, 2nd Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457.

Appeals shall be filed within 20 days of this publication.

The Environmental Hearing Board is empowered to approve this settlement which becomes final if no objection is timely made.

GEORGE F. MILLER,  
*Chairperson*

[Pa.B. Doc. No. 96-2110. Filed for public inspection December 13, 1996, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Alleged Violation of Insurance Laws; Kevin Taylor; Doc. No. SC96-11-034

Notice is hereby given of the Order to Show Cause issued on November 26, 1996, by the Deputy Insurance Commissioner of the Commonwealth of Pennsylvania in the above-referenced matter. Violation of the following is alleged: sections 604 and 633 of the Insurance Department Act (40 P. S. §§ 234, 273); sections 4 and 5 of The Unfair Insurance Practices Act (40 P. S. §§ 1171.4 and 1171.5); 31 Pa. Code §§ 33.29 and 37.33.

Respondent shall file a written answer to the Order to Show Cause within 30 days of the date of issue. If Respondent files a timely answer, a formal administrative hearing shall be held in accordance with 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law); General Rules of Administrative Practice and Procedure, 1 Pa. Code §§ 31.1—35.251; Special Rules

of Administrative Practice and Procedure, 31 Pa. Code §§ 56.1—56.3 and other relevant procedural provisions of law.

Answers, motions preliminary to those at hearing, protests, petitions to intervene, or notices of intervention, if any, must be filed in writing with the Docket Clerk, Insurance Department, Administrative Hearings Office, 901 North 7th Street, Harrisburg, PA 17102.

Persons with a disability who wish to attend the above-referenced administrative hearing, and require an auxiliary aid, service or other accommodation to participate in the hearing, please contact Tracey Pontius, Agency ADA Coordinator at (717) 787-4298.

LINDA S. KAISER,  
*Insurance Commissioner*

[Pa.B. Doc. No. 96-2111. Filed for public inspection December 13, 1996, 9:00 a.m.]

### Blue Cross of Western Pennsylvania; Prescription Drug Rating Trend for Experience-Rated Group Business; Filing No. 2-FSD-96-WP

On November 22, 1996, Blue Cross of Western Pennsylvania submitted filing no. 2-FSD-96-WP for Insurance Department approval. This revises the rating trend factor from 6.1% to 9.9% per year, applicable to experience-rated groups having freestanding prescription drug programs. Approximately 500,000 group subscribers are covered under these programs. The requested effective date is March 1, 1997.

Copies of filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's offices in Harrisburg, Pittsburgh and Erie.

Interested parties are invited to submit written comments, suggestions or objections to Bharat Patel, Insurance Department, Office of Rate and Policy Regulation, Bureau of Accident and Health Insurance, Actuarial Review Division, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

LINDA S. KAISER,  
*Insurance Commissioner*

[Pa.B. Doc. No. 96-2112. Filed for public inspection December 13, 1996, 9:00 a.m.]

### Delta Dental of Pennsylvania; Proposed Modification Rider to Delta Dental Service Contract (MC-3, Rev. 9/94); Form M-26

Delta Dental of Pennsylvania has filed modification rider Form M-26 to its Dental Service Contract MC-3 for its provisions relating to the procedure for appeal of claims. The filing has no rate impact. This filing consists of one form and five pages.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's offices in Harrisburg. Please refer to Insurance Department File No. 9612030043001 when referencing this filing.

Interested parties are invited to submit written comments, suggestions or objections to Richard W. Stoner, Policy Examiner, Insurance Department, Office of Rate and Policy Regulation, Bureau of Accident and Health Insurance, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

LINDA S. KAISER,  
*Insurance Commissioner*

[Pa.B. Doc. No. 96-2113. Filed for public inspection December 13, 1996, 9:00 a.m.]

### Insurance Services Office, Inc. (ISO); Introduction of Building Code Effectiveness Grading Schedule

On November 25, 1996, the Insurance Department received from the Insurance Services Office, Inc. (ISO) a filing for the introduction of a Building Code Effectiveness Grading Schedule for homeowners insurance.

The company requests approval of a schedule to review the available public building code enforcement agencies. The resulting classification would be used for insurance underwriting and rating purposes.

Unless formal administrative action is taken prior to January 24, 1997, the subject filing may be deemed approved by operation of law.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's offices in Harrisburg, Philadelphia, Pittsburgh and Erie.

Interested parties are invited to submit written comments, suggestions or objections to Rick Pawelski, Insurance Department, Office of Rate and Policy Regulation, Bureau of Property and Casualty Insurance, Actuarial Review Division, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

LINDA S. KAISER,  
*Insurance Commissioner*

[Pa.B. Doc. No. 96-2114. Filed for public inspection December 13, 1996, 9:00 a.m.]

### Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insured has requested a hearing, as authorized by section 9(a) of the act of June 5, 1968 (P. L. 140, No. 78) (40 P. S. § 1008.9(a)) in connection with their company's termination of the insured's automobile policy.

The hearing will be held in the Capitol Associates Building, 901 North Seventh Street, Second Floor Hearing Room, Harrisburg, PA 17102.

Appeal of Richard H. Morrison; file no. 96-121-06895; Erie Insurance Exchange; doc. no. P96-11-014; February 12, 1997, at 1 p.m.

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The representative of the company must bring relevant claims files, documents, photographs, drawings,

witnesses and the like necessary to substantiate the case. The insured must bring any evidence which the insured may want to offer at the hearing. The hearing will be held in accordance with the requirements of sections 9 and 10 of the act (40 P. S. §§ 1008.9 and 1008.10) and 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure).

After the hearing, the Insurance Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The order of the Commissioner is subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the above-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Tracey Pontius, Agency Coordinator at (717) 787-4289.

LINDA S. KAISER,  
*Insurance Commissioner*

[Pa.B. Doc. No. 96-2115. Filed for public inspection December 13, 1996, 9:00 a.m.]

## LIQUOR CONTROL BOARD

### Expiration of Leases

The following Liquor Control Board leases will expire:

Erie County, Wine & Spirits Shoppe # 2512, 66 N. Main Street, Union City, PA 16438-1032.

*Lease Expiration Date:* October 31, 1997

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 1,500 to 2,000 net useable square feet of new or existing retail commercial space serving the Union City area. Location should have off-street parking and good loading facilities.

*Proposals due:* January 10, 1997, at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Bureau of Real Estate, State Office Building, Rm. 408, 300 Liberty Avenue, Pittsburgh, PA 15222  
**Contact:** Tom Deal, (412) 565-5130

Erie County, Wine & Spirits Shoppe # 2517, 3412 W. Lake Road, Erie, PA 16505-3612.

*Lease Expiration Date:* October 31, 1997

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 4,000 net useable square feet of new or existing retail commercial space along West Lake Road between Powell Avenue and Peninsula Drive in Millcreek Township.

*Proposals due:* January 10, 1997, at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Bureau of Real Estate, State Office Building, Rm. 408, 300 Liberty Avenue, Pittsburgh, PA 15222  
**Contact:** George Danis, (412) 565-5130

Jefferson County, Wine & Spirits Shoppe # 3303, 445 Main Street, Brockway, PA 15824-1337.

*Lease Expiration Date:* November 30, 1997

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 1,200 net useable square feet of new or existing retail commercial space fronting PA Route 28 or U. S. Route 219 and serving the Brockway area.

*Proposals due:* January 10, 1997, at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Bureau of Real Estate, State Office Building, Rm. 408, 300 Liberty Avenue, Pittsburgh, PA 15222  
**Contact:** Bruce VanDyke, (412) 565-5130

Westmoreland County, Wine & Spirits Shoppe # 6510, 124 E. 1st Avenue, Derry, PA 15627-1926.

*Lease Expiration Date:* October 31, 1997

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 1,200 net useable square feet of new or existing retail commercial space in the Borough of Derry.

*Proposals due:* January 10, 1997, at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Bureau of Real Estate, State Office Building, Rm. 408, 300 Liberty Avenue, Pittsburgh, PA 15222  
**Contact:** Bruce VanDyke, (412) 565-5130

Franklin County, Wine & Spirits Shoppe # 2803, 324 W. Franklin Street, Greencastle, PA 17225-1544.

*Lease Expiration Date:* June 30, 1997

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 1,800 to 2,200 net useable square feet of new or existing retail commercial space along PA State Route 11 in Greencastle Borough.

*Proposals due:* January 10, 1997, at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Bureau of Real Estate, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661  
**Contact:** Willard J. Rhodes, (717) 657-4228

Philadelphia County, Wine & Spirits Shoppe # 5115, 1206 Arch Street, Philadelphia, PA 19107-2816.

*Lease Expiration Date:* October 31, 1997

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 3,000 net useable square feet of new or existing retail commercial space in an area north of Market Street, south of Race Street, east of Broad Street and west of 11th Street.

*Proposals due:* January 10, 1997, at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Bureau of Real Estate, 4501 Kelly Drive, Philadelphia, PA 19129-1794

**Contact:** Robert Jolly, (215) 560-5310

JOHN E. JONES,  
*Chairperson*

[Pa.B. Doc. No. 96-2116. Filed for public inspection December 13, 1996, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

**Fuel Cost Adjustment Statement; Doc. Nos.:  
 M-FACG9604, 9608, 9609, 9610, 9611, 9612, 9613,  
 9614, 9615, 9616, 9617 and 9618**

This notice is to inform the public that the following companies:

Gasco Distribution Systems, Inc.—Claysville Division  
 Andreassi Gas Company  
 Herman Oil & Gas Company, Inc.  
 Kaylor Natural Gas Company  
 Walker Gas & Oil Company, Inc.  
 R. A. Baker Gas Company  
 Herman Riemer Gas Company  
 Chartiers Natural Gas Company, Inc.  
 Pine-Roe Natural Gas Company  
 Clarion River Gas  
 North East Heat and Light Company  
 Wally Gas Company

have filed statements of their revenues and expenses attributable to their use of the automatic adjustment clause (Fuel Cost Adjustment) for the 12 month period ending August 31, 1996.

The filing of these statements is required by section 1307(e) of the Public Utility Code, 66 Pa.C.S. § 1307 (e).

The Pennsylvania Public Utility Commission has scheduled an initial hearing on Thursday, December 19, 1996, at 10 a.m. in a Commission Hearing Room, Ground Floor, North Office Building, Harrisburg, PA when and where all persons in interest may appear and be heard if they so desire.

JOHN G. ALFORD,  
*Secretary*

[Pa.B. Doc. No. 96-2117. Filed for public inspection December 13, 1996, 9:00 a.m.]

### Railroad With Hearing

**A-00113375. Consolidated Rail Corporation.** An application has been made to the Pennsylvania Public Utility Commission, under the provisions of Public Utility Code, by Consolidated Rail Corporation for approval of installation of Inert Retarders in both the Eastbound and Westbound Classification Yards at Conway Yard, Valuation Section 0137(733), RDBR: 40-2202, Pittsburgh Division and relief from requirements of Commission Order entered June 12, 1975 and amendment thereto entered July 18, 1985 at C-19560.

A public hearing on this application will be held Wednesday, February 12, 1997, at 10 a.m. in the 11th Floor Hearing Room, Pittsburgh State Office Building,



300 Liberty Avenue, Pittsburgh, PA, when and where all persons in interest may appear and be heard if they so desire.

JOHN G. ALFORD,  
*Secretary*

[Pa.B. Doc. No. 96-2118. Filed for public inspection December 13, 1996, 9:00 a.m.]

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**Railroad  
With Hearing**

**C-00968418. Consolidated Rail Corporation.** A complaint has been made to the Pennsylvania Public Utility Commission, under the provisions of Public Utility Code, by the *Borough of Topton v. Consolidated Rail Corporation* about faulty gates not functioning properly as per incident record as compiled by Northeastern Regional Police Department. Complainant would like Consolidated Rail Corporation to be required to update current signal devices and sensor equipment which is antiquated.

A public hearing on this application will be held Friday, January 24, 1997, at 10 a.m. in an available hearing room, Ground Floor, North Office Building, North Street and Commonwealth Avenue, Harrisburg, PA, when and where all persons in interest may appear and be heard if they so desire.

JOHN G. ALFORD,  
*Secretary*

[Pa.B. Doc. No. 96-2119. Filed for public inspection December 13, 1996, 9:00 a.m.]

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**Railroad  
With Hearing**

**I-00960044. Southeastern Pennsylvania Transportation Authority.** Investigation into the matters pertaining to the maintenance, inspection and/or disposition of the rail-highway crossing (AAR 541 415 B) carrying Providence Road, S. R. 0252, over and above the grade of the tracks of Southeastern Pennsylvania Transportation Authority (SEPTA), in Nether Providence Township, Delaware County.

A public hearing in this investigation will be held Thursday, February 20, 1997, at 10 a.m. in an available hearing room, 13th Floor, Philadelphia State Office Building, Broad and Spring Garden Streets, Philadelphia, PA, when and where all persons in interest may appear and be heard if they so desire.

JOHN G. ALFORD,  
*Secretary*

[Pa.B. Doc. No. 96-2120. Filed for public inspection December 13, 1996, 9:00 a.m.]

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**Railroad  
With Hearing**

**I-00960045. Southeastern Pennsylvania Transportation Authority.** Investigation into the matters pertaining to the maintenance, inspection and/or disposition of the rail-highway crossing (AAR 541 313 H) carrying

Indian Lane, T-344, over and above the grade of the tracks of Southeastern Pennsylvania Transportation Authority (SEPTA), in Middletown Township, Delaware County.

A public hearing in this investigation will be held Wednesday, February 19, 1997, at 10 a.m. in an available hearing room, 13th Floor, Philadelphia State Office Building, Broad and Spring Garden Streets, Philadelphia, PA, when and where all persons in interest may appear and be heard if they so desire.

JOHN G. ALFORD,  
*Secretary*

[Pa.B. Doc. No. 96-2121. Filed for public inspection December 13, 1996, 9:00 a.m.]

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**Railroad  
With Hearing**

**I-00960046. Southeastern Pennsylvania Transportation Authority.** Investigation into the matters pertaining to the maintenance, inspection and/or disposition of the rail-highway crossing (AAR 531 076 W) carrying Allen Lane, S. R. 4003, over and above the grade of the tracks of Southeastern Pennsylvania Transportation Authority (SEPTA), in the City of Philadelphia.

A public hearing in this investigation will be held Friday, February 21, 1997, at 10 a.m. in an available hearing room, 13th Floor, Philadelphia State Office Building, Broad and Spring Garden Streets, Philadelphia, PA, when and where all persons in interest may appear and be heard if they so desire.

JOHN G. ALFORD,  
*Secretary*

[Pa.B. Doc. No. 96-2122. Filed for public inspection December 13, 1996, 9:00 a.m.]

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**Service of Notice of Motor Carrier Applications**

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Publication of this notice shall be considered as sufficient notice to all carriers holding authority from this Commission. Applications will be considered without hearing in the absence of protests to the application. Protests to the applications published herein are due on or before January 6, 1997, as set forth at 52 Pa. Code § 3.381 (relating to applications for transportation of property and persons). The protest shall also indicate whether it applies to the temporary authority application or the permanent application or both.

**Applications of the following for approval of the right to *begin to operate as a broker for the transportation of persons as described under each application.***

**A-00113565. Beverly K. Frey, t/d/b/a B & R Touring Company** (62 Second Street, P. O. Box 213, Slatington, Lehigh County, PA 18080)—brokerage license—to arrange for the transportation of persons and their baggage, between points in Pennsylvania.

**A-00113572. Centipede, Inc.** (1315 Walnut Street, Philadelphia, Philadelphia County, PA 19107), a corporation of the Commonwealth of Pennsylvania—brokerage license—to arrange for the transportation of persons and their baggage between points in the counties of Bucks, Chester, Delaware, Montgomery and Philadelphia, and from points in the said counties to points in Pennsylvania. *Attorney:* John J. Gallagher, Suite 1100, 1760 Market Street, Philadelphia, PA 19103.

**Notice of Motor Carrier Applications—Property, Excluding Household Goods in Use**

The following applications for the authority to transport property, excluding household goods in use, between points in Pennsylvania, have been filed with the Pennsylvania Public Utility Commission. Public comment to these applications may be filed, in writing with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265 on or before December 30, 1996.

- A-00113563 Fleck Trucking, Inc.  
8 Keen Road, Spring City, PA 19475
- A-00113564 P & N Excavating, Inc.  
R. D. 1, Box 634, Annville, PA 17003
- A-00113570 Scott A. Sallack, t/d/b/a Scott A. Sallack Trucking  
R. D. 6, Box 299, Punxsutawney, PA 15767
- A-00113571 Nexus Distribution Corporation  
550 Albion Street, Schaumburg, IL 63193; David H. Radcliff, Esquire, Cherewka & Radcliff, LLP, 3905 North Front Street, Harrisburg, PA 17110
- A-00113573 Leaseway Motorcar Transport Co.  
P. O. Box 563, Route 10 Green Hills, Reading, PA 19603; Andrew K. Light, Esquire, 10 West Market Street, Suite 1777, Indianapolis, IN 46204-2971
- A-00113574 Lehigh Petroleum Transport, Inc.  
Tank & Shippers Road, Macungie, PA 18062; Andrew K. Light, Esquire, 10 West Market Street, Suite 1777, Indianapolis, IN 46204-2971
- A-00113575 Schuchart, Inc.  
900 Elm Avenue, Hanover, PA 17331
- A-00113576 Eck Cartage Company  
11201 Berea Road, Cleveland, OH 44102-2531
- A-00113577 Craig Squib, t/d/b/a Mountain Trucking  
R. D. 1, Box 244A, Markleysburg, PA 15459
- A-00113578 Reifsneider Transportation, Inc.  
P. O. Box 48, 519 Royersford Road, Royersford, PA 19468; Warren Vogel, Esquire, 486 Norristown Road, Suite 230, Blue Bell, PA 19433

JOHN G. ALFORD,  
*Secretary*

[Pa.B. Doc. No. 96-2123. Filed for public inspection December 13, 1996, 9:00 a.m.]

**Water Service  
Without Hearing**

**A-210620F2001. Country Club Gardens Water Company.** Application of Country Club Gardens Water Company for approval of the abandonment of its right to provide water service to four lots in that portion of its service territory in South Whitehall Township known as Country Club Gardens.

This application may be considered without a hearing. Protests or petitions to intervene can be filed with the Pennsylvania Public Utility Commission, Harrisburg, with a copy served on the applicant on or before December 26, 1996, under 52 Pa. Code (relating to public utilities).

*Applicant:* Thomas T. Niesen, Esquire, Country Club Gardens Water Co., 212 Locust Street, P. O. Box 9500, Harrisburg, PA 17108-9500.

JOHN G. ALFORD,  
*Secretary*

[Pa.B. Doc. No. 96-2124. Filed for public inspection December 13, 1996, 9:00 a.m.]

## PHILADELPHIA REGIONAL PORT AUTHORITY

### Request for Proposals

The Philadelphia Regional Port Authority (PRPA) will accept sealed proposals for Project #9337.8a, Repairs to Freight Elevators, Pier 84 South until 2 p.m. on Thursday, January 16, 1997. The bid documents can be obtained from the Procurement Administrator, PRPA, 210 W. Washington Sq., 13th Fl., Phila., PA 19106, (215) 928-9100 and will be available December 17, 1996. The cost of the bid document is \$35 (includes 7% PA Sales Tax). The cost is nonrefundable. PRPA is an equal opportunity employer. Contractor will be required to comply with all applicable equal opportunity laws and regulations.

Mandatory prebid job site meeting will be held January 9, 1997, 10 a.m. at Pier 84 South, Main Door. The PRPA will consider only those bids received from parties who attended the prebid meeting.

JAMES T. McDERMOTT,  
*Executive Director*

[Pa.B. Doc. No. 96-2125. Filed for public inspection December 13, 1996, 9:00 a.m.]

## TURNPIKE COMMISSION

### Request for Proposals

Sealed proposals will be received by Jeffrey L. Hess, Director of Purchases, at the Administration Building, Harrisburg-East Interchange near Highspire, PA (Mailing Address: P. O. Box 67676, Harrisburg, PA 17106-7676) and publicly opened and read at the date and time indicated below for the following contract:

**Contract No. 96-006-RP87.** Roadway repairs between M. P. A-37.22, Exit No. 33 and M. P. A-74.22, Exit 35 in Lehigh and Carbon Cos., PA.

*Bid Opening Date:* January 9, 1997, 11 a.m.

*Bid Surety:* 5%.

Plans, specifications and contract documents will be available and open to the public inspection at the Administration Building. Copies may be purchased upon payment of \$25 per paper copy set (do not add State tax) by check or U.S.P.S. Money Order (no cash) to the Turnpike Commission, P. O. Box 67676, Harrisburg, PA 17106-7676: Attn: Secretary/Treasurer's Office. No refund will be made for any reason.

A Prequalification Certification and Maximum Capacity Rating assigned by the Prequalification Committee of the Department of Transportation is a necessary prerequisite for bidding on this project.

Contact the Director of Purchases for listing of other locations where plans and specs can be inspected.

JAMES F. MALONE, III,  
*Chairperson*

[Pa.B. Doc. No. 96-2126. Filed for public inspection December 13, 1996, 9:00 a.m.]

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### Request for Proposals

Sealed proposals will be received by Jeffrey L. Hess, Director of Purchases, at the Administration Building,

Harrisburg-East Interchange near Highspire, PA (Mailing Address: P. O. Box 67676, Harrisburg, PA 17106-7676) and publicly opened and read at the date and time indicated below for the following contract:

**Contract No. 96-006-RS93.** Roadway repairs between M. P. 75.20, Exit No. 8 and M. P. 109.90, Exit 10 in Westmoreland and Somerset Cos., PA.

*Bid Opening Date:* January 9, 1997, 11:30 a.m.

*Bid Surety:* 5%.

Plans, specifications and contract documents will be available and open to the public inspection at the Administration Building. Copies may be purchased upon payment of \$25 per paper copy set (do not add State tax) by check or U.S.P.S. Money Order (no cash) to the Turnpike Commission, P. O. Box 67676, Harrisburg, PA 17106-7676: Attn: Secretary/Treasurer's Office. No refund will be made for any reason.

A Prequalification Certification and Maximum Capacity Rating assigned by the Prequalification Committee of the Department of Transportation is a necessary prerequisite for bidding on this project.

Contact the Director of Purchases for listing of other locations where plans and specs can be inspected.

JAMES F. MALONE, III,  
*Chairperson*

[Pa.B. Doc. No. 96-2127. Filed for public inspection December 13, 1996, 9:00 a.m.]

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