

NOTICES

DEPARTMENT OF AGRICULTURE

Declaration of Public Nuisance for Spruce Needle Rust; Notice to Rescind

Under authority in section 20 of the Plant Pest Act (3 P. S. § 258.20), the Department of Agriculture hereby rescinds the Declaration of Public Nuisance (25 Pa.B. 246 (January 21, 1995)) for the plant pest *Chrysomyxa weirii*, known as spruce needle rust. Spruce needle rust is a significant threat to Colorado blue spruce grown in the nursery, landscape and Christmas tree trade. However,

this plant pest is now known to be present in Columbia, Lackawanna, Luzerne, Monroe, Susquehanna and Wayne counties. Its presence over this sizable area means eradication in the landscape is not feasible. Recommended management in the nursery and Christmas tree trade is through proper sanitation and implementation of a fungicide spray program. By virtue of the Plant Pest Act (3 P. S. § 258.20), it is unlawful to sell or offer for sale a plant that harbors this plant pest.

CHARLES C. BROSIUS,
Secretary

[Pa.B. Doc. No. 97-45. Filed for public inspection January 10, 1997, 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.

When 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 comment 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 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 0025488. Sewage. **Avondale Borough Sewer Authority**, P. O. Box 247, Avondale, PA 19311.

This application is for renewal of an NPDES permit to discharge treated sewage from a wastewater treatment plant in Avondale Borough, **Chester County**. This is an existing discharge to an unnamed tributary to East Branch White Clay Creek.

The receiving stream is classified for cold water fish, warm water 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 0.3 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 ₅	25	40	50
Suspended Solids	30	60	75
Ammonia (as N)			
(5-1 to 10-31)	2.0	3.0	4.0
(11-1 to 4-30)	6.0	9.0	12.0
Total Residual Chlorine	0.5		1.3
Fecal Coliforms	200 colonies/100 ml as a geometric average		
Dissolved Oxygen	minimum of 2.0 mg/l at all times		
pH	6.0—9.0 standard units at all times		
Diazinon	monitor/report		0.00015
Lindane	0.00006		
4,4'-DDD	0.000001		
Malathion	monitor/report		
Copper (interim)	0.045		0.11
(final)	0.013		0.033
Zinc (interim)	0.40		1.0
(final)	0.081		0.20

The EPA waiver is in effect.

Other Conditions:

Requirement to submit a toxics reduction evaluation.

Special Test Methods for certain pollutants.

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

PA 0062910. Sewerage, **Borough of Bowmanstown**, Burdell Stiegerwalt, Bowmanstown Township, P. O. Box 127, Bowmanstown, PA 18030.

This proposed action is for renewal of an NPDES permit to discharge treated sewage into the Lehigh River in Bowmanstown, **Carbon County**.

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

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is the Northampton Municipal Water Supply located on the Lehigh River.

The proposed effluent limits for Outfall 001 based on a design flow of 0.140 mgd are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Weekly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25.0	40.0	50.0
Total Suspended Solids	30.0	45.0	60.0
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 to 9.0 standard units at all times		
Total Residual Chlorine	1.0		2.0

The EPA waiver is in effect.

PA 0023501. Sewerage, **Borough of Palmerton**, Rodger P. Danielson, Borough Manager, 443 Delaware Avenue, Palmerton, PA 18071.

This proposed action is for renewal of an NPDES permit to discharge treated sewage into Aquashicola Creek in the Borough of Palmerton, **Carbon County**.

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

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is the Northampton Borough Water Authority located on Lehigh River.

The proposed effluent limits Outfall 001 based on a design flow of 0.750 mgd are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Weekly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25.0	40.0	50.0
Total Suspended Solids	30.0	45.0	60.0
Dissolved Oxygen	a minimum of 5.0 mg/l at all times		
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 to 9.0 standard units at all times		
Total Residual Chlorine	1.0		2.0

The EPA waiver is in effect.

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

PA 0026964. Sewage, **Montgomery County Sewer Authority**, 5 River Road, P. O. Box 613, Oaks, PA 19456.

This application is for amendment of an NPDES permit to discharge treated sewage from a wastewater treatment plant in Upper Providence Township, **Montgomery County**. This is an existing 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 annual flow of 9.057 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 ₅ (5-1 to 10-31)	15	25	30
(11-1 to 4-30)	25	40	50
Suspended Solids	30	45	60
Ammonia (as N) (5-1 to 10-31)	5.0		10
(11-1 to 4-30)	9.0		18
Total Residual Chlorine	0.5		1.6
Fecal Coliforms	200 colonies/100 ml as a geometric average		
Dissolved Oxygen	monitor/report		
pH	within limits of 6.0—9.0 standard units at all times		
Total Lead	monitor/report		
Total Nickel	monitor/report		
Total Phenols	monitor/report		
Total Copper	monitor/report		
Total Zinc	monitor/report		
Mercury	monitor/report		
Free Cyanide	monitor/report		

The EPA waiver is not in effect.

PA 0026182. Amendment No. 3, Sewage, **Borough of Lansdale**, One Vine Street, Lansdale, PA 19446.

This application is for amendment of an NPDES permit to discharge treated sewage from the Borough of Lansdale Sewage Treatment Plant in Lansdale Borough, **Montgomery County**. This is an existing discharge to an unnamed tributary to west branch of Neshaminy Creek.

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

The proposed amendment for Outfall 001, based on an average flow of 2.5 mgd (4.0 mgd after rerating) are as follows:

Page 1 of 14—the facility address has been corrected, which was inadvertently specified mailing address.

Page 2b and 2d of 14—deleted parameter copper, lead and silver.

Page 14 of 14—deleted Other Requirement No. 6, which specifies approved test method for copper, lead and silver.

The EPA waiver is not in effect.

PA 0011851. Amendment No. 1, Industrial waste, **Superior Tube Company**, P. O. Box 159, Collegetown, PA 19426-0159.

This application is for amendment of an NPDES permit to discharge treated process wastewater, cooling water and stormwater from an industry in Lower Providence Township, **Montgomery County**. This is an existing discharge to and unnamed tributary to Perkiomen Creek (001, 003—007), Dry Swale to Perkiomen Creek (002).

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 permit is being amended to reflect the settlement reached in a consent adjudication.

The following changes are being made to the permit:

1. Fourth year effluent limits have been deleted for:

<i>Outfall 001</i>	<i>Outfall 002</i>	<i>Outfall 004</i>
Fluoride	Trichloroethylene	Trichloroethylene
Cadmium		
Copper		
Lead		
Nickel		
Silver		
Zinc		
Trichloroethylene		

2. The requirement to do a Toxics Reduction Evaluation has been deleted.

3. A schedule has been added to the permit for the submission of a Part I NPDES permit application for relocation of outfalls 001, 002 and 004 to Perkiomen Creek and for construction and completion of the construction of the relocated outfalls.

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

PA 0087661. Sewage, SIC: 4952, **Chestnut Ridge Area Joint Municipal Authority**, R. D. 1, Box A320, New Paris, PA 15554.

This application is for issuance of an NPDES permit for a new discharge of treated sewage to Dunning Creek, in East Saint Clair Township, **Bedford County**.

The receiving stream is classified for warm water fishes, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was Saxton Municipal Waterworks located in Saxton. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.47 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	40		50
Total Suspended Solids	30	45		60
Total Residual Chlorine	0.5			1.64
Dissolved Oxygen	minimum of 5.0 at all times			
pH (s.u.)	from 6.0 to 9.0 inclusive			
Fecal Coliforms				
(5-1 to 9-30)	200/100 ml as a geometric average			
(10-1 to 4-30)	33,000/100 ml as a geometric average			

The EPA waiver is in effect.

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

PA 0001759. Industrial waste, SIC: 3081, **GenCorp, Inc.**, 350 Springdale Drive, Fairlawn, OH 44333-2475.

This application is for renewal of an NPDES permit to discharge treated process water, cooling water, and stormwater from the Designed Products Manufacturing Division in Jeannette, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, Brush Creek, classified as a trout stock fishery with existing and/or potential used for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply (PWS) is PA American Water Company, located at 410 Cooke Lane, Pittsburgh, PA 15234, 28.9 miles below the discharge point.

Outfall 101: new discharge, design flow of 0.037 mgd.

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (mgd)	monitor and report				
Suspended Solids	report	5.9	report	19	
Oil and Grease	report	9.0	15	29	
BOD ₅	report	8.0	report	26	
pH	not less than 6.0 nor greater than 9.0				

Interim Limits

Outfall 001: existing discharge, design for 0.115 mgd.

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (mgd)	monitor and report				
Temperature (°F)				110	
Cadmium			monitor and report		
Antimony			0.018		0.045
Cyanide, free			0.009		0.023
Phenolics			0.036		0.09
Iron, dissolved			0.54		1.35
pH	6.0—9.0				

Final Limits

Outfall 001

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (mgd)	monitor and report				
Temperature (°F)				110	
Cadmium			0.0031		0.0078
Antimony			0.018		0.045
Cyanide, free			0.009		0.023
Phenolics			0.036		0.09
Iron, dissolved			0.54		1.35
Temperature (°F)					
January 1-31				54	
February 1-29				52	
March 1-31				85	
April 1-15				93	
April 16-30				99	
May 1-15				98	
May 16-31				102	
June 1-15				80	
June 16-30				75	
July 1-31				76	
August 1-15				89	
August 16-31				110	
September 1-15				101	
September 16-30				95	
October 1-15				89	
October 16-31				81	
November 1-15				74	
November 16-30				62	
December 1-31				53	
pH	6.0—9.0				

Interim Limits

Outfall 003: existing discharge, design flow of 0.035 mgd

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (mgd)	monitor and report				
Temperature (°F)	110				
Oil and Grease (influent)	monitor and report				
Oil and Grease (effluent)	monitor and report				
pH	6.0—9.0				

Final Limits

Outfall 003

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (mgd)	monitor and report				
Oil and Grease (influent)	monitor and report				
Oil and Grease (effluent)	monitor and report				
Temperature (°F)					
January 1-31	53				
February 1-29	55				
March 1-31	78				
April 1-15	97				
April 16-30	103				
May 1-15	85				
May 16-31	89				
June 1-15	83				
June 16-30	87				
July 1-31	79				
August 1-15	81				
August 16-31	79				
September 1-15	76				
September 16-30	70				
October 1-15	65				
October 16-31	61				
November 1-15	57				
November 16-30	51				
December 1-31	51				
pH	6.0—9.0				

Outfalls 007, 008, 009, 010, 011, 012

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>

The permittee's contribution to these outfalls shall be uncontaminated stormwater runoff from area in and around the facility. There are, at this time, no specific effluent limitations on these outfalls.

Other Conditions:

1. Final water quality based effluent limitations for cadmium at outfall 001.
2. Required to submit a toxics reduction evaluation within 3 years after permit effective date.
3. Condition for future permit modification.
4. Procedures for granting time extensions to achieve final water quality based effluent limits.
5. Procedures for demonstrating alternative site-specific bioassay based effluent limits.

The EPA waiver is in effect.

PA 0217514. Sewage, **The ALTA Group, Inc.**, 195 Hartzell School Road, Fombell, PA 16123-9518.

This application is for issuance of an NPDES permit to discharge treated sewage from the ALTA Group Sewage Treatment Plant in Marion Township, **Beaver County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Connoquenessing 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 located on the Beaver River.

Outfall 001: new discharge, design flow of 0.015 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 ₅	25			50
Suspended Solids	30			60
Phosphorus	2			4
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			
Total Residual Chlorine	1.4			4.4
pH	6.0—9.0			

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.

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

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

Northwest Regional Office: Regional Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, telephone (814) 332-6942.

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, Lessport, PA 19533, telephone (610) 372-4657.

NPDES Permit PAS10C028. Stormwater. **Daniel Boone Area School District**, 1445 E. Main Street, Douglassville, PA 19518 has applied to discharge stormwater from a construction activity located in Union Township, **Berks County**, to UNT to the Schuylkill River.

Butler County Conservation District, District Manager, 122 McCune Drive, Butler, PA 16001-6501, telephone (412) 284-5270.

NPDES Permit PAS10E060. Stormwater. **Department of Environmental Protection**, Bureau of Abandoned Mine Reclamation, P. O. Box 8476, Harrisburg, PA 17105 has applied to discharge stormwater from a construction activity located in Fairview Township, **Butler County**, to UNT to Buffalo Creek.

Centre County Conservation District, District Manager; 414 Holmes Ave. Ste. 4, Bellefonte, PA 16823, telephone (814) 355-6817.

NPDES Permit PAS10F061. Stormwater. **DEP, Bureau of Abandoned Mine Reclamation**, P. O. Box 149, Ebensburg, PA 16931 has applied to discharge stormwater from a construction activity located in Rush Township, **Centre County**, to UNT to Moshannon Creek.

Chester County Conservation District, District Manager; Gov Serv Ctr; Ste 395, 601 Westtown Rd., West Chester, PA 19382, telephone (610) 696-5126.

NPDES Permit PAS10G237. Stormwater. **Tattersall Development Company**, P. O. Box 217, Chester Springs, PA 19425 has applied to discharge stormwater from a construction activity located in West Bradford Township, **Chester County**, to Broad Run.

NPDES Permit PAS10G238. Stormwater. **The Home Depot**, 3096 Hamilton Boulevard, South Plainfield, NJ 07080 has applied to discharge stormwater from a construction activity located in East Whiteland Township, **Chester County**, to Valley Creek.

Monroe County Conservation District, District Manager; 8050 Running Valley Road, Stroudsburg, PA 18360, telephone (717) 629-3060.

NPDES Permit PAS10S049. Stormwater. **Monroe County Transportation Authority**, 1856 B W Main Street, Stroudsburg, PA 18360 has applied to discharge stormwater from a construction activity located in Pocono Township, **Monroe County**, to UNT to Scot Run.

Schuylkill County Conservation District, District Manager; Schuylkill Mall, Frackville, PA 17931, telephone (717) 874-3130.

NPDES Permit PAS105711. Stormwater. **Leisure Equities Corporation**, R. R. 1 Box 3025, Zion Grove, PA 17985 has applied to discharge stormwater from a construction activity located in North Union Township, **Schuylkill County**, to Little Tomhicken Creek.

Notices of Intent for Coverage Under General Permits Received

The following parties have submitted Notices of Intent for coverage under General NPDES Permits to discharge treated wastewater into the surface waters of this Commonwealth. Unless otherwise indicated on the basis of preliminary review, or application of lawful standards and regulations, the Department of Environmental Protection proposes to issue coverage under the General Permit subject to effluent limitations, monitoring and reporting requirements and other conditions set forth in the General Permits.

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.

The Notice of Intent, related documents, proposed effluent limitations, special conditions, comments received and other information are on file and may be inspected and copied at the Regional Office indicated as receiving the Notice of Intent.

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

<i>NPDES General Permit #</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

Southcentral Regional Office: Water Management Program Manager, One Ararat Blvd., Harrisburg, PA 17110-9333, telephone (717) 657-4590.

NOI Received and Final Actions Under NPDES General Permits

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

<i>NPDES No.</i>	<i>Applicable GP No.</i>	<i>Facility Name and Address</i>	<i>Facility Location</i>	<i>Stream Name</i>	<i>SIC</i>
PA R803611	3	Berks Fuel Storage Inc. R. D. 6 Box 35, Bowman Road York, PA 17404	York County, Jackson Twp.	Little Honey Run	4231
PA R803612	3	Roadway Express Inc. (T147) 2661 Leiszs Road Leesport, PA 19533	Berks County, Bern Township	Unt To	4231

<i>NPDES No.</i>	<i>Applicable GP No.</i>	<i>Facility Name and Address</i>	<i>Facility Location</i>	<i>Stream Name</i>	<i>SIC</i>
PA R803611	3	Berks Fuel Storage, Inc. 124 Witman Road Reading, PA 19605	Berks County, Muhlenberg Twp.	Laurel Run	5171
PA R603533	3	Berks-Mont Towing 651 Englesville Rd. Boyertown, PA 19512	Berks County, Colebrookdale Twp.	Swamp Creek	5015
PA G053501	5	Lancaster Cty Comm. Conestoga View Ret. 50 N. Duke St., P. O. Box 3480 Lancaster, PA 17608-3480	Lancaster County, Lancaster City	Conestoga River	

Proposed NPDES Permit Renewal Actions for Minor Sewage Discharges

The following parties have applied to renew their current NPDES permits to allow the continued discharge of controlled wastewater into the surface waters of this Commonwealth. The Department of Environmental Protection (DEP) has made a tentative determination to renew these permits and proposes to issue them, subject to their current permit effluent limitations, and monitoring and reporting requirements, with appropriate and necessary updated requirements to reflect new or changed regulations and other requirements. The updates may include, but will not be limited to, applicable permit conditions and/or requirements addressing combined sewer overflows (CSOs), municipal sewage sludge management and total residual chlorine control (TRC). Major changes to or deviations from the terms of the existing permit will be documented and published with the final Department actions.

The EPA, Region III, Regional Administrator has waived the right to review or object to these proposed permit actions under the waiver provision 40 CFR 123.6E.

Persons wishing to comment on the proposed permits are invited to submit a statement to the Field Operations indicated as the office responsible, 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 these applications and proposed permit actions. Comments should include the name, address, telephone number of the writer and a brief statement to inform the Field Office of the basis of the comment and the relevant facts upon which it is based. A public hearing may be held if the Field Office considers the public response significant.

Following the 30-day comment period, the Water Management Program Managers will make a final determination regarding the proposed permit action. 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 permit renewal application and related documents, proposed effluent limitations and special conditions, comments received and other information are on DEP's file. The documents may be inspected at, or a copy requested from, the Field Office that has been indicated above the application notice.

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

<i>NPDES No.</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Tributary Stream</i>	<i>New Permit Requirements</i>
PA0083062	Williams Valley Sch. Dist. Route 209 Box 189A Tower City, PA 17980	Dauphin County, Williams Twp.	Wiconisco Creek	TRC
PA0029335	PA Lions Beacon Lodge 114 SR103 South Mount Union, PA 17066-9601	Mifflin County, Wayne Twp.	Sugar Valley Run	TRC
PA0052485	Mt. Springs Camping Res. P. O. Box 365 Shartlesville, PA 19554	Berks County, Upper Bern Twp.	UNT to Mill Creek	TRC
PA0084492	Strohecker 615 A. Dunkle School Rd. Halifax, PA 17032	Dauphin County, Halifax Twp.	UNT to Susquehanna River	TRC

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 tele-

phone 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.

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

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

2396408. Sewerage. **Helen Pepe**, 5 Dudi Drive, Newtown Square, PA 19073. Construction of a sewage treatment plant to serve Helen Pepe residence located in Newtown Township, **Delaware County**.

0996425. Sewerage. **The McKee Group**, 100 S. Shadeland Avenue, Drexel Hill, PA 19026. Construction of a sewage treatment plant to serve the Village of Buckingham Springs located in Buckingham Township, **Bucks County**.

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

Permit No. 4596405. Sewerage. **Penn Security Bank & Trust Company**, Routes 611 and 940, Mount Pocono, PA 18344. Application to construct and operate a Small Flow Treatment Facility to serve a malfunctioning sewage disposal system located at the Stroud Purchasing Property, Pocono Township, **Monroe County**. Application received in the Regional Office November 21, 1996.

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

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

A. 0288508-A2. Pennsylvania-American Water Company, 410 Cooke Lane, Pittsburgh, PA 15234. Replace existing 317,000 gallon wash water tank with new 350,000 gallon wash water tank at the Hays Mine Treatment Plant, Baldwin Borough, **Allegheny County**.

A. 6396502. Pennsylvania-American Water Company, 800 West Hershey Park Drive, P. O. Box 888, Hershey, PA 17033. Installation of an above ground booster station to provide domestic service and fire protection in Cross Creek Township, **Washington County**.

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

A. 0196504. Public water supply. **RBL Development Corporation**, Berwick Township, **Adams County**, (Patrick J. Barry, President, RBL Development Corporation, R. D. 1, Box 1721, Stewartstown, PA 17363), proposed construction of a new community water system to serve a 250 unit mobile home park. Water system to consist of one well, disinfection and pH adjustment equipment, a 179,000 gallon standpipe and a distribution

system, (Charles A. Kehew, II, P. E., James R. Holley & Associates, Inc., 18 S. George St., York, PA 17401).

A. 6796504. Public water supply. **Red Lion Municipal Authority**, Windsor Township, **York County**, (Henry P. Herrman, Red Lion Municipal Authority Chairperson, P. O. Box 190, Red Lion, PA 17356), implementation of lead and copper corrosion control program by reducing finished water pH and adding zinc orthophosphate, (Jonathan D. Holmes, P. E., C. S. Davidson, Inc., 38 N. Duke Street, York, PA 17401).

A. 3696507. Public water supply. **Columbia Water Company**, Borough of Columbia, Manor Township, West Hempfield Township, **Lancaster County**, (Charles E. Gohn, General Manager, 220 Locust Street, Columbia, PA 17512), construction of a 1.9 mg finished water distribution tank and related booster pumping station, chlorine facility and 12-inch connecting water main, (Gerald R. McClune, P. E., ACER Engineers & Consultants, Inc., 270 Granite Run Drive, Lancaster, PA 17601).

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

A. 1596508. Public water supply. **Coventry Terrace Mobile Home Park**, Robert H. Turner, 391 Harley Road, Parker Ford, PA 19457. This proposal involves the permitting of an existing unpermitted water supply system which consists of two wells, chlorine disinfection and storage in East Coventry Township, **Chester 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 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 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. During this comment period a municipality may request that the person identified, 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, 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.

Westinghouse Air Brake Company, Locomotive Products Division, Borough of Wilmerding, **Allegheny County**. Westinghouse Air Brake Company, Locomotive Products Division, 1001 Air Brake Avenue, Wilmerding, PA 15148 has submitted a Notice of Intent to Remediate soil and groundwater contaminated with solvents and PHCs. The applicant proposes to remediate the site to meet a site-specific standard. A summary of the Notice of Intent to Remediate was reported to have been published in *The Progress* on November 20, 1996.

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

Rockwell International Corporation, New Castle, City of, **Lawrence County**, has submitted a Notice of Intent to Remediate groundwater. The site has been found to be contaminated with solvents and PAHs. The applicant proposes to remediate the site to meet site-specific Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *New Castle News*.

Sections 302 and 303 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 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 background 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.

Powerex, Inc., Hempfield Township, **Westmoreland County**. Powerex, Inc., 200 Hillis Street, Youngwood, PA 15697 has submitted a Notice of Intent to Remediate soil and groundwater contaminated with solvents. The applicant proposes to remediate the site to meet the Statewide health standard.

Trumbull Corporation, West Mifflin Borough, **Allegheny County**. Triline Associates, Inc., 506 Valleybrook Road, McMurray, PA 15317 and Trumbull Corporation, P. O. Box 98100, Pittsburgh, PA 15227 has submitted a Notice of Intent to Remediate soil contaminated with BTEX, PHCs, and PAHs. The applicant proposes to remediate the site to meet the Statewide health standard.

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

Former Emeco Settling Pond, Hanover Borough, **York County**, and Conewago Township, **Adams County**. Phillip Schuchart, Schuchart Oil & Propane, 900 East Elm, Hanover, PA 17331, has submitted a Notice of Intent to Remediate site soils contaminated with heavy metals, solvents, PHCs and PAHs. 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 *Hanover Evening Sun* on December 11, 1996.

Submission of Final Reports on Attainment of Background and Statewide Health Standards

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:

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 #64174S46692, City of Allentown, **Lehigh 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.

Pennsylvania Power & Light Company (PP&L)—distribution pole #62171S44721, Borough of Emmaus, **Lehigh 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.

Applications received 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 Residual Waste Regulations for a General Permit to operate residual waste processing facilities and the beneficial use of residual waste other than coal ash.

Central Office: Division of Municipal and Residual Waste, 14th Floor, Rachel Carson State Office Building, 400 Market St., Harrisburg, PA 17101-2301.

General Permit WMGR047. Recmix of PA, Inc., 586 Plum Run Road, Canonsburg, PA 15317. An application for the beneficial use of stainless steel slag as an agricultural liming material.

Comments on the general permit application may be submitted to Ronald C. Hassinger, Chief, General Permits and Beneficial Use Section, Division of Municipal and Residual Waste, P. O. Box 8472, Harrisburg, PA 17105-8472. Persons interested in examining the application may make arrangements by calling the Division of Municipal and Residual Waste at (717) 787-7381. TDD users may contact the Department through the Pennsylvania Relay Service, (800) 654-5984. Arrangements can also be made for persons with disabilities who wish to inspect the application. Public comments must be submitted to the Department within 60 days of the date of this notice and may recommend revisions to, and approval or denial of the application.

Applications received 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.

Southwest Regional Office: Regional Solid Waste Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, telephone (412) 442-4000.

A. 300936. Alex E. Paris Contracting Co., Inc., Route 18, Atlasburg, PA 15004. Paris Flyash Site, Frankfort Springs Road, Hanover, PA 15050. Application for a Major Permit Modification to expand a residual waste

disposal site by 32 acres in Hanover Township, **Beaver County** was received in the Regional Office on December 13, 1996.

Applications submitted 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 solid operate waste processing or disposal area or site.

Regional Office: Regional Solid Waste Manager, Suite 6010, 555 North Lane, Lee Park, Conshohocken, PA 19428.

A. 100549. Pottstown Landfill & Recycling Center, 1425 Sell Road, Pottstown, PA 19464. Copies of the entire application package for the Pottstown Landfill Eastern Expansion were submitted to the Southeast Regional Office on December 17, 1996 in response to a recent decision by the Environmental Hearing Board. A permit for the Eastern Expansion was issued on October 2, 1995, however, the Board determined that the host municipality and host county notifications originally performed by the permittee and the Department were incomplete because of the omission of Douglass Township and **Berks County** from the formal notification process. Copies of the application are being forwarded to Douglass Township and Berks County for the commencement of their formal 60 day comment period as provided for in the regulations and as required by the Environmental Hearing Board Decision.

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.

Regional Office: 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: **46-313-142**
Source: 2 PVC Resin Packaging Systems
Company: **Occidental Chemical Corporation**
Location: Lower Pottsgrove
County: **Montgomery**

The following Dam Safety and Encroachment permit applications, requests for Environmental Assessment approval and requests for water quality certification have been received by the Department of Environmental Protection. Section 401(a) of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)) requires the State to certify that the involved projects will not violate the applicable provisions of 33 U.S.C.A. 1311—1313, 1316 and 1317, as well as relevant State requirements. Initial requests for 401 certification will be published concurrently with the 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 office noted 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.

Applications received 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 requests for certification under section 401 of the Federal Water Pollution Control Act.

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

E61-204. Encroachment. **Department of Transportation**, 1140 Liberty Street, Franklin, PA 16323, to remove the three existing bridges and concurrently construct then maintain three new bridges. Each of these new prestressed concrete spread box beam bridges has a clear span of 36.6 feet and carries S. R. 0227 over Cherry Run. Cherry Run is a perennial high quality stocked trout and wild trout cold water fishery. During this construction temporary stream diversion structures for abutment construction and temporary traffic runarounds will be constructed and maintained at each bridge site. Additionally, the middle bridge construction will result in the relocation and maintenance of approximately 240 feet of Cherry Run an average of one channel width to the south. Cumulative wetland impacts total at 0.414 acre for temporary impacts and 0.044 acre for permanent impacts. All of the wetlands are palustrine emergent and/or shrubbed wetlands and are not exceptional value wetlands. The most downstream bridge, Structure B00, has an underclearance of 5.0 feet and is located approximately 2,800 feet northeast of the S. R. 0008 and S. R. 0227 intersection (Oil City Quadrangle N: 17.80 inches; W: 8.00 inches) in Rouseville Borough, Venango County. The middle bridge, Structure 03M, has an underclearance of 5.3 feet and is located approximately 5,100 feet northeast of the S. R. 0008 and S. R. 0227 intersection (Oil City Quadrangle N: 18.70 inches; W: 7.30 inches) in Cornplanter Township, Venango County. The most upstream bridge, Structure 02M, has an underclearance of 5.8 feet and is located approximately 6,300 feet northeast of the S. R. 0008 and S. R. 0227 intersection (Oil City Quadrangle N: 19.20 inches; W: 07.00 inches) located in Cornplanter Township, **Venango County**.

E62-328. Encroachment. **R. William Holder**, P. O. Box 34, Warren, PA 16365, to remove existing three-span bridge, rehabilitate existing piers and abutments, and to construct and maintain a three-span steel beam bridge with a center clear span of 48 feet and end clear spans of 39 feet and 60 feet across Brokenstraw Creek (CWF, TSF) for private access. The project is located across Brokenstraw Creek just south of T-433 approximately 5,000 feet west of the intersection of T-433 and S. R. 3016 (Youngsville, PA Quadrangle N: 15.7 inches; W: 15.8 inches) located in Brokenstraw Township, **Warren County**.

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

E15-530. Encroachment. **PECO Energy Company**, 175 N. Caln Road, P. O. Box 3011, Coatesville, PA 19320. To install and maintain an 8-inch diameter high pressure steel gas main inside an abandoned 14-inch cast iron

water main across Valley Creek located approximately 1,000 feet north of the intersection of North Valley Road and Swedesford Road (Valley Forge, PA Quadrangle N: 11.95 inches; W: 16.2 inches) in Tredyffrin Township, **Chester County**.

E46-759. Encroachment. **New Hanover Township**, 2943 North Charlotte Street, Gilbertsville, PA 19525-9718. To reconstruct and maintain an existing deteriorated township bridge spanning Middle Creek Road over Swamp Creek (TSF). The proposed project consists of replacement of the existing two-span, concrete and steel superstructure with a single span, precast concrete, adjacent box-beam structure. The reconstructed bridge of a 24 feet in roadway width, 52.6 feet of a clear span and a minimum underclearance of 6.5 feet will be supported by existing concrete abutments. The work consists of removal of a middle-span abutment, construction of a new concrete wing wall, resurfacing of existing abutments and removal of sediment deposits. The bridge is located on Meddle Creek Road, approximately 1 mile north of the intersection with S. R. 73 (Sassamansville, PA Quadrangle N: 12.1 inches; W: 12.2 inches) in New Hanover Township, **Montgomery County**.

Applications received 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 requests for certification under section 401 of the Federal Water Pollution Control Act.

Central Office: Bureau of Waterways Engineering, 400 Market Street, Floor 6, P. O. Box 8554, Harrisburg, PA 17105-8554, telephone (717) 783-1384.

D33-003A. Dam. **Brookville Municipal Authority**, 3 Jefferson Court, Brookville, PA 15825. To modify, operate and maintain the Brookville Water Works Dam located across North Fork Redbank Creek in the Borough of Brookville, **Jefferson County**.

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.

EA20-006C0. Environmental assessment. **Universal Development**, 1607 Motor Inn Drive, Girard, OH 44420. To construct and maintain a nonjurisdictional dam across a tributary to Van Horne Creek (WWF) for the purpose of stormwater management at the proposed Woodland Chase subdivision located approximately 4,000 feet east of the intersection of S. R. 19 and S. R. 6/322 (Geneva, PA Quadrangle N: 22.3 inches; W: 8.7 inches) in Vernon Township, **Crawford County**.

EA23-008C0. Environmental assessment. **Concord Crossing Partners**, P.O. Box 100, Chadds Ford, PA 19317. To construct and maintain two non-jurisdictional dams in the watershed of a tributary to west branch Chester Creek (TSF) impacting approximately 0.1 acre of wetland (PEM) for the purpose of stormwater management at the proposed Concord Crossing subdivision located approximately 350 feet southwest of the intersection of Naamans Creek Road and Shavertown Road (Wilmington North, Del-PA Quadrangle N: 17.50 inches; W: 4.55 inches) in Concord Township, **Delaware County**.

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

E21-257. Encroachment. **South Newton Township**, Gary Johnson, Box 22 Highmountain Road, Walnut Bottom, PA 17266. To remove the existing damaged structure and to construct and maintain a 15 feet by 5 feet concrete box culvert across Hairy Spring Hollow on T-317 (Gutshall Road) located just upstream of Big Pond (Walnut Bottom, PA Quadrangle N: 10.75 inches; W: 4.75 inches) in South Newton Township, **Cumberland County**.

E31-134. Encroachment. **Jackson Township Supervisors**, Ralph Weiler, R. D. 1, Box 389A, Petersburg, PA 16669. To construct and maintain a single span bridge having a span of 43.53 feet and a minimum underclearance of about 5.64 feet across Standing Stone Creek to replace a structure destroyed during the January 19, 1996 flood event located on Township Road T-525 about 0.5 mile east of its intersection with Township Road T-543 (McAlevy's Fort, Quadrangle N: 7.3 inches; W: 8.4 inches) in Jackson Township, **Huntingdon County**.

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

E30-175. Encroachment. **Dept. of Transportation**, P. O. Box 439, Uniontown, PA 15401. To remove existing bridge and to construct and maintain a precast concrete bridge with normal span of 34.94 feet and an underclearance of 8.92 feet to carry SR 0019 Section 08R over Ruff Creek (WWF) at a point on SR 0019 just southwest of the intersection of SR 0019 and Washington Street (Waynesburg, PA Quadrangle N: 15.2 inches; W: 7.2 inches) in Washington Township, **Greene County**.

E63-423. Encroachment. **Dept. of Transportation**, P. O. Box 459, Uniontown, PA 15401. To remove existing bridge and to construct and maintain a dual 3-span steel bridge with a clear span of 421.5' and 50.0' underclearance over McPherson Creek (WWF) to carry SR 0079 Section A04. The project is located approximately 1.4 miles south of the Allegheny Washington County Line (Canonsburg, PA Quadrangle N: 9.9 inches; W: 5.1 inches) in Cecil Township, **Washington County**.

E65-660. Encroachment. **Municipality of Murrysville**, 4100 Sardis Road, Murrysville, PA 15668-1120. To construct and maintain a 515-foot long enclosure consisting of a 78-foot long, 60-inch diameter culvert and a 437-foot long, 48-inch diameter culvert in an unnamed tributary to Haymaker Run (HQ-CWF) for the purpose of constructing a public service/public works facility located approximately 200 feet west of intersection of Sardis Road and Crowfoot Road (Murrysville, PA Quadrangle N: 15.0 inches; W: 5.7 inches) in Municipality of Murrysville, **Westmoreland County**.

E65-661. Encroachment. **Dept. of Transportation**, P. O. Box 459, Uniontown, PA 15401. To remove existing bridge and to construct and maintain a 100-foot single span prestressed concrete bridge with an underclearance of 5.6 feet and a normal span 28.0 feet over an unnamed tributary to Sewickley Creek (HQ-CWF) to carry SR 0130, Section N01, located approximately 1.0 mile west of intersection of SR 0130 and SR 0981 (Mammoth, PA Quadrangle N: 22.1 inches; W: 13.1 inches) in Unity Township, **Westmoreland County**.

E65-662. Encroachment. **Dept. of Transportation**, P. O. Box 459, Uniontown, PA 15401. To remove existing bridge and to construct and maintain a 31.5-foot concrete box culvert with a clear span of 19.0 feet and an underclearance of 7.0 feet with the invert depressed 1.0

foot in an unnamed tributary to Sewickley Creek (WWF) to carry SR 3071 Section A01, located approximately 0.7 mile east of the intersection of SR 3071 and SR 3093 (Mt. Pleasant, PA Quadrangle N: 18.7 inches; W: 14.0 inches) in New Stanton Borough, **Westmoreland County**.

The following Dam Safety and Encroachment permit applications, requests for Environmental Assessment approval and requests for water quality certification have been received by the Department of Environmental Protection. Section 401(a) of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)) requires the State to certify that the involved projects will not violate the applicable provisions of 33 U.S.C.A. §§ 1311—1313, 1316 and 1317, as well as relevant State requirements. Initial requests for 401 certification will be published concurrently with the 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 office noted 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.

Applications received 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 requests for certification under section 401 of the Federal Water Pollution Control Act.

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

E39-323. Encroachment. **T.C.A.S., Inc.**, 1209 Hausman Road, Allentown, PA 18104. To place fill in a de minimus area of wetlands less than or equal to 0.05 acre for the construction of a 50,000 square foot, three-story office building and associated parking lot. The project is located west of the intersection of T959 (Hausman Road) and SR 0309 (Allentown West, PA Quadrangle N: 18.7 inches; W: 9.2 inches) in South Whitehall Township, **Lehigh County** (Philadelphia District, Army Corps of Engineers).

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

E46-758. Encroachment. **R & R Properties, Inc.**, 1100 East Hector Street, Conshohocken, PA 19428. To relocate approximately 135 linear feet of an unnamed tributary to the Schuylkill River (WWF) and to construct and maintain a stormwater management facility across the relocated channel at the proposed Forge Spring Village Subdivision. The site is located approximately 1,000 feet west of the intersection of Valley Forge Road and Ross Road (Norristown, PA Quadrangle N: 19.1 inches; W: 14.75 inches) in Upper Merion Township, **Montgomery County**.

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 the Commonwealth.

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

WA 36-799B. Water allocation. **Borough of Akron, Lancaster County.** The applicant is requesting a modification to its existing allocation to increase its withdrawal from Akron Spring to the entire available flow.

ACTIONS

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.

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

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. PA0027383. Sewerage. **Southwest Delaware County Municipal Authority**, P. O. Box 2081, Park and Gamble Lanes, Aston, PA 19014 is authorized to discharge from a facility located in Aston Township, **Delaware County** into Chester Creek.

NPDES Permit No. PA0053538. Industrial waste. **Merck and Company, Inc.**, P. O. Box 4, West Point, PA 19486-0004 is authorized to discharge from a facility located in Upper Gwynedd Township, **Montgomery County**.

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

NPDES Permit No. PA0217492. Sewage, **Mon View Mining Corporation**, P. O. Box 1203, Uniontown, PA 15401 is authorized to discharge from a facility located at Mathies Mine—Mingo Portal STP, Nottingham Township, **Washington County** to Mingo Creek.

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, telephone (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 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.

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

PAS-10-0411. Individual NPDES. **PA Bureau of Abandoned Mine Reclamation**, 122 S. Center Street, Ebensburg, PA 15931. To implement an erosion and sedimentation control plan for an abandoned mine reclamation project on 47.8 acres in Broad Top Township, **Bedford County**. The project is located 4,500 feet west of Kearney Village (Saxton, PA Quadrangle N: 3.2 inches; W: 15.7 inches). Drainage will be to Longs Run.

PAS-10-5103. Individual NPDES. **William Cramer**, R. D. 3, Box 191, Newport, PA 17074. To implement an erosion and sedimentation control plan for the development of housing sites and stormwater control facilities in a residential subdivision known as Thornwood Ridge Estates on 47 acres in Juniata Township, **Perry County**. The project is located on the north side of SR 4008 at its intersection with Top Road T 424 (Newport, PA Quadrangle N: 16.5 inches; W: 8.2 inches). Drainage will be to Buffalo Creek.

PAS-10-5104. Individual NPDES. **William Cramer**, R. D. 3, Box 191, Newport, PA 17074. To implement an erosion and sedimentation control plan for the construction of housing sites in a 22 lot residential subdivision known as Pine Valley Acres on 77 acres in Juniata Township, **Perry County**. The project is located along the south side of T. R. 4833 about 2.0 miles east of its intersection with SR 4005 below Markelsville (Newport, PA Quadrangle N: 17.1 inches; W: 8.6 inches). Drainage will be to Buffalo Creek.

PAS-10-Y017-1. Individual NPDES. **Royal Building, Inc.**, 160 Ram Drive, Hanover, PA 17331. To implement an erosion and sedimentation control plan for a residential subdivision to be known as Poplar Springs Manor—Phase 3 on 76.43 acres in Stewartstown Borough, **York County**. The project is located along S. R. 0851 approximately 0.25 mile east of its intersection with S. R. 0024 (Stewartstown, PA Quadrangle N: 0.4 inch; W: 11.5 inches). Drainage will be to Leibs Creek.

PAS-10-Y036. Individual NPDES. **Stewart & March Partnership**, 1020 N. Hartley St., P. O. Box 2587, York, PA 17405. To implement an erosion and sedimentation control plan for the construction of a Weis Market on 27.41 acres in West Manchester Township, **York County**. The project is located northwest of the intersection of SR0030 and Roosevelt Avenue (West York, PA Quadrangle N: 19.1 inches; W: 1.5 inches). Drainage will be to Willis Run.

PAS-10-Y048. Individual NPDES. **Monarch Ridge Assoc. & York Condominium Constructors, Inc.**, 1 Waterford Professional Center, York, PA 17402. To implement an erosion and sedimentation control plan for a single family housing development called Monarch Ridge

and a townhouse development called Longstown on 111.6 acres in Windsor Township, **York County**. The projects are located 3,000 feet southwest of Locust Grove Village (York, PA Quadrangle N: 14.6 inches; W: 2.5 inches). Drainage will be to an unnamed tributary to Kreutz Creek.

PAS-10-Y053. Individual NPDES. **Dale A. Torbert**, 405 Throne Road, Fawn Grove, PA 17321. To implement an erosion and sedimentation control plan for a residential subdivision to be known as Plantation Estates Section 5 on 109.82 acres in Fawn Township, **York County**. The

project is located adjacent to Throne Road just north of Bruce Road (Airville, PA Quadrangle N: 7.3 inches; W: 12.2 inches). Drainage will be to Muddy Creek.

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

Northwest Regional Office: Regional Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, telephone (814) 332-6942.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10K018	Maleno Developers, Inc. 2236 West 38th Street Erie, PA 16506	Millcreek Township Erie County	Cascade Creek

Permit (For Discharge of Stormwater from Construction Activities) No. PAS10K018. In compliance with the provisions of the Clean Water Act (33 U.S.C.A. § 1251 et seq.) (act), and Pennsylvania's Clean Streams Law (35 P. S. §§ 691.1—691.1001).

Maleno Developers, 2236 W. 38th Street, Erie, PA 16506, is authorized to discharge stormwater from construction activities from a facility/site located at the proposed site of Lake View Apartments, a multi- and single-family residential development located in Millcreek Township, **Erie County** (Erie South Quadrangle Lat: 42°, 04', 45"; Long: 80°, 07', 55" to receiving waters named Cascade Creek, in accordance with effluent limitations, monitoring requirements and other conditions set forth in Parts A, B, and C hereof.

This permit and the authorization to discharge shall commence on December 11, 1996 and expire at midnight, December 11, 2001.

The authority granted by this permit is subject to the following further qualifications:

1. If there is a conflict between the application, its supporting documents and/or amendments and the terms and conditions of this permit, the terms and conditions shall apply.

2. Failure to comply with the terms or conditions of this permit is grounds for enforcement action; for permit termination, revocation and reissuance, or modification; or for denial of a permit renewal application.

3. Application for renewal of this permit, or notification of intent to cease discharging by the expiration date,

must be submitted to the Department at least 180 days prior to the above expiration date (unless permission has been granted by the Department for submission at a later date), using the appropriate NPDES permit application or Notice of Termination (NOT) form. In the event that a timely and complete application for renewal has been submitted and the Department is unable, through no fault of the permittee, to reissue the permit before the above expiration date, the terms and conditions of this permit will be automatically continued and will remain fully effective and enforceable pending permit reissuance or denial of the application for permit renewal.

4. This permit will be terminated if construction activities have been completed prior to the expiration date of this permit. For purposes of this permit, construction activities are completed when permanent stabilization of the site is attained; as defined in Part B.3 of this permit and Chapter 102 of the Department's Rules and Regulations.

5. No condition of this permit shall release the permittee from any responsibility or requirement under Pennsylvania, or Federal environmental statutes or regulations, or local ordinances.

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

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-T073	The Cutler Group, Inc. 5 Sentry Parkway West Suite 100 Blue Bell, PA 19422	Lower Providence Twp. Montgomery County	Tributary to Stony Creek

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.

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 Richard Shudak at (717) 826-2511. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984.

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

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. 0996419. Sewerage. **Lower Bucks County Joint Municipal Authority** (7811 New Falls Road, Levittown, PA 19055). Construction of two mechanically cleaned bar racks located in Bristol Township, **Bucks County** to serve Bristol Township.

Permit No. 0996406. Sewerage. **Warrington Township** (852 Easton Road, Warrington, PA 18976). Construction of a sewage treatment plant located in Warrington Township, **Bucks County** to serve Tradesville.

Permit No. 4696413. Sewerage. **Borough of Lansdale** (One Vine Street, Lansdale, PA 19446). Rerating of a sewage treatment plant located in Lansdale Borough, **Montgomery County** to serve the Borough of Lansdale.

Permit No. 2396201. Industrial waste. **Degussa Corporation** (1200 West Front Street, Chester, PA 19013). Construction of their expanded industrial wastewater treatment plant located in the City of Chester, **Delaware County** to serve Degussa Corporation.

Permit No. 0996414. Sewerage. **Milford-Trumbauersville Area Sewer Authority** (P. O. Box 126, Spinnertown, PA 18968). Modifications of the wastewater sewage treatment plant located in Milford Township, **Bucks County** to serve Tertiary Filter Facility Improvements.

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

Permit No. 5696409. Sewerage, **Shade-Central City Joint Authority**, 429 Sunshine Avenue, Central City, PA 15926. Construction of sewer extension, pump station and force main located in the Township of Shade, **Somerset County** to serve the Bunker Hill Area.

Permit No. 6596408. Sewerage, **Unity Township Municipal Authority**, R. D. 3, Box 526K, Latrobe, PA 15650. Construction of pump station and force main located in the Township of Unity, **Westmoreland County** to serve the Carney Road Area.

Plan revision approval granted December 16, 1996 under the Pennsylvania Sewage Facilities Act (35 P. S. §§ 750.1—750.20).

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

Location: Penn Township, Perry County, 100 Municipal Building Road, Duncannon, PA 17020.

The approved plan revision provides for a 13 lot residential subdivision and a constructed wetland wastewater treatment facility to serve the subdivision. The treatment facility will be owned and operated by the Penn Township Municipal Authority. The proposed subdivision is located on the east side of Shermanata Drive about 2.4 miles west of the SR 0011—SR 0274 interchange.

Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority.

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

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

Location: Mulvenna Residence, east side of Mill Road, 250 feet south of its intersection with Route 82 in the village of Geigertown, Robeson Township, Berks County.

The proposed project consists of an individual residential sewage treatment plant with stream discharge to a tributary of Hay Creek, Robeson Township, Berks County. The proposal will serve to rectify an ongoing malfunction of the onlot septic system at the Mulvenna residence. The DEP Code number for the proposal is **M3-06954-085-2,3s**.

Location: South side of River Road in Hellam Township, York County.

Project Description: Approval of a revision to the Official Sewage Plan of Hellam Township, York County, 44 Walnut Springs Road, York, PA 17406.

Plan approval is given for the construction of a privately-owned sewage treatment facility with stream discharge to serve a proposed gymnasium with estimated sewage flows of 50 GPD. This proposed treatment facility will discharge into the Susquehanna River.

The project name is Susquehanna Resources and its DEP code number is **A3-67929-143-3**. Approval granted December 19, 1996.

Plan approval granted under the Pennsylvania Sewage Facilities Act (35 P. S. §§ 750.1—750.20).

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

Bella Mundana Estates, Exeter and Franklin Townships, Luzerne County.

Project Description: This residential project will entail the development of a 38.874 acre parcel of land into 25 building lots. Total sewage flows will be 7,500 gpd with treatment to be provided by a proposed onsite sewage collection and disposal facility. The onsite facility will be a batch-type wastewater treatment system. The batch-type

system will utilize an aerobic treatment/settling clarifier process. The effluent will be discharged into Sutton Creek.

This project is located 1,000 feet from the intersection of Sutton Creek Road and S. R. 1033 in a northwesterly direction in Exeter and Franklin Township, Luzerne County, PA.

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

The developer agrees that the onsite sewage treatment plant shall be considered an interim facility for sewage disposal. If a public sewage system becomes available to the property, the developer agrees to abandon the treatment facility and connect to the public sewer system.

Regional Office: Water Management Program Manager, Southcentral Region, One Ararat Blvd., Harrisburg, PA 17110.

Location: Hamilton Township, Franklin County, 1270 Crottestown Road, Chambersburg, PA 17201.

The approved plan provided for participation in the scheduled upgrade and enlargement of the Chambersburg wastewater treatment plant, providing sewer line extensions within 5 years to Edenville Road and Fisher Road and within 10 years to Guitner and Gottlestown Roads. Areas served by onlot sewage disposal systems will be placed in a management district. A new onlot management ordinance will require routine inspections and maintenance for all systems in the district. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority.

Location: Tyrone Borough, Blair County, 1100 Logan Ave., Tyrone, PA 16686.

The approved plan provided for upgrade and expansion of an existing wastewater treatment plant to a new capacity of 10.05 mgd. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

Location: West Providence Township, Bedford County, 81 East Fifth Avenue, Everett, PA 15537.

The approved plan provided for construction of public sewer service to a small area located south of Everett Borough and creation of an onlot disposal system management program to serve the non-sewered portions of the municipality. Additionally, a camp ground regulatory ordinance is proposed. Areas identified as 1 and 2 will be reevaluated in 5 years to determine the success of the management program or their feasibility for community sewer systems. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

Location: East St. Clair Township, Bedford County, R. D. 1, Box 334, New Paris, PA 15554.

The approved plan provided for changing the location of a previously approved wastewater treatment plant to lower in the drainage basin and for construction of additional interceptor and collection lines to serve the area between Reynoldsdale and Cessna. Additionally, the Spring Hope area is identified for connection and service in 10 years. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

Location: Rye Township, Perry County, 1775 New Valley Road, Marysville, PA 17053.

The approved plan provided for establishing an onlot sewage disposal system public education and education program. A well water survey will be conducted in 5 years to determine the success of this program. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal.

Location: Latimore Township, Adams County, P. O. Box 218, York Springs, PA 17372.

The approved plan provided for extensions of the York Springs sewer system to serve Township areas adjacent to the Borough including Harrisburg Street, State Street and Ridge Road. An onlot disposal system maintenance district is created for the Villages of Latimore and Bermudian with mandatory maintenance and repairs and an Onlot Disposal System Management Ordinance will be adopted. The Villages are not feasible for construction of community sewer systems at this time, however, these areas will be re-evaluated in 5 years to determine the success of the management district. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

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. 6296504. Public water supply. **Sheffield Municipal Authority**, P. O. Box 821, Sheffield, PA 16347-0821. This permit approves the construction of a corrosion control facility under the Lead & Copper rules. The corrosion control equipment will be installed in the Tan Street well building and be utilized for all Sheffield well water (Tan and Horton Street wells) in Sheffield, **Warren County**.

Type of Facility: Community Water Supply

Consulting Engineer: Al Vanderpoel, E & M Engineers and Surveyors, P. C., 24 Derrick Road, Bradford, PA 16701-3350.

Permit to Construct Issued: December 11, 1996.

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

Permit No. 0996516. Public water supply, **Bucks County Water and Sewer Authority**, Benjamin Jones, 1275 Almshouse Road, Warrington, PA 18976. A permit has been issued granting Bucks County Water and Sewer

Authority permission to construct a 2.0 MG storage tank to be known as Feasterville Water Storage Tank No. 2 in Lower Southampton Township, **Bucks County**.

Type of Facility: Water Supply.

Consulting Engineer: Carroll Engineering Corporation, 949 Easton Road, Suite 100, Warrington, PA 18976.

Permit to Construct Issued: December 17, 1996.

Acknowledgment of the Submission of Final Reports on Attainment of Background and State-wide Health Standards.

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, 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:

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

Trumbull Corporation, West Mifflin Borough, **Allegheny County**. Triline Associates, Inc., 506 Valleybrook Road, McMurray, PA 15317 and Trumbull Corporation, P. O. Box 98100, Pittsburgh, PA 15227 has submitted a Final Report addressing soil contaminated with BTEX, PHCs, and PAHs. The report is intended to document remediation of the site to meet the Statewide health standard.

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

SGS—Thomson Microelectronics, Montgomery Township, **Montgomery County**. Randy L. Shuler, Ph.D., Environmental Resources Management, Inc., Princeton Crossroads Corp. Center, 300 Phillips Blvd., Suite 200, Ewing, NJ 08618, has submitted a Final Report concerning remediation of site soils and groundwater contaminated with solvents and BTEX. The report is intended to document remediation of the site to meet the Statewide health standard for soil and the site-specific standard for groundwater.

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

Regional Office: Regional Solid Waste Manager, Suite 6010, Lee Park, 555 North Lane, Conshohocken, PA 19428.

Permit No. 300275. Merck & Company, Inc., P. O. Box 4, West Point, PA 19486-0004. This permit for Merck & Company, Inc. has been revoked, because the facility has indicated that they are no longer operating their Merck & Company Landfill, West Point facility located in Upper Gwynedd Township, **Montgomery County**. Permit revoked in the Southeast Regional Office December 13, 1996.

Permit No. 300556. Strescon Industries, Inc., South Pennsylvania Avenue, P. O. Box 67, Morrisville, PA 19067-0067 has been revoked because the facility indicated that they are no longer operating their Quarry Disposal Site located in Falls Township, **Bucks County**. Permit revoked in the Southeast Regional Office December 13, 1996.

Permit No. 101463. TRC, Inc., Transfer Station, 2904 South Delaware Avenue, Philadelphia, PA 19148. This amended waste management permit is for an expansion of the permitted area to construct a C&D (construction/demolition) waste recycling facility at the TRC, Inc., Transfer Station located in the **City and County of Philadelphia**. Permit issued in the Southeast Regional Office on December 12, 1996.

Permit No. 101477. BFI—Philadelphia Trans-cyclerly, 2209 South 58th Street, Philadelphia, PA 19143. This permit is for the re-issuance of a waste management permit to Browning-Ferris, Inc., from Philadelphia Recycling & Transfer Station, Inc., for the continuing operation of the municipal waste transfer station located in the **City and County of Philadelphia**. Permit issued in the Southeast Regional Office on December 12, 1996.

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

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

Permit No. 602631. Roy Byers Farm, Borough of Millerstown, (P. O. Box 200, Millerstown, PA 17062). Application for agricultural utilization of sewage sludge and the addition of acres to a site in Tuscarora Township, **Perry County**. Permit issued in the Regional Office December 20, 1996.

The Department of Environmental Protection (Department) 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, Second Floor, Rachel Carson State Office Building, 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. 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.

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.)

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

E22-354. Encroachment. **Wayne Township Supervisors**, Gary Miller, P. O. Box E, Halifax, PA 17032. To remove an existing structure and to construct and maintain twin reinforced concrete box culverts having spans of 18-feet and rises of 8 feet in Powell Creek for public highway maintenance purposes located on Union Church Road about 0.4 mile south of its intersection with SR 4013 (Enders, PA Quadrangle N: 16.25 inches; W: 8.70 inches) in Wayne Township, **Dauphin County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

EA36-001. Environmental assessment. **RT Environmental Services, Inc.**, 215 W. Church Road, King of Prussia, PA 19406. To dredge contaminated soil from 0.33 acre of wetland at Raymark Industries Landfill in order to meet landfill closure procedures. Soil which is removed to depths greater than original wetland elevations will be replaced. The wetland will be restored by planting with appropriate wetland vegetation. This Environmental Assessment was issued under section 105.15(3b). 401 Water Quality Certification is issued for this Environmental Assessment.

Southwest Regional Office, Soils & Waterways Section, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

E02-478. Encroachment. **Peggy's Harbor & Boat Club, Inc.**, 1 Liverpool Street, Pittsburgh, PA 15233. To operate and maintain an existing boat docking facility originally permitted under Permit E0277702 to construct and maintain an expansion to boat marina and to operate and maintain a walkway. The marina is located along the right bank of the Ohio River near Mile Point 1.6 (Pittsburgh West, PA Quadrangle N: 14.6 inches; W: 4.8 inches) in the City of Pittsburgh, **Allegheny County**.

E02-1158. Encroachment. **Leonard R. Bailey Sr.**, 221 Water Street, Elizabeth, PA 15037. To construct and maintain a recreational boat dock in the channel of and on the right bank of the Monongahela River (WWF) for recreational and business purposes. The project is located

just downstream from the Elizabeth (SR 51) Bridge (Glassport, PA Quadrangle N: 4.6 inches; W: 1.7 inches) in Elizabeth Borough, **Allegheny County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E02-1162. Encroachment. **William E. Griffith Sr.**, 5636 Brownsville Rd., Pittsburgh, PA 15236. To operate and maintain 220-foot long retaining wall, to construct and maintain three outfall structures along the left bank of Lick Run, and to remove construction debris from Lick Run. The wall is located along Griffith Mortuary on Curry Hollow Road. Approximately 500 feet southwest of the intersection of Curry Hollow Road and Brownsville Road (Glassport, PA Quadrangle N: 14.7 inches; W: 15.6 inches) in South Park Township, **Allegheny County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E03-359. Encroachment. **Gilpin Township**, R. R. 5, Leechburg, PA 15656. To remove the existing structure and to construct and maintain a single span bridge having a normal span of 19.0 feet and a minimum underclearance of 4.5 feet across Brady Run for the purpose of improving transportation safety. The project is located on T-562 approximately 0.2 mile east of the Armstrong/Westmoreland County line (Leechburg, PA Quadrangle N: 2.1 inches; W: 14.6 inches) in Gilpin Township, **Armstrong County**.

E26-227. Encroachment. **Doug Corteaal**, 101 Frankie Lane, Leisenring, PA 15455. To construct and maintain a 40-foot long, 24-foot x 10-foot box culvert in Opossum Run (WWF) located at a point approximately 400 feet south of intersection of SR 1051 with SR 1039 for the purpose of accessing permittee's property in Divito Park. The project includes construction and maintenance of two 24-inch pipes for a temporary crossing (Uniontown, PA Quadrangle N: 22.0 inches; W: 2.25 inches) in Dunbar Township, **Fayette County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E32-378. Encroachment. **Canoe Township**, P. O. Box 355, Rossiter, PA 15772-0355. To remove the existing structure and to construct and maintain two 30-foot long 8.2 foot x 5.8 foot (invert depressed 0.5 foot) C. M pipe arch culverts in Canoe Creek (CWF) located on T-800 (Stiver Road) at a point approximately 450 feet south of the intersection of SR 1044 with T-800 (Punxsutawney, PA Quadrangle N: 2.15 inches; W: 13.80 inches) in Canoe Township, **Indiana County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E56-268. Encroachment. **Allegheny Township**, R. R. 1, Box 401, Manns Choice, PA 15550. To remove the existing structure and to construct and maintain a 40-foot long 11.4 foot x 7.2 foot steel arch pipe culvert (invert depressed 0.5 feet) in Panther Run (HQ, CWF) located on T-421 approximately 6,600 feet upstream of the confluence of Panther Run with Brush Creek. The project includes approximately 100 LF gravel bar removal and 50 LF bank stabilization (New Baltimore, PA Quadrangle N: 3.4 inches; W: 16.3 inches). The work was authorized under Emergency Permit No. EP5696212 on March 7, 1996 and is located in Allegheny Township, **Somerset County**.

E63-416. Encroachment. **Union Township Board of Parks & Recreation**, Box 43, Gastonville, PA 15336. To construct and maintain two pedestrian bridges, each

bridge having a span of 15.58 feet with an underclearance of 6.0 feet across an unnamed tributary to Peters Creek (TSF) to provide access to a proposed recreational park and to stabilize and maintain approximately 100 feet of the banks of said stream. The project is located at the intersection of Finleyville Road and Jason Road on the east side of Finleyville Road (Bridgeville, PA Quadrangle N: 2.4 inches; W: 0.5 inch) in Union Township, **Washington County**.

E65-639. Encroachment. **Dept. of Transportation**, P. O. Box 459, Uniontown, PA 15401. To remove the existing structure and to construct and maintain a 1.0-foot depressed dual cell box culvert, each cell having a normal span of 12.0 feet and a rise of 8.5 feet in Brush Creek for the purpose of improving transportation safety. The project is located on S. R. 4003, Section F01, Segment 0020, Offset 000 (Greensburg, PA Quadrangle N: 15.25 inches; W: 12.9 inches) in Hempfield and Penn Townships, **Westmoreland County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

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

E45-300. Encroachment. **Walter Bukowski**, 607 East 80th Street, Brooklyn, NY 11236. To construct and maintain a private light-duty bridge having a single span of approximately 18.0 feet and underclearance of approximately 4.0 feet across Middle Branch Brodhead Creek. The project is located 300 feet north of the intersection of S. R. 0447 and Township Road T585 (Buck Hill Falls, PA Quadrangle N: 17.0 inches; W: 2.3 inches) in Barrett Township, **Monroe County**.

E54-222. Encroachment. **Borough of Shenandoah**, 15 West Washington Street, Shenandoah, PA 17976. To modify and maintain the existing stream enclosure in Kehly Run, having a total length of approximately 440 feet, a varying width from 9 feet to 12 feet, 5 inches and a height of approximately 4 feet to 5 feet, with work consisting of the following: (1) to construct and maintain approximately 135 linear feet of 9 foot x 4 foot concrete box culvert sleeved within the existing structure from Station 1+10 to Station 2+45; (2) to remove the existing deteriorated roof slab and channel walls having an approximate rectangular dimension of 10 feet, 6 inches x 5 feet from Station 0+00 to Station 0+40; (3) to remove the existing deteriorated roof slab and to construct and maintain approximately 40 linear feet of concrete cap and chain link fence on top of the existing stone masonry walls, on either side of the stream, from Station 2+45 to Station 2+85; and (4) to remove the existing sewer line and to construct and maintain approximately 150 linear feet of concrete encased, 8-inch PVC sewer line under the box culvert and stream bed from Station 1+45 to Station 2+95. The project is located approximately 0.04 mile southeast of the intersection of Center Street and Bridge Street (Shenandoah, PA Quadrangle N: 13.0 inches; W: 9.5 inches) in Shenandoah Borough, **Schuylkill County**.

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

E15-515. Encroachment. **Borough of Phoenixville**, 140 Church Street, Phoenixville, PA 19460. To modify an existing stormwater outfall by removing 24 linear feet of 72-inch RCP, and to construct in its place, a concrete flared end outfall structure with 16 linear feet of R-8 riprap lined channel which outfalls to French Creek

(TSF), and to install and maintain a 66-inch storm sewer across the 100-year floodplain of French Creek, and install a flared end outfall with 16 linear feet of R-8 riprap lined channel along the French Creek streambank, adjacent to the existing modified stormwater system. The site is located approximately 500 feet from French Creek's confluence with the Schuylkill River, (Phoenixville, PA Quadrangle N: 1.75 inches; W: 1.75 inches) in the Borough of Phoenixville, **Chester County**.

Central Office: Bureau of Waterways Engineering, P. O. Box 8554, Harrisburg, PA 17105-8554, telephone (717) 783-1384.

D67-529. Dam. **York Condominium Constructors, Inc.**, 1003 Village Way, York, PA 17404. To construct, operate and maintain a stormwater detention pond located at the Monarch Ridge and Longstown Village residential developments in Windsor Township, **York County**.

Environmental Assessment Approvals and Actions on 401 Certification

EA56-002C0. Environmental Assessment. **Huston Farms**, R. R. 1, Box 214, Rockwood, PA 15557. To construct and maintain a non-jurisdictional dam across a Tributary to South Glade Creek (WWF) impacting approximately 0.15 acre of wetlands (PEM) for the purpose of recreation and is located approximately 1,100 feet northwest of the intersection of S. R. 281 and T 497 (Rockwood, PA Quadrangle N: 15.85 inches; W: 8.45 inches) in Milford Township, **Somerset County**. The Environment Assessment approved by this letter requires construction of 0.2 acre of wetlands as detailed in the wetland replacement plan, revision of December 11, 1996.

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.

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

WA 2-1003. Water allocation. **The City of Duquesne, Allegheny County**, PA. The right to purchase up to 1.0 million gallons per day of water (3.785 million liters per day of water), as a 30 day average, from Municipal Authority of Westmoreland County, **Westmoreland County**, PA. Permits issued on December 12, 1996.

WA 4-724B. Water allocation. **Municipal Authority of the Township of North Sewickley**, Beaver County, PA. The right to withdraw a maximum of 700,000 gallons per day of water (2.65 million liters per day of water), as a daily peak, from the Beaver River, at an intake located in North Sewickley Township, **Beaver County**. Permits issued on December 12, 1996.

[Pa.B. Doc. No. 97-46. Filed for public inspection January 10, 1997, 9:00 a.m.]

Proposed Revision to the State Implementation Plan for Ozone Commitment to Additional Control Measures; Public Hearing

In March 1996, the Governor of Pennsylvania created the Southwestern Pennsylvania Ozone Stakeholder Working Group to recommend strategies for ozone attainment and maintenance based on the current health-based

standards. With the successful completion of that process, the Department of Environmental Protection proposes to submit to the Environmental Protection Agency an amendment to the Pennsylvania State Implementation Plan (SIP) for ozone for the Pittsburgh-Beaver Valley Ozone Nonattainment area. The amendment would commit the Department to adopt regulations or modify existing policies for additional control measures. These control measures are intended to achieve emission reductions as part of the demonstration of attainment of the ozone ambient air quality standard. The control measures include: (a) nitrogen oxides control on large fossil-fuel fired combustion sources, (b) controls on gasoline pumps to reduce gasoline vapors (Stage II), (c) clean gasoline requirements; and (d) adding a gas cap pressure test, additional anti-tampering provisions and increased emphasis on repair technician training to the low enhanced vehicle emission test and repair program.

The Pittsburgh-Beaver Valley ozone nonattainment area includes Allegheny, Armstrong, Butler, Beaver, Fayette, Washington and Westmoreland Counties.

The Department will hold one public hearing to receive comments on the proposed SIP amendment. The public hearing will be held at 1 p.m. on February 13, 1997, at the Department of Environmental Protection's office at 400 Waterfront Drive, Pittsburgh, PA.

Persons wishing to present testimony at the hearing should contact Karen Matter at (717) 787-9495 or at P. O. Box 8468, Harrisburg, PA 17105 to reserve a time to present testimony. Persons who do not reserve a time to testify will be able to testify after preregistered witnesses. Each witness must keep oral testimony to 10 minutes, and submit three written copies of the oral testimony at the hearing. Each organization should designate one witness to present testimony on its behalf.

Persons interested in submitting written comments should send the comments to J. Wick Havens, Chief, Division of Air Resource Management, P. O. Box 8468, Harrisburg, PA 17105-8468. Written comments must be received by the close of business, March 13, 1997. Copies of the proposed revision may be obtained from J. Wick Havens at the above address or by telephone at (717) 787-4310 (e-mail: Havens.Wick@A1.dep.state.pa.us). This proposal is also available on the DEP Web site at <http://www.dep.state.pa.us> (choose Public Participation Center/Proposals Open for Comment).

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 J. Wick Havens at the above address or telephone number; or for TDD users, the AT&T Relay Service at 1 (800) 654-5984 to discuss how the Department can best accommodate their needs.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 97-47. Filed for public inspection January 10, 1997, 9:00 a.m.]

DEPARTMENT OF HEALTH

Health Maintenance Organization Certificate of Authority

On November 27, 1996, Pennsylvania Physician Healthcare Plan filed with the Departments of Health

and Insurance, an application for a Certificate of Authority to establish, operate and maintain a health maintenance organization in accordance with the provisions of the Health Maintenance Organization Act (40 P. S. §§ 1551—1567), Department of Health Regulations (28 Pa. Code §§ 9.1—9.97) and the Insurance Department HMO Regulations (31 Pa. Code § 301.204).

The proposed service area of the applicant is Adams, Berks, Carbon, Cumberland, Dauphin, Franklin, Lackawanna, Lancaster, Lebanon, Lehigh, Luzerne, Monroe, Northampton, Schuylkill, Wyoming and York counties.

A copy of the application is available for public inspection by appointment only at the following locations:

Health Department, Bureau of Health Care Financing, Room 1030 Health and Welfare Building, Harrisburg, PA 17120, (717) 787-5193; or

Department of Insurance, 1345 Strawberry Square, Harrisburg, PA 17120, (717) 787-2735.

Interested parties are invited to submit written comments, suggestions or objections within 30 days of the publication of this notice, to Kenneth Harris, Department of Health, or Carolyn Smith, Insurance Department at the above listed addresses. Persons with a disability may submit comments, suggestions and objections in alternative formats, such as by audio tape, braille or using the Department of Health's TDD: (717) 783-6514. Persons with a disability who require alternative arrangements to inspect the application should contact either Kenneth Harris or Carolyn Smith.

DANIEL F. HOFFMANN, FACHE,
Acting Secretary

[Pa.B. Doc. No. 97-48. Filed for public inspection January 10, 1997, 9:00 a.m.]

Modified Participating Provider Agreement

In a letter dated November 18, 1996, received November 22, 1996, Delta Dental of Pennsylvania requested Department of Health review and approval under the provisions of 40 Pa.C.S. § 6324(a) of a modified participating provider agreement. The agreement substitutes the term participating provider for participating dentist. The applicant indicates that the change is in accordance with Pennsylvania insurance law, and will permit other providers of dental services, particularly nurse anesthetists, to participate and receive the same advantages of claim review and direct payment as licensed dentists.

A copy of the filing is available for public inspection within 30 days of publication of this notice, by appointment only, at the Department of Health, Bureau of Health Care Financing, Room 1030 Health and Welfare Building, Harrisburg, PA 17120, telephone (717) 787-5193.

Interested parties are invited to submit written comments, suggestions or objections to Frank Clark, Acting Director, Bureau of Health Care Financing at the address listed above. Persons with a disability may submit comments, suggestions and objections in alternative formats, such as audio tape, braille or using the Department of Health's TDD (717) 783-6414. Persons with a disability

who require alternative arrangements to inspect the application should contact Frank Clark at (717) 787-5193.

DANIEL F. HOFFMANN, FACHE,
Acting Secretary

[Pa.B. Doc. No. 97-49. Filed for public inspection January 10, 1997, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

Discussion Paper on Statewide Managed Care

The Department of Public Welfare is releasing a Discussion Paper soliciting comments on the most effective plan for the implementation of Statewide mandatory Medicaid managed care expansion. Copies of the Discussion Paper will be available as of Monday, January 6, 1997, in the County Assistance Offices (CAOs) in all 67 counties. Please consult your county CAO for the distribution location in counties with more than one CAO location. Public meetings will be held January through March to receive public comment on this document. The location, date and times for these public meetings will be announced in a later edition of the *Pennsylvania Bulletin* and in local newspapers.

The Discussion Paper is also available by written or telephone request to the Department of Public Welfare, Office of Medical Assistance Programs, P. O. Box 8043, Harrisburg State Hospital, Harrisburg, PA 17105, Attn: Kacy Stouffer, (717) 772-6782. Persons with a disability may obtain an audio taped copy of the Discussion Paper by contacting Kacy Stouffer at (717) 772-6782. A copy of the Discussion Paper may be located on the Internet, Commonwealth of Pennsylvania's Home Page at <http://www.state.pa.us>

FEATHER O. HOUSTOUN,
Secretary

[Pa.B. Doc. No. 97-50. Filed for public inspection January 10, 1997, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Instant Daily Number '97 Instant Lottery Game

Under the provisions of the State Lottery Law (72 P. S. §§ 3761.1—3761.15) and the provisions of 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Instant Daily Number '97.
2. *Price:* The price of a Pennsylvania Instant Daily Number '97 instant lottery game ticket is \$1.00.
3. *Play Symbols:* Each Pennsylvania Instant Daily Number '97 instant lottery game ticket will contain two play areas designated as Game 1 and Game 2. Each game is played separately. The play symbols and their captions located in Game 1—"Your 1st Number" and Game

2—"Your 2nd Number" are: 0 (ZERO), 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT) and 9 (NINE).

4. *Bonus Play Symbols:* The bonus play symbols and their captions located in the "Bonus Play" area are: \$1⁰⁰ (ONE) and PLAY AGAIN.

5. *Prizes:* The prizes that can be won in this game are \$1, \$25, \$40 and \$250.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 5,224,800 tickets will be printed for the Pennsylvania Instant Daily Number '97 instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets where the "Your 1st Number" or "Your 2nd Number" matches the "Lottery Number"—straight, all three digits in exact order, on a single ticket, shall be entitled to a prize of \$250.

(b) Holders of tickets where the "Your 1st Number" or "Your 2nd Number" matches the "Lottery Number"—boxed, all three digits in any order, on a single ticket, shall be entitled to a prize of \$40.

(c) Holders of tickets where the "Your 1st Number" or "Your 2nd Number" matches the "Lottery Number's"—front pair, first two digits in exact order, on a single ticket, shall be entitled to a prize of \$25.

(d) Holders of tickets where the "Your 1st Number" or "Your 2nd Number" matches the "Lottery Number's"—back pair, last two digits in exact order, on a single ticket, shall be entitled to a prize of \$25.

(e) Holders of tickets where the "Bonus Play" area reveals \$1⁰⁰ (ONE) shall be entitled to a prize of \$1.

(f) A prize will be paid only for the highest Pennsylvania Daily Number '97 instant lottery game prize won on the ticket if the ticket meets the criteria established in 61 Pa. Code § 819.213 (relating to ticket validation and requirements).

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

Win	Approximate Odds	Approximate No. of Winners Per 5,224,800 Tickets
\$1	1:3.36	1,555,500
\$25	1:201.60	25,917
\$25	1:201.60	25,917
\$40	1:322.56	16,198
\$250	1:2,016	2,592

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Instant Daily Number '97 instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentives).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Instant Daily Number '97, prize money on winning Pennsylvania Instant Daily Number '97 instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Instant Daily Number '97 instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will

expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

11. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P. S. §§ 3761-1—3761-15), the regulations contained in Part V of Title 61 of the Pennsylvania Code (relating to State Lotteries) and the provisions contained in this notice.

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. Such announcement will be disseminated through media used to advertise or promote Pennsylvania Instant Daily Number '97 or through normal communications methods.

ROBERT A. JUDGE, Sr.,
Secretary

[Pa.B. Doc. No. 97-51. Filed for public inspection January 10, 1997, 9:00 a.m.]

Pennsylvania Winning Pairs Instant Lottery Game

Under the provisions of the State Lottery Law (72 P. S. §§ 3761-1—3761-15) and the provisions of 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Winning Pairs.

2. *Price:* The price of a Pennsylvania Winning Pairs instant lottery game ticket is \$1.00.

3. *Play Symbols:* Each Pennsylvania Winning Pairs instant lottery game ticket will contain two play areas designated as "1st Hand" and "2nd Hand." Each "Hand" is played separately. The play symbols and their captions located in the "1st Hand" and "2nd Hand" are: 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), J (JACK), Q (QUEEN), K (KING) and A (ACE).

4. *Prizes:* The prizes that can be won in this game are one free ticket, \$1, \$2, \$4, \$8, \$25, \$50, \$500 and \$10,000. The player can win up to two times on each ticket.

5. *Approximate Number of Tickets Printed For the Game:* Approximately 8,210,400 tickets will be printed for the Pennsylvania Winning Pairs instant lottery game.

6. *Determination of Prize Winners:*

(a) Holders of tickets with two matching A (ACE) play symbols in the same "Hand," on a single ticket, shall be entitled to a prize of \$10,000.

(b) Holders of tickets with two matching K (KING) play symbols in the same "Hand," on a single ticket, shall be entitled to a prize of \$500.

(c) Holders of tickets with two matching Q (QUEEN) play symbols in the same "Hand," on a single ticket, shall be entitled to a prize of \$50.

(d) Holders of tickets with two matching J (JACK) play symbols in the same "Hand," on a single ticket, shall be entitled to a prize of \$25.

(e) Holders of tickets with two matching 10 (TEN) play symbols in the same "Hand," on a single ticket, shall be entitled to a prize of \$8.

(f) Holders of tickets with two matching 9 (NINE) play symbols in the same "Hand," on a single ticket, shall be entitled to a prize of \$4.

(g) Holders of tickets with two matching 8 (EIGHT) play symbols in the same "Hand," on a single ticket, shall be entitled to a prize of \$2.

(h) Holders of tickets with two matching 7 (SEVEN) play symbols in the same "Hand," on a single ticket, shall be entitled to a prize of \$1.

(i) Holders of tickets with two matching 6 (SIX) play symbols in the same "Hand," on a single ticket, shall be entitled to a prize of one Pennsylvania instant lottery game ticket of equivalent sale price which is currently on sale, plus an entry into a Semifinal Grand Prize Drawing to qualify for a Grand Prize Drawing with prizes of \$5,000, \$50,000, \$75,000, \$100,000, or an annuity worth \$1 million (\$50,000 a year for 20 years).

7. *Grand Prize Drawing Procedure:*

(a) *Frequency.*

(1) Grand Prize Drawings will be held on dates to be determined by the Secretary. The dates and locations will be announced by the Director.

(2) From the commencement of Pennsylvania Winning Pairs until the deadline announced by the Director, there will be ten Grand Prize finalists selected for each Grand Prize Drawing. Grand Prize finalists will be selected in Semifinal Grand Prize Drawings on dates to be determined by the Secretary and announced by the Director.

(b) *Eligibility for Semifinal Grand Prize Drawings.* To be eligible for a Semifinal Grand Prize Drawing, a winner having a free winning ticket shall timely claim it at a participating Lottery sales retailer and properly complete the back of the ticket. The ticket claimed shall meet the ticket criteria under 61 Pa. Code § 819.213 (relating to ticket validation and requirements) to be eligible for a Semifinal Grand Prize Drawing.

(1) The Lottery will make a reasonable effort to ensure that a redeemed free winning ticket is entered into one of the Semifinal Grand Prize Drawings. The Lottery assumes no responsibility for a lost or misplaced redeemed ticket not entered into a Semifinal Grand Prize Drawing.

(2) A redeemed free winning ticket is eligible for only one Semifinal Grand Prize Drawing. A ticket that is not in one eligible group of redeemed free winning tickets may, at the discretion of the Director, remain eligible for a subsequent Semifinal Grand Prize Drawing.

(3) If a ticket is rejected during or following a Semifinal Grand Prize Drawing, the sole remedy is to select another ticket to replace the rejected ticket in accordance with Lottery procedure.

(4) Determination of winners will be made by the Secretary, whose judgment will be final and binding.

(c) *Manner of conducting Semifinal Grand Prize Drawings.*

(1) Periodically, as determined by the Secretary and announced by the Director, a Semifinal Grand Prize Drawing will be held using eligible redeemed free winning tickets. Ten finalists will be selected from an eligible group of tickets entered in the drawing. For the purpose of the drawing, each of the eligible groups of redeemed free winning tickets will be further divided into subgroups and placed in containers, with each container assigned a code depending on the number of containers used.

(2) With the aid of mechanical or automatic drawing equipment, ten container codes will be selected. The codes will determine the containers from which the ten finalists' tickets will be ultimately selected. One winning finalist ticket will be drawn from the first container selected. One winning ticket will then be selected from the second selected container and this procedure will be repeated until ten finalists have been selected for each Grand Prize Drawing.

(d) *Manner of conducting Grand Prize Drawings.*

(1) Following the selection of the ten finalists as described in subsection (c), there will be Grand Prize Drawings held at the discretion of the Director.

(2) The Lottery will award the following prizes to the eligible finalists in each of the Grand Prize Drawings:

<i>Grand Drawing Prizes</i>	<i>No. of Winners</i>	<i>Amount</i>
Grand Prize	1	\$1 million-annuity, or \$100,000, or \$75,000, or \$50,000
Consolation Prize	9	\$5,000

(e) *Procedure for conducting Grand Prize Drawings.*

(1) At a Grand Prize Drawing, a mechanical device in the shape of two concentric wheels will be used, a smaller wheel directly in front of a larger wheel. The larger wheel will have ten spaces each marked with a letter, "a" through "j," inclusive, inscribed clockwise in alphabetical order. The names of the selected ten finalists will be placed on the larger wheel in the order that they were selected beginning with the space marked letter "a" and continuing alphabetically through the letter "j," inclusive.

(2) The smaller wheel will contain designated amounts of \$1 million-annuity, \$100,000, \$75,000 and \$50,000.

(3) The wheels will be spun and when the wheels stop, the name of the finalist on the larger wheel will be identified as the Grand Prize Drawing winner and will be entitled to the prize indicated on the smaller wheel.

(4) The nine finalists whose names remain will receive a consolation prize of \$5,000 each.

(5) The Grand Prize Drawing winner shall receive the amount indicated, and if that amount is the top grand prize of an annuity worth \$1 million, that prize will be payable in 20 equal annual installments of \$50,000. The payment of a top grand prize to a person who dies before receiving a prize or to a person 17 years of age or younger shall be paid according to 61 Pa. Code §§ 811.16 and 811.27 (relating to prizes payable after death of a prize winner; and payment of prizes to persons under 18 years of age).

(6) Prizes chosen in the Grand Prize Drawing shall be claimed within 1 year of the date of the Grand Prize Drawing.

(7) The determination of a winner will be made by the Secretary, whose judgment will be final, conclusive and binding on the finalists.

(8) Prizes are subject to Federal withholding tax provisions.

(9) Number and Description of Prizes and Approximate Odds: The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

*Match 2 of a Kind
In Any "Hand" And
Win Prize Shown
For That Pair*

	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 8,210,400 Tickets</i>
Free	One Free Ticket Plus Entry	1:15	547,360
\$1	\$1	1:20	410,520
\$1 + \$1	\$2	1:60	136,840
\$2	\$2	1:120	68,420
\$2 + \$2	\$4	1:100	82,104
\$4	\$4	1:200	41,052
\$4 + \$4	\$8	1:300	27,368
\$8	\$8	1:600	13,684
\$8 + \$8	\$16	1:200	41,052
\$25	\$25	1:400	20,526
\$25 + \$25	\$50	1:1,000	8,210
\$50	\$50	1:2,000	4,105
\$50 + \$50	\$100	1:2,000	4,105
\$500	\$500	1:205,260	40
\$10,000	\$10,000	1:1,026,300	8

8. *Retailer Incentive Awards:*

(a) *Grand Prize Bonus.* The Lottery will pay a bonus to a retailer selling a redeemed and validated winning Pennsylvania Winning Pairs instant lottery game ticket selected for a Grand Prize Drawing as follows:

(1) A winner of an annuity worth \$1 million (\$50,000 a year for 20 years) top grand prize entitles the selling retailer to a bonus of \$10,000.

(2) A winner of a \$100,000 grand prize entitles the selling retailer to a bonus of \$1,000.

(3) A winner of a \$75,000 grand prize entitles the selling retailer to a bonus of \$750.

(4) A winner of a \$50,000 grand prize entitles the selling retailer to a bonus of \$500.

(5) A winner of a \$5,000 consolation prize entitles the selling retailer to a bonus of \$50.

(b) *Retailer incentive.* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Winning Pairs instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentives).

9. *Unclaimed Prize Money.* For a period of 1 year from the announced close of Pennsylvania Winning Pairs, prize money on winning Pennsylvania Winning Pairs instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of Pennsylvania Winning Pairs, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

10. *Governing Law.* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-1—3761-15), the regulations contained in Part V of Title 61 of the Pennsylvania Code (relating to State Lotteries) and the provisions contained in this notice.

11. *Termination of the Game.* The Secretary may announce a termination date, after which no further tickets from this game may be sold. Such announcement will be disseminated through media used to advertise or promote Pennsylvania Winning Pairs or through normal communications methods.

ROBERT A. JUDGE, Sr.,
Secretary

[Pa.B. Doc. No. 97-52. Filed for public inspection January 10, 1997, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Contemplated Sale of Land No Longer Needed for Transportation Purposes

The Department of Transportation, under 71 P.S. § 513(e)(7), intends to sell certain land owned by it.

The following property is available for sale by the Department.

1. Parcel 295—The parcel contains 113,763 square feet or 2.61 acres of land located in the 21st Ward of the City of Pittsburgh, County of Allegheny, at 1130 Ridge Avenue (formerly the William G. Johnson Company property).

It has been determined that the land is no longer needed for present or future Transportation purposes.

Interested public entities are invited to express their interest in purchasing the site within 30 calendar days from the date of publication of this notice to Henry M. Nutbrown, P.E., District Engineer, Department of Transportation, Engineering District 11-0, 45 Thoms Run Road, Bridgeville, PA 15017.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 97-53. Filed for public inspection January 10, 1997, 9:00 a.m.]

DEVELOPMENTAL DISABILITIES COUNCIL

Annual Report for FFY 1996

Under the provisions of the Federal Developmental Disabilities Assistance and Bill of Rights Act of 1996, P. L. 104—183 (The 1996 DD Act), this announcement serves to notify the public of the availability of Pennsylvania's "1996 Annual Report to the Federal Administration on Developmental Disabilities." The 1996 Annual Report describes the activities of the Pennsylvania Council over Federal fiscal year 1996 which is the period of October 1, 1995 to September 30, 1996. During this period, the Council concluded most of its funded projects under its last Federally approved Three-Year Plan for 1993-1995 and began work to fund new projects in the 1996-1998 Plan. The Goals and Objectives of both Three-Year Plan cycles were developed with public input as per the requirements of The DD Act. The 1996 Annual Report is available upon mailed written request to the Developmental Disabilities Council, Attention: Mary Kent, Room 569 Forum Building, Harrisburg, PA 17120.

Alternative formats of the 1996 Annual Report are available upon specified request. The DD Act is available through county public library systems and county court house law libraries.

DONALD HAHN,
Acting Executive Director

[Pa.B. Doc. No. 97-54. Filed for public inspection January 10, 1997, 9:00 a.m.]

ENVIRONMENTAL HEARING BOARD

Borough of Somerset v. DEP; EHB Doc. No. 96- 270-MR

Borough of Somerset has appealed the issuance by the Department of Environmental Protection of an NPDES permit for a facility in Somerset Township, Somerset County.

A date for the hearing on the appeal has not yet been scheduled.

The appeal is filed with the Environmental Hearing Board at its office on the Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, and may be reviewed by any interested party on request during normal business hours. If information concerning this notice is required in an alternative form, contact the Secretary to the Board at (717) 787-3483. TDD users may telephone the Board through the AT&T Pennsylvania Relay Center at 1 (800) 654-5984.

Petitions to intervene in the appeal may be filed with the Board by interested parties under 25 Pa. Code § 1021.62. Copies of the Board's rules of practice and procedure are available upon request from the Board.

GEORGE J. MILLER,
Chairperson

[Pa.B. Doc. No. 97-55. Filed for public inspection January 10, 1997, 9:00 a.m.]

INSURANCE DEPARTMENT

Blue Cross of Northeastern Pennsylvania; Amendment to Hospital Services Agreement; Filing No. 309-HOSP-ACII-AMEND2-12-96; Form No. HOSP-ACII-AMEND2-12-96

Blue Cross of Northeastern Pennsylvania requests the Insurance Department's approval to utilize an amendment to its standard Hospital Services Agreement. The agreement creates certain quality assurance standards for member hospitals utilizing a per case reimbursement methodology and permits the selection of designated member hospitals as preferred providers. This filing consists of nine 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. 9612240039001 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. 97-56. Filed for public inspection January 10, 1997, 9:00 a.m.]

Midwest Mutual Insurance Company; Motorcycle Program

On December 26, 1996, the Insurance Department received from Midwest Mutual Insurance Company a filing for a rate level and rules change for motorcycle insurance.

The company requests an overall 3.4% decrease, amounting to \$190,496 annually, to be effective March 20, 1997.

Unless formal administrative action is taken prior to February 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 Jin Liu, 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. 97-57. Filed for public inspection January 10, 1997, 9:00 a.m.]

Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insureds have 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 policies.

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

Appeal of Pytlowany, Bohdan and Sophie; file no. 96-223-37560 Pennsylvania National Mutual Casualty Insurance Company; doc. no. PH96-12-029; February 11, 1997, at 2 p.m.;

Appeal of Boothe, Sharon and Noel; file no. 96-264-37637; Allstate, Attn. Jeanine Raquet; doc. no. PH96-12-030; February 12, 1997, at 9 a.m.

Appeal of George, Theresa A.; file no. 96-303-73089; State Farm Fire & Casualty; doc. no. PI96-12-031; February 12, 1997, at 10 a.m.;

Appeal of Suhocki, Irene G.; file no. 96-265-37533; Nationwide Insurance Company; doc. no. PH96-12-017; February 25, 1997, at 11 a.m.;

Appeal of Robbins, Joanna G. and Paul L.; file no. 96-223-32111; First General Insurance Company; doc. no. PH96-12-015; February 25, 1997, at 1 p.m.;

Appeal of Clawson, John and Linda; file no. 96-121-07416; Allstate Insurance Company; doc. no. P96-12-012; February 25, 1997, at 2 p.m.;

Appeal of Johnson, Ali D.; file no. 96-121-077033; Donegal Mutual Insurance Company; doc. no. P96-12-011; February 26, 1997, at 11 a.m.;

Appeal of Hess, Philip K.; file no. 96-121-07228; Erie Insurance Exchange; doc. no. P96-12-010; February 26, 1997, at 2 p.m.;

Appeal of Watrous, Joseph and Katherine; file no. 96-121-07166; Royal Indemnity; doc. no. P96-12-009; February 26, 1997, at 2 p.m.;

Appeal of Thal, James; file no. 96-121-07494; Nationwide; doc. no. P96-12-007; February 27, 1997, at 11 a.m.;

Appeal of Cavanaugh, Raymond c/o T. Macaniff; file no. 96-265-37239; Erie Insurance Exchange; doc. no. PH96-12-001; March 5, 1997, at 1 p.m.;

Appeal of Campano, Susan E.; file no. 96-303-72988; Erie Insurance Company; doc. no. PI96-12-028; March 5, 1997, at 2 p.m.;

Appeal of Martin, Dean; file no. 96-188-06618; Pennsylvania National Mutual Casualty Insurance Company; doc. no. P96-12-006; March 6, 1997, at 2 p.m.

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The representatives 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 pre-

sented 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. 97-58. Filed for public inspection January 10, 1997, 9:00 a.m.]

Review Procedure Hearings under The Unfair Insurance Practices Act

The following insureds have requested a hearing as authorized by section 8 of The Unfair Insurance Practices Act (40 P. S. § 1171.8) in connection with their company's termination of the insured's policies.

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

Appeal of Cusamano, Joseph and Patricia; file no. 96-223-36649; State Auto Insurance Companies; doc. no. PH96-12-014; February 20, 1997, at 10 a.m.;

Appeal of Fulmer, Geraldine; file no. 96-280-37292; Foremost Property & Casualty Insurance Company; doc. no. PH96-12-016; February 20, 1997, at 1 p.m.;

Appeal of Austin, Dennis and Linda; file no. 96-497-91433; State Farm Insurance Company; doc. no. E96-12-024; February 27, 1997, at 1 p.m.

Both 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 and other necessary evidence. The insured must bring all documents, photographs, drawings, witnesses and the like necessary to substantiate the case. The hearing will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law); section 8 of The Unfair Insurance Practices Act (40 P. S. § 1171.8) and the regulations set forth at 31 Pa. Code § 59.7(e) (relating to appeal procedures). Under 31 Pa. Code § 59.7(e)(5), procedural matters will be in conformance with 1 Pa. Code Part II (relating to General

Rules of Administrative Practice and Procedure) unless specific exemption is given.

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. 97-59. Filed for public inspection January 10, 1997, 9:00 a.m.]

MEDICAL PROFESSIONAL LIABILITY CATASTROPHE LOSS FUND

Notice of and Amount of Surcharge

The Medical Professional Liability Catastrophe Loss Fund, under the authority granted by section 701(e) of the Health Care Services Malpractice Act, 40 P. S. § 1301.701(e), as amended by Act 135 of 1996, has determined that the annual surcharge to be assessed for calendar year 1997 shall be 75% applied to the prevailing primary premium for each health care provider.

Act 135 of 1996 defines "prevailing primary premium" as the schedule of occurrence rates approved by the Insurance Commissioner for the Joint Underwriting Association (JUA). For purposes of the 1997 annual surcharge, the JUA rates to be used are \$200,000/\$600,000 for health care providers other than hospitals, and \$200,000/\$1,000,000 for hospitals, as set forth in Exhibits "1" and "2" within this notice.

Health care providers having approved self-insurance plans shall be surcharged an amount equal to the surcharge imposed on a health care provider of like class, size, risk and kind as determined by the Fund's Director.

JOHN H. REED,
Director

Exhibit 1

Medical Professional Liability Catastrophe Loss fund
Prevailing Primary Premium*
for Physicians, Surgeons and other Health Care Professionals

Class**	Territory***				
	1	2	3	4	5
006	3,582	1,752	1,870	3,228	2,326
007	4,358	2,130	2,274	3,926	2,828
010	6,352	3,106	3,316	5,724	4,122
015	7,864	3,846	4,104	7,086	5,104
020	12,164	5,948	6,350	10,960	7,894
030	16,224	7,934	8,468	14,616	10,528

Class**	Territory***				
	1	2	3	4	5
035	17,640	8,626	9,208	15,894	11,448
050	23,452	11,468	12,242	21,130	15,220
060	27,904	13,646	14,566	25,142	18,110
070	35,844	17,528	18,710	32,296	23,262
080	39,960	19,540	20,860	36,004	25,934
100	55,104	26,946	28,764	49,648	35,762
120	2,788	1,364	1,456	2,512	1,810
130	12,510	6,118	6,530	11,272	8,118
900	3,176	1,554	1,658	2,862	2,062

* Fund surcharges will be assessed on annualized JUA rates

** As defined by J.U.A. (see Fund Exhibit 3)

*** As defined by J.U.A.:

Territory 1: Delaware, Montgomery, Philadelphia

Territory 2: Remainder of State

Territory 3: Allegheny

Territory 4: Bucks, Schuylkill

Territory 5: Chester, Mercer, Monroe, Lackawanna, Westmoreland

Exhibit 2

Medical Professional Liability Catastrophe Loss Fund

Prevailing Primary Premium*
for Hospitals, Nursing Homes and Primary Health Centers

Territory**	Exposure Base	Specialty Code	Exposure Type***	Prevailing Primary Premium
Hospitals (\$200,000/\$1,000,000 Limits)				
1, 4	Per Occupied Bed	80611/80612	Hospital (acute care)	3,026.00
1, 4	Per Occupied Bed	80611/80612	Mental Health/Mental Rehabilitation	1,514.00
1, 4	Per Occupied Bed	80611/80612	Extended Care	136.00
1, 4	Per Occupied Bed	80611/80612	Out Patient Surgical	3,026.00
1, 4	Per Occupied Bed	80611/80612	Health Institution	606.00
1, 4	Per 100 Visits	80611/80612	Emergency	302.62
1, 4	Per 100 Visits	80611/80612	Other	121.05
1, 4	Per 100 Visits	80611/80612	Mental Health/Mental Rehabilitation	75.66
1, 4	Per 100 Visits	80611/80612	Extended Care	6.72
1, 4	Per 100 Visits	80611/80612	Out Patient Surgical	302.62
1, 4	Per 100 Visits	80611/80612	Health Institution	45.39
1, 4	Per 100 Visits	80611/80612	Home Health Care	75.66
2, 3	Per Occupied Bed	80611/80612	Hospital (acute care)	1,514.00
2, 3	Per Occupied Bed	80611/80612	Mental Health/Mental Rehabilitation	756.00
2, 3	Per Occupied Bed	80611/80612	Extended Care	68.00
2, 3	Per Occupied Bed	80611/80612	Out Patient Surgical	1,514.00
2, 3	Per Occupied Bed	80611/80612	Health Institution	304.00
2, 3	Per 100 Visits	80611/80612	Emergency	151.32
2, 3	Per 100 Visits	80611/80612	Other	60.52
2, 3	Per 100 Visits	80611/80612	Mental Health/Mental Rehabilitation	37.82
2, 3	Per 100 Visits	80611/80612	Extended Care	3.36
2, 3	Per 100 Visits	80611/80612	Out Patient Surgical	151.32
2, 3	Per 100 Visits	80611/80612	Health Institution	22.70
2, 3	Per 100 Visits	80611/80612	Home Health Care	37.82
Nursing Homes (\$200,000/\$600,000 Limits)				
All	Per Occupied Bed	80923/80924	Convalescent	44.00
All	Per Occupied Bed	80923/80924	Skilled Nursing	38.00
All	Per Occupied Bed	80923/80924	Personal Care	14.00
Primary Health Centers (\$200,000/\$600,000 Limits)				
1, 4	Per 100 Visits	80614	Emergency	297.78
1, 4	Per 100 Visits	80614	Other	119.12

Territory**	Exposure Base	Specialty Code	Exposure Type***	Prevailing Primary Premium
1, 4	Per 100 Visits	80614	Mental Health/Mental Rehabilitation	74.45
1, 4	Per 100 Visits	80614	Out Patient Surgical	297.78
1, 4	Per 100 Visits	80614	Home Health Care	74.45
2, 3	Per 100 Visits	80614	Emergency	148.88
2, 3	Per 100 Visits	80614	Other	59.55
2, 3	Per 100 Visits	80614	Mental Health/Mental Rehabilitation	37.22
2, 3	Per 100 Visits	80614	Out Patient Surgical	148.88
2, 3	Per 100 Visits	80614	Home Health Care	37.22

* Fund surcharges will be assessed on annualized JUA rates
 ** As defined by PHICO Insurance Company, and adopted by J.U.A.:
 Territory 1: Delaware, Montgomery, Philadelphia
 Territory 2: Remainder of State
 Territory 3: Allegheny
 Territory 4: Bucks, Chester
 *** As defined by PHICO Insurance Company, and adopted by J.U.A.
 **** Based on PHICO Insurance Company rates as of 9/1/94, as adopted and modified by J.U.A.
 [Pa.B. Doc. No. 97-60. Filed for public inspection January 10, 1997, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of 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 January 27, 1997.

- A-00113626 Glenn R. Martin
R. D. 1, Box 311, Annville, PA 17003
- A-00113629 Donald L. Shirey
R. D. 3, Box 38, New Bethlehem, PA 16242; Kent S. Pope, Esquire, Ten Grant Street, Clarion, PA 16214
- A-00113628 Roy M. Hoover
250 F Hillside Road, Stevens, PA 17578
- A-00113631 Enterprise Products Company, t/d/b/a
Enterprise Transportation Company
P. O. Box 4324, Houston, TX 77210-4324

JOHN G. ALFORD,
Secretary

[Pa.B. Doc. No. 97-61. Filed for public inspection January 10, 1997, 9:00 a.m.]

Telephone Service Without Hearing

A-330025F2000. Bell Atlantic-Pennsylvania, Inc.
 Application of Bell Atlantic-Pennsylvania, Inc., for certifi-

cate of public convenience to discontinue improved mobile telephone service.

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 January 27, 1997, under 52 Pa. Code (relating to public utilities).

Applicant: Julia A. Conover, Daniel E. Monagle, Bell Atlantic-Pennsylvania, Inc., 1717 Arch St., 32nd Floor, Philadelphia, PA 19103.

JOHN G. ALFORD,
Secretary

[Pa.B. Doc. No. 97-62. Filed for public inspection January 10, 1997, 9:00 a.m.]

PHILADELPHIA REGIONAL PORT AUTHORITY

Request for Proposals

The Philadelphia Regional Port Authority (PRPA) will accept sealed proposals for Project # 9526.7r, Rehabilitation of Rail Track, Pier 82 South—Southside until 2 p.m., Thursday, February 6, 1997. The bid documents can be obtained from the Procurement Administrator, PRPA, 210 W. Washington Sq., 13th Floor, Philadelphia, PA 19106, (215) 928-9100, and will be available January 21, 1997. The cost of the bid document is \$35 (includes 7% PA Sales Tax) which is nonrefundable. The PRPA is an equal opportunity employer. Contractor will be required to comply with all applicable equal employment opportunity laws and regulations. A mandatory prebid job site meeting will be held on January 30, 1997.

JAMES T. MCDERMOTT,
Executive Director

[Pa.B. Doc. No. 97-63. Filed for public inspection January 10, 1997, 9:00 a.m.]

STATE EMPLOYEES' RETIREMENT BOARD

Hearings Scheduled

Hearings have been scheduled, as authorized by 71 Pa.C.S. Part XXV (relating to State Employees' Retirement Code), in connection with the State Employees' Retirement System's denial of claimants' requests concerning the indicated accounts.

The hearings will be held before a hearing examiner at the State Employees' Retirement System, 30 North Third Street, Harrisburg, PA 17108:

February 5, 1997	Gerald J. Naticchi	1 p.m.
	(Service Purchase)	
February 12, 1997	Donna K. McCalicher	1 p.m.
	(Death Benefit)	

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearings will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law). Under 4 Pa. Code § 250.01 (relating to applicability of general rules), procedural matters will be in conformance with the General Rules of Administrative Practice and Procedure, 1 Pa. Code Part II unless specific exemption is granted.

JOHN BROSIUS,
Secretary

[Pa.B. Doc. No. 97-64. Filed for public inspection January 10, 1997, 9:00 a.m.]

TURNPIKE COMMISSION

Request for Bids

The Turnpike Commission is requesting sealed bids for:

- 1) One Ton Extended Cargo Vans. Open Date: January 23, 1997 at 11 a.m.
- 2) Crew Cab Stakebody Trucks. Open Date: January 23, 1997 at 11:30 a.m.

Bids will be received by the Purchasing Manager not later than the time indicated above. Bid proposal Forms and Conditions may be obtained, free of charge, by communicating with the Bid Clerk, Purchasing Dept., (717) 939-9551, Ext. 2830.

JAMES F. MALONE, III,
Chairperson

[Pa.B. Doc. No. 97-65. Filed for public inspection January 10, 1997, 9:00 a.m.]

Request for Bids

The Turnpike Commission is requesting a sealed bid for:

Portable Asphalt Storage Units. Open Date: January 27, 1997 at 11 a.m.

Bids will be received by the Purchasing Manager not later than the time indicated above. Bid proposal Forms

and Conditions may be obtained, free of charge, by communicating with the Bid Clerk, Purchasing Dept., (717) 939-9551, Ext. 2830.

JAMES F. MALONE, III,
Chairperson

[Pa.B. Doc. No. 97-66. Filed for public inspection January 10, 1997, 9:00 a.m.]

Request for Bids

The Turnpike Commission is requesting a sealed bid for:

Boiler Replacement at Devault Maintenance Building.
Mandatory Pre-Bid Meeting: January 21, 1997 at 10 a.m. at Devault Maintenance Building, Milepost 316.27 WB in Chester County, PA. Open Date: February 4, 1997 at 11 a.m.

Bids will be received by the Purchasing Manager not later than the time indicated above. Bid proposal Forms and Conditions may be obtained, free of charge, by communicating with the Bid Clerk, Purchasing Dept., (717) 939-9551, Ext. 2830.

JAMES F. MALONE, III,
Chairperson

[Pa.B. Doc. No. 97-67. Filed for public inspection January 10, 1997, 9:00 a.m.]

Request for Proposals

The Turnpike Commission will accept technical and price proposals for furnishing cultural diversity training.

The project is to provide Cultural Diversity Training for approximately 400 employees at eastern, western and central locations across the Turnpike Commission system.

Major services include course development, which requires the preparation of a detailed work plan, to be submitted for the Commission's approval; and course presentation to be done in 15 separate sessions at three different locations.

A mandatory preproposal conference will be held at the Administration Building, Eisenhower Boulevard and Route 283, Highspire, PA on January 23, 1997, at 10 a.m. Failure to be represented and registered with Commission's representative at the preproposal conference may be cause for rejection of bids.

Sealed proposals will be received by the Manager of Purchases for the Turnpike Commission at the Administration Building (mailing address: P. O. Box 67676, Harrisburg, PA 17106-7676) not later than 12 noon on February 6, 1997. Bid proposal forms and conditions may be obtained, free of charge, by communicating with the Bid Clerk, Purchasing Department, (717) 939-9551, Ext. 2830.

JAMES F. MALONE, III,
Chairperson

[Pa.B. Doc. No. 97-68. Filed for public inspection January 10, 1997, 9:00 a.m.]

Request for Proposals

Sealed proposals will be received by Jeffrey L. Hess, Purchasing Manager, 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. 97-003-RJ69. Bituminous Overlay, ID-2, SRL-E from M. P. 226.66 to M. P. 235.60 on the PA Turnpike System in Cumberland Co., PA.

Bid Opening Date: February 18, 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 \$30 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. 97-69. Filed for public inspection January 10, 1997, 9:00 a.m.]

Retention of Engineering Firm

**Somerset, Bedford, Fulton, Huntingdon,
Franklin, Cumberland, York, Dauphin, Berks,
Lancaster and Lebanon Counties
Reference No. 2-051**

The Turnpike Commission will retain an engineering firm or construction management firm for an open-end contract for construction inspection services on various projects in the Western-Central Region (Milepost 100.0 to Milepost 300.0) of the Pennsylvania Turnpike. The types of projects to be inspected under the contract may include, but are not limited to, bituminous overlays, bridge rehabilitations, and service plaza parking lot expansions, fuel tank replacements and building modifications.

The contract will have a completion date of December 31, 1998, with projects assigned on an as-needed basis. The contract will be for a maximum cost of \$500,000.

The firm will be required to provide sufficient office personnel, managers, engineers, technicians and clerical staff to support the field functions. In addition, the firm selected may be required to attend the prebid meetings and the preconstruction conferences for each project with the Commission.

The selected firm may be required to provide onsite construction inspections, write all project correspondence, review and approve construction computations such as temporary shoring, support forms, and the like, approve materials, and inspect the manufacture of selected construction materials. In addition, the selected firm may be required to keep records, document the construction work, review current estimates, prepare final estimates for payment to the construction contractor, prepare change orders, conduct monthly job conferences, monitor the

monthly progress, provide liaison with affected utilities and communities, conduct semifinal and final inspections, determine from project records the final quantities of each contract item, and perform other duties as may be required.

Sixty percent of the inspection staff assigned to this Commission construction project must meet any of the following requirements:

(1) Be certified by the National Institute for Certification in Engineering Technologies (NICET) as a Transportation Engineering Technician—Construction, Level 2 or higher.

(2) Be registered as a Professional Engineer by the Commonwealth of Pennsylvania with 1 year of highway experience acceptable to the Commission.

(3) Be certified as an Engineer-in-Training by the Commonwealth of Pennsylvania with 2 years of highway experience acceptable to the Commission.

(4) Hold a Bachelor of Science Degree in Civil Engineering with 2 years of highway experience acceptable to the Department or a Bachelor of Science Degree in Civil Engineering Technology with 2 years of highway experience acceptable to the Commission.

(5) Hold an Associate Degree in Civil Engineering Technology with 3 years of highway experience acceptable to the Commission.

The remaining 40% assigned to each Commission construction project shall meet the following minimum education and experience requirements:

Education—Graduation from high school or equivalent certification or formal training. Completion of a training program in construction inspection approved by the Commission may be substituted for high school graduation.

Experience—One year of experience in construction inspection or workmanship which required reading and interpreting construction plans and specifications or 1 year of experience in a variety of assignments involving the testing of materials used in highway or similar construction projects. A 2 to 4 year engineering college degree may be substituted for 1 year of experience.

In addition, the Consultant shall employ one NICET Level 1, Student Enrollment Employee for this assignment.

Based on an evaluation of acceptable letters of interest received in response to this solicitation, the order of selection will be established for the purpose of entering into an open end agreement with the highest selected firm. The ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

Direct inquiries to Matthew J. Wagner at (717) 939-9551, extension 5210.

General Requirements and Information

Firms interested in performing the above services are invited to submit letters of interest to Paul A. Edmunds, P.E., Acting Deputy Executive Director—Engineering/Chief Engineer, Administration Building located on Eisenhower Boulevard at the Harrisburg-East Interchange near Highspire, PA (Mailing Address: P. O. Box 67676, Harrisburg, PA 17106-7676).

The letters of interest must include in the heading the firm's Federal Identification Number and the project reference number indicated in the advertisement. A Standard Form 254, "Architect-Engineer and Related Services

Questionnaire," not more than 1 year old as of the date of this advertisement must be submitted for the firm, each party in a joint venture and for each subconsultant the firm or joint venture is proposing to use for the performance of professional services. Standard Form 255, "Architect-Engineer and Related Services Questionnaire for Specific Project," must accompany each letter of interest. DOT Form D-427 (as revised 6/89) must be completed to show an indication of both the prime consultant's and subconsultant's current workload by listing all Department of Transportation and Turnpike Commission projects.

Standard Form 255 must be filled out in its entirety, including Item No. 6 listing the proposed subconsultants and the type of work or service they will perform on this project.

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.

The Turnpike Commission currently limits its participation in the remuneration of principals or consultant employees performing work on projects to \$72,800 per annum or \$35 per hour or their actual audited remuneration, whichever is less. The Commission currently limits its participation in the consultant's indirect payroll costs (overhead) to 130% and the consultant's field indirect payroll costs (overhead) to 100% of the consultant's actual audited overhead rate, whichever is less.

The following factors will be considered by the Committee during their evaluation of the firms submitting letters of interest:

(A) Specialized experience and technical competence of firm.

(B) Past record of performance with respect to cost control, work quality and ability to meet schedules. The specific experience of individuals who constitute the firms shall be considered.

(C) The prime consultant's and subconsultant's current workload as indicated on DOT Form D-427 (as revised 6/89). Letters of interest not including Form D-427 are subject to nonconsideration by the Selection Committee.

(D) Location of consultant's and subconsultant's office where the work will be performed.

(E) Listing of subconsultants intended. Any deviation from the subconsultants listed in the letter of interest will require written approval from the Commission.

(F) Previous experience in construction inspection of large highway or public works projects.

(G) Other factors, if any, specific to the project.

The letters of interest and required forms must be received by 4 p.m., Friday, February 7, 1997. Any letters of interest received after this date and time will be time-stamped and returned.

The assignment of the above services will be made to one of the firms responding to this notice, but the Commission reserves the right to reject all letters of interest, to cancel solicitation requested under this notice, and/or to readvertise solicitation for these services.

JAMES F. MALONE, III,
Chairperson

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