

NOTICES

DEPARTMENT OF AGRICULTURE

General Quarantine Order

The Department of Agriculture (Department) gives notice that on May 16, 1997, it established a general quarantine with respect to portions of Rapho, Penn, East Hempfield and West Hempfield Townships, in Lancaster County. The entire General Quarantine Order is set forth at Annex A.

The General Quarantine Order was entered as a result of the presence of the H7N2 Avian Influenza virus in several poultry flocks within the quarantined area.

This general quarantine is authorized under the Domestic Animal Law (3 Pa.C.S. §§ 2329(a) and (d)). Those same statutory provisions require the prompt publication of this notice.

Further information may be obtained from the following source: Sherbyn Ostrich, DVM, Acting Director, Bureau of Animal Health and Diagnostic Services, Department of Agriculture, 2301 North Cameron Street, Harrisburg, PA 17110-9408, (717) 783-6677.

CHARLES C. BROSIUS,
Secretary

Annex A

GENERAL QUARANTINE ORDER

Whereas, Avian Influenza is designated a "Dangerous Transmissible Disease" of animals under the Domestic Animal Law (3 Pa.C.S. §§ 2301—2389), at 3 Pa.C.S. § 2321(a)(6);

Whereas, the H7N2 Avian Influenza virus poses a serious risk to the integrity of the Pennsylvania poultry industry and the economy of this Commonwealth;

Whereas, the Pennsylvania Department of Agriculture has broad authority under the Domestic Animal Law to regulate the keeping and handling of domestic animals—such as poultry—to exclude or contain dangerous transmissible diseases;

Whereas, the Pennsylvania Department of Agriculture has determined the H7N2 Avian Influenza exists in two Pennsylvania poultry flocks located in Rapho Township, Lancaster County, Pennsylvania;

Whereas, the Pennsylvania Department of Agriculture has reasonable suspicion that poultry flocks in the vicinity of the aforesaid poultry flocks—including poultry flocks in the townships of Rapho, Penn, West Hempfield and East Hempfield—have contracted or been exposed to the H7N2 Avian Influenza virus such that it is advisable to test these flocks;

Whereas, the Pennsylvania Department of Agriculture deems it advisable to restrict movement of poultry that may have contracted or been exposed to H7N2 Avian Influenza, and impose other restrictions until the disease is eradicated in these poultry flocks or until testing confirms that the suspect poultry flocks have not contracted H7N2 Avian Influenza; and

Whereas, the Domestic Animal Law allows (at 3 Pa.C.S. § 2329) for the establishment of a general quarantine under the circumstances described above.

Now, Therefore, the Pennsylvania Department of Agriculture, pursuant to the authority granted it under the Domestic Animal Law and section 1702 of The Administrative Code of 1929 (71 P. S. § 442) orders the establishment of a General Quarantine against portions of the Lancaster County Townships of Rapho, Penn, West Hempfield and East Hempfield, and imposes the following General Quarantine restrictions, requirements and conditions upon the portions of those townships described as follows (Quarantined Area): The roughly rectangular area beginning at the intersection of Routes 501 and 30, thence in a westerly direction along Route 30 to its intersection with Route 23 thence in a westerly direction along Route 23 to the point where it crosses the confluence of Little Chickies Creek and Chickies Creek, thence in a northerly direction along the West bank of Little Chickies Creek to the point where it crosses Elizabethtown Road, thence in an easterly direction along Elizabethtown Road to its intersection with Newport Road, then in an easterly direction along Newport Road to its intersection with Brubaker Valley Road, thence in an easterly direction along Brubaker Valley Road to its intersection with Route 501, thence in a southerly direction along Route 501 to its intersection with Route 30, the place of beginning.

1. Live poultry and poultry products may not be moved to or from the Quarantined Area, or within the Quarantined Area, without a permit from the Pennsylvania Department of Agriculture issued in accordance with Paragraph 5 or 6 of this Order.

2. No live poultry from the Quarantined Area shall be transported to poultry shows, fairs and exhibitions and the exhibition and display of such live poultry is prohibited until further notice.

3. No truck and no coop, cage, crate or other conveyance may enter or leave a farm in the Quarantined Area for the purpose of removing eggs or live poultry unless that truck and/or the coops, cages, crates or other conveyances are in a sanitary condition. For the purpose of this Order, sanitary condition shall mean that the truck, coop, cage, crate or other conveyance of live poultry has been cleaned and disinfected prior to its arrival on the farm or, if originating on the farm, prior to its departure from the Quarantined Area and that egg packing materials must be new, unused or sanitized impervious materials. The operator of the truck shall have in his possession a copy of that record, including receipts for such service if performed commercially.

4. All poultry flocks, premises or areas located within the Quarantined Area known to be infected with Avian Influenza caused by type A H7N2 virus shall be placed under a Special Quarantine. It shall be unlawful for any owner or person, without a special permit in writing from an officer or agent of the Department of Agriculture, to sell, exchange, lease, lend, give away, allow to stray, remove or allow to be removed, any poultry or any poultry product, goods, materials, containers, vehicles, cars, conveyances or other article on property named or described in an order of quarantine.

5. Permits for interstate movement of poultry, poultry products and any other articles related to the production, marketing or disposal of those poultry products from flocks or premises in the Quarantined Area because of Avian Influenza shall comply with Part 81 of Title 9 of the Code of Federal Regulations and the requirements of

the state of destination. Permit may be issued only by an official representative of the Pennsylvania Department of Agriculture.

6. Permits for intrastate movement of poultry, poultry products and other articles related to production, marketing or disposal of poultry products from flocks or premises in the Quarantined Area may be issued subject to the following restrictions.

(a) Poultry, poultry products and other articles infected with or contaminated by Type A H7N2 Avian Influenza virus may be moved only for the purpose of, and only directly to an approved site for sanitary disposal. Such movement shall be under the direct supervision of an official representative of the Department of Agriculture.

(b) Permit may be issued for movement of poultry and poultry products quarantined because of the presence of H7N2 influenza antibody if N7N2 influenza virus is not known to exist in the flock or on the premises.

(1) In the absence of clinical signs of influenza a permit may be issued for the movement of sanitized eggs.

(2) In the absence of clinical signs of influenza and if virus has not been found by culture of poultry and environment conducted by the Pennsylvania Department of Agriculture, a permit may be issued to move live poultry direct to slaughter.

(3) Disposal of dead poultry, eggs, refuse, litter and other potentially contaminated articles originating from the Quarantined Area shall be only according to instructions issued by the Department of Agriculture.

(4) Vehicles, equipment, coops, crates, cartons and other conveyances of poultry and poultry products and associated materials from the Quarantined Area shall be managed so as to prevent spread of Avian Influenza and shall be cleaned and disinfected prior to engaging in further transportation of any article upon public highways.

7. If a Special Quarantine is imposed under paragraph 4, it may be released when:

(a) All live poultry have been depopulated.

(1) All live poultry has been euthanized and disposed of according to protocol established and supervised by the Department of Agriculture, or

(2) All poultry has been removed by marketing at a Federally licensed slaughter, establishment after two attempts at 10 day intervals to culture virus from poultry, equipment, manure and buildings have been negative; and

(b) All poultry carcasses and parts thereof, eggs, litter, refuse have been properly disposed of; and

(c) The premises, buildings and equipment cleaned and disinfected and insect and rodent vectors have been eliminated in accordance with protocol established by the Department of Agriculture; and

(d) Culture swabs of the premises, buildings and equipment are H7N2 virus negative; and

(e) No live poultry are taken onto the premises until the quarantine is removed.

8. This General Quarantine may be removed when investigation, including laboratory testing of tissues and/or environmental samples reveals no evidence of H7N2 virus or antibody in the Quarantined Area and all special quarantines within the Quarantined Area have been removed.

9. Violation of quarantine may result in imposition of fines, revocation of permits and forfeiture of any right to indemnity from the Department of Agriculture for condemned poultry or other articles.

10. It shall be the duty of the consignor and the consignee of poultry and poultry product originating from poultry flocks in the Quarantined Area on request to submit designated specimens of poultry tissues for diagnostic purposes to the Department of Agriculture. It is also the duty of every person having knowledge of the existence of Avian Influenza in Pennsylvania to report that information to the Department of Agriculture.

11. This Order is adopted May 16, 1997, and is effective immediately and shall remain effective until further order of this Department.

For purpose of this General Quarantine Order, poultry shall mean chicken, ducks, geese, turkeys, pigeons, chukars, guineas, exotic fowl, rattites and game birds raised in captivity.

[Pa.B. Doc. No. 97-878. Filed for public inspection May 30, 1997, 9:00 a.m.]

DEPARTMENT OF BANKING

Action on Applications

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending May 20, 1997.

BANKING INSTITUTIONS

Charter Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
5-16-97	Penncore Phantom Savings Bank Newtown Bucks County	Newtown	Filed
Application to charter an interim bank will be used to facilitate the acquisition of Commonwealth State Bank, Newtown, by ML Bancorp, Inc., Villanova.			

NOTICES

Conversions

<i>Date</i>	<i>Name of Institution</i>	<i>Location</i>	<i>Action</i>
5-15-97	Farmers Building and Loan Association Rochester Beaver County <i>To:</i> Farmers Building and Savings Bank Rochester Beaver County	Rochester	Approved
Application represents conversion from a State-chartered mutual savings association to a State-chartered mutual savings bank.			

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
5-15-97	Johnstown Bank and Trust Company Johnstown Cambria County	Johnstown	Approved
Purchase of Assets/Assumption of Liabilities of three branches of National City Bank of Pennsylvania, Pittsburgh, located at:			
	210 East Main Street Everett Bedford County	102 North Grant Street Salisbury Somerset County	
	229 Main Street Meyersdale Somerset County		

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
4-28-97	Summit Bank Bethlehem Northampton County	Pathmark Supermarket 700 York Avenue Warminster Bucks County	Opened
5-5-97	Beneficial Mutual Savings Bank Philadelphia Philadelphia County	4733 West Chester Pike Newtown Square Delaware County (Approved as 4701 West Chester Pike, Edgmont)	Opened

Branch Discontinuances

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
4-25-97	Summit Bank Bethlehem Northampton County	3933 Freemansburg Ave. Bethlehem Northampton County	Effective
5-16-97	Wayne Bank Honesdale Wayne County	Jackson Street Thompson Susquehanna County	Filed

SAVINGS ASSOCIATIONS**Consolidations, Mergers and Absorptions**

<i>Date</i>	<i>Name of Association</i>	<i>Location</i>	<i>Action</i>
5-12-97	Prudential Savings Bank, PaSA Philadelphia Philadelphia County	Philadelphia	Effective
Purchase of assets/assumption of liabilities of two branch offices of Roxborough-Manayunk Federal Savings Bank, Philadelphia, located at:			
	1722 South Broad Street Philadelphia Philadelphia County	601 Morgan Avenue Drexel Hill Delaware County	

<i>Date</i>	<i>Name of Association</i>	<i>Location</i>	<i>Action</i>
	Upon the effective date of the above-noted acquisition, the institution's existing branch office located at 1903 South Broad Street will be discontinued and all accounts will be transferred to the branch office located at 1722 South Broad Street.		

CREDIT UNIONS**Conversions**

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
5-15-97	Norristown Bell Federal Credit Union Blue Bell Montgomery County <i>To:</i> Norristown Bell Credit Union Blue Bell Montgomery County	Blue Bell	Approved
	Represents conversion from a Federally-chartered credit union to State-chartered credit union.		
5-19-97	Incol Credit Union, Old Forge, and Topps Employees Federal Credit Union, Duryea Surviving Institution— Incol Credit Union, Old Forge	Old Forge	Approved and Effective

RICHARD C. RISHEL,
Secretary

[Pa.B. Doc. No. 97-879. Filed for public inspection May 30, 1997, 9:00 a.m.]

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Conservation and Natural Resources Advisory Council; Meeting Notice

Notice is hereby given of a meeting of the Conservation and Natural Resources Advisory Council to the Department of Conservation and Natural Resources on Monday, June 9, 1997. The meeting will be held at 10 a.m. in Room 105, Lobby Level, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning this meeting or agenda items can be directed to Kurt Leitholf at (717) 705-0031.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Glenda Miller directly at (717) 772-9087 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

MAURICE FORRESTER,
Chairperson

[Pa.B. Doc. No. 97-880. Filed for public inspection May 30, 1997, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

APPLICATIONS RECEIVED UNDER THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

[National Pollution Discharge Elimination System Program (NPDES)]

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

(Part I Permits)

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 standards and regulations the Department of Environmental Protection proposes to issue a permit to discharge, subject to certain effluent limitations and special conditions. These proposed determinations are tentative.

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

Persons wishing to comment on the proposed permit are invited to submit a statement to the office noted above the application within 30 days from the date of this public notice. Comments received within this 30-day 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 the relevant facts upon which it is based. A public hearing may be held if the responsible office considers the public response significant.

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

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

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodations to participate in the proceedings 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 (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, (610) 832-6130.

PA 0057142. Sewage, **Alton Reiss**, 219 Augustine Road, Sellersville, PA 18960. This application is for issuance of an NPDES permit to discharge treated sewage from a single residence STP in West Rockhill Township, **Bucks County**. This is a new discharge to an unnamed tributary to Perkiomen Creek.

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

The proposed effluent limits for Outfall 001, based on an average flow of 500 gpd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10	20
Suspended Solids	20	40
Total Residual Chlorine	monitor/report	monitor/report
Fecal Coliform	200 colonies/100 ml as a geometric average	
pH	within limits of 6.0—9.0 standard units at all times	

The EPA waiver is in effect.

PA 0042935. Sewage, **Owen J. Roberts School District**, 901 Ridge Road, Pottstown, PA 19465. This application is for renewal of an NPDES permit to discharge treated sewage from the French Creek Elementary School in South Coventry Township, **Chester County**. This is an existing discharge to French Creek.

The receiving stream is classified for exceptional value waters, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001, based on an average flow of .0054 mgd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	50
Suspended Solids	30	60
Ammonia (as N)	20.0	40.0
Total Residual Chlorine	.9	1.8
Fecal Coliform	200 colonies/100 ml as a geometric average	
pH	within limits of 6.0—9.0 standard units at all times	

The EPA waiver is in effect.

PA 0042927. Sewage, **Owen J. Roberts School District**, 901 Ridge Road, Pottstown, PA 19465.

This application is for renewal of an NPDES permit to discharge treated sewage from the Main Campus STP in South Coventry Township, **Chester County**. This is an existing discharge to an unnamed tributary to French Creek.

The receiving stream is classified for exceptional value waters, aquatic life, water supply and recreation.

The proposed effluent limits for Outfall 001, based on an average flow of .039 mgd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	50
Suspended Solids	30	60
Ammonia (as N)	20	40
Total Residual Chlorine	0.5	1.2

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Fecal Coliform	200 colonies/100 ml as a geometric average	
pH	within limits of 6.0—9.0 standard units at all times	

The EPA waiver is in effect.

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

PA 0222313. Sewage, **Gene P. Kidder**, P. O. Box 106, Sigle, PA 15860.

This application is for a new NPDES permit to discharge treated sewage to an unnamed tributary of Cathers Run in Barnett Township, **Jefferson County**. This is an existing discharge.

The receiving water is classified for the following uses: high quality cold water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is Clarion district Pennsylvania-American Water Company on the Clarion River located at river mile 47.1, approximately 54.39 miles below point of discharge.

The proposed discharge limits, based on a design flow of 0.57 mgd, are:

Outfall No. 001

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10		20
TSS	20		40
Fecal Coliform (5-1 to 9-30) (10-1 to 4-30)	200/100 ml as a geometric average 2,000/100 ml as a geometric average		
Total Residual Chlorine			
pH	6.0—9.0 at all times		

The EPA waiver is in effect.

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

PA 0070106. SIC: 5171, Industrial waste, **Carlos R. Leffler, Inc.**, 4030 Pottsville Pike, Reading, PA 19605.

This application is for renewal of an NPDES permit for an existing discharge of treated industrial waste to Laurel Run, in Muhlenberg Township, **Berks 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 Pottstown Borough located on the Schuylkill River. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for the discharge of stormwater are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Recoverable Petroleum Hydrocarbons			monitor and report

The EPA waiver is in effect.

PA 0084522. SIC: 4222, Industrial waste, **Allentown Refrigerated Terminal, Inc.**, 125 Seneca Trail, Boyertown, PA 19512.

This application is for renewal of an NPDES permit for an existing discharge of treated industrial waste to an unnamed tributary of Ironstone Creek in Colebrookdale Township, **Berks County**.

The receiving stream is classified for trout stocking, 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 Pottstown Water Supply located in Montgomery County. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.00576 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
TSS	30	60	75
pH	6—9 s.u. at all times		

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Oil and Grease		monitor and report	
NH ₃ - N	20	40	40
Temperature		monitor and report	

The EPA waiver is in effect.

PA 0009920. SIC: 4911, Industrial waste, **GPU Nuclear, Inc.**—Three Mile Island Nuclear Station, Route 441 South, P. O. Box 480, Middletown, PA 17057-0480.

This application is for renewal of an NPDES permit for an existing discharge of treated industrial waste to Susquehanna River in Londonderry Township, **Dauphin County**.

The receiving stream is classified for warm water fishery, recreation, water supply and aquatic life. The existing downstream potable water supply intake considered during the evaluation was the Columbia Borough located in Lancaster County. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 (main station discharge) and Outfall 003 (emergency discharge) for a design flow of 84.02 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	monitor and report	monitor and report	
pH		within the limits of 6.0—9.0 s.u. at all times	
Total Suspended Solids	monitor and report	monitor and report	
Temperature			
(10-1 to 3-31)		110° F	
(4-1 to 9-30)		115° F	
Free Available Chlorine		0.2	0.5

The proposed effluent limits for Outfall 004 (emergency discharge) for a design flow of 84.02 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	monitor and report	monitor and report	
pH		within the limits of 6.0—9.0 s.u. at all times	
Total Suspended Solids	monitor and report	monitor and report	
Temperature			
(10-1 to 3-31)		monitor and report	
Free Available Chlorine		0.2	0.5

The proposed effluent limits for Outfall 005B are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow	monitor and report	monitor and report	
pH		within the limits of 6.0—9.0 s.u. at all times	
Total Suspended Solids	30	100	
Oil and Grease	15	20	30

Outfall 006 is limited to intake screen backwash and pump strainer backwash. All debris collected on the intake screens must not be discharged back to the river.

Outfalls 101, 401, 501 and 701 are internal monitoring points tributary to Outfall 001.

Outfalls 005A, SWRO-1, SWRO-2, SWRO-3 and SWRO-4 are stormwater outfalls. Monitoring will be required for 5-day CBOD, chemical oxygen demand, total suspended solids, total phosphorus, total Kjeldahl Nitrogen, dissolved iron, oil and grease, and pH. The permittee has the option of performing an annual inspection in lieu of monitoring for these outfalls.

The EPA waiver is not in effect.

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

Applications under the Pennsylvania Clean Streams Law

(Part II Permits)

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

Persons objecting on the grounds of public or private interest to the approval of an application or submitted

plan may file a written protest with the Department of Environmental Protection at the address indicated above each permit application or plan. Each written protest should contain the following: name, address and telephone number; identification of the plan or application to which the protest is addressed; and a concise statement in sufficient detail to inform the Department of the exact basis of the protest and the relevant facts upon which it is based. The Department may conduct a fact-finding hearing or an informal conference in response to a protest. Each commentator 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 (800) 654-5984.

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

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

A. 1197402. Sewerage. **Pegasus Sewer Authority**, 1296 Clapboard Run Road, Johnstown, PA 15904. Application for the construction of sewer extension and pump stations located in Conemaugh Township, **Cambria County** to serve the Pegasus Sewer Authority Sanitary Sewer System.

The Pennsylvania Infrastructure Investment Authority (Pennvest) which administers Pennsylvania's State Revolving Fund has been identified as a possible funding source. The Department's review of the sewage facilities plan revision has not identified any significant environmental impacts resulting from this proposal.

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

A. 3997404. Sewerage. **City of Allentown**, 112 Union Street, Allentown, PA 18102-8712. Application to modify and upgrade individual unit processes at the Klines Island Wastewater Treatment Plant, located in the City of Allentown, **Lehigh County**. Application received in the Regional Office April 18, 1997.

**INDIVIDUAL PERMITS
(PAS)**

The following parties have applied for an NPDES permit to discharge stormwater from a proposed construction activity into the surface waters of this 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, 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 (800) 654-5984.

Southeast Regional Office: Regional Water Management Program Manager, 555 North Lane, Lee Park, Conshohocken, PA 19428, (610) 832-6131.

Southwest Regional Office: Regional Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222, (412) 442-4028.

Northeast Regional Office: Regional Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18701, (717) 826-2553.

Northcentral Regional Office: Regional Water Management Program Manager, 308 W. 3rd Street, Williamsport, PA 17701, (717) 327-3669.

Allegheny County Conservation District, District Manager, 875 Greentree Road, Pittsburgh, PA 15220, (412) 921-1999.

NPDES Permit PAS10A095. Stormwater. **The Home Depot USA Inc.**, 2455 Paces Ferry Road, Floor 11, Atlanta, GA 30339 has applied to discharge stormwater from a construction activity located in Ohio Township, **Allegheny County**, to Lowries Run.

Centre County Conservation District, District Manager, 414 Holmes Avenue, Bellefonte, PA 16823, (814) 355-6817.

NPDES Permit PAS10F063. Stormwater. **James Au**, 1800 Earlstown Road, Boalsburg, PA 16827 has applied to discharge stormwater from a construction activity located in Harris Township, **Centre County**, to Spring Creek.

NPDES Permit PAS10F064. Stormwater. **TMR Partnership**, 10 Sandrock Court, Port Matilda, PA 16870 has applied to discharge stormwater from a construction activity located in Halfmoon Township, **Centre County**, to UNT to Halfmoon Creek.

NPDES Permit PAS10F065. Stormwater. **The Woodmont Corporation**, 6500 W. Freeway, Ste. 900, Fort Worth, TX 76116 has applied to discharge stormwater from a construction activity located in College Township, **Centre County**, to a municipal storm sewer to Spring Creek.

Chester County Conservation District, District Manager, 601 Westtown Road, West Chester, PA 19382, (610) 696-5126.

NPDES Permit PAS10G267. Stormwater. **The Hankin Group**, 717 Constitution Drive, Exton, PA 19341 has applied to discharge stormwater from a construction activity located in Upper Uwchlan Township, **Chester County**, to Shamona Creek.

NPDES Permit PAS10G268. Stormwater. **The Drury Group III**, 20 Hagerty Boulevard, West Chester, PA 19380 has applied to discharge stormwater from a construction activity located in West Goshen Township, **Chester County**, to UNT to the east branch of Chester Creek.

NPDES Permit PAS10G269. Stormwater. **Sunrise Development Inc.**, 403 Berkley Road, Haverford, PA 19041 has applied to discharge stormwater from a construction activity located in Willistown and East Whiteland Townships, **Chester County**, to Little Valley and Schuylkill Creeks.

Indiana County Conservation District, District Manager, 251 Route 286, Indiana, PA 15701, (412) 463-7702.

NPDES Permit PAS103110. Stormwater. **Indiana University of Pa.**, Indiana, PA 15705 has applied to discharge stormwater from a construction activity located in White Township, **Indiana County**, to Stoney Run.

Luzerne County Conservation District, District Manager, Smith Pond Road, Lehman, PA 18627, (717) 674-7991.

NPDES Permit PAS10R026. Stormwater. **DEP-BAMR**, 2 Public Square, Wilkes-Barre, PA 18711 has applied to discharge stormwater from a construction activity located in Hazle Township, **Luzerne County**.

NPDES Permit PAS10R028. Stormwater. **RHED Development Company**, 240 W. Broad Street, Hazleton, PA 18201 has applied to discharge stormwater from a construction activity located in Sugarloaf Township, **Luzerne County**, to undesignated watersheds.

Northampton County Conservation District, District Manager, R. R. 4, Nazareth, PA 18064, (610) 746-1971.

NPDES Permit PAS10U071. Stormwater. **Saucon Valley School District**, 1050 S. Main Street, Hellertown, PA 18055 has applied to discharge stormwater from a construction activity located in Lower Saucon Township, **Northampton County**, to Saucon Creek.

SAFE DRINKING WATER

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

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

A. 6593509-A1. Highridge Water Authority, 17 Maple Avenue, Blairsville, PA 15717. Install a booster pumping station, potable water storage tank and water distribution lines serving East Wheatfield, Buffington Townships, **Indiana County** and Derry Township, **Westmoreland County**.

A. 0297501. Pittsburgh Sewer and Water Authority, 441 Smithfield Street, Pittsburgh, PA 15222. Construction of a reservoir cover for the Highland Reservoir No. 2 serving the City of Pittsburgh, **Allegheny County**.

Northwest Regional Office: Regional Environmental Protection Manager, 230 Chestnut Street, Meadville, PA 16335.

A. 4397502. Public water supply. **Consumers Pennsylvania Water Company**, Shenango Valley Division, 665 South Dock Street, Box 572, Sharon, PA 16146-1835. This proposal involves the construction of a new water treatment plant. The proposed project will replace an existing water treatment plant which will be demolished in the City of Sharon, **Mercer County**.

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

4596509. Public water supply. **Sullivan Trail Village**, Carolyn Yetter, R. R. 5, Box 5308, East Stroudsburg, PA 18301. This proposal involves an application for permit for an existing water supply and distribution system consisting of one well with chlorination and distribution storage. This is a mobile home park which has 24 units. It is located in Pocono Township, **Monroe County**.

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

A. 3697505. Public water supply. **Strasburg Borough**, Borough of Strasburg, **Lancaster County**, (Gene Osmum—Borough of Strasburg Manager, 145 Precision Avenue, Strasburg, PA 17579), installation of Aqua-Mag for general corrosion control, (Brian M. Robbins, Herbert, Rowland and Grubic, Inc., 1846 Charter Lane, P. O. Box 10337, Lancaster, PA 17605-0337).

HAZARDOUS SITES CLEAN-UP

Under the Act of October 18, 1988

Proposed Settlement under the Hazardous Sites Cleanup Act

Little Rio Grande Creek Site Borough of Hulmeville, Bucks County

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (35 P. S. §§ 6020.101—6020.1304) (HSCA), has entered into a settlement regarding the Little Rio Grande Creek State Superfund Site (Site). The Site is located directly adjacent (upstream) to the Route 513 bridge over the Neshaminy Creek, in the Borough of Hulmeville, Bucks County, PA.

Investigations conducted at the Site by the Department and its contractors have revealed the presence of lead, arsenic, copper, beryllium, manganese and zinc in Site soils. Lead is the principal contaminant of concern at the Site.

The settlement referenced above would resolve potential claims of the Department against Joseph DiEgidio and William DiBonaventura (Landowners) for the reimbursement of response costs incurred by the Department in addressing the release or threat of release of hazardous substances at the Site. The claims originated under the authority of the Hazardous Sites Cleanup Act (35 P. S. §§ 6020.101—6020.1304). The settlement would require the Landowners to perform certain "work" under the terms of the Consent Order and Agreement, and pay the Department the sum of \$15,000, no later than December 31, 1998.

This notice is provided under section 1113 of HSCA (35 P. S. § 6020.1113). Section 1113 of HSCA provides that the settlement shall become final upon the filing of the

Department's response to significant written comments. The Consent Order and Agreement which contains the specific terms of the settlement, is available for public review and comment. The Consent Order and Agreement can be examined from Monday through Friday at the Department's Southeast Regional Office at Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428 by contacting Kevin Hess at (610) 832-6194 or through the PA AT&T Relay Service at (800) 654-5984 (TDD). A public comment period on the Consent Order and Agreement will extend for a minimum of 60 days from today's date. Persons may submit written comments regarding the Consent Order and Agreement to the Department by July 31, 1997, by submitting them to Kevin Hess at the above address.

LAND RECYCLING AND ENVIRONMENTAL REMEDICATION

Under Act 2, 1995

Preamble 1

Acknowledgment of Notices of Intent to Remediate under standards identified in Chapter 3 of the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.302(e)(1)(i) and 6026.303(h)(1)(i)) for background or Statewide health standards.

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 must provide 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 attains 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 (800) 654-5984.

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

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

Pennsylvania Power & Light Company (PP&L)—Old Forge Substation, Old Forge Borough, Lackawanna County. Walt Novitsky, Senior Scientist with PP&L, 2 North Ninth Street, Allentown, PA 18101 has submitted a Notice of Intent to Remediate concerning the remediation of site soils found to have been contaminated with PCBs (polychlorinated biphenyls). The applicant proposes to remediate the site to meet the Statewide health standard.

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

John Girman Property (2524 Mosside Boulevard), Borough of Monroeville, Allegheny County. John Girman, 3948 William Penn Highway, Pittsburgh, PA 15146 and Randolph L. Bowers, 3862 East Street, Pittsburgh, PA 15214 have submitted a Notice of Intent to Remediate soil contaminated with BTEX and PHCs. The applicant proposes to remediate the site to meet the Statewide health standard.

LAND RECYCLING AND ENVIRONMENTAL REMEDICATION

Under Act 2, 1995

Preamble 2

Acknowledgment of Notices of Intent to Remediate submitted 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 attains one or a combination of the cleanup standards identified under the act will be relieved of further liability for the remediation of the site for any contamination identified in reports submitted to and approved by the Department and shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

Under sections 304(n)(1)(ii) and 305(c)(2) of the act, there is a 30-day public and municipal comment period for sites proposed for remediation using a site-specific cleanup standard, in whole or in part, and for sites determined to be located in Special Industrial Areas. This period begins when a summary of the Notice of Intent to Remediate is published in a newspaper of general circulation in the area by the person conducting remediation. For the sites identified below, a municipality may request to be involved in the development of the remediation and reuse plans for the site if the request is made within 30 days of the date specified below. During this comment

period, a municipality may request that the person identified below, as the remediator of a site, develop and implement a public involvement plan. Requests to be involved, and comments, should be directed to the remediator of a site. For further information concerning the content of a Notice of Intent to Remediate, please contact the Department of Environmental Protection Regional Office under which the notice appears. If information concerning this acknowledgment is required in an alternative form, contact the Community Relations Coordinator at the appropriate Regional Office listed. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

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

Flying Carport, Inc., City of Philadelphia, **Philadelphia County**. Jeffrey L. Leiter and LeAnn M. Johnson, Collier, Shannon, Rill & Scott, PLLC, 3050 K St., N. W., Washington, DC, 20007, have submitted a Notice of Intent to Remediate site soil and groundwater contaminated with petroleum hydrocarbons. The applicants propose 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 *Philadelphia Daily News* on May 1, 1997.

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

Teledyne Industries, Inc., Rosslyn Farms Borough, **Allegheny County**. Treskor Development Partnership, 1200 Arch Street, Carnegie, PA 15106, Teledyne Industries, Inc., 2049 Century Park East, Los Angeles, CA 90067, Pat Pontoriero, Harding Lawson Associates, 700 N. Bell Ave., Suite 700, Pittsburgh, PA 15106 has submitted a Notice of Intent to Remediate soil and groundwater contaminated with lead, heavy metals, solvents, BTEX, PHCs and PAHs. 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 *Pittsburgh Post-Gazette* on April 29, 1997.

SOLID AND HAZARDOUS WASTE

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

Regional Office: Regional Solid Waste Manager, One Ararat Boulevard, Harrisburg, PA 17110.

A. 100945. Cumberland County Landfill, Community Refuse Service, Inc. (142 Vaugh Road, Shipensburg, PA 17257). Application for major permit modification for the 47.7 acres lined landfill, 141 acres total new facility for the Newton Expansion for a site in Hopewell Township, **Cumberland County**. Application received in the Regional Office November 25, 1992.

AIR POLLUTION

OPERATING PERMITS

Construct, modify or activate air contaminant sources

25 Pa. Code § 129.1

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

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

41-302-047. The Department intends to issue an operating permit to **Strick Corporation** (R. R. 3, Box 175, Hughesville, PA 17737) for the operation of a wood-fired boiler and associated air cleaning device (a multiclone collector) in Wolf Township, **Lycoming County**. This boiler is subject to Subpart Dc of the Federal Standards of Performance for New Stationary Sources.

Notice of Intent to Issue

Title V Operating Permit No. 52-0001

Under 25 Pa. Code § 127.521, the Department of Environmental Protection (DEP) intends to issue a Title V Operating Permit to **Columbia Gas Transmission Corporation** for the Milford Compressor Station, located in Milford Township, **Pike County**. The Columbia Gas Transmission Corporation contact regarding this application is V. J. Ammirato, Air Quality Manager, 1700 MacCorkle Ave., S. E., Charleston, WV 25325.

The Milford Station contains two Reciprocating Engine/Integral Compressors. As a result of the levels of nitrogen oxides emitted from the compressors, the Milford Station is considered a major stationary source subject to the Title V Operating Permit requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The proposed Title V Operating Permit will incorporate all applicable air quality requirements for each significant source at the facility and does not reflect any change in air emissions from the facility.

Copies of the application, DEP's analysis and other documents used in evaluation of the application are available for public inspection during normal business hours at the Department of Environmental Protection, 2 Public Square, Wilkes-Barre, PA 18711-0790.

Persons wishing to provide the Department of Environmental Protection with additional information which they believe should be considered prior to the issuance of this permit may submit the information to the Department of Environmental Protection at the address shown above. A 30-day comment period, from the date of this publication, will exist for the submission of comments. Each written comment must contain the following:

- Name, address and telephone number of the person submitting the comments.
- Identification of the proposed permit (specify permit # 52-0001).
- Concise statements regarding the relevancy of the information or objections to issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the information received. Persons submitting a comment or requesting a

hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin*, or by telephone, where the Department of Environmental Protection determines such notification by telephone is sufficient. Written comments or requests for a public hearing should be directed to Michael Safko, Chief, Title V Section, Department of Environmental Protection, Northeast Regional Office, 2 Public Square, Wilkes-Barre, PA 18711-0790, (717) 826-2511. For additional information contact Norman Frederick, Air Pollution Control Engineer II, Air Quality Program at the same address and phone number.

Title V Operating Permit No. 40-0017

Under 25 Pa. Code § 127.521, the Department of Environmental Protection (DEP) intends to issue a Title V Operating Permit to **Pennsylvania Power and Light Company (PP&L)** for the Jenkins site, located in Laflin Borough, **Luzerne County**. The PP&L contact regarding this application is Bradley J. Piatt, Senior Power Production Engineer, 2 N. Ninth Street, Allentown, PA 18101.

The Jenkins site contains two combustion turbines. As a result of the levels of nitrogen oxides emitted from the turbines, the Jenkins Site is considered a major stationary source subject to the Title V Operating Permit requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The proposed Title V Operating Permit will incorporate all applicable air quality requirements for each significant source at the facility and does not reflect any change in air emissions from the facility.

Copies of the application, DEP's analysis and other documents used in evaluation of the application are available for public inspection during normal business hours at the Department of Environmental Protection, 2 Public Square, Wilkes-Barre, PA 18711-0790.

Persons wishing to provide the Department of Environmental Protection with additional information which they believe should be considered prior to the issuance of this permit may submit the information to the Department of Environmental Protection at the address shown above. A 30-day comment period, from the date of this publication, will exist for the submission of comments. Each written comment must contain the following:

- Name, address and telephone number of the person submitting the comments.
- Identification of the proposed permit (specify permit # 40-0017).
- Concise statements regarding the relevancy of the information or objections to issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the information received. Persons submitting comment or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin*, or by telephone, where the Department of Environmental Protection determines such notification by telephone is sufficient. Written comments or requests for a public hearing should be directed to Michael Safko, Chief, Title V Section, Department of Environmental Protection, Northeast Regional Office, 2 Public Square, Wilkes-Barre, PA 18711-0790, (717) 826-2511. For additional information contact Norman Frederick, Air Pollution Control Engineer II, Air Quality Program at the same address and phone number.

PLAN APPROVALS

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

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

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

PA-09-0009. On April 9, 1997, an application was received from **Webcraft Technologies, Inc.**, P. O. Box 187, Chalfont, PA 18914 for the construction of a web offset press to be located in New Britain Township, **Bucks County**.

23-312-210GP. On April 23, 1997, an application was received from **Tosco Refining Company**, 4101 Post Road, Trainer, PA 19061 for the construction of a storage tank no. 94 to be located in Trainer Borough, **Delaware County**.

23-312-209GP. On April 23, 1997, an application was received from **Tosco Refining Company**, 4101 Post Road, Trainer, PA 19061 for the construction of a storage tank no. 93 to be located in Trainer Borough, **Delaware County**.

46-302-215GP. On April 23, 1997, an application was received from **Lower Merion School District**, 301 Montgomery Avenue, Ardmore, PA 19003 for the construction of a small gas and no. 2 oil fired unit to be located in Lower Merion Township, **Montgomery County**.

PA-15-0015. On April 25, 1997, an application was received from **Sartomer Company, Inc.**, 610 South Bolmar Street, West Chester, PA 19382 for the construction of a stripper S-153 to be located in West Chester Borough, **Chester County**.

PA-15-0015A. On April, 29, 1997, an application was received from **Sartomer Company, Inc.**, 610 South Bolmar Street, West Chester, PA 19382 for the construction of an emergency generator to be located in West Chester Borough, **Chester County**.

PA-23-0032. On April 30, 1997, an application was received from **DELCORA**, 100 East Fifth Street, Chester, PA 19016 for the modification of two eight stage incinerators to be located in City of Chester, **Delaware County**.

PA-46-0014A. On May 1, 1997, an application was received from **Knoll, Inc.**, 1235 Water Street, P. O. Box 157, East Greenville, PA 18041 for the installation of a cyclonic baghouse to be located in Upper Hanover Township, **Montgomery County**.

PA-09-0068. On May 9, 1997, an application was received from **Orchard Hill Memorial Park, Inc.**, 75 Sterling Road, Warren, NJ 07059 for the construction of an animal incinerator to be located in Quakertown Borough, **Bucks County**.

PA-09-0069. On May 12, 1997, an application was received from **Crown Cork & Seal Co., Inc.**, 111 Buck Road, Huntingdon Valley, PA 19006 for the construction of a paint spray booth to be located in Lower Southampton Township, **Bucks County**.

23-312-211GP. On May 13, 1997, an application was received from **Sun Company, Inc. (R&M)**, 1801 Market Street, Philadelphia, PA 19103 for the construction of a storage tank to be located in Upper Chichester Township, **Delaware County**.

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

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

17-399-012B. Construction of a powdered metal parts sintering furnace by **Clearfield Powdered Metals, Inc.** (P. O. Box 1072, Clearfield, PA 16830) in Lawrence Township, **Clearfield County**.

14-309-032C. Reactivation of a bulk material storage silo and installation of an air cleaning device (a fabric collector) on a truck loadout spout (glass stone screening and loadout operation) by **Bellefonte Lime Company, Inc.** (P. O. Box 448, Bellefonte, PA 16823) at the Bellefonte Plant in Spring Township, **Centre County**.

REASONABLY AVAILABLE CONTROL TECHNOLOGY (RACT)

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

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

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

OP-46-0022A. On April 3, 1997, an application was received from **Elf Atochem North America, Inc.**, 900 First Avenue, King of Prussia, PA 19406 for the approval of Facility VOC/NOx RACT located in Upper Merion Township, **Montgomery County**.

OP-46-0092. On May 6, 1997, an application was received from **Micro-Coax Components, Inc.**, 245 West 5th Avenue, P. O. Box 993, Colledgeville, PA 19426 for the approval of Facility VOC/NOx RACT located in Trappe Borough, **Montgomery County**.

PA-46-0005A. On April 2, 1997, an application was received from **Merck & Co., Inc.**, P. O. Box 4, WP20-208, West Point, PA 19486 for the approval of fluid bed granulator-dryer column located in Upper Gwynedd Township, **Montgomery County**.

The Department intends to issue an air quality operating permit for the air contaminant sources and associated air cleaning devices described for:

Permit: **OP-23-0024**

Source: Synthetic Minor NOx Facility
Company: **Milestone Materials, Inc.**
Location: Thornbury
County: **Delaware**

Proposed Revision to the State Implementation Plan for Oxides of Nitrogen and Volatile Organic Compounds; Public Hearing.

On May 20, 1996, the Department of Environmental Protection conducted a public hearing to solicit comments on a proposed volatile organic compound and nitrogen oxide Reasonably Available Control Technology (RACT) determination, plan approval issuance, operating permit issuance and State Implementation Plan (SIP) amendment for a natural gas compressor station owned and operated by National Fuel Gas Supply Corporation (NFGS) in Allegany Township, Potter County, and identified as their "Ellisburg Station." The Department subsequently issued an operating permit, identified as OP-53-0009, and a plan approval, identified as PA-53-0009A, which established RACT for the station's various emission sources. The Department has now concluded that certain revisions to Operating Permit OP-53-0009 are necessary.

First, NFGS has determined that it is unable to meet the 1.5 pounds per hour volatile organic compound emission limitation for Dehydration Still #1 as established in the operating permit. The Department has determined that this is due to the use by NFGS of a newly-available, more refined emission determination method than that which was available and in use when NFGS made its original operating permit application. This more refined emission determination method shows a volatile organic compound emission rate of 1.78 pounds per hour for Dehydration Still #1. After evaluating the information, the Department has determined that the revised volatile organic compound emission rate is still reflective of RACT. The Department has therefore made a preliminary determination to approve the proposed revised limitation.

Second, the Department has determined that it incorrectly failed to include two other dehydration stills (identified as Still #2 and Still #3) in the operating permit. After reviewing the pertinent information the Department has made preliminary RACT determinations for these two additional dehydration stills, and intends to revise the operating permit to include these dehydration stills and their RACT volatile organic compound emission limitations.

If approved, the revisions described above (as summarized below) will be incorporated into a revised operating permit and submitted to the United States Environmental Protection Agency as a revision to Pennsylvania's SIP.

The following is a summary of the sources involved in the revisions described above, and the preliminary RACT volatile organic compound emission limitations to which the Department has determined each should be subject:

Source	VOC, tons per year	VOC, pounds per hour
Still #1	1.78	7.81
Still #2	1.83	8.00
Still #3	3.09	13.55

One public hearing will be held for the purpose of receiving comments on the proposed SIP revision. The hearing will be held on June 19, 1997, at 1 p.m. at the Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA. The public is invited to comment on the proposal. Persons interested in commenting are invited to appear at the public hearing.

Persons wishing to present testimony at the hearing should contact Daniel Spadoni at (717) 327-3659 at least 1 week in advance of the hearing to reserve a time to present testimony. Oral testimony will be limited to a maximum of 10 minutes per individual and two written copies of the oral testimony are requested. Each organization is requested to designate one witness to present testimony on its behalf.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodations should contact Daniel Spadoni at (717) 327-3659 or the Pennsylvania AT&T relay service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

Those unable to attend the hearing, but wishing to comment, should provide written comments to Air Quality Environmental Program Manager, Department of Environmental Protection, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448. Comments should be submitted by July 4, 1997.

Pertinent documents are available for review from 8 a.m. to 4 p.m. in the Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling (717) 327-3693.

MINING

CONDUCT COAL AND NONCOAL ACTIVITIES

MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.31); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

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

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

notices of filing of permit applications, opportunity for comment, and informal conferences).

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

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

Greensburg District Office, R. D. 2, Box 603-C, Greensburg, PA 15601.

Coal Applications Received

65850114R. M. B. Energy, Inc. (250 Airport Road, P. O. Box 1319, Indiana, PA 15701-1319). Renewal application received for continued operation and reclamation of a bituminous surface mine located in Salem Township, **Westmoreland County**. Receiving streams unnamed tributaries to Whitehorn Creek to Loyalhanna Creek to the Kiskiminetas River. Renewal application received April 30, 1997.

Hawk Run District Office, P. O. Box 209, Hawk Run, PA 16840.

17850133. Hepburnia Coal Company (P. O. Box I, Grampian, PA 16838), revision to an existing bituminous surface mine permit for a postmining Land Use Change from woodland to pastureland or land occasionally cut for hay, Greenwood Township, **Clearfield County** affecting 15 acres, application received April 29, 1997.

17970106. Forcey Coal, Inc. (P. O. Box 225, Madera, PA 16661), commencement, operation and restoration of a bituminous surface mine permit in Decatur Township, **Clearfield County** affecting 119.9 acres, receiving streams: Big Run to Moshannon Creek, application received April 30, 1997.

17940122. Waroquier Coal Company (P. O. Box 128, Clearfield, PA 16830), transfer of an existing bituminous surface mine-auger permit from Hepburnia Coal Company, Greenwood Township, **Clearfield County** affecting 120.2 acres, receiving streams: unnamed stream, tributary to Watts Creek, Watts Creek to Little Clearfield

Creek to Clearfield Creek to West Branch Susquehanna River, application received May 5, 1997.

17970107. Al Hamilton Contracting Company (R. D. 1, Box 87, Woodland, PA 16881), commencement, operation and restoration of a bituminous surface mine permit in Boggs Township, **Clearfield County** affecting 458 acres, receiving streams: unnamed tributaries to Morgan Run, Morgan Run, unnamed tributaries to Camp Hope Run, Camp Hope Run and Clearfield Creek, application received May 6, 1997.

17753155. Al Hamilton Contracting Company (R. D. 1, Box 87, Woodland, PA 16881), revision to an existing bituminous surface mine permit for a Change In Land Use from forestland to fish and wildlife habitat, Covington Township, **Clearfield County**, application received May 13, 1997.

Knox District Office, P. O. Box 669, Knox, PA 16232.

33970102. Waroquier Coal Company (P. O. Box 128, Clearfield, PA 16830). Commencement, operation and restoration of a bituminous surface operation in Washington Township, **Jefferson County**, affecting 52.0 acres. Receiving streams: unnamed tributaries to Kyle Run. Application received April 22, 1997.

24920101. Tamburlin Bros. Coal Co., Inc. (P. O. Box 1419, Clearfield, PA 16830). Renewal of an existing bituminous surface strip and auger operation in Fox Township, **Elk County** affecting 33.8 acres. Receiving streams: an unnamed tributary to Little Toby Creek. Application received April 28, 1997.

101748-16960106-E-1. MSM Coal Company, Inc. (Box 243, DuBois, PA 15801). Application for a stream encroachment to construct an access road across an unnamed tributary to Pine Creek in Redbank Township, **Clarion County**. The access road is for the purpose of truck traffic to and from the mine site. Application received April 17, 1997.

16860106. Ancient Sun, Inc. (P. O. Box 129, Shippenville, PA 16254). Renewal of an existing bituminous surface strip operation in Porter Township, **Clarion County** affecting 133.5 acres. Receiving streams: an unnamed tributary to Leisure Run. Application for reclamation only. Application received May 5, 1997.

24820107. Senate Coal Mines, Inc. (One Energy Place, Suite 5100, Latrobe, PA 15650). Transfer of an existing bituminous surface and auger operation in Horton Township, **Elk County**, affecting 134.0 acres. Receiving streams: UNT to Brandy Camp Run, Brandy Camp Run and Johnson Run. Transfer from Fairview Coal Company. Application received May 8, 1997.

24890107. Senate Coal Mines, Inc. (One Energy Place, Suite 5100, Latrobe, PA 15650). Transfer of an existing bituminous, surface, auger and fly ash/bottom ash disposal operation in Horton Township, **Elk County** affecting 38.0 acres. Receiving streams: Johnson Run. Transfer from Fairview Coal Company. Application received May 8, 1997.

100435-10920112-E-4. State Industries, Inc. (P. O. Box 1022, Kittanning, PA 16201). Application for a stream encroachment to remove an existing channel developed by old pre-act mining and no reclamation currently being used as a dumping facility by local residents and mining through and reconstructing a viable channel on an unnamed tributary to Bear Creek in Concord Township, **Butler County**. Application received May 12, 1997.

10910107. Big "B" Mining Company (R. D. 1, West Sunbury, PA 16061). Renewal of an existing bituminous

surface strip operation in Center Township, **Butler County** affecting 193.6 acres. Receiving streams: three unnamed tributaries to Stony Run and an unnamed tributary to Pine Run all to Connoquenessing Creek. Application received May 12, 1997.

McMurray District Office, 3913 Washington Rd., McMurray, PA 15317.

32901604. C & G Reclamation, Inc. (P. O. Box 329, Marion Center, PA 15759), to transfer the permit for the Marion Center Tipple in East Mahoning Township, **Indiana County** from West Penn Tipple, Inc., no additional discharge. Application received March 24, 1997.

30841317. Consol Pennsylvania Coal Company (P. O. Box 174, Graysville, PA 15337), to revise the permit for the Enlow Fork bituminous deep mine in Morris Township, **Greene County**, E-1 Bleeder Airshaft Site, receiving stream: unnamed tributary to Enlow Fork. Application received April 25, 1997.

56841606. Scurfield Coal, Inc. (228 Main Street, Berlin, PA 15530), to renew the permit for the Scurfield Coal Preparation Plant in Brothersvalley Township, **Somerset County**, no additional discharge. Application received May 5, 1997.

Hawk Run District Office, P. O. Box 209, Hawk Run, PA 16840.

Large Industrial Mineral Applications Received:

4774SM4. Milestone Materials, Inc. (P. O. Box 231, Easton, PA 18044-0231), revision to an existing large industrial mineral permit to increase the permit acreage from 929.8 to 939.3 acres, Fairfield Township, **Lycoming County**, receiving streams: Bennetts Run to Tules Run to West Branch Susquehanna River, application received May 8, 1997.

4773SM5. Milestone Materials, Inc. (P. O. Box 231, Easton, PA 18044-0231), renewal of an existing large industrial mineral NPDES permit, Muncy Creek Township, **Lycoming County**, application received May 12, 1997.

4773SM4. Milestone Materials, Inc. (P. O. Box 231, Easton, PA 18044-0231), renewal of an existing large industrial mineral NPDES permit, Liberty Township, **Tioga County**, application received May 12, 1997.

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

Industrial Mineral Applications Received:

29920301. NPDES Permit Renewal, H. B. Mellot Estate, Inc. (Route 1, Box 25, Warfordsburg, PA 17267), renewal of NPDES Permit No. PA0599549 in Ayr Township, **Fulton County**, receiving stream; Esther Run, tributary to Big Cove Creek, application received May 12, 1997.

Knox District Office, P. O. Box 669, Knox, PA 16232.

Noncoal Applications Received:

37940302. G. L. McKnight, Inc. (P. O. Box 773, Slippery Rock, PA 16057-8316). Revision to an existing sand and gravel operation in Scott and Plain Grove Townships, **Lawrence County** affecting 134.0 acres. Receiving streams: an unnamed tributary to Slippery Rock Creek and an unnamed tributary to Taylor Run. Revision to include the extraction of Fireclay and Lower Kittanning Coal within the confines of the previously approved permit area. Application received April 28, 1997.

43970301. Larry G. Temple (228 Georgetown Road, Hadley, PA 16130). Commencement, operation and restoration of a sand and gravel operation in Sandy Lake Township, **Mercer County** affecting 28.0 acres. Receiving streams: an unnamed tributary to Sandy Creek and Sandy Creek. Application received April 28, 1997.

APPLICATIONS RECEIVED UNDER SECTION 401: FEDERAL WATER POLLUTION CONTROL ACT

ENCROACHMENTS

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 (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, (814) 332-6942.

E20-445. Encroachment. **Crawford County Commissioners**, Crawford County Courthouse, 903 Diamond Square, Meadville, PA 16335-3481. To construct and maintain Crawford County Bridge No. 31, a prestressed concrete box beam bridge with a clear span of 75 feet on a 90 degree skew across Conneaut Creek (WWF, MF, Trout Stocked). This bridge will replace the steel truss bridge which was damaged, collapsed and was removed in July 1995. This project is located on Blood Road (T-885) across Conneaut Creek approximately 1,600 feet west of the intersection of Blood Road (T-885) and Pennside Road (T-990) (Beaver Center, PA Quadrangle N: 16.2 inches; W: 3.85 inches) located in Spring Township, **Crawford County**.

E37-113. Encroachment. **Lawrence County Commissioners**, 430 Court Street, New Castle, PA 16101. To rehabilitate the Historic Covered Bridge on McConnells Mill Road (T-415) across Slippery Rock Creek (CWF, TSF, Nominated 1-A Scenic) in McConnells Mill State Park. This rehabilitation will include the replacement of the wood deck, roof and wood siding, and the painting of the entire bridge. The project is located on McConnells Mill Road (T-415) across Slippery Rock Creek approximately

8,600 feet south of the McConnells Mill State Park entrance at the intersection of S. R. 0422 and McConnells Mill Road (T-415) (Portersville, PA Quadrangle N: 14.1 inches; W: 6.25 inches) located in Slippery Rock Township, **Lawrence County**.

E43-257. Encroachment. **Consumers PA Water Company**, Shenango Valley Division, Water Purification Facility, 665 South Dock Street, Box 572, Sharon, PA 16146-1835. To construct and maintain the following: a raw water intake structure along the west bank of the Shenango River (WWF), a partially submerged raw water intake crib within the Shenango River and two stormwater outfalls into the Shenango River to replace existing outfalls. This project is part of an upgrade/expansion of the existing Consumers PA Water-Shenango Valley Division Water Purification Facility. The facility is located on the east side of North Water Street (S. R. 0718) approximately 3,400 feet north of the intersection of North Water Street (S. R. 0718) and West State Street (S. R. Business 0062), in the City of Sharon (Sharon West, PA Quadrangle N: 21.4 inches; W: 1.6 inches) located in City of Sharon, **Mercer County**.

E61-207. Encroachment. **PA Dept. of Transportation, Engineering District 1-0**, 1140 Liberty Street, Franklin, PA 16323-1289. To pave the streambed with concrete to a depth of 1 foot below existing streambed elevation under the existing bridge and to place rock protection at the inlet and outlet of the existing bridge located on S. R. 0157 across Wolf Branch (CWF). This project will protect the existing structure from further scour damage. The project is located on S. R. 0157 across Wolf Branch approximately 4.3 miles east of the intersection of S. R. 0157 and S. R. 0062 (President, PA Quadrangle N: 3.4 inches; W: 14.2 inches) located in Cranberry Township, **Venango County**.

E61-208. Encroachment. **PA Dept. of Transportation, Engineering District 1-0**, 1140 Liberty Street, Franklin, PA 16323-1289. To pave the streambed with concrete to a depth of 1 foot below the existing bridge and to place rock protection at the inlet and outlet of the existing bridge located on S. R. 4011 (T-302) across a tributary to Prather Creek (Prather Creek-CWF, Stocked Trout, and Wild Trout). This project will protect the existing structure from further scour damage. The project is located on S. R. 4011 (T-302) across a tributary to Prather Creek approximately 2.3 miles south of the intersection of S. R. 4011 (T-302) and S. R. 0027 in the village of Gresham (Titusville South, PA Quadrangle N: 16.3 inches; W: 15.8 inches) located in Cherrytree Township, **Venango County**.

Northcentral Region, Water Management, Soils and Waterways Section, F. Alan Sever, Chief, 208 West Third St., Suite 101, Williamsport, PA 17701.

E19-167. Encroachment. **Benton Area School District**, R. R. 2, Box 8, Benton, PA 17814. To construct and maintain a 18,625 square foot school building addition in the floodfringe of Fishing Creek plus excavation, to allow for additional storage capacity, in the floodway of Fishing Creek located approximately 2,500 feet east of First St. from SR 487 (Benton, PA Quadrangle N: 16.1 inches; W: 3.3 inches) in the Borough of Benton, **Columbia County**.

E19-168. Encroachment. **John A. Bruno**, R. R. 3, Box 291, Catawissa, PA 17820. To construct and maintain three 24-inch diameter culvert pipes, 12 feet long in Lick Run located off T-418 about 0.3 mile north of SR 2008 (Ashland, PA Quadrangle N: 21.0 inches; W: 16.7 inches) in Locust Township, **Columbia County**. Estimated

stream disturbance is 20 feet of stream with no wetland impact; stream classification is CWF.

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

Permit No. E64-182. Encroachment. **Russell M. and Marie H. Palmer**, R. R. 4, Honesdale, PA 18431. To place fill in 0.72 acre of wetlands to expand an existing business. This project is located along the southwest side of S. R. 0006, approximately 0.3 mile northeast of S. R. 0652 in Indian Orchard Village (White Mills, PA Quadrangle N: 9.2 inches; W: 12.9 inches) in Texas Township, **Wayne County**. Philadelphia District Army Corps of Engineers.

Permit No. E64-183. Encroachment. **Paul and Geraldine Duplatre**, R. R. 1, Box 91D, Pleasant Mount, PA 18435-9725. To excavate 0.74 acre of PEM/PSS wetlands to construct a pond and to construct and maintain a dry hydrant consisting of an 8-inch intake pipe to be used for fire protection purposes. This project is located along the south side of Township Road T-599, approximately 2,000 feet west of S. R. 4007 (Lake Como, PA Quadrangle N: 5.3 inches; W: 6.1 inches) in Buckingham Township, **Wayne County**. Philadelphia District, Army Corps of Engineers.

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

E21-265. Encroachment. **Nelson Minich**, N. L. Minich & Sons, Inc., 730 N. College St., Carlisle, PA 17013. To construct and maintain a 96-inch diameter steel culvert across Meetinghouse Run to expand the noncoal mining operation located about 1,100 feet upstream of North Middleton Road (T-495) (Carlisle, PA Quadrangle N: 22.34 inches; W: 14.52 inches) in North Middleton Township, **Cumberland County**.

E36-632. Encroachment. **Bart Township**, Ray Marvin, 46 Quarry Road, Quarryville, PA 17566. To remove the existing structure, construct and maintain a steel I-beam bridge having a clear span of 69 feet with an average underclearance of 17.4 feet across the West Branch Octoraro Creek on Hollow Road (T-367) (Gap, PA Quadrangle N: 3.7 inches; W: 12.2 inches) in Bart Township, **Lancaster County**.

E38-115. Encroachment. **Pine Meadows Golf Course**, Adam Moyer, P. O. Box 247, Myerstown, PA 17067. To construct and maintain two golf cart bridges having a clear span of 90 feet each with average underclearances of 13 feet each across the Little Swatara Creek for access to a future 9-hole golf course (Fredericksburg, PA Quadrangle N: 6.5 inches; W: 7.0 inches) in Bethel Township, **Lebanon County**.

E50-185. Encroachment. **Foster Kisner**, R. D. 4, Box 4460, Duncannon, PA 17020. To construct and maintain a bridge having a span of 25 feet and an underclearance of 5 feet across the channel of Raccoon Creek at a point along Route 17 approximately 7,300 feet west of Donnally Mills (Ickesburg, PA Quadrangle N: 1.4 inches; W: 1.6 inches) in Tuscorora Township, **Perry County**.

DAM SAFETY

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 (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.

Central Office: Bureau of Waterways Engineering, 400 Market Street, 6th Floor, P. O. Box 8554, Harrisburg, PA 17105-8554, (717) 787-8568.

D10-108. Dam. **Madison Heights Associates** (215 Executive Drive, Suite 300, Cranberry Township, PA 16066). To construct, operate and maintain a dam across a tributary to Brush Creek (WWF) impacting approximately 0.14 acre of wetlands (PSS) located approximately 1 mile upstream of the Pennsylvania Turnpike (Baden, PA Quadrangle N: 20.1 inches; W: 2.1 inches) in Cranberry Township, **Butler County**.

D46-319. Dam. **North Penn School District** (401 East Hancock Street, Lansdale, PA 19446). To construct, operate, and maintain a stormwater detention dam across a tributary to Towamencin Creek (TSF) (Lansdale, PA Quadrangle N: 19.3 inches; W: 9.1 inches) in Towamencin Township, **Montgomery County**. This dam is part of the stormwater management plan for the proposed expansion of the North Penn Senior High School and the Calvary Baptist Church.

ENVIRONMENTAL ASSESSMENT

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.

Central Office: Bureau of Waterways Engineering, 400 Market Street, 6th Floor, P. O. Box 8554, Harrisburg, PA 17105-8554, (717) 787-8568.

EA59-006C0. Environmental assessment. **Ed Signor** (Box 89, Arnot, PA 16911). To construct and maintain a nonjurisdictional dam across a tributary to Sand Run (CWF) for the purpose of recreation located approximately 2,900 feet southwest of the intersection of T-670 and S. R. 2016 in Maple Hill (Cherry Flats, PA Quadrangle N: 11.3 inches; W: 7.0 inches) in Covington Township, **Tioga County**.

WATER ALLOCATIONS

Applications received 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 Management, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4000.

WA30-587E. Water allocation. **Southwestern Pennsylvania Water Authority, Greene County.** Southwestern Pennsylvania Water Authority has submitted an application to expand its service area, with the source being the Monongahela River, Greene County.

ACTIONS

FINAL ACTIONS TAKEN UNDER THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

[National Pollution Discharge Elimination System Program (NPDES)]

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

(Part I Permits)

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.

Persons 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.

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

Permits Issued

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

Permit No. 3997403. Sewerage. **South Whitehall Township Authority**, 4444 Walbert Avenue, Allentown, PA 18104-1699. Permit to construct and operate sewers and appurtenances (Cedar Creek Relief Interceptor), located in South Whitehall Township, **Lehigh County**.

Permit No. 5497401. Sewerage. **Schuylkill County Municipal Authority**, 221 South Centre Street, Pottsville, PA 17901. Permit to construct and operate a sewer extension and pump stations to serve the Schuyl-

kill Highridge Business Park (Industrial/Commercial), located in Cass and Foster Townships, **Schuylkill County**.

NPDES Permit No. PA-0061603. Sewerage. **Eagle Lake Community Association, Inc.**, P. O. Box 305, Gouldsboro, PA 18444-0305 is authorized to discharge from a facility located in Covington Township, **Lackawanna County** to an unnamed tributary to Tamarack Creek.

NPDES Permit No. PA-0036439. Sewerage. **Commonwealth of Pennsylvania, Department of Public Welfare**, White Haven Center, R. R. 2, Box 2195, White Haven, PA 18661 is authorized to discharge from a facility located in Foster Township, **Luzerne County** to Linesville Creek.

NPDES Permit No. PA-0027235. Sewerage. **Easton Area Joint Sewer Authority**, 50-A South Delaware Drive, Easton, PA 18042 is authorized to discharge from a facility located in the City of Easton, **Northampton County** to the Delaware River.

NPDES Permit No. PA-0051721. Sewerage. **Richard C. Becker**, t/a Mountain View Mobile Home Park, Route 145, 901 South Best Avenue, Walnutport, PA 18088 is authorized to discharge from a facility located in Lehigh Township, **Northampton County** to an unnamed tributary of Bertsch Creek.

NPDES Permit No. PA-0062642. Industrial waste. **Blythe Township Municipal Authority**, 375 Valley Street, New Philadelphia, PA 17959 is authorized to discharge from a facility (the Glen Dower Water Treatment Plant) located in Foster Township, **Schuylkill County** to Taylorsville Creek.

NPDES Permit No. PA-0062693. Industrial waste. **Blythe Township Municipal Authority**, 375 Valley Street, New Philadelphia, PA 17959 is authorized to discharge from a facility (the Moss Glen Water Treatment Plant) located in Schuylkill Township, **Schuylkill County** to Big Creek.

NPDES Permit No. PA-0060518. Sewerage. **Hallstead-Great Bend Joint Sewer Authority**, P. O. Box 757, Great Bend, PA 18821-0757 is authorized to discharge from a facility located in Great Bend Borough, **Susquehanna County** to the Susquehanna River.

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

Northcentral Regional Office: Department of Environmental Protection, 208 West Third Street, Suite 101, Grit Building, Williamsport, PA 17701.

Permits Issued

Permit No. NPDES PA0027324, Amendment. Sewerage. **Shamokin-Coal Township Joint Sewer Authority**, R. D. 2, Box 35, Shamokin, PA 17872. Approval to amend Shamokin-Coal Township Authority NPDES permit was granted. Facility located at Ralpho Township, **Northumberland County**.

Permit No. NPDES PA0009300. Industrial waste. **Howes Leather Corporation**, P. O. Box 57, Cooper Road, Curwensville, PA 16833. Approval was granted to renew their NPDES permit to discharge wastewater from three outfalls to the West Branch of the Susquehanna River, which is classified as warm water fishery. Howes is located in Curwensville Borough, **Clearfield County**.

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

Permit No. 0496202. Industrial waste. **Beaver Falls Municipal Authority**, 1425 8th Avenue, Beaver Falls, PA 15010. Construction of a Water Treatment Plant located in the Borough of Eastvale, **Beaver County** to serve the Eastvale Water Plant.

NPDES Permit No. PA0095907. Sewage. **Albert Gallatin Area School District**, 10 West Church Street, Masontown, PA 15461 is authorized to discharge from a facility located at George J. Plava (formerly German Central) Elementary School Sewage Treatment Plant, German Township, **Fayette County** to Unnamed Tributary of North Branch Brown Run.

NPDES Permit No. PA0217565. Sewage. **John and Lynae Williams**, 308 North Main Street, Punxsutawney, PA 15767 is authorized to discharge from a facility located at Maple Valley Personal Care Home Sewage Treatment Plant, S. R. 3039, Armstrong Township, **Indiana County** to Anthony Run.

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

NPDES Permit No. PA0029823. Sewerage. **Tussey Mountain School District**, R. D. 1, Box 178A, Saxton, PA 16678-9742 is authorized to discharge from a facility located in Broad Top Township, **Bedford County** to the receiving waters named Six Mile Run.

NPDES Permit No. PA0022250. Sewerage. **Biglerville Borough Authority**, 33 Musselman Avenue, Biglerville, PA 17307 is authorized to discharge from a facility located in Butler Township, **Adams County** to the receiving waters of an unnamed tributary to Conewago Creek.

NPDES Permit No. PA0085006. Sewerage. **Conoy Township**, 211 Falmouth Road, Bainbridge, PA 17502 is authorized to discharge from a facility located in Conoy Township, **Lancaster County** to the receiving waters named Conoy Creek.

NPDES Permit No. PA0085022. Sewerage. **Conoy Township**, 211 Falmouth Road, Bainbridge, PA 17502 is authorized to discharge from a facility located in Conoy Township, **Lancaster County** to the receiving waters of an unnamed tributary to the Susquehanna River.

NPDES Permit No. PA0024457. Sewerage. **Halifax Municipal Authority**, P. O. Box 443, Halifax, PA 17032 is authorized to discharge from a facility located in Halifax Borough, **Dauphin County** to the receiving waters named Susquehanna River.

NPDES Permit No. PA0020851. Sewerage. **Hyndman Borough Municipal Authority**, P. O. Box 445, Hyndman, PA 15545 is authorized to discharge from a facility located in Hyndman Borough, **Bedford County** to the receiving waters named Wills Creek.

NPDES Permit No. PA0082325. Sewerage. **SMD Enterprises, Inc.**, 252 Bow Creek Road, Grantville, PA 17028 is authorized to discharge from a facility located in East Hanover Township, **Dauphin County** to the receiving waters of an unnamed tributary to Bow Creek.

NPDES Permit No. PAG043547. Sewerage. **Woodrow Heilman**, 94 Hunter Forge Road, Barto, PA 19504 is authorized to discharge from a single family residence sewage treatment plant to an unnamed tributary to the West Branch Perkiomen Creek located in Hereford Township, **Berks County**.

NPDES Permit No. PA0029335. Sewerage. **PA Lions Beacon Lodge Camp**, 114SR 103 South, Mt. Union, PA

17066-9601 is authorized to discharge from a facility located in Wayne Township, **Mifflin County** to the receiving waters named Sugar Valley Run.

NPDES Permit No. PA0085332. Sewerage. **Delta Borough**, R. D. 3, Box 470, Delta, PA 17314 is authorized to discharge from a facility located in Peach Bottom Township, **York County** to the receiving waters named Scott Creek.

NPDES Permit No. PA0026051. Sewerage. **Borough of Chambersburg**, 100 South Second Street, Chambersburg, PA 17201 is authorized to discharge from a facility located in Chambersburg Borough, **Franklin County** to the receiving waters named Conococheague Creek.

NPDES Permit No. PAG043564. Sewerage. **Daniel J. Kyle**, Six Bridgewater Road, Newville, PA 17241 is authorized to discharge from a facility located in North Newton Township, **Cumberland County** to the unnamed tributary to Green Spring Creek.

NPDES Permit No. PA0024074. Sewerage. Amendment 97-2. **Shoemakersville Municipal Authority**, 242 Main Street, Shoemakersville, PA 19555 is authorized to discharge from a facility located in Shoemakersville Borough, **Berks County** to the receiving waters named Schuylkill River.

NPDES Permit No. PA0085065. Industrial. **Process Recovery Corporation**, 2909 Windmill Road, Sinking Spring, PA 19608 is authorized to discharge from a facility located in Cumru Township, **Berks County** to the receiving waters named Schuylkill River.

NPDES Permit No. PA0084743. Industrial. **Exxon Company, USA**, 2567 University Avenue, Suite 5008, Morgantown, WV 26505 is authorized to discharge from a facility located in Hollidaysburg Borough, **Blair County** to an unnamed tributary to Brush Run.

NPDES Permit No. PA0082066. Industrial. **Valley Proteins, Inc.**, 1444 Indian Hollow Road, Winchester, VA 22604 is authorized to discharge from a facility located in East Earl Township, **Lancaster County** to the receiving waters named Muddy Creek.

NPDES Permit No. PA0084166. Industrial. **City of Lebanon Authority**, 400 South Eighth Street, Lebanon, PA 17042 is authorized to discharge from a facility located in Swatara Township, **Lebanon County** to the receiving waters of an unnamed tributary of Swatara Creek.

Permit No. 3697402. Sewerage. **Mount Joy Borough Authority**, 21 East Main Street, Mount Joy, PA 17552. Construction of Sewers and Appurtenances in Mount Joy Borough, **Lancaster County**.

Permit No. 6797403. Sewerage. **New Freedom Borough Authority**, 150 East Main Street, New Freedom, PA 17349. Construction of Pump Station in New Freedom Borough, **York County**.

Permit No. 2197401. Sewerage. **Daniel J. Kyle**, Six Bridgewater Road, Newville, PA 17241. Construction of sewage treatment facilities serving a single family residence in North Newton Township, **Cumberland County**.

Permit No. 2896404. Sewerage. **Borough of Chambersburg**, 100 South Second Street, Chambersburg, PA 17201. Construction of sewage treatment facilities in Chambersburg Borough, **Franklin County**.

Permit No. 6796401. Sewerage. **Delta Borough**, R. D. 3, Box 470, Delta, PA 17314. Construction of sewage treatment facilities in Peach Bottom Township, **York County**.

**INDIVIDUAL PERMITS
(PAS)**

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 Municipality</i>	<i>Receiving Stream</i>
PAS10-D087	New Hope Solbury School District 180 West Bridge Street New Hope, PA 18938	New Hope Borough Bucks County	Unnamed Tributary to Delaware River

**INDIVIDUAL PERMITS
(PAR)**

APPROVALS TO USE NPDES GENERAL PERMITS

The following parties have submitted Notices of Intent (NOI) for Coverage under General NPDES Permits to discharge wastewater into the surface waters of the Commonwealth of Pennsylvania. The Department of Environmental Protection approves the following coverages under the specified General Permit. This approval is subject to applicable effluent limitations, monitoring and reporting requirements and other conditions set forth in the respective General Permit.

The EPA Region III Regional Administrator has waived the right to review or object to this permit action under the waiver provision: 40 CFR 123.24.

The application and related documents, effluent limitations and special conditions, and other information are on file and may be inspected and arrangements made for copying at the contact office noted.

List of NPDES General Permits issued by the Department of Environmental Protection:

NPDES General Permit Type

PAG-1	General Permit For Discharges From Stripper Oil Well Facilities
PAG-2	General Permit For Discharges of Stormwater From Construction Activities
PAG-3	General Permit For Discharges of Stormwater From Industrial Activities
PAG-4	General Permit For Discharges From Single Residence Sewage Treatment Plant
PAG-5	General Permit For Discharges From Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit For Wet Weather Overflow Discharges From Combined Sewer Systems

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Allegheny County East Deer Township	PAR236112	Air Products and Chemicals, Inc. 7201 Hamilton Boulevard Allentown, PA 18195- 1501	Allegheny River	Southwest Regional Office: Water Management Pro- gram Manager 400 Waterfront Drive Pittsburgh, PA 15222- 4745 (412) 442-4000
Millcreek Twp., Erie County	PAR808363	Transportation Services 3025 West 17th St. Erie, PA 16505	Marshall Run	DEP Water Management Northwest Region 230 Chestnut St. Meadville, PA 16335
Luzerne County Hazle Township	PAR222201	Allsteel, Inc. 425 Jaycee Drive West Hazleton, PA 18201	Black Creek	Northeast Regional Office, Water Management 2 Public Square Wilkes-Barre, PA 18711-0790 (717) 826-2553

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Northumberland, Milton Boro	PAR804801	ACF Industries, Inc. P. O. Box 109 Milton, PA 17847	West Branch of Susquehanna River	Northcentral (717) 327-3664
Columbia Co., Stillwater Boro	PAR224809	Charles D. Roberts Co. P. O. Box 6 Stillwater, PA 17878	Raven Creek to Fishing Creek	Northcentral
Columbia Co., Town of Bloomsburg	PAR134801	Magee Rieter Automot- ive System 408 West 5th Street Bloomsburg, PA 17815	Fishing Creek	Northcentral (717) 327-3664
Clearfield Co., Wallacton Twp.	PAR224824	Wallacton Hardwoods P. O. Box 54 Wallacton, PA 16870	UNT to Laural Run	Northcentral (717) 327-3664
Columbia Co., Town of Bloomsburg	PAR124806	Ore-IDA Foods Inc. 595 West 11th Street Bloomsburg, PA 17815	Susquehanna River	Northcentral (717) 327-3664
Lycoming Co., Jackson Twp.	PAR224826	Wheeland Lumber Co., Inc. R. R. 1, Box 220B Liberty, PA 16930	UNT to Blackhouse	Northcentral
Northumberland, Mt. Carmel Boro	PAR144804	International Paper P. O. Box 407, Cardinal Dr. Mt. Carmel, PA 17851	Locust Ck. Shamokin Ck.	Northcentral (717) 327-3664
Clearfield Co., Curwensville Boro	PAR134804	Wickett & Craig of Ameria Inc. 120 Cooper Road Curwensville, PA 16833	W. Br. Susquehanna	Northcentral (717) 327-3664
Lycoming Co., Clinton Twp.	PAR224802	Koppers Industries, Inc. P. O. Box 189 Montgomery, PA 17752	W. Br. Susquehanna	Northcentral
Northumberland Co., Delaware Twp.	PAR214814	Watson town Brick Com- pany Inc. P. O. Box 68 Watson town, PA 17777	W. Br. Susquehanna	Northcentral
Bradford Co., Boro of Canton	PAR124805	H. Rockwell & Son P. O. Box 197 Canton, PA 17724	Mill Creek	Northcentral (717) 327-3664
Lycoming Co., Williams- port	PAR804808	Williamsport Bureau of Transportation 1500 West Third St. Williamsport, PA 17701	Cemetery Run Susquehanna River	Northcentral (717) 327-3664
Bradford Co., Wysox Twp.	PAR224806	Masonite (International Paper) P. O. Box 311 Towanda, PA 18848	Laning Creek to Susquehanna	Northcentral (717) 327-3664
Lycoming Co., Williams- port	PAR604807	Staiman Brothers Inc. P. O. Box 1235 Williamsport, PA 17703- 1235	West Branch of Susquehanna	Northcentral (717) 327-3664
Clinton Co., Pine Creek Twp.	PAR604806	Staiman Brothers, Inc. P. O. Box 1235 Williamsport, PA 17703- 1235	West Br. Susquehanna	Northcentral (717) 327-3664
Tioga Co., Duncan Twp.	PAR604803	Phoenix Resources, Inc. P. O. Box 38 Blossburg, PA 16912	UNT Rock Run to Babb Creek	Northcentral (717) 327-3664

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Northumberland Co., Coal Twp.	PAR804805	Adam Deitrick & Sons Disposal 1410 W. Sterling St. Shamokin, PA 17872	Shamokin Creek	Northcentral (717) 327-3664
Bradford Co., Troy Twp.	PAG 044940	Burt L. Cleveland R. R. 2, Box 34 Troy, PA 16947	UNT to Fall Brook	Northcentral (717) 327-3664
Northumberland, Coal Twp.	PAG064802	Township of Coal 805 W. Lynn Street Coal Township, PA 17866-1900	Shamokin Creek, Coal Run, Quaker Run	(717) 327-3664
Northumberland, Shamokin Twp.	PAG064801	City of Shamokin 47 E. Lincoln Street P. O. Box Q Shamokin, PA 17872	Shamokin Creek, Coal Run, and Carbon Run	Northcentral

SAFE DRINKING WATER

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

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

5897501. Public Water supply. **Gracious Living Estates**, Richard Serfass, President, R. R. 1, Box 226A, Springville, PA 18844. This proposal involves the construction of a new water supply system serving a proposed 93 resident personal care home. The water supply consists of a well with disinfection and storage. Permit issued May 1, 1997.

6495502. Public Water Supply. **Himalayan Institute**, Linda Blanchard, Chairperson, R. D. 1, Box 400, Honesdale, PA 18431. This proposal involves permitting of the existing PWS system which includes three wells, associated pressure tanks and distribution system, with the addition of UV disinfection. Permit issued May 12, 1997.

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

Permit No. 5696505. Public water supply. **Lincoln Township Municipal Authority**, P. O. Box 162, Sipesville, PA 15561-0162. Storage Reservoir. Permit to Operate Issued May 15, 1997.

LAND RECYCLING AND ENVIRONMENTAL REMEDICATION

Under Act 2, 1995

Preamble 3

Acknowledgment of the Submission of Final Reports on Attainment of Background and Statewide Health Standards (Sections 302(e)(2) and 303(h)(2)).

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 (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, (412) 442-5217.

John Girman Property (2524 Mossie Boulevard), Borough of Monroeville, **Allegheny County**. John Girman, 3948 William Penn Highway, Pittsburgh, Pa 15146 and Randolph L. Bowers, 3862 East Street, Pittsburgh, Pa 15214 has submitted a Final Report addressing soil contaminated with BTEX and PHCs. The report is intended to document remediation of the site to meet the Statewide health standard.

SOLID AND HAZARDOUS WASTE

Plan Revision Approval Under the Municipal Waste Planning Recycling and Waste Reduction Act

The Department of Environmental Protection (DEP) approved a revision to the Lehigh County Municipal Waste Management Plan on April 30, 1997.

Condition number 4 of this approval is as follows:

"The County will assure disposal capacity through the use of the facilities identified in Table 12 of the plan

revision, by entering into disposal agreements in which the facilities agree to accept Lehigh County municipal solid waste (MSW) for the 10-year life of the plan. The plan revision also authorizes MSW disposal at other facilities not included in Table 12, as long as the facilities are fully licensed and permitted by all Federal, State and local agencies with the authority to regulate such operations."

Persons 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 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.

The plan revision is a public document and may be viewed at the Lehigh County Office of Solid Waste, 930 Hamilton Street, Allentown, PA, or at the Office of the Lehigh County Commissioners, 455 Hamilton Street, Allentown, PA or at the DEP Northeast Regional Office, 2 Public Square, Wilkes-Barre, PA.

Questions concerning this approval should be directed to Sally Lohman, Planning Section, Department of Environmental Protection, Bureau of Land Recycling and Waste Management, Division of Waste Minimization and Planning, P. O. Box 8472, Harrisburg, PA 17105-8472; or Christopher Fritz, Regional Planning and Recycling Coordinator, Bureau of Land Recycling and Waste Management, Northeast Regional Office, 2 Public Square, Wilkes-Barre, PA 18711, or Julia Murano, Lehigh County Office of Solid Waste, P. O. Box 1548, 930 Hamilton Street, Allentown, PA 18105.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

Regional Office: Regional Solid Waste Manager, One Ararat Boulevard, Harrisburg, Pa 17110.

Application No. 603452. Summit Level Farm, Land Resource Recycling Management, Inc., (1296 High Street, Pottstown, PA 19464). Application for agricultural utilization of sewage sludge to a site in Robeson Township, **Berks County**. Application withdrawn from the Regional Office May 6, 1997.

MINING

CONDUCT COAL AND NONCOAL ACTIVITIES

MINING ACTIVITY ACTIONS

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.31); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). The final action on each application also constitutes action on the request for 401 water quality certification. Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Quality Control Act (35 P. S. §§ 4401—

4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

Greensburg District Office, R. D. 2, Box 603-C, Greensburg, PA 15601.

Coal Permits Issued

03900112. Canterbury Coal Company (R. D. 1, Box 119, Avonmore, PA 15618). Revision issued adding 4.4 acres to an existing bituminous surface auger mine with sandstone and shale removal located in Kiskiminetas Township, **Armstrong County**, now affecting 74.1 acres. Receiving streams: unnamed tributary to Long Run to Kiskiminetas River. Revision application received February 18, 1997. Revision issued April 30, 1997.

63860106R. Boyle Land & Fuel Company (P. O. Box 576, Fredericktown, PA 15333). Renewal permit issued for continued reclamation of a bituminous surface mine located in Deemston Borough, **Washington County**, affecting 210.0 acres. Receiving streams: unnamed tributary to Ten Mile Creek. Renewal application received January 21, 1997. Renewal permit issued May 2, 1997.

03960105. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). Revision to mine through unnamed tributary #3 to Huskins Run; mine within 100 feet of unnamed tributary #6 to Huskins Run; to relocated 1.5 acres of the permit boundaries; and add two new haul roads issued on an existing bituminous surface auger mine located in Cowanshannock Township, **Armstrong County**, affecting 485.0 acres. Receiving streams: unnamed tributaries to Huskins Run and Huskins Run. Revision application received March 10, 1997. Revision issued May 2, 1997.

65840103. M. B. Energy, Inc. (P. O. Box 1319, Indiana, PA 15701-1319). Revision to relocate the unnamed tributary to Stony Run and to use a stream ford over Stony Run for a one-time dozer crossing and return issued on an existing bituminous surface mine located in Derry Township, **Westmoreland County**, affecting 133.5 acres. Receiving streams: Stony Run. Revision application received March 31, 1997. Revision issued May 2, 1997.

03940113T. Thomas J. Smith, Inc. (R. D. 1, Box 260D, Shelocta, PA 15774). Transfer issued from Alt, Incorporated of an existing bituminous surface auger mine located in Washington Township, **Armstrong County**, affecting 68.7 acres. Receiving streams: unnamed tributary "A" to Huling Run, Huling Run to Allegheny River. Transfer application received November 21, 1996. Transfer issued May 8, 1997.

03970101. Thomas J. Smith, Inc. (R. D. 1, Box 260D, Shelocta, PA 15774). Permit issued for commencement, operation and reclamation of a bituminous surface auger mine located in Bradys Bend and Sugarcreek Townships, **Armstrong County**, affecting 74.9 acres. This permit replaces and encompasses permit number 03940112. Receiving streams: unnamed tributary to the Allegheny River and unnamed tributary to Snyders Run. Application received January 22, 1997. Permit issued May 9, 1997.

30940102. Patriot Mining Co., Inc. (Rte. 12, Box 245, Morgantown, WV 26505). Permit issued for commencement, operation and reclamation of a bituminous surface mine located in Greene Township, **Greene County**, affecting 17.0 acres. Receiving streams: unnamed tributary to Whitely Creek. Application received September 13, 1994. Permit issued May 12, 1997.

63930103T. Patterson Coal Company (R. R. 2, Box 335, Smithfield, PA 15478). Transfer from Todd Stash

Mining of an existing bituminous surface mine located in German Georges Townships, **Fayette County**, affecting 110.0 acres. Receiving streams: North Branch, Browns Run and its unnamed tributaries then to the Monongahela River. Transfer application received February 13, 1997. Transfer issued May 14, 1997.

Hawk Run District Office, P. O. Box 209, Hawk Run, PA 16840.

17950115, Larson Enterprises, Inc. (P. O. Box 96, Kylertown, PA 16847), revision to an existing bituminous surface mine permit for a Change in Acreage from 46.6 to 50.1 acres, Morris and Graham Townships, **Clearfield County**. Receiving streams: Flat Run. Application received February 18, 1997. Permit issued April 28, 1997.

17840141, Larry W. Evans, R. R. 2, Box 48, Curwensville, PA 16833, transfer of an existing bituminous surface mine permit from Forcey Coal, Inc., Decatur Township, **Clearfield County** affecting 109.3 acres. Receiving streams: an unnamed tributary of Laurel Run to Laurel Run; Laurel Run to Moshannon Creek; Moshannon Creek to West Branch Susquehanna River, West Branch Susquehanna River to Susquehanna River, application received April 7, 1997. Permit issued May 2, 1997.

17960117, Thunder Coal Company (R. R. 1, Box 447, Grampian, PA 16838), commencement, operation and restoration of a bituminous surface mine permit in Pike Township, **Clearfield County** affecting 125.3 acres. Receiving streams: Welch Run to West Branch Susquehanna River. Application received September 19, 1996. Permit issued May 7, 1997.

17860142, Clair C. McGovern Coal Company (Karthaus, PA 16845), renewal of an existing bituminous surface mine permit in Karthaus Township, **Clearfield County** affecting 112 acres. Receiving streams: unnamed tributaries of Salt Lick Run to Salt Lick Run, Salt Lick Run to West Branch Susquehanna River; and unnamed tributaries of Dutch Hollow Run to Dutch Hollow Run; Dutch Hollow Run to Mosquito Creek, Mosquito Creek to West Branch Susquehanna River. Application received April 11, 1997. Permit issued May 7, 1997.

14960101, Chestnut Ridge Coal Company (LeContes Mills, PA 16850-0047), commencement, operation and restoration of a bituminous surface mine permit in Snow Shoe Township, **Centre County** affecting 48.5 acres. Receiving streams: North Fork Beech Creek to Beech Creek, Beech Creek to Bald Eagle Creek, Bald Eagle Creek to West Branch Susquehanna River. Application received June 19, 1996. Permit issued May 12, 1997.

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

56860105, Permit Renewal, Croner, Inc. (R. D. 4, Box 83-C, Berlin, PA 15530), commencement, operation and restoration of a bituminous strip-auger mine in Brothersvalley Township, **Somerset County**, affecting 192.3 acres. Receiving streams: unnamed tributaries to Blue Lick Creek and Swamp Creek. Application received March 10, 1997. Permit issued May 8, 1997.

32970101, Fossil Fuel, Inc. (R. D. 2, Box 173, Marion Center, PA 15759), commencement, operation and restoration of a bituminous strip-auger mine in Grant Township, **Indiana County**, affecting 24.5 acres. Receiving streams: unnamed tributaries to Little Mahoning Creek. Application received January 8, 1997. Permit issued May 12, 1997.

56823143, Permit Renewal, Croner, Inc. (629 Main Street, Berlin, PA 15530), commencement, operation and

restoration of a bituminous strip mine in Quemahoning Township, **Somerset County**, affecting 202.0 acres. Receiving streams: unnamed tributaries to Beaverdam Creek and Beaverdam Creek. Application received March 11, 1997. Permit issued May 13, 1997.

Knox District Office, P. O. Box 669, Knox, PA 16232.

10860105, Mahoning Mining, Inc. (P. O. Box 171, Slippery Rock, PA 16057). Renewal of an existing bituminous strip operation in Slippery Rock and Worth Townships, **Butler County** affecting 251.0 acres. This renewal is issued for reclamation only. Receiving streams: Wolf Creek, unnamed tributary to Slippery Rock Creek and Slippery Rock Creek. Application received November 7, 1996. Permit issued May 6, 1997.

33930111, Falls Creek Energy Co., Inc. (R. D. 6, Box 231, Kittanning, PA 16201). Transfer of an existing bituminous strip and auger operation in Young, Bell and McCalmont Townships, **Jefferson County** affecting 212.0 acres. This permit is transferred from Maud Mining Company. Receiving streams: unnamed tributaries to Elk Run. Application received December 27, 1996. Permit issued May 8, 1997.

102893-33930111-E-9 Falls Creek Energy Co., Inc. (R. D. 6, Box 231, Kittanning, PA 16201). Application for a stream encroachment to mine through and reconstruct both unnamed tributaries B and C to Elk Run in Young, Bell and McCalmont Townships, **Jefferson County**. Receiving streams: unnamed tributaries to Elk Run. Application received December 27, 1996. Permit issued May 8, 1997.

102327-24890101-E-1, Energy Resources, Inc. (P. O. Box 259, Brockway, PA 15824). Application for a stream encroachment to mine through and reconstruct unnamed tributary No. 2 to Little Toby Creek in Horton and Fox Townships, **Elk County**. Receiving streams: Boderocco Run, Brandy Camp Run and unnamed tributary to Little Toby Creek. Application received January 13, 1997. Permit issued May 7, 1997.

McMurray District Office, 3913 Washington Road, McMurray, PA

63831302, Eighty Four Mining Company, (P. O. Box 729, Indiana, PA 15701), to revise the permit for the Mine 84 in North Strabane Township, **Washington County** to add 6" bulk material borehole, no additional discharge. Permit issued May 15, 1997.

Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2454.

40733203R2, UGI Utilities, Inc., (400 Stewart Road, Hanover Industrial Estates, Wilkes-Barre, PA 18706-1495), renewal of an existing coal refuse reprocessing operation in Hanover Township, **Luzerne County** affecting 59.81 acres. Receiving stream: none. Renewal issued May 14, 1997.

Greensburg District Office, R. D. 2, Box 603-C, Greensburg, PA 15601.

Coal Applications Withdrawn.

65970101, M. B. Energy, Inc. (P. O. Box 1319, Indiana, PA 15701-1319). Application withdrawn for commencement, operation and reclamation of a bituminous surface auger mine located in Ligonier Township, **Westmoreland County**, proposed to affect 135.0 acres. Receiving streams: unnamed tributaries to Four Mile Run, and Loyalhanna Creek to Four Mile Run to Loyalhanna Creek. Application received February 20, 1997. Application withdrawn May 2, 1997.

Greensburg District Office, R. D. 2, Box 603-C, Greensburg, PA 15601.

Coal Applications Denied

65960112. Thomas C. Mull (500 Backwoods Lane, North Huntingdon, PA 15642). Application denied for commencement, operation and reclamation of a bituminous surface mine located in North Huntingdon Township, **Westmoreland County**, that was proposed to affect 42.0 acres. Receiving streams: unnamed tributaries of Brush Creek to Brush Creek to Turtle Creek to the Monongahela River. Application received October 21, 1996. Application denied May 1, 1997.

Knox District Office, P. O. Box 669, Knox, PA 16232.

Noncoal. Permits Issued

37910305. G. L. McKnight, Inc. (P. O. Box 773, Slippery Rock, PA 16057). Renewal of NPDES No. PA0208485, Plain Grove Township, **Jefferson County**, Receiving streams: Taylor Run and unnamed tributary to Taylor Run. Application received December 23, 1996. Permit issued May 7, 1997.

37920303. S & S Processing, Inc. (P. O. Box 32, Ellwood City, PA 16117-0032). Transfer of an existing sand and gravel operation in Taylor Township, **Lawrence County** affecting 56.3 acres. This permit is transferred from S & S Processing. Receiving streams: None. Application received September 16, 1996. Permit issued May 6, 1997.

Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2454.

8274SMIC2. D. M. Stoltzfus & Son, Inc. ((P. O. Box 84) Talmaga, PA 17580), correction to an existing quarry operation in Manheim and Upper Leacock Townships, **Lancaster County** affecting 78.1 acres. Receiving stream: Conestoga River. Correction issued May 12, 1997.

Knox District Office, P. O. Box 669, Knox, PA 16232.

General Small Noncoal Authorizations Granted

16970801. Reichard Contracting, Inc. (R. D. 3, New Bethlehem, PA 16242). Commencement, operation and restoration of a small noncoal sandstone operation in Porter Township, **Clarion County** affecting 3.9 acres. Receiving streams: None. Application received January 6, 1997. Permit issued April 29, 1997.

20970802. Vera I. Marzka (29730 Hogback Road, Cambridge Springs, PA 16403). Commencement, operation and restoration of a small noncoal sand and gravel operation in Rockdale Township, **Crawford County** affecting 6.0 acres. Receiving streams: None. Application received February 19, 1997. Permit issued April 30, 1997.

Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2454.

66960804. Randy M. Wiernusz (R. R. 7, Box 502, Tunkhannock, PA 18657), commencement, operation and restoration of a small quarry operation in Eaton Township, **Wyoming County** affecting 1.0 acres. Receiving stream: none. Authorization granted May 13, 1997.

52960802. Gibson E. McKean (P. O. Box 61, Barryville, NY 12719), commencement, operation and restoration of a small quarry operation in Blooming Grove Township, **Pike County** affecting 5.0 acres. Receiving stream: none. Authorization granted May 16, 1997.

ACTIONS TAKEN UNDER SECTION 401: FEDERAL WATER POLLUTION CONTROL ACT

ENCROACHMENTS

Dams, Encroachments and Environmental Assessments

The Department of Environmental Protection has taken the following actions on previously received Dam Safety and Encroachment 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)).

Persons aggrieved by this action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514), and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, 400 Market Street, Floor 2, 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 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 Clean Streams Law (35 P. S. §§ 691.5 and 691.402) and notice of final action for certification under section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

(Note: Permits issued for Small Projects do not include 401 Certification, unless specifically stated in the description).

Permits Issued and Actions on 401 Certifications

Northcentral Region, Water Management-Soils and Waterways, F. Alan Sever, Chief, 208 West Third St., Williamsport, PA 17701.

E41-395. Encroachment. **Daniel Dutton**, 2826 Oakland Drive, Condo 4, Billings, MT 59102. To reconstruct and maintain the superstructure and abutments of an existing bridge, placing riprap at the wigwalls as necessary on a private road over Mill Creek immediately off SR 864, 0.6 mile east of SR 087 (Montoursville North, PA Quadrangle N: 5.25 inches; W: 2.88 inches) in Upper Fairfield Township, **Lycoming County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

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

E01-171. Encroachment. **Middle Creek Bible Conference, Inc.**, Elizabeth Crowley, P. O. Box 1, Cascade, MD 21719. To place fill in a de minimis area of wetlands less than or equal to 0.05 acre for the purpose of providing an emergency access drive for the proposed Middle Creek Conference and Retreat Center located north of the intersection of Water Street and Station Road in Freedom and Liberty Townships, **Adams County**. (Fairfield, PA

Quadrangle N: 2.0 inches; W: 10.0 inches). This permit also includes 401 Water Quality Certification.

E01-176. Encroachment. **John Rautzahn**, PA Dept. of Transportation, Engineering District 8-0, 2140 Herr Street, Harrisburg, PA 17103. To remove a structure and to construct and maintain a precast concrete box culvert with a normal span of 20 feet and a minimum underclearance of 4 feet and to fill a de minimis area of wetlands less than or equal to 0.01 acre associated with this bridge located over an unnamed tributary to Tom's Creek on SR 0116, Segment 0040, Offset 1686 (Iron Springs, PA Quadrangle N: 1.85 inches; W: 0.85 inch) in Carroll Valley Borough, **Adams County**. This permit also includes 401 Water Quality Certification.

E05-241. Encroachment. **Ken Burket**, R. D. 2, Box 347, Hollidaysburg, PA 16648. To maintain three barrels of 48-inch diameter corrugated galvanized steel pipes across an unnamed tributary to Raystown Branch Juniata River (locally called Todd Run) to provide continued access to the Burket and Charles Mackall, Jr., properties located about 1,300 feet north of the PA 56 and US 30 intersections (Bedford, PA Quadrangle N: 9.2 inches; W: 7.3 inches) in Bedford Township, **Bedford County**. This permit was issued under Section 105.13(e) "Small Projects."

E07-266. Encroachment. **Lloyd Gummo**, R. R. 7, Box 592, Altoona, PA 16601. To remove two 4-foot diameter culverts and to construct and maintain a box culvert having a span of 11.0 feet and a rise of 5.0 feet in an unnamed tributary of the Little Juniata River to provide access to private property. (Bellwood, PA Quadrangle N: 16.0 inches; W: 10.2 inches) in Aris Township, **Blair County**. This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E31-135. Encroachment. **US Army Corps of Engineers**, Raystown Lake, Dwight Beall, R. D. 1, Box 222, Hesston, PA 16647. To construct and maintain five 1.5 foot diameter culverts in the channel of Tatman Run to create a foot bridge crossing located in the Tatman Run Access Area at Lake Raystown Dam (Entriken, PA Quadrangle N: 10.25 inches; W: 10.75 inches) in Lincoln Township, **Huntingdon County**. This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

ENVIRONMENTAL ASSESSMENT

ENVIRONMENTAL ASSESSMENT APPROVALS AND ACTIONS ON 401 CERTIFICATION

Central Office: Bureau of Waterways Engineering, 400 Market Street, 6th Floor, P. O. Box 8554, Harrisburg, PA 17105-8554, (717) 787-8568.

EA46-026CO. Environmental Assessment. **Gene Yerger** (314 Main Street, Collegeville, PA 19426). To construct and maintain a nonjurisdictional dam (Basin A) in the watershed of a Tributary to Perkiomen Creek (TSF) impacting approximately 0.19 acre of wetlands (PFO) for the purpose of stormwater management at the proposed Salford Knoll subdivision located approximately 600 feet southeast of the intersection of Salford Station Road (S. R. 1024) and Fulmer Road (T-359) (Perkiomenville, PA Quadrangle N: 7.1 inches; W: 13.2 inches) in Lower Frederick Township, **Montgomery County**. The applicant has made a contribution to the Pennsylvania Wetland Replacement Project as compensatory mitigation for wetland impacts.

WATER ALLOCATIONS

Actions taken on application 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 Management, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, telephone (412) 442-4000.

WA 26-846B. Water Allocation. **Pleasant Valley Water Authority, Fayette County**, Pennsylvania. The right to purchase a maximum of 50,000 gallons per day of water from the Indiana Creek Valley Water Authority, Fayette County, PA. Permit issued on May 13, 1997.

SPECIAL NOTICES

Additional planning grant eligibility under the Municipal Waste Planning Recycling and Waste Reduction Act

The Department of Environmental Protection announces that eligibility for grants under section 901 of Act 101 has been expanded to include activities of Chapter 2 of Act 190 of 1996 as prescribed by that chapter. The application period will continue to be open with no deadline date. Eligible applicants will continue to be counties. The limit set by Act 101 of no more than 10% of the section 901 budget for any fiscal year for any county will continue to be in force, with Act 190 activities being part of that 10%.

All grant awards are predicated on the receipt of recycling fees required by sections 701 and 702 of Act 101 and the availability of monies in the Recycling Fund.

Inquiries regarding the grant offerings should be directed to Sally Lohman, Planning Section, Department of Environmental Protection, Bureau of Land Recycling and Waste Management, Division of Waste Minimization and Planning, P. O. Box 8472, Harrisburg, PA 17105-8472. Application forms may be obtained from the Department of Environmental Protection Regional Planning and Recycling Coordinator as listed below.

901 Grant Eligibility Under Act 190 of 1996

Act 190, Chapter 2 provides grants for educational programs on pollution prevention, technical assistance to small businesses for pollution prevention, and educational programs for Household Hazardous Waste.

Pollution prevention and source reduction techniques are those that reduce pollution forming in the first place and lessen transfers between air, water and land.

Educational and technical assistance programs focusing on Small Business Pollution Prevention may include tasks directed toward source reduction techniques, energy conservation, waste minimization, reduction in the toxicity of wastes generated, beneficial use, reuse, recycling or reclamation.

A Small Business is defined as a business with 100 or fewer employees or a political subdivision.

Household Hazardous Waste educational programs should be directed toward wastes which would be chemically or physically classified as a hazardous waste but are excluded from regulation as a hazardous waste under the regulation of the Department of Environmental Protection because it is generated by a household.

Fundable Tasks

1. Costs incurred by a county by contract with another sponsor or other person selected by the county to develop educational and technical assistance programs.
2. Tasks associated with the gathering of information for subsequent inclusion into educational materials such as brochures, posters, fact sheets, training programs and the like.
3. Tasks associated with the gathering of information, developing, printing and distributing eligible pollution prevention and household hazardous waste educational materials.
4. Tasks associated with conducting training, conferences, teleconferences, and the like which result in educational and technical assistance directed toward Small business Pollution Prevention or Household Hazardous Wastes.
5. Tasks associated with the distribution of materials, and co-sponsorship of educational and technical assistance programs in conjunction with DEP staff.

Non-Fundable Tasks

1. The acquisition of equipment of any type and other capital expenditures.
2. Any task that fails to produce a measurable end product.
3. Tasks associated with the production of a grant application, or with the production of the audit report required by the grant contract.
4. Tasks associated with the collection of household hazardous wastes.

Regional Planning and Recycling Coordinators*Coordinator*

Calvin Ligons
 Department of Environmental Protection
 Bureau of Land Recycling and Waste Management
 Lee Park, Suite 6010
 555 North Lane
 Conshohocken, PA 19428
 (610) 832-6212

Chris Fritz
 Department of Environmental Protection
 Bureau of Land Recycling and Waste Management
 2 Public Square
 Wilkes-Barre, PA 18711-0790
 (717) 826-5425

Belinda May
 Department of Environmental Protection
 Bureau of Land Recycling and Waste Management
 1 Ararat Boulevard
 Harrisburg, PA 17110
 (717) 657-4588

Ron Somers
 Department of Environmental Protection
 Bureau of Land Recycling and Waste Management
 208 West Third Street, Suite 101
 Williamsport, PA 17701
 (717) 327-3653

Sharon Svitek
 Department of Environmental Protection
 Bureau of Land Recycling and Waste Management
 400 Waterfront Drive
 Pittsburgh, PA 15222
 (412) 442-4125

Guy McUmber
 Department of Environmental Protection
 Bureau of Land Recycling and Waste Management
 230 Chestnut Street
 Meadville, PA 16335-3481
 (814) 332-6848

Counties

Bucks, Chester, Delaware, Montgomery,
 Philadelphia

Carbon, Lackawanna, Lehigh, Luzerne, Monroe,
 Northampton, Pike, Schuylkill, Susquehanna, Wayne,
 Wyoming

Adams, Bedford, Berks, Blair, Cumberland, Dauphin,
 Franklin, Fulton, Huntingdon, Juniata, Lancaster, Lebanon,
 Mifflin, Perry, York

Bradford, Cameron, Centre, Clearfield, Clinton, Columbia,
 Lycoming, Montour, Northumberland, Potter, Snyder,
 Sullivan, Tioga, Union

Allegheny, Armstrong, Beaver, Cambria, Fayette, Greene,
 Indiana, Somerset, Washington, Westmoreland

Butler, Clarion, Crawford, Elk, Erie, Forest, Jefferson,
 Lawrence, McKean, Mercer, Venango, Warren

Availability of Technical Guidance

Governor's Office List

Once a year on the first Saturday in August, the Governor's Office publishes a list of the nonregulatory guidance documents of all State agencies in the *Pennsylvania Bulletin*. The first publication of this list was in the August 3, 1996, edition of the *Pennsylvania Bulletin*. The next publication of this list will be in the August 2, 1997, *Pennsylvania Bulletin*.

DEP's Technical Guidance Document Inventory

DEP publishes a list of its technical guidance documents in its Technical Guidance Document Inventory twice a year. The most recent edition of the Inventory is the December 1996 edition. This edition is now available on DEP's World Wide Web site. DEP's Web address is <http://www.dep.state.pa.us>. To go to the location of the Inventory once on the DEP home page, persons should choose the Public Participation Center/Technical Guidance Document/Basic Inventory.

Bound paper copies of the Inventory are available now for those who do not have access to the Web site. DEP automatically mails a paper copy of the December 1996 Inventory to persons who received a bound paper copy of the June 1996 Inventory. Persons who wish to add their address to the mailing list should call Nina Huizinga at (717) 783-8727.

DEP's Technical Guidance Documents on the World Wide Web

DEP's Web address is <http://www.dep.state.pa.us>. To go to the location of DEP's Technical Guidance Documents once on the DEP home page, persons should choose the Public Participation Center. The Center contains several links to DEP's Technical Guidance Documents. Persons should look under the heading "Proposals Open to Comment" for the link to "Draft Technical Guidance." Persons should look under the heading "Proposals Recently Finalized" for the link to "Technical Guidance." Persons should look under the heading "Technical Guidance" for one link to the "Basic Inventory" and a second link to "Final Guidance." The final documents menu will list DEP's bureaus. Persons should click on the name of the bureau to get to the list of the documents from that bureau that are currently on the Web. Then, to see a document, persons should click on the ID number of the document. DEP will be adding its revised documents to the Web throughout 1997.

Help Protect the Environment: Use the Web and Save Trees

DEP encourages members of the public who read these announcements in the *Pennsylvania Bulletin* and DEP's *UPDATE* and who have access to the World Web to avoid the needless duplication of paper copies of DEP's technical guidance documents. Persons can download those DEP documents which are posted on DEP's Web site onto their computers and read them electronically. This method saves both paper and money.

Ordering Paper Copies of DEP Technical Guidance

Although DEP promotes the use of electronic copies of its technical guidance rather than paper copies, there are still reasons for DEP to continue to provide members of

the public with paper copies: 1) It may be more convenient to use some documents in a paper form, 2) Not everyone has access to the World Wide Web and 3) Not all DEP documents are on DEP's Web site yet. Persons can order an unbound paper copy of the latest Inventory or an unbound paper copy of any of the final documents listed on the Inventory by calling DEP at (717) 783-8727.

In addition, bound copies of some of DEP's documents are available as DEP publications. Persons should check with the appropriate bureau for more information about the availability of a particular document as a publication.

Changes to Technical Guidance Documents

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

Persons who have any questions on comments about a particular document should call the contact person whose name and phone number is listed with each document. Persons who have questions or comments about the Inventory, the documents on the World Wide Web, the availability of paper copies from the printer or the technical guidance document process in general should call Nina Huizinga at (717) 783-8727.

Final Technical Guidance—New Guidance

DEP ID: 273-4000-007 Title: Interim Compliance Strategy on Reasonable Available Control Technology (RACT) for Major Nitrogen Oxide (NO_x) Sources with Continuous Emission Monitoring Systems (CEMSs) Description: This guidance document is to assist the Department's Regional Air Quality staff in dealing with NO_x RACT sources with CEMSs that are in noncompliance. It establishes uniform criteria for the settlement of penalties arising from exceeding NO_x RACT emission limits, data availability, and delinquency in filing reports. The policy will apply on an interim basis until a new Compliance Assurance Policy is developed for NO_x RACT with CEMSs. Page Length: 3 pages Location: Volume 2, Tab 34 Contact Ralph Scanlan at (717) 787-9702.

Draft Technical Guidance

DEP ID: 560-0700-304 BMR PGM: II:03:04 Title: Review of Surface Mine Applications on High Quality Waters Background: This guidance establishes criteria for review of surface mine applications on high quality waters based on the requirements of the proposed amendments to 25 PA. Code Chapter 93. Final rulemaking has not been scheduled yet; this guidance will be finalized once the final rulemaking for Chapter 93 is effective. Deadline for Submittal of Comments is July 15, 1997. Contact Thomas L. Whitcomb at (717) 783-8845.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 97-882. Filed for public inspection May 30, 1997, 9:00 a.m.]

Low-Level Waste Advisory Committee Meeting

The date for the next meeting of the Department of Environmental Protection's Low-Level Waste Advisory Committee (LLWAC) has been changed from June 12 to June 16, 1997. The meetings will begin at 9 a.m. and end at 12 noon at the Forum Building, Room G-50, South Drive and Commonwealth Avenue, Harrisburg, PA 17120.

Questions concerning the agenda should be addressed to Rich Janati at (800) 232-2786 or e-mail at Janati.Rich@a1.dep.state.pa.us. The agenda is also available through the Public Participation Center on DEP's World Wide Web site at <http://www.dep.state.pa.us>.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Marianne Hansen at (717) 787-2480 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 97-883. Filed for public inspection May 30, 1997, 9:00 a.m.]

Wetlands Protection Advisory Committee Meeting

The Wetlands Protection Advisory Committee meeting scheduled for July 8, 1997, has been rescheduled for July 1, 1997, in the 1st Floor Conference Room of the Rachel Carson State Office Building.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 97-884. Filed for public inspection May 30, 1997, 9:00 a.m.]

DEPARTMENT OF HEALTH

Availability of Draft Maternal and Child Health Services Block Grant Application for Federal Fiscal Year 1998

Under 42 U.S.C.A. § 705(a)(5)(F), the Department of Health is making available copies of the draft Maternal and Child Health Services Block Grant Application for FFY 1998. This application is the Commonwealth of Pennsylvania's draft request to the United States Department of Health and Human Services for block grant funding.

The block grant application describing proposed services, program goals and objectives and activities can be obtained by contacting the Department of Health, Bureau of Maternal and Child Health, Room 733, Health and Welfare Building, P. O. Box 90, Harrisburg, PA 17108, (717) 787-7192 [TDD: (717) 783-6514].

Written comments will be accepted and should be sent to the Department of Health, Bureau of Maternal and Child Health at the above address, and should be received no later than 4 p.m. Monday, June 30, 1997.

Persons with a disability who require an alternative format of the above mentioned application (for example, large print, audio tape, braille) should notify the Bureau of Maternal and Child Health at the above address or number, or at TDD: (717) 783-6514.

DANIEL F. HOFFMANN,
Secretary

[Pa.B. Doc. No. 97-885. Filed for public inspection May 30, 1997, 9:00 a.m.]

Availability of Federal Fiscal Year 1998 Draft Application for Funding for Abstinence Education and Related Services

The Department of Health is making available copies of its Federal fiscal year 1998 draft application for Abstinence Education and Related Services funding. This application is the Commonwealth of Pennsylvania's draft request to the United States Department of Health and Human Services for funds to implement an abstinence education and related services plan and program as set out in 42 U.S.C.A. §§ 705(a)(5)(F) and 710(c)(2).

This application describing proposed services, program goals and objectives and activities can be obtained by contacting the Department of Health, Bureau of Maternal and Child Health, Division of Maternal and Child Health, Room 725, Health and Welfare Building, P. O. Box 90, Harrisburg, PA 17108, (717) 787-7440 [TDD: (717) 783-6514].

Written comments will be accepted and should be sent to the above address, and must be received by no later than 4 p.m. Monday, June 30, 1997.

Persons with a disability who require an alternative format of the above-mentioned application (for example, large print, audio tape, braille) should notify the Division of Maternal and Child Health at the above address or number, or at TDD: (717) 783-6514.

DANIEL F. HOFFMANN,
Secretary

[Pa.B. Doc. No. 97-886. Filed for public inspection May 30, 1997, 9:00 a.m.]

Health Policy Board Meeting

The Health Policy Board is scheduled to hold a meeting on June 11, 1997, at 10 a.m. in Room 812, Health and Welfare Building, Commonwealth and Forster Streets, Harrisburg, PA.

For additional information, or for persons with a disability who desire to attend the meeting and require an auxiliary aid, service or other accommodation, contact Robin Bowman at (717) 783-2500.

This meeting is subject to cancellation without notice.

DANIEL F. HOFFMANN,
Secretary

[Pa.B. Doc. No. 97-887. Filed for public inspection May 30, 1997, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Retention of Engineering Firms

Armstrong, Butler, Clarion, Indiana and Jefferson Counties

Project Reference No. 08430AG2073

The Department of Transportation (Department) will retain a surveying and/or engineering firm with a minimum of two survey corps for preliminary, final and

construction surveys for projects in Engineering District 10-0, which is Armstrong, Butler, Clarion, Indiana and Jefferson Counties.

The contract will be for a period of 60 months from the date of the notice to proceed. It is estimated that approximately 1,000 crew days may be required for the firm selected.

The selected firm will be required to staff adequately a minimum of two survey crews consisting of three and/or four persons. The firm will be required to furnish each survey crew with all required material, equipment, liability insurance, safety equipment and procedures necessary for the efficient, timely and professional completion of preliminary highway surveys, property surveys, construction stakeouts for structures and roadways, retracing alignment, referencing control points and right-of-way and other related projects as directed by the Department. To ensure that all survey data is collected in a format that is compatible with the Department's existing Electronic Theodolite Interface (ETI) Software, the Department will provide Department-developed Electronic Survey Collection (ESC) Software and User's Manual to the selected firms. The software will be restricted to use on Department projects. The selected firm will be responsible for providing the hardware configuration necessary to complete surveys using the Department's software.

The hardware requirements are a Corvallis Micro-technology, Inc., M C V-Q hand-held computer with 640K of memory or compatible data collection equipment: a 3-1/2" floppy disk drive; and an electronic total station surveying instruments and serial cables to communicate with the hand-held computer. The Total-Station will be comparable or better than a five second instrument (5").

The Department will establish an order of ranking of a minimum of three firms for the purpose of negotiating an agreement based on the Department's evaluation of the acceptable letters of interest received in response to this solicitation. The ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

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

- a) Review of employes' resumes with emphasis on surveying capabilities and specialized experience in Highway/Route Surveying.
- b) Consultant's proposed plan to provide the Department a survey crew at the project site.
- c) Understanding the Department's requirements, policies and specifications.
- d) Ability to provide survey crew on short (5-day minimum) notice.
- e) Present workload.
- f) Past performance.
- g) Additional equipment not required above such as: radios, laptop computers, calculators, digital levels and the like, will be considered.

The qualifications and experience required of the firm's personnel must meet or exceed the requirements of the Department's surveyor class specification. The descriptions for these classifications can be obtained from the District contact person identified at the end of this solicitation.

The survey personnel and supporting resume information must be submitted with the letter of interest. There shall be no substitution or addition of personnel without first submitting resumes and receiving written approval by the Department.

- 1) All field survey work shall be under the supervision of a Professional Land Surveyor licensed in this Commonwealth.
- 2) Each survey crew shall consist of a minimum of one party chief, one instrument person and rod/prism/chain personnel to complete the crew, whether it be three or four people.
- 3) Electronic equipment and procedures, as described above, must be utilized in completion of surveys, unless otherwise directed by the Department.
- 4) The party chief should have a minimum of 3 years experience as a party chief in highway related work. When the party chief is unavailable for work, the crew will work only when the Professional Land Surveyor is available to be in charge of the survey crew.
- 5) Provisions will be included for railroad insurance, rental of arrow boards, ladders, and/or boats when and if needed.

If a survey firm is submitting the letter of interest, it must indicate in the body of its transmittal letter the names and Professional Land Surveyor License Number of individuals who are directing heads or employes of the firm who have responsible charge of the firm's surveying activities, and whose names and seals shall be stamped on plans, specifications, plans and reports issued by the firm.

The second copy of the letter of interest and required forms (see general requirements and information section) shall be sent to: Craig Chelednik, P. E., District 2-0, 1924-30 Daisy Street, P. O. Box 342, Clearfield, PA 16830.

Technical questions concerning the requirements for this project should be directed to Thad Mikolajczyk, P.L.S., Chief of Surveys, District 10-0 at (412) 357-2474, or Craig Chelednik, P. E., District Location and Liaison Engineer, at (412) 357-2842.

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

Lycoming County

Project Reference No. 08430AG2074

The Department of Transportation will retain an engineering firm to perform full in-depth bridge inspection (including underwater), environmental studies, preliminary engineering, final design and engineering services during construction of a bridge located in Lycoming County on S. R. 0405 in the Village of Muncy over the West Branch of the Susquehanna River and ConRail Railroad.

The bridge has 18 spans: 11 spans of steel plate girder pin hanger system, and 7 spans of steel I-beams, having a total length of 2,134 feet. The estimated construction cost is \$5 million and will include any needed minor approach roadway work.

The selected consultant will be required to prepare an in-depth bridge inspection report and structural analysis, identifying structural components and/or members that govern load ratings, and determine both short and long term rehabilitation needs; prepare alternative analysis report for rehabilitation; determine environmental studies

and permit issues needed for each alternative, and complete the environmental studies needed for NEPA clearance for the selected alternative; perform all final design and construction plans including contract special provision and construction cost estimates; and provide engineering services during construction including shop drawing reviews and approvals.

Letters of interest will be evaluated at the Engineering District 3-0 office with emphasis on the following factors:

- Specialized experience and technical competence of the firm including the firm's experience with similar type projects and their ability to provide innovative solutions to complex technical problems.
- Experience of employees to be associated with this project. Particularly important are the key people assigned to the project including their experience and past record of performance with similar projects.
- Overall current workload of the firm.
- Past performance record.

The District will announce the firms that have been shortlisted at an open public meeting scheduled for July 18, 1997, at 10 a.m. at Engineering District 3-0, 715 Jordan Avenue, Montoursville, PA 17754.

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be 15% of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information section after the advertised projects.

The second copy of the letter of interest and required forms (see general requirements and information section) shall be sent to Paul E. Heise, P. E., District Engineer, Engineering District 3-0, 715 Jordan Avenue, Montoursville, PA 17754.

Technical questions concerning the requirements for this project should be directed to Robert H. Haase, P. E., District 3-0, at (717) 368-4391.

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

Berks County

Project Reference No. 08430AG2075

The Department of Transportation will retain a consulting firm to provide Right-of-Way Acquisition Services for the S. R. 0222, Section 001 (Lancaster Pike Reconstruction) and Section 002 (Warren Street Extension) projects in Berks County. The estimated construction cost of these projects is \$57 million.

These highway improvement projects will consist of the extension of the Warren Street By-Pass and an upgrade of existing State Route 222 from the existing connection with State Route 422 (Penn Avenue) in Wyomissing Borough to the Lancaster County line near Adamstown with a four-lane limited access facility. Section 001 will be an upgrade of State Route 222 and will include two interchanges. Section 002 will be constructed on new alignment and will include two interchanges and a tie-in to the existing interchange with State Route 422. The total project length for the two sections is approximately 7 miles.

The required services for these projects include, but are not limited to: relocation assistance, appraisal planning, negotiation, title services, property management and claim payment. These projects will include land acquisi-

tion in Wyomissing Borough, Cumru Township, South Heidelberg Township and Brecknock Township.

These projects will involve approximately 215 properties. The number of total takes are 117, with 85 residential and 32 commercial. The number of partial takes are 98, with 80 residential, 12 commercial, one combination commercial/residential and five other (community and the like). The Department will provide the total take plan for these projects.

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

1. Familiarity with the applicable provisions of the Department's Right-of-Way Manual in compliance with Federal and State Regulations, including but not limited to the Pennsylvania Eminent Domain Code, the State Highway Law and the Real Estate Law and the Uniform Relocation Assistance and Real Property Acquisition Policies Act.

2. Experience as a firm with personnel experienced and qualified in performing their assigned functions.

3. Demonstrate ability to perform work in compliance with current Federal and State policies, procedures and regulations.

The District will announce the firms that have been shortlisted at an open public meeting scheduled at Engineering District 5-0 on June 30, 1997, at 11 a.m. in Conference Room A.

Technical questions concerning the requirements for these projects should be directed to Donald E. Lerch, P. E., Design Services Engineer, Engineering District 5-0, at (610) 791-6019.

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

Bucks County

Project Reference No. 08430AG2076

The Department of Transportation will retain an engineering firm for an Open-End Contract to provide supplementary construction inspection staff under the Department's Inspectors-in-Charge who will perform construction inspection services on various projects in Bucks County in Engineering District 6-0, on an as-needed basis. The Contract will include roadway and bridge construction projects. The Contract will be for a period of 60 months, with a maximum cost of \$1 million.

It is anticipated that a maximum supplementary construction inspection staff of 15 inspectors will be required for this assignment.

The Department will establish an order of ranking of a minimum of three firms for the purpose of negotiating an Engineering Agreement based on the Department's evaluation of the acceptable letters of interest received in response to this solicitation. The ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

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

- a. Review of inspectors' resumes with emphasis on construction inspection capabilities, Department and District experience and supervisory experience.

b. Specialized experience in asphalt paving, structures, concrete, drainage, paint inspection and Maintenance and Protection of Traffic.

c. Number of NICET certified inspectors in each payroll classification.

d. Understanding of Department's requirements, policies and specifications.

e. Ability to provide CPM scheduling (TCM-1 Classification).

f. Ability to provide a "CDS" operator or someone capable of inputting data into a personal computer (TCIS Classification).

g. Past Performance.

The qualifications and experience required of the firm's inspectors will be established by the Department, and the qualifications of the firm's proposed employees will be reviewed and approved by the Department.

It is anticipated that the supplementary construction inspection staff for this assignment will consist of the following number of inspectors who meet the requirements for the following inspection classifications:

Classification	<i>No. of</i> Inspectors
Transportation Construction Manager 1 (TCM-1)	1 (1)
(NICET Highway Construction Level 4 or equivalent)	
Transportation Construction Insp. Super. (TCIS)	3 (2)
(NICET Highway Construction Level 3 or equivalent)	
Transportation Construction Inspector (TCI)	6 (4)
(NICET Highway Construction Level 2 or equivalent)	
Technical Assistant (TA)	3 (1)
(NICET Highway Construction Level 1 or equivalent)	
NACE Intermediate Coating Inspector	1 (0)**
NACE Basic Coating Inspector	1 (0)**

** These two specialized classifications will be used for bridge painting inspection. Under these classifications, the selected firm must provide lead abatement training for these employees prior to a job assignment. In addition, the firm must establish, implement and maintain an effective employee medical surveillance in accordance with 29 CFR 1926 throughout the duration of this inspection assignment.

These two specialized classifications will have the following requirements:

1. NACE Intermediate Coating Inspector Training or equivalent.

The inspector for the above NACE Intermediate Coating Inspector Training category shall have completed at least 80% of the required credits for this NACE category or equivalent training; have a minimum of 5 years coating inspection experience on heavy industrial or highway projects; have a minimum of 1 year experience of coatings inspection on a lead removal project where air monitoring, blood monitoring, containment and disposal of lead debris were performed; know OSHA 1926.62 lead regulations, applicable OSHA regulations governing proper respirator usage (29 CFR 1910.134) and lead exposure (29 CFR 1910-1025); be capable of "climbing" on high bridge members to perform coatings inspection;

and be capable of supervising and training lower level coatings inspectors, both consultant and State if necessary. The inspector shall also complete EPA accredited training for lead removal (Title X, Sections 402 and 404) within 6 months of final issuance by approximately June 1997.

2. NACE Basic Coating Inspector Training or equivalent.

The inspector for the NACE Basic Coating Inspector shall have completed at least 80% of the required credits for this category or equivalent training; have a minimum of 3 years coating inspection experience on heavy industrial or highway project; have a minimum of 6 months experience on lead removal project; know OSHA 1926.62 lead regulations, applicable OSHA regulations governing proper respirator usage (29 CFR 1910.134) and lead exposure (29 CFR 1910.1025); be capable of "climbing" on high bridge members to perform coatings inspection; be capable of working with state inspectors; and complete EPA accredited training for lead removal (Title X, Sections 402 and 404) within 6 months of official issuance by approximately June 1997.

The numbers in parenthesis above indicate the number of inspectors in each Classification that must meet at least one of the following requirements:

1. Be certified by the National Institute for Certification in Engineering Technologies (NICET) in the field of Transportation Engineering Technology, subfield of Highway Construction, or subfield of Highway Materials, at the Level required for the Inspection Classification.

2. Be registered as a Professional Engineer by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.

3. Be certified as an Engineer-in-Training by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.

4. Hold a Bachelor of Science Degree in Civil Engineering or a Bachelor of Science Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.

5. Hold an Associate Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.

The maximum reimbursement per hour of inspection for each Department Payroll Classification for calendar year of 1997:

Payroll Classification	<i>Maximum Straight</i> Time Reimbursement Per Hour of Inspection
(TCM-1)	\$43.61
(TCIS)	\$38.21
(TCI)	\$33.44
(TA)	\$22.98
NACE Intermediate Coating Inspector	\$56.46
NACE Basic Coating Inspector	\$49.09

The maximum reimbursement per hour of inspection includes all costs for providing construction inspection services at the project site during the normal work week.

Maximum reimbursement per hour of inspection for subsequent calendar years, if applicable, will be established at the scope of work meeting.

The firm selected may be required to attend a preconstruction conference with the Department and the

construction contractor for this project. Under the supervision and direction of the Department, the selected firm will be required to keep records and document the construction work; prepare current and final estimates for payment to the construction contractor; assist the Department in complying with the labor standards, safety and accident prevention and equal opportunity provisions of the contract item; and perform other duties as required. Firms applying must have qualified personnel capable of climbing structures during painting, rehabilitation or construction.

The firm selected will be required to supply the following equipment at no direct cost to the Department:

- 2 Paint Test Kits per project or as needed
- 2 Two-way Radios per project or as needed
- 2 Cellular Phones per project or as needed

The maximum number of resumes to be included in the letter of interest shall be as follows:

<i>Classification</i>	<i>No. of Resumes</i>
TCM-1	2
TCIS	4
TCI	7
NACE Intermediate	2
NACE Basic	2

No resumes are required for the TA Classification.

The second copy of the letter of interest and required forms (see general requirements and information section) shall be sent to Andrew Warren, District Administrator, District 6-0, 200 Radnor-Chester Road, St. Davids, PA 19087.

Technical questions concerning the requirements for this project should be directed to George Koch, District 6-0, at (610) 964-6719.

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

Statewide

Project Reference No. 08430AG2077

The Department of Transportation will retain two engineering firms specializing in protective coatings for two separate Open-End Contracts to perform various tasks specifically for the Districts and/or the Central Office related to painting steel structures. The Contracts will be for a period of 5 years with a maximum cost of \$1.5 million each with projects being assigned on an "as-needed" basis.

The required services may include evaluating the paint condition of steel structures, both field and shop, including corrosion surveys and identification of candidate structures for maintenance painting; assisting the Districts in the design and preparation of structure painting contracts, including recommendations for the selection of the paint system; preparing structure painting specifications; evaluating new coating products; assisting the Districts and Central Office in establishing a bridge painting maintenance program; assisting the Districts in inspecting structure painting contracts; and analyzing paint failures.

The required services may include performing the air, water and soil monitoring for applicable projects and providing the services of a Certified Industrial Hygienist (CIH) as required.

Firms expressing interest in this project must indicate engineering experience in the areas of evaluating, design-

ing, testing, analyzing and inspecting protective coatings for steel structures and must demonstrate familiarity with the Department's policies, procedures and publications.

Firms expressing interest in this project must have the in-house laboratory testing capability for all major paint analyses.

Firms expressing interest in this project must have the potential responsibility to represent the Commonwealth in legal proceedings stemming from this work.

The second copy of the letter of interest and required forms (see general requirements and information section) shall be sent to: Director, Bureau of Construction and Materials, Attention Kevin Keefe, 1118 State Street, Harrisburg, PA 17120.

Technical questions concerning the requirements for this project should be directed to Kevin M. Keefe, at (717) 783-6298 or David Kuniega, at (717) 787-3966.

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

Statewide

Project Reference No. 08430AG2078

The Department of Transportation will retain an engineering firm to provide Fabricated Structural Steel Inspection under the supervision of the Chief Structural Materials Engineer. This inspection will be performed "Statewide" and at out-of-State locations as directed by the Chief Structural Materials Engineer. The contract will include Fabricated Structural Steel Inspection and other items incidental to highway construction at steel fabrication shops and project sites designated by the Department. Inspection will be conducted in accordance with Department's Publication No. 135. The contract will be for a period of 24 months.

It is anticipated that the maximum inspection staff will consist of:

a) 30 Certified Welding Inspectors and 10 Qualified Welding Inspectors (Non-Certified Welding Inspector) may be required at various Statewide and out-of-State fabrication shops as the workload dictates.

b) One two-man crew may be required to perform radiographic inspection as requested by the Chief Structural Materials Engineer.

c) One Staff Engineer may be required to perform professional services at a location at the request of the Chief Structural Materials Engineer.

d) One Metallurgical Engineer may be required to perform professional services at a location at the request of the Chief Structural Materials Engineer.

e) Two Structural Steel Supervisors are required to perform supervisory duties at various Statewide and out-of-State fabrication shops and field locations as the workload dictates.

f) One two-man crew may be required to perform test methods for assessing the adhesion of coating films. This work will be performed at various Statewide and out-of-State fabrication shops and field locations.

g) One two-man crew may be required to perform timber bridge fabrication inspection at various Statewide and out-of-State timber fabrication plants.

The job description for these classifications can be obtained from the Chief Structural Materials Engineer, who is identified at the end of this solicitation.

The Department will establish an order of ranking of a minimum of three firms for the purpose of negotiating a contract based on the Department's evaluation of the acceptable letters of interest received in response to this solicitation. The ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

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

- a) Review of inspector's qualifications with emphasis on fabricated structural steel.
- b) Understanding of the Department's requirements, policies and specifications (including AASHTO and AWS Specifications).
- c) Review of the firm's "Management Plan" for the shop inspection staff.
- d) Number of Certified Welding Inspectors and Non-Certified Welding Inspectors available for this contract within the continental United States.
- e) Key personnel experienced with structural steel shop fabrication practices.
- f) Firm's in-house training program.
- g) Past performance of structural steel inspection in fabrication shops.

The maximum straight time reimbursement per hour of inspection for each Department payroll classification for calendar years 1998 and 1999 will be as follows:

<i>Payroll Classification</i>	<i>Maximum Straight Time Reimbursement Per Hour of Inspection</i>	
	<i>1998</i>	<i>1999</i>
Certified Welding Inspector (CWI) (ASNT)	40.13	41.54
Qualified Welding Inspector (Non-CWI)	35.12	36.35
Two-man crew performing Radiographic Inspection		
(a) Level II ASNT Radiographer	40.13	41.54
(b) Level I ASNT Radiographer	35.12	36.35
Staff Engineer any location	75.60	75.60
Metallurgical Engineer any location	75.60	75.60
Structural Steel Supervisor	45.79	47.39
Two-man crew performing test methods for assessing the adhesion of coating films		
(a) NACE Corrosion Specialist	75.60	75.60
(b) Corrosion Technician	40.13	41.54
Two-man crew performing Timber Fabrication Inspection		
(a) Structural Supervisor	45.79	47.39
(b) Timber Fabrication Inspector	35.12	36.35

The firm selected will be required to attend prefabrication meetings, quarterly progress review meetings and other meetings with the Department at the request of the Chief Structural Materials Engineer. Under the supervi-

sion and direction of the Department, the selected firm will be required to keep records and documentation and submit inspection charges as outlined in Publication 135. The firm will also assist the Department in complying with the labor standards, safety and accident prevention and equal opportunity provisions of the contract item. The firm must provide American Society of Nuclear Testing (ASNT) Level II Inspectors to witness Radiographic Testing, Ultrasonic Testing, Magnetic Particle Testing and Penetrant Testing. Performing of Ultrasonic Testing, Magnetic Particle Testing and Penetrant Testing may be required by ASNT Level II inspectors.

The qualifications and experience required for the firm's inspectors will be established by the Department and the qualifications of the firm's proposed employees will be reviewed and approved by the Department.

Also, the following minimum qualifications will be taken into consideration:

1. Ability to speak, write, read and understand the English language.
2. Basic knowledge of structural steel fabrication.
3. Prior experience in structural steel shop fabrication.
4. Ability to act as a direct representative of the Engineer.
5. Knowledge of applicable non-destructive testing as required by fabrication specifications.
6. Demonstration of qualifications to the Chief Structural Materials Engineer or his representative. Resumes, showing technical knowledge and experience, have to be submitted to the Department before assigning inspectors to various shops.

The firm's inspection staff assigned to the Structural Materials Unit of the Bureau of Construction and Materials must comply with the following:

- 80% of the inspection staff must be Certified Welding Inspectors
- 60% of the inspection CWI staff must be ASNT Level II Inspectors

This inspection staff is under the supervision of a manager who is a Professional Engineer registered in the Commonwealth of Pennsylvania with no less than 4 years of welding related experience.

The Inspection Supervisor shall be a Professional Engineer registered in the Commonwealth or a Certified Welding Inspector (CWI) by the American Welding Society. The Inspection Supervisor is required to provide direct supervision of the inspection staff by making routine visits to assigned shops.

The second copy of the letter of interest and required forms (see general requirements and information section) shall be sent to Direct, Bureau of Construction and Materials, Attention William Miller, 1118 State Street, Harrisburg, PA 17120.

Technical questions concerning the requirements for this project should be directed to William J. Miller, P. E., Chief Structural Materials Engineer, Bureau of Construction and Materials at (717) 787-1950.

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

General Requirements and Information

Firms interested in providing the above work and services are invited to submit two copies of a letter of

interest and required information for each Project Reference Number for which the applicant wishes to be considered.

The first copy of the letter of interest and required information must be submitted to Charles W. Allwein, P.E., Chief, Consultant Agreement Division, 7th Floor, Forum Place, 555 Walnut Street, Harrisburg, PA 17101-1900.

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

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

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

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

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

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

Responses are encouraged by small firms, Disadvantaged Business Enterprise (DBE) firms, and other firms who have not previously performed work for the Department of Transportation.

Each letter of interest must include the following information, and the information must be packaged and presented in the following order:

1. Transmittal Letter (maximum of two typed pages, one side)

The subject heading of the transmittal letter must include the project reference number for which the applicant wishes to be considered, the firm's legal name, fictitious name (if applicable) and the firm's Federal identification number. If the project advertisement indicated the Department will retain an engineering firm for the project, the applicant must indicate in the body of their transmittal letter the names and Professional Engineer License Number of individuals who are directing heads or employees of the firm who have responsible charge of the firm's engineering activities, and whose names and seals shall be stamped on all plans, specifications, plats and reports issued by the firm.

2. Project Organization Chart (one page, one side)

This chart should show key staff from the prime and each subconsultant and their area of responsibility.

3. Standard Form 255, "Architect-Engineer and Related Services Questionnaire for Specific Project" (one Form 255 for the project team)

The Standard Form 255 must be signed, dated and filled out in its entirety, including Item No. 6 listing the proposed subconsultants and the type of work or service they will perform on the project. Under Item 4 of this form, Column A should include the number of subconsultant personnel and Column B should include the number of prime consultant personnel to be assigned to work on this project reference number.

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

4. Standard Form 254, "Architect-Engineer for Related Services Questionnaire"

A Standard Form 254, not more than 1 year old as of the date of this advertisement, must accompany each letter of interest for the firm, each party to a Joint Venture, and for each subconsultant the firm or Joint Venture is proposing to use for the performance of professional services regardless of whether the subconsultant is an individual, a college professor or a company, unless an acceptable Standard Form 254 for the prime and each subconsultant/subcontractor is on file in both the Bureau of Design and the Engineering District Office or Central Office Bureau identified in the individual project advertisement.

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

These forms shall be assembled with the prime's first, followed by the subconsultant's in the same order as they appear in Item 6 of Form 255.

5. Workload Projection Graph (not required for Construction Inspection Services)

A Workload Projection Graph for the prime and each subconsultant should indicate the firm's current and anticipated workload compared to the anticipated capacity available for the next 2-year time frame. The

Workload Projection Graph should be submitted for the offices where the work would be performed and should only include the personnel classifications required for providing the advertised services and work.

6. Authorization Letters (if required)

If the advertisement requires a letter signed by individuals giving their approval to use their names in the letter of interest, the letters from proposed prime employees should be first, followed by subconsultant employees, in the same order as shown in Item 6 of Form 255.

7. Registration To Do Business

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

8. Overhead Rates (one page)

This page must show the latest audited overhead rate developed in accordance with Federal Acquisition Regulations (FAR) for the prime consultant and each subconsultant. If a FAR rate is not available, the latest rate available from a Certified Public Account must be indicated. New firms should indicate how long the firm has been in existence and when an audited overhead rate would be available.

9. Additional Information

Additional information, not to exceed ten one sided pages or five double sided pages may be included at the discretion of the submitting firm.

The assignment of the agreement/contract for the above advertisements will be made to one of the firms who submitted an acceptable letter of interest in response to the project advertisement. The assignment will be made based on the Department's evaluation of the firm's qualification and capabilities. The Department reserves the right to reject all letters submitted, to cancel the solicitations requested under this notice and/or to readvertise solicitation for the work and services.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 97-888. Filed for public inspection May 30, 1997, 9:00 a.m.]

ENVIRONMENTAL HEARING BOARD

Exide Corporation v. DEP; EHB Doc. No. 96-099-MR

The parties have agreed to a settlement, the major provisions of which include:

1. Exide will complete construction of a system to collect all "first flush" stormwater; all stormwater collected in that system will be treated at the onsite wastewater treatment plant (WWTP). The collection system shall be completed by March 8, 1998.

2. Exide will pursue relocating its treated wastewater discharge from the unnamed tributary to Bernhart's Creek to the storm sewer which flows into the Schuylkill River. All systems required to complete the relocation shall be constructed no later than April 8, 1999.

3. The Interim Limits contained in the Permit for the following parameters: aluminum, phosphorus, 5-day CBOD, dissolved oxygen, osmotic pressure and MBA's, shall expire on April 30, 1999.

4. Exide must comply with the Final Limits contained in the Permit, or such other final limits as are set by the Department after review of a Toxics Reduction Evaluation, by April 8, 2001, unless Exide has relocated its treated wastewater discharge and is no longer discharging to the unnamed tributary.

5. The Department will modify the Permit at Part A, Pages 3 and 5 to state that Chronic Whole Effluent Toxicity Tests shall be required once every 6 months.

Copies of the full agreement are in the hands of:

Kurt J. Weist, Assistant Counsel, DEP, 400 Market Street, Ninth Floor, P. O. Box 8464, Harrisburg, PA 17105-8464, (717) 787-8790;

David S. Rifkind, Assistant General Counsel, Exide Corporation, 654 Penn Street, Reading, PA 19601, (610) 378-0294;

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

Any person aggrieved by the above settlement has a right to appeal to the Environmental Hearing Board, 400 Market Street, Second Floor, P. O. Box 8457, Harrisburg, PA 17105-8457.

Appeals must be filed within 20 days of this publication.

If information concerning this notice is required in an alternative form, contact the Secretary to the Board at (717) 783-3483. TDD users may telephone the Board through the AT&T Pennsylvania Relay Center at (800) 654-5984.

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

[Pa.B. Doc. No. 97-889. Filed for public inspection May 30, 1997, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Filing of Final-Form Rulemakings

The Independent Regulatory Review Commission received, on the dates indicated, the following final-form regulations for review. The regulations will be considered within 30 days of their receipt at a public meeting of the Commission. To obtain the date and time of the meeting, interested parties may contact the office of the Commission at (717) 783-5417. To obtain a copy of the regulation, interested parties should contact the agency promulgating the regulation.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
11-154	Insurance Department Premium Taxes for Foreign Fire Insurance	5/15/97
11-156	Insurance Department Investments of Fire and Casualty Companies	5/15/97
11-158	Insurance Department Conversion of Certain Mutual Insurance Companies	5/15/97

JOHN MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 97-890. Filed for public inspection May 30, 1997, 9:00 a.m.]

INSURANCE DEPARTMENT

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 Rensa, Mary Alyce; file no. 97-264-31977; State Farm Insurance Companies; doc. no. PH97-05-015; June 24, 1997, at 9 a.m.;

Appeal of Horos, Gregory; file no. 97-265-32080; Allstate Insurance Co.; doc. no. PH97-05-016; June 24, 1997, at 9 a.m.;

Appeal of Lawrie, Robert J.; file no. 97-223-30839; State Farm Mutual Automobile Insurance Co.; doc. no. PH97-05-020; June 24, 1997, at 10 a.m.;

Appeal of Leon, Ellen; file no. 97-121-02802; Pennsylvania National Mutual Insurance Co.; doc. no. P97-05-018; June 24, 1997, at 2 p.m.

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The representative of the company must bring relevant claims files, documents, photographs, drawings, witnesses and the like necessary to substantiate the case. The insured must bring any evidence which the insured may want to offer at the hearing. The hearing will be held in accordance with the requirements of sections 9 and 10 of the act (40 P. S. §§ 1008.9 and 1008.10) and 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure).

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

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

LINDA S. KAISER,
Insurance Commissioner

[Pa.B. Doc. No. 97-891. Filed for public inspection May 30, 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 hearing will be held in the Capitol Associates Building, 901 North Seventh Street, Second Floor Hearing Room, Harrisburg, PA 17102.

Appeal of Melko, Richard and Margaret; file no. 97-198-02576; Allstate Insurance Company; doc. no. P97-05-014; June 24, 1997, at 10 a.m.;

Appeal of Buchko, Olga; file no. 97-121-02629; Firemen's Insurance Co. of Washington, D.C.; doc. no. P97-05-013; June 24, 1997, at 11 a.m.

Appeal of Gibbons, William J.; file no. 97-215-30406; Keystone Insurance Company; doc. no. PH97-05-017; June 24, 1997, at 2 p.m.;

Appeal of Cahn, Arminta Fisher; file no. 97-198-02528; American Motorists Insurance Company; doc. no. P97-05-023; July 1, 1997, at 11 a.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. 97-892. Filed for public inspection May 30, 1997, 9:00 a.m.]

LIQUOR CONTROL BOARD

Expiration of Leases

The Liquor Control Board seeks the following new site:

Chester County, Wine & Spirits Shoppe #1521.

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Liquor Control Board with approximately 2,500 net useable square feet of new or existing retail commercial space in an area north of Route 30, south of Route 401, east of Route 10, and west of Route 29.

Proposals due: June 27, 1997 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Bureau of Real Estate, 4501 Kelly Drive, Philadelphia, PA 19129-1794
Contact: Robert Jolly, (215) 560-5310

Northampton County, Wine & Spirits Shoppe #4807, 401 Main Street, Hellertown, PA 18055-1721.

Lease Expiration Date: February 28, 1998

Lease retain commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Liquor Control Board with approximately 3,000 net useable square feet of new or existing retail commercial space within 1 mile of the intersection of Main Street (Rt. 412) and Saucon Street, Hellertown Borough.

Proposals due: June 27, 1997 at 12 noon

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

Allegheny County, Wine & Spirits Shoppe #0240, 111 Herman Avenue, Wilmerding, PA 15148-1226.

Lease Expiration Date: May 31, 1998

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Liquor Control Board with approximately 1,800 net useable square feet of new or existing retail commercial space in Wilmerding's Central Business District.

Proposals due: June 20, 1997 at 12 noon

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

Allegheny County, Wine & Spirits Shoppe #0280, Eastgate Commerce Center, 2701 Robinson Boulevard, Pittsburgh, PA 15235-1470.

Lease Expiration Date: April 30, 1998

Lease retail commercial space to the Commonwealth of

Pennsylvania. Proposals are invited to provide the Liquor Control Board with approximately 3,000 to 3,500 net useable square feet of new or existing retail commercial space near the intersection of Frankstown Road and Robinson Boulevard in Penn Hills.

Proposals due: June 20, 1997 at 12 noon

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

Blair County, Wine & Spirits Shoppe #0707, Valley View Shopping Center, 613 Pleasant Valley Boulevard, Altoona, PA 16602-4803.

Lease Expiration Date: March 31, 1998

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Liquor Control Board with approximately 2,500 net useable square feet of new or existing retail commercial space in a shopping center environment on Pleasant Valley Boulevard North of 7th Street serving the Altoona area.

Proposals due: June 20, 1997 at 12 noon

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

Elk County, Wine & Spirits Shoppe #2402, St. Marys Plaza Shopping Center, 832 S. St. Marys Road, St. Marys, PA 15857-2831.

Lease Expiration Date: March 31, 1998

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Liquor Control Board with approximately 3,000 net useable square feet of new or existing retail commercial space in a shopping center environment in St. Marys.

Proposals due: June 13, 1997 at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Bureau of Real Estate, State Office Building, Room 408, 300 Liberty Avenue, Pittsburgh, PA 15222
Contact: Joseph J. Molhoek, (215) 565-5130

Somerset County, Wine & Spirits Shoppe #5601, 41 Center Street, Meyersdale, PA 15552-1101.

Lease Expiration Date: May 31, 1998

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

Proposals due: June 20, 1997 at 12 noon

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

Westmoreland County, Wine & Spirits Shoppe #6503, 925 Donner Avenue, Monessen, PA 15062-1002.

Lease Expiration Date: January 31, 1998

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Liquor

Control Board with approximately 2,000 to 2,500 net useable square feet of new or existing retail commercial space in a shopping center environment in Monessen.

Proposals due: June 20, 1997 at 12 noon

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

JOHN E. JONES, III,
Chairperson

[Pa.B. Doc. No. 97-893. Filed for public inspection May 30, 1997, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Railroad Without Hearing

A-00113978. 4 States Railway Service, Inc. Application of 4 States Railway Service, Inc., t/a West Chester Railroad Company for approval to begin to offer, render, furnish or supply rail service to the public between MP 20.1 Glen Mills, Delaware County, and Market Street, West Chester, Chester County, PA.

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 June 16, 1997, under 52 Pa. Code (relating to public utilities).

Applicant: 4 States Railway Service, Inc., t/a West Chester Railroad Company, P. O. Box 385, Yorklyn, DE 19736.

By and Through Counsel: Gawthrop, Greenwood & Halsted, 119 N. High Street, West Chester, PA 19381-0562.

JOHN G. ALFORD,
Secretary

[Pa.B. Doc. No. 97-894. Filed for public inspection May 30, 1997, 9:00 a.m.]

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Publication of this notice shall be considered as sufficient notice to all carriers holding authority from the Commission. Applications will be considered without hearing in the absence of protests to the application. Protests to the applications published herein are due on or before June 23, 1997, as set forth at 52 Pa. Code

§ 3.381 (relating to the applications for the transportation of property and persons). The protest shall also indicate whether it applies to the temporary authority application or the permanent application or both.

Applications of the following for approval of the beginning of the exercise of the right and privilege of operating as common carriers for transportation of persons as described under each application.

A-00113977. U.S.A. Taxi Inc. (11 Fawn View Road, P. O. Box 1138, Brodheadsville, Monroe County, PA 18322), a corporation of the Commonwealth of Pennsylvania—persons, upon call or demand in the county of Monroe. *Attorney:* John Dunn, 530 Main Street, Stroudsburg, PA 18360.

Applications of the following for approval of the beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of persons by transfer of rights as described under each application.

A-00113979. Aurora Taxi, Inc. (114 Mill Street, Danville, Montour County, PA 17821), a corporation of the Commonwealth of Pennsylvania—persons, upon call or demand, in the borough of Danville, Montour County; the boroughs of Riverside, Milton and Watsonstown, Northumberland County; and the borough of Lewisburg, Union County; and within an airline distance of 5 statute miles of the limits of the municipalities; which is to be a transfer of all of the rights authorized under the certificate issued at A-00111375 to Joseph Kenneth Schoppy, t/d/b/a Joe & Jans Taxi Cab, subject to the same limitations and conditions.

Application of the following for the approval of the transfer of stock as described under each application.

A-00109577, Folder 5000. Clearfield Transportation Services, Inc., R. D. 2, Box 179, Eldred, McKean County, PA 16731), a corporation of the Commonwealth of Pennsylvania—stock transfer—approval of the transfer of all the issued and outstanding shares of stock from Joan Denochick and Steve Denochick (500 shares) to Brian L. Gustafson, a certificated carrier at A-00111878. *Attorney:* Dwight L. Koerber, Jr., 110 North Second Street, P. O. Box 1320, Clearfield, PA 16830.

Applications of the following for amendment to the certificate of public convenience approving the operation of motor vehicles as common carriers for transportation of persons as described under each application.

A-00109365, F. 1, Am-C. Milepost Inns, Inc., t/d/b/a Milepost Industries (775 Baywood Drive, Suite 215, Petaluma, Sonoma County, CA 94954), a corporation of the State of Nevada—inter alia, to transport, as a contract carrier, by motor vehicle, rail carrier employees and their equipment and baggage for Consolidated Rail Corporation (CONRAIL), between points in Pennsylvania: so as to permit the transportation of rail carrier employees and their equipment and baggage, as a contract carrier, for Norfolk Southern Corporation, between points in Pennsylvania. *Attorney:* William A. Gray, 2310 Grant Building, Pittsburgh, PA 15219-2383.

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 June 16, 1997.

A-00113976 P & N Transportation and Leasing, Inc.
R. D. 1, Box 1283, Orwigsburg, PA 17961

A-00113981 Princeton Armored Service, Inc.
245 Whitehead Road, Trenton, NJ 08619; Douglas R. Hoffman, 2631 Nottingham Way, Trenton, NJ 08620

A-00113982 Lucille M. Boczar, t/d/b/a Sierra I
R. D. 1, 323A, Olyphant, PA 18447

A-00113989 Raymond C. Cook, t/d/b/a R. C. Cook
R. R. 3, Box 65, Tunkhannock, PA 18657

A-00113987 Richard F. Fabery, t/d/b/a Fabery Trucking
250 Elm Road, Uniontown, PA 15401

A-00095172, F. 5 Evans Delivery Company, Inc.
P. O. Box 268, Pottsville, PA 17901

A-00113988 NSL, Inc.
3564 Scottsdale Street, Portage, IN 4638-5420; Mickey Chestovich, 4100 Edison Lakes Parkway, Mishawauka, IN 46545

A-00113990 Shirley Wilson, t/d/b/a S & W Wilson Trucking Co.
25 Oak Forest Drive, Tunkhannock, PA 18657

JOHN G. ALFORD,
Secretary

[Pa.B. Doc. No. 97-895. Filed for public inspection May 30, 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:

June 18, 1997	Zaynabb El Hashim Bey (Annuity Exemption)	1 p.m.
June 23, 1997	James L. Mann, Sr. (Disability)	1 p.m.
June 30, 1997	Leonard Kern (Decd) (Option Selection)	1 p.m.
July 9, 1997	Charles L. Guise (Annuity Reduction)	1 p.m.

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. 97-896. Filed for public inspection May 30, 1997, 9:00 a.m.]