

# NOTICES

## DEPARTMENT OF BANKING

### Action on Applications

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending August 12, 1997.

#### BANKING INSTITUTIONS

##### Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
8-7-97	Northwest Savings Bank Warren Warren County	744 S. Broad Street Lititz Lancaster County	Opened
8-11-97	Irwin Bank & Trust Company Irwin Westmoreland County	Shop N Save Supermarket Rte. 136 and Janyce Dr. Greensburg Westmoreland County	Approved
8-12-97	Reliance Savings Bank Altoona Blair County	100 Hawbaker Industrial Drive State College Centre County	Filed

##### Branch Discontinuances

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
8-1-97	Financial Trust Company Carlisle Cumberland County	805 West Lisburn Rd. Mechanicsburg Cumberland County	Effective

#### SAVINGS ASSOCIATIONS

No activity.

#### CREDIT UNIONS

##### Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
8-7-97	White Rose Credit Union, York, and Great York Municipal Employees Federal Credit Union, York Surviving Institution—White Rose Credit Union, York	York	Filed

RICHARD C. RISHEL,  
*Secretary*

[Pa.B. Doc. No. 97-1354. Filed for public inspection August 22, 1997, 9:00 a.m.]

## DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

### Nominations for Appointment to the Recreational Trails Advisory Board

The Department of Conservation and Natural Resources (DCNR) is accepting nominations through September 30, 1997, for three new appointments to the Pennsylvania Recreational Trails Advisory Board (Board). The Board was created on October 29, 1992, in accord-

ance with the provisions of the Symms National Recreational Trails Act of 1991.

The Board consists of one member from each of the following nine recreational trail user organizations: Hiking; Cross-Country Skiing; Off-Highway Motorcycling; Snowmobiling; Horseback Riding; All-Terrain Vehicle Driving; Bicycling; Four-Wheel Driving and Water Trails. One member also represents physically challenged individuals.

The Board's main responsibilities include advising DCNR on the use of Federal trails funding in the Commonwealth, reviewing and ranking trail project applications and presenting an annual report to the Secretary on the accomplishments of the preceding Federal fiscal year, including recommendations for changes.

Nominations for the three new appointees are to be made from individuals representing the following trail user organizations: hiking, bicycling and off-road motor-cycling.

Nominations must be submitted to DCNR by September 30, 1997. Appointments will be made by the Secretary of DCNR. Appointees will serve for 3 consecutive years.

To obtain a nomination form, contact Pennsylvania

Recreational Trails Program, P. O. Box 8475, Harrisburg, PA 17105-8475, (717) 783-2316, E-mail: tierney.vanyla@a1.dcnr.state.pa.us.

MAURICE FORRESTER,  
Chairperson

[Pa.B. Doc. No. 97-1355. Filed for public inspection August 22, 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 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 have waived the right to review or object to this proposed permit action under the waiver provision 40 CFR 123.6E.

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

Following the 30-day comment period, the Water 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 accommodation to participate in the proceedings, should contact Richard Adams at (717) 327-3666. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

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

**PA 0052868.** Industrial waste, **Tracor Aerospace Electronic Systems, Inc.**, 305 Richardson Road, Lansdale, PA 19446-1485.

This application is for renewal of an NPDES permit to discharge treated groundwater from air stripper tower and stormwater from roof and parking lot of the industry located on Richardson Road in Montgomery Township, **Montgomery County**. This is an existing discharge to unnamed tributary to the West Branch Neshaminy Creek.

The receiving stream is a dry swale located near two public water supply wells.

The proposed effluent limits for Outfall 001, based on an average flow of 11,000 gallons per day are as follows:

Parameter	Average Monthly (mg/l)	Maximum Daily (mg/l)	Instantaneous Maximum (mg/l)
CBOD <sub>5</sub>	10		20
Trichloroethylene	0.005	0.01	0.0125
Tetrachloroethylene	0.005	0.01	0.0125
pH	within limits of 6.0—9.0 standard units at all times		

The EPA waiver is not in effect.

Groundwater monitoring from certain monitoring wells.  
 Authorization to discharge stormwater.

**PA 0054241.** Industrial waste, **AMOCO Oil Company**, 6310 West Passyunk Avenue, Philadelphia, PA 19153.

This application is for renewal of an NPDES permit to discharge stormwater from oil water separator serving point breeze petroleum marketing terminal located in City of Philadelphia, **Philadelphia County**. This is an existing discharge to Schuylkill River.

The receiving stream is classified for warm water fishery.

The proposed effluent limits for Outfall 001, based on an average flow of 170,000 gallons per day during heavy rain event are as follows:

<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/report
Diesel Range Organics			monitor/report
Gasoline Range Organics			monitor/report

*Other Requirements:*

1. DMR to DRBC
2. Product Contaminated Stormwater Runoff
3. Monitoring and Reporting
4. PPC Plan Requirements
5. Other Wastewaters
6. Definitions

The EPA waiver is in effect.

**PA 0011622.** Industrial waste, **PECO Energy Company**, 2301 Market Street, Philadelphia, PA 19101-8699.

This application is for renewal of an NPDES permit to discharge treated process wastewater, noncontact cooling water and stormwater from Delaware Generating station located on Beach Street in the City of Philadelphia, **Philadelphia County**. This is an existing discharge to Delaware Estuary—Zone 3.

The receiving stream is classified for the following uses: warm water fishery (maintenance only) and migratory fish (passage only).

The proposed effluent limits for Outfall 001, based on an average flow of 3,000 gallons per day from steam tracing drips and yard stormwater are as follows:

<i>Parameter</i>	<i>Instantaneous Minimum</i>	<i>Instantaneous Maximum</i>
Temperature		110°F
pH	6.0 SU	9.0 SU

The proposed effluent limits for Outfall 002, based on an average flow of 161,000 gallons per day from industrial wastewater treatment plant are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Suspended Solids	30	100	125
Total Dissolved Solids	2,500	3,500	5,000
Oil and Grease	15	20	30
Total Iron	1	1	1
Total Copper	1	1	1
Total Zinc	monitor	monitor	
Total Lead	monitor	monitor	
Total Phenols	monitor	monitor	
pH	within limits of 6.0—9.0 standard units at all times		

The discharge through Outfall 003 shall consist solely of traveling screen backwash.

The proposed effluent limits for Outfall 004, based on an average flow of 2.03 million gallons per day from fan and equipment coolings are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Copper	monitor	monitor	
Total Iron	monitor	monitor	
Total Zinc	monitor	monitor	
Total Lead	monitor	monitor	

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<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Temperature			110°F
pH	within limits of 6.0—9.0 standard units at all times		

The proposed effluent limits for Outfall 005, based on an average flow of 142,000 gallons per day from fan cooling, emergency shower and city water tank overflow are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Copper	monitor	monitor	
Total Zinc	monitor	monitor	
Total Iron	monitor	monitor	
Temperature			110°F
pH	within limits of 6.0—9.0 standard units at all times		

The proposed effluent limits for Outfall 006, based on an average flow of 254 million gallons per day from condenser cooling are as follows:

<i>Parameter</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Residual Oxidant	0.2	0.5
Temperature		110°F
pH	within limits of 6.0—9.0 standard units at all times	

The proposed effluent limits for Outfall 009, based on an average flow of 30,000 gallons per day from auxiliary boiler cooling, pump cooling and river water seepage are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Temperature			110°F
Total Suspended Solids	30	100	125
Oil and Grease	15	20	30
Total Copper	monitor	monitor	
Total Zinc	monitor	monitor	
Total Iron	monitor	monitor	
Total Lead	monitor	monitor	
pH	within limits of 6.0—9.0 standard units at all times		

*Other Conditions:*

The EPA waiver is not in effect.

Requirement to submit a toxics reduction evaluation for Copper, Lead, Zinc and Iron for main discharges.

The discharge through Outfalls 007, 008, 011, 012, 013, 014 and 015 shall consist solely of stormwater runoff.

No discharge of PCB compounds.

Thermal impact of discharges 001, 004, 005, 006 and 009 upon Delaware Estuary—Zone 3.

Thermal Mixing Zone Requirements.

Chemical Additives Requirements.

Special Test Methods for certain pollutants.

Temperature monitoring of water withdrawn from the Delaware River.

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

**PA 0063649.** Sewerage. **King Arthur Dining Room**, Box 271, Route 209, Sciota, PA.

This proposed action is for issuance of an NPDES permit to discharge treated sewage into McMichael's Creek in Hamilton Township, **Monroe County**.

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

Effluent requirements were evaluated of the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of .0012 mgd are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	50
Total Suspended Solids	30	60
Dissolved Oxygen	a minimum of 5.0 mg/l at all times	
Fecal Coliform		
(5-1 to 9-30)	200/100 ml as a geometric mean	
(10-1 to 4-30)	2,000/100 ml as a geometric mean	

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
pH	6.0—9.0 standard units at all times	
Total Residual Chlorine	monitor and report	
The EPA waiver is in effect.		

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

**PA 0026077.** SIC: 4952, Sewage, **Borough of Carlisle**, 53 West South Street, Carlisle, PA 17013.

This application is for amendment of an NPDES permit for an existing discharge of treated sewage to Conodoguinet Creek, in Middlesex Township, **Cumberland 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, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was PA American Water Company located in Silver Spring Township, Cumberland County. The discharge is not expected to impact any potable water supply.

The proposed amended effluent limits for Outfall 001 for a design flow of 4.625 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Cadmium		deleted	
Total Copper		deleted	

The EPA waiver is not in effect.

*Northcentral Region: Environmental Program Manager, Water Management, 208 West Third Street, Suite 101, Williamsport, PA 17701-6510, (717) 327-3666.*

**PA 0025922.** SIC: 4952, **City of Lock Haven**, 20 East Church Street, Lock Haven, PA 17745-2559.

This proposed action is for renewal of an NPDES permit for an existing discharge of treated sewage to Bald Eagle Creek in City of Lock Haven, **Clinton County**.

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

For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the projected downstream potable water supply (PWS) considered during the evaluation is Lock Haven located on the West Branch Susquehanna River or the Bald Eagle Creek 1.6 miles downstream.

The proposed effluent limits for Outfall 001, based on a design flow of 3.75 mgd, are:

<i>Discharge Parameter</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum<sup>2</sup></i>
pH (Std Units)	within the range 6.0—9.0				
CBOD <sub>5</sub>		25	40		50
TSS		30	45		60
Total Cl <sub>2</sub> Residual*		0.5			1.6
*-limit effective 3 years after permit effective date, until then monitor and report					
NH <sub>3</sub> -N (5-1 to 10-31)		20	30		40
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric average				
(10-1 to 4-30)	2,000/100 ml as a geometric average				

*Other Conditions:*

- (1) Bypass Management Plan and Schedule
- (2) Operation and Implementation of a Pretreatment Program
- (3) Whole Effluent Toxicity Testing

The EPA waiver is not in effect.

**PA 0020699.** SIC: 4952, **Montgomery Water and Sewer Authority**, 35 South Main Street, Montgomery, PA 17752-0125.

This proposed action is for renewal of an NPDES permit for an existing discharge of treated sewage to the West Branch Susquehanna River in Montgomery Borough, **Lycoming County**.

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

For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the downstream potable water supply (PWS) considered during the evaluation is located at Milton.

The proposed effluent limits for Outfall 001, based on a design flow of 0.85 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	40	50
Suspended Solids	30	45	60
Total Chlorine Residual	0.5		1.6
Fecal Coliform			
(5-1 to 9-30)	200/100 ml as a geometric average		
(10-1 to 4-30)	2,000/100 ml as a geometric average		
pH	6.0—9.0 SU at all times		

*Other Conditions:*

(1) Total Chlorine Residual limits effective 3 years from permit issuance date. Monitoring and reporting required in the interim.

The EPA waiver is in effect.

**PA 0008575.** Industrial waste, SIC: 3315, **Williamsport Wire Rope, Inc.**, P. O. Box 3188, Williamsport, PA 17701.

This proposed action is for renewal of an NPDES permit for an existing discharge of contact water and cooling water to West Branch Susquehanna River in Williamsport, **Lycoming County**.

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

For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is Pennsylvania American Water Company located at Borough of Milton on the West Branch Susquehanna River.

The proposed effluent limits for Outfall 001, based on a design flow of 0.04 mgd, are:

<i>Discharge Parameter</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Oil and Grease		15	30	30
pH (Std units)	within the range 6.0—9.0			
Total Suspended Solids		31	60	75
Ammonia Nitrogen		monitor	monitor	
Total Chromium		1.71	2.77	5.13
Total Lead		0.43	0.69	1.29
Total Nickel		2.38	3.98	8.94
Total Silver		0.24	0.43	1.29
Total Zinc		1.48	2.61	4.44
Total Cyanide		0.65	1.20	1.95
Total Toxic Organics			2.13	

*Other Conditions:*

- (1) Chemical Additives Requirements
- (2) Requirement to submit an Ammonia Nitrogen Reduction Evaluation by
- (3) Total Toxic Organics Testing Requirement

The EPA waiver is not in effect.

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

**PA 0025984.** Sewage, **Allegheny County Sanitary Authority**, 3300 Preble Avenue, Pittsburgh, PA 15233.

This application is for an amendment of an NPDES permit to discharge treated sewage from Allegheny County Sanitary Authority (ALCOSAN) Waste Treatment Plant in the City of Pittsburgh, **Allegheny County**.

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

*Outfall 001:* existing discharge, design flow of 250 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub> (5-1 to 10-31)	20	30		40
(11-1 to 4-30)	25	37.5		50
Suspended Solids	30	45		60
Ammonia Nitrogen (5-1 to 10-31)	9	13.5		18
(11-1 to 4-30)	25	37.5		50
Heptachlor Epoxide	monitor and report			
Total Residual Chlorine	0.5			1.6
Fecal Coliform (5-1 to 10-30)	200/100 ml as a geometric mean			
(11-1 to 4-30)	2,000/100 ml as a geometric mean			
Dissolved Oxygen	minimum daily average 5 mg/l, minimum 4 mg/l at any time			
pH	not less than 6.0 nor greater than 9.0			

Outfalls 005, 006, 007, S-23, S-24, S-28—S-42, S-42A, S-46, which discharge to the receiving waters known as the Monongahela River, Chartiers Creek and Ohio River, serve as combined sewer overflows necessitated by stormwater entering the sewer system and exceeding the hydraulic capacity of the sewers and/or the treatment plant and are permitted to discharge only for such reason. There are at this time no specific effluent limitations on the outfalls. Each discharge shall be monitored for cause, frequency, duration and quantity of flow.

Outfalls SW1—SW5 which discharge to the receiving waters known as the Ohio River serve as uncontaminated stormwater outfalls. There are at this time no specific effluent limitations on the outfalls.

*Other Conditions:* Requirements to submit a Toxics Reduction Evaluation.

The EPA waiver is not in effect.

**PA 0205966.** Sewage, **Economy Borough Municipal Authority**, 2860 Conway-Wallrose Road, Baden, PA 15005.

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

The following effluent limitations are proposed for discharge to the receiving waters, known as an unnamed tributary to Big Sewickley Creek, which are classified as a trout stocked fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Arco Chemical Company BV Plant.

*Outfall 001:* existing discharge, design flow of 0.0165 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>	25	37.5		50
Suspended Solids	30	45		60
Ammonia Nitrogen (5-1 to 10-31)	2	3		4
(11-1 to 4-30)	3.5	5.3		7
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine 1st month—36th month	monitor and report			
37th month—expiration	0.07			0.17
Dissolved Oxygen	not less than 6 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

**PA 0096598.** Sewage, **Lower Ten Mile Joint Sewer Authority**, R. R. 1, Jefferson, PA 15344.

This application is for renewal of an NPDES permit to discharge treated sewage from Mather Waste Water Treatment Plant in Morgan Township, **Greene County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as South Fork Ten Mile Creek, which are classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Tri County Joint Water Authority.

*Outfall 001*: existing discharge, design flow of 0.20 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>	25	38		50
Suspended Solids	30	45		60
Ammonia Nitrogen				
(5-1 to 10-31)	15.5	23		31
(11-1 to 4-30)	25	38		50
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine				
1st month—36th month	monitor and report			
37th month—expiration		1.0		3.3
Dissolved Oxygen	not less than 3.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

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

**PA 0222381.** Sewage. **Clearfield-Jefferson Counties Regional Airport Authority** P. O. Box 299, Falls Creek, PA 15840.

This application is for a new NPDES Permit to discharge treated sewage to the Unnamed Tributary to Keys Run in Washington Township, **Jefferson County**. This is a new discharge.

The receiving water is classified for the following uses: cold water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Hawthorn Water Authority intake on Redbank Creek located in Hawthorn Borough, Clarion County, approximately 27 miles below point of discharge.

The proposed effluent limits for Outfall No. 001, based on a design flow of 0.006 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	50
TSS	30	60
Ammonia-Nitrogen	25	50
Fecal Coliform		
(5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	2,000/100 ml as a geometric average	
Total Residual Chlorine	1.5	3.5
Dissolved Oxygen	minimum of 3 mg/l at all times	
pH	6.0—9.0 at all times	

The EPA waiver is in effect.

**PA 0025461.** Sewage. **Vernon Township Sanitary Authority (South Watson Run STP)**, 10929 Jackson Avenue, Meadville, PA 16335.

This application is for renewal of an NPDES Permit to discharge treated sewage to Watson Run in Vernon Township, **Crawford County**. This is an existing discharge.

The receiving water is classified for the following uses: warm water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the General Authority of the City of Franklin on French Creek located at Franklin, approximately 30 miles below point of discharge.

The proposed effluent limits for Outfall No. 001, based on a design flow of .27 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Weekly Average</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>			
(5-1 to 10-31)	15	20	30
(11-1 to 4-30)	25	40	50



<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Weekly Average</i>	<i>Instantaneous Maximum (mg/l)</i>
TSS	30	45	60
Ammonia-Nitrogen (5-1 to 10-31)	2.5		5.0
(11-1 to 4-30)	7.5		15.0
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric average		
(10-1 to 4-30)	4,700/100 ml as a geometric average		
Total Residual Chlorine (Interim Limit)	XX		XX
(Final Limit)	.3		.9
pH	6.0—9.0 at all times		

The EPA waiver is in effect.

**PA 0103969. Varischetti and Sons, Inc.,** P. O. Box 220, Brockway, PA 15824.

This application is for renewal of an NPDES Permit to discharge Unnamed Tributary to Wolf Run to Sandy Lick Creek in Washington Township, **Jefferson County**. This is an existing discharge.

The receiving water is classified for the following uses: cold water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Hawthorn Water Authority on Redbank Creek located at Hawthorn, approximately 36 miles below point of discharge.

The proposed discharge limits for Outfall No. 001, based on a design flow of 0.000450 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25		50
TSS	30		60
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric average		
(10-1 to 4-30)	21,200/100 ml as a geometric average		
Total Residual Chlorine	1.5		3.5
pH	6.0—9.0 at all times		

The EPA waiver is in effect.

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### Proposed NPDES Permit Renewal Actions for Minor Sewage Discharges

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

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

Persons wishing to comment on the proposed permits are invited to submit a statement to the Field Operations indicated as the office responsible, within 30 days from the date of this public notice. Comments received within this 30-day period will be considered in the formulation of the final determinations regarding these applications and proposed permit actions. Comments should include the name, address and telephone number of the writer and a brief statement to inform the Field Office of the basis of the comment and the relevant facts upon which it is based. A public hearing may be held if the Field Office considers the public response significant.

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

The permit renewal application and related documents, proposed effluent limitations and special conditions, comments received and other information are on the Department's file. The documents may be inspected at, or a copy requested from, the Field Office that has been indicated above the application notice.

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

<i>NPDES No.</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Tributary Stream</i>	<i>New Permit Requirements</i>
PA0084476	Hemlock Girl Scout Council—Camp Sm. Valley 350 Hale Ave. Harrisburg, PA 17104	Dauphin Jefferson Twp.	UNT to Armstrong Creek	TRC
PA0082279	Spring Creek Jt. Sew. Authority P. O. Box 373 Three Springs, PA 17264	Huntingdon Clay Twp.	Spring Creek	TRC

## 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 any given protest or protests. 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—691.100).

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

**4697412.** Sewerage. **Lower Providence Township Sewer Authority**, 100 Park Lane Drive, Eagleville, PA 19403. Construction and operation of gravity collection system pump station and force main to serve Seven County View subdivision located in Lower Providence Township, **Montgomery County**.

**4697413.** Sewerage. **William and Donna Hodson**, 387 Allenton Road, Souderton, PA 18964-2103. Install and operate a small treatment facility for a single family residence located in Franconia Township, **Montgomery County**.

**4697414.** Sewerage. **William and Mary Stoneback**, 1414 Newman Rd., Pennsburg, PA 18073. Installation and operation of Norweco small flow sewage treatment system located in Upper Hanover Township, **Montgomery County**.

**4697415.** Sewerage. **Alice Cardy-Konoza**, 1359 Hendricks Road, Pennsburg, PA 18073. Construction of a small flow treatment facility to serve the Konoza residence located in Upper Hanover Township, **Montgomery County**.

**2397408.** Sewerage. **Concord Township Sewer Authority**, 671 Smithbridge Road, Box 171, Concordville, PA 19331. Construction of a sewer extension and pump station to serve Concord Chase Development in Concord Township, **Delaware County**.

**2397409.** Sewerage. **Nether Providence Township**, 214 Skyes Lane, Wallingford, PA 19086. Construction of a pump station located in Nether Providence Township, **Chester County**.

**1597201.** Industrial. **Philadelphia Suburban Water Company**, 762 Lancaster Avenue, Bryn Mawr, PA 19010-3489. Construction of 3MG capacity drying/storage basin at Pickering Creek Water Treatment plant located in Phoenixville Borough, **Chester County**.

**2397202.** Industrial. **Laurel Pipe Line Company L. P.**, P. O. Box 368, Emmaus, PA 18049-0368. Two surface water ponds used to control stormwater and groundwater remediation system located in Bethel Township, **Delaware County**.

**0997406.** Sewerage. **Warrington Township**, 852 Easton Road, Warrington, PA 18976. Construction of Warrington Oaks Pump Station located in Warrington Township, **Bucks County**.

**1597409.** Sewerage. **Archie and Gloria Shearer**, 2715 Strasburg Road, Coatesville, PA 19320. Construction of a small flow treatment facility to serve the Shearer residence located in Sadsbury Township, **Chester County**.

**4697416.** Sewerage. **William Smith**, 1429 Salford Street, Salford, PA 18457. Construction of a small flow sewage treatment facility to serve the Smith residence located in Upper Salford Township, **Montgomery County**.

**0996418.** Sewerage. **Warrington Township**, 852 Easton Road, Warrington, PA 18976. Relocation and expansion of the Folly Road Pump Station located in Warrington Township, **Bucks County**.

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

**A. 2197409.** Sewerage, submitted by **South Middleton Township Municipal Authority**, P. O. Box 8, 345 Criswell Drive, Boiling Springs, PA 17007-0008 in South Middleton Township, **Cumberland County** to construct the Wood Lane pumping station and sewer station to except flow from only existing homes was received in the Southcentral Region on August 5, 1997.

**A. 2197408.** Sewerage, submitted by **John and Cynthia Noyes**, 238 Birch Lane, Carlisle, PA 17013 in Middlesex Township, **Cumberland County** to construct a small flow single residence sewage treatment system was received in the Southcentral Region on August 1, 1997.

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

**A. 3297408.** Sewerage. **Indiana County Municipal Services Authority**, P. O. Box 351, Indiana, PA 15701. Application for the construction of a package type, extended aeration sewage treatment plant to replace the existing Marsh Pond Treatment Facility serving the Village of Iselin in Young Township, **Indiana County**.

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

**WQM Permit No. 1697401.** Sewerage. **Municipal Authority of Strattanville Borough**, P. O. Box 139, Strattanville, PA 16258. This project is for the installation of four floating surface aerators to be added to a portion of the existing primary facultative lagoon to convert it into an aerated lagoon.

#### 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 the Commonwealth. Unless otherwise indicated on the basis of preliminary review and application of lawful standards and regulations, the Department of Environmental Protection (Department) proposes to issue a permit to discharge, subject to certain limitations set forth in the permit and special conditions. These proposed determinations are tentative. Limitations are provided in the permit as erosion and sedimentation control measures and facilities which restrict the rate and quantity of sediment discharged.

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

Persons wishing to comment on the proposed permit are invited to submit a statement to the Regional Office or County Conservation District Office indicated as the responsible office, within 30 days from the date of this public notice. A copy of the written comments should be sent to the County Conservation District Office. Comments reviewed within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the

name, address and telephone number of the writer and a concise statement to inform the Regional Office of the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held if the Regional Office considers the public response significant.

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

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

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

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

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

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

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

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

*Bedford County Conservation District, District Manager, 702 W. Pitt Street, Bedford, PA 15522, (814) 623-6706.*

**NPDES Permit PAS100415.** Stormwater. **Chiou Hoy Farm Limited Liability Company**, Tom Chiou, 312 Hammonton Place, Silver Spring, MD. 20904 has applied to discharge stormwater from a construction activity located in Monroe Township, **Bedford County**, to Sidel-ing Hill Creek.

*Berks County Conservation District, District Manager, 1238 County Welfare Road, Leesport, PA 19533, (610) 372-4657.*

**NPDES Permit PAS10C034.** Stormwater. **Forino Development Company**, John G. Smith, 3000 Penn Avenue, West Lawn, PA 19609 has applied to discharge stormwater from a construction activity located in South Heidelberg Township, **Berks County**, to Cacoosing Creek.

*Cambria County Conservation District, District Manager, P. O. Box 187, Ebensburg, PA 15931, (814) 472-2120.*

**NPDES Permit PAS101021.** Stormwater. **Forest Hills Municipal Authority**, 401 Grant Street, South Fork, PA 15956 has applied to discharge stormwater from a construction activity located in Adams, Summerhill, Richland, Croyle and Conemaugh Townships, and South Fork, Summerhill, Ehrenfeld and Wilmore Boroughs, **Cambria County**, to the Little Conemaugh River.

*Chester County Conservation District, District Manager, 601 Westtown Road, Ste. 395, West Chester, PA 19382, (610) 696-5126.*

**NPDES Permit PAS10G274.** Stormwater. **Joseph Piccone**, 501 Route 113, Chester Springs, PA 19425 has applied to discharge stormwater from a construction activity located in West Vincent Township, **Chester County**, to UNT to Birch Run.

**NPDES Permit PAS10G275.** Stormwater. **SMS Corporation, III**, 51 Valley Stream Parkway, Malvern, PA 19355 has applied to discharge stormwater from a construction activity located in East Whiteland Township, **Chester County**, to Valley Creek.

**NPDES Permit PAS10G276.** Stormwater. **William Bernard**, Peddlers Village, 19A, Christianna, DE 19702 has applied to discharge stormwater from a construction activity located in East Pikeland Township, **Chester County**, to French Creek.

**NPDES Permit PAS10G277.** Stormwater. **Great Valley School District**, P. O. Box 617, Devault, PA 19432 has applied to discharge stormwater from a construction activity located in East Whiteland Township, **Chester County**, to Valley Creek.

*Crawford County Conservation District, District Manager, 1012 Water Street, Ste. 18, Meadville, PA 16335, (814) 724-1793.*

**NPDES Permit PAS102304.** Stormwater. **James Gwin**, Conneaut Meadows Manufactured Home Community, c/o Homestead Oak, 14221 Conneaut Lake Road, Meadville, PA 16335 has applied to discharge stormwater from a construction activity located in Sadsbury Township, **Crawford County**, to Conneaut Lake.

*Cumberland County Conservation District, District Manager, 43 Brookwood Avenue, Ste. 4, Carlisle, PA 17013, (717) 240-7812.*

**NPDES Permit PAS10H071.** Stormwater. **R S Mowery & Sons, Inc.**, 625 Hamilton Street, Carlisle, PA 17013 has applied to discharge stormwater from a construction activity located in Silver Spring Township, **Cumberland County**, to the Conodoguinet Creek.

**NPDES Permit PAS10H072.** Stormwater. **Eastern Development and Design**, Shah Mathias, P. O. Box 163, Red Lion, PA 17356 has applied to discharge stormwater from a construction activity located in Silver Spring Township, **Cumberland County**, to Cedar Run.

*Dauphin County Conservation District, District Manager, 1451 Peters Mountain Road, Dauphin, PA 17018, (717) 921-8100.*

**NPDES Permit PAS10I031.** Stormwater. **Harrisburg, City School District**, 1201 N. 6th Street, Harrisburg, PA 17101 has applied to discharge stormwater from a construction activity located in Susquehanna Township, **Dauphin County**, to Paxton Creek.

*Erie County Conservation District, District Manager, P. O. Box 801, 12723 Route 19, Waterford, PA 16441, (814) 796-4203.*

**NPDES Permit PAS10K020.** Stormwater. **Greater Erie Industrial Development Corporation**, 2103 E. 33rd Street, Erie, PA 16510 has applied to discharge stormwater from a construction activity located in Fairview Township, **Erie County**, to Brandy Run.

*Lebanon County Conservation District, District Manager, 2120 Cornwall Road, Lebanon, PA 17042, (717) 272-3377.*

**NPDES Permit PAS10P026.** Stormwater. **Arbor Gate**, 950 E. Kercher Avenue, Myerstown, PA 17067-9998 has applied to discharge stormwater from a construction activity located in Jackson Township, **Lebanon County**, to Tulephocken Creek.

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

**NPDES Permit PAS10T090.** Stormwater. **Ritter Estates Inc.**, 649 N. Lewis Road, Royersford, PA 19468 has applied to discharge stormwater from a construction activity located in Lower Pottsgrove Township, **Montgomery County**, to Sprogels Run and UNT on site.

*Schuylkill County Conservation District, District Manager, 1206 Ag. Center Drive, R. R. 5, Box 5810, Pottsville, PA 17901, (717) 622-3742.*

**NPDES Permit PAS105714.** Stormwater. **DEP—Bureau of Abandoned Mine Reclamation**, 2 Public Square, 5th Floor, Wilkes-Barre, PA 18711-0790 has applied to discharge stormwater from a construction activity located in Walker Township, **Schuylkill County**, to Little Schuylkill River.

*Westmoreland County Conservation District, District Manager, Donohoe Center, R. R. 12, Box 202B, Greensburg, PA 15601, (412) 837-5271.*

**NPDES Permit PAS10X083.** Stormwater. **Hempfield Point Development L. P.**, 25, 955 Executive Parkway, Suite 210, Saint Louis, MO 63141 has applied to discharge stormwater from a construction activity located in Hempfield Township, **Westmoreland County**, to Turtle Creek.

## LAND RECYCLING AND ENVIRONMENTAL REMEDICATION

### Under Act 2, 1995

#### Preamble 1

**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 302 and 303 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (Department) 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 demonstrates attainment of one or a combination of the cleanup standards identified under

the act will be relieved of further liability for the remediation of the site for any contamination identified in reports submitted to and approved by the Department and shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

For further information concerning the content of a Notice of Intent to Remediate, contact the Department 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 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.*

**Precision National Plating Services**, Abington Township, **Lackawanna County**. Nicholas Valkenburg, Project Coordinator with Geraghty & Miller, Inc., 88 Duryea Road, Melville, NY 11747 (on behalf of his client, Precision National Plating Services, 198 Ackerly Road, Clarks Summit, PA 18411) has submitted a Notice of Intent to Remediate concerning the remediation of site soils and groundwater which have become contaminated with metals. The applicant proposes to remediate the site to meet the Statewide health standard for soil and the site-specific standard for groundwater. A summary of the Notice of Intent to Remediate was reportedly published in the *Scranton Times* during the week of August 4, 1997. Please refer to additional *Pennsylvania Bulletin* notice.

*Northwest Regional Office: Craig Lobins, Acting Environmental Cleanup Program Manager, 230 Chestnut Street, Meadville, PA 16335, (814) 332-6648.*

**GTE Erie West Plant Facility**, 1157 West 16th Street, City of Erie, **County of Erie**, has submitted a Notice of Intent to Remediate groundwater. The site has been found to be contaminated with Solvents. The applicant proposes to remediate the site to meet the Background Health Standard. A summary of the Notice of Intent was published on August 1, 1997 in the *Erie Morning News* and *Erie Daily Times*.

**GPU Energy, for Front St. Electrical Generating Station** (Parcel J, Community Boating Property), North of Front St., Ward #4, City of Erie, **County of Erie**, has submitted a Notice of Intent to Remediate soil and groundwater. The site has been found to be contaminated with BTEX. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent was published in the *Erie Daily Times* on August 6, 1997.

**Pennsylvania Electric Company (d/b/a) GPU Energy for the Front Street Electrical Generating Station** (Parcel G-1, Coal Pile), City of Erie, **County of Erie**, North of Front St., Ward #4, has submitted a Notice of Intent to Remediate soil and groundwater. The site has been found to be contaminated with Heavy Metals, PCBs and PHCs. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate has been published on July 23, 1997 in the *Erie Daily Times*.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

### Preamble 2

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

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

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

The Department 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.*

**Precision National Plating Services**, Abington Township, **Lackawanna County**. Nicholas Valkenburg, Project Coordinator with Geraghty & Miller, Inc., 88 Duryea Road, Melville, NY 11747 (on behalf of his client,

Precision National Plating Services, 198 Ackerly Road, Clarks Summit, PA 18411) has submitted a Notice of Intent to Remediate concerning the remediation of site soils and groundwater which have become contaminated with metals. The applicant proposes to remediate the site to meet the site-specific standard for groundwater and the Statewide health standard for soil. A summary of the Notice of Intent to Remediate was reportedly published in the *Scranton Times* during the week of August 4, 1997. Please refer to additional *Pennsylvania Bulletin* notice.

## 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 a solid waste processing or disposal area or site.**

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

**A. 301311. Royal Oak Residual Waste Landfill, Eagle Environmental II, L. P.** (9 Logan Boulevard, 2nd Floor, Altoona, PA 16602). Application for residual waste landfill located in Chest Township, **Clearfield County** received in the Regional Office on July 17, 1997 and deemed administratively complete August 6, 1997.

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

**06-301-093A.** The Department intends to issue an Air Quality Operating Permit to **Bridgeview, Inc.** (P. O. Box 364, R. D. 1, Morgantown, PA 19543) for a hospital waste incinerator controlled by a wet scrubber in Robeson Township, **Berks County**.

**36-2037A.** The Department intends to issue an Air Quality Operating Permit to **Kellogg U.S.A., Inc.** (P. O. Box 3006, Lancaster, PA 17604) for combustion sources at their facility located on 2050 State Road in East Hempfield Township, **Lancaster County**.

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

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

**OP-65-00623.** The Department received an Air Quality Operating Permit application from **Westinghouse Air Brake Company** (R. R. 12, Box 212, Donahue Road, Greensburg, PA 15601) for a rubber fabrication process at its Greensburg Plant located in Greensburg, **Westmoreland County**.

**OP-65-00316.** The Department received an Air Quality Operating Permit application from **Ashland, Inc.** (P. O. Box 391, Ashland, KY 41114) for a petroleum distribution operation at its Vandergrift Facility located in Vandergrift Borough, **Westmoreland County**.

**OP-04-00469.** The Department received an Air Quality Operating Permit application from **Horsehead Resource Development Company** (300 Frankfort Road, Monaca, PA 15061) for a nonferrous refining/smelting process at its Feed Preparation Building located in Potter Township, **Beaver County**.

**OP-11-00011.** The Department received an Air Quality Operating Permit application from **Cooney Brothers Coal Company** (P. O. Box 246, Cresson, PA 16630) for a coal preparation plant at its Sonman Preparation Plant located in Portage Township, **Cambria County**.

**OP-65-00592.** The Department received an Air Quality Operating Permit application from **Burrell School District** (1021 Puckety Church Road, Lower Burrell, PA 15068) for an incinerator at its Stewart School located in Lower Burrell City, **Westmoreland County**.

**OP-03-00093.** The Department received an Air Quality Operating Permit application from **Keystone Coal Mining Corporation** (P. O. Box 729, Indiana, PA 15701) for a coal preparation plant at its Cleaning Plant located in Plumcreek Township, **Armstrong County**.

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

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

**PA-04-570A.** The Department intends to issue an Air Quality Operating Permit to **Midland Slag Processors**, (303A Smiths Ferry Road, Midland, PA 15059) for a slag processing process at its facility located in Ohioville Borough, **Beaver County**.

**PA-63-180A.** The Department intends to issue an Air Quality Operating Permit to **Findlay Refractories** (P. O. Box 517, Washington, PA 15301) for a dust collector on the CO-5 Cast Mixer Feed System at its Washington Plant located in Washington City, **Washington County**.

**56-305-049.** The Department intends to issue an Air Quality Operating Permit to **PBS Coals, Inc.** (P. O. Box 260, Friedens, PA 15541) for a limestone crushing/screening process at its Paxton Strip located in Brothersvalley Township, **Somerset County**.

**PA-63-646A.** The Department intends to issue an Air Quality Operating Permit to **Ritchey Metals Company, Inc.** (Box I, 30 Georgetown Road, Hendersonville, PA 15339) for a reverb furnace/rotary furnace at its Hendersonville Plant located in Cecil Township, **Washington County**.

**63-322-001.** The Department intends to revise the Operating Permit issued to **William H. Martin, Inc.**, Arden Sanitary Landfill (P. O. Box BC, Washington, PA 15301) to incorporate the Emission Guidelines recently promulgated by the USEPA for this existing municipal solid waste landfill, located in Chartiers Township, **Washington County**.

**56-322-001.** The Department intends to revise the Operating Permit issued to **Southern Alleghenies Disposal Service** (R. R. 3, Box 310, Holsopple, PA 15935) to incorporate the Emission Guidelines recently promulgated

by the USEPA for this existing municipal solid waste landfill, located in Conemaugh and Paint Townships, **Somerset County**.

**65-322-001A.** The Department intends to revise the Operating Permit issued to **Valley Landfill** (R. R. 2, Box 282A, Pleasant Valley Road, Irwin, PA 15642) to incorporate the Emission Guidelines recently promulgated by the USEPA for this existing municipal solid waste landfill, located in Penn Township, **Westmoreland County**.

**63-322-003A.** The Department intends to revise the Plan Approval/Operating Permit issued to **M. C. Arnoni Company** (1169 Cochran Mill Road, Pittsburgh, PA 15236) to incorporate the Emission Guidelines recently promulgated by the USEPA for this existing municipal solid waste landfill, located in Union Township, **Washington County**.

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#### Notice of Intent to Issue Title V Operating Permits

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Under 25 Pa. Code § 127.521, notice is given that the Department of Environmental Protection (Department) intends to issue a Title V Operating Permit to the following facilities. These facilities are major facilities subject to the operating permit requirements under Title V of the Federal Clean Air Act and 25 Pa. Code Chapter 127, Subchapters F (relating to operating permit requirements) and G (relating to Title V Operating Permits).

Copies of the Title V application, proposed permit and other relevant information are available for public inspection and additional information may be obtained by contacting the regional office noted.

Interested persons may submit written comments, suggestions or objections concerning the proposed Title V permit to the regional office within 30 days of publication of this notice. Written comments submitted to the Department during the 30-day public comment period shall include the name, address and telephone number of the person submitting the comments, along with the reference number of the proposed permit. The commentator should also include a concise statement of any objections to the permit issuance and the relevant facts upon which the objections are based.

The Department reserves the right to hold a public hearing on the proposed action based upon the information received during the public comment period and will provide notice of any scheduled public hearing at least 30 days in advance of the hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation where the facility is located.

*Northeast Regional Office: Air Quality Program, Two Public Square, Wilkes-Barre, PA 17811-0790, Attn: Michael Safko, (717) 826-2531.*

**40-00008. Offset Paperback Manufacturers, Inc.** (P. O. Box N, Route 309, Dallas, PA 18612) located in Dallas, **Luzerne County**. The facility's major sources of emissions include printing presses which primarily emit volatile organic compounds (VOCs).

*Southcentral Regional Office: Air Quality Program, One Ararat Boulevard, Harrisburg, PA 17110, Attn: Kanubhai L. Patel, (717) 657-4587.*

**06-05022. Kutztown University** (Main Street, Kutztown, PA 19530) located in Maxatawny Township, **Berks County**. The facility's major source(s) of emissions include boilers which primarily emit NOx and VOCs.

**28-05017. Hess Manufacturing Company** (Route 997, P. O. Box 127, Quincy, PA 17247) located in Quincy Township, **Franklin County**. The facility's major sources include lamination and spray painting equipment which primarily emit VOC emissions.

**36-05015. Dart Container Corp.** (60 East Main Street, P. O. Box 546, Leola, PA 17540) located in Upper Leacock Township, **Lancaster County**. The facility's major sources include boilers which primarily emit NOx emissions and various printing presses and food container manufacturing equipment which primarily emit VOC emissions.

**36-05062. Manheim Auto Auction** (1190 Lancaster Road, Manheim, PA 17545) located in Penn Township, **Lancaster County**. The facility's major sources include various paint and body repair operations which have the potential to primarily emit hazardous air pollutants (HAPs).

**67-05012. Transcontinental Gas Pipe Line Corp., Gas Compressor Station 195** (Route 851, Bryansville Road, Delta, PA 17314) located in Peach Bottom Township, **York County**. The facility's major sources include five internal combustion engines, natural gas fired.

**67-05044. Harris-Hub, Division of Dresher, Inc.** (95 Woodland View Drive, York, PA 17402) located in Manchester Township, **York County**. The facility's major sources include surface coaters which primarily emit VOC and Hazardous Air Pollutant emissions.

*Southwest Regional Office: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Attn: Mark Wayne, (412) 442-4161.*

**04-00490. Consolidated Natural Gas Transmission Corporation** (CNG Tower, 625 Liberty Avenue, Pittsburgh, PA 15229-3199) for their Beaver Station located in North Sewickly Township, **Beaver County**. The facility's major sources of emissions include four Dresser Rand internal combustion engines (3200 HP each), a generator (778 HP), and a boiler (8.5 mmbtu/hr) which emits major quantities of NOx and VOCs.

*Reading District Office: Air Quality Program, 1005 Cross Roads Boulevard, Reading, PA 19605, Attn: Roger Fitterling, (610) 916-0100.*

**06-05071. Sealed Air Corporation** (450 Riverfront Drive, Reading, PA 19602) located in City of Reading, **Berks County**. The facility's major sources include boilers which primarily emit criteria pollutants, particularly SOx.

**06-05045. Hamburg Center** (Hamburg, PA 19526) located in the City of Hamburg, **Berks County**. The facility's major sources include boilers which primarily emit criteria pollutants, particularly SOx.

### PLAN APPROVALS

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

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

**36-302-184.** Construction of a wood-fired boiler to replace an existing boiler controlled by a multicyclone by **Ebenshade's Greenhouses, Inc.** (546 East 28th Division Highway, Lititz, PA 17543) in Elizabeth Township, **Lancaster County**.

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

**8-318-023D.** Construction of a fourth simulated marble gel-coat and molding line by **Rynone Manufacturing Corporation** (P. O. Box 128, Sayre, PA 18848-0128) in Sayre Borough, **Bradford County**.

**19-319-001.** Installation of a scrubber on a chrome plating operation by **Schultz Electroplating, Inc.** (R. R. 5, Box 195, Bloomsburg, PA 17815-8942) in South Centre Township, **Columbia County**.

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

**PA-04-483A. Interforest Corporation** (119 AID Drive, P. O. Box 444, Darlington, PA 16115) for a wood-fired boiler at its Penn-Beaver Veneers Corporation facility located in Darlington Township, **Beaver County**.

### REASONABLY AVAILABLE CONTROL TECHNOLOGY

#### (RACT)

**Applications received for Operating Permits 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.**

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

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

The Department intends to issue an Air Quality Operating Permit for the air contaminant sources and associated air cleaning devices described for:

Permit: **OP-15-0020**

Source: Major NOx and Minor VOC Facility

Company: **Columbia Gas Transmission Corporation**

Location: West Bradford

County: **Chester**

Permit: **OP-15-0009A**

Source: Poly Tetra Fluoro Ethylene (PTFE)

Company: **ICI Fluoropolymers**

Location: Caln

County: **Chester**

## MINING

### APPLICATIONS TO CONDUCT COAL AND NONCOAL ACTIVITIES

#### MINING ACTIVITY APPLICATIONS

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

§§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

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

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

Where any of the mining activities listed below will have discharges of wastewater to streams, the Department will incorporate NPDES permits into the mining activity permits issued in response to these applications. 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.

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

*Coal Applications Received:*

**11971106.** Stream Encroachment, **Ridge Energy Co.** (P. O. Box 429, Clymer, PA 15728) is requesting permission to temporarily install and maintain a low-water crossing on Fox Run at a point of 10,000 feet upstream from Fox Run's confluence with the West Branch of the Susquehanna River. Application received August 7, 1997.

**32920101.** Permit renewal, **Pitt Mining Company** (R. D. 3, Box 95B, Shelocta, PA 15774), restoration and reclamation only of a bituminous strip mine in Young Township, **Indiana County**, affecting 272.3 acres, receiv-



ing streams unnamed tributaries to Gobbler Creek. Application received August 8, 1997.

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

**33970108. Beverly Hill Coal Co., Inc.** (60 Campbell Avenue, Clarion, PA 16214), commencement, operation and restoration of a bituminous surface strip and auger operation in Henderson Township, **Jefferson County** affecting 40.0 acres. Receiving streams unnamed tributaries to East Branch of Mahoning Creek. Application received July 25, 1997.

**10840126. BMB Management, Inc.** (R. D. 6, Friendship Plaza, Kittanning, PA 16201), renewal of an existing bituminous surface strip and tippel refuse disposal operation in Brady, Cherry, Clay and Slippery Rock Townships, **Butler County** affecting 210.8 acres. Receiving streams six unnamed tributaries to Glade Run and Glade Run. Application for reclamation only. Application received August 1, 1997.

**10950102. Amerikohl Mining, Inc.** (202 Sunset Drive, Butler, PA 16001), revision to an existing bituminous surface strip operation in Lancaster and Franklin Townships, **Butler and Beaver Counties** affecting 110.0 acres. Receiving streams three unnamed tributaries to Doe Run and Doe Run. Revision to include a post mining landuse change from "Forestland" to "Land Occasionally Cut for Hay" on the lands of John J. Wittmann and Jack Schweiger. Application received August 1, 1997.

**33970109. MSM Coal Company, Inc.** (P. O. Box 243, DuBois, PA 15801), commencement, operation and restoration of a bituminous surface strip operation in Oliver Township, **Jefferson County** affecting 85.2 acres. Receiving streams unnamed tributaries to Lick Run and an unnamed tributary to Little Sandy Creek. Application received July 30, 1997.

*Pottsville District Office, 6 West Laurel Boulevard, Pottsville, PA 17901-2454.*

**54850202C4. B-D Mining Co.** (P. O. Box 423, Gilberton, PA 17934), correction to an existing anthracite surface mine operation to make modifications to apply biosolids (stabilized sewage sludge) to enhance vegetation in Mahanoy and West Mahanoy Townships, Gilberton and Shenandoah Boroughs, **Schuylkill County**, affecting 185.0 acres, receiving stream Mahanoy Creek. Application received July 18, 1997.

**54920103R. Harriman Coal Corporation** (P. O. Box 127, Valley View, PA 17983), renewal of an existing anthracite surface mine operation in Tremont Township, **Schuylkill County** affecting 47.6 acres, receiving stream none. Application received July 21, 1997.

**54871302R2. West End Coal Company Deep Mine** (4 Gene Circle, Williamstown, PA 17098), renewal of an existing anthracite underground mine operation in Tremont Township, **Schuylkill County** affecting 2.7 acres, receiving stream none. Application received July 23, 1997.

**54841303C2. Tito Coal** (R. R. 1, Box 67A2, Williamstown, PA 17098), correction to an existing anthracite underground mine operation to add acres in Porter Township, **Schuylkill County** affecting 3.1 acres, receiving stream Wiconisco Creek. Application received July 21, 1997.

**54773223T. CLS Coal Company** (P. O. Box 81, Port Carbon, PA 17965), transfer of an existing coal refuse reprocessing operation in Cass Township, **Schuylkill County** from Tri-County Land & Coal Co. affecting 133.0 acres, receiving stream none. Application received July 24, 1997.

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

#### *Noncoal Applications Received*

**25970308. Wroblewski Sand & Gravel, Inc.** (12907 Half Moon Road, Wattsburg, PA 16442), commencement, operation and restoration of a sand and gravel operation in Venango Township, **Erie County** affecting 10.6 acres. Receiving streams groundwater to the West Branch of French Creek. Application received July 25, 1997.

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

**7175SM1A1C2. Pennsy Supply, Inc.** (1001 Paxton Street, P. O. Box 3331, Harrisburg, PA 17105), renewal and correction of NPDES Permit #PA0613827 in South Hanover Township, **Dauphin County**, receiving stream Swatara Creek. Application received July 24, 1997.

**7674SM1C5. Pennsy Supply, Inc.** (1001 Paxton Street, P. O. Box 3331, Harrisburg, PA 17105), correction to an existing quarry operation and NPDES Permit #PA0613312 in South Lebanon and Jackston Townships, **Lebanon County**, receiving stream Tulpehocken Creek. Application received July 24, 1997.

**64910303C2. Ciccone Excavating, Inc.** (R. R. 2, Box 1575, Honesdale, PA 18431), renewal of NPDES Permit #PA0595462 in Palmyra Township, **Wayne County**, receiving stream tributary to Lake Wallenpaupack. Application received July 28, 1997.

**7876SM1C2. Essroc Cement Corp.** (Rt. 248 and Easton Road, Nazareth, PA 18064), renewal of NPDES Permit #PA0595721 in Whitehall Township, **Lehigh County**, receiving stream Coplay Creek. Application received July 28, 1997.

## **APPLICATIONS RECEIVED UNDER SECTION 401: FEDERAL WATER POLLUTION CONTROL ACT**

### **ENCROACHMENTS**

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

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

suggestions or objections within 30 days of the date of this notice as well as any questions to the Bureau or Field Office indicated as the responsible office.

**Applications filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) 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.**

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

**E15-549.** Encroachment. **Presbyterian Homes, Inc.**, 1217 Slate Hill Rd., Camp Hill, PA 17011. To construct and maintain three stream crossings across an unnamed tributary to Tweed Creek (TSF, MF) to provide access to a proposed addition at the existing Ware Presbyterian Village retirement facility. The work consists of encroaching on approximately 530 linear feet of watercourse and the 100-year floodway to accommodate these roadway crossings. The three proposed roadway crossings consist of a 100-foot long and a 150-foot long twin 60-inch diameter corrugated metal pipe stream enclosures, and an 80-foot long culvert, consisting of twin 60-inch diameter corrugated metal pipes. Each crossing contains concrete endwalls and rip-rap energy dissipaters at the upstream and downstream terminus. The project also includes placement of fill material in 0.16 acre of adjacent wetlands. The site is located along southern side of Lancaster Avenue (SR 0472) at a point approximately 2,500 feet west of its intersection with Limestone Road (SR 10) (Oxford, PA Quadrangle N: 6.5 inches; W: 15.6 inches) in the Borough of Oxford, **Chester County**.

**E15-548.** Encroachment. **Jeffrey R. Bevan**, 103 Oak Tree Court, Pottstown, PA 19464. To construct and maintain a driveway crossing consisting of two 36-inch RCP culverts with riprap protection located in an unnamed tributary to French Creek and to construct and maintain six 12-inch CMP culverts impacting approximately 0.03 acre of wetlands within the floodplain of the unnamed tributary to French Creek. These crossings are on the Bevan property situated approximately 1,000 feet southwest of the intersection of Route 113 and Rapps Dam Road (Phoenixville, PA Quadrangle N: 0.4 inch; W: 8.2 inches) in East Pikeland Township, **Chester County**.

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

**E36-638.** Encroachment. **John Rautzahn**, PA Department of Transportation, Engineering District 8-0, 2140 Herr Street, Harrisburg, PA 17103. To remove the existing structure, construct and maintain a prestressed adjacent box beam bridge having a clear span of 35.325 feet on a 65 degree skew with a minimum underclearance of 2.71 feet across Groff Creek on SR 0772, Section 007, Segment 0590, Offset 0000 (Leola, PA Quadrangle N: 20.7 inches; W: 12 inches) in West Earl Township, **Lancaster County**.

**E67-594.** Encroachment. **Harry Fox**, 241 Old York Road, Dillsburg, PA 17019. To construct and maintain four 36-inch diameter, 24 foot long corrugated metal pipe culverts in Bald Eagle Creek to construct a private driveway to provide access to Lot #1, Fawn Meadows Subdivision located along the north side of Day Road (T-587) about 1,000 feet east of its intersection with SR 0425 (Fawn Grove, PA Quadrangle N: 22.0 inches; W: 10.6 inches) in Fawn Township, **York County**.

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

**E19-170.** Encroachment. **Sunset Holding Corp.**, Box 333, Bloomsburg, PA 17815. To relocate about 200 feet of an unnamed tributary to Fishing Creek for a new 83 lot residential development located just west of Millville Road about 0.4 mile south of Route 80 (Bloomsburg, PA Quadrangle N: 2.0 inches; W: 13.0 inches) in Bloomsburg Borough, **Columbia County**. Estimated stream disturbance is 200 feet with no wetland impacts; stream classification is WWF.

**E59-347.** Encroachment. **Tioga County Commissioners**, Courthouse, 118 Main St., Wellsboro, PA 16901. To remove the existing structure and to construct and maintain a two span prestressed concrete bridge with a total clear span of 182 feet, skew of 86 degrees, and underclearance of 14.2 feet across the Tioga River located on T-493 just west of Business Route 15 (Mansfield, PA Quadrangle N: 5.75 inches; W: 9.75 inches) in Richmond Township, **Tioga County**. Estimated stream disturbance is 300 feet with no wetland impacts; stream classification is CWF.

**E59-349.** Encroachment. **Pa. Dept. of Transportation**, P. O. Box 218, Montoursville, PA 17754. To remove the existing structure and to construct and maintain a 5 foot by 15 foot precast reinforced concrete box culvert skewed 40 degrees with a clear normal span of 12 feet and a minimum underclearance of 5 feet over Heise Run on T-818 approximately 1.2 miles north of SR 660/T-818 intersection (Keeneyville, PA Quadrangle N: 0.2 inch; W: 13.5 inches) in Delmar Township, **Tioga County**. Estimated stream disturbance is approximately 90 feet; stream classification is Cold Water Fishery.

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

**E10-267.** Encroachment. **County of Butler**, 125 West Diamond Street, P. O. Box 1208, Butler, PA 16003-1208. To remove the existing County Bridge No. 137 (Rosebaugh Bridge) and to construct and maintain a prestressed concrete beam bridge with a clear span of 39 feet and a maximum underclearance of 8.75 feet across Glade Run (south branch) (WWF). The project is located on Hammond Road across Glade Run approximately 200 feet west of the intersection of Hammond Road, List Hill Road, Three Degree Road and Glade Run Road (Valencia, PA Quadrangle N: 17.9 inches; W: 13.8 inches) located in Adams Township, **Butler County**.

**E42-250.** Encroachment. **David E. Walters**, 31 South Second Street, Bradford, PA 16701. To place fill within 0.14 acre of wetland area, to install and maintain a 200-foot enclosure consisting of a total of three 4-foot diameter by 200-foot long concrete culverts set side by side in Rutherford Run (CWF), and to place fill within the Floodway of Rutherford Run for a commercial development. This project will include creation of at least 0.14 acre of replacement wetlands in an area adjacent to the project. The project site is located approximately 400 feet southeast of the intersection of Rutherford Run Road (T-330) and High Street Extension (S. R. 4005) (Bradford, PA Quadrangle N: 10.7 inches; W: 2.4 inches) located in Bradford Township, **McKean County**.

**E42-251.** Encroachment. **Foster Township Supervisors**, 1185 East Main Street, Bradford, PA 16701. To remove the existing concrete encased steel beam bridge deck, to construct and maintain a 15-inch concrete bridge

deck, and to rehabilitate and pour two wingwalls on the Garlock Hollow Road (T-359) bridge across Kendall Creek (WWF). This project will also include the placement of three concrete culverts measuring 4 feet in diameter and 35 feet in length placed in Kendall Creek as part of a temporary roadway. The bridge is located on Garlock Hollow Road (T-359) across Kendall Creek approximately 500 feet northeast of the intersection of Garlock Hollow Road (T-359) and S. R. 0046 (Derrick City, PA Quadrangle N: 9.15 inches; W: 9.3 inches) located in Foster Township, **McKean County**.

#### 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.*

**EA22-008C0.** Environmental assessment. **Millersburg Area Authority** (101 West Street, Millersburg, PA 17061). To construct and maintain a nonjurisdictional dam across a Tributary to Wiconisco Creek (WWF) to serve as a public water supply intake structure for the Millersburg Area Authority. The proposed dam will be located approximately 300 feet downstream of the existing intake dam which will be breached and removed (Millersburg, PA Quadrangle N: 6.2 inches; W: 6.1 inches) in Upper Paxton Township, **Dauphin 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.

#### 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.*

**NPDES Permit No. PA-0027065.** Sewerage. **Lackawanna River Basin Sewer Authority**, P. O. Box 9068, Dickson City, PA 18519 is authorized to discharge from a facility located in Archbald Borough, **Lackawanna County** to the Lackawanna River.

**NPDES Permit No. PA-0027073.** Sewerage. **Lackawanna River Basin Sewer Authority**, P. O. Box 9068, Dickson City, PA 18519 is authorized to discharge from a facility located in Moosic Borough, **Lackawanna County** to the Lackawanna River.

**NPDES Permit No. PA-0027090.** Sewerage. **Lackawanna River Basin Sewer Authority**, P. O. Box 9068, Dickson City, PA 18519 is authorized to discharge from a facility located in Throop Borough, **Lackawanna County** to the Lackawanna River.

**NPDES Permit No. PA-0062090.** Industrial waste. **Anemostat Products Division**, Dynamics Corporation of America, 888 N. Keyser Avenue, Scranton, PA 18508 is authorized to discharge from a facility located in the City of Scranton, **Lackawanna County** to an unnamed tributary to Keyser Creek.

**NPDES Permit No. PA-0070505.** Industrial waste. **Mallinckrodt, Inc.**, TRIMET Technical Products, 2904 N. Cedar Crest Boulevard, Allentown, PA 18104 is authorized to discharge from a facility located in South Whitehall Township, **Lehigh County** to Jordan Creek.

**NPDES Permit No. PA-0063606.** Industrial waste. **GPU Generation, Inc.** (Bangor Quarry Ash Disposal Site), 1001 Broad Street, Johnstown, PA 15907 is authorized to discharge from a facility located in Bangor Borough, **Northampton County** to Brushy Meadow Creek.

**NPDES Permit No. PA-0012726.** Industrial waste. **Alumax Extrusions, Inc.**, 53 Pottsville Street, Cressona, PA 17929-0129 is authorized to discharge from a facility located in Cressona Borough, **Schuylkill County** to the West Branch of the Schuylkill River.

**NPDES Permit No. PA-0038270.** Industrial waste. **Sun Company, Inc.** (Tamaqua Marketing Terminal), Ten Penn Center, 1801 Market Street, Philadelphia, PA 19103-1699 is authorized to discharge from a facility located in Rush Township, **Schuylkill County** to the Little Schuylkill River.

**NPDES Permit No. PA-0027081.** Sewerage. **Lackawanna River Basin Sewer Authority**, P. O. Box 9068, Dickson City, PA 18519 is authorized to discharge from a facility located in Clinton Township, **Wayne County** to the Lackawanna River.

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

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

**Permit No. 0606407.** Sewerage. **Centre Township Municipal Authority**, 449 Bucks Hill Road, Mohrsville, PA 19541. Construction of sewage treatment facilities in Centre Township, **Berks County**.

**Permit No. 3697403.** Sewerage. **Lancaster County Career & Technology Center**, 1730 Hans Herr Drive, P. O. Box 527, Willow Street, PA 17584-0527. Construction of sewage treatment facilities in West Earl Township, **Lancaster County**.

**Permit No. 6797460.** Sewerage. **Fairview Township Authority**, 599 Lewisberry Road, New Cumberland, PA 17070. Construction of sewers and appurtenances and pump stations in Fairview Township, **York County**.

**NPDES Permit No. PA0051683.** Industrial waste. **Titanium Hearth Technologies**, 215 Welsh Pool Road, Exton, PA 19341 is authorized to discharge from a facility located in Caernarvon Township, **Berks County** to the receiving waters of an unnamed tributary of Conestoga Creek.

**NPDES Permit No. PAG053501.** Industrial waste. **Conestoga View Retirement Home**, 50 North Duke Street, P. O. Box 3480, Lancaster, PA 17608-3480 is authorized to discharge to the receiving waters named Conestoga River in Lancaster City, **Lancaster County**.

**NPDES Permit No. PA0087556.** Industrial waste. **The SICO Company**, Turkey Hill #37, P. O. Box 302, Mount Joy, PA 17552 is authorized to discharge from a facility located in Denver Borough, **Lancaster County** to the receiving waters named Cocalico Creek.

**NPDES Permit No. PA0083941.** Industrial waste. **Community Refuse Services, Inc.**, 142 Vaughn Road, Shippensburg, PA 17257 is authorized to discharge from a facility located in Hopewell Township, **Cumberland County** to the receiving waters named Conodoguinet Creek.

**NPDES Permit No. PA0010502.** Amendment No. 1. Industrial waste. **Department of the Army**, Letterkenny Army Depot, Franklin Street Extended, Chambersburg, PA 17201-4150 is authorized to discharge from a facility located in Greene Township, **Franklin County** to the receiving waters named Rowe Run.

**NPDES Permit No. PA0020834.** Sewerage. **Greencastle-Franklin County Authority**, 60 North Washington Street, Greencastle, PA 17225-1230 is authorized to discharge from a facility located in Antrim Township, **Franklin County** to the receiving waters of an unnamed tributary to Conococheague Creek.

**NPDES Permit No. PA0037711.** Amendment No. 2. Sewerage. **The Borough of Everett Area Municipal Authority**, 100 Mechanic Street, Everett, PA 15537 is authorized to discharge from a facility located in Everett Borough, **Bedford County** to the receiving waters named Raystown Branch, Juniata River.

**NPDES Permit No. PA0084603.** Sewerage. **Fairmount Rest Home**, 232 Cats Back Road, Ephrata, PA 17522 is authorized to discharge from a facility located in West Earl Township, **Lancaster County** to the receiving waters named Conestoga River.

**NPDES Permit No. PA0033111.** Sewerage. **Oak Creek Campground**, Box 128, Bowmansville, PA 17057 is authorized to discharge from a facility located in Brecknock Township, **Lancaster County** to the receiving waters named Rock Run.

**NPDES Permit No. PA0033553.** Sewerage. **Gehmans Mennonite School**, 650 Gehman School Road, Denver, PA 17517 is authorized to discharge from a facility located in Brecknock Township, **Lancaster County** to the receiving waters named Muddy Run.

**NPDES Permit No. PA0042269.** Sewerage. **Lancaster Area Sewer Authority**, 130 Centerville Road, Lancaster, PA 17603 is authorized to discharge from a facility located in Manor Township, **Lancaster County** to the receiving waters named Dry Run.

**NPDES Permit No. PA0021202.** Sewerage. **East Berlin Borough**, 128 Water Street, East Berlin, PA 17316 is authorized to discharge from a facility located in East Berlin Borough, **Adams County** to the receiving waters named Conewago Creek.

**NPDES Permit No. PA0021245.** Sewerage. **Borough of Duncannon**, 428 North High Street, Duncannon, PA 17020 is authorized to discharge from a facility located in Duncannon Township, **Perry County** to the receiving waters named the Susquehanna River.

**NPDES Permit No. PA0082392.** Sewerage. **Derry Township Municipal Authority**, P. O. Box 447, Hershey, PA 17033-0447 is authorized to discharge from a facility located in Londonderry Township, **Dauphin County** to the receiving waters named the Swatara Creek.

**NPDES Permit No. PA0080616.** Sewerage. **Mountainview Mobile Home Park STP** owned by Rife Road Associates, 20 Erford Road, Suite 215, Lemoyne, PA 17043 is authorized to discharge from a facility located in Reading Township, **Adams County** to the receiving waters named Conewago Creek.

**NPDES Permit No. PA0084018.** Sewerage. **Fishing Creek Estates Homeowners Association, Inc.**, 1309 Laurel Pointe Circle, Harrisburg, PA 17110 is authorized to discharge from a facility located in Middle Paxton Township, **Dauphin County** to the receiving waters named Fishing Creek.

**NPDES Permit No. PA0021806.** Sewerage. **Township of Annville**, P. O. Box Drawer M., Annville, PA 17003 is authorized to discharge from a facility located in North Annville Township, **Lebanon County** to the receiving waters named Quittapahilla Creek.

**NPDES Permit No. PA0026735.** Amendment No. 2. Sewerage. **Swatara Township Authority**, 599 Eisenhower Boulevard, Swatara, PA 17111-2397 is authorized to discharge from a facility located in Swatara Township, **Dauphin County** to the receiving waters named Swatara Creek.

**NPDES Permit No. PA0020508.** Amendment No. 1. Sewerage. **McConnellsburg Sewer Authority**, P. O. Box 681, McConnellsburg, PA 17233 is authorized to discharge from a facility located in Ayr Township, **Fulton County** to the receiving waters named Big Cove Creek.

**NPDES Permit No. PAG053504.** Amendment. **Getty Petroleum Corporation**, (Gas-N-Goodies Convenience Store), 2025 Middleton Road, Lancaster, PA is authorized to discharge from a facility located in Mount Joy Township, **Lancaster County** to the receiving waters named Conewago Creek.

**NPDES Permit No. PAS803501.** **Pennsylvania Department of Transportation**, Bureau of Aviation, 208 Airport Drive, Middletown, PA 17057 is authorized to discharge from a facility located in Middletown Borough, **Dauphin County** to the receiving waters named Susquehanna River.

**NPDES Permit No. PAG053510. Petersburg Commons Inc.**, 101 Basin Hill Road, Duncannon, PA 17020 is authorized to discharge from a facility located in Penn Township, **Perry County** to the receiving waters named Susquehanna River.

**NPDES Permit No. PAG053511. West Donegal Township**, 7 West Ridge Road, Elizabethtown, PA 17022 is authorized to discharge from a facility located in West Donegal Township, **Lancaster County** to the receiving waters named retention Basin/Conoy Creek.

**NPDES Permit No. PA0070106. Industrial. Carlos R. Leffler, Inc.**, 4030 Pottsville Pike, Reading, PA 19605 is authorized to discharge from a facility located in Muhlenberg Township, **Berks County** to the receiving waters named Laurel Run.

**NPDES Permit No. PA0084522. Industrial. Allentown Refrigerated Terminal, Inc.**, 125 Seneca Trail, Boyertown, PA 19512 is authorized to discharge from a facility located in Colebrookdale Township, **Berks County** to the receiving waters of an unnamed tributary of Ironstone Creek.

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

**Permit No. WQM 1796201. Industrial waste. Lester G. Wacob, President**, Brady Township, Troutville Borough Water Association Inc., R. D. 1, Luthersburg, PA 15848. Applicant is to replace unlined backwash waste water lagoons at Luthersburg—Salem and Troutville Boro water treatment plants. Location is Brady Township, **Clearfield County**.

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

**Permit No. 0271419—Amendment No. 2. Sewerage. Municipal of the City of McKeesport**, 100 Atlantic Avenue, McKeesport, PA 15132. Construction of Fine Pore Aeration System and Appurtenances located in the City of McKeesport, **Allegheny County** to serve the City of McKeesport Sewage Treatment Plant.

**Permit No. 3297402. Sewerage. Kevin S. Frantz**, P. O. Box 148, Beyer, PA 16211. Construction of a Single Residence Sewage Treatment Plant located in the Township of Armstrong, **Indiana County** to serve the Frantz Residence.

**NPDES Permit No. PA0095672. Sewage. Washington County Housing Authority**, 100 Crumrine Tower, Franklin Street, Washington, PA 15301 is authorized to discharge from a facility located at Frederick Terrace STP, East Bethlehem Township, **Washington County** to Drainage Swale to Monongahela River.

**NPDES Permit No. PA0217654. Sewage. Seward—St. Clair Township Sanitary Authority**, P. O. Box 494, Seward, PA 15954 is authorized to discharge from a facility located at Big Springs Sewage Treatment Plant, St. Clair Township, **Westmoreland County** to Conemaugh River.

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

**WQM Permit No. 1097406. Sewage. Butler Country Club**, P. O. Box 348, Butler, PA 16003. This project is for the construction of flow equalization facilities at the existing sewage treatment plant in Penn Township, **Butler County**.

**WQM Permit No. 2597414. Sewage. Fairview Township Sewer Authority**, 7485 McCray Road, P. O. Box U, Fairview, PA 16415. This project is for installation of gravity sewers, a force main and submersible pump station to serve Fairview Industrial Park in Fairview Township, **Erie County**.

**INDIVIDUAL PERMITS  
(PAS)**

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS101502	PA DEP Bureau of Abandoned Mine Reclamation Harrisburg, PA 17105-8476	Clarion County Monroe Township	Unnamed tributary to Leatherwood Creek
PAS10K019	Metro Health Center 252 West 11th Street Erie, PA 16502	Erie County Millcreek Township	Walnut Creek

**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 this Commonwealth. 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 require-

ments 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 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

## Facility Location

County and Municipality	Permit No.	Applicant Name and Address	Receiving Stream or Body of Water	Contact Office and Telephone No.
Lackawanna County Moosic Boro	PAR802220	Consolidated Freightways P. O. Box 3010 Menlo Park, CA 94026	Lackawanna River	Northeast Regional Office Water Management Program 2 Public Square Wilkes-Barre, PA 18711 (717) 826-2554
Lackawanna County Benton Township	PAR802204	Northrop Grumman Corporation P. O. Box 188 Franklin Valley Road Fleetville, PA 18420-0188	North Fork of South Branch of Tunkhannock Creek	Northeast Regional Office Water Management Program 2 Public Square Wilkes-Barre, PA 18711 (717) 826-2554
Lehigh County Allentown	PAR232210	Advanced Environmental Recycling 2591 Mitchell Avenue Allentown, PA 18103	Unnamed Drainage Stream	Northeast Regional Office Water Management Program 2 Public Square Wilkes-Barre, PA 18711 (717) 826-2554
Schuylkill County Ashland	PAR112204	Goulds Pumps Inc. East Centre Street Ashland, PA 17921	Mahanoy Creek	Northeast Regional Office Water Management Program 2 Public Square Wilkes-Barre, PA 18711 (717) 826-2554
York County Fairview Township	PAR803616	Caliber Systems, Inc. RPS, Inc. P. O. Box 5459 Akron, OH 44334-0459	Fishing Creek	Southcentral Region Rm. 126, 1 Ararat Boulevard Harrisburg, PA 17110 (717) 657-4590
Northumberland Point Twp.	PAR704803	Viking Energy of Northumberland R. R. 2, Box 482D Cannery Road Northumberland, PA 17857	Unnamed tributary to West Br. Susquehanna	Northcentral (717) 327-3664
Northumberland Mt. Carmel Twp.	PAR234804	Explo-Tech Inc. 3rd St. and Cardinal Drive Mt. Carmel, PA 17851	Locust Creek	Northcentral (717) 327-3664
Sugarcreek Borough Venango County	PAR118322	The Conair Group, Inc. 20 Stanwix Street, Suite 620 Pittsburgh, PA 15222	Municipal Storm Sewer Leading to the Allegheny River	DEP Northwest Region Water Management 230 Chestnut St. Meadville, PA 16335 (814) 332-6942
Bedford County West St. Clair Twp.	PAG043581	Gregory N. Miller Hickory Grove Park Box 14 Alum Bank, PA 15521	UNT to Dunnings Creek	Southcentral Region Water Management—126 1 Ararat Boulevard Harrisburg, PA 17110
Columbia Fishing Creek Twp.	PAG044926	Arthur T. Christie R. R. 9, Box 67 Bloomsburg, PA 17815	Fishing Creek	Northcentral (717) 327-3664
Columbia Orange Twp.	PAG044945	William Bullock R. D. 5, Box 468 Bloomsburg, PA 17815	Unnamed tributary to West Branch Briar 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>
Columbia Locust Twp.	PAG044944	Duane Martzall R. R. 1, Box 346 Linden, PA 17744	Pine Run	Northcentral (717) 327-3664
New Castle Lawrence County	PAG058309	Andrea Hailey B. P. Exploration & Oil, Inc. 200 Public Square Cleveland, OH 44114-2375	Unnamed tributary to Big Run	DEP Water Management Northwest Region 230 Chestnut St. Meadville, PA 16335 (814) 332-6942

## SEWAGE FACILITIES ACT

### PLAN APPROVAL

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

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

*Location:* State Route 119 Corridor in Bullskin and Connellsville Townships, **Fayette County**, from the Coldbrook area of Connellsville Township to the former Ames Complex in Bullskin Township including areas locally known as Poplar Grove, Merit Manor, Moyer, Pennsville and the Pleasant Valley Country Club.

*Project Description:* Approval of an **Update Revision to the Official Sewage Facilities Plans of Bullskin Township and Connellsville Township**, Fayette County. Project involves the installation of sewerage collection and conveyance facilities to service 754 existing residences in Bullskin Township and 245 residences in Connellsville Township along the State Route 119 Corridor. Sewage flows will be conveyed to and treated at the Connellsville Sewage Treatment Plant. The Department's review of this Sewage Facilities Update Revision has not identified any significant environmental impacts resulting from this proposal.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 3

#### The following final report was submitted 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 Steve Curcio at (814) 332-6816. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following final reports:

*Northwest Regional Office: Craig Lobins, Acting Environmental Cleanup Program Manager, 230 Chestnut Street, Meadville, PA 16335, (814) 332-6648.*

**Pennsylvania Electric Company d/b/a GPU Energy**, for the Front Street Electrical Generating Station (Parcels H, I, G-3), City of Erie, **Erie County**, has submitted a Final Report to remediate soil. The site has been found to be contaminated with heavy metals and PHCs. The report is intended to document remediation of the site to meet the Statewide health standard.

**GTE Erie West Plant Facility**, 1157 West 16th Street, City of Erie, **Erie County**, has submitted a Final Report to remediate groundwater. The site has been found to be contaminated with solvents. The report is intended to document remediation of the site to meet the background health standard.

## SOLID AND HAZARDOUS WASTE

### RESIDUAL WASTE PROCESSING FACILITIES

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

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

**Permit ID No. 301305. Calgon Carbon Corporation**, P. O. Box 717, Pittsburgh, PA 15230. Operation of a residual waste transfer station in Neville Township, **Allegheny County**. Permit issued in the Regional Office on July 29, 1997.

### OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

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

**Permit No. 101509. Conestoga Landfill, New Morgan Landfill Company, Inc.** (P. O. Box 128, Morgantown, PA 19543). Application for major modification for the use of Propat as an alternative daily cover at a site in New Morgan Borough, **Berks County**. Permit issued in the Regional Office on August 6, 1997.

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

**Permit ID No. 101439. Brunner Landfill,** Joseph J. Brunner, Inc., 278 Brunner Road, Zelienople, PA 16063. Expansion of a municipal waste landfill in New Sewickley Township, **Beaver County**. Permit issued in the Regional Office on August 4, 1997.

## AIR POLLUTION

### OPERATING PERMITS

#### Construct, modify or activate air contaminant sources

#### 25 Pa. Code § 129.1

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

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

**GP5-18-01A.** On July 1, 1997, **Cabot Oil & Gas Corporation** (400 Fairway Drive, Suite 400, Coraopolis, PA 15108-4308) was granted authorization to operate a 120 horsepower natural gas-fired reciprocating engine and associated air cleaning device (a catalytic converter) as well as authorization to operate a dehydrator under the Department's General Plan Approval and General Operating Permit for Natural Gas Production Facilities (BAQ-GPA/GP5) at the Turner Station in Chapman Township, **Clinton County**.

**GP4-41-01.** On July 7, 1997, **Alcan Cable Company** (409 Reighard Avenue, Williamsport, PA 17701-4195) was granted authorization to construct and operate a burn off oven under the Department's General Plan Approval and General Operating Permit for Burn Off Ovens (BAQ-GPA/GP4) in the City of Williamsport, **Lycoming County**.

**GP5-17-05.** On July 10, 1997, **Fairman Drilling Company** (P. O. Box 288, DuBois, PA 15801) was granted authorization to operate a 150 horsepower natural gas-fired engine and associated air cleaning device (a catalytic converter) as well as authorization to operate a dehydrator under the Department's General Plan Approval and General Operating Permit for Natural Gas Production Facilities (BAQ-GPA/GP5) at the Tonkin Station in Burnside Township, **Clearfield County**.

**GP5-17-06.** On July 10, 1997, **Fairman Drilling Company** (P. O. Box 288, DuBois, PA 15801) was granted authorization to operate a 200 horsepower natural gas-fired reciprocating engine and associated air cleaning device (a catalytic converter) as well as authorization to operate a dehydrator under the Department's General Plan Approval and General Operating Permit for Natural Gas Production Facilities (BAQ-GPA/GP5) at the Buterbaugh Station in Burnside Township, **Clearfield County**.

## PLAN APPROVALS

**Plan Approvals issued under the Air Pollution Control Act (35 P. S. §§ 4001—4005) and regulations to construct, modify or reactivate air contamination sources or air cleaning devices.**

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

**28-03003.** On August 4, 1997, the Department issued a Plan Approval to **Martin's Famous Pastry Shoppe, Inc.** (1000 Potato Roll Lane, Chambersburg, PA 17201) for the installation of mist eliminators on two potato chip fryers in Antrim Township, **Franklin County**.

**67-2012A.** On August 7, 1997, the Department issued a Plan Approval to **Transcontinental Gas Pipe Line Corporation** (P. O. Box 1396, Houston, TX 77251-1396) for the construction of one natural gas-fired internal combustion engine at the Station 195, Delta plant located on Route 851, Bryansville Road, in Peach Bottom Township, **York County**.

**67-3011.** On August 8, 1997, the Department issued a Plan Approval to **Topflight Corporation** (P. O. Box 2847, York, PA 17405-2847) for relocation of their custom label printing operations (North York Borough facility) to a newly-constructed building in Springfield Township, **York County**.

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

**14-309-032C.** On July 8, 1997, plan approval was issued to **Bellefonte Lime Company, Inc.** (P. O. Box 448, Bellefonte, PA 16823) for the reactivation of a bulk material storage silo and the installation of an air cleaning device (a fabric collector) on a bulk loadout spout at the Bellefonte Plant in Spring Township, **Centre County**.

**49-318-031A.** On July 15, 1997, plan approval was issued to the **Pennsylvania Department of Corrections** (P. O. Box 598, Camp Hill, PA 17001-0598) for the construction of a wood furniture stripping operation and the modification of a wood furniture finishing operation at SCI-Coal Township in Coal Township, **Northumberland County**.

**14-310-021.** On July 15, 1997, plan approval was issued to **Glenn O. Hawbaker, Inc.** (450 East College Avenue, Bellefonte, PA 16823) for the construction of a stone crushing and screening plant and associated air cleaning devices (a water spray dust suppression system and a fabric collector) at the Sandy Ridge Quarry in Rush Township, **Centre County**. This plant is subject to Subpart 000 of the Federal Standards of Performance for New Stationary Sources.

**59-329-004.** On July 17, 1997, plan approval was issued to **NE Hub Partners, L. P.** (44084 Riverside Parkway, Suite 340, Leesburg, VA 22075) for the construction of a natural gas compressor station incorporating six 3,130 horsepower natural gas fired engines in Lawrence and Farmington Townships, **Tioga County**.

**53-301-001.** On July 21, 1997, plan approval was issued to **Cole Memorial Hospital** (R. R. 1, Box 205, Coudersport, PA 16915-9762) for the installation of an air cleaning device (a new secondary combustion chamber) on a medical/infectious waste incinerator in Eulalia Township, **Potter County**.



**8-399-034C.** On July 21, 1997, plan approval was issued to **OSRAM SYLVANIA Products, Inc.** (Hawes Street, Towanda, PA 18848-0504) for the construction of molybdenum powder handling equipment and associated air cleaning devices (a fabric collector and an absolute filter) as well as for the installation of air cleaning devices (a fabric collector and absolute filter) on additional pieces of molybdenum powder handling equipment in North Towanda Township, **Bradford County**.

**14-313-034A.** On July 23, 1997, plan approval was issued to **Ruetgers-Nease Corporation** (201 Struble Road, State College, PA 16801) for the modification of a chemical process facility (product 4049) in College Township, **Centre County**.

**8-399-044B.** On July 29, 1997, plan approval was issued to **OSRAM SYLVANIA Products, Inc.** (Hawes Street, Towanda, PA 18848-0504) for the installation of air cleaning devices (fabric collectors and filters) on various pieces of molybdenum/tungsten processing equipment (rolling mills, and the like) in North Towanda Township, **Bradford County**.

**8-313-050A.** On July 29, 1997, plan approval was issued to **OSRAM SYLVANIA Products, Inc.** (Hawes Street, Towanda, PA 18848-0504) for the construction of a molybdenum alloy calciner and associated air cleaning devices (a packed bed scrubber and a fabric collector) as well as for the installation of air cleaning devices (a fabric collector and HEPA filter) on various pieces of molybdenum alloy calcining equipment in North Towanda Township, **Bradford County**.

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

**PA-63-080A.** On July 29, 1997 a Plan Approval was issued to **Lukens, Inc.** (P. O. Box 494, Washington, PA 15301) for a slag handling process at its Houston Plant located in Houston Borough, **Washington County**.

**PA-65-064A.** On July 29, 1997 a Plan Approval was issued to **Latronics Corporation** (1001 Lloyd Avenue, Box 469, Latrobe, PA 15650) for an H/J Degreaser at its Latrobe Plant located in Unity Township, **Westmoreland County**.

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

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

**63-308-035.** On July 29, 1997 a Plan Approval expiration date was extended to October 31, 1997 for **Hansen Engineering, Inc.** (167 Laidley's Run Road, West Alexander, PA 15376) for an afterburner, Cyclone, Venturi Scrubber, Packed Tower, and an Inline Stack Scrubber on the Sliding Bed Thermo Oxidizer at its facility located in West Finley Township, **Washington County**.

**65-309-074A.** On July 21, 1997 a Plan Approval expiration date was extended to November 1, 1997 for **American Video Glass Company** (777 Technology Drive, Mt. Pleasant, PA 15666) for a color TV glass manufacturing process at its facility located in Mt. Pleasant Township, **Westmoreland County**.

## MINING

### APPROVALS TO CONDUCT COAL AND NONCOAL ACTIVITIES

#### MINING ACTIVITY ACTIONS

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

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

#### Coal Permits Issued

**16960106. MSM Coal Company, Inc.** (P. O. Box 243, DuBois, PA 15801), commencement, operation and restoration of a bituminous strip and auger operation in Redbank Township, **Clarion County** affecting 29.6 acres. Receiving streams two unnamed tributaries to Pine Creek. Application received September 24, 1996. Permit issued July 24, 1997.

**101748-16960106-E-1. MSM Coal Company, Inc.** (P. O. Box 243, DuBois, PA 15801), application for a stream encroachment to construct and maintain a haul road crossing over an unnamed tributary to Pine Creek in Redbank Township, **Clarion County**. Receiving streams two unnamed tributaries to Pine Creek. Application received September 24, 1996. Permit issued July 24, 1997.

**37920101. Amerikohl Mining, Inc.** (202 Sunset Drive, Butler, PA 16001), renewal of an existing bituminous strip operation in Shenango Township, **Lawrence County** affecting 218.0 acres. This renewal is issued for reclamation only. Receiving streams four unnamed tributaries to Beaver Run and one unnamed tributary to McKee Run. Application received June 4, 1992.

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

**49970201. Split Vein Coal Co., Inc.** (R. R. 1, Box 1027, Paxinos, PA 17860), commencement, operation and restoration of a coal refuse reprocessing operation in Mt. Carmel Township, **Northumberland County** affecting 72.3 acres, receiving stream none. Permit issued August 4, 1997.

**549213C5R. Three Way Coal Company** (Box 112, Llewellyn, PA 17944), renewal of an existing anthracite underground mine operation in Cass Township, **Schuylkill County** affecting 15.9 acres, receiving stream none. Renewal issued August 5, 1997.

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

#### Coal Applications Returned

**40850103R. Kelly Investors, Inc.** (108 Wilson Street, Hazleton, PA 18201), renewal of an existing anthracite surface mine operation in Hazle and Butler Townships, **Luzerne County** affecting 123.0 acres, receiving stream

Little Nescopeck Creek. Application received March 1, 1991. Application returned August 5, 1997.

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

*General Small Noncoal Authorizations Granted*

**58970822. Gary Morrison** (R. R. 4, Box 47A, Montrose, PA 18801), commencement, operation and restoration of a small bluestone quarry operation in Jessup Township, **Susquehanna County** affecting 1.0 acre, receiving stream none. Authorization granted August 7, 1997.

**58970837. John D. Lepre** (R. R. 1, Box 310, Kingsley, PA 18826), commencement, operation and restoration of a small bluestone quarry operation in Harford Township, **Susquehanna County** affecting 3.0 acres, receiving stream none. Authorization granted August 7, 1997.

**ACTIONS TAKEN UNDER SECTION 401: FEDERAL WATER POLLUTION CONTROL ACT ENCROACHMENTS**

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

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, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

**Actions 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.)**

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

**E09-752.** Encroachment Permit. **County of Bucks**, Department of Parks and Recreation, 401 East Bridgetown Pike, Langhorne, PA 19047. To construct, operate and maintain a boardwalk trail system throughout a 250 acre parcel of land, known as the Silver Lake

Nature Center impacting a de minimis area of wetland (PFO). The site is located approximately 2,000 feet south-east of the intersection of Magnolia Road and Bath Road, (Bristol, PA-NJ Quadrangle N: 20.7 inches; W: 15.7 inches) in Bristol Township, **Bucks County**.

**E46-772.** Encroachment Permit. **Township of Abington**, 1176 Old York Road, Abington, PA 19001. To encroach on approximately 130 linear feet of the northern bank of Sandy Run Creek (TSF) and the 100-year floodway by constructing a storm sewer outfall structure and a retaining wall. The project includes the installation of a 48-inch by 76-inch elliptical reinforced concrete pipe outfall, which is associated with the proposed stormwater management improvements to alleviate existing drainage problems in the vicinity of Thomson Avenue. Also included in the project is the modification of an existing gabion wall situated along the northern bank of the creek by replacing an 18-foot long wall section with a 21-foot long, 18-foot wide and 9 inch thick Reno mattress with energy dissipating rip-rap. The project also includes construction of an approximately 115-foot long, 6-foot high concrete retaining wall to accommodate the proposed outfall structure. The site is situated approximately 250 feet southwest of the intersection of Thomson Avenue with Fernwood Avenue (Ambler, PA Quadrangle N: 0.7 inch; W: 2.5 inches) in Abington Township, **Montgomery County**. This permit was issued under section 105.13(e) "small projects." This permit also includes 401 Water Quality Certification.

**E46-762.** Encroachment Permit. **Exxon Corporation**, 6301 Ivy Lane, Greenbelt, MD 20770. To construct and maintain 28 linear feet of a 22-foot wide by 8-foot high precast concrete box culvert along Willow Run Creek (TSF) and to maintain 125 feet of streambank impact associated with grading activities within the assumed 100-year floodway of Willow Run Creek. The proposed culvert will provide access from Bethlehem Pike to the proposed Exxon service station located on the north corner of the intersection of Bethlehem Pike and Sumneytown Pike (Ambler, PA Quadrangle N: 11.0 inches; W: 14.3 inches) in Lower Gwynedd Township, **Montgomery County**.

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

**E01-172.** Encroachment. **Michael Schuman**, 350 Straley Road, Littlestown, PA 17340. To construct and maintain a private drive over Little's Run consisting of two 48-inch diameter culverts each 10 feet long located northwest of the intersection of Hickory and Straley Roads (Gettysburg, PA Quadrangle N: 7.0 inches; W: 3.0 inches) in Mount Joy Township, **Adams County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E05-248.** Encroachment. **Pennsylvania Department of Transportation Engineering District 9-0**, Earl Neiderheiser, PE, 1620 Juniata North Street, Holidaysburg, PA 16648. To remove the existing structure and to construct and maintain a new single span prestressed concrete spread box beam bridge over Piney Creek having a normal span of 42.1 feet on a 50 degree skew with a minimum underclearance of 6.7 feet on SR 0026, Section 004 located 1,500 feet upstream of its confluence with Blackberry Lick Run (Chaneyville, PA Quadrangle N: 6.85 inches; W: 4.3 inches) in Mann Township, **Bedford County**. This permit also includes 401 Water Quality Certification.

**E06-489.** Encroachment. **John Theisen**, Exeter Township, 4975 DE Moss Road, Reading, PA 19606. To construct and maintain a foot bridge with a span of 50 feet and an underclearance of 12 feet across the channel of Trout Run at a point just upstream of the Schuylkill River (Reading, PA Quadrangle N: 8.0 inches; W: 1.5 inches) in Exeter Township, **Berks County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E07-261.** Encroachment. **Lloyd A Patton**, R. D. 4, Box 262, Tyrone, PA 16686. To construct and maintain a single span bridge across Hutchinson Run having a span of 20.0 feet and a minimum underclearance of 3.3 feet to provide access to private property located along the southside of Hoover Lane (T515) about 0.55 mile west of US 220 (Tipton, PA Quadrangle N: 7.8 inches; W: 1.65 inches) in Snyder Township, **Blair County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**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**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E21-266.** Encroachment. **Agincourt LP**, John Conroy, 20 Erford Road, Lemoyne, PA 17043. To fill in 0.02 acre of wetland in order to construct an office building and associated improvements located at the intersection of 12th Street and Indiana Avenue (Lemoyne, PA Quadrangle N: 11.5 inches; W: 4.9 inches) in Lemoyne Borough, **Cumberland County**. This permit also includes 401 Water Quality Certification.

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

**E59-340.** Encroachment. **Rex and Ester Willard**, R. R. 5, Box 4B, Wellsboro, PA 16901. To remove the existing structure and to construct and maintain a private single span bridge, 20 feet long with an underclearance of 8 feet across Stony Fork Creek located off SR 3007 about 0.8 mile south of SR 3010 (Antrim, PA Quadrangle N: 12.6 inches; W: 14.7 inches) in Delmar Township, **Tioga County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

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

**E02-1182.** Encroachment. **Pennsylvania Department of General Services**, Bureau of Engineering & Architec-

ture, 18th and Herr St., Harrisburg, PA 17125. To construct and maintain a flood protection project (DGS No. 184-20) in the channel and along the right bank of McLaughlin Run consisting of 2,460 feet of box culvert varying in size from 21 feet by 5 feet to 12 feet by 5 feet; 570 feet of rectangular channel and 250 feet of grouted riprap in a trapezoidal channel. The project is located along Greenwald Road, between Church Road and Bethel Church Road (Bridgeville, PA Quadrangle N: 14.7 inches; W: 7.5 inches; in the Borough of Bethel Park, **Allegheny County**.

**E04-244.** Encroachment. **Industry Terminal & Salvage Co., Inc.**, P. O. Box 255, Industry, PA 15052-0255. To modify, operate and maintain the existing barge mooring facility in the channel or and along the right bank of the Ohio River (WWF) for the purpose of improving the existing fleeting area. The project is located at River Mile 33.2 (Midland, PA Quadrangle N: 4.0 inches; W: 4.4 inches) in Industry Borough, **Beaver County**.

**E30-178.** Encroachment. **Greene County Board of Commissioners**, Greene County Office Building, 93 E. High Street, Waynesburg, PA 15370. To remove the existing structure known as County Bridge No. 53 and to construct and maintain a single span bridge having a normal span of 40 feet and an underclearance of 5.5 feet across Blockhouse Run located on TR 379 approximately 40 feet west of its intersection with SR 3007 (Holbrook, PA Quadrangle N: 1.6 inches; W: 9.85 inches) in Gilmore Township, **Greene County**.

**SPECIAL NOTICES**

**REGISTERED AND CERTIFIED EMISSION REDUCTION CREDITS**

The following emission reduction credits (ERCs) have been approved, registered and certified by the Department of Environmental Protection (Department). ERCs are surplus, permanent, quantified and Federally enforceable emission reductions may be used to offset emission increases of oxides of nitrogen (NOx), volatile organic compounds (VOCs) and the following criteria pollutants: carbon monoxide (CO), lead (Pb), oxides of sulfur (SOx), particulate matter (PM), PM-10 and PM-10 precursors. The certified NOx and VOCs credits shown below, expressed in tons per year (tpy), satisfy the applicable requirements in 25 Pa. Code §§ 127.206—127.209.

For additional information concerning this listing of certified ERCs, contact Virendra Trivedi, Bureau of Air Quality, Division of Permits, Department of Environmental Protection, 12th Floor, Rachel Carson State Office Building, P. O. Box 8468, Harrisburg, PA 17105-8468, (717) 787-4325.

<i>Facility information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs amount (tpy)</i>	<i>Expiration date</i>	<i>Intended use of ERCs</i>
Ball Metal Food Container Corporation Plant name: Heekin Can Inc. County: Allegheny Oxone nonattainment status: Moderate Contact person: John Munsch (303) 460-5601	VOCs NOx	64.5 5.4	04/10/2006	Trading

<i>Facility information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs amount (tpy)</i>	<i>Expiration date</i>	<i>Intended use of ERCs</i>
Metallized Paper Corporation of America Recipient: PNC Bank, National Association, assignee (by private lien foreclosure) from Metallized Paper Corp. Source Location: McKeesport County: Allegheny Ozone nonattainment status: Moderate Contact Person: Martin Mueller (412) 762-5263	VOCs	41.7	06/30/2006	Trading
PPG Industries, Inc. Source Location: Springdale Complex County: Allegheny Ozone nonattainment status: Moderate Contact Person: Lori Burgess (412) 274-3884	VOCs	171.82		Trading
York International Corporation Source: Trichloroethylene Vapor Degreaser (151)	VOCs	12.2	06/01/2006	Trading
Source: Trichloroethylene Vapor Degreaser (152) Source Location: Spring Garden Township, York Ozone nonattainment status: Moderate Contact Person: Garen Macdonald (717) 771-7346	VOCs	2.7	10/01/2005	
Pennzoil Products Company Source Location: Rouseville County: Venango Ozone nonattainment status: Moderate Contact Person: Lee E. Wilson (814) 678-4649	NOx	131.6	04/15/2002	Trading

[Pa.B. Doc. No. 97-1356. Filed for public inspection August 22, 1997, 9:00 a.m.]

### **Agricultural Advisory Board; Cancellation of August 27, 1997, Meeting**

Due to a lack of agenda items, the Agricultural Advisory Board's August 27, 1997, meeting has been canceled. The Board's next scheduled meeting will be held on October 22, 1997, at 10 a.m. in Room 105 of the Rachel Carson State Office Building in Harrisburg.

For further information, contact Dean Auchenbach at (717) 772-5668.

JAMES M. SEIF,  
*Secretary*

[Pa.B. Doc. No. 97-1357. Filed for public inspection August 22, 1997, 9:00 a.m.]

### **Availability of Final General Plan Approval and General Operating Permit for Petroleum Dry Cleaning; BAQ-GPA/GP-6**

The Department of Environmental Protection (Department) finalized the General Plan Approval and General Operating Permit No. BAQ-GPA/GP-6 for petroleum dry cleaning. Notice regarding the availability of the draft general permit was published at 27 Pa.B. 2478 (May 17, 1997).

Although a 45-day comment period was provided, no comments were received. The general permit is now

available for use by qualifying applicants. Copies of the final general permit BAQ-GPA/GP-6 and an application form may be obtained by contacting Kimberly Maneval, Bureau of Air Quality, Rachel Carson State Office Building, P. O. Box 8468, Harrisburg, PA 17105-8468, (717) 787-4325.

The documents have also been placed on the Department's World Wide Web site on the Internet which can be accessed at <http://www.dep.state.pa.us>, select Bureau of Air Quality, then Division of Permits.

**1. Statutory Authority and General Description**—In accordance with section 6.1(f) of the Air Pollution Control Act (35 P. S. § 4006.1), and 25 Pa. Code § 127.611, the Department of Environmental Protection (Department) hereby issues this general plan approval and general operating permit for petroleum dry cleaning plants (hereinafter referred to as Petroleum Dry Cleaning General Permit).

**2. Applicability/Source Coverage Limitations**—Approval herein granted under this Petroleum Dry Cleaning General Permit is limited to plants that are not major volatile organic compound (VOC) or major hazardous air pollutant (HAP) emitting facilities as defined in 25 Pa. Code § 121.1. That is, those facilities whose potential yearly emissions are less than:

a. 25 tons of VOC in the counties of Bucks, Chester, Delaware, Montgomery and Philadelphia.

b. 50 tons of VOC in all remaining counties.

c. 10 tons of any one HAP or 25 tons of any combination of HAPs throughout the State.

**3. Application for Use**—Any person proposing to operate or construct under this Petroleum Dry Cleaning General Permit shall make application to the Department using the Petroleum Dry Cleaning General Permit Application provided by the Department and shall receive prior written approval from the Department as required under 25 Pa. Code § 127.621 (relating to application for use of general plan approvals and general operating permits).

**4. Compliance**—Any petroleum dry cleaning plant operating under this Petroleum Dry Cleaning General Permit must comply with the terms and conditions of the general permit. The petroleum dry cleaning plant and any associated air cleaning devices shall be:

a. Operated in such a manner as not to cause air pollution.

b. Operated and maintained in a manner consistent with good operating and maintenance practices.

c. Operated and maintained in accordance with the manufacturer's specifications and the applicable terms and conditions of this Petroleum Dry Cleaning General Permit.

**5. Permit Modification, Suspension and Revocation**—This Petroleum Dry Cleaning General Permit may be modified, suspended or revoked if the Department determines that the affected petroleum dry cleaning plant(s) cannot be regulated under this general permit, or the permittee fails to comply with applicable terms and conditions of the General Permit.

The approval herein granted to operate the petroleum dry cleaning plant shall be suspended, if, at any time, the permittee causes, permits or allows any modification (as defined in 25 Pa. Code § 121.1) of the plant and any associated air pollution control device covered by this general permit, in a way that is not in accordance with this general permit. Upon suspension of the general permit, the permittee may not continue to operate or use said petroleum dry cleaning plant. If warranted, the Department will require that the petroleum dry cleaning plant be permitted under the State operating permit or Title V operating permit requirements in 25 Pa. Code Chapter 127, if applicable.

**6. Notice Requirements**—Any notification or application submitted to the Department shall be sent to the appropriate Regional Office responsible for issuing general permits in the county in which the petroleum dry cleaning plant is located.

The permittee shall not construct a new source under this Petroleum Dry Cleaning General Permit until the appropriate Regional Office has received the application and written approval to construct is received. The application must be accompanied by the fees described in Condition 9.

The permittee shall immediately notify the Department of any malfunction of plant equipment or associated air cleaning device(s) which results in, or may result in the emission of air contaminants in excess of any applicable limitation.

**7. Sampling and Testing**—If, at any time, the Department has cause to believe that air contaminant emissions from a petroleum dry cleaning plant covered by this general permit are in excess of the limitations specified in, or established under, any applicable regulation contained in 25 Pa. Code, Article III, the permittee

shall conduct tests deemed necessary by the Department to determine the actual emission rate(s).

The permittee shall perform such testing in accordance with applicable provisions of 25 Pa. Code Chapter 139 (relating to sampling and testing) and in accordance with any restrictions or limitations established by the Department at the time the permittee is notified, in writing, of the testing requirement.

**8. Term of Authorization**—The authorization to operate under this Petroleum Dry Cleaning General Permit is valid for a fixed term of 5 years.

**9. Permit and Administrative Fees**—This Petroleum Dry Cleaning General Permit establishes a single application and permit renewal fee, payable every 5 years, in accordance with the following schedule:

a. Two hundred fifty dollars during the 1995-1999 calendar years.

b. Three hundred fifty dollars during the 2000-2004 calendar years.

c. Three hundred seventy-five dollars beginning in the 2005 calendar year.

**10. Expiration and Renewal of Permit**—The permittee's right to operate under this Petroleum Dry Cleaning General Permit terminates 5 years from the date authorization to operate under this general permit is granted unless a timely and complete renewal application is submitted to the Department 30 days prior to the permit expiration date.

Upon receipt of a complete and timely application for renewal, the petroleum dry cleaning plant may continue to operate subject to final action by the Department on the renewal application. This protection shall cease to exist if, subsequent to a completeness determination, the applicant fails to submit, by the deadline specified in writing by the Department, any additional information required by the Department to process the renewal application.

Application for renewal of this Petroleum Dry Cleaning General Permit shall be made on the same forms described in Condition 3, and include the appropriate renewal fee listed in Condition 9. At a minimum, the permit renewal fee shall be submitted to the Department at least 30 days prior to the expiration of authorization to operate under the general permit.

**11. Applicable Laws**—Nothing in this Petroleum Dry Cleaning General Permit relieves the permittee from its obligation to comply with all applicable Federal, state and local laws and regulations.

**12. Prohibited Use**—Any stationary air contamination source that is subject to the requirements of 25 Pa. Code Chapter 127, Subchapter D (relating to prevention of significant deterioration), 25 Pa. Code Chapter 127, Subchapter E (relating to new source review), or 25 Pa. Code § 129.91 (relating to control of NO<sub>x</sub> and VOCs) may not install or operate a petroleum dry cleaning plant under this Petroleum Dry Cleaning General Permit.

**13. Transfer of Ownership or Operation**—The permittee may not transfer the Petroleum Dry Cleaning General Permit except as provided in 25 Pa. Code § 127.464 (relating to transfer of operating permits).

**14. New Source Performance Standards**—Conditions 15 through 17 detail requirements of the Federal New Source Performance Standards (40 CFR 60 Subpart JJJ) and are applicable to the following affected equipment located at petroleum dry cleaning plants with a

total manufacturer's rated dryer capacity (MRDC) equal to or greater than 38 kilograms (84 pounds): petroleum solvent dry cleaning dryers, washers, filters, stills and settling tanks. Any affected equipment that is constructed or modified after December 14, 1982, is subject to the requirements found in Conditions 16 through 18 with the exception of dryers installed between December 14, 1982, and September 21, 1984, in a plant with annual solvent consumption of less than 4,700 gallons. The MRDC of a facility shall be determined according to following criteria:

a. When the affected equipment is installed in an existing plant that is not expanding the MRDC of its petroleum dryers, the total MRDC is the summation of the MRDC for each existing petroleum solvent dryer.

b. When the affected equipment is installed in a plant that is expanding the MRDC of its petroleum solvent dryers, the total MRDC is the summation of the MRDC for each existing and proposed new petroleum solvent dryer.

c. When the affected equipment is installed in a new plant, the MRDC is the summations of the MRDC for each proposed new proposed solvent dryer.

d. The petroleum solvent dryers considered in the determination of the total MRDC are those new and existing dryers in the plant that will be in service at any time after the proposed new source or modification commences operation.

#### 15. Standards for Volatile Organic Compounds—

a. Each affected petroleum solvent dry cleaning dryer that is installed at a petroleum dry cleaning plant subject to Subpart JJJ, shall be a solvent recovery dryer. The solvent recovery dryer(s) shall be properly installed, operated and maintained.

b. Each affected petroleum solvent filter that is installed at a petroleum dry cleaning plant subject to Subpart JJJ shall be a cartridge filter. Cartridge filters shall be drained in their sealed housing for at least 8 hours prior to their removal.

c. Each manufacturer of an affected petroleum solvent dryer shall include leak inspection and leak repair cycle information in the operating manual and on a clearly visible label posted on each affected facility. The information should state:

"To protect against fire hazards, loss of valuable solvents and emissions of solvent to the atmosphere, periodic inspection of this equipment for evidence of leaks and prompt repair of any leaks is recommended. The United States Environmental Protection Agency (EPA) recommends that the equipment be inspected every 15 days and all vapor or liquid leaks be repaired within the subsequent 15-day period."

#### 16. Equivalent Equipment and Procedures—

a. Upon written application from any person, the Administrator of the EPA may approve the use of equipment or procedures that have been demonstrated to his satisfaction to be equivalent, in terms of reducing VOC emissions to the atmosphere, to those prescribed for compliance within a specified paragraph of Subpart JJJ. The application must contain a complete description of the equipment or procedure; the testing method; the date, time and location of the test; and a description of the test

results. Written applications shall be submitted to the Administrator, U. S. Environmental Protection Agency, 401 M Street SW, Washington, DC 20460.

b. The Administrator will make a preliminary determination of whether or not the application for equivalency is approvable and will publish a notice of these findings in the *Federal Register*. After notice and opportunity for public hearing, the Administrator will publish the final determination in the *Federal Register*.

17. **Test Methods and Procedures**—Each owner or operator of an affected facility subject to the provisions of Condition 15(a) shall perform an initial test to verify that the flow rate of recovered solvent from the solvent recovery dryer at the termination of the recovery cycle is no greater than 0.05 liters per minute. This test shall be conducted for a duration of no less than 2 weeks, during which no less than 50% of the dryer loads shall be monitored for their final recovered solvent flow rate. The suggested point for measuring the flow rate of recovered solvent is from the outlet of the solvent-water separator. Near the end of the recovery cycle, the entire flow of recovered solvent should be diverted to a graduated cylinder. As the recovered solvent collects in the graduated cylinder, the elapsed time is monitored and recorded in periods of greater than or equal to 1 minute. At the same time, the volume of solvent in the graduated cylinder is monitored and recorded to determine the volume of recovered solvent that is collected during each time period. The recovered solvent flow rate is calculated by dividing the volume of solvent collected per period by the length of time elapsed during the period and converting the result with appropriate factors into units of liters per minute. The recovery cycle and the monitoring procedure should continue until the flow rate of solvent is less than or equal to 0.05 liters per minute. The type of articles cleaned and the total length of the cycle should then be recorded. Records of this performance test must be maintained for future review.

18. **Regulatory Conflicts**—Whenever a conflict occurs between this general plan approval and operating permit and 40 CFR 60, Subpart JJJ, the permittee shall, in all cases, meet the more stringent requirement.

19. **Monitoring, Recordkeeping and Reporting**—The permittee shall comply with applicable monitoring, recordkeeping and reporting requirements set forth in 25 Pa. Code Chapters 135 and 139. Specifically, the permittee shall maintain monthly petroleum solvent consumption records in order to determine volatile organic (VOC) emissions.

Records under this general permit shall be kept for a period of 5 years and shall be made available to the Department upon its request.

The permittee shall submit copies of all requests, reports, applications, submittals, and other communications to both EPA and the appropriate Regional Office of the Department. The EPA copies shall be forwarded to Director Air, Toxics and Radiation Division, U. S. EPA, Region III, 841 Chestnut Building, Philadelphia, PA 19107.

JAMES M. SEIF,  
Secretary

[Pa.B. Doc. No. 97-1358. Filed for public inspection August 22, 1997, 9:00 a.m.]

### Availability of Final General Plan Approval and General Operating Permit for Portable Nonmetallic Mineral Processing Plants; BAQ-PGPA/GP-3

The Department of Environmental Protection (Department) finalized the General Plan Approval and General Operating Permit No. BAQ-PGPA/GP-3 for portable nonmetallic mineral processing plants. Notice regarding the availability of the draft general permit was published at 27 Pa.B. 2479 (May 17, 1997).

Although a 45-day comment period was provided, no comments were received. However, on June 9, 1997, the United States Environmental Protection Agency (EPA) finalized revisions to the 40 CFR 60, Subpart OOO Standards of Performance for New Stationary Sources; Standards of Performance for Nonmetallic Mineral Processing Plants. The general permit was revised in accordance with the amendments to Subpart OOO. These revisions were reviewed by the Pennsylvania Aggregates and Concrete Association who had partnered with the Department in the development of the Portable Nonmetallic Mineral Processing General Permit. The general permit is now available for use by qualifying applicants. Copies of the final general permit BAQ-PGPA/GP-3 and an application form may be obtained by contacting Kimberly Maneval, Bureau of Air Quality, Rachel Carson State Office Building, P. O. Box 8468, Harrisburg, PA 17105-8468, (717) 787-4325.

The documents have also been placed on the Department's World Wide Web site on the Internet which can be accessed at <http://www.dep.state.pa.us>, select Bureau of Air Quality, then Division of Permits.

**1. Statutory Authority and General Description**—In accordance with section 6.1(g) of the Air Pollution Control Act (35 P.S. § 4006.1) and 25 Pa. Code §§ 127.514 and 127.631, the Department of Environmental Protection (Department) hereby issues this general plan approval and general operating permit for portable nonmetallic mineral processing plants (hereinafter referred to as Portable Nonmetallic Mineral Processing Plant General Permit).

**2. Applicability/Source Coverage Limitations**—Approval herein granted under this Portable Nonmetallic Mineral Processing Plant General Permit is limited to the erection, operation and modification of portable nonmetallic mineral processing plants: a) temporarily (no longer than 24 months) located at construction sites; b) sites for which the applicant is in possession of valid mining permits; and/or, c) for periods less than 5 years at sites previously granted air quality permits for the operation of a nonmetallic mineral processing plant. Nonmetallic mineral processing plants, as defined in 40 CFR 60.670 and 60.671, are designed to process nonmetallic minerals, and consist of affected units like crushers, grinders, screening operations, belt conveyors, bucket elevators, storage bins, bagging operations and enclosed truck and rail car loading stations. Nonmetallic mineral means any of the following minerals or any mixture of which the majority is any of the following minerals:

- a. Crushed and broken stone, including limestone, dolomite, granite, traprock, sandstone, quartz, quartzite, marl, marble, shale, oil shale and shell.
- b. Sand and gravel.
- c. Clay including kaolin, fireclay, bentonite, Fuller's earth, ball clay and common clay.
- d. Rock salt.

- e. Gypsum.
- f. Sodium compounds, including sodium carbonate, sodium chloride and sodium sulfate.
- g. Pumice.
- h. Gilsonite.
- i. Talc and pyrophyllite.
- j. Boron, including borax, kernite and colemanite.
- k. Barite.
- l. Fluorspar.
- m. Feldspar.
- n. Diatomite.
- o. Perlite.
- p. Vermiculite.
- q. Mica.
- r. Kyanite, including andalusite, sillimanite, topaz and dumortierite.

Nonmetallic minerals do not include coals of any type.

**3. Application for Use**—Any person proposing to operate or construct under this Portable Nonmetallic Mineral Processing Plant General Permit shall notify the Department using the Portable Nonmetallic Mineral Processing Plant General Permit Application provided by the Department and shall receive prior written approval from the Department as required under 25 Pa. Code § 127.641 (relating to application for use of general plan approvals and general operating permits for portable sources). The Department will take action on the application within 30 days of receipt.

**4. Compliance**—Any portable nonmetallic mineral processing plant operating under this Portable Nonmetallic Mineral Processing Plant General Permit must comply with the terms and conditions of the general permit. The portable nonmetallic mineral processing plant and any associated air cleaning devices shall be:

- a. Operated in such a manner as not to cause air pollution.
- b. Operated and maintained in a manner consistent with good operating and maintenance practices.
- c. Operated and maintained in accordance with the manufacturer's specifications and the applicable terms and conditions of this Portable Nonmetallic Mineral Processing Plant General Permit.

**5. Permit Modification, Suspension and Revocation**—This Portable Nonmetallic Mineral Processing Plant General Permit may be modified, suspended, or revoked if the Department determines that affected nonmetallic mineral processing plants cannot be regulated under this general permit, or the permittee fails to comply with applicable terms and conditions of the Portable Nonmetallic Mineral Processing Plant General Permit.

The approval herein granted to operate a portable nonmetallic mineral processing plant shall be suspended, if, at any time, the permittee causes, permits or allows any modification (as defined in 25 Pa. Code § 121.1) of the portable nonmetallic mineral processing plant and any associated air pollution control device covered by this general permit, in a way that is not in accordance with this general permit. Upon suspension of the general permit, the permittee may not continue to operate or use

said nonmetallic mineral processing plant. If warranted, the Department will require that the nonmetallic mineral processing plant be permitted under the State operating permit or Title V operating permit requirements in 25 Pa. Code Chapter 127, if applicable.

**6. Application and Notice Requirements**—The permittee shall comply with applicable requirements established in 25 Pa. Code Chapter 127, Subchapter H (relating to general plan approvals and operating permits). The applications and notifications required by 25 Pa. Code §§ 127.621 and 127.641 shall be sent to the appropriate Regional Office responsible for issuing general permits in the county in which the portable nonmetallic mineral processing plant is, or is to be, located.

This Portable Nonmetallic Mineral Processing Plant General Permit may be used for the erection, operation and modification of portable nonmetallic mineral processing plants temporarily (no longer than 24 months) located at construction sites. In advance to each change in location the permittee shall, in accordance with 25 Pa. Code § 127.641, notify both the Department and the municipality where the operation will take place. The notice to the Department shall be accompanied by the fee required by Condition 10.b.

**7. Sampling and Testing**—If, at any time, the Department has cause to believe that air contaminant emissions from a nonmetallic mineral processing plant covered by this general permit are in excess of the limitations specified in, or established under, any applicable regulation contained in 25 Pa. Code, Subpart C, Article III, the permittee shall conduct tests deemed necessary by the Department to determine the actual emission rate.

The permittee shall perform such testing in accordance with applicable provisions of 25 Pa. Code Chapter 139 (relating to sampling and testing) and in accordance with any restrictions or limitations established by the Department at the time the permittee is notified, in writing, of the testing requirement.

**8. Monitoring, Recordkeeping and Reporting**—The permittee shall comply with applicable monitoring, recordkeeping and reporting requirements set forth in 25 Pa. Code Chapter 139 (relating to sampling and testing, the Air Pollution Control Act, the Clean Air Act, or the regulations thereunder applicable to the source) and 40 CFR 60.674 and 60.676.

Records under this general permit shall be kept for a period of 5 years and shall be made available to the Department upon its request.

**9. Term of Permit**—Authority to operate under this Portable Nonmetallic Mineral Processing Plant General Permit shall be granted for a fixed period of 5 years.

**10. Permit Fees**—

a. This Portable Nonmetallic Mineral Processing Plant General Permit establishes the following application and permit renewal fees:

- i. Seven hundred fifty dollars during the 1997-1999 calendar years.
- ii. Eight hundred fifty dollars during the 2000-2004 calendar years.
- iii. One thousand dollars beginning in 2005.

b. The following additional fees are applicable each time a change in location occurs:

- i. Two hundred fifty dollars during the 1997-1999 calendar years.
- ii. Three hundred dollars during the 2000-2004 calendar years.
- iii. Three hundred seventy five dollars beginning in the 2005 calendar year.

**11. Expiration and Renewal of Permit**—The permittee's right to operate under this Portable Nonmetallic Mineral Processing Plant General Permit terminates on the date of expiration of this permit unless a timely and complete renewal application is submitted to the Department 30 days prior to the expiration of the permittee's authorization to operate under this Portable Nonmetallic Mineral Processing Plant General Permit.

Upon receipt of a complete and timely application for renewal, the nonmetallic mineral processing plant may continue to operate subject to final action by the Department on the renewal application. This protection shall cease to exist if, subsequent to a completeness determination, the applicant fails to submit by the deadline specified in writing by the Department any additional information required by the Department to process the renewal application.

Application for renewal of this Portable Nonmetallic Mineral Processing Plant General Permit shall be made on the same forms described in Condition 3, and include the appropriate renewal fee listed in Condition 10.a. At a minimum, the permit renewal fee shall be submitted to the Department at least 30 days prior to the expiration of the Portable Nonmetallic Mineral Processing Plant General Permit.

**12. Applicable Laws**—Nothing in this Portable Nonmetallic Mineral Processing Plant General Permit relieves the permittee from its obligation to comply with all applicable Federal, State and local laws and regulations.

**13. Prohibited Use**—Any stationary air contamination source that is subject to the requirements of 25 Pa. Code Chapter 127, Subchapter D (relating to prevention of significant deterioration), 25 Pa. Code Chapter 127, Subchapter E (relating to new source review), and 25 Pa. Code Chapter 127, Subchapter G (relating to Title V operating permits), may not operate portable nonmetallic mineral processing plants under this Portable Nonmetallic Processing Plant General Permit.

**14. Transfer of Ownership or Operation**—The permittee may not transfer the Portable Nonmetallic Mineral Processing Plant General Permit except as provided in 25 Pa. Code § 127.464 (relating to transfer of operating permits).

**15. Regulatory Conflicts**—Whenever a conflict occurs between this general plan approval and operating permit and any of the following regulations, the permittee shall, in all cases, meet the more stringent requirement:

- a. 25 Pa. Code 123.1, 123.2, 123.13(c) and 123.41.
- b. 40 CFR 60, Subpart 000.

**16. Limitations**—The operation of a portable nonmetallic mineral processing plant shall not at any time result in the emission of:

- a. Fugitive air contaminants in excess of the limitations specified in 25 Pa. Code §§ 123.1 and 123.2 All reasonable actions shall be taken to prevent particulate



matter from becoming airborne. These actions include, but are not limited to, the following:

i. Proper installation of a water spray dust suppression system and operation in accordance with Condition 17 or proper design, installation and operation of a fabric collector.

ii. Application of asphalt, water or suitable chemicals on dirt roads, material stockpiles and other surfaces which may give rise to airborne dusts.

iii. Paving and maintenance of plant roadways.

iv. Prompt removal of earth or other material from paved streets onto which earth or other material has been transported by trucking or earth moving equipment, erosions by water or other means.

b. Particulate matter emissions from air pollution control devices in excess of 0.04 gr/dscf as specified in 25 Pa. Code § 123.13(c).

c. Visible emissions from air pollution control devices in excess of the following limitations:

i. Equal to or greater than 20% for a period or periods aggregating more than 3 minutes in any 1 hour.

ii. Equal to or greater than 60% at any time.

#### 17. Air Pollution Control Device Specifications—

a. *Water Spray Dust Suppression Systems.* Water spray dust suppression systems on portable nonmetallic mineral processing plants shall be operated on any and all occasions that the respective plant is operated, except in those unusual instances where processed materials contain sufficient moisture such that operation of the plant without the simultaneous operation of the water spray dust suppression system can take place without creating air contaminant emissions in excess of the limitations and standards of this general permit. If, however, the water spray dust suppression system is incapable of operation due to weather conditions or any other reason the plant may not operate at all.

b. *Fabric Collectors.* Fabric collectors shall be equipped with pressure drop instrumentation and operated in accordance with manufacturer's specifications. Compressed air sources for fabric collectors shall be equipped and operated with air dryers and oil traps.

#### 18. Maintenance—

a. The permittee shall keep on hand a sufficient quantity of spare fabric collector bags for any fabric collector associated with a portable nonmetallic mineral processing plant in order to be able to immediately replace any bags requiring replacement due to deterioration resulting from routine operation of the plant.

b. The permittee shall keep on hand such equipment and materials as are necessary to take reasonable action (including but not necessarily limited to the application of water, oil or chemicals) to prevent fugitive particulate matter resulting from the use of any roadways and/or material stockpiling operations associated with the plant from becoming airborne and shall be used, as necessary, to prevent such fugitive particulate matter from becoming airborne.

c. The storage and handling of any material collected in any air cleaning device associated with the plant shall not at any time result in the emission of fugitive air contaminants in excess of the limitations specified in 25 Pa. Code § 123.1(a).

19. **Malfunctions**—The permittee shall immediately notify the Department of any malfunction of plant equipment or associated air cleaning devices which result in, or may possibly be resulting in the emission of air contaminants in excess of any applicable limitation.

20. **Portable nonmetallic mineral processing equipment manufactured and commenced construction, reconstruction or modification on or after August 31, 1983**—Conditions 21 through 25 detail requirements of the Federal New Source Performance Standards (40 CFR Part 60, Subpart OOO) and are applicable to all portable nonmetallic mineral processing plant equipment manufactured and commencing construction, reconstruction or modification on or after August 31, 1983.

#### 21. Standard for particulate matter—

a. The operation of a portable nonmetallic mineral processing plant shall not cause to be discharged into the atmosphere from any transfer point on belt conveyors or from any other affected facility any stack emissions which:

i. Contain particulate matter in excess of 0.05 g/dscm (0.022 gr/dscf); and

ii. Exhibit greater than 7% opacity, unless the stack emissions are discharged, from an affected facility using a wet scrubber control device. Facilities using a wet scrubber must comply with the reporting provisions Condition 23.c., d. and e.

b. On and after the sixtieth day after achieving the maximum production rate at which the processing plant will be operated, but not later than 180 days after initial startup as required under 40 CFR 60.11, the operation of nonmetallic mineral processing equipment shall not cause to be discharged into the atmosphere from any transfer point on belt conveyors or from any other affected facility any fugitive emissions which exhibit greater than 10% opacity, except as provided in Condition 21.c. or d.

c. On and after the sixtieth day after achieving the maximum production rate at which the processing equipment will be operated, but not later than 180 days after initial startup as required under 40 CFR 60.11, the operation of a nonmetallic mineral processing plant shall not cause to be discharged into the atmosphere from any crusher, at which a capture system is not used, fugitive emissions which exhibit greater than 15% opacity.

d. If any transfer point on a conveyor belt or any affected facility is enclosed in a building, then each enclosed affected facility must comply with the emission limits in Paragraphs 21.a., b. and c. or the building enclosing the affected facility or facilities must comply with the following limits:

i. Operation of nonmetallic mineral processing equipment shall not cause to be discharged into the atmosphere from any building enclosing any other affected emissions unit any visible fugitive emissions except from a vent.

ii. Operation of nonmetallic mineral processing equipment shall not cause to be discharged into the atmosphere from any building enclosing any transfer point on a conveyor belt or any other affected facility emissions which exceed the stack emissions limits in Paragraph 21.a.

e. On and after the sixtieth day after achieving the maximum production rate at which the processing plant will be operated, but not later than 180 days after initial startup as required under 40 CFR 60.11, the operation of nonmetallic mineral processing equipment shall not cause to be discharged into the atmosphere from any baghouse that controls emissions from only an individual, enclosed storage bin, stack emissions which exhibit greater than 7% opacity.

f. The operation of multiple storage bins with combined stack emissions shall comply with the emission limits in paragraph a.i. and a.ii. of this condition.

g. On and after the sixtieth day after achieving the maximum production rate at which the processing plant will be operated, but not later than 180 days after initial startup, the operation of nonmetallic mineral processing equipment shall not cause to be discharged into the atmosphere from:

i. Wet screening operations and subsequent screening operations, bucket elevators, and belt conveyors that process saturated material in the production line up to the next crusher, grinding mill or storage bin.

ii. Screening operations, bucket elevators and belt conveyors in the production line downstream of wet mining operations, where such screening operation, bucket elevator and belt conveyors process saturated materials up to the first crusher, grinding mill or storage bin in the production line.

22. **Monitoring**—Any permittee which uses a wet scrubber to control emissions shall install, calibrate, maintain and operate the following monitoring devices:

a. A device for the continuous measurement of the pressure loss of the gas stream through the scrubber. The monitoring device must be certified by the manufacturer to be accurate within  $\pm 1$  inch water gauge pressure and must be calibrated on an annual basis in accordance with manufacturer's instructions.

b. A device for the continuous measurement of the scrubbing liquid flow rate to the web scrubber. The monitoring device must be certified by the manufacturer to be accurate within  $\pm 5\%$  of design scrubbing liquid flow rate and must be calibrated on an annual basis in accordance with manufacturer's instructions.

### 23. **Test Methods and Procedures**—

a. In conducting the performance tests required by 40 CFR 60.8, the permittee shall use as reference methods and procedures the test methods in Appendix A of 40 CFR Part 60 or other methods and procedures as approved by the Department or the EPA. Acceptable alternative methods and procedures are given in Paragraph (e) of this condition.

b. Compliance with the particulate matter standards in Condition 21.a. shall be conducted as follows:

i. Method 5 or Method 17 shall be used to determine the particulate matter concentration. The sample volume shall be at least 1.70 dscm (60 dscf). For Method 5, if the gas stream being sampled is at ambient temperature, the sampling probe and filter may be operated without heaters. If the gas stream is above ambient temperature, the sampling probe and filter may be operated at a temperature high enough, but no higher than 121°C (250°F), to prevent water condensation on the filter.

ii. Method 9 and the procedures in 40 CFR 60.11 shall be used to determine opacity.

c. In determining compliance with the particulate matter standards in Condition 21.b. and c., the permittee shall use Method 9 and the procedures in 40 CFR 60.11, with the following additions:

i. The minimum distance between the observer and the emission source shall be 4.57 meters (15 feet).

ii. In determining compliance with the opacity of stack emissions from any baghouse that controls emissions only from an individual enclosed storage bin under Condition 21.e., using Method 9, the duration of the Method 9 observations shall be 1 hour (ten 6-minute averages).

iii. When determining compliance with the fugitive emissions standard described in Condition 21.b., the duration of the Method 9 observations may be reduced from 3 hours (thirty 6-minute averages) to 1 hour (ten 6-minute averages) only if the following conditions apply:

a) There are no individual readings greater than 10% opacity; and

b) There are no more than 3 readings of 10% for the 1-hour period.

iv. When determining compliance with the fugitive emissions standard for any crusher at which a capture system is not used as described under Condition 21.c., the duration of the Method 9 observations may be reduced from 3 hours (thirty 6-minute averages) to 1 hour (ten 6-minute averages) only if the following conditions apply:

a) There are no individual readings greater than 15% opacity; and

b) There are no more than 3 readings of 15% for the 1-hour period.

d. In determining compliance with Condition 21.d., the permittee shall use Method 22 to determine fugitive emissions. The performance test shall be conducted while all affected facilities inside the building are operating. The performance test for each building shall be at least 75 minutes in duration, with each side of the building and the roof being observed for at least 15 minutes.

e. The permittee may use the following as alternatives to the reference methods and procedures specified in this section:

i. For the method and procedures of Paragraph (c) of this condition, if emissions from two or more facilities continuously interfere so that the opacity of fugitive emissions from an individual affected facility cannot be read, either of the following procedures may be used:

a) Use for the combined emission stream the highest fugitive opacity standard applicable to any of the individual affected facilities contributing to the emissions stream.

b) Separate the emissions so that the opacity of emissions from each affected facility can be read.

f. To comply with Condition 24.d., the permittee shall record the measurements as required in Condition 24.c. using the monitoring devices in Condition 22.a. and b. during each particulate matter run and shall determine the averages.

g. If, after 30 days notice for an individual scheduled performance test, there is a delay (due to operational problems, and the like) in conducting any rescheduled performance test required by this condition, the permittee shall submit a notice to the Department and the EPA at least 7 days prior to any rescheduled performance test.

h. Initial Method 9 performance tests under 40 CFR 60.11 and Condition 21. of this Portable Nonmetallic Mineral Processing Plant General Permit are not required for:

i. Wet screening operations and subsequent screening operations, bucket elevators and belt conveyors that process saturated material in the production line up to, but not including the next crusher, grinding mill or storage bin.

ii. Screening operations, bucket elevators and belt conveyors in the production line downstream of wet mining operations, that process saturated materials up to the first crusher, grinding mill or storage bin in the production line.

i. On and after the sixtieth day after achieving the maximum production rate at which processing equipment will be operated, but not later than 180 days after initial startup the permittee shall conduct the tests required under 40 CFR 60.11.

#### 24. Reporting and Recordkeeping—

a. This general permit allows the replacement of existing equipment with equipment of equal or smaller size and having the same function as defined in 40 CFR 60.671. Each permittee shall submit the following information about the existing unit being replaced and the replacement piece of equipment.

i. For a crusher, grinding mill, bucket elevator, bagging operation or enclosed truck or railcar loading station:

a) The rated capacity in tons per hour of the existing equipment being replaced; and,

b) The rated capacity in tons per hour of the replacement equipment.

ii. For a screening operation:

a) The total surface area of the top screen of the existing screening operation being replaced; and,

b) The total surface area of the top screen of the replacement screening operation.

iii. For a conveyor belt:

a) The width of the existing belt being replaced; and,

b) The width of the replacement conveyor belt.

iv. For a storage bin:

a) The rated capacity in tons of the existing storage bin being replaced; and,

b) The rated capacity in tons of replacement storage bins.

b. Each permittee shall also submit the following data to the Director of the Emissions Standards and Engineering Division (MD-13), United States Environmental Protection Agency, Research Triangle Park, NC 27711.

i. The information described in Condition 24.a.

ii. A description of the control device used to reduce particulate matter emissions from the existing facility and a list of all other pieces of equipment controlled by the same control device; and,

iii. The estimated age of the existing facility.

c. During the initial performance test of a web scrubber, and daily thereafter, the permittee shall record the measurements of both the change in pressure of the gas

stream across the scrubber and the scrubbing liquid flow rate.

d. After the initial performance test of a wet scrubber, the permittee shall submit semiannual reports of such occurrences when the measurements of the scrubber pressure low (or gain) and liquid flow rate differ by more than  $\pm 30\%$  from the averaged determined during the most recent performance test.

e. The report required under Paragraph d. shall be postmarked within 30 days following end of the second and fourth calendar quarters.

f. The permittee shall submit written reports of the results of all performance tests conducted to demonstrate compliance with the standards set forth in Condition 21, including reports of opacity observations made using Method 9 to demonstrate compliance with Condition 21.b., c. and e. and reports of observations using Method 22 to demonstrate compliance with Condition 21.d.

g. A permittee who operates any screening operations, bucket elevator or belt conveyor that processes saturated material and is subject to Condition 21.g. and subsequently processes unsaturated materials, shall submit a report of this change within 30 days following the change. This screening operation, bucket elevator or belt conveyor is then subject to the 10% opacity limit in Condition 21.b. and the emission test requirements of 40 CFR 60.11. Likewise, a screening operation, bucket elevator or belt conveyor that processes unsaturated material but subsequently processes saturated material shall submit a report of this change within 30 days following the change. This screening operation, bucket elevator or belt conveyor is then subject to the no visible emission limit in Condition 21.g.

h. The 40 CFR 60.7(a)(2) requirement for notification of the anticipated date of initial startup of portable nonmetallic mineral processing plant equipment shall be waived for a permittee operating under this Portable Nonmetallic Mineral Processing Plant General Permit.

i. A notification of the actual date of initial startup of each affected facility shall be submitted to the Department and the EPA.

i. For a combination of affected facilities in a production line that begin actual initial startup on the same day, a single notification of start may be submitted by the permittee to the Department and the EPA. The notification shall be postmarked within 15 days after the date and shall include a description of each affected facility, equipment manufacturer and serial number of the equipment, if available.

ii. The notification of the actual date of initial startup shall include both the home office and the current address or locaton of the portable plant.

25. Under the Federal New Source Performance Standards, the permittee shall submit copies of all requests, reports, applications, submittals and other communications to both the EPA and the appropriate Regional Office of the Department. The EPA copies shall be forwarded to Director Air, Toxics and Radiation Division, U. S. EPA, Region III, 841 Chestnut Building, Philadelphia, PA 19107.

JAMES M. SEIF,  
*Secretary*

**COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION BUREAU OF AIR QUALITY  
Application for General Plan Approval and General Operating Permit  
General Permit BAQ-GPA/GP-3; Portable Nonmetallic Mineral Processing Plant**

1. Owner of Portable Nonmetallic Mineral Processing Plant:

2. Location  
Address:

Municipality:

County:

3. Person to contact regarding this application (name and title):

4. Telephone No.:

5. Mailing address:

6. Portable Nonmetallic Mineral Processing Plant consists of the following units (Use extra page for additional units):

	<i>Crusher</i>	<i>Grinder</i>	<i>Screen</i>	<i>Conveyors</i>	<i>Bucket elevators</i>
No. of units:					
Make:					
Model No.:					
Date Installed:					
Date of Manufacture:					
Capacity (tons/hr):					

7. Diesel generator used Yes  No

8. Fuel usage metered Yes  No

**AFFIDAVIT**

I certify that, subject to 18 Pa.C.S.A. Section 4904 and 35 P. S. Section 4009(b) that I am the official having primary responsibility for the design and operation of the facilities to which this application applies and the information provided in this application is true to the best of my knowledge, information and belief formed after reasonable inquiry. I further certify that the facility will be operating in conformity with all limitations and conditions of the Portable Nonmetallic Mineral Processing Plant General Permit.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Printed Name

**INSTRUCTIONS FOR SUBMITTAL OF  
APPLICATIONS FOR BAQ-GPA/GP-3  
(GENERAL PERMIT FOR PORTABLE  
NONMETALLIC MINERAL PROCESSING PLANT)**

1. Any portable nonmetallic mineral processing plant proposing to operate under the general plan approval and operating permit (BAQ-GPA/GP-3), must comply with the terms and conditions specified therein. Failure to conform with the applicable laws, rules and regulations and terms and conditions of this permit, for any reason, is grounds for the revocation or suspension of the permittee's approval to operate under this permit.

2. BAQ-GPA/GP-3 cannot be used to cover the installation of a portable nonmetallic mineral processing plant where the emission increases from the installation of the new plant and other emission increases that have occurred would subject the facility to prevention of significant deterioration (25 Pa. Code Chapter 127 Subchapter D) or New Source Review (25 Pa. Code Chapter 127 Subchapter E) requirements. Guidance in this regard may be obtained by contacting the Department.

3. Use of BAQ-GPA/GP-3 is only limited to portable nonmetallic mineral processing plant as defined in 40 CFR 60.672.

4. An applicant for BAQ-GPA/GP-3 must fulfill the requirements regarding the filing of compliance review forms according to the regulations (25 Pa. Code § 127.412).

5. BAQ-GPA/GP-3 is issued for a term of 5 years. The application fee is \$750. An application for renewal with a renewal fee of \$750 is to be submitted 30 days prior to expiration of the permit. An additional plan approval application fee is required each time the portable nonmetallic mineral processing plant is moved to a new location.

6. The application and fees are to be submitted to the respective Regional Office indicated.

**REGION I**

Thomas McGinley, Engineering Service Chief  
Lee Park—Suite 6010  
555 North Lane  
Conshohocken, PA 19428  
Telephone: (610) 832-6241

Counties: Bucks, Chester, Delaware, Montgomery.

**REGION II**

James Parette, Engineering Service Chief  
Two Public Square  
Wilkes Barre, PA 18711-0790  
Telephone (717) 826-2531

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

**REGION III**

Ron Davis, Engineering Service Chief  
One Ararat Boulevard  
Harrisburg, PA 17110  
Telephone: (717) 657-4587

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

**REGION IV**

Richard Maxwell, Engineering Service Chief  
208 West 3rd Street, Suite 101  
Williamsport, PA 17701-6448  
Telephone: (717) 327-3637

Counties: Bedford, Cameron, Centre, Clearfield, Clinton, Columbia, Lycoming, Montour, Northumberland, Potter, Snyder, Sullivan, Tioga, Union.

**REGION V**

William Charlton, Engineering Service Chief  
400 Waterfront Drive  
Pittsburgh, PA 15222-4745  
Telephone: (412) 442-4174

Counties: Armstrong, Beaver, Cambria, Fayette, Greene, Indiana, Somerset, Washington, Westmoreland.

**REGION VI**

Devendra Verma, Engineering Service Chief  
230 Chestnut Street  
Meadville, PA 16335-3481  
Telephone: (814) 332-6940

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

[Pa.B. Doc. No. 97-1359. Filed for public inspection August 22, 1997, 9:00 a.m.]

**Availability of Technical Guidance**

*Materials related to its technical guidance documents on DEP's World Wide Web site.*

DEP's Web address is <http://www.dep.state.pa.us>. These materials are all located at the Public Participation Center. The "June 1997 Inventory" heading is the Governor's List of Nonregulatory Documents. The "Search the Inventory of Technical Guidance Documents" heading is a database of the Inventory. The "Final Documents" heading is the link to a menu of the various DEP bureaus and from there to each bureau's final technical guidance documents. DEP will be adding its revised documents to the Web throughout 1997. The "Draft Technical Guidance" heading is the link to DEP's draft technical guidance documents.

*Ordering Paper Copies of DEP Technical Guidance*

Persons can order a bound 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*

Here is the current list of recent changes. Persons who have questions or comments about a particular document should call the contact person whose name and phone number are listed with each document. Persons who have questions or comments in general should call Nina Huizinga at (717) 783-8727.

*Notice of Intent to Remove Technical Guidance*

DEP ID: 383-2130-012 Title: Policy for Recognizing Succession to Water Rights as a Result of Changes of Ownership. Reason for Removal: This is a duplication of DEP ID: 392-2130-012. Contact: Joe Hoffman at (717) 787-5017.

*Notice of Intent to Rescind Technical Guidance*

DEP ID: 364-0600-001 Title: Memorandum of Understanding (MOU) between Water Resources and [the

former] Water Quality Management. Reason for Rescission: The Water Resources Program has been moved to the DEP Regional Offices and away from the Bureau of Water Quality Protection. Therefore, the program canceled this MOU last year. Contact: Milt Lauch at (717) 787-8184.

DEP ID: 561-5500-101 BMR PGM: IX:1:1 Title: Processing Abandoned Mine Subsidence Assistance Grant and Loan Applications. Reason for Rescission: This document provided guidance used to implement aspects of the Abandoned Mine Subsidence Assistance Act. It is being rescinded because the Abandoned Mine Subsidence Assistance Act and all funding for the programs it provided expired in October of 1992. Contact: Lawrence V. Ruane at (717) 783-9586.

#### *Final Technical Guidance—Minor Revisions*

The Bureau of Mining and Reclamation reformatted and updated the following documents. Persons with questions or comments should contact Dottie Shellehamer at (717) 787-5103.

<i>DEP ID</i>	<i>Title</i>
560-0600-104	Interagency Agreement with the Pennsylvania Historical and Museum Commission
562-2402-501	Blaster's License Suspension and Revocation Procedure
562-3200-205	Normal/Favorable Planting Season
563-2112-652	Underground Mining near Oil and Gas Wells
563-2504-409	Phased Deposit of Collateral Coal and Noncoal Mining

#### *Final Technical Guidance*

The Bureau of Mining and Reclamation has finalized substantive changes to the following documents. Persons with questions or comments should contact Dottie Shellehamer at (717) 787-5103.

DEP ID: 561-2305-203 BMR PGM: VII:2:3 Title: Small Operator Assistance Program (SOAP) and Remining Operator's Assistance Program (ROAP) Report Review. Description: This guidance establishes the procedures, schedules and responsibilities for the review of the SOAP/ROAP Project Reports. Page Length: 5 pages. Location: Volume 12, Tab 99

DEP ID: 562-2112-315 Title: Prompt Closure of Abandoned Underground Mine Openings. Description: This document describes the procedures for ensuring immediate securing and prompt sealing of all abandoned underground mine openings in order to protect public health and safety. Page Length: 7 pages. Location: Volume 12, Tab 24

DEP ID: 562-2402-501 BMR PGM: I:5:1 Title: Blaster's License Suspension and Revocation. Procedure Description: This document provides a uniform procedure for DEP to use to suspend or revoke a blaster's license. Page Length: 5 pages. Location: Volume 12, Tab 32

DEP ID: 562-2403-505 BMR PGM: I:5:5 Title: Drop Trailer and Tanker Guidelines. Description: This document sets up standard procedures and a formal review and approval process for the licensing of drop trailer and tanker locations and provides guidelines on using such locations. Page Length: 4 pages. Location: Volume 12, Tab 32A

DEP ID: 563-2112-217 BMR PGM: II:2:17 Title: Alkaline Addition for Surface Coal Mines. Description: This guidance defines where DEP will consider the use of

alkaline addition and assists mine operators in maintaining and achieving compliance with environmental protection standards. Guidance is provided on calculation of application rates and placement of alkaline material. Page Length: 7 pages. Location: Volume 12, Tab 56

DEP ID: 563-2112-654 Title: Technical Review, Mine Stability. Description: These are guidelines staff follow when reviewing mining plans to ensure that they comply with the requirement to maximize mine stability. Page Length: 5 pages. Location: Volume 12, Tab 81.

JAMES M. SEIF,  
*Secretary*

[Pa.B. Doc. No. 97-1360. Filed for public inspection August 22, 1997, 9:00 a.m.]

## **Pennsylvania Wetland Replacement Project; Public Notice**

### **Howard Wetland Restoration**

**O 20A43-001**—The project will consist of constructing a berm 1,300 feet long to restore approximately 10 acres of previously drained wetlands. The drainage area is 32 acres in size and no emergency spillway will be constructed since the 25 year storm event will be contained within the impoundment area. Approximately 3 acres will be open water greater than 18 inches in depth with another 3 acres consisting of shallow water emergent wetland with depths of less than 18 inches and an estimated 4 acres of saturated ground consisting of emergent and scrub/shrub species. Several islands, deep water channels, and submerged islands will be created to enhance diversity in the wetland area. No plantings will be used since the site is prior converted and wetland species are close in proximity and volunteer recruitment should be high. Total project costs are estimated at \$16,000.

### **Tarutis Wetland Restoration**

**D 02A45-002**—The site is located along Stony Hollow Road in Tunkhannock Township, Monroe County. The wetland area is located in the Tunkhannock Creek watershed. The area to be restored is part of a PSS/PEM peatland system. The site is bordered by Interstate 80, Stony Hollow Road and Tarutis's driveway and house. The restoration involves the removal of approximately .44 acre of old fill that was placed into the wetland 15+ years ago. The fill averages about 3 feet in depth and is composed, from surface observation, of concrete rubble, construction debris, tree stumps and clean fill. The restoration is not intended to create a pond, but some open water is expected because of the nature of the site. Natural re-vegetation is expected to take place over time. No plantings are proposed. The work is expected to take 3 days at a cost of \$7,930.

The environmental benefit of the project is to start the restoration of .44 acre of peatland. Peatlands are unique aquatic sites because of their complex ecology and ability to attract unique flora and fauna. Peatlands typically take thousands of years to develop, thus any opportunity to restore this unique habitat should be pursued because they cannot be replaced.

### **Dennis LeVan—Locust Township, Columbia County**

**S 05E19-002**—The primary goal of the LeVan wetland restoration project is to provide waterfowl and wading bird habitat using shallow water and emergent areas for

food. Restoration on this prior converted cropland, dominated by timothy and alfalfa will provide 1.7 acres of wetland habitat in the Upper Central Susquehanna Sub-basin. The restoration will include blocking existing field drains that were installed to divert water from spring seeps throughout the project area. The spring seep, in combination with surface water, will characterize this area as restoration of a slope wetland and will provide floodwater storage and will provide water quality improvement by trapping sediment and nutrients from upstream agricultural operations. Upon completion, 80% of the site will have standing water between 3 and 18 inches in depth. The remaining 20% will be greater than 18 inches next to the berm. As a component of the Erosion and Sedimentation Control Plan, the restoration area will be seeded and stabilized. The site will stand for 1 year before determining what planting will be required.

For further information contact the Department of Environmental Protection, Bureau of Water Quality Protection, Division of Waterways, Wetlands and Erosion Control, 400 Market Street, 6th Floor, P. O. Box 8554, Harrisburg, PA 17105-8554, (717) 787-6827.

JAMES M. SEIF,  
*Chairperson*

[Pa.B. Doc. No. 97-1361. Filed for public inspection August 22, 1997, 9:00 a.m.]

### Proposed Watershed Redesignation; Public Hearing

The Department of Environmental Protection (Department), Bureau of Watershed Conservation, will be holding a public hearing regarding a proposed watershed redesignation for stormwater management planning purposes.

The Montgomery County Planning Commission has requested the redesignation of the Sandy Run Watershed (including Pine Run and Rapp Run) as a separate watershed for purposes of stormwater planning under the Storm Water Management Act of 1978. Presently, the Sandy Run Watershed, whose mouth is located in the proximity of the Fort Washington State Park and Interchange 26 of the Pennsylvania Turnpike, is part of the designated Wissahickon Creek Watershed. Municipalities within the proposed watershed will include Upper Dublin, Abington, Springfield, and Whittemarsh Townships. The Department, in consultation with the Montgomery County Planning Commission, has already designated 14 watersheds within Montgomery County. These watersheds were approved by the Environmental Quality Board. This requested redesignation would result in Montgomery County having 15 watersheds for planning purposes.

The redesignation will enable Montgomery County to expedite the stormwater planning process for the Sandy Run Watershed under the Storm Water Management Act of 1978 due to the severe flooding problems within the watershed while coordinating with local efforts in developing a master plan for the watershed.

The Department will hold a public hearing for the purpose of accepting comments on the redesignation of this watershed. The hearing will be held at 10 a.m. on September 26, 1997, at the Montgomery Room, 2nd Floor, One Montgomery Plaza, Norristown, PA.

Persons wishing to testify at the hearing should contact Durla Lathia of the Department, Bureau of Watershed

Conservation, P. O. Box 8555, Rachel Carson State Office Building, Harrisburg, PA 17105, (717) 772-4048, by 4:30 p.m. on September 10, to reserve a time to present testimony. Oral testimony will be limited to 10 minutes for each witness and written copies of the testimony should be submitted at the hearing. Each organization is requested that one witness present testimony on its behalf. Persons wishing to present written comments directly to the Department may do so within 30 days following the hearing.

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 Durla Lathia at (717) 772-4048. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

JAMES M. SEIF,  
*Secretary*

[Pa.B. Doc. No. 97-1362. Filed for public inspection August 22, 1997, 9:00 a.m.]

## DEPARTMENT OF GENERAL SERVICES

### State Surplus Property Bid Items

Under the provisions of section 510 of The Administrative Code of 1929 (P. S. 165, No. 67), the Department of General Services, State Surplus Property Program, is offering for sale to counties, boroughs, incorporated towns, cities and townships the following items:

<i>Item</i>	<i>Make</i>	<i>Equip. No.</i>	<i>Location</i>
Articulated Loader	Case	234-2056	PA Dot-Hollidaysburg
Articulated Loader	Caterpillar	055-1387	PA Dot-Somerset
Articulated Loader	Deere	111-2040	PA Dot-Mercer
Wheel Loader	Caterpillar	014-1387	PA Dot-Cyclone
Backhoe	Case	222-6056	PA Dot-Temple
Articulated Loader	Deere	020-1385	PA Dot-Temple
Loader	Deere	067-1385	PA Dot-Gettysburg
Galion Grader	Tanden	544-6672	PA Dot-Bedford
Articulated Loader	Case	240-6056	PA Dot-Harrisburg
Hydraulic Excavator	Bantam	016-6366	PA Dot-Greensburg

The items will be sold to the highest responsible bidder by sealed bid sale. Those political subdivisions which are interested in procuring one or more of these items should contact the Department of General Services, State Surplus Property Division, P. O. Box 1365, Harrisburg, PA 17105, (717) 787-4085 prior to the bid opening on September 16, 1997, at 1 p.m. to receive a bid proposal.

GARY E. CROWELL,  
*Secretary*

[Pa.B. Doc. No. 97-1363. Filed for public inspection August 22, 1997, 9:00 a.m.]

## DEPARTMENT OF PUBLIC WELFARE

### Office of Medical Assistance Program; Payment of Medicare Cost-sharing Amounts for Qualified Medicare Beneficiaries

The purpose of this announcement is to provide notice under 42 CFR 447.205 that the Department of Public Welfare (Department) intends to amend its Medical Assistance State Plan to limit the Department's liability for payment of Medicare cost-sharing amounts (deductibles, coinsurance or copayments) relating to services rendered to Qualified Medicare Beneficiaries [QMBs] to the applicable Medical Assistance fee schedule or other payment amounts.

Prior to the decision of the Third Circuit Court of Appeals in *Pennsylvania Medical Society v. Snider*, 29 F.3d 886 (3rd Cir. 1994), the Department paid Medicare cost-sharing amounts relating to certain services rendered to QMBs only if the Medicare payment for the service was less than the applicable Medical Assistance payment amount. To comply with the Third Circuit's decision in *Pennsylvania Medical Society*, the Department amended its State Plan to provide for payment of full Medicare cost-sharing amounts for outpatient services to QMBs. Recent clarifying amendments to Title XIX of the Social Security Act enacted as part of the Balance Budget Act of 1997, P. L. 105-33, § 4714(a), state, in pertinent part, that:

[A] State is not required to provide any payment for any expenses incurred relating to payment for deductibles, coinsurance, or copayments for medicare cost-sharing to the extent that payment under title XVIII for the service would exceed the payment amount that otherwise would be made under the State plan under this title [XIX] for such service if provided to an eligible recipient other than a medicare beneficiary.

As a result of these Federal statutory amendments, the Department will amend its State Plan to specify that the Department will not pay Medicare cost-sharing amounts related to any services to the extent that payments made under the Medicare Program exceed the payments that would be made by the Medical Assistance Program for such services if provided to an eligible Medical Assistance recipient. The amendment will also provide that, if the Medical Assistance payment amount for a service exceeds the Medicare payment, the Department will pay Medicare cost-sharing amounts up to the amount of the deductible, coinsurance or copayment, or the applicable Medical Assistance payment amount, whichever is less. In addition, the amendment will reaffirm the Department's existing policies to the extent that they likewise limit payment of Medicare cost-sharing amounts relating to services provided by, among others, nursing facilities, to the applicable Medical Assistance payment rates for such services.

The estimated decrease in aggregate expenditures during fiscal 1997-98 resulting from this amendment is \$49.075 million in total funds (\$23.126 million in State funds).

A copy of this notice is available for review at the local County Assistance Offices throughout this Commonwealth. Interested persons are invited to submit written comments about this notice to the Department within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Comments should be addressed to the Department of Public Welfare, Office of Medical Assistance Programs, c/o Deputy Secretary's Office, Room 515 Health and Welfare Building, Harrisburg, PA 17120.

Persons with a disability may use the AT&T Relay Services by calling (800) 654-5984 (TTD users) or (800) 654-5988 (Voice users). Persons who require another alternative should contact Thomas Vracarich at (717) 783-2800.

FEATHER O. HOUSTOUN,  
*Secretary*

**Fiscal Note:** 14-NOT-151. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 97-1364. Filed for public inspection August 22, 1997, 9:00 a.m.]

## DEPARTMENT OF TRANSPORTATION

### Finding Butler County

Pursuant to the provisions of 71 P. S. Section 2002(b), the Secretary of Transportation makes the following written finding:

The Department of Transportation plans to replace the Thorn Run Bridge in Butler County.

The proposed project is located in Oakland Township along State Route 1011 across Thorn Run Creek. The project requires right-of-way from the William Wick Farm, a National Register eligible historic resource.

No adverse environmental effect is likely to result from the replacement of this bridge.

BRADLEY L. MALLORY,  
*Secretary*

[Pa.B. Doc. No. 97-1365. Filed for public inspection August 22, 1997, 9:00 a.m.]

### Finding Montgomery County

Pursuant to the provisions of 71 P. S. Section 2002(b), the Secretary of Transportation makes the following written finding:

The Department of Transportation plans to replace the existing bridge carrying SR 4011 (Church Road) over the North Branch of Schoolhouse Run in Upper Providence Township, Montgomery County. The project will require the acquisition of 483.09 square meters (5200 square feet) of right-of-way from the Vanderslice/Custer Property, which has been determined eligible for the National Register of Historic Places. The effect of this project on the Vanderslice/Custer Property will be mitigated by the following measures to minimize harm to the resource.



1. Selective tree plantings will be placed in areas disturbed by construction activities.

2. The floor of the proposed culvert will be depressed 12 inches below the stream bed elevation to provide a low flow channel for aquatic life.

I have considered the environmental, economic, social, and other effects of the proposed project as enumerated in Section 2002 of the Administrative Code, and have concluded that there is no feasible and prudent alternative to the project as designed, and all reasonable steps have been taken to minimize such effect.

No adverse environmental effect is likely to result from the replacement of this bridge.

BRADLEY L. MALLORY,  
*Secretary*

[Pa.B. Doc. No. 97-1366. Filed for public inspection August 22, 1997, 9:00 a.m.]

## HISTORICAL AND MUSEUM COMMISSION

### National Register Nominations to be Reviewed at the Historic Preservation Board Meeting

Following is a notice of properties to be considered at the September 9, 1997 meeting of the Historic Preservation Board for nomination to the National Register of Historic Places. The meeting will start at 9:45 a.m. in Room 515, Pennsylvania Historical and Museum Commission, Third and North Streets, Harrisburg, PA.

Individuals with a disability who wish to attend this meeting and who require an auxiliary aid, service or other accommodation to participate, should contact Dan Deibler at (717) 783-8946 or through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984 (TDD) to discuss how the agency can accommodate their needs. If there are questions or comments, contact the Bureau for Historic Preservation at (717) 783-8946.

BRENT D. GLASS,  
*Executive Director*

#### *Allegheny Plateau*

1. *DuBois Historic District*, North and South Brady Avenue and East and West Long Avenue, DuBois, Clearfield County

2. *Emlenton Historic District*, generally the Allegheny River, the Borough limits, Kerr Avenue, Hickory and Center Streets, Emlenton, Venango County (Resources of the Oil Industry of Western Pennsylvania, 1859-1947)

3. *Oil City Downtown Commercial Historic District*, generally along Seneca, Center, Elm, Sycamore, Duncomb and Main Streets, Oil City, Venango County (Resources of the Oil Industry of Western Pennsylvania, 1859-1947)

4. *Oil City South Side Historic District*, generally between the south side of the Allegheny River, Wilson Avenue, Lee's Lane, West Third, West Fifth, and Reservoir Streets, Oil City, Venango County (Resources of the Oil Industry of Western Pennsylvania, 1859-1947)

#### *Great Valley and Piedmont*

5. *Quay, Anderson B., Rev., House*, 22 North Baltimore Street, Dillsburg, York County

6. *Fissel's School*, Fissel's Church Road (SR 3015), Shrewsbury Township, York County

7. *West Philadelphia Streetcar Suburb Historic District*, roughly bounded by the University of Pennsylvania campus, the Woodlands Cemetery, the Philadelphia College of Pharmacy, Woodland and Kingsessing Avenues, the Conrail railroad line, St. Bernard Street, Catharine Street, 51st Street, Hazel Avenue, 52nd Street, 46th Street, Pine Street, 47th Street, Walnut Street, Chestnut Street, and Ludlow Street, Philadelphia

8. *Hanging Rock*, South Gulph Road, Upper Merion Township, Montgomery County

9. *Paoli Battlefield Site and Parade Grounds*, Warren and Monument Avenues, Sugartown Road, Malvern, Chester County

#### *Southwestern PA*

10. *Star Junction Historic District*, intersection of SR 51 and SR 4036, approximately 1.8 miles south of Perryopolis, Fayette County (Bituminous Coal and Coke Resources of Pennsylvania, 1740-1945)

11. *St. Nicholas Byzantine Catholic Church*, 504 South Liberty Street, Perryopolis, Fayette County

12. *Gue/Sisley Blacksmith Shop*, Laurel and Union Streets, Perryopolis, Fayette County

13. *Karolcik Building*, 115-117 South Liberty Street, Perryopolis, Fayette County

14. *Youghiogheny Bank of Pennsylvania* South Liberty Street, Perryopolis, Fayette County

15. *Providence Cemetery and Chapel*, intersection of SR4038 and SR4036, west of Route 51, Perry Township, Fayette County

16. *Dawson Historic District*, roughly bounded by Howell Street, Middle Alley, Youghiogheny River, River Road, Spring and Locust Alleys, Dawson, Fayette County

#### *Anthracite Region and Poconos*

17. *Lackawanna Iron & Coal Company Furnaces*, Cedar Avenue, Scranton, Lackawanna County. (Anthracite-Related Resources of Northeastern Pennsylvania, 1769-1945) Note: This property is already listed in the National Register. Under consideration is a recommendation for National Historic Landmark designation.

18. *Lackawanna County Courthouse/Mitchell Monument*, Washington Avenue, Linden street, Adams Avenue and Spruce Street, Scranton, Lackawanna County (Anthracite-Related Resources of Northeastern Pennsylvania, 1769-1945)

19. *Joseph Cassese House*, 1000 Clay Avenue, Scranton, Lackawanna County (Anthracite-Related Resources of Northeastern Pennsylvania, 1769-1945)

20. *Masonic Temple and Scottish Rite Cathedral*, 416-420 North Washington Avenue, Scranton, Lackawanna County

*Ridge and Valley*

21. *Burnt Cabins Historic District*, LR23905 and U. S. Route 522, Dublin Township, Fulton County (Lincoln Highway Heritage Corridor Historic Resources: Franklin to Westmoreland Counties, PA)

[Pa.B. Doc. No. 97-1367. Filed for public inspection August 22, 1997, 9:00 a.m.]

## INDEPENDENT REGULATORY REVIEW COMMISSION

### Actions Taken by the Commission

The Independent Regulatory Review Commission met publicly at 11 a.m., Thursday, August 7, 1997, and took the following actions:

#### *Regulations Approved:*

Pennsylvania Liquor Control Board #54-50: Numerous Revisions (amends 40 Pa. Code Chapters 3, 5, 7, 9, 11, 13, and 15).

Department of Revenue #15-384: General Explanation and Issuance of Certificate (Form REV-1601) (amends 61 Pa. Code §§ 2.1 and 2.3)

*(Editor's Note:* For the text of the regulations pertaining to this order, see 27 Pa.B. 4322 (August 23, 1997).)

Department of Health #10-151: School Immunizations (amends 28 Pa. Code §§ 23.81—23.87)

*(Editor's Note:* For the text of the regulations pertaining to this order, see 27 Pa.B. 4317 (August 23, 1997).)

*Commissioners Present:* John R. McGinley, Jr., Chairperson; Robert J. Harbison, III, Vice Chairperson; Alvin C. Bush; Arthur Coccodrilli; John F. Mizner

Public Meeting held  
August 6, 1997

*Liquor Control Board—Numerous Revisions; Doc. No. 54-50*

#### Order

On March 24, 1997, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Liquor Control Board (LCB). This rulemaking would amend 40 Pa. Code Chapters 3, 5, 7, 9, 11, 13 and 15. The authority for this regulation is section 207(i) of the Liquor Code (47 P. S. § 2-207(i)). The proposed regulation was published in the April 12, 1997 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on July 9, 1997.

The LCB reviewed its regulations in response to Executive Order 1996-1. As a result, it is proposing amendments to eliminate burdensome, unnecessary and obsolete requirements. The proposed amendments cover a broad range of the LCB's requirements.

Senator David W. Heckler, Chairperson of the Senate Law and Justice Committee, submitted a letter on the proposed regulation stating the regulations have his approval.

We have reviewed this regulation and find it to be in the public interest. The LCB's amendments will make their regulations less burdensome. For example, purchasing permits to be issued for a period of 4 years rather than annually. The LCB is also reducing or eliminating requirements which have not served a useful purpose.

#### *Therefore, It Is Ordered That:*

1. Regulation No. 54-50 from the Liquor Control Board, as submitted to the Commission on July 9, 1997, is approved; and

2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

*Commissioners Present:* John R. McGinley, Jr., Chairperson; Robert J. Harbison, III, Vice Chairperson; Alvin C. Bush; Arthur Coccodrilli; John F. Mizner

Public Meeting held  
August 7, 1997

*Department of Revenue—General Explanation and Issuance of Certificate (Form REV-1601); Doc. No. 15-384*

#### Order

On July 9, 1997, the Independent Regulatory Review Commission (Commission) received this regulation from the Department of Revenue (Department). This rulemaking would amend 61 Pa. Code §§ 2.1 and 2.3, relating to the employment incentive payment (EIP) credit program. The authority for this regulation is contained in section 491 of the Public Welfare Code (62 P. S. § 491) and section 6 of The Fiscal Code (72 P. S. § 6). Notice of proposed rulemaking was omitted for this regulation; it will become effective upon publication in the *Pennsylvania Bulletin*.

The EIP program provides a tax credit for employers who employ certain public welfare recipients. The program is administered by the Departments of Public Welfare (DPW) and Labor and Industry in the application/verification of entitlement phases. Revenue processes the reviews relating to the granting of the EIP tax credit.

The most significant changes involve the amendments to § 2.3(b). The time period in which an employer can request the EIP program certificate form (Form REV-1601) from DPW would be extended by 21 days. Currently, employers are required to request Form REV-1601 from DPW in writing no later than the actual date the welfare recipient begins work. This liberalizing change is consistent with recent changes under the Federal Work Opportunities Tax Credit Program. Other amendments to § 2.3(b) clarify postmarking and receipt requirements to establish the 21-day period parameters.

Smaller employers will be the principal beneficiaries of the extension of the filing period for EIP certificates. The reason is they are often not able to act promptly enough administratively under the current filing requirements of § 2.3(b) to qualify for the EIP tax credit.

We have reviewed this regulation and find it to be in the public interest. There will be three principal benefits from these amendments. First, more employers of certain public welfare recipients will be able to qualify for tax credits under the EIP program. Second, the Commonwealth should experience lower public welfare costs as a result of a reduction in the numbers of public welfare recipients. Third, certain persons formerly on public

assistance will have expanded employment opportunities as a result of more employer participation in the EIP credit program.

*Therefore, It Is Ordered That:*

1. Regulation No. 15-384 from the Department of Revenue, as submitted to the Commission on July 9, 1997, is approved; and

2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

*Commissioners Present:* John R. McGinley, Jr., Chairperson; Robert J. Harbison, III, Vice Chairperson; Alvin C. Bush; Arthur Coccodrilli; John F. Mizner

Public Meeting held  
August 7, 1997

*Department of Health—School Immunizations; Doc. No. 10-151*

### Order

On July 17, 1997, the Independent Regulatory Review Commission (Commission) received this regulation from the Department of Health (Department). This rulemaking would amend 28 Pa. Code §§ 23.81—23.87 relating to the immunization requirements for children to enter and to attend school in the Commonwealth. The authority for this regulation is the Hepatitis B Prevention Act (act) (35 P. S. §§ 630.1—630.3); sections 16(a)(6) and (7) of the Disease Prevention and Control Law of 1955 (35 P. S. §§ 521.16 and 625); and section 1303 of the Public School Code of 1949 (24 P. S. § 13-1303a). Notice of proposed rulemaking was omitted for this regulation; it will become effective upon publication in the *Pennsylvania Bulletin*.

The regulation requires children entering school for the first time to have the hepatitis B vaccine and an additional dose of the measles, diphtheria and tetanus vaccines. Beginning in the 2000-2001 school year, two doses of the measles vaccine or proof of measles immunity will be required for attendance at school in all grades.

We have reviewed this regulation and find it to be in the public interest. The regulation reflects the requirements of the act and the recommendations of the Advisory Committee on Immunization Practices of the Centers for Disease Control and Prevention of the United States Department of Health and Human Services; the American Academy of Pediatrics; and the American Academy of Family Physicians.

*Therefore, It Is Ordered That:*

1. Regulation No. 10-151 from the Department of Health, as submitted to the Commission on July 17, 1997, is approved; and

2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

JOHN R. MCGINLEY, Jr.,  
*Chairperson*

[Pa.B. Doc. No. 97-1368. Filed for public inspection August 22, 1997, 9:00 a.m.]

### Notice of Filing of Final-Form Rulemakings

The Independent Regulatory Review Commission (Commission) received, on the date indicated, the following final-form regulations for review. The regulations will be considered within 30 days of its 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 a regulation, interested parties should contact the agency promulgating the regulation.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
50-110	Pennsylvania Securities Commission Registration of Securities, Broker-Dealers, Agents, Investment Advisors and Administration	8/07/97

JOHN R. MCGINLEY, Jr.,  
*Chairperson*

[Pa.B. Doc. No. 97-1369. Filed for public inspection August 22, 1997, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Application and Request for a Certificate of Authority

Eastern Life Insurance Company has applied for a Certificate of Authority to operate as a stock life insurance company in this Commonwealth. The initial filing was received on August 7, 1997, and was made under the requirements set forth under the Business Corporation Law of 1988, 15 Pa.C.S. Section 1 et seq. Persons wishing to comment on the grounds of public or private interest to the issuance of the Insurance Department's (Department) order approving this Certificate of Authority are invited to submit a written statement to the Department within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include the name, address and telephone number of the interested party, identification of the application to which the statement is addressed, and a concise statement with sufficient detail to inform the Department of the exact basis of the statement. Written statements should be directed to Carolyn Smith, Insurance Company Licensing Specialist, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120.

GREGORY S. MARTINO,  
*Acting Insurance Commissioner*

[Pa.B. Doc. No. 97-1370. Filed for public inspection August 22, 1997, 9:00 a.m.]

### Application and Request for a Certificate of Authority

Franklin Insurance Company has applied for a Certificate of Authority to operate as a stock casualty insurance company in this Commonwealth. The initial filing was received on August 1, 1997, and was made under the requirements set forth under the Business Corporation Law of 1988, 15 Pa.C.S. Section 1 et seq. Persons wishing to comment on the grounds of public or private interest to the issuance of the Insurance Department's (Department) order approving this Certificate of Authority are invited to submit a written statement to the Department within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include the name, address and telephone number of the interested party, identification of the application to which the statement is addressed and a concise statement with sufficient detail

to inform the Department of the exact basis of the statement. Written statements should be directed to Carolyn Smith, Insurance Company Licensing Specialist, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120.

GREGORY S. MARTINO,  
*Acting Insurance Commissioner*

[Pa.B. Doc. No. 97-1371. Filed for public inspection August 22, 1997, 9:00 a.m.]

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

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

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

Appeal of Kpakiwa, Komba and Carolee; file no. 97-198-04038; American States Insurance; doc. no. P97-08-014; September 17, 1997, at 9 a.m.;

Appeal of Gabrielli, Robert J.; file no. 97-198-04768; Erie Insurance Exchange; doc. no. P97-08-013; September 17, 1997, at 11 a.m.;

Appeal of Lorick, Delores and Thurman; file no. 97-267-33921; Nationwide Mutual Insurance Company; doc. no. PH97-08-007; September 18, 1997, at 11 a.m.;

Appeal of Hodas, Gordon Richard, M.D.; file no. 97-215-33516; Prudential Property & Casualty; doc. no. PH97-08-005; September 18, 1997, at 3 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) 787-4298.

GREGORY S. MARTINO,  
*Acting Insurance Commissioner*

[Pa.B. Doc. No. 97-1372. Filed for public inspection August 22, 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 Jeboda, Rotimi and Elaine; file no. 97-267-32953; Keystone Insurance Company; doc. no. PH97-08-006; September 18, 1997, at 1 p.m.;

Appeal of Horn, Ronnie and Janet; file no. 97-121-04550; Everett Cash Mutual Insurance Co.; doc. no. P97-08-015; September 23, 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) 787-4298.

GREGORY S. MARTINO,  
*Acting Insurance Commissioner*

[Pa.B. Doc. No. 97-1373. Filed for public inspection August 22, 1997, 9:00 a.m.]

## MILK MARKETING BOARD

### Presubmission Schedule, Prehearing Conference and Hearing; Milk Marketing Area No. 4

Under the Milk Marketing Law (31 P. S. § 700j-101 et seq.) the Milk Marketing Board (Board) will conduct a public hearing for Milk Marketing Area No. 4 on October 8, 1997, commencing at 9 a.m. in Meeting Room B on the second floor of the Farm Show Complex, Cameron and Maclay Streets, Harrisburg, PA. If necessary, the hearing will be continued on October 9 at the same time and location.

The purpose of the hearing is to receive evidence concerning minimum prices milk dealers shall pay to producers for various classes of milk; minimum prices

milk dealers shall charge for milk, including prices to be charged to wholesale customers such as stores, restaurants and institutions; and minimum prices to be charged to consumers for milk sold for consumption off the premises. Evidence will also be received concerning the various types, classifications and containers of fluid milk and milk products.

To ensure a complete hearing record, the Board has established the following evidentiary guidelines for significant categories of information:

1. Evidence of processing, packaging and delivery costs and points shall be derived from the PMMB-60 financial statements of the cross-section dealers for calendar year 1996, along with updated information reflecting current increases and decreases in labor, ingredients, container, insurance and utility expenses. In addition, the Board wishes to receive evidence on current costs associated with Class II products. "Current" means not later than August 31, 1997.

2. With regard to labor, insurance and utility costs, figures should be supported by evidence sufficient to enable the Board to evaluate the underlying methodology. At a minimum, the Board will expect to receive the following evidence:

a. Labor expense.

i. Based on data from Schedule B-3, column (20) of the 1996 PMMB-60s, the weighted average total for the cross-section of the labor costs identified on lines 1—9 of that schedule.

ii. Based on data from Schedule B-2 of the 1996 PMMB-60s, the weighted average total for the cross-section of the labor costs identified on lines 1—9 for each of the 12 cost center columns: receiving, laboratory, and field work; standardization and pasteurization; bottling; blow-molder; bottle washer; manufacturing; ice cream manufacturing; ice cream hardening; cold room; delivery; ice cream delivery; and selling. For those 12 columns, the distribution of labor costs from Schedule B-3 in accordance with the percentages shown on Schedule B-7.

iii. Labor cost data as described in paragraph (i) and bottling points for the cross-section for corresponding periods in 1996 and 1997. These periods may not be shorter than 4 weeks. (Examples: April—June 1996 and April—June 1997; August 1996 and August 1997)

b. Insurance expense. Same as for labor, except 1996 data shall be based on insurance expense from line 24 on Schedules B-2 and B-3.

c. Utilities expense. Same as for labor, except 1996 data shall be based on utilities expense from line 23 on Schedules B-2 and B-3.

The hearing will also include the following items 3—8:

3. Delivery costs/discount system. Using the delivery ranges for which discounts are available under the current order or found to be prevalent during the auditing process, evidence on the number of deliveries at each range, the number of controlled and noncontrolled points at each range and the total cost and cost per point at each range. A representative statistical sample of the routes of each cross-section dealer is acceptable. Testimony should include recommendations on discount strategies—such as percentage discounts, cents per quart discounts, school discounts, and multi-store discounts—or on alternatives to discounts, such as stop charges.

4. Small container adjustment. Evidence should include filling speeds and containers per case for each container size.

5. Reasonable profit margins for dealers and retailers.

6. In-store handling costs. Evidence should be as detailed and specific as is compatible with protecting proprietary information.

7. Adoption of cost replacement. Testimony favoring cost replacement should include recommendations for implementing such a system, specifically, which costs should be updated and what methodologies should be used.

8. Elimination of the bracket system.

The Board expects to receive from staff evidence based on independent studies for evidentiary items 1—4 and 6, along with testimony addressing items 5, 7, and 8. Other parties who address items 1—8 should tailor their evidence to the requirements set out in this notice. These evidentiary items are not intended to be inclusive. Parties are invited to present additional relevant evidence on, for example, interest expense and profits/losses on bulk sales.

The staff of the Board is deemed to be a party to this hearing, and the staff's attorney is deemed to have entered her appearance on their behalf. Other persons that may be affected by the Board order fixing prices in Area 4 may be included on the Board's list of parties by:

- Having their counsel file with the Board, on or before September 8, a notice of appearance substantially in the form prescribed by 1 Pa. Code § 31.25, which shall identify by name and address the party on whose behalf the appearance is made. Thereafter, documents and other written communications required to be served upon or furnished to that party shall be sent to the attorney of record.

- If unrepresented by counsel and wishing to appear on their own behalf under 1 Pa. Code § 31.21, filing with the Board, on or before September 8, an address to which documents and other written communications required to be served upon them or furnished to them may be sent.

A. Each party shall file with the Board seven copies and serve on all other parties one copy of the following on or before September 19, 1997:

1. A list of witnesses who will testify for the party. A witness who will be offered as an expert shall be so identified, along with the witness's area or areas of proposed expertise.

2. A statement of the subjects concerning which each witness will testify.

3. Each exhibit to be presented, including testimony to be offered in written form.

B. Requests by parties for Board staff to provide data pertinent to the hearing shall be made in writing and received in the Board office on or before September 12, 1997.

C. A list of rebuttal witnesses and copies of rebuttal exhibits shall be filed with the Board (seven copies) and served on all other parties (one copy) on or before September 29, 1997.

D. Parties shall have available in the hearing room at least 20 copies of the exhibits described in paragraphs A and C for distribution to nonparties attending the hearing.

E. Parties that wish to offer in evidence documents on file with the Board, public documents, or records in other proceedings before the Board, or who wish the Board to take official notice of facts, shall comply with, respectively, 1 Pa. Code § 35.164, 35.165, 35.167 or 35.173.

Whenever these rules require production of a document as an exhibit, copies shall be provided to each Board member and to all other parties; in addition, at least twenty 20 copies shall be available for distribution to nonparties attending the hearing.

The Board may exclude witnesses, exhibits or other evidence of a party that fails to comply with the requirements of paragraph A, C or E.

A prehearing conference for all parties will be held at 1:30 p.m. on October 6, 1997, in Room 110 of the Agriculture Building, 2301 North Cameron Street, Harrisburg, PA. Parties shall come prepared to address requests for the production of documents relied on in formulating their testimony and exhibits.

The filing address for the Board is Milk Marketing Board, Room 110, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA 17110-9408.

Persons who require this information in an alternate format should call (717) 787-4194 or (800) 654-5984 (PA Relay Service for TDD Users).

O. FRANK DEGARCIA,  
*Executive Secretary*

[Pa.B. Doc. No. 97-1374. Filed for public inspection August 22, 1997, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Petition of Bethlehem Steel Corporation for a Declaratory Order; Doc. No. P-00971231

On August 5, 1997, Bethlehem Steel Corporation (Bethlehem) filed with the Pennsylvania Public Utility Commission (Commission) a petition for declaratory order under 52 Pa. Code § 5.42. In its petition, Bethlehem requested a Commission determination that the provision of electric service by Bethlehem from its internal generation and distribution facilities to Lehigh Forge Corporation at facilities formerly owned by Bethlehem and located within the historic geographic confines of Bethlehem's steel mill complex does not constitute public utility service under 66 Pa.C.S. § 102. The petition is docketed at P-00971231.

Persons desiring to comment regarding this petition should file a petition to intervene and answer with the Acting Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. In accordance with 52 Pa. Code §§ 1.1, et seq., all such pleadings are due within 20 days of the date of the publication of this notice in the *Pennsylvania Bulletin*. Copies of Bethlehem's petition are on file with the Commission and are available for public inspection. The contact person is Assistant Counsel Patricia Krise Burket, (717) 787-3464.

JAMES J. MCNULTY,  
*Acting Secretary*

[Pa.B. Doc. No. 97-1375. Filed for public inspection August 22, 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 (Commission). Publication of this notice shall be considered as sufficient notice to all carriers holding authority from this Commission. Applications will be considered without hearing in the absence of protests to the application. Protests to the applications published herein are due on or before September 15, 1997, as set forth at 52 Pa. Code § 3.381 (relating to applications for transportation of property and persons). The protests 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-00114192. Robin Lee Culp, t/d/b/a Main Line Express** (532 Lehigh Avenue, Apt. A, Swarthmore, Delaware County, PA 19081)—persons, in airport transfer service, from points in the counties of Bucks, Chester, Delaware and Montgomery, and the city and county of Philadelphia, to the Philadelphia International Airport, in the city and county of Philadelphia and the township of Tinicum, Delaware County.

#### 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-00114162. David T. Wertz** (109 Oakwood Road, P. O. Box 639, Moon Township, Allegheny County, PA 15108)—persons, in paratransit service, from points in the county of Allegheny, to other points in Pennsylvania, and return; subject to the following condition: That no right, power or privilege is granted to provide service to, from or between points in the cities of McKeesport, Duquesne, and Clairton, the boroughs of Glassport, Liberty, White Oak, Dravosburg, Port Vue, Versailles, Lincoln, Elizabeth, West Elizabeth, Trafford, Braddock, North Braddock, Jefferson, and West Mifflin, and the townships of Elizabeth and North Versailles; which is to be a transfer of all of the right authorized under the certificate issued at A-00112653 to Nancy I. Zoror, t/d/b/a A.D.Z. Transportation Services, subject to the same limitations and conditions.

**A-00114167. Getaway Car, Inc.** (6020 Captain Major Avenue, Bensalem, Bucks County, PA 19020), a corporation of the Commonwealth of Pennsylvania—persons, in limousine service, between points in the counties of Bucks, Montgomery and Philadelphia, and from points in said counties, to points in Pennsylvania, and return; subject to the following condition: That no right, power or privilege is granted to transport to Delaware County; which is to be a transfer of all of the right authorized under the certificate issued at A-00108128 to Jonathan Zandell, t/d/b/a International Limousine & Coach Co., subject to the same limitations and conditions. *Attorney:* William M. Barnes, Suite 3600, 1600 Market Street, Philadelphia, PA 19103-7286.

**A-00114190. R & J Limousine, Inc.** (2524 South 75th Street, Philadelphia, PA 19153), a corporation of the Commonwealth of Pennsylvania—(1) in limousine ser-

vice, persons, attending funerals and flowers for funerals, between points in the city and county of Philadelphia, and within an airline distance of 30 statute miles of the City Hall in the said city; (2) in limousine service, persons, attending wedding and christening parties, to or from homes of wedding and christening parties and churches or places at which marriage ceremonies or christening services are performed in the city and county of Philadelphia; and (3) funeral accessories, between points in the city and county of Philadelphia, and within an airline distance of 30 statute miles of the City Hall in the said city; which is to be a transfer of all of the rights authorized Bernard Weaver, t/d/b/a Your Limousine Service, under the certificate issued at A-00108405, subject to the same limitations and conditions. *Attorney:* Mario F. Driggs, Suite 402, 1608 Walnut Street, Philadelphia, PA 19103.

**Application 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 household goods as described under each application.**

**A-00114187. Paul W. Walters and Eric L. Becker, Copartners, t/d/b/a Able Moving and Transfer Services** (219 Carlisle Street, Hanover, York County, PA 17331)—household goods in use, between points in the borough of Hanover, York County, and within an airline radius of 25 statute miles of the limits of said borough, and from points in the said territory to points in Pennsylvania, and vice versa.

**Application 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 household goods by transfer as described under each application.**

**A-00114163. Dennis Perigio, t/d/b/a Shaffer's Transfer** (513 Old Lincoln Highway, P. O. Box 114, Stoytown, Somerset County, PA 15563)—(1) household goods in use, between points in the borough of Hooversville, Somerset County, and within 18 miles by the usually traveled highways of the limits thereof, and from points in said area, to points in Pennsylvania, and vice versa; and (2) property, excluding household goods in use, between points in Pennsylvania; which is to be a transfer of all of the rights authorized under the certificate issued at A-00107088, to Steven S. Corden and Mark A. Corden, Copartners, t/d/b/a Shaffer's Transfer subject to the same limitations and conditions. *Attorney:* Scott M. Dinner, 3 Kacey Court, Suite 201, Mechanicsburg, PA 17055.

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

**A-00107618, Folder 3. Transline Limousine Service, Inc., t/a Airport One Limousine Service** (2727 Philmont Avenue, Suite 103, Huntingdon Valley, Montgomery County, PA 19006), a corporation of the Commonwealth of Pennsylvania—persons, in limousine service, between points in Delaware County, and from points in said county, to points in the counties of Chester and Montgomery, and to the Philadelphia International Airport, located in the city and county of Philadelphia and the township of Tinicum, Delaware County, and vice versa; which is to be a transfer of all of the rights authorized under the certificate issued at A-00106673, F.

3 to Kohler Transport Service, Inc., a corporation of the Commonwealth of Pennsylvania, subject to the same limitations and conditions. *Attorney:* Mario F. Drigg, Suite 402, 1608 Walnut Street, Philadelphia, PA 19103.

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

**A-00114165. Kenneth R. Gregory, Jr., t/d/b/a Cultural Tours** (116 Caitlin Drive, Cogan Station, Lycoming County, PA 17728)—brokerage license—to arrange for the transportation of persons, between points in Pennsylvania.

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

The following applications for the authority to transport property, excluding household goods in use, between points in Pennsylvania, have been filed with the Pennsylvania Public Utility Commission. Public comment to these applications may be filed, in writing with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265 on or before September 8, 1997.

A-00114194	David Paul Ayers 134 F River Road, Montague, NJ 07827
A-00114195	Randy L. Baker 171 Wenger Avenue, Sharon, PA 16146
A-00109575, F. 2	Van Lease America, Inc. 1200 Conroy Place, Easton, PA 18042; Patricia Armstrong, P. O. Box 9500, Harrisburg, PA 17108- 9500

JAMES J. MCNULTY,  
*Acting Secretary*

[Pa.B. Doc. No. 97-1376. Filed for public inspection August 22, 1997, 9:00 a.m.]

## PHILADELPHIA REGIONAL PORT AUTHORITY

### Request for Proposals

The Philadelphia Regional Port Authority (PRPA) will accept proposals until 2 p.m. on Thursday, September 4, 1997 for Project No. 97-223-001, (Purchase of One Portable Air Compressor). The bid documents can be obtained from the Procurement Administrator, Philadelphia Regional Port Authority (PRPA), 210 West Washington Square, 13th Floor, Philadelphia, PA 19106, (215) 928-9100 and will be available August 26, 1997. PRPA is an equal opportunity employer. Contractor will be required to comply with all applicable equal opportunity laws and regulations.

JAMES T. MCDERMOTT,  
*Executive Director*

[Pa.B. Doc. No. 97-1377. Filed for public inspection August 22, 1997, 9:00 a.m.]

# TREASURY DEPARTMENT

## Request for Proposals

The Treasury Department will be accepting proposals to provide electronic data interchange/automated clearing house (EDI/ACH) services for the direct deposit of Commonwealth paychecks and annuitant checks. Interested parties may receive a copy of the request for proposals by contacting the Treasury Department at (717) 772-3296. Proposals in response to this request will be accepted no later than 12 noon on Monday, September 29, 1997.

BARBARA HAFER,  
*Treasurer*

[Pa.B. Doc. No. 97-1378. Filed for public inspection August 22, 1997, 9:00 a.m.]

# TURNPIKE COMMISSION

## Request for Proposals

Sealed Proposals will be received by Jeffrey L. Hess, Purchasing Manager, at the Administration Building, Harrisburg-East Interchange near Highspire, PA (Mailing Address: P. O. Box 67676, Harrisburg, PA 17106-7676) and publicly opened and read at the date and time indicated for the following Contract:

Contract No. 98-004-RT64-C—Bituminous Overlay, ID-2, SRL-E from M. P. 84.94 to M. P. 94.00 WB and from M. P. 88.10 to M. P. 94.00 EB on the PA Turnpike System in Westmoreland County, PA

Bid Opening Date—September 16, 1997, 11 a.m.

Bid Surety—5%

Plans, Specifications and Contract Documents will be available and open to public inspection at the Administration Building. Copies may be purchased upon payment of \$25 per set by check or P. O. Money Order (No Cash) to the Turnpike Commission. Attention: Secretary-Treasurer's Office, P. O. Box 67676, Harrisburg, PA, 17106-7676. (Do not add State tax). No refund for any reason will be made for plans, specifications and contract documents.

A Prequalification Certification and Maximum Capacity Rating assigned by the Prequalification Committee of the Department of Transportation is a necessary prerequisite for bidding on this project.

Contact the Purchasing Manager for a listing of other locations where plans and specs can be inspected.

JAMES F. MALONE, III,  
*Chairperson*

[Pa.B. Doc. No. 97-1379. Filed for public inspection August 22, 1997, 9:00 a.m.]

## Request for Proposals

Sealed Proposals will be received by Jeffrey L. Hess, Purchasing Manager, at the Administration Building, Harrisburg-East Interchange near Highspire, PA (Mailing

Address: P. O. Box 67676, Harrisburg, PA 17106-7676) and publicly opened and read at the date and time indicated for the following Contract:

Contract No. 83-039-RF28—Demolition of Bridge No. B-489 at M. P. 133.04 and Bridge No. B-492 at M. P. 136.91 on the PA Turnpike in Bedford County, PA

Bid Opening Date—September 30, 1997, 11 a.m.

Bid Surety—5%

Plans, Specifications and Contract Documents will be available and open to public inspection at the Administration Building. Copies may be purchased upon payment of \$30 per set by check or P. O. Money Order (No Cash) to the Pennsylvania Turnpike Commission. Attention: Secretary-Treasurer's Office, P. O. Box 67676, Harrisburg, PA 17106-7676. (Do not add State tax). No refund for any reason will be made for plans, specifications and contract documents.

A Prequalification Certification and Maximum Capacity Rating assigned by the Prequalification Committee of the Department of Transportation is a necessary prerequisite for bidding on this project.

Contact the Purchasing Manager for listing of other locations where plans and specs can be inspected.

JAMES F. MALONE, III,  
*Chairperson*

[Pa.B. Doc. No. 97-1380. Filed for public inspection August 22, 1997, 9:00 a.m.]

## Retention of a Developer

### Reference No. 146-111

The Turnpike Commission will consider entering into a long-term (maximum of 50 years) unsubordinated ground lease of 9± total acres in East Cocalico Township, Lancaster County. The property is also adjacent to State Route 272 and Legislative Route 148 Spur. The site is currently vacant and is surrounded by commercial and industrial activity, including motels, restaurants and a Pepperidge Farm manufacturing facility. Access to the current Reading Interchange (No. 21) of the Pennsylvania Turnpike is approximately .8 mile from the site. The Commission will consider proposals from all qualified firms for development of this property.

All interested parties will attend a mandatory meeting scheduled for 11 a.m., October 9, 1997, at the Pennsylvania Turnpike Commission's Eastern Regional Office, located at 251 Flint Hill Road, King of Prussia, PA. The proposals must be received by the Commission at its Harrisburg office by 4 p.m., December 12, 1997.

Firms interested in receiving a copy of the Request for Proposals (RFP) should call Ann Clemens at (717) 986-9685. Requests for RFPs must be received by the Commission by 4 p.m., October 6, 1997.

JAMES F. MALONE, III,  
*Chairperson*

[Pa.B. Doc. No. 97-1381. Filed for public inspection August 22, 1997, 9:00 a.m.]