

NOTICES

DEPARTMENT OF BANKING

Action on Applications

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending December 16, 1997.

BANKING INSTITUTIONS

Charter Applications

| <i>Date</i> | <i>Name of Bank</i> | <i>Location</i> | <i>Action</i> |
|-------------|---|-----------------|---------------|
| 12-16-97 | PSB Interim Bank East Berlin Adams County | East Berlin | Approved |

Consolidations, Mergers and Absorptions

| <i>Date</i> | <i>Name of Bank</i> | <i>Location</i> | <i>Action</i> |
|-------------|--|--|---------------|
| 12-10-97 | Peoples State Bank of Wyalusing Wyalusing Bradford County Purchase of assets/assumption of liabilities of three branch offices of Northern Central Bank, Williamsport, located at: Route 220 P. O. Box A New Albany Bradford County Main Street Ulster Bradford County | Wyalusing Eagles Mere Avenue Eagles Mere Sullivan County | Filed |
| 12-11-97 | Port Richmond Savings, Philadelphia, and Fillmore Building and Loan Association, Philadelphia Surviving Institution— Port Richmond Savings, Philadelphia | Philadelphia | Effective |
| 12-16-97 | Farmers Trust Bank, Lebanon, and Lebanon Valley National Bank, Lebanon Surviving Institution— Farmers Trust Bank, Lebanon, with a change in corporate title to "Lebanon Valley Farmers Bank" | Lebanon | Filed |
| 12-16-97 | Fulton Bank Lancaster Lancaster County Purchase of assets/assumption of liabilities of 11 branch offices of Lebanon Valley Farmers Bank, located at: 922 Columbia Avenue Lancaster Lancaster County | Lancaster 201 West Main Street New Holland Lancaster County | Filed |

| <i>Date</i> | <i>Name of Bank</i> | <i>Location</i> | <i>Action</i> |
|-------------|---|--|---------------|
| | 2296 South Market Street Elizabethtown Lancaster County | 4807 Jonestown Road Harrisburg Dauphin County | |
| | 1713 West Main Street Ephrata Lancaster County | 38 East Roseville Road Lancaster Lancaster County | |
| | 792 New Holland Avenue Lancaster Lancaster County | Route 23 & Summit Drive Silver Spring Lancaster County | |
| | 1212 Cocoa Avenue Hershey Dauphin County | Route 501 at Newport Rd. Lititz Lancaster County | |
| | 1195 Manheim Pike Lancaster Lancaster County | | |

Branch Applications

| <i>Date</i> | <i>Name of Bank</i> | <i>Location</i> | <i>Action</i> |
|-------------|--|--|---------------|
| 12-11-97 | Berks County Bank Reading Berks County | 742 E. Philadelphia Ave. Douglass Township Montgomery County | Filed |
| 12-12-97 | Jefferson Bank Haverford Montgomery County | 7500 Bustleton Avenue Philadelphia Philadelphia County | Filed |

Branch Relocations

| <i>Date</i> | <i>Name of Bank</i> | <i>Location</i> | <i>Action</i> |
|-------------|---|---|----------------------------|
| 12-15-97 | Dauphin Deposit Bank and Trust Company Harrisburg Dauphin County | <i>To:</i> 729 Locust St. West Cornwall Twp. Lebanon County | Authorization Rescinded |
| | | <i>From:</i> 36 Burd Coleman Road Cornwall Lebanon County | |

Branch Discontinuances

| <i>Date</i> | <i>Name of Bank</i> | <i>Location</i> | <i>Action</i> |
|-------------|---|---|---------------|
| 12-12-97 | Dauphin Deposit Bank and Trust Company Harrisburg Dauphin County | 36 Burd Coleman Road Cornwall Lebanon County | Filed |
| 12-15-97 | Dauphin Deposit Bank and Trust Company Harrisburg Dauphin County | 1288 North Mountain Rd. Harrisburg Dauphin County | Filed |
| 12-15-97 | Dauphin Deposit Bank and Trust Company Harrisburg Dauphin County | 20 East Main Street Fairfield Adams County | Filed |
| 12-15-97 | Dauphin Deposit Bank and Trust Company Harrisburg Dauphin County | 1150 Muhlenberg Street Reading Berks County | Filed |

SAVINGS ASSOCIATIONS
Consolidations, Mergers and Absorptions

| <i>Date</i> | <i>Name of Association</i> | <i>Location</i> | <i>Action</i> |
|-------------|---|-----------------|---------------|
| 12-11-97 | Feltonville Building and Loan Association, Philadelphia, and Cornerstone Building and Loan Association, Glenside— Surviving Institution— Feltonville Building and Loan Association, Philadelphia, with a change in corporate title and principal place of business to "Cornerstone-Feltonville Building and Loan Association," Glenside | Philadelphia | Approved |

CREDIT UNIONS

No activity.

RICHARD C. RISHEL,
Secretary

[Pa.B. Doc. No. 97-2084. Filed for public inspection December 26, 1997, 9:00 a.m.]

DEPARTMENT OF BANKING

Maximum Lawful Rate of Interest for Residential Mortgages for the Month of January 1998

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in section 301 of the act of January 30, 1974 (P. L. 13, No. 6) (41 P. S. § 301), hereby determines that the maximum lawful rate of interest for residential mortgages for the month of January, 1998, is 8 3/4%.

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

property which the individual owns and which the individual occupies or has occupied as his principal residence.

Each month the Department of Banking is required by State law to compute and announce the ceiling rate on residential mortgages in this Commonwealth. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board and/or the United States Treasury. The latest yield rate on long-term government securities is 6.18 to which was added 2.50 percentage points for a total of 8.68% that by law is rounded off to the nearest quarter at 8 3/4%.

RICHARD C. RISHEL,
Secretary

[Pa.B. Doc. No. 97-2085. Filed for public inspection December 26, 1997, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

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

[National Pollution Discharge Elimination System Program (NPDES)]

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

(Part I Permits)

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

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

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

Following the 30-day comment period, the 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 the specified program. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984.

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

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

PA 0055166. Sewage, **Andrew C. Azzara**, 1650 Mill Road West, Furlong, PA 18925.

This application is for renewal of an NPDES permit to discharge treated sewage from Azzara Residence STP into dry swale tributary to Neshaminy Creek in Buckingham Township, **Bucks County**. This is an existing discharge to Dry Swale to Neshaminy Creek.

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

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

| <i>Parameter</i> | <i>Average Monthly (mg/l)</i> | <i>Instantaneous Maximum (mg/l)</i> |
|-------------------------|--|---|
| CBOD ₅ | | |
| (5-1 to 10-31) | 10 | 20 |
| (11-1 to 4-30) | 20 | 40 |
| Suspended Solids | 10 | 20 |
| Ammonia (as N) | | |
| (5-1 to 10-31) | 3 | 6 |
| (11-1 to 4-30) | 9 | 18 |
| Total Residual Chlorine | monitor/report | monitor/report |
| Fecal Coliform | 200 colonies/100 ml as a geometric average | |
| Dissolved Oxygen | minimum of 2.0 mg/l at all times | |
| pH | within limits of 6.0—9.0 standard units at all times | |

Other Conditions:

The EPA waiver is in effect

Northeast Region: Environmental Protection Manager, Water Management, 2 Public Square, Wilkes-Barre, PA 18711-0790, (717) 826-2553.

PA 0061930. Sewerage, **Golden Oaks Village, Inc.**, R. R. 5, Box 5199, 209 Executive Plaza, East Stroudsburg, PA 18301.

This proposed action is for issuance of an NPDES permit to discharge treated sewage into Black Creek in Kidder Township, **Carbon County**.

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

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

The proposed effluent limits for Outfall 001 based on a design flow of .0497 mgd are:

| <i>Parameter</i> | <i>Monthly Average (mg/l)</i> | <i>Instantaneous Maximum (mg/l)</i> |
|------------------------|-------------------------------------|---|
| CBOD ₅ | 25 | 50 |
| Total Suspended Solids | 30 | 6 |
| NH ₃ -N | | |
| (5-1 to 10-31) | 3 | 6 |
| (11-1 to 4-30) | 9 | 18 |
| Dissolved Oxygen | a minimum of 6 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 | |
| pH | 6.0—9.0 standard units at all times | |

| <i>Parameter</i> | <i>Monthly Average (mg/l)</i> | <i>Instantaneous Maximum (mg/l)</i> |
|-------------------------|-----------------------------------|---|
| Total Residual Chlorine | 1.2 | 2.8 |

The EPA waiver is in effect.

PA 0025224. Sewerage, **St. Clair Sewer Authority**, 16 South Third Street, St. Clair, PA 17970.

This proposed action is for renewal of an NPDES permit to discharge treated sewage into Mill Creek in East Norwegian Township, **Schuylkill County**.

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

The proposed effluent limits for Outfall 001 based on a design flow of 0.68 mgd are:

| <i>Parameter</i> | <i>Monthly Average (mg/l)</i> | <i>Weekly Average (mg/l)</i> | <i>Instantaneous Maximum (mg/l)</i> |
|---|-------------------------------------|----------------------------------|---|
| CBOD ₅ | 25.0 | 40.0 | 50.0 |
| Total Suspended Solids | 30.0 | 45.0 | 60.0 |
| Fecal 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 | | |
| pH | 6.0—9.0 standard units at all times | | |
| Total Residual Chlorine (1st Month—24th Month) | monitor and report | | |
| (25th Month—Expiration) | 1.0 | | 2.0 |

Point sources 002 through 008 serve as combined sewer reliefs necessitated by stormwater entering the sewer system and exceeding the hydraulic capacity of the sewers and/or the treatment plant. In accordance with the Department's EPA approved CSO strategy, a special permit requirement is included in Part C of this permit. The permittee shall develop and submit a plan of action and an implementation schedule as provided for in the permit.

This permit is also subject to the following Part C Special Conditions: Combined Sewer Overflows.

The EPA waiver is in effect.

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

PA 0087718. Industrial waste, SIC: 2421, **Genwove U. S. Ltd.**, Route 915, Intersection I-70, Crystal Spring, PA 15536.

This application is for issuance of an NPDES permit for a new discharge of treated industrial waste to dry ditch and into a natural wetland, in Brush Creek Township, **Fulton County**.

The receiving stream is classified for HQ-CWF, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the proposed downstream potable water supply intake considered during the evaluation was at Saxton located in Raystown Branch at Juniata. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.00075 mgd are:

| <i>Parameter</i> | <i>Average Monthly (mg/l)</i> | <i>Maximum Daily (mg/l)</i> | <i>Instantaneous Maximum (mg/l)</i> |
|------------------|-----------------------------------|---------------------------------|---|
| BOD ₅ | monitor and report | XXX | monitor and report |
| COD | monitor and report | XXX | monitor and report |
| Total Zinc | monitor and report | XXX | monitor and report |
| Total Copper | monitor and report | XXX | monitor and report |
| pH | | 6.0—9.0 su | |

The EPA waiver is in effect.

The proposed effluent limits for Outfall 002 for stormwater are:

| <i>Parameter</i> | <i>Units</i> | <i>Sample Type</i> | <i>Measuring Frequency</i> |
|-------------------------------|--------------|--------------------|--------------------------------|
| CBOD ₅ | mg/l | 1 grab | 1/6 months |
| COD | mg/l | 1 grab | 1/6 months |
| Oil and Grease | mg/l | 1 grab | 1/6 months |
| pH | S.U. | 1 grab | 1/6 months |
| Nitrate plus Nitrite Nitrogen | mg/l | 1 grab | 1/6 months |
| Total Suspended Solids | mg/l | 1 grab | 1/6 months |
| Dissolved Iron | mg/l | 1 grab | 1/6 months |

The EPA waiver is in effect.

Northcentral Region: Environmental Program Manager, Water Management Program, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448, (717) 327-3666.

PA 0209520. Sewerage, SIC: 4952, **LeRaysville Borough**, P. O. Box 42, LeRaysville, PA 18829-0042.

This proposed action is for new of an NPDES permit for a new discharge of treated sewage wastewater to Unnamed Tributary of Rockwell Creek in LeRaysville Borough, **Bradford County**.

The receiving stream is classified for the following uses: warm water fishes, aquatic life, water supply and recreation. For the purposes of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is assumed to be NY/PA border.

The proposed effluent limits for Outfall 001, based on a design flow of 0.035 mgd, are:

| <i>Parameter</i> | <i>Average Monthly (mg/l)</i> | <i>Average Weekly (mg/l)</i> | <i>Instantaneous Maximum (mg/l)</i> |
|--------------------------------|-----------------------------------|--------------------------------------|---|
| CBOD ₅ | 25 | 40 | 50 |
| TSS | 30 | 45 | 60 |
| Ammonia-N | | | |
| (6-1 to 10-31) | 3 | 4.5 | 6 |
| (11-1 to 5-31) | 9 | 13.5 | 18 |
| Total Cl ₂ Residual | 0.3 | | 0.8 |
| Fecal Coliforms | | | |
| (5-1 to 9-30) | | 200 col/100 ml as a geometric mean | |
| (10-1 to 4-30) | | 2,000 col/100 ml as a geometric mean | |
| pH | | 6.0—9.0 at all times | |

The EPA waiver is in effect.

PA 0209511. SIC: 4952, **Sullivan Township**, P. O. Box 84, Mainesburg, PA 16932.

This proposed action is for a new NPDES permit for discharge of treated sewage to Corey Creek in Sullivan Township, **Tioga County**.

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

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the downstream potable water supply (PWS) considered during the evaluation is located at Mansfield.

The proposed effluent limits for Outfall 001, based on a design flow of 0.015 mgd, are:

| <i>Parameter</i> | <i>Average Monthly (mg/l)</i> | <i>Average Weekly (mg/l)</i> | <i>Instantaneous Maximum (mg/l)</i> |
|-------------------------|-----------------------------------|-------------------------------------|---|
| CBOD ₅ | 25 | 40 | 50 |
| Suspended Solids | 30 | 45 | 60 |
| Total Chlorine Residual | 1.0 | | 2.3 |
| 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 | |

The EPA waiver is in effect.

PA 0209546. Sewerage, SIC: 4952, **Gerhard Scherffel**, R. D. 1, Box 247, Mansfield, PA 16933.

This proposed action is for issuance of an NPDES permit for a new discharge of treated sewage wastewater to unnamed tributary of North Elk Run in Charleston Township, **Tioga County**.

The receiving stream is classified for the following uses: warm water fishery, aquatic life, water supply and recreation. For the purposes of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply (PWS) considered during the evaluation is the PA/NY border located on the Tioga River 30 river miles downstream.

The proposed effluent limits for Outfall 001, based on a design flow of 1,300 mgd, are:

| <i>Parameter</i> | <i>Average Monthly (mg/l)</i> | <i>Average Weekly (mg/l)</i> | <i>Instantaneous Maximum (mg/l)</i> |
|-------------------------------|-----------------------------------|------------------------------------|---|
| CBOD ₅ | 10 | | 20 |
| TSS | 20 | | 40 |
| Free Cl ₂ Residual | | report | |
| Fecal Coliforms | | 200 col/100 ml as a geometric mean | |
| pH | | 6.0—9.0 at all times | |

The EPA waiver is in effect.

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

PA 0204943. Industrial waste, SIC: 4914, **Borough of Glen Campbell**, P. O. Box 43, Glen Campbell, PA 15742-0043.

This application is for renewal of an NPDES permit to discharge treated process water from Glen Campbell in Glen Campbell Borough, **Indiana County**.

The following effluent limitations are proposed for discharge to the receiving waters, unnamed tributary to Cush Creek, classified as a cold water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply (PWS) is Clearfield Municipal Authority, located at Clearfield, 46 miles below the discharge point.

Outfall 001: existing discharge, design flow of 0.0009 mgd.

| <i>Parameter</i> | <i>Mass (lb/day)</i> | | <i>Concentration (mg/l)</i> | | |
|---|--|----------------------|-----------------------------|----------------------|------------------------------|
| | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Instantaneous Maximum</i> |
| Flow (mgd) | monitor and report | | | | |
| Aluminum | | | 4.0 | | 8.0 |
| Iron | | | 2.0 | | 4.0 |
| Manganese | | | 1.0 | | 2.0 |
| Total Suspended Solids | | | 30 | | 60 |
| Total Residual Chlorine (1st month—36th month) | | | monitor and report | | |
| (37th month—expiration) | | | 0.5 | | 1.25 |
| 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 0222399. Industrial waste, SIC: 4151, **Decker Transportation, Inc.**

This application is for a new NPDES permit, to discharge industrial waste to an unnamed tributary to Kiantone Creek in Farmington Township, **Warren County**. This is a new discharge.

The receiving water is classified for the following uses: CWF, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Emlenton Water Company on the Allegheny River located at Emlenton, approximately 138 miles below point of discharge.

The proposed discharge limits, based on a design flow of 0.0186 mgd, are:

Outfall No. 002

| <i>Parameter</i> | <i>Average Monthly (mg/l)</i> | <i>Maximum Daily (mg/l)</i> | <i>Instantaneous Maximum (mg/l)</i> |
|-------------------------|-------------------------------|-----------------------------|-------------------------------------|
| Flow (mgd) | monitor and report | | |
| Oil and Grease | 15 | | 30 |
| CBOD ₅ | 50 | | 100 |
| Dissolved Oxygen | minimum 3.0 mg/l at all times | | |
| Total Residual Chlorine | 0.5 | | 1.2 |
| Lead | 0.057 | | 0.14 |
| Mercury | monitor and report | | |
| Aluminum | 2.0 | | 5.0 |
| Total Iron | 3.5 | | 7.0 |
| Dissolved Iron | 1.2 | | 3.0 |
| pH | 6.0—9.0 at all times | | |

Outfall No. 001

| <i>Parameter</i> | <i>Average Monthly (mg/l)</i> | <i>Maximum Daily (mg/l)</i> | <i>Instantaneous Maximum (mg/l)</i> |
|-------------------|-------------------------------|-----------------------------|-------------------------------------|
| CBOD ₅ | monitor and report | | |
| Oil and Grease | monitor and report | | |
| pH | monitor and report | | |

The EPA waiver is not in effect.

Proposed NPDES Permit Renewal Actions for Minor Sewage Discharges

The following parties have applied to renew their current NPDES permits to allow the continued discharge of controlled wastewater into the surface waters of this Commonwealth. The Department of Environmental Protection (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, 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 Manager 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> |
|------------------|--|------------------------------------|-------------------------|------------------------------------|
| PA 0043028 | Brubaker MHP P. O. Box 248 Cider Press Rd. Manheim, PA 17545-0248 | Lancaster Co. Rapho Twp. | Chickies Creek | TRC |
| PA 0080811 | Mt. View Terrace MHP Box 278 King of Prussia, PA 19406 | York Co. Newberry Twp. | UNT to Conewago Crk. | 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 (Department).

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 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 1 (800) 654-5984.

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

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

2397413. Sewerage. **Nick Kemp**, 1971 Kimberwick Road, Media, PA 19063. Construction of a sewage treatment plant to serve Kemp residence located in Upper Providence Township, **Delaware County**.

0997410. Sewerage. **Township of Buckingham**, P. O. Box 413, Buckingham, PA 18912-0413. Construction to upgrade existing pump station located in Buckingham Township, **Bucks County**.

2397414. Sewerage. **Concord One Associates**, 234 North James Street, Newport, DE 19804. Modifications to the on site wastewater treatment plant to serve Chadds Ford Ramada Inn located in Concord Township, **Delaware County**.

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

A. 0183401 (97-1). Sewage, submitted by **Littlestown Borough Authority**, 46 East King Street, Littlestown, PA 17340-1612 in Union Township, **Adams County** to rerate their existing wastewater treatment plant was received in the Southcentral Region on December 1, 1997.

A. 66S040 (97-1). Sewage, submitted by **Borough of Bernville**, P. O. Box 73, Bernville, PA 19506 in Bernville Borough, **Berks County** to construct and install a chlorination/dechlorination treatment facility was received in the Southcentral Region on December 1, 1997.

A. 2179410 (97-1). Sewage, submitted by **Carlisle Suburban Authority**, 240 Clearwater Drive, Carlisle, PA 17013 in North Middleton Township, **Cumberland County** to rerate their existing wastewater treatment plant was received in the Southcentral Region on November 26, 1997.

A. 0173403 (97-1). Sewage, submitted by **New Oxford Municipal Authority**, 409 Water Works Road, New Oxford, PA 17350-1511 in Oxford Township, **Adams County** to construct alterations and additions to its wastewater treatment plant to increase the hydraulic and organic capacity was received in the Southcentral Region on December 2, 1997.

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

A. 6377209, Amendment No. 1. Industrial waste, **Allegheny Power**, 800 Cabin Hill Dr., Greensburg, PA 15601. Application for the construction and operation of a wastewater treatment facility to serve the Mitchell Power Station located in the Township of Union, **Washington County**.

A. 0279411. Sewerage, **McCandless Township Sanitary Authority**, 9600 Perry Highway, Pittsburgh, PA 15237. Application for the replacement of the existing wetwell/drywell pump station with a submersible pump station which will include installation of metering capabilities and emergency generator for backup to serve the Busch Pump Station Upgrade Project located in the Township of McCandless, **Allegheny County**.

A. 0497406. Sewerage, **Virginia Pagani**, 267 West High St., East Palesting, OH 44413. Application for the construction and operation of a single residence plant to serve the Pagani Residence located in the Township of South Beaver, **Beaver County**.

A. 3297409. Sewerage, **Glen Gomish**, R. R. 2, Box 880, Homer City, PA 15748. Application for the construction and operation of a single residence sewage treatment plant to serve the Gomish Residence, located in the Township of Black Lick, **Indiana County**.

A. 5697404. Sewerage, **RoxCoal, Inc.**, 2851 Stoystown Rd., Friedens, PA 15541. Application for the construction and operation of a Sewage Treatment Plant to serve the Barbara No. 2 Mint located in the Township of Stonycreek, **Somerset County**.

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

WQM Permit No. 6297410. Sewage, **Fred J. and Katherine Kemp Jensen**, SRSTP, R. D. 1, Box 14A,

Columbus, PA 16405. This project is for the construction of a single residence sewage treatment plant in Columbus Township, **Warren County**.

INDIVIDUAL PERMITS (PAS)

The following parties have applied for an NPDES permit to discharge stormwater from a proposed construction activity into the surface waters of this Commonwealth. Unless otherwise indicated, on the basis of preliminary review and application of lawful standards and regulations, the Department of Environmental Protection (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 of 40 CFR 123.24(d).

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 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 Department of the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held if the responsible office considers the public response significant.

Following the 30-day comment period, the Water Management Program Manager will make a final determination regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time this determination may be 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 office noted above the application.

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

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

NPDES Permit No. PAS10-G296. Stormwater. **Toll Brothers**, 3103 Philmont Avenue, Huntingdon Valley, PA 19006, has applied to discharge stormwater from a construction activity located in West Whiteland Township, **Chester County**, to Valley Creek.

NPDES Permit No. PAS10-T097. Stormwater. **The Cutler Group, Inc.**, 5 Sentry Parkway West, Suite 100, Blue Bell, PA 19422, has applied to discharge stormwater from a construction activity located in Lower Providence Township, **Montgomery County** to an unnamed tributary to Skippack Creek.

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

Lehigh County Conservation District, District Manager, Lehigh Ag. Center, Ste. 102, 4184 Dorney Park Road, Allentown, PA 18104, (610) 391-9583.

NPDES Permit PAS10Q147. Stormwater. **Jaindl Land Company**, 3150 Coffeetown Road, Orefield, PA 18069 has applied to discharge stormwater from a construction activity located in Upper Macungie Township, **Lehigh County**, to Little Lehigh Creek.

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

NPDES Permit PAS10U085. Stormwater. **James Carty**, 2796 Mountain View Avenue, Bath, PA 18014 has applied to discharge stormwater from a construction activity located in Bushkill Township, **Northampton County**, to Bushkill Creek.

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

NPDES Permit PAS10L016. Stormwater. **Lewis T. Indof**, 609 Vernon Street, Belle Vernon, PA 15012 has applied to discharge stormwater from a construction activity located in Franklin Township, **Fayette County**, to Virgin Run Lake.

NPDES Permit PAS10L017. Stormwater. **Nullan, Inc., c/o James Filiaggi**, P. O. Box 229, Mt. Braddock, PA 15465 has applied to discharge stormwater from a construction activity located in North Union Township, **Fayette County**, to Jennings Run.

NPDES Permit PAS10L018. Stormwater. **John Hankins**, Walnut Street, Hopwood, PA 15445 has applied to discharge stormwater from a construction activity located in South Union Township, **Fayette County**, to an unnamed tributary Redstone Creek.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

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 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 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's 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:

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

Svedala (Kennedy Van Saun) AEC-5, Borough of Danville, **Montour County**. Robert G. Gaibrois, on behalf of his client, Svedala (Kennedy Vana Saun), 20965 Crossroads Circle, Waukesha, WI 53186 has submitted a Notice of Intent to Remediate soil contaminated with lead, PHCs and PAHs. The applicant proposes to remediate the site to meet the Statewide health standard. A summary of the Notice of Intent to Remediate was reported to have been published in *The Danville News* on November 20, 1997.

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

Distribution Pole 27029S33657, Swatara Township, **Dauphin County**. **Pennsylvania Power & Light, Inc.**, Two North Ninth Street, Allentown, PA 18101-1179, has submitted a Notice of Intent to Remediate site soils contaminated with PCBs. The applicant proposes to remediate the site to meet the Statewide health standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Harrisburg Patriot News* on September 30, 1997.

Golden Triangle Shopping Center, Manheim Township, **Lancaster County**. Triangle Center Associates, c/o Brentway Management, 44 South Bayles Avenue, Port Washington, NY 11050 has submitted a Notice of Intent to Remediate site soils contaminated with heavy metals, BTEX and PAHs. The applicant proposes to remediate the site to meet the Statewide health standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Lancaster New Era* and *Lancaster Intelligencer Journal* during the week of December 8, 1997.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 2

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

Sections 304 and 305 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* an ac-

knowledge 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, a municipality may request to be involved in the development of the remediation and reuse plans for the site if the request is made within 30 days of the date specified. During this comment period, a municipality may request that the person identified, as the remediator of a site, develop and implement a public involvement plan. Requests to be involved, and comments, should be directed to the remediator of a site. For further information concerning the content of a Notice of Intent to Remediate, contact the Department's 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:

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

Golden Triangle Shopping Center, Manheim Township, **Lancaster County**. Triangle Center Associates, c/o Brentway Management, 44 South Bayles Avenue, Port Washington, NY 11050 has submitted a Notice of Intent to Remediate site groundwater contaminated with heavy metals, BTEX and PAHs. The applicant proposes to remediate the site to meet the site-specific standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Lancaster New Era* and *Lancaster Intelligencer Journal* during the week of December 8, 1997.

Former Hamburg Coal Gas Plant Site, Hamburg Borough, **Berks County**. **GPU Energy**, P. O. Box 16001, Reading, PA 19640-0001 has submitted a Notice of Intent to Remediate site soils contaminated with PAHs. The applicant proposed to remediate the site to meet the site-specific standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Reading Eagle Times* on November 28, 1997.

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

Dyno Mobile, Inc., Borough of Donora, **Washington County**. Dyno Mobile, Inc., 11th floor, Crossroads Tower, Salt Lake City, UT 84144 and Martha Fleming, Environmental Strategies Corporation, 4 Penn Center West, Suite 315, Pittsburgh, PA 15276 has submitted a Notice of Intent to Remediate groundwater contaminated with ammonia nitrate. The applicant proposes to remediate the site to meet a site-specific standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Valley Independent* on September 30, 1997.

Mobile Oil Corporation, Terminal 37-003, McKees Rocks Borough, **Allegheny County**. Charles Kominas, Mobile Oil Corporation, 10617 Braddock Road, Fairfax, VA 22032 has submitted a Notice of Intent to Remediate soil and groundwater contaminated with PAHs, PHCs, lead, heavy metal and BTEX. The applicant proposes to remediate the site to meet a site-specific standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Pittsburgh Post Gazette* on October 4, 1997.

SOLID AND HAZARDOUS WASTE

RESIDUAL WASTE PROCESSING FACILITIES

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

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

A. 101661. Eagle Enterprises Municipal Transfer Facility, Eagle Terminal, 7777 State Road, Philadelphia, PA 19136. On December 8, 1997 the Southeast Regional Office received a new application from the above facility located in the City of Philadelphia.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

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

A. 300808. Boose Aluminum Landfill, Boose Aluminum Foundry, (77 North Reamstown Road, P. O. Box 261, Reamstown, PA 17567). Application for closure of a residual waste landfill in East Cocalico Township, **Lancaster County**. Application determined to be administratively complete in the Regional Office December 5, 1997.

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

I. D. No. WMGR038. Magnum Industries, Inc., Box 622, Spangler, PA 15775. Operation of a waste tire processing facility to process passenger car tires into tire

chips for use as feedstock in the manufacturing of consumer products. Registration completed on December 9, 1997.

AIR POLLUTION OPERATING PERMITS

Operating Permit applications received under the Air Pollution Control Act (35 P. S. §§ 4001—4015).

Southcentral Regional Office, Air Quality Program, One Ararat Blvd., Harrisburg, PA 17110, (717) 657-4587.

06-302-141D: Sunsweet Growers, Inc. (P. O. Box 608, Fleetwood, PA 19522) for the operation of three boilers in Fleetwood, **Berks County**. Two boilers are subject to 40 CFR 60, Subpart Dc, Standards of Performance for New Stationary Sources.

06-309-001B: Glen-Gery Corporation (P. O. Box 340, Shoemakersville, PA 19555) for a brick manufacturing facility controlled by one cyclone and eight fabric collectors in Perry Township, **Berks County**.

06-319-077C: General Battery Corporation (P. O. Box 13995, Reading, PA 19612-3995) for two lead pots controlled by a wet scrubber in Laureldale, **Berks County**.

21-320-010A: Fry Communications, Inc. (800 West Church Road, Mechanicsburg, PA 17055) for five lithographic printing presses controlled by two catalytic incinerators at Plant No. 2, Building No. 3 in Mechanicsburg Borough, **Cumberland County**.

36-310-006A: Binkley and Ober, Inc. (P. O. Box, Petersburg, PA 17520) for the installation of a primary jaw crusher controlled by a wet suppression system in East Hempfield Township, **Lancaster County**.

36-317-221: Wenger's Feed Mill, Inc. (113 West Harrisburg Avenue, Rheems, PA 17507) for the Pellet Mill Cooler controlled by a cyclone located in Mount Joy Borough, **Lancaster County**.

36-323-004A: Ross Engineering Company (104 North Maple Avenue, Leola, PA 17540) for sandblasting operation controlled by a fabric collector located in Upper Leacock Township, **Lancaster County**.

38-323-006: Aluminum Company of America (3000 State Drive, Lebanon, PA 17042) for the Refractory Machining/Fabrication System controlled by a fabric filter located in South Lebanon Township, **Lebanon County**.

67-304-035A: American Colloid Company (600 Lincoln Street, York, PA 17404) for a Additrol Blending Facility/Coal Mill System controlled by a fabric collector located in York City, **York County**.

67-310-004D: Medusa Minerals Company (P. O. Box 220, Thomasville, PA 17364) for the operation of a limestone crushing/grinding plant in Jackson Township, **York County**. The source is subject to 40 CFR 60, Subpart OOO, Standards of Performance for New Stationary Sources.

67-310-018I: Global Stone PenRoc, Inc. (P. O. Box 1967, York, PA 17405-1967) for the operation of the Roosevelt Avenue Whiting Plant in West Manchester Township, **York County**. This source is subject to 40 CFR 60, Subpart OOO, Standards of Performance for New Stationary Sources.

Northcentral Regional Office, Air Quality Program, 200 Pine Street, Williamsport, PA 17701, (717) 327-3637.

49-320-001: Celotex Corporation (P. O. Box 267, Sunbury, PA 17801) for the operation of an offset fiberboard printing press in the City of Sunbury, **Northumberland County**.

OP-49-0002A: Foster Wheeler Mt. Carmel, Inc. (P. O. Box 490-D, Marion Heights, PA 17832-0490) for the construction of a coal refuse screen and associated diesel engine, as well as for the installation of air cleaning devices (two cartridge collectors) on an ash silo, in Mt. Carmel Township, **Northumberland County**. The coal refuse screen is subject to Subpart Y of the Federal Standards of Performance for New Stationary Sources.

PLAN APPROVALS

Plan Approval applications received under the Air Pollution Control Act (35 P. S. §§ 4001—4015).

Southcentral Regional Office, Air Quality Program, One Ararat Blvd., Harrisburg, PA 17110, (717) 657-4587.

21-310-031A: Valley Quarries, Inc. (P. O. Box J, Chambersburg, PA 17201) for modification of an existing limestone crushing plant in Southampton Township, **Cumberland County**. The plant is subject to 40 CFR 60, Subpart OOO, Standards of Performance for New Stationary Sources.

21-329-001: Naval Inventory Control Point—Mechanicsburg (Code M0815, P. O. Box 2020, Mechanicsburg, PA 17055-0788) for the installation of emergency generators in Hampden Township, **Cumberland County**.

36-317-083A: M & M/Mars, Inc. (295 Brown Street, Elizabethtown, PA 17022) for the modification of a dry milk storage and handling system in Elizabethtown, **Lancaster County**.

Northcentral Regional Office, Air Quality Program, 200 Pine Street, Williamsport, PA 17701, (717) 327-3637.

17-399-020: Eagle Environmental II, L. P. (9 Logan Blvd., Altoona, PA 16602) for the construction of a residual waste landfill (Royal Oak Landfill) and associated landfill gas collection and flaring system and stone crushing and screening operation in Chest Township, **Clearfield County**. The stone crushing and screening operation will be subject to Subpart OOO of the Federal Standards of Performance for New Stationary Sources.

REASONABLY AVAILABLE CONTROL TECHNOLOGY

(RACT)

Operating Permit applications received 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.

Southeast Regional Office, Air Quality Program, 555 North Lane, Conshohocken, PA 19428, (610) 832-6242.

OP-09-0020: Naval Air Warfare Center—Aircraft Division (Street Road and Jacksonville Road, Warminster, PA 18974) for Synthetic Minor NOx Facility in Warminster, **Bucks County**.

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

39-0031: Stanley Storage Systems, Inc. (11 Grammes Road, P. O. Box 1151, Allentown, PA 18103) for the approval of the VOC RACT determination of the metal parts paint line located in Allentown, **Lehigh County**.

MINING

APPLICATIONS TO CONDUCT COAL AND NONCOAL ACTIVITIES

The Bureau of Deep Mine Safety has received a request for variance from **Cyprus Emerald Resources Corporation**. The following notification contains a summary of this request. Complete copies of the variance request may be obtained from Matthew A. Bertovich by calling (412) 439-7469.

The Department of Environmental Protection (Department) is publishing a summary of the request in order to solicit comments from affected parties on the proposed variance request. Comments may be used by the Bureau to assist in its investigation of the variance request. Comments will be accepted for 30 days following the publication of this notice. All comments should be addressed to: Richard E. Stickler, Director, Bureau of Deep Mine Safety, Fayette County Health Center, 100 New Salem Road, Room 167, Uniontown, PA 15401.

Section 702 of the Bituminous Coal Mine Act (act) (52 P. S. §§ 701—702) provides a mechanism for operators to obtain variances from specific requirements of the act to accommodate the adoption of new machinery, equipment, tools, supplies, methods or processes.

Section 268(b) requires that shelter holes be provided on the clearance side along designated travelingways that are also used as haulage entries, other than belt conveyor haulage entries. The shelter holes shall be spaced not more than 80-feet apart.

Summary of the request: Cyprus Emerald Resources Corporation is requesting an increase in shelter hole distances to 150 feet for its non-gate road haulage development.

The Bureau of Deep Mine Safety has received a request for variance from **Tanoma Mining Company, Inc.** The following notification contains a summary of this request. Complete copies of the variance request may be obtained from Matthew A. Bertovich by calling (412) 439-7469.

The Department of Environmental Protection (Department) is publishing a summary of the request in order to solicit comments from affected parties on the proposed variance request. Comments may be used by the Bureau to assist in its investigation of the variance request. Comments will be accepted for 30 days following the publication of this notice. All comments should be addressed to: Richard E. Stickler, Director, Bureau of Deep Mine Safety, Fayette County Health Center, 100 New Salem Road, Room 167, Uniontown, PA 15401.

Section 702 of the Bituminous Coal Mine Act (act) (52 P. S. §§ 701—702) provides a mechanism for operators to obtain variances from specific requirements of the act to accommodate the adoption of new machinery, equipment, tools, supplies, methods or processes.

Section 221(d) requires that in case of accident to a ventilating fan or its machinery, or if the fan stoppage is a planned interruption whereby the ventilation of the mine is interrupted, the mine foreman shall order the

power to be disconnected from the affected portions and withdraw the men immediately from the face areas. In mines employing the use of multiple fans equipped with self-closing doors which operate automatically when the fan is stopped, the action need not be taken provided the minimum requirements are met by other fans of the system. If the fan has been stopped for a period of time in excess of 15 minutes in a gassy mine, and 30 minutes in a non-gassy mine, the mine foreman shall order the men withdrawn from the mine. If the mine foreman shall deem it necessary, he may withdraw the men from a gassy mine in less than the said 15 minutes and from a non-gassy mine in less than the said 30 minutes. He shall not allow the men to return to their work until ventilation has been restored and the mine has been thoroughly examined by certified personnel and reported safe. A record shall be made of said examination.

Summary of the request: Tanoma Mining Company requests a waiver of section 221(d) of the Bituminous Coal Mine Act. This waiver will provide accommodations for the evacuation of men from the mine by way of battery-powered personnel carriers and/or mantrips.

The Bureau of Deep Mine Safety has received a request for variance from **TJS Mining, Inc.** The following notification contains a summary of this request. Complete copies of the variance request may be obtained from Matthew A. Bertovich by calling (412) 439-7469.

The Department of Environmental Protection (Department) is publishing a summary of the request in order to solicit comments from affected parties on the proposed variance request. Comments may be used by the Bureau to assist in its investigation of the variance request. Comments will be accepted for 30 days following the publication of this notice. All comments should be addressed to: Richard E. Stickler, Director, Bureau of Deep Mine Safety, Fayette County Health Center, 100 New Salem Road, Room 167, Uniontown, PA 15401.

Section 702 of the Bituminous Coal Mine Act (act) (52 P. S. §§ 701—702) provides a mechanism for operators to obtain variances from specific requirements of the act to accommodate the adoption of new machinery, equipment, tools, supplies, methods or processes.

Section 221(d) requires that in case of accident to a ventilating fan or its machinery, or if the fan stoppage is a planned interruption whereby the ventilation of the mine is interrupted, the mine foreman shall order the power to be disconnected from the affected portions and withdraw the men immediately from the face areas. In mines employing the use of multiple fans equipped with self-closing doors which operate automatically when the fan is stopped, the action need not be taken provided the minimum requirements are met by other fans of the system. If the fan has been stopped for a period of time in excess of 15 minutes in a gassy mine, and 30 minutes in a non-gassy mine, the mine foreman shall order the men withdrawn from the mine. If the mine foreman shall deem it necessary, he may withdraw the men from a gassy mine in less than the said 15 minutes and from a non-gassy mine in less than the said 30 minutes. He shall not allow the men to return to their work until ventilation has been restored and the mine has been thoroughly examined by certified personnel and reported safe. A record shall be made of said examination.

Summary of the request: TJS Mining, Inc. requests a waiver of section 221(d) of the Bituminous Coal Mine Act. This waiver will provide accommodations for the evacuation of men from the Darmac #2 Mine by way of battery-powered personnel carriers and/or mantrips.

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 the 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 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 Chapters 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

56870107. Permit Renewal, Action Mining, Inc. (1117 Shaw Mines Road, Meyersdale, PA 15552), commencement, operation and restoration of bituminous strip mine, for reclamation, only in Summit Township, **Somerset County**, affecting 141.0 acres, receiving streams unnamed tributary to Blue Lick Creek and an unnamed tributary to the Casselman River; application received December 8, 1997.

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

03910116R. Ancient Sun, Inc. (P. O. Box 129, Shippenville, PA 16254). Renewal application received for continued reclamation of a bituminous surface mine located in Mahoning Township, **Armstrong County**. Receiving streams: unnamed tributary to Mahoning Creek to the Allegheny River. Renewal application received: December 8, 1997.

26920106R. Harry Lee and Rolland Herring (R. D. 1, Box 181, Masontown, PA 15461). Renewal application received for continued operation and reclamation of a bituminous surface mine located in Nicholson Township, **Fayette County**. Receiving streams: Jacobs Creek Watershed. Renewal application received: December 8, 1997.

03920109R. Thomas J. Smith, Inc. (R. D. 1, Box 260-D, Shelocta, PA 15774). Renewal application received for continued reclamation of a bituminous surface mine located in Plumcreek Township, **Armstrong County**. Receiving stream: Plum Creek. Renewal application received: December 10, 1997.

03930104R. Dutch Run Coal, Inc. (R. R. 2, Box 366, Shelocta, PA 15774). Renewal application received for continued reclamation of a bituminous surface mine located in Plumcreek Township, **Armstrong County**. Receiving streams: Dutch Run and Plum Creek. Renewal application received: December 10, 1997.

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

57970101. Capital Coal Co., Inc. (P. O. Box 1, Mildred, PA 18632), commencement, operation and restoration of a bituminous surface mine-coal refuse disposal permit in Colley Township, **Sullivan County** affecting 128.4 acres, receiving streams: Loyalsock Creek; application received November 12, 1997.

17753050. River Hill Coal Co., Inc. (P. O. Box 141, Kylertown, PA 16847), revision to an existing bituminous surface mine permit for a change in permit acreage from 715.8 to 727.6 acres receiving streams: Saltlick Run and unnamed tributaries to Saltlick Run; application received November 7, 1997.

17960104. Sky Haven Coal, Inc. (R. D. 1, Box 180, Penfield, PA 15849), revision to an existing bituminous surface mine permit for a stream variance near Hagarty's Crossroads approximately 2,400 feet west of the intersection of Routes S. R. 0729 and S. R. 2002, Beccaria Township, **Clearfield County**. Approximately 100 feet of the intermittent stream to Cofinan Run will be mined through and the channel reconstructed. Said activities will commence approximately 700 feet south of S. R. 0729; application received November 13, 1997.

59870101. Antrim Mining, Inc. (P. O. Box 38, Blossburg, PA 16912), renewal of an existing bituminous surface mine permit in Duncan Township, **Tioga County**

affecting 325.4 acres, receiving streams: Smallpox Creek to Rock Run; Rock Run to Babb Creek; and Rolling Run to Babb Creek; Babb Creek to Pine Creek, Pine Creek to West Branch Susquehanna River, West Branch Susquehanna River to Susquehanna River; application received November 17, 1997.

17930117. Al Hamilton Contracting Co. (R. D. 1, Box 87, Woodland, PA 16881), major revision to an existing bituminous surface mine permit to apply biosolids (stabilized sewage sludge) to enhance vegetation. A variance is also being requested for the application of biosolids within the 100 foot barrier for Surveyor Run and the unnamed tributaries to Surveyor Run. This variance is to apply only to those areas affected by the reclamation activity, Goshen and Girard Townships, **Clearfield County** affecting 345.6 acres; application received December 3, 1997.

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

Noncoal Applications Received

26970401. Laurel Aggregates, Inc. (P. O. Box 23, Gans, PA 15439). Application received for commencement, operation and reclamation of a large noncoal (limestone) surface mine located in Springhill Township, **Fayette County**, proposed to affect 153.0 acres. Receiving streams: Rubles Run. Application received: December 3, 1997.

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

Industrial Minerals NPDES Permit Renewal Applications Received

4275SM20. U. S. Silica Company (P. O. Box 187, Berkeley Springs, WV 25411) renewal of NPDES Permit No. PA0125334, Brady Township, **Huntingdon County**, receiving streams Juniata River; Saddler Creek; unnamed tributary of Shaughnessy Run; and unnamed tributary of Flush Run. NPDES renewal application received December 8, 1997.

4273SM6. Grannas Brothers Stone & Asphalt Co., Inc. (P. O. Box 488, Hollidaysburg, PA 16648) renewal of NPDES Permit No. PA0212555, Frankstown Township, **Blair County**, receiving streams unnamed tributary to Brush Creek. NPDES renewal application received December 9, 1997.

40A76SM9. Keystone Lime Company, Inc. (P. O. Box 278, Springs, PA 15562) renewal of NPDES Permit No. PA0212491, Elk Lick Township, **Somerset County**, receiving streams Glade Run (High Point Lake). NPDES renewal application received December 5, 1997.

APPLICATIONS RECEIVED UNDER SECTION 401: FEDERAL WATER POLLUTION CONTROL ACT

ENCROACHMENTS

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

E46-789. Encroachment. **Allen and Virginia Gehret**, 50 West Indian Lane, Port Indian, PA 19403-3226. To construct and maintain approximately 165 linear feet of reinforced concrete bulkhead along the Schuylkill River (WWF-MF) to provide bank stabilization along the Gehret Property located at 50 W. Indian Lane (Valley Forge USGS Quadrangle N: 21.1 inches; W: 3.5 inches) in West Norriton Township, **Montgomery County**.

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

E13-107. Encroachment. **Jim Thorpe Municipal Authority**, 101 East Tenth Street, Jim Thorpe, PA 18229. To remove the existing structure and to construct and maintain a 24-foot × 6-foot concrete box culvert depressed 0.5 foot below stream bed elevation in Mauch Chunk Creek (CWF). The project associated with the Jim Thorpe west side water filtration plant and is located on the north side of S. R. 3012 approximately 0.8 mile east of the intersection of S. R. 3014 (Nesquehoning, PA Quadrangle N: 19.3 inches; W: 2.0 inches) in Jim Thorpe Borough, **Carbon County** (Philadelphia District, Army Corps of Engineers).

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

E01-186. Encroachment. **New Oxford Municipal Authority**, Earl Mummert, 409 Water Works Road, New Oxford, PA 17350. To relocate 540 feet of stream channel of an unnamed tributary to South Branch Conewago Creek by means of constructing and maintaining a 48-inch diameter by 698-foot long reinforced concrete pipe (RCP) enclosure in order to construct additional facilities at the existing waste water treatment plant located about 3,000 feet northwest of New Oxford Borough (McSherrystown, PA Quadrangle N: 21.0 inches; W: 9.3 inches) in Oxford Township, **Adams County**.

E01-187. Encroachment. **Department of Conservation and Natural Resources, Bureau of Forestry, District 1**, Marcus Snyder, 400 Rachel Carson Building, P. O. Box 8451, Harrisburg, PA 17105. To remove the existing structure and to construct and maintain a single

span bridge having a span of 35 feet with an underclearance of 5 feet across Carbaugh Run located downstream of Carbaugh Run Dam (Iron Spring, PA Quadrangle N: 22.2 inches; W: 10.5 inches) in Franklin Township, **Adams County**.

E05-255. Encroachment. **Potomac Trail Club**, Ed NcKnew, 118 Park Street, Vienna, VA 22180. To construct and maintain a twin 57" × 38" (4.75' × 3.16') corrugated metal arch culvert in the channel of an unnamed tributary to Piney Creek in order to construct a driveway for the Club located about 1.9 miles southeast of Millers Corners (Chaneyville, PA Quadrangle N: 9.1 inches; W: 4.0 inches) in Mann Township, **Bedford County**.

E21-276. Encroachment. **Department of Conservation and Natural Resources, Bureau of Forestry, District 1**, Marcus Snyder, 400 Rachel Carson Bldg., 8th Floor, Harrisburg, PA 17105. To remove the existing structure and to construct and maintain a single span bridge having a span of 30 feet with an underclearance of 5 feet over Mountain Creek on Woodrow Road located about 500 feet north from its intersection with PA 233 (Dickinson, PA Quadrangle N: 2.0 inches; W: 13.3 inches) in Cooke Township, **Cumberland County**.

E29-075. Encroachment. **Fulton Industrial Development Association**, Margaret Uhrich Taylor, 100 Lincoln Way East, McConnellsburg, PA 17233. To fill in 0.05 acre of de minimis wetland to construct and maintain a twin 106-inch × 73-inch (8.83-foot × 6.08-foot) corrugated metal pipe arch culvert in the channel of an unnamed tributary to Big Cove Creek in order to construct a roadway of a proposed business park located about 2,800 feet south of McConnellsburg Borough (McConnellsburg, PA Quadrangle N: 9.1 inches; W: 17.32 inches) in Ayr Township, **Fulton County**. The amount of wetland impact is considered de minimis and wetland mitigation is not required.

E36-644. Encroachment. **Manheim Township**, Nelson Rohrer, 1840 Municipal Drive, Lancaster, PA 17601. To remove two existing highway structures, construct and maintain 190 feet of 4-foot rise × 8-foot span reinforced concrete box culvert in a tributary to Landis Run. The roadway improvement project is in the vicinity of the intersection of Euclid Drive and Sammar Road (Lancaster, PA Quadrangle N: 13.3 inches; W: 3.7 inches) in Manheim Township, **Lancaster County**.

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

E02-440-A2. Encroachment. **McKees Rocks Industrial Enterprises, Inc.**, 149 Nichol Avenue, McKees Rocks, PA 15136. To operate and maintain the existing barge docking facility and to construct and maintain a 35-foot × 360 foot dock expansion in the Ohio River (WWF) (McKees Rocks, PA Quadrangle N: 19.7 inches; W: 8.3 inches) in Stowe Township, **Allegheny County**.

E02-1211. Encroachment. **Dominic and Maria Gliotti**, 11279 Perry Highway, Suite 509, Wexford, PA 15090. To place and maintain fill in approximately 1.4 acres of wetlands (PEM/PSS), to construct and maintain 1.7 acres of replacement wetlands (EM/SS) for the purpose of developing a proposed retail facility. The project is located on the west side of SR 19 approximately 700 feet north of its intersection with Manor Road. An environmental assessment will be done for two nonjurisdictional dams (Mars, PA Quadrangle N: 8.5 inches; W: 1.1 inches) in Pine Township, **Allegheny County**.

E65-680. Encroachment. **Davison Sand and Gravel Company**, 400 Industrial Boulevard, New Kensington,

PA 15068. An aerial crossing consisting of a belt conveyor at the existing Lower Burrell facility of Davison Sand and Gravel Company over Pucketa Creek (TSF) (New Kensington, PA Quadrangle N: 9.2 inches; W: 1.6 inches) in the City of Lower Burrell/Plum Borough in **Westmoreland and Allegheny Counties**.

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

E37-115. Encroachment. **Lawrence County Commissioners**, Court Street, New Castle, PA 16101. To remove the existing single span pony truss bridge and to construct and maintain a prestressed concrete adjacent box beam bridge with a single clear span of 77.2 feet (23.5 meters), a minimum underclearance of 8 feet (2.5 meters) on a 90 degree skew across the North Fork of Little Beaver Creek (HW-CWF, stocked trout) on Wallace Road over the North Fork of Little Beaver Creek approximately 2,000 feet east of the intersection of Wallace Road (T-356), S. R. 3011, and the Conrail rail line (New Galilee, PA Quadrangle N: 21.0 inches; W: 7.0 inches) located in Little Beaver Township, **Lawrence County**.

E62-335. Encroachment. **Sugar Grove Township**, R. D. 3, Box 50, Sugar Grove, PA 16350. To remove the existing 5-foot-diameter and 8-foot-diameter culverts and to place and maintain two 10-foot-diameter culverts on Fiddler Hill Road (T-569) over Patchen Run (CWF). The project is located on Fiddler Hill Road (T-569) over Patchen Run approximately 200 feet east of the intersection of S. R. 0027 and Fiddler Hill Road (T-569) near the village of Matthews Run (Sugar Grove, PA Quadrangle N: 5.8 inches; W: 12.6 inches) located in Sugar Grove Township, **Warren 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 (Department) 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 Secre-

tary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

NPDES Permit No. PA 0051161. Sewage, **Southco Inc.**, 210 North Brinton lake Road, is authorized to discharge from a facility located in Concord Township, **Delaware County**, into West Branch of Chester Creek.

Southcentral Regional Office: Regional Water Management Program Manager, One Ararat Boulevard, Harrisburg, PA 17011, (717) 657-4590.

NPDES Permit No. PA0029297. South Mountain Restoration Center, 10058 South Mountain Road, South Mountain, PA 17261-0999 is authorized to discharge from a facility located in Quincy Township, **Franklin County** to the receiving waters named Rocky Mountain Creek.

NPDES Permit No. PAG053515. Robert Etter, 314 Ringold Street, Waynesboro, PA 17268 is authorized to discharge from a facility located in Washington Township, **Franklin County** to the receiving waters named Red Run.

NPDES Permit No. PA0027189. Lower Allen Township Authority, 120 Limekiln Road, New Cumberland, PA 17070 is authorized to discharge from a facility located in Fairview Township, **York County** to the receiving waters named Susquehanna River.

Permit No. 0694418. Amendment No. 1. Sewerage, **Kutztown Borough**, 45 Railroad Street, Kutztown, PA 19530-1112. Modification to the construction/operation of sewage treatment facilities in Kutztown Borough, **Berks County**.

Permit No. 6790202. Minor Amendment. Industrial waste, **AMP, Inc.**, P. O. Box 3608, Harrisburg, PA 17105-5817. Modifications to the operation of Groundwater Monitoring Wells in Codorus Township, **York County**.

Northcentral Regional Office, 208 West Third Street, Suite 101, Grit Building, Williamsport, PA 17701.

NPDES Permit No. PA0032816. Sewerage, **PA Department of Transportation Bureau of Design**, 7th Floor, Forum Place, Harrisburg, PA 17101-1900. Renewal was granted (Rest Area No. 33) to discharge from a facility located at Green Township, **Clinton County**.

NPDES Permit No. PA0024091. Sewerage, **Millville Municipal Authority**, P. O. Box 30, Millville, PA 17846. Renewal of NPDES permit for the Municipal Authority facility located at Millville Borough, **Columbia County**.

NPDES Permit No. PA0028282-A1. Sewerage, **Eagles Mere Borough Authority**, P. O. Box 393, Eagles Mere, PA 17731-0393. Amendment granted to the Borough Authority facility located at Eagles Mere Borough, **Sullivan County**.

NPDES Permit No. PA0025933. Sewerage, **Lock Haven City Authority**, 20 East Church Street, Lock Haven, PA 17745. Permittee renewed application to discharge from treatment facility located at Lock Haven, **Clinton County**.

NPDES Permit No. PA0115126. Sewerage, **Sheetz Inc.**, 5700 Sixth Avenue, Altoona, PA 16602. Renewal of NPDES permit to discharge treated domestic waste to an unnamed tributary to Pentz Run in Sandy Township, **Clearfield County**. The facility is currently not in operation and the permittee is pumping and hauling. They are planning to connect with DuBois.

NPDES Permit No. PA0112895. Sewerage, **Daniel L. Roeder**, R. R. 1, Box 187A, Catawissa, PA 17820. Renewal of NPDES permit to discharge treated domestic wastewater from a single family residence to unnamed tributary to Mill Creek in Roaring Creek Township, **Columbia County**.

NPDES Permit No. PA0021687. Sewerage, **Wellsboro Municipal Authority**, 28 Crafton Street, Wellsboro, PA 16901. Renewal was granted to the Authority to discharge from a facility located at Wellsboro Borough, **Tioga County**.

NPDES Permit No. PAG044973. Sewerage, **Juan B. Torres and Cheryl L. Wagner**, R. R. 3, Box 462, Catawissa, PA 17820. Transfer of ownership has been completed for single family residence located at Franklin Township, **Columbia County**.

Permit No. WQM 1497404. Sewerage, **William and Dorothy Greer**, P. O. Box 481, Port Matilda, PA 16870. Approved for construction of single residence sewage treatment facility, located at Huston Township, **Centre County**.

Permit No. WQM 1987409-T2. Sewerage, **David M. and Teresa D. Spiwak**, 603 East 4th Street, Bloomsburg, PA 17815. Transfer approval completed for facility located at Mount Pleasant Township, **Columbia County**.

Permit No. WQM 1496409, Amendment 1. Sewerage, **Gregg Township Sewer Authority**, P. O. Box 87, Spring Mills, PA 16875. Standard steel package plant and chlorination-dechlorination replaces original design for facility located at Gregg Township, **Centre County**.

Permit No. WQM 4771403-T1-A2. Sewerage, **Washingtonville Municipal Authority**, P. O. Box 147, Washingtonville, PA 17884. Applicant will add Drimad Sludge Bagging machine to the sludge handling facility located at Derry Township, **Montour County**.

Permit No. WQM 1795408-A25. Sewerage, **Bradford Township**, P. O. Box 79, Woodland, PA 16881. The pilot program of Bradford Township is approved to install treatment system to serve single family residence at Bradford Township, **Clearfield County**.

Permit No. WQM 1795408-A26. Sewerage, **Bradford Township**, P. O. Box 79, Woodland, PA 16881. Pilot program has been approved to install treatment system to serve single family residence located at Bradford Township, **Clearfield County**.

WQM Permit No. 5991402-T2. Transfer Sewerage, **Robbie D. and Tammy M. Tillotson**, R. R. 1, Box 155A, Roaring Branch, PA 17765. Transfer application for NPDES permit and WQM permit was issued to the above applicant. Facility located at Union Township, **Tioga County**.

WQM Permit No. 1795408-A27. Sewerage, **Bradford Township**, Mona K. Bush, P. O. Box 79, Woodland, PA 16881. The Township's application for the above referenced residence to install a treatment system to serve the new home to be built. The design was previously ap-

proved on October 19, 1995 as a pilot program. Facility located at Bradford Township, **Clearfield County**.

Permit No. PA0010596. Transfer, industrial waste. **Shamokin Township Realty Inc.**, c/o 1100 Flushing Avenue, Brooklyn, NY 11237. The new permittee submitted application for transfer for the treatment facility formerly Allen Clark Inc. meat processing. The facility has been operating under Chapter 11 and due to low production there has been no discharge since July 1996. Facility located at Shamokin Township, **Northumberland County**.

Permit No. PA0010031. Transfer industrial waste. **GPU Generation Inc.**, 101 Broad Street, Johnston, PA 15907. The transfer is from Pennsylvania Electric Company to GPU Generation Inc., the only change made to permit was the name. The facility location is Bradford Township, **Clearfield County**.

Permit No. WQM 4982202-T2. Industrial waste. **Shamokin Township Realty Inc.** c/o 1100 Flushing Avenue, Brooklyn, NY 11237. The new permittee submitted application for transfer for the treatment facility formerly Allen Clark Inc. meat processing. The facility has been operating under Chapter 11 and due to low production there has been no discharge since July 1996. Facility located at Shamokin Township, **Northumberland County**.

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

Permit No. 0297409. Sewerage, **Donald and Shirley Cuozzo, c/o Mine Safety Appliances**, P. O. Box 426, Pittsburgh, PA 15230. Construction of a single residence sewage treatment plant located in the Borough of Franklin Park, **Allegheny County** to serve the Cuozzo residence.

Permit No. 6397401. Sewerage, **Mon View Mining Company**, Box 606, New Eagle, PA 15067. Construction of a sewage treatment plant located in the Township of Nottingham, **Washington County** to serve the Mingo Shaft Sewage Treatment Plant.

Permit No. 6596412. Sewerage, **Municipality of the Borough of Smithton**, P. O. Box 350, 239 Second Street, Smithton, PA 15479-0350. Construction of sanitary sewers, pump station and treatment plant located in the Borough of Smithton, **Westmoreland County** to serve Smithton Borough Plant.

Permit No. 6597402. Sewerage, **Municipal Authority of Allegheny Township**, 136 Community Building Road, Leechburg, PA 15656. Construction of Chartiers Run Plant Abandonment, pump stations, force main and sewers located in the Township of Allegheny, **Westmoreland County** to serve the Chartiers Run and Melwood Road Service Area.

NPDES Permit No. PAS226107. Industrial waste, **Schroth Industries, Inc.**, P. O. Box 699, Indiana, PA 15701 is authorized to discharge from a facility located at White Township, **Indiana County** to Whites Run.

NPDES Permit No. PA0036595. Sewage, **Commonwealth of Pennsylvania, Department of Corrections**, R. R. 1, Box 67, Waynesburg, PA 15370 is authorized to discharge from a facility located at State Correctional Institute at Waynesburg, Morgan Township, **Greene County** to Tributary of South Fork Tenmile Creek.

NPDES Permit No. PA0090786. Sewage, **Hempfield Township Supervisors**, R. R. 6, Box 500, Woodward Drive, Greensburg, PA 15601 is authorized to discharge from a facility located at Hempfield Park STP, Hempfield Township, **Westmoreland County** to unnamed tributary to Brush Creek.

NPDES Permit No. PA0092037. Sewage, **James Bender**, 57 Woodland Drive, Apt. 101, Vero Beach, FL 32962 is authorized to discharge from a facility located at Woodlawn Mobile Home Court STP located at Woodlawn Mobile Home Court STP, Unity Township, **Westmoreland County** to Little Crabtree Creek.

NPDES Permit No. PA0205257. Sewage, **Greensboro—Monongahela Township Joint Sewer Authority**, P. O. Box 342, Greensboro, PA 15338 is authorized to discharge from a facility located at Greensboro—Monongahela Township Sewage Treatment Plant, Monongahela Township, **Greene County** to Back Channel of the Monongahela River.

NPDES Permit No. PA0205397. Sewage, **Keystone Coal Mining Corporation**, P. O. Box 729, Indiana, PA 15701 is authorized to discharge from a facility located at Emilie No. 9 Portal STP, South Bend Township, **Armstrong County** to Sugar Run.

NPDES Permit No. PA0217727. Sewage, **Rices Landing Borough**, P. O. Box 185, 100 Water Street, Rices Landing, PA 15357 is authorized to discharge from a facility located at Rices Landing Sewage Treatment Plant, Rices Landing Borough, **Greene County** to Monongahela River.

INDIVIDUAL PERMITS

(PAS)

The following NPDES Individual Permits for Discharges of Stormwater from Industrial Sites have been issued.

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

| <i>NPDES Permit No.</i> | <i>Applicant Name and Address</i> | <i>County and Municipality</i> | <i>Receiving Stream</i> |
|-------------------------|---|-----------------------------------|-------------------------|
| PAS802202 | CF Motorfreight P. O. Box 3010 Menlo Park, CA 94026 | Bethlehem Lehigh County | Monocacy Creek |
| PAS802203 | Mack Trucks 7000 Alburts Road Macungie, PA 18062 | L. Macungie Twp. Lehigh County | Little Lehigh |

NOTICES

| <i>NPDES Permit No.</i> | <i>Applicant Name and Address</i> | <i>County and Municipality</i> | <i>Receiving Stream</i> |
|-------------------------|---|---------------------------------|-------------------------|
| PAS802204 | Lehigh & Northampton Transportation Authority 12th and Cumberland St. Allentown, PA 18103 | Allentown Lehigh County | Little Lehigh |
| PAS802205 | Emery Worldwide Consolidated Freightways P. O. Box 3010 Menlo Park, CA 94026 | Upper Macungie Lehigh County | Little Lehigh |
| PAS802206 | Con-Way Central Xan P. O. Box 3010 Menlo Park, CA 94026 | Upper Macungie Lehigh County | Little Lehigh |
| PAS802207 | Manfredi Motor Transit 14841 Sperry Road Newbury, Ohio | Upper Macungie Lehigh County | Little Lehigh |
| PAS802208 | Austin Fleet Maintenance 5488 Oak View Drive Allentown, PA 18104 | Upper Macungie Lehigh County | Little Lehigh |
| PAS402201 | Apollo Metals Ltd. P. O. Box 4045 Bethlehem, PA 18018 | Lehigh City of Bethlehem | Monocacy Creek |
| PAS132201 | Synthetic Thread Company P. O. Box 1277 Bethlehem, PA 18016 | Lehigh City of Bethlehem | Monocacy Creek |
| PAS232201 | Lebanon Chemical Corp. 1600 East Cumberland Street Lebanon, PA 17042 | Lehigh City of Allentown | Little Lehigh |
| PAS112202 | Fuller Company 2040 Avenue C Bethlehem, PA 18017 | Lehigh City of Allentown | Little Lehigh |
| PAS202201 | Precision National Plating Co. 198 Ackerly Road Clarks Summit, PA 18411 | Lackawanna Abington Township | Ackerly Creek |

INDIVIDUAL PERMITS

(PAR)

The following parties have submitted Notices of Intent (NOIs) for Coverage under (1) General NPDES Permit(s) to discharge wastewater into the surface waters of this Commonwealth. The approval for coverage under these general NPDES permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions set forth in the general permit; (2) General Permit(s) for Beneficial Use of Sewage Sludge or Residential Septage by Land Application in Pennsylvania. The approval of coverage for land application of sewage sludge or residential septage under these general permits is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices, and other conditions set forth in the respective general permit. The Department of Environmental Protection approves the following coverages under the specified 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, permitting requirements and other information are on file and may be inspected and arrangements made for copying at the contact office noted.

*List of NPDES and/or other
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 |

*List of NPDES and/or other
General Permit Type*

| | |
|-------|---|
| PAG-7 | General Permit For Beneficial Use of Exceptional Quality Sewage Sludge By Land Application |
| PAG-8 | General Permit For Beneficial Use of Non-Exceptional Sewage Sludge By Land Application to Agricultural Land, Forest, A Public Contact Site or a Land Reclamation Site |
| PAG-9 | General Permit For Beneficial Use of Residential Septage By Land Application to Agricultural Land, Forest or a Land Reclamation Site |

General Permit Type—PAG 2

Facility Location

| <i>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> |
|---|-------------------|---|---|--|
| Erie County Lake City Borough | PAR10K017-R | James and Janice Meeder R. D. 1 Lake City, PA 16423 | Lake Erie | Erie Conservation District 12723 Route 19 P. O. Box 801 Waterford, PA 16441 (814) 796-4203 |
| Erie County City of Erie | PAR10K073-R | Development Corp. Greater Erie Industrial 2103 East 33rd Street Erie, PA 16510 | Lake Erie | Erie Conservation District 12723 Route 19 P. O. Box 801 Waterford, PA 16441 (814) 796-4203 |
| Jefferson County Falls Creek Borough Washington and Sandy Townships | PAR103323 | Falls Creek Borough Municipal Auth. P. O. Box 418 Falls Creek, PA 15840 | Falls Creek Sandy Lick Creek | Jefferson Conservation District 180 Main Street Brookville, PA 15825 (814) 849-7463 |
| Jefferson County Young Township and Punxsutawney Borough | PAR103321-R | BFG Electroplating P. O. Box 1065 Punxsutawney, PA 15767 | Mahoning Creek | Jefferson Conservation District 180 Main Street Brookville, PA 15825 (814) 849-7463 |
| Jefferson County Young Township | PAR103320-R | Young Township 99 N. Gilpin Street Punxsutawney, PA 15767 | Sawmill Run, Elk Run and Mahoning Creek | Jefferson Conservation District 180 Main Street Brookville, PA 15825 (814) 849-7463 |
| Jefferson County Pine Creek | PAR103319-R | Brookville Mining Equipment Corp. 20 Pickering St. Brookville, PA 15825 | Sandy Lick Creek | Jefferson Conservation District 180 Main Street Brookville, PA 15825 (814) 849-7463 |
| Jefferson County Bell Township | PAR103318-R | Bell Township R. D. 2, Box 56A Punxsutawney, PA 15767 | Cold Spring Run Canoe Creek and Mahoning Creek | Jefferson Conservation District 180 Main Street Brookville, PA 15825 (814) 849-7463 |
| South Middleton Twp. Cumberland County | PAR-10-H141 | Donald Mowery 652 Hamilton St. Carlisle, PA 17013 | Conodoguinet | Cumberland CCD 43 Brookwood Ave. Suite 4 Carlisle, PA 17013 (717) 240-7812 |
| Hanover Borough York County | PAR-10-Y287 | Venture Properties, Cam Finley 915 Main St. North Wilkesboro, NC 28659 | Slagle Run | York CCD 118 Pleasant Acres Road York, PA 17402 (717) 840-7430 |

| <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> |
|--|-------------------|---|---|--|
| Jacobus Borough York Co. | PAR-10-Y234-R | Jacobus Borough Sewer Authority 126 North Cherry Land Jacobus, PA 17407 | East Branch Codorus Crk. | York CCD 118 Pleasant Acres Road York, PA 17402 (717) 840-7430 |
| Exeter Township Berks Co. | PAR-10-C061-R | John Smith VP Forino Developers Co. 3000 Penn Ave. West Lawn, PA 19609 | Antietam Creek | Berks CCD P. O. Box 520 1238 Co. Welfare Rd. Leesport, PA 19533 (610) 372-4657 |
| Southampton Township Cumberland Co. | PAR-10-H070 | Beistle Co. 1 Beistle Plaza Shippensburg, PA 17257 | Green Spring | Cumberland CCD 43 Brookwood Ave. Suite 4 Carlisle, PA 17013 (717) 240-7812 |
| Carbon Co. Palmerton Boro. | PAR101314 | Aquashicola Crk. Dredging Project Borough of Palmerton 443 Delaware Ave. P. O. Box 235 Palmerton, PA 18071 | Aquashicola Crk. | Carbon CD (610) 377-4894 |
| Carbon Co. Towamensing Twp. | PAR101315 | Beltzville Panorama Clark H. George R. D. 3 Evergreen Lake Kunkletown, PA 18058 | Pohopoco Creek | Carbon CD (610) 377-4894 |
| Luzerne Co. Dallas Twp. | PAR10R133 | Huntsville Water Clarification Plant Reservoir Rd., Dallas Twp., PA | Huntsville Reservoir | Luzerne CD (717) 674-7991 |
| Luzerne Co. Newport Twp. | PAR10R132 | North American Mining, Inc. BF 341-102.1 State Rte. 3004 Newport Twp., PA | Newport Creek to Susquehanna | Luzerne CD (717) 674-7991 |
| Monroe Co. Tunkhannock Twp. | PAR10S014-R | Mountain View Estates Donald G. Kishbaugh and Steven P. Parisi P. O. Box 1288 Brodheads ville, PA 18322 | Poplar Creek | Monroe CD (717) 629-3060 |
| Monroe Co. E. Stroudsburg Boro. | PAR10S004-R | Eagle's Glen Eagle Valley Realty 490 N. Main St. Pittston, PA 18640 | Sambo Crk. | Monroe CD (717) 629-3060 |
| Northampton Co. Lower Saucon Twp. | PAR10U080 | Richard Woodring, Jr. 2 North Main St. Coopersburg, PA 18036 | Saucon Crk. | Northampton CD (610) 746-1971 |
| Northampton Co. Lower Saucon Twp. | PAR10U081 | Donald Carr Ahold Real Estate One Atlanta Plaza 950 E. Paces Ferry Rd. Suite 2575 Atlanta, GA 30326 | Saucon Crk. | Northampton CD (610) 746-1971 |
| Northampton Co. Moore Twp. | PAR10U074 | Kenneth Hahn 214 S. Walnut St. Bath, PA 18014 | Hokendauqua Crk. | Northampton CD (610) 746-1971 |
| Schuylkill Co. New Castle Twp. Ryan Twp. | PAR105751 | Cracker Barrel Schuylkill Mall Crown American Prop., L. P. Pasquerilla Plaza Johnstown, PA 15907-0879 | Mud Run to Mill Creek to Schuylkill River | Schuylkill CD (717) 622-3742 |

NOTICES

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| <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> |
|--|-------------------|--|--|--|
| Lower Pottsgrove Twp. Montgomery Co. | PAR10-T375-R | Occidental Chemical Corp. P. O. Box 699 Pottstown, PA 19464 | Schuylkill River | Department of Environmental Protection Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 |
| Limerick Twp. Montgomery Co. | PAR10-T370-R | Limerick Golf Club Estates 826 N. Lewis Rd. Limerick, PA 19468 | Landis Crk. | Department of Environmental Protection Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 |
| Horsham Twp. Montgomery Co. | PAR10-T378-R | Horsham Twp. 1025 Horsham Rd. Horsham, PA 19044 | Tributary to the Little Neshaminy Crk. | Department of Environmental Protection Suite 6010, Lee Park 555 North Lane Conshohocken, PA 19428 |

General Permit Type—PAG 3

| <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> |
|--|-------------------|--|---|--|
| Hazle Twp. Luzerne Co. | PAR323304 | Polyglass USA Inc. Lot No. 41 Blue Spruce Drive Humboldt Industrial Pk. Hazleton, PA 18201 | Tomhicken Crk. (Secondary) Wetlands (Primary) | Northeast Regional Office Water Quality 2 Public Square Wilkes-Barre, PA 18711 |
| Hanover Twp. Lehigh Co. | PAR702216 | Lehigh-Northampton Airport Authority 3311 Airport Rd. Allentown, PA 18103-1046 | Lehigh River | Northeast Regional Office Water Quality 2 Public Square Wilkes-Barre, PA 18711 |
| Upper Mount Bethel Twp. Northampton Co. | PAR232208 | Formica Corporation Route 512 P. O. Box 176 Mount Bethel, PA 18342-0176 | Martins Crk. Basin | Northeast Regional Office Water Quality 2 Public Square Wilkes-Barre, PA 18711 |
| Clearfield Co. Bell Twp. | PAR224837 | Roy Miller R. D. 1, Box 278 Mahaffey, PA 15757 | Unnamed tributary of West Branch Susquehanna | Northcentral 208 W. Third St. Williamsport, PA (717) 327-3664 |
| Clearfield Co. Lawrence Twp. | PAR214822 | E. M. Brown Inc. Mt. Joy Road Clearfield, PA 16836 | Unnamed tributary of West Branch Susquehanna | Northcentral 208 W. Third St. Williamsport, PA (717) 327-3664 |
| Clearfield Co. Bradford Twp. | PAR704809 | GPU Generation Inc. 1001 Broad St. Johnstown, PA 15907 | West Branch Susquehanna | Northcentral 208 W. Third St. Williamsport, PA (717) 327-3664 |
| Tioga Co. Lawrence Twp. | PAR224805 | Georgia Pacific Corp. R. R. 2, Box 115A Rte. 15 South Tioga, PA 16946 | Tioga River | Northcentral 208 W. Third St. Williamsport, PA (717) 327-3664 |
| Cameron Co. Shippen Twp. | PAR404805 | Cameron County Landfill 23 East 5th St. Emporium, PA 15834 | May Hollow Sterling Run | Northcentral 208 W. Third St. Williamsport, PA (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> |
|--|-------------------|--|---|---|
| Washington Co. Cecil Twp. | PAR206137 | Miller Centrifugal Casting Co. P. O. Box 456 Cecil, PA 15321-0456 | Millers Run | Southwest Regional Office Water Management Program Manager 400 Waterfront Dr. Pittsburgh, PA 15222-4745 (412) 442-4000 |
| Allegheny Co. Forward Twp. | PAR406104 | Kelly Run Sanitation, Inc. P. O. Box 333 Elizabeth, PA 15037 | Fallen Timber Run Unnamed tributary to Fallen Timber Run | Southwest Regional Office Water Management Program Manager 400 Waterfront Dr. Pittsburgh, PA 15222-4745 (412) 442-4000 |
| Indiana Co. Green Township | PAR226118 | Greensteel Div. 29 Laing Ave. Dixonville, PA 15734 | Unnamed tributary to Dixon Run | Southwest Regional Office Water Management Program Manager 400 Waterfront Dr. Pittsburgh, PA 15222-4745 (412) 442-4000 |
| Allegheny Co. Collier Twp. | PAR706118 | Lane Construction Corp. 965 E. Main St. Meriden, CT 06450 | Chartiers Crk. | Southwest Regional Office Water Management Program Manager 400 Waterfront Dr. Pittsburgh, PA 15222-4745 (412) 442-4000 |
| Allegheny Co. McKees Rocks Borough | PAR706119 | Lane Construction Corp. 965 E. Main St. Meriden, CT 06450 | Ohio River | Southwest Regional Office Water Management Program Manager 400 Waterfront Dr. Pittsburgh, PA 15222-4745 (412) 442-4000 |
| Wayne Twp. Crawford Co. | PAR608303 | James F. Patterson Patterson Auto Wrecking, Inc. 31298 U. S. Highway 322 Cochrannton, PA 16314 | Unnamed tributary of French Crk. | DEP Northwest Region Water Management 230 Chestnut St. Meadville, PA 16335 (814) 332-6942 |
| Taylor Twp. Lawrence Co. | PAR608316 | Carole Schwartz Ace Auto Wrecking Co. 3214 Concord St. New Castle, PA 16105 | Mahoning River | DEP Northwest Region Water Management 230 Chestnut Street Meadville, PA 16335 (814) 332-6942 |
| Erie City Erie County | PAR808339 | Yellow Freight System, Inc. 10990 Roe Ave. Overland Park, KS 66211 | Lake Erie | DEP Northwest Region Water Management Program Manager 230 Chestnut Street Meadville, PA 16335 (814) 332-6942 |

*Facility Location
County and
Municipality*Warren City
Warren Co.*Permit No.*
PAR608317*Applicant Name
and Address*
Segel & Son, Inc.
107 South South St.
Warren, PA 16365*Receiving Stream
or Body of Water*
Allegheny River
via Municipal
Storm Sewers*Contact Office and
Telephone No.*
DEP
Northwest Region
Water Management
230 Chestnut Street
Meadville, PA 16335
(814) 332-6942Vernon Twp.
Crawford Co.

PAR128301

Dad's Products Company,
Inc.
P. O. Box 451-D
Meadville, PA 16335

French Creek

DEP
Northwest Region
Water Management
230 Chestnut Street
Meadville, PA 16335
(814) 332-6942*General Permit Type—PAG-04**Facility Location
County and
Municipality*Berks County
Spring Twp.*Permit No.*
PAG043585*Applicant Name
and Address*
Ellsworth F. Moore
R. R. 3, Box 157
Elverson, PA 19520*Receiving Stream
or Body of Water*
Jones Millpond*Contact Office and
Telephone No.*
DEP
Southcentral
1 Ararat Boulevard
Harrisburg, PA 17110Bradford Co.
Wysox Twp.

PAG224806

Masonite Corp.
Sub. of Inter'l. Paper Co.
Masonite Rd.
Wysox, PA 18854Lanning Crk. to
SusquehannaNorthcentral
208 W. Third St.
Williamsport, PA
(717) 327-3664Lycoming Co.
Brady Twp.

PAG504801

Lycoming County Landfill
48 W. Third St.
Williamsport, PA 17701Unnamed tributary
of Black RunNorthcentral
208 W. Third St.
Williamsport, PA
(717) 327-3664Northumberland Co.
Ralpho Twp.

PAG804816

Fleetwood Motor Homes of
PA
R. D. 1, Rte. 487
Paxinos, PA 17860

Shamokin Crk.

Northcentral
208 W. Third St.
Williamsport, PA
(717) 327-3664Northumberland Co.
Upper Augusta Twp.

PAG704808

Anthracite Industries Inc.
R. R. 2
Sunbury, PA 17801Unnamed tributary
to Shamokin Crk.Northcentral
208 W. Third St.
Williamsport, PA
(717) 327-3664Columbia Co.
N. Centre Twp.

PAG044972

Dennis L. Markle
R. D. 2, Box 2810
Berwick, PA 18603Unnamed tributary
to West Branch
Briar Crk.Northcentral
208 W. Third St.
Williamsport, PA
(717) 327-3664Clearfield Co.
Bradford Twp.

PAG044981

Timothy R. Welker
R. R. 1, Box 109
Woodland, PA 16881Unnamed tributary
to W. Branch
SusquehannaNorthcentral
208 W. Third St.
Williamsport, PA
(717) 327-3664Centre Co.
Huston Twp.

PAG044967

Wm. and Dorothy Greer
P. O. Box 481
Port Matilda, PA 16870

Steel Hollow

Northcentral
208 W. Third St.
Williamsport, PA
(717) 327-3664Clearfield Co.
Bradford Twp.

PAG044982

Greg Glace
P. O. Box 109
Hyde, PA 16843Unnamed tributary
to W. Branch
SusquehannaNorthcentral
208 W. Third St.
Williamsport, PA
(717) 327-3664Bradford
Wysox Twp.

PAG044866

Robbie D. and
Tammy M. Tillotson
R. R. 1, Box 155A
Roaring Branch, PA 17765Unnamed tributary
of West Mill Crk.Northcentral
208 W. Third St.
Williamsport, PA
(717) 327-3664Clearfield
Bradford Twp.

PAG044986

Mona K. Bush
R. D. 1, Box 228
Woodland, PA 16881Unnamed tributary
of Moravian RunNorthcentral
208 W. Third St.
Williamsport, PA
(717) 327-3664

*General Permit Type—PAG-05**Facility Location*

| <i>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> |
|---|-------------------|---|--|---|
| Berks Co. Spring Twp. | PAG053615 | Sun Company, Inc. (R & M) Montello Spring Site 10 Penn Center—20th Floor 1801 Market St. Philadelphia, PA 19103 | UNT to Cacossing Crk. | DEP-Southcentral Water Management 1 Ararat Blvd. Harrisburg, PA 17110 |
| Westmoreland Co. West Newton Borough | PAG056112 | Thomas Cline 111 North Water St. West Newton, PA 15089 | Youghiogheny River | Southwest Regional Office Water Management Program Manager 400 Waterfront Dr. Pittsburgh, PA 15222-4745 (412) 442-4000 |
| Allegheny Co. North Versailles | PAG056111 | Sun Company, Inc. (R & M) 5733 Butler St. Pittsburgh, PA 15201 | Crooked Run | Southwest Regional Office Water Management Program Manager 400 Waterfront Dr. Pittsburgh, PA 15222-4745 (412) 442-4000 |

*General Permit Type—PAG-09**Facility Location*

| <i>County and Municipality (If Applicable)</i> | <i>General Permit No.</i> | <i>Applicant Name and Address</i> | <i>Receiving Stream or Body of Water (If Applicable)</i> | <i>Contact Office and Telephone No.</i> |
|--|---------------------------|--|--|---|
| Wayne Co. Berlin Twp. | PAG092201 | Rorre Corp. R. R. 4 Box 926 Honesdale, PA 18431 | | Northeast Region 2 Public Square Wilkes-Barre, PA 18711-0790 (717) 826-2576 |

**SEWAGE FACILITIES ACT
PLAN APPROVAL**

**Plan revision approval granted December 2, 1997
under the Pennsylvania Sewage Facilities Act (35
P. S. §§ 750.1—750.20).**

*Regional Office: Water Management Program Manager,
Southcentral Regional, One Ararat Boulevard, Harris-
burg, PA 17110.*

*Location: East Hempfield Township, Lancaster
County, P. O. Box 128, 1700 Nissley Road, Landisville,
PA 17538.*

The proposed development is located on the north side of Old Harrisburg Pike, approximately 1,000 feet west of McGovernville Road, East Hempfield Township, Lancaster County.

The approved project consists of the construction of the Swarr Run Pump Station and related sewage gravity and force mains. A portion of the Swarr Run Interceptor will be replaced with a 36-inch line and a new 24-inch force main and 36-inch gravity line will be installed to convey 5 mpg of wastewater to the existing Charlestown Pump Station. The total new sewage flows for the project will be 350 gallons per day (gpd). The wastewater will be treated by the LASA Susquehanna Wastewater Treatment Plant.

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

**Plan revision approval granted December 3, 1997
under the Pennsylvania Sewage Facilities Act (35
P. S. §§ 750.1—750.20).**

*Regional Office: Water Management Program Manager,
Southcentral Regional, One Ararat Boulevard, Harris-
burg, PA 17110.*

*Location: Rapho Township, Lancaster County, 971
North Colebrook Road, Manheim, PA 17545.*

The project is located on the west side of S. R. 0072, just south of Interchange 20 of the PA Turnpike (I-76), Rapho Township, Lancaster County.

The approved plan consists of the construction of a fast food restaurant, full service restaurant and convenience store on a tract of land located across from the Mount Hope Estate and Winery. The total sewage flows of 10,000 gallons per day (gpd) of wastewater will be treated by the Mount Hope Winery/Mazza Vineyards Wastewater Treatment Plant.

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

Plan revision approval granted December 4, 1997 under the Pennsylvania Sewage Facilities Act (35 P. S. §§ 750.1—750.20).

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

Location: Warwick Township, Lancaster County, P. O. Box 308, Lititz, PA 17543.

The approved subdivision is located at the northwest corner of the intersection of Clay Road (L. R. 36156) and Lititz Run Road (T-293), Warwick Township, Lancaster County.

The project consists of a 150 residential lot subdivision. Thirty-two of the lots will have semi-detached single family dwellings and 117 lots will have attached townhouse units. The total sewage flow of 60,000 gallons per day (gpd) of wastewater will be treated by the Lititz Borough Wastewater Treatment Plant.

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

SAFE DRINKING WATER

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

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

Permit No. 4697512. Public water supply. **Superior Water Company**, Robert A. Braglio, 1030 W. Germantown Pike, Fairview Village, PA 19409. A permit has been issued granting Superior Water Company permission to construct and operate Well No. 8 at the Twin Ponds subdivision in Douglass Township, **Montgomery County**.

Type of Facility: Public Water Supply

Consulting Engineer: Remington & Vernick, John Lenhardt, 1200 E. High Street, Suite 204, Pottstown, PA 19464.

Permit to Construct Issued: December 4, 1997.

Regional Office: Northcentral Field Operations, Bureau of Water Supply, 208 West Third Street, Suite 101, Williamsport, PA 17701.

1497501. The Department issued an Operation Permit to **Lemont Water Company** (P. O. Box 26, Lemont, PA 16851, College Township, **Centre County**) for the operation of a new calcium sequestration facility at the Pudding Town Pump Station.

Northwest Regional Office, Regional Manager, 230 Chestnut Street, Meadville, PA, (814) 332-6899.

Permit No. 2597504. Public water supply. **Davis Mobile Home Park**, 700 Culbertson Dr., Lake City, PA 16415 has been issued a permit for their existing unpermitted water system in Girard Township, **Erie County**.

Type of Facility: Community Water Supply

Consulting Engineer: William E. Dunagan, P. E., 1176 E. Gore Rd., Erie, PA 16504.

Permit to Construct Issued: December 15, 1997

HAZARDOUS SITES CLEANUP

Under the Act of October 18, 1988

Settlements Under the Hazardous Sites Cleanup Act

Industrial Solvents and Chemical Company

Newberry Township, York County

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (HSCA) (35 P. S. §§ 6020.101—6020.1305), has entered into proposed settlements with two parties regarding the Department's costs incurred for conducting response activities at the Industrial Solvents and Chemical Company (ISCC) site. The ISCC site is a 9-acre parcel of land in Newberry Township, York County, adjacent to Interstate 83. The surrounding area is primarily rural, although residential, commercial and industrial developments are located within a close vicinity of the site. A number of private residential and commercial wells have been contaminated by hazardous substances migrating from the ISCC site.

ISCC was involved in the reprocessing of used solvents. Because of violations of hazardous waste requirements, the Department on July 6, 1989, terminated ISCC's authority to operate a hazardous waste treatment and storage facility. The site was abandoned in 1990 when ISCC declared bankruptcy. A total of 996 parties potentially responsible for the hazardous substances located at the ISCC site were identified by the Department.

Because of the threat to human health and the environment posed by the ISCC site, the site was placed on the Pennsylvania Priority List for Remedial Response on October 26, 1991. The Department and a group of approximately 136 cooperating potentially responsible parties have conducted a number of interim actions at the site to address the release or threat of release of hazardous substances. To date, the Department has incurred costs of approximately \$3.4 million to implement and/or oversee these interim actions. A final remedial action for the groundwater and soil at the ISCC site will be selected by the Department and implemented in the future.

Under the terms of a proposed Consent Decree, Dynamics Corporation of America, of Greenwich, Connecticut, will pay the Department \$83,000 for future response costs at the ISCC site. Under terms of a proposed Consent Decree, Metro Oil and Chemical Corporation (Temor, Inc.) of Ridgefield, New Jersey, a de minimis party, will pay the Department \$17,341 for past and future costs at the ISCC site.

This notice is provided under section 1113 of HSCA (35 P. S. § 6020.1113). This section provides that the settlements will become final upon the filing of the Department's response to any significant written comments and approval by the Court in the Department's pending cost recovery litigation in the U. S. District Court. The proposed Consent Decrees that contain the specific terms of the settlements are available for public review and comment. The proposed settlements can be examined from 8 a.m. to 4 p.m. at the Department's office at One Ararat Boulevard, Harrisburg, PA 17110, by contacting Barbara Faletti at (717) 657-4592. A public comment period on the proposed settlements will extend for 60 days from today's date. Persons may submit written comments regarding the proposed settlements to the Department by February 25, 1998, by submitting them to Barbara Faletti at the above address.

**Proposed Settlement Under the Hazardous Sites
Cleanup Act and Comprehensive Environmental
Response, Compensation and Liability Act**

Tonolli Corporation Superfund Site

Nesquehoning Borough, Carbon County

The Department of Environmental Protection (Department), along with the United States of America, under the authority of section 1113 of the Hazardous Sites Cleanup Act (HSCA) (35 P. S. § 6020.1113) and section 122 of the Federal Comprehensive Environmental Response, Compensation and Liability Act of 1980 (42 U.S.C.A. § 9622) has entered into a Consent Decree with a group of settling defendants (settling defendants). The proposed Consent Decree concerns settlement of the Department's response costs, as well as the implementation of a remedial action at the Tonolli Corporation Superfund Site, located in Nesquehoning Borough, Carbon County (site). The proposed Consent Decree will be filed in the United States District Court for the Middle District of Pennsylvania.

The site is a former lead battery recycling facility with a secondary lead smelter that Tonolli Corporation operated from 1974 to 1986 on approximately 30 acres of land. Numerous waste piles and drums of material and debris from plant operations exist onsite. The hazardous substances of concern at the site are heavy metals, particularly lead, cadmium, chromium, arsenic and copper. Heavy metals are found in onsite and offsite soils and sediments, groundwater and surface water.

Tonolli Corporation filed for bankruptcy in 1985. The United States Environmental Protection Agency (EPA) completed a preliminary assessment of the site in 1987 and identified it as a candidate for emergency removal action. The contents of a 500,000 gallon lagoon were removed and stabilized and a storm water treatment plant was installed in 1989 by the EPA. A group of potentially responsible parties (PRPs) completed a Remedial Investigation/Feasibility Study (RI/FS) for the site in 1992.

The site was listed on the National Priorities List (NPL) on October 4, 1989. The remedy which will be implemented at the site requires the removal and secondary smelting of the battery casings and other concentrated waste dusts and sludges, the decontamination or demolition of the buildings, the excavation and consolidation of site wastes and contaminated soils within the onsite landfill including treatment of the high hazard soils (>10,000 ppm lead), closure of the onsite landfill according to Pennsylvania hazardous waste regulations, the removal of contaminated sediments from the stream, the installation of a passive groundwater treatment trench between the landfill and the stream and the long-term monitoring of groundwater and maintenance of the landfill. The PRP Group completed the removal of battery casings in 1997 under an EPA Order. The Remedial Design for the remedial action will be finalized in early 1998 and the Remedial Action work is scheduled to begin in March 1998.

The Department has agreed to accept \$89,000 in settlement of the settling defendants' liability for past response costs. Additionally, the settling defendants have agreed to pay the Department's future response costs at the site beginning in 1998.

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

Department's response to significant written comments. The proposed Consent Decree which contains the specific terms of the settlement, is available for public review and comment. The proposed Consent Decree can be examined from 8 a.m. to 4 p.m. Monday through Friday at the Department's Northeast Regional Office located at 2 Public Square, Wilkes-Barre, PA 18711, by contacting Woodrow Cole at (717) 826-2511 or through the PA AT&T Relay Service at 1 (800) 654-5984 (TDD). A public comment period on the proposed Consent Decree will extend for 60 days from today's date. The Department will accept written comments concerning the proposed Consent Decree until February 25, 1998. Comments concerning the proposed Consent Decree can be sent to Woodrow Cole at the above address.

**LAND RECYCLING AND
ENVIRONMENTAL REMEDIATION**

Under Act 2, 1995

Preamble 3

**The following final reports were 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 (Department) 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's Regional Office under which the notice of receipt of a final report appears. If information concerning a final report is required in an alternative form, contact the Community Relations Coordinator at the appropriate regional office listed. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following final reports.

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

UGI Utilities, Steelton Borough and Swatara Township, **Dauphin County**. UGI Utilities, 100 Kachel Blvd., Suite 400, P.O. Box 12677, Reading, PA 19612 has submitted a Final Report concerning remediation of site groundwater contaminated with BTEX. The report is intended to document remediation of the site to meet the Statewide health standard.

Distribution Pole 27029S33657, Swatara Township, **Dauphin County, Pennsylvania Power and Light**, Two North Ninth Street, Allentown, PA 18101 has submitted a Final Report concerning remediation of site soils

contaminated with PCBs. The report is intended to document remediation of the site to meet the Statewide health standard.

Distribution Pole 26870S36596, Lower Paxton Township, **Dauphin County, Pennsylvania Power and Light**, Two North Ninth Street, Allentown, PA 18101 has submitted a Final Report concerning remediation of site soils contaminated with PCBs. The report is intended to document remediation of the site to meet the Statewide health standard.

Distribution Pole 38452S31833, Penn Township, **Lancaster County, Pennsylvania Power and Light**, Two North Ninth Street, Allentown, PA 18101 has submitted a Final Report concerning remediation of site soils contaminated with PCBs. The report is intended to document remediation of the site to meet the Statewide health standard.

Former Olivetti Supplies Main Building Area, Susquehanna Township, **Dauphin County, R. E. Wright Inc.**, 3240 Schoolhouse Road, Middletown, PA 17057 has submitted a Final Report concerning remediation of site soils contaminated with solvents. The report is intended to document remediation of the site to meet the Statewide 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), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) and regulations to operate solid waste processing or disposal area or site.

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

Permit No. WMGR038SE001. Bergey's Inc., t/a Perkasio Rubber Recycling, 1419 Old Route 309, Sellersville, PA was issued a determination of applicability under the Waste Tire General Permit No. WMGR038 for operations to be conducted at a facility located in West Rockhill Township, **Bucks County**. With the issuance of this determination, the pending individual permit application no. 301235 is being returned as operations will be conducted under the general permit. Determination of applicability made by the Southeast Regional Office on December 5, 1997.

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

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

A. 301235. Bergey's Inc., t/a Perkasio Rubber Recycling, 1419 Old Route 309, Sellersville, PA was returned. The application was originally submitted to place waste tire processing operations being conducted at a

facility located in West Rockhill Township, **Bucks County** under permit rather than permit-by-rule. During review of the individual permit application, the applicant chose to pursue a determination of applicability under the Department initiated Waste Tire General Permit. With the concurrent issuance of a determination of applicability WMGR038SE001, this individual permit application is being returned as operations will be conducted under the general permit. Application returned by the Southeast Regional Office on December 5, 1997.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

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

Permit No. 101549. Safety Disposal System of Pennsylvania, Inc., 1 Penn Avenue, Marcus Hook, PA 19061. This permit is for the operation of an infectious waste transfer station and two commercial autoclaves for the processing of infectious waste located in Marcus Hook Borough, **Delaware County**. Permit was issued by the Southeast Regional Office on December 5, 1997. Permit re-issued to Safety Disposal of Pennsylvania, Inc. from K. S. Processing.

Permit No. 101463. BFI Waste Systems of North America, Inc., TRC Transfer Station, 2904 S. Columbus Boulevard, Philadelphia, PA 19148. This permit is for the change in name, based on a corporate restructuring from TRC, Inc., to BFI Waste Systems of North America, Inc. for the existing waste management permit for continuing operation of the TRC municipal waste transfer station located in the City of Philadelphia. Permit was issued by the Southeast Regional Office on December 5, 1997.

Permit No. 101609. BFI Waste Systems of North America, Inc., River Road Transfer Station, 400 River Road, West Conshohocken, PA 19428. This permit is for the change in name, based on a corporate restructuring, from BFI to BFI Waste Systems of North America, Inc. for the existing waste management permit for the operation of the River Road municipal waste transfer station facility located in Upper Merion Township, **Montgomery County**. Permit was issued by the Southeast Regional Office on December 5, 1997.

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

Permit ID No. 300558. Little Blue Run Disposal Impoundment, Pennsylvania Power Company, 1 East Washington Street, New Castle, PA 16101-5531. Operation of a residual waste disposal impoundment in Greene Township, **Beaver County**. Permit issued in the Regional Office on December 3, 1997.

AIR POLLUTION OPERATING PERMITS

Administrative Amendment of Operating 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.

Northcentral Regional Office, Air Quality Program, 200 Pine Street, Williamsport, PA 17701, (717) 327-3637.

12-399-005D: GKN Sinter Metals, Inc. (R. R. 2, Box 47, Emporium, PA 15834-9797) issued December 5, 1997, for the minor modification of the operating permit for 12 powered metal parts sintering furnaces and associated air cleaning device (a fabric collector) in Shippen Township, **Cameron County**. The respective modification is an increase in the amount of lubricant which is allowed in the parts processed through the furnaces.

12-399-007G: GKN Sinter Metals, Inc. (R. R. 2, Box 47, Emporium, PA 15834-9797) issued December 5, 1997, for the minor modification of the operating permit for 14 powered metal parts sintering furnaces and associated air cleaning device (a fabric collector) in Emporium Borough, **Cameron County**. The respective modification is an increase in the amount of lubricant which is allowed in the parts processed through the furnaces.

Notice of Intent to Issue Title V Operating Permits

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 persons 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.

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

TV-65-00354: Atlantic Refining and Marketing, Inc. (1801 Market Street, Philadelphia, PA 19103-1699) for their Delmont Station located in Delmont Borough, **Westmoreland County**. The facility's major sources

include various gasoline loading racks, distillate loading racks and storage tanks which emit major quantities of VOC.

PLAN APPROVALS

Plan Approvals 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.

Southcentral Regional Office, Air Quality Program, One Ararat Boulevard, Harrisburg, PA 17110, (717) 657-4587.

21-314-005: Carlisle SynTec Incorporated (P. O. Box 7000, Carlisle, PA 17013) issued on December 10, 1997, for the installation of a rubber mixing system controlled by a fabric filter in Carlisle Borough, **Cumberland County**.

28-318-036: The Appalachian Mill Collection, Inc. (11427 Church Hill Road, Mercersburg, PA 17236) issued on December 8, 1997, for the construction of a wood surface spray booth with air assisted airless guns controlled by dry filters in Mercersburg Borough, **Franklin County**.

67-309-107: Lehigh Portland Cement Company (200 Hokes Mill Road, York, PA 17404) issued on December 10, 1997, for modification of a railcar cement loading system controlled by a cartridge collector in West Manchester Township, **York County**.

MINING

APPROVALS TO CONDUCT COAL AND NONCOAL ACTIVITIES

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 the 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).

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

Coal Applications Issued

11960106. Major SMP Revision, M. B. Energy, Inc. (P. O. Box 1319, Indiana, PA 15701-1319). This stream crossing variance is being proposed as an alternative access road into future mining areas. The approval of the crossing would eliminate the need for coal truck access off Township Road 428 (Mile Hill Road). The proposal is as follows: 1) Unnamed Tributary #15—to install and maintain a haul road stream crossing at a point 490 feet upstream from where the unnamed tributary intercepts Laurel Run. 2) Laurel Run—to install and maintain a haul road stream crossing at a point 2,000 feet upstream from Laurel Run's intersection with Township Road 423. 3) Unnamed Tributary #15—Variance to conduct support activities as necessary to install stream crossing of the

said Tributary #15—beginning at a point 430 feet upstream from where the unnamed tributary intersects Laurel Run, then continuing upstream in a northerly direction a distance of 140 feet. 4) Laurel Run—Variance to conduct support activities as necessary to install a stream crossing on Laurel Run—beginning at a point 1,930 feet upstream from where Laurel Run intersects Township Road 423, thence continuing upstream in a northerly direction a distance of 100 feet in Jackson Township, **Cambria County**. As a result of these variances the boundary of this SMP is being revised by adding 1.7 acres for support uses, only on the southwest corner of Phase 1b, between Phases 1b and 1a. Total SMP acres goes from 309.3 to 311.0. Application received October 1, 1997. Issued December 5, 1997.

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

03970104. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). Permit issued for commencement, operation and reclamation of a bituminous surface auger mine located in Cowanshannock Township, **Armstrong County**, affecting 64.5 acres. Receiving streams: four unnamed tributaries to Cowanshannock Creek to Cowanshannock Creek to the Allegheny River. Application received: June 10, 1997. Permit issued: December 11, 1997.

65970105. M. B. Energy, Inc. (P. O. Box 1319, Indiana, PA 15701-1319). Permit issued for commencement, operation and reclamation of a bituminous surface mine located in Derry Township, **Westmoreland County**, affecting 146 acres. Receiving streams: unnamed tributaries to Union Run, Union Run to Loyalhanna Creek to Conemaugh River. Application received: July 29, 1997. Permit issued: December 11, 1997.

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

17960103. BBC Coal Company (P. O. Box 249, Clearfield, PA 16830), revision to an existing bituminous surface mine permit for a change in permit acreage from 79.5 to 72.7 acres, receiving streams: unnamed tributary to Bilgers Run and Hughey Run; application received August 29, 1997; permit issued November 18, 1997.

17930119. Swisher Contracting, Inc. (P. O. Box 1223, Clearfield, PA 16830), revision to an existing bituminous surface mine permit for a reduction in surface mine permit acreage from 59.0 to 28.7 acres, receiving streams: unnamed tributaries to the West Branch of the Susquehanna River; application received September 18, 1997; permit issued November 25, 1997.

17910128. Sky Haven Coal, Inc. (R. R. 1, Box 180, Penfield, PA 15849), transfer of an existing bituminous surface mine permit from Mary Louise Coal, Inc., Bigler Township, **Clearfield County** affecting 160.5 acres, receiving streams: unnamed tributary to Upper Morgan Run and unnamed tributary to Clearfield Creek; application received July 2, 1997; permit issued November 20, 1997.

17960125. Penn Grampian Coal Company (P. O. Box 249, Clearfield, PA 16830), commencement, operation and restoration of a bituminous surface mine permit in Beccaria Township, **Clearfield County** affecting 110 acres, receiving streams: Muddy Run to Clearfield Creek to West Branch Susquehanna River; application received January 2, 1997; permit issued November 25, 1997.

17970105. E. P. Bender Coal Co., Inc. (Main and Lehmier Streets, P. O. Box 594, Carrolltown, PA 15722),

commencement, operation and restoration of a bituminous surface mine permit in Beccaria Township, **Clearfield County** affecting 132 acres, receiving streams: unnamed tributaries to Clearfield Creek to the West Branch of the Susquehanna River; application received April 21, 1997; permit issued November 26, 1997.

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

54920202. Dorenzo Coal Co. (1389 Bunting Street, Pottsville, PA 17901), commencement, operation and restoration of an anthracite coal refuse reprocessing and coal refuse disposal operation in Branch Township, **Schuylkill County** affecting 18.9 acres, receiving stream Carp Creek. Permit issued December 9, 1997.

54793206C10. Reading Anthracite Company (200 Mahantongo Street, Pottsville, PA 17901), correction to an existing anthracite surface mine operation in Mahanoy Township, **Schuylkill County** affecting 3,038.0 acres, receiving stream Mahanoy Creek. Correction issued December 10, 1997.

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

Noncoal Permits Issued

06910302C. Berks Products Corporation (P. O. Box 421, Spring Street, Reading, PA 19604), renewal of NPDES Permit No PA0595420 in Ontelaunee Township, **Berks County** receiving stream Maiden Creek and Schuylkill River. Renewal issued December 10, 1997.

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

Small Industrial Mineral Authorizations Granted

08970819. Roy A. Keiper (R. R. 3, Box 3014, Rome, PA 18837), commencement, operation and restoration of a Small Industrial Mineral (Flagstone/Shale) permit in Rome Township, **Bradford County** affecting one acre, receiving streams: unnamed tributary to Bear Creek, tributary to Wysox Creek; application received August 21, 1997; authorization granted November 19, 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, (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.

E15-550. Encroachment Permit. **YMCA of Central Chester County**, 127 Willowbrook Lane, West Chester, PA 19382. To remove an existing reinforced concrete footbridge, and to construct and maintain a 37-foot wide prefabricated steel plate arch bridge having a span of 38 feet and average underclearance of 9.3 feet with concrete footings, structural plate headwalls and associated roadway approach fill at this location, and to construct and maintain two 18-inch RCP stormwater outfalls within wetland along the East Branch of the Red Clay Creek (TSF) associated with the construction of the Central Chester County YMCA Facility. The site is located just north of the intersection of East Cypress Street (S. R. 3046) and Race Street (Kenneth Square, PA-DEL USGS Quadrangle N: 17.7 inches; W: 11.4 inches) in Kennett Square Borough, **Chester County**.

E09-727. Encroachment Permit. **Pennsylvania Department of Transportation**, District 6-0, 200 Radnor-Chester Road, St. Davids, PA 19087. To remove the existing bridge and to construct and maintain a triple-celled 19-foot wide × 9-foot high precast concrete box culvert. A 1.5 foot high concrete weir will be installed at the upstream end of Cell No. 1, and all culvert bottoms will be depressed 12-inches below the stream bed. The culvert will be installed in and along the channel of Tincum Creek (CWF). Also, approximately 90 c. y. of R-7 rip-rap protection will be installed in the vicinity of the culvert to reduce streambed scour. In addition, 80 linear feet of retaining wall, which will vary in height from 4 to 15 feet, will be constructed and maintained along Tincum Creek, just downstream of this culvert. The site is located approximately 140 feet downstream of the confluence of Rapp Creek and Beaver Creek (Bedminster, PA Quadrangle N: 19.1-inches; W: 3.1-inches) in Tincum Township, **Bucks County**.

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

E35-281. Encroachment. **Corky's Garden Path Greenhouses**, 1312 Justice Boulevard, Clarks Summit, PA 18411. To fill in 0.25 acre of wetlands, including an 18-inch diameter ADS stormwater outfall structure and associated rock apron, for the construction of a proposed greenhouse. The project is located at Corky's Garden Path Greenhouses immediately south of the intersection of S. R. 1027 and S. R. 0347 (Dalton, PA Quadrangle N: 0.4 inch; W: 2.1 inches) in Scott Township, **Lackawanna County**. The permittee has met the wetland replacement

requirement by participating in the Pennsylvania Wetland Replacement project.

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

E05-250. Encroachment. **Alfred Laich, PA Dept. of Transportation, Engineering District 9-0**, 1620 N. Juniata Street, Hollidaysburg, PA 16648. To remove the existing structure and to construct and maintain a single span prestressed concrete spread box beam bridge having a clear span of 32.3 feet skewed at 45 degrees with a minimum underclearance of 4.2 feet over Pavia Run on SR 0869, Section 003, Segment 0120, Offset 0212 located in Pavia Village (Blue Knob, PA Quadrangle N: 1.21 inches; W: 11.81 inches) in Pavia Township, **Bedford County**. This permit also includes 401 Water Quality Certification.

E06-494. Encroachment. **Exeter Public Golf Course**, Enrico Filippini, R. D. 3, Reading, PA 19606. To fill approximately 0.17 acre of wetlands along a tributary to Antietam Creek at a point upstream of Shelbourne Road (Birdsboro, PA Quadrangle N: 12.0 inches; W: 12.9 inches) in Exeter Township, **Berks County**. The permittee is required to provide 0.19 acre of replacement wetlands. This permit also includes 401 Water Quality Certification.

E06-498. Encroachment. **C F Farms Partnership**, Merle Denlinger, P. O. Box 216, Elverson, PA 19520. To relocate approximately 600 feet of the channel of a tributary to the Conestoga River at a point approximately 300 feet downstream of Route 23 (Elverson, PA Quadrangle N: 5.5 inches; W: 15.5 inches) in Caernarvon Township, **Berks County**. This permit was issued under section 105.13(e) Small Projects. This permit also includes 401 Water Quality Certification.

E22-370. Encroachment. **Roberts Homes, Inc.**, Richard Roberts, 4400 Linglestown Rd., Harrisburg, PA 17112. To impact 0.26 acre of wetlands adjacent to a tributary to Beaver Creek at the Skyline View Extended Subdivision at a point upstream of Short Street (Hershey, PA Quadrangle N: 14.85 inches; W: 13.6 inches) in West Hanover Township, **Dauphin County**. The permittee is providing 0.32 acre of replacement wetlands. This permit also includes 401 Water Quality Certification.

SPECIAL NOTICES

Grant Applications

The Department of Environmental Protection's Technical Assistance Center for Small Water Systems is accepting applications under the County Water Supply Planning Grant Program. This grant program is available to any county to develop a comprehensive county water supply plan.

The goal of this incentive grant program is to protect the public from hazards of unsafe drinking water and assure safe and reliable water service to the citizens of the Commonwealth. County water supply planning can insure development of water supply systems in an efficient, cost-effective manner and promote early recognition of viability concerns by reaching developers, local officials and other key participants at an early stage of water system development.

This incentive grant program is funded from DEP's Safe Drinking Water Account under the authority of the act of May 1, 1984 (P. L. 206, No. 43), as amended, known as the Pennsylvania Safe Drinking Water Act (35 P. S. § 721.1 et seq.) and section 1905-A(a) of the act of April

9, 1929 (P. L. 177, No. 175), as amended, known as The Administrative Code of 1929. This grant program will provide money to eligible applicants for the preparation of a county water supply plan, or updating an existing plan.

Grant awards are limited to 80% of all DEP approved project costs or \$100,000, whichever is less. The grantee must provide local share in the form of matching funds or in-kind services at a minimum of 20% of the total project costs.

The application period runs from December 22, 1997 to February 27, 1998. Grants will be awarded on a competitive basis based on complete applications which best meet criteria contained in the grant guidelines established by the DEP.

For more information or to obtain the grant guidelines and application, contact the Department of Environmental Protection, Bureau of Water Supply Management, Division of Technical Assistance and Outreach, Technical Assistance Center for Small Water System, P. O. Box 8467, Harrisburg, PA 17105-8467, or call Donna L. Green at (717) 787-0125 or Email Green.Donna@a1.dep.state.pa.us.

Grant Applications

The Department of Environmental Protection's (DEP) Technical Assistance Center for Small Water Systems is accepting applications under the Formation of Water Authorities Grant Program. This grant program is available to any county or two or more municipalities that are interested in forming a water authority. The water authority must form a regionalized water system which incorporates at least one small water system.

The goal of this grant program is to improve the viability of small water systems through the formation of water authorities, where economies of scale associated with a regional approach to water service can be realized.

This incentive grant program is funded from DEP's Safe Drinking Water Account under the authority of the act of May 1, 1984 (P. L. 206, No. 43), as amended, known as the Pennsylvania Safe Drinking Water Act (35 P. S. § 721.1 et seq.) and section 1905-A(a) of the act of April 9, 1929 (P. L. 177, No. 175), as amended, known as The Administrative Code of 1929. The program will provide grants to eligible applicants for the start-up cost of forming a water authority.

The grant will fund 80% of all approved costs or \$50,000, whichever is less. The grantee must provide local share for the remaining costs in the form of matching funds or in-kind services.

The application period runs from December 22, 1997 to February 27, 1998. Based on the availability of funding, applicants that submit a final work plan and budget which are approved by the DEP will be given preference to receive a grant based on a first-come, first-served basis.

For more information or to obtain a grant application, contact the Department of Environmental Protection, Bureau of Water Supply Management, Division of Technical Assistance and Outreach, Technical Assistance Center

for Small Water System, P. O. Box 8467, Harrisburg, PA 17105-8467, or call Donna L. Green at (717) 787-0125 or Email Green.Donna@a1.dep.state.pa.us.

[Pa.B. Doc. No. 97-2086. Filed for public inspection December 26, 1997, 9:00 a.m.]

Availability of Technical Guidance

Technical guidance documents are on DEP's World Wide Web site (<http://www.dep.state.pa.us>) 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. The "Draft Technical Guidance" heading is the link to DEP's draft technical guidance documents.

DEP will be adding its revised documents to the Web throughout 1997.

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 any questions or comments about a particular document should call the contact person whose name and phone number is listed with each document. Persons who have questions or comments in general should call Jonathan Brightbill at (717) 783-8727.

Final Technical Guidance—Substantive Revision

DEP ID: 563-2112-656 Title: Liners—Impoundments, Stockpiles and Coal Refuse Disposal Areas Description: Revised, based on the recommendations of District Mining Operations' technical staff, to clarify certain design thresholds for soil liners at mining facilities. Effective Date: December 5, 1997 Page Length: 5 pages Location: Vol 12, Tab 83 Contact: Thomas Callaghan at (717) 783-8845

Final Technical Guidance—Minor Revision

DEP ID: 362-4180-002 Title: Civil Penalty Assessment Procedures for Pollutional Incidents Description: This guidance describes the Department procedures for calculating civil penalties for violations of The Clean Streams Law from pollution incidents. Effective Date: April 15, 1997 Page Length: 6 pages Location: Vol 33, Tab 19 Contact: Milt Lauch at (717) 787-8184

DEP ID: 363-2134-010 Title: Earth Disturbance Permit Policies and Procedures Description: Provides information to Department and conservation district personnel on standard procedures and to ensure consistent permit processing requirements. Effective Date: October 1, 1997 Page Length: 5 pages Location: Vol 34, Tab 7 Contact: Ken Reisinger at (717) 787-6827

DEP ID: 363-2200-011 Title: General Policy on Review of Erosion and Sediment Control Plans Description: Provides the required procedure delegated conservation district personnel must follow when conducting reviews of erosion and sedimentation control plans. Effective Date: October 1, 1997 Page Length: 11 pages Location: Vol 34, Tab 10 Contact: Ken Reisinger at (717) 787-6827

DEP ID: 363-3000-013 Title: Inspection of Earth Disturbance Sites Description: Contains required procedures delegated conservation district personnel must follow when conducting inspections for earth disturbance activities. Effective Date: October 1, 1997 Page Length: 10 pages Location: Vol 34, Tab 15 Contact: Ken Reisinger at (717) 787-6827

DEP ID: 383-0400-106 Title: Surface Water Treatment Safe Drinking Water Program Staff Handbook Description: Establishes a rational and reasonable basis for staff decisions which promote quality, timely and consistent service to the public and regulated community. Effective Date: March 27, 1997 Page Length: 2 pages Location: Vol 20 Contact: Joseph Hoffman at (717) 787-5017

DEP ID: 383-0400-113 Title: Financial Assistance Management Safe Drinking Water Program Staff Handbook Description: Establishes a rational and reasonable basis for staff decisions which promote quality, timely and consistent service to the public and regulated community. Effective Date: March 27, 1997 Page Length: 2 pages Location: Vol 27 Contact: Joseph Hoffman at (717) 787-5017

DEP ID: 383-3000-101 Title: Safe Drinking Water Program Field-Related Compliance Description: Provides guidance and procedures to DEP staff to conduct compliance activities at all public water systems. Effective Date: October 3, 1997 Page Length: 28 pages Location: Vol 15, Tab 17 Contact: Joseph Hoffman at (717) 787-5017

DEP ID: 391-2000-003 Title: Determining Water Quality-based Effluent Limits Description: Describes the analysis method that will be used to determine point source effluent limitations when intensive stream survey data is not available. Because of inherent assumptions, several limitations are placed on the use of this methodology. Effective Date: December 9, 1995 Page Length: 45 pages Location: Vol 29, Tab 01 Contact: Clarence Yingling at (717) 787-9637

DEP ID: 391-2000-011 Title: Technical Reference Guide for the Pennsylvania Single Discharge Toxics Model Description: Provides how applicable regulatory requirements and technical methods are incorporated into PENTOXSD. It explains how these requirements and methods are applied to available data to determine recommended effluent limitations. Effective Date: January 9, 1995 Page Length: 62 pages Location: Vol 29, Tab 05 Contact: Clarence Yingling at (717) 787-9637

DEP ID: 391-2000-012 Title: Users Guide for the Pennsylvania Single Discharge Toxics Model Description: Provides how applicable regulatory requirements and technical methods are incorporated into PENTOXSD. It explains how these requirements and methods are applied to available data to determine recommended effluent limitations. Effective Date: January 9, 1995 Page Length: 116 pages Location: Vol 29, Tab 06 Contact: Clarence Yingling at (717) 787-9637

DEP ID: 391-2000-013 Title: Implementation Guidance of Section 93.7 Ammonia Criteria Description: Designed to implement DEP's water quality criteria regulation contained in § 93.7. BWC's Water Quality Analysis Model (WQM 6.3) is the focal point for implementing the regulation. Effective Date: November 4, 1997 Page Length: 80 pages Location: Vol 29, Tab 15 Contact: Clarence Yingling at (717) 787-9637

DEP ID: 391-2000-017 Title: Implementation Guidance for Temperature Criteria Description: Details procedures for calculating thermal effluent limits for both the Case 1 (withdrawal from receiving stream) and Case 2 (withdrawal from other than the receiving stream) situations, based on the principles of heat transfer. Effective Date: October 3, 1997 Page Length: 24 pages Location: Vol 29, Tab 13 Contact: Clarence Yingling at (717) 787-9637

DEP ID: 391-3200-003 Title: Quality Assurance Work Plan: Cause/Effect Surveys Description: Developed, as Federally required, to establish and standardize the Department's procedures for conducting cause/effect surveys. Effective Date: December 9, 1997 Page Length: 24 pages Location: Vol 30, Tab 03 Contact: Ed Brezina at (717) 787-9637

DEP ID: 391-3200-006 Title: Quality Assurance Work Plan: Toxics Surveys Description: Developed, as Federally required, to establish and standardize the Department's procedures for conducting toxics surveys. Effective Date: December 9, 1997 Page Length: 18 pages Location: Vol 30, Tab 06 Contact: Ed Brezina at (717) 787-9637

DEP ID: 391-3200-008 Title: Quality Assurance Work Plan: Advanced Treatment—Model Calibration/Verification Surveys Description: Establishes and standardizes the Department's procedures for conducting model calibration surveys for advanced treatment projects. These procedures provide justification for the added treatment costs associated with advanced treatment projects. Effective Date: December 11, 1997 Page Length: 20 pages Location: Vol 30, Tab 08 Contact: Ed Brezina at (717) 787-9637

Draft Technical Guidance—Substantive Revision

DEP ID: 391-3200-010 Title: Standardized Biological Field Collection and Laboratory Methods Description: Developed to establish and standardize methods for the collection and analysis of biological data for the purpose of evaluating the condition of aquatic resources throughout this Commonwealth. Effective Date: December 10, 1997 Page Length: 50 pages Location: Vol 30, Tab 09 Contact: Ed Brezina at (717) 787-9637

DEP ID: 563-2112-203 Title: Insignificant Boundary Corrections for Surface Mining Activities Description: Being revised to allow the addition of remining areas to existing permits by following the procedures for insignificant boundary corrections. This change is intended to encourage operators to remine abandoned mine lands adjacent to active permits. Deadline for Submittal of Comments: January 30, 1998 Contact: Nevin Strock at (717) 783-8845

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 97-2087. Filed for public inspection December 26, 1997, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Current Prevailing Wage Act Debarments

The following contractor has been determined to have intentionally violated the Pennsylvania Prevailing Wage Act (act) (43 P. S. §§ 165-11—165-17). This notice is published for the information and convenience of public bodies subject to the act. Under section 11(e) of the act (43 P. S. § 165-11(e)), this person or firm, or any firms, corporations or partnerships in which the person or firm has an interest, shall be awarded no contract for 3 years after the date listed.

| <i>Contractor</i> | <i>Address</i> | <i>Date of Debarment</i> |
|-------------------------------------|---|------------------------------|
| Walter Gay, d/b/a Wayne Painting | 411 Caldwell Ave. Wilmerding, PA 15148 | 12/09/97 |

JOHNNY J. BUTLER,
Secretary

[Pa.B. Doc. No. 97-2088. Filed for public inspection December 26, 1997. 9:00 a.m.]

Unemployment Compensation Benefit Rate Table

The purpose of this notice is to effect the automatic extension of the Unemployment Compensation Benefit Rate Table. Each year the maximum weekly benefit rate is calculated as 66 2/3% of the average weekly wage in covered employment for the preceding fiscal year. The maximum weekly benefit rate for unemployment compensation purposes in Pennsylvania during calendar year 1998 will be \$375.

Under the authority contained in section 201 of Article II and section 404(e)(2) of Article IV of the Unemployment Compensation Law (43 P. S. §§ 761 and 804(e)(2) and 34 Pa. Code § 65.111) the table for 1998 is being adopted by this notice and will be codified at 34 Pa. Code Chapter 65, Appendix A. See 14 Pa. B. 4688 (December 29, 1984).

The deadline for conformity is January 1, 1998 as established by section 404(e)(2) of the Unemployment Compensation Law.

Any questions concerning this notice should be directed to Alan Williamson, Deputy Secretary for Unemployment Compensation Programs, Labor and Industry Building, Harrisburg, PA 17120.

JOHNNY J. BUTLER,
Secretary

| <i>Part A Highest Quarterly Wage</i> | <i>Part B Rate of Compensation</i> | <i>Part C Qualifying Wages</i> | <i>Part D Amount of Compensation</i> | <i>Part E</i> |
|--|--|--|--|---------------|
| \$ 800— 812 | \$35 | \$1,320 | \$ 910 | \$ 560 |
| 813— 837 | 36 | 1,360 | 936 | 576 |
| 838— 862 | 37 | 1,400 | 962 | 592 |
| 863— 887 | 38 | 1,440 | 988 | 608 |
| 888— 912 | 39 | 1,480 | 1,014 | 624 |
| 913— 937 | 40 | 1,520 | 1,040 | 640 |
| 938— 962 | 41 | 1,560 | 1,066 | 656 |
| 963— 987 | 42 | 1,600 | 1,092 | 672 |
| 988—1,012 | 43 | 1,640 | 1,118 | 688 |
| 1,013—1,037 | 44 | 1,680 | 1,144 | 704 |
| 1,038—1,062 | 45 | 1,720 | 1,170 | 720 |
| 1,063—1,087 | 46 | 1,760 | 1,196 | 736 |
| 1,088—1,112 | 47 | 1,800 | 1,222 | 752 |
| 1,113—1,162 | 48 | 1,840 | 1,248 | 768 |
| 1,163—1,187 | 49 | 1,880 | 1,274 | 784 |
| 1,188—1,212 | 50 | 1,920 | 1,300 | 800 |
| 1,213—1,237 | 51 | 1,960 | 1,326 | 816 |
| 1,238—1,262 | 52 | 2,000 | 1,352 | 832 |
| 1,263—1,287 | 53 | 2,040 | 1,378 | 848 |
| 1,288—1,312 | 54 | 2,080 | 1,404 | 864 |
| 1,313—1,337 | 55 | 2,120 | 1,430 | 880 |
| 1,338—1,362 | 56 | 2,160 | 1,456 | 896 |
| 1,363—1,387 | 57 | 2,200 | 1,482 | 912 |
| 1,388—1,412 | 58 | 2,240 | 1,508 | 928 |
| 1,413—1,437 | 59 | 2,280 | 1,534 | 944 |
| 1,438—1,462 | 60 | 2,320 | 1,560 | 960 |
| 1,463—1,487 | 61 | 2,360 | 1,586 | 976 |
| 1,488—1,512 | 62 | 2,400 | 1,612 | 992 |

| <i>Part A Highest Quarterly Wage</i> | <i>Part B Rate of Compensation</i> | <i>Part C Qualifying Wages</i> | <i>Part D Amount of Compensation</i> | <i>Part E</i> |
|--|--|--|--|---------------|
| 1,513—1,537 | 63 | 2,440 | 1,638 | 1,008 |
| 1,538—1,562 | 64 | 2,480 | 1,664 | 1,024 |
| 1,563—1,587 | 65 | 2,520 | 1,690 | 1,040 |
| 1,588—1,612 | 66 | 2,560 | 1,716 | 1,056 |
| 1,613—1,637 | 67 | 2,600 | 1,742 | 1,072 |
| 1,638—1,662 | 68 | 2,640 | 1,768 | 1,088 |
| 1,663—1,687 | 69 | 2,680 | 1,794 | 1,104 |
| 1,688—1,712 | 70 | 2,720 | 1,820 | 1,120 |
| 1,713—1,737 | 71 | 2,760 | 1,846 | 1,136 |
| 1,738—1,762 | 72 | 2,800 | 1,872 | 1,152 |
| 1,763—1,787 | 73 | 2,840 | 1,898 | 1,168 |
| 1,788—1,812 | 74 | 2,880 | 1,924 | 1,184 |
| 1,813—1,837 | 75 | 2,920 | 1,950 | 1,200 |
| 1,838—1,862 | 76 | 2,960 | 1,976 | 1,216 |
| 1,863—1,887 | 77 | 3,000 | 2,002 | 1,232 |
| 1,888—1,912 | 78 | 3,040 | 2,028 | 1,248 |
| 1,913—1,937 | 79 | 3,080 | 2,054 | 1,264 |
| 1,938—1,962 | 80 | 3,120 | 2,080 | 1,280 |
| 1,963—1,987 | 81 | 3,160 | 2,106 | 1,296 |
| 1,988—2,012 | 82 | 3,200 | 2,132 | 1,312 |
| 2,013—2,037 | 83 | 3,240 | 2,158 | 1,328 |
| 2,038—2,062 | 84 | 3,280 | 2,184 | 1,344 |
| 2,063—2,087 | 85 | 3,320 | 2,210 | 1,360 |
| 2,088—2,112 | 86 | 3,360 | 2,236 | 1,376 |
| 2,113—2,137 | 87 | 3,400 | 2,262 | 1,392 |
| 2,138—2,162 | 88 | 3,440 | 2,288 | 1,408 |
| 2,163—2,187 | 89 | 3,480 | 2,314 | 1,424 |
| 2,188—2,212 | 90 | 3,520 | 2,340 | 1,440 |
| 2,213—2,237 | 91 | 3,560 | 2,366 | 1,456 |
| 2,238—2,262 | 92 | 3,600 | 2,392 | 1,472 |
| 2,263—2,287 | 93 | 3,640 | 2,418 | 1,488 |
| 2,288—2,312 | 94 | 3,680 | 2,444 | 1,504 |
| 2,313—2,337 | 95 | 3,720 | 2,470 | 1,520 |
| 2,338—2,362 | 96 | 3,760 | 2,496 | 1,536 |
| 2,363—2,387 | 97 | 3,800 | 2,522 | 1,552 |
| 2,388—2,412 | 98 | 3,840 | 2,548 | 1,568 |
| 2,413—2,437 | 99 | 3,880 | 2,574 | 1,584 |
| 2,438—2,462 | 100 | 3,920 | 2,600 | 1,600 |
| 2,463—2,487 | 101 | 3,960 | 2,626 | 1,616 |
| 2,488—2,512 | 102 | 4,000 | 2,652 | 1,632 |
| 2,513—2,537 | 103 | 4,040 | 2,678 | 1,648 |
| 2,538—2,562 | 104 | 4,080 | 2,704 | 1,664 |
| 2,563—2,587 | 105 | 4,120 | 2,730 | 1,680 |
| 2,588—2,612 | 106 | 4,160 | 2,756 | 1,696 |
| 2,613—2,637 | 107 | 4,200 | 2,782 | 1,712 |
| 2,638—2,662 | 108 | 4,240 | 2,808 | 1,728 |
| 2,663—2,687 | 109 | 4,280 | 2,834 | 1,744 |
| 2,688—2,712 | 110 | 4,320 | 2,860 | 1,760 |
| 2,713—2,737 | 111 | 4,360 | 2,886 | 1,776 |
| 2,738—2,762 | 112 | 4,400 | 2,912 | 1,792 |
| 2,763—2,787 | 113 | 4,440 | 2,938 | 1,808 |
| 2,788—2,812 | 114 | 4,480 | 2,964 | 1,824 |
| 2,813—2,837 | 115 | 4,520 | 2,990 | 1,840 |
| 2,838—2,862 | 116 | 4,560 | 3,016 | 1,856 |

| <i>Part A Highest Quarterly Wage</i> | <i>Part B Rate of Compensation</i> | <i>Part C Qualifying Wages</i> | <i>Part D Amount of Compensation</i> | <i>Part E</i> |
|--|--|--|--|---------------|
| 2,863—2,887 | 117 | 4,600 | 3,042 | 1,872 |
| 2,888—2,912 | 118 | 4,640 | 3,068 | 1,888 |
| 2,913—2,937 | 119 | 4,680 | 3,094 | 1,904 |
| 2,938—2,962 | 120 | 4,720 | 3,120 | 1,920 |
| 2,963—2,987 | 121 | 4,760 | 3,146 | 1,936 |
| 2,988—3,012 | 122 | 4,800 | 3,172 | 1,952 |
| 3,013—3,037 | 123 | 4,840 | 3,198 | 1,968 |
| 3,038—3,062 | 124 | 4,880 | 3,224 | 1,984 |
| 3,063—3,087 | 125 | 4,920 | 3,250 | 2,000 |
| 3,088—3,112 | 126 | 4,960 | 3,276 | 2,016 |
| 3,113—3,137 | 127 | 5,000 | 3,302 | 2,032 |
| 3,138—3,162 | 128 | 5,040 | 3,328 | 2,048 |
| 3,163—3,187 | 129 | 5,080 | 3,354 | 2,064 |
| 3,188—3,212 | 130 | 5,120 | 3,380 | 2,080 |
| 3,213—3,237 | 131 | 5,160 | 3,406 | 2,096 |
| 3,238—3,262 | 132 | 5,200 | 3,432 | 2,112 |
| 3,263—3,287 | 133 | 5,240 | 3,458 | 2,128 |
| 3,288—3,312 | 134 | 5,280 | 3,484 | 2,144 |
| 3,313—3,337 | 135 | 5,320 | 3,510 | 2,160 |
| 3,338—3,362 | 136 | 5,360 | 3,536 | 2,176 |
| 3,363—3,387 | 137 | 5,400 | 3,562 | 2,192 |
| 3,388—3,412 | 138 | 5,440 | 3,588 | 2,208 |
| 3,413—3,437 | 139 | 5,480 | 3,614 | 2,224 |
| 3,438—3,462 | 140 | 5,520 | 3,640 | 2,240 |
| 3,463—3,487 | 141 | 5,560 | 3,666 | 2,256 |
| 3,488—3,512 | 142 | 5,600 | 3,692 | 2,272 |
| 3,513—3,537 | 143 | 5,640 | 3,718 | 2,288 |
| 3,538—3,562 | 144 | 5,680 | 3,744 | 2,304 |
| 3,563—3,587 | 145 | 5,720 | 3,770 | 2,320 |
| 3,588—3,612 | 146 | 5,760 | 3,796 | 2,336 |
| 3,613—3,637 | 147 | 5,800 | 3,822 | 2,352 |
| 3,638—3,662 | 148 | 5,840 | 3,848 | 2,368 |
| 3,663—3,687 | 149 | 5,880 | 3,874 | 2,384 |
| 3,688—3,712 | 150 | 5,920 | 3,900 | 2,400 |
| 3,713—3,737 | 151 | 5,960 | 3,926 | 2,416 |
| 3,738—3,762 | 152 | 6,000 | 3,952 | 2,432 |
| 3,763—3,787 | 153 | 6,040 | 3,978 | 2,448 |
| 3,788—3,812 | 154 | 6,080 | 4,004 | 2,464 |
| 3,813—3,837 | 155 | 6,120 | 4,030 | 2,480 |
| 3,838—3,862 | 156 | 6,160 | 4,056 | 2,496 |
| 3,863—3,887 | 157 | 6,200 | 4,082 | 2,512 |
| 3,888—3,912 | 158 | 6,240 | 4,108 | 2,528 |
| 3,913—3,937 | 159 | 6,280 | 4,134 | 2,544 |
| 3,938—3,962 | 160 | 6,320 | 4,160 | 2,560 |
| 3,963—3,987 | 161 | 6,360 | 4,186 | 2,576 |
| 3,988—4,012 | 162 | 6,400 | 4,212 | 2,592 |
| 4,013—4,037 | 163 | 6,440 | 4,238 | 2,608 |
| 4,038—4,062 | 164 | 6,480 | 4,264 | 2,624 |
| 4,063—4,087 | 165 | 6,520 | 4,290 | 2,640 |
| 4,088—4,112 | 166 | 6,560 | 4,316 | 2,656 |
| 4,113—4,137 | 167 | 6,600 | 4,342 | 2,672 |
| 4,138—4,162 | 168 | 6,640 | 4,368 | 2,688 |
| 4,163—4,187 | 169 | 6,680 | 4,394 | 2,704 |

| <i>Part A Highest Quarterly Wage</i> | <i>Part B Rate of Compensation</i> | <i>Part C Qualifying Wages</i> | <i>Part D Amount of Compensation</i> | <i>Part E</i> |
|--|--|--|--|---------------|
| 4,188—4,212 | 170 | 6,720 | 4,420 | 2,720 |
| 4,213—4,237 | 171 | 6,760 | 4,446 | 2,736 |
| 4,238—4,262 | 172 | 6,800 | 4,472 | 2,752 |
| 4,263—4,287 | 173 | 6,840 | 4,498 | 2,768 |
| 4,288—4,312 | 174 | 6,880 | 4,524 | 2,784 |
| 4,313—4,337 | 175 | 6,920 | 4,550 | 2,800 |
| 4,338—4,362 | 176 | 6,960 | 4,576 | 2,816 |
| 4,363—4,387 | 177 | 7,000 | 4,602 | 2,832 |
| 4,388—4,412 | 178 | 7,040 | 4,628 | 2,848 |
| 4,413—4,437 | 179 | 7,080 | 4,654 | 2,864 |
| 4,438—4,462 | 180 | 7,120 | 4,680 | 2,880 |
| 4,463—4,487 | 181 | 7,160 | 4,706 | 2,896 |
| 4,488—4,512 | 182 | 7,200 | 4,732 | 2,912 |
| 4,513—4,537 | 183 | 7,240 | 4,758 | 2,928 |
| 4,538—4,562 | 184 | 7,280 | 4,784 | 2,944 |
| 4,563—4,587 | 185 | 7,320 | 4,810 | 2,960 |
| 4,588—4,612 | 186 | 7,360 | 4,836 | 2,976 |
| 4,613—4,637 | 187 | 7,400 | 4,862 | 2,992 |
| 4,638—4,662 | 188 | 7,440 | 4,888 | 3,008 |
| 4,663—4,687 | 189 | 7,480 | 4,914 | 3,024 |
| 4,688—4,712 | 190 | 7,520 | 4,940 | 3,040 |
| 4,713—4,737 | 191 | 7,560 | 4,966 | 3,056 |
| 4,738—4,762 | 192 | 7,600 | 4,992 | 3,072 |
| 4,763—4,787 | 193 | 7,640 | 5,018 | 3,088 |
| 4,788—4,812 | 194 | 7,680 | 5,044 | 3,104 |
| 4,813—4,837 | 195 | 7,720 | 5,070 | 3,120 |
| 4,838—4,862 | 196 | 7,760 | 5,096 | 3,136 |
| 4,863—4,887 | 197 | 7,800 | 5,122 | 3,152 |
| 4,888—4,912 | 198 | 7,840 | 5,148 | 3,168 |
| 4,913—4,937 | 199 | 7,880 | 5,174 | 3,184 |
| 4,938—4,962 | 200 | 7,920 | 5,200 | 3,200 |
| 4,963—4,987 | 201 | 7,960 | 5,226 | 3,216 |
| 4,988—5,012 | 202 | 8,000 | 5,252 | 3,232 |
| 5,013—5,037 | 203 | 8,040 | 5,278 | 3,248 |
| 5,038—5,062 | 204 | 8,080 | 5,304 | 3,264 |
| 5,063—5,087 | 205 | 8,120 | 5,330 | 3,280 |
| 5,088—5,112 | 206 | 8,160 | 5,356 | 3,296 |
| 5,113—5,137 | 207 | 8,200 | 5,382 | 3,312 |
| 5,138—5,162 | 208 | 8,240 | 5,408 | 3,328 |
| 5,163—5,187 | 209 | 8,280 | 5,434 | 3,344 |
| 5,188—5,212 | 210 | 8,320 | 5,460 | 3,360 |
| 5,213—5,237 | 211 | 8,360 | 5,486 | 3,376 |
| 5,238—5,262 | 212 | 8,400 | 5,512 | 3,392 |
| 5,263—5,287 | 213 | 8,440 | 5,538 | 3,408 |
| 5,288—5,312 | 214 | 8,480 | 5,564 | 3,424 |
| 5,313—5,337 | 215 | 8,520 | 5,590 | 3,440 |
| 5,338—5,362 | 216 | 8,560 | 5,616 | 3,456 |
| 5,363—5,387 | 217 | 8,600 | 5,642 | 3,472 |
| 5,388—5,412 | 218 | 8,640 | 5,668 | 3,488 |
| 5,413—5,437 | 219 | 8,680 | 5,694 | 3,504 |
| 5,438—5,462 | 220 | 8,720 | 5,720 | 3,520 |
| 5,463—5,487 | 221 | 8,760 | 5,746 | 3,536 |
| 5,488—5,512 | 222 | 8,800 | 5,772 | 3,552 |

| <i>Part A Highest Quarterly Wage</i> | <i>Part B Rate of Compensation</i> | <i>Part C Qualifying Wages</i> | <i>Part D Amount of Compensation</i> | <i>Part E</i> |
|--|--|--|--|---------------|
| 5,513—5,537 | 223 | 8,840 | 5,798 | 3,568 |
| 5,538—5,562 | 224 | 8,880 | 5,824 | 3,584 |
| 5,563—5,587 | 225 | 8,920 | 5,850 | 3,600 |
| 5,588—5,612 | 226 | 8,960 | 5,876 | 3,616 |
| 5,613—5,637 | 227 | 9,000 | 5,902 | 3,632 |
| 5,638—5,662 | 228 | 9,040 | 5,928 | 3,648 |
| 5,663—5,687 | 229 | 9,080 | 5,954 | 3,664 |
| 5,688—5,712 | 230 | 9,120 | 5,980 | 3,680 |
| 5,713—5,737 | 231 | 9,160 | 6,006 | 3,696 |
| 5,738—5,762 | 232 | 9,200 | 6,032 | 3,712 |
| 5,763—5,787 | 233 | 9,240 | 6,058 | 3,728 |
| 5,788—5,812 | 234 | 9,280 | 6,084 | 3,744 |
| 5,813—5,837 | 235 | 9,320 | 6,110 | 3,760 |
| 5,838—5,862 | 236 | 9,360 | 6,136 | 3,776 |
| 5,863—5,887 | 237 | 9,400 | 6,162 | 3,792 |
| 5,888—5,912 | 238 | 9,440 | 6,188 | 3,808 |
| 5,913—5,937 | 239 | 9,480 | 6,214 | 3,824 |
| 5,938—5,962 | 240 | 9,520 | 6,240 | 3,840 |
| 5,963—5,987 | 241 | 9,560 | 6,266 | 3,856 |
| 5,988—6,012 | 242 | 9,600 | 6,292 | 3,872 |
| 6,013—6,037 | 243 | 9,640 | 6,318 | 3,888 |
| 6,038—6,062 | 244 | 9,680 | 6,344 | 3,904 |
| 6,063—6,087 | 245 | 9,720 | 6,370 | 3,920 |
| 6,088—6,112 | 246 | 9,760 | 6,396 | 3,936 |
| 6,113—6,137 | 247 | 9,800 | 6,422 | 3,952 |
| 6,138—6,162 | 248 | 9,840 | 6,448 | 3,968 |
| 6,163—6,187 | 249 | 9,880 | 6,474 | 3,984 |
| 6,188—6,212 | 250 | 9,920 | 6,500 | 4,000 |
| 6,213—6,237 | 251 | 9,960 | 6,526 | 4,016 |
| 6,238—6,262 | 252 | 10,000 | 6,552 | 4,032 |
| 6,263—6,287 | 253 | 10,040 | 6,578 | 4,048 |
| 6,288—6,312 | 254 | 10,080 | 6,604 | 4,064 |
| 6,313—6,337 | 255 | 10,120 | 6,630 | 4,080 |
| 6,338—6,362 | 256 | 10,160 | 6,656 | 4,096 |
| 6,363—6,387 | 257 | 10,200 | 6,682 | 4,112 |
| 6,388—6,412 | 258 | 10,240 | 6,708 | 4,128 |
| 6,413—6,437 | 259 | 10,280 | 6,734 | 4,144 |
| 6,438—6,462 | 260 | 10,320 | 6,760 | 4,160 |
| 6,463—6,487 | 261 | 10,360 | 6,786 | 4,176 |
| 6,488—6,512 | 262 | 10,400 | 6,812 | 4,192 |
| 6,513—6,537 | 263 | 10,440 | 6,838 | 4,208 |
| 6,538—6,562 | 264 | 10,480 | 6,864 | 4,224 |
| 6,563—6,587 | 265 | 10,520 | 6,890 | 4,240 |
| 6,588—6,612 | 266 | 10,560 | 6,916 | 4,256 |
| 6,613—6,637 | 267 | 10,600 | 6,942 | 4,272 |
| 6,638—6,662 | 268 | 10,640 | 6,968 | 4,288 |
| 6,663—6,687 | 269 | 10,680 | 6,994 | 4,304 |
| 6,688—6,712 | 270 | 10,720 | 7,020 | 4,320 |
| 6,713—6,737 | 271 | 10,760 | 7,046 | 4,336 |
| 6,738—6,762 | 272 | 10,800 | 7,072 | 4,352 |
| 6,763—6,787 | 273 | 10,840 | 7,098 | 4,368 |
| 6,788—6,812 | 274 | 10,880 | 7,124 | 4,384 |
| 6,813—6,837 | 275 | 10,920 | 7,150 | 4,400 |
| 6,838—6,862 | 276 | 10,960 | 7,176 | 4,416 |

| <i>Part A Highest Quarterly Wage</i> | <i>Part B Rate of Compensation</i> | <i>Part C Qualifying Wages</i> | <i>Part D Amount of Compensation</i> | <i>Part E</i> |
|--|--|--|--|---------------|
| 6,863—6,887 | 277 | 11,000 | 7,202 | 4,432 |
| 6,888—6,912 | 278 | 11,040 | 7,228 | 4,448 |
| 6,913—6,937 | 279 | 11,080 | 7,254 | 4,464 |
| 6,938—6,962 | 280 | 11,120 | 7,280 | 4,480 |
| 6,963—6,987 | 281 | 11,160 | 7,306 | 4,496 |
| 6,988—7,012 | 282 | 11,200 | 7,332 | 4,512 |
| 7,013—7,037 | 283 | 11,240 | 7,358 | 4,528 |
| 7,038—7,062 | 284 | 11,280 | 7,384 | 4,544 |
| 7,063—7,087 | 285 | 11,320 | 7,410 | 4,560 |
| 7,088—7,112 | 286 | 11,360 | 7,436 | 4,576 |
| 7,113—7,137 | 287 | 11,400 | 7,462 | 4,592 |
| 7,138—7,162 | 288 | 11,440 | 7,488 | 4,608 |
| 7,163—7,187 | 289 | 11,480 | 7,514 | 4,624 |
| 7,188—7,212 | 290 | 11,520 | 7,540 | 4,640 |
| 7,213—7,237 | 291 | 11,560 | 7,566 | 4,656 |
| 7,238—7,262 | 292 | 11,600 | 7,592 | 4,672 |
| 7,263—7,287 | 293 | 11,640 | 7,618 | 4,688 |
| 7,288—7,312 | 294 | 11,680 | 7,644 | 4,704 |
| 7,313—7,337 | 295 | 11,720 | 7,670 | 4,720 |
| 7,338—7,362 | 296 | 11,760 | 7,696 | 4,736 |
| 7,363—7,387 | 297 | 11,800 | 7,722 | 4,752 |
| 7,388—7,412 | 298 | 11,840 | 7,748 | 4,768 |
| 7,413—7,437 | 299 | 11,880 | 7,774 | 4,784 |
| 7,438—7,462 | 300 | 11,920 | 7,800 | 4,800 |
| 7,463—7,487 | 301 | 11,960 | 7,826 | 4,816 |
| 7,488—7,512 | 302 | 12,000 | 7,852 | 4,832 |
| 7,513—7,537 | 303 | 12,040 | 7,878 | 4,848 |
| 7,538—7,562 | 304 | 12,080 | 7,904 | 4,864 |
| 7,563—7,587 | 305 | 12,120 | 7,930 | 4,880 |
| 7,588—7,612 | 306 | 12,160 | 7,956 | 4,896 |
| 7,613—7,637 | 307 | 12,200 | 7,982 | 4,912 |
| 7,638—7,662 | 308 | 12,240 | 8,008 | 4,928 |
| 7,663—7,687 | 309 | 12,280 | 8,034 | 4,944 |
| 7,688—7,712 | 310 | 12,320 | 8,060 | 4,960 |
| 7,713—7,737 | 311 | 12,360 | 8,086 | 4,976 |
| 7,738—7,762 | 312 | 12,400 | 8,112 | 4,992 |
| 7,763—7,787 | 313 | 12,440 | 8,138 | 5,008 |
| 7,788—7,812 | 314 | 12,480 | 8,164 | 5,024 |
| 7,813—7,837 | 315 | 12,520 | 8,190 | 5,040 |
| 7,838—7,862 | 316 | 12,560 | 8,216 | 5,056 |
| 7,863—7,887 | 317 | 12,600 | 8,242 | 5,072 |
| 7,888—7,912 | 318 | 12,640 | 8,268 | 5,088 |
| 7,913—7,937 | 319 | 12,680 | 8,294 | 5,104 |
| 7,938—7,962 | 320 | 12,720 | 8,320 | 5,120 |
| 7,963—7,987 | 321 | 12,760 | 8,346 | 5,136 |
| 7,988—8,012 | 322 | 12,800 | 8,372 | 5,152 |
| 8,013—8,037 | 323 | 12,840 | 8,398 | 5,168 |
| 8,038—8,062 | 324 | 12,880 | 8,424 | 5,184 |
| 8,063—8,087 | 325 | 12,920 | 8,450 | 5,200 |
| 8,088—8,112 | 326 | 12,960 | 8,476 | 5,216 |
| 8,113—8,137 | 327 | 13,000 | 8,502 | 5,232 |
| 8,138—8,162 | 328 | 13,040 | 8,528 | 5,248 |
| 8,163—8,187 | 329 | 13,080 | 8,554 | 5,264 |

| <i>Part A Highest Quarterly Wage</i> | <i>Part B Rate of Compensation</i> | <i>Part C Qualifying Wages</i> | <i>Part D Amount of Compensation</i> | <i>Part E</i> |
|--|--|--|--|---------------|
| 8,188—8,212 | 330 | 13,120 | 8,580 | 5,280 |
| 8,213—8,237 | 331 | 13,160 | 8,606 | 5,296 |
| 8,238—8,262 | 332 | 13,200 | 8,632 | 5,312 |
| 8,263—8,287 | 333 | 13,240 | 8,658 | 5,328 |
| 8,288—8,312 | 334 | 13,280 | 8,684 | 5,344 |
| 8,313—8,337 | 335 | 13,320 | 8,710 | 5,360 |
| 8,338—8,362 | 336 | 13,360 | 8,736 | 5,376 |
| 8,363—8,387 | 337 | 13,400 | 8,762 | 5,392 |
| 8,388—8,412 | 338 | 13,440 | 8,788 | 5,408 |
| 8,413—8,437 | 339 | 13,480 | 8,814 | 5,424 |
| 8,438—8,462 | 340 | 13,520 | 8,840 | 5,440 |
| 8,463—8,487 | 341 | 13,560 | 8,866 | 5,456 |
| 8,488—8,512 | 342 | 13,600 | 8,892 | 5,472 |
| 8,513—8,537 | 343 | 13,640 | 8,918 | 5,488 |
| 8,538—8,562 | 344 | 13,680 | 8,944 | 5,504 |
| 8,563—8,587 | 345 | 13,720 | 8,970 | 5,520 |
| 8,588—8,612 | 346 | 13,760 | 8,996 | 5,536 |
| 8,613—8,637 | 347 | 13,800 | 9,022 | 5,552 |
| 8,638—8,662 | 348 | 13,840 | 9,048 | 5,568 |
| 8,663—8,687 | 349 | 13,880 | 9,074 | 5,584 |
| 8,688—8,712 | 350 | 13,920 | 9,100 | 5,600 |
| 8,713—8,737 | 351 | 13,960 | 9,126 | 5,616 |
| 8,738—8,762 | 352 | 14,000 | 9,152 | 5,632 |
| 8,763—8,787 | 353 | 14,040 | 9,178 | 5,648 |
| 8,788—8,812 | 354 | 14,080 | 9,204 | 5,664 |
| 8,813—8,837 | 355 | 14,120 | 9,230 | 5,680 |
| 8,838—8,862 | 356 | 14,160 | 9,256 | 5,696 |
| 8,863—8,887 | 357 | 14,200 | 9,282 | 5,712 |
| 8,888—8,912 | 358 | 14,240 | 9,308 | 5,728 |
| 8,913—8,937 | 359 | 14,280 | 9,334 | 5,744 |
| 8,938—8,962 | 360 | 14,320 | 9,360 | 5,760 |
| 8,963—8,987 | 361 | 14,360 | 9,386 | 5,776 |
| 8,988—[or more]—9,012 | 362 | [*]14,400 | 9,412 | 5,792 |
| 9,013—9,037 | 363 | 14,440 | 9,438 | 5,808 |
| 9,038—9,062 | 364 | 14,480 | 9,464 | 5,824 |
| 9,063—9,087 | 365 | 14,520 | 9,490 | 5,840 |
| 9,088—9,112 | 366 | 14,560 | 9,516 | 5,856 |
| 9,113—9,137 | 367 | 14,600 | 9,542 | 5,872 |
| 9,138—9,162 | 368 | 14,640 | 9,568 | 5,888 |
| 9,163—9,187 | 369 | 14,680 | 9,594 | 5,904 |
| 9,188—9,212 | 370 | 14,720 | 9,620 | 5,920 |
| 9,213—9,237 | 371 | 14,760 | 9,646 | 5,936 |
| 9,238—9,262 | 372 | 14,800 | 9,672 | 5,952 |
| 9,263—9,287 | 373 | 14,840 | 9,698 | 5,968 |
| 9,288—9,312 | 374 | 14,880 | 9,724 | 5,984 |
| 9,313—or more | 375 | *14,920 | 9,750 | 6,000 |

* The claimant will be ineligible for benefits unless 20% of the (\$14,400) \$14,920 qualifying wages was paid in a quarter or quarters other than the high quarter.

[Pa.B. Doc. No. 97-2089. Filed for public inspection December 26, 1997, 9:00 a.m.]

DEPARTMENT OF MILITARY AND VETERANS AFFAIRS

Per Diem Rates Per Resident at Pennsylvania State Veterans' Homes

The following per diem rates for residents of Pennsylvania State Veterans' Homes are effective January 1, 1998 through December 31, 1998:

Hollidaysburg Veterans' Home:

| | |
|---------------------------|----------|
| Nursing Care | \$134.34 |
| Domiciliary/Personal Care | \$ 85.69 |

Pennsylvania Soldiers' and Sailors' Home:

| | |
|---------------------------|----------|
| Nursing Care | \$126.27 |
| Domiciliary/Personal Care | \$107.86 |

Southeastern Veterans' Center

| | |
|---------------------------|----------|
| Nursing Care | \$131.77 |
| Domiciliary/Personal Care | \$ 84.63 |

Northeastern Veterans' Center:

| | |
|---------------------------|----------|
| Nursing Care | \$121.07 |
| Domiciliary/Personal Care | \$ 71.10 |

Southwestern Veterans' Center:

| | |
|---------------------------|----------|
| Nursing Care | \$134.34 |
| Domiciliary/Personal Care | 97.84 |

JAMES MACVAY,
Adjutant General

[Pa.B. Doc. No. 97-2090. Filed for public inspection December 26, 1997, 9:00 a.m.]

DEPARTMENT OF REVENUE

Interest Rate

Under section 806 of the act of April 9, 1929 (P. L. 343, No. 176), known as the Fiscal Code, the Secretary of Revenue announces that, for the year commencing January 1, 1998, all unpaid taxes which became due and payable to the Commonwealth on and after January 1, 1982, shall bear interest at the rate of 9% per annum. This rate will remain constant until December 31, 1998. Under section 6621(a)(2) of the Internal Revenue Code, this rate has been established by the Secretary of the Treasury of the United States, to be effective January 1, 1998. This rate will be codified under 61 Pa. Code § 4.2(a) (relating to rate of interest).

Although the Tax Reform Act of 1986 amended Internal Revenue Code section 6621, by requiring that the Secretary of the Treasury of the United States establish quarterly rates of interest to become effective for Federal purposes on the first month of each calendar quarter, these amendments do not affect Pennsylvania law. The Fiscal Code, as herein cited, requires that the interest

rate be established effective January 1 of each calendar year without regard to any change in the Federal interest rate during the calendar year.

ROBERT A. JUDGE, Sr.,
Secretary

[Pa.B. Doc. No. 97-2091. Filed for public inspection December 26, 1997, 9:00 a.m.]

Zero Emission Vehicles

In accordance with 61 Pa. Code § 60.14(b)(3) (relating to zero emission vehicles), the Secretary of Revenue, under section 204(47) and (48) of the Tax Reform Code of 1971 (72 P. S. § 7204(47) and (48)), announces that the following comparable vehicle amounts will be used from January 1, 1998 through December 31, 1998, and codified at 61 Pa. Code § 60.14(d)(3):

| | |
|----------------------|----------|
| (i) Passenger car | \$20,661 |
| (ii) Passenger truck | \$16,287 |
| (iii) Passenger van | \$19,408 |

These comparable vehicle amounts shall remain in effect until the Department of Revenue publishes a replacement listing of amounts.

ROBERT A. JUDGE, Sr.,
Secretary

[Pa.B. Doc. No. 97-2092. Filed for public inspection December 26, 1997, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Administrative Docket Filing Fee Schedule

The Department of Transportation, Office of Chief Counsel, by this Notice, hereby establishes, consistent with the provisions of 67 Pa. Code § 491.5 (relating to filing fees), the Administrative Docket Filing Fee Schedule for use in calendar year 1998, or until the next annual list is published.

The Administrative Docket Filing Fee Schedule prescribes the filing fee, not otherwise provided by statute or regulation, for all requests for a hearing in appeal of Department action under 2 Pa. C.S. §§ 501—508 and §§ 701—704 (relating to Administrative Agency Law). Among the matters that are subject to these hearings are revocation or denial of driveway permits, outdoor advertising permits, public and private airport licenses and overweight or oversize truck hauling permits and credit toward suspension of operating privilege.

Pursuant to 67 Pa. Code § 491.5, the Department has reviewed the schedule of filing fees and has determined that amendment of the existing fees is not necessary at this time. The Department will continue to review and revise this schedule of filing fees as necessitated by the increasing costs of adjudication. Comment, questions, or

suggestions may be directed to Helen E. Topolski, Administrative Docket Clerk, Office of Chief Counsel, Pennsylvania Department of Transportation, 9th Floor, Forum Place, Harrisburg, PA 17101-1900, (717-772-8397).

BRADLEY L. MALLORY, Secretary

Administrative Docket Filing Fee Schedule

- 1. Basic filing fee..... \$100.00
Includes proceedings regarding the following matters:
 - (a) Application for credit toward suspension of operating privilege.
 - (b) Minimum use driveway permits (25 vehicles, or less, per day).
 - (c) Occupational limited license privilege denial.
 - (d) School bus/hazardous walking routes.
 - (e) Probationary license denial.
 - (f) Miscellaneous matters (including Petition to Intervene).
- 2. Level II filing fee \$150.00
Includes proceedings regarding the following matters:
 - (a) Low volume driveway permits (25 to 750 vehicles per day).
 - (b) Municipal reimbursement matters.
 - (c) Overweight or oversize truck hauling permits.
 - (d) Private airport permits.
- 3. Level III filing fee..... \$250.00
Includes proceedings regarding the following matters:
 - (a) Medium volume driveway permits (750 to 1500 vehicles per day).
 - (b) Highway beautification/outdoor advertising matters.
- 4. Level IV filing fee..... \$500.00
Includes proceedings regarding the following matters:
 - (a) High volume driveway permits (>1500 vehicles per day).
 - (b) Public airport permits.

[Pa.B. Doc. No. 97-2093. Filed for public inspection December 26, 1997, 9:00 a.m.]

Contemplated Sale of Land No Longer Needed for Transportation Purposes

Notice is hereby given that the Department of Transportation, pursuant to 71 P.S. § 513(e)(7), intends to sell certain land owned by the Department.

The following property is available for sale by the Department.

Parcel 35-South Union Township, Fayette County. This parcel contains 1,969± acres or 85,769.64± square feet of unimproved land situated along the westerly side of State Route 0040, and the easterly side of State Route 8008, Ramp C of the Uniontown ByPass, just southeast of State Route 3021 (Hopwood-Fairchance Road) in the Village of Hopwood, Pennsylvania. Estimated Fair Market Value is \$67,600.00.

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

Interested public entities are invited to express their interest in purchasing the site within 30 calendar days from the date of publication of this notice to: Michael H. Dufalla, P.E., District Engineer, Pennsylvania Department of Transportation, Engineering District 12-0, P. O. Box 459, Uniontown, Pennsylvania 15401.

BRADLEY L. MALLORY, Secretary

[Pa.B. Doc. No. 97-2094. Filed for public inspection December 26, 1997, 9:00 a.m.]

Contemplated Sale of Land No Longer Needed for Transportation Purposes

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

The following are the properties available for sale by the Department.

A tract of unimproved land located in Radnor Township, Delaware County. Vacant land was formerly identified as 141-145 Hillside Circle & 131 Hillside Circle, Villanova, PA 19085 and consists of 26,528.0 s.f. more or less or parcel numbers: 75, 76 & 77 on the highway plan. Department has determined that land is no longer needed for present and future transportation purposes. Appraised value is \$28,000.

Interested public entities are invited to express their interest in purchasing this site within 30 calendar days from the date of publication of this notice to Andrew Warren, District Administrator-Transportation District 6-0, 200 Radnor Chester Rd., St. Davids, PA 19087-5178 Attn: Matthew J. Kulpa, Jr. Real Estate Technician, KOP Annex, (610) 786-3101.

BRADLEY MALLORY, Secretary

[Pa.B. Doc. No. 97-2095. Filed for public inspection December 26, 1997, 9:00 a.m.]

**Finding
Armstrong 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 construct State Route 6028, Section 015, the Kittanning By-Pass, in Armstrong County.

The proposed Kittanning By-Pass will begin at the existing northern terminus of the Allegheny Valley Expressway and will extend east and then north to the intersection of Traffic Route 28/66 with Traffic Route 85.

No adverse environmental effect is likely to result from the construction of this section of highway.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 97-2096. Filed for public inspection December 26, 1997, 9:00 a.m.]

ENVIRONMENTAL QUALITY BOARD

Acceptance of Rulemaking Petition for Study

At the December 16, 1997, meeting of the Environmental Quality Board (EQB), the EQB accepted a rulemaking petition for further study under 25 Pa. Code, Chapter 23 (EQB Policy for Processing Petitions).

The petition was submitted by Birmingham Township's Recreation, Parks and Open Space Committee, Chester County, and requests that Brinton Run, Wylie Run and Renwick Run be redesignated from Warm Water Fishes-Migratory Fishes (WWF-MF) to Exceptional Value (EV) Waters.

The Department of Environmental Protection is currently reviewing the petition and will forward its report evaluating the streams to the EQB. Any changes that are recommended to the existing designations of these streams will be processed as a proposed rulemaking with an opportunity for public comment.

Copies of the petition are available from the Environmental Quality Board, P. O. Box 8477, Harrisburg, PA 17105-8477, (717) 787-4526, e-mail to RegComments@1.dep.state.pa.us.

JAMES M. SEIF,
Chairperson

[Pa.B. Doc. No. 97-2097. Filed for public inspection December 26, 1997, 9:00 a.m.]

Watershed Redesignation

The Storm Water Management Act (act) (32 P. S. §§ 680.1—680.19) requires Pennsylvania counties to prepare and adopt watershed stormwater plans for designated watersheds. The intent of the act is to address the impacts of future development on existing stormwater runoff levels and to recommend measures to control accelerated runoff to prevent flood damages that could occur due to those development activities.

A watershed stormwater plan includes hydrologic and hydraulic evaluation of the drainage basin, consideration of existing drainage problems, existing and proposed flood control projects and their impacts, existing government regulatory mechanisms and provides recommendations for the control of accelerated runoff which would result from future development. The Department of Environmental Protection (Department) provides up to 75% funding assistance to counties for their watershed stormwater planning effort.

Under section 14(a)(10) of the act (Powers and duties of the Department of Environmental Protection), the Department, in consultation with the counties, originally designated 353 watersheds in the entire State. Those

watersheds were approved by the Environmental Quality Board (Board) on May 31, 1980 with amendments on November 19, 1991, April 21, 1992, June 21, 1994, April 16, 1996, April 15, 1997 and December 16, 1997, bringing the current number of watersheds to 357.

The Department, in consultation with the Montgomery County Planning Commission, has designated 14 watersheds within Montgomery County. 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. Presently, the Sandy Run Watershed, whose mouth is located in the proximity of Fort Washington State Park and Interchange 26 of the Pennsylvania Turnpike, is part of the designated Wis-sahickon Creek Watershed. Municipalities within the proposed watershed will include Upper Dublin, Abington, Springfield and Whitmarsh Townships.

This redesignation results 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 act to help address the severe flooding problems within the watershed while coordinating with local efforts in developing a master plan for the watershed.

The Department, subsequent to advertising in the *Pennsylvania Bulletin* on August 23, 1997, held a public hearing on September 26, 1997 at the Montgomery County Planning Commission Office, Norristown, for the purpose of accepting comments on the redesignation of this watershed. Montgomery County presented favorable comments for the redesignation and showed a desire to initiate immediate watershed planning. There were no objections or concerns received by the Department. The Board approved this request at its public meeting on December 16, 1997.

For further information, contact Durla Lathia, Bureau of Watershed Conservation, at (717) 772-5661, or e-mail at Lathia.Durla@a1.dep.state.pa.us. Persons with a disability may use the AT&T Relay Service by calling 1 (800) 654-5984 (TDD users) or 1 (800) 654-5988 (voice users). The index is available electronically through the DEP Web site (<http://www.dep.state.pa.us>).

JAMES M. SEIF,
Chairperson

Index of Designated Watersheds (Stormwater Management)

(Approved by the Environmental Quality Board, the Storm Water Management Act, P. L. 864, No. 167, October 4, 1978, and published in the *Pennsylvania Bulletin* on May 31, 1980 and August 9, 1980, as amended on November 19, 1991, April 21, 1992, June 21, 1994, April 16, 1996, April 15, 1997 and December 16, 1997).

LAKE ERIE BASIN

1. Lake Erie/Elk Creek
2. Conneaut Creek
3. Ashtabula River

GENESEE River BASIN

1. Genessee River

POTOMAC River BASIN

1. Potomac River *

POTOMAC River (From Somerset County to Adams County along Maryland State Line)

2. Little Wills Creek
3. Wills Creek
4. Evitts Creek
5. Little Tonoloway Creek
6. Tonoloway Creek
7. Cove Creek
8. Little Cove Creek
9. Licking Creek
10. Back Creek
11. West Branch Conococheague Creek
12. Conococheague Creek
13. Antietam Creek
14. Monocacy River

OHIO River BASIN

1. Ohio River *
2. Allegheny River *
3. Clarion River*
4. Kiskiminetas River*
5. Youghiogheny River*
6. Monongahela River*
7. Beaver River*

OHIO River (From Confluence with Allegheny River to Ohio State Line)

8. Sawmill Run
9. Robinson Run
10. Chartiers Creek
11. Lowries Run
12. Montour Run
13. Little Sewickley Creek
14. Flaugherty Run
15. Big Sewickley Creek
16. Traverse Creek
17. Service Creek
18. Raccoon Creek
19. Little Beaver Creek
20. Fish Creek
21. Wheeling Creek
22. Cross Creek

ALLEGHENY River (From Potter County to New York State Line)

23. Potato Creek
24. Oswago Creek
25. Tunungwant Creek
26. Upper Allegheny River

ALLEGHENY River (from New York State Line to Confluence with Clarion River)

27. Conewago Creek
28. Brokenstraw Creek
29. Tionesta Creek
30. Oil Creek
31. Muddy Creek
32. Cussewago Creek
33. Conneaut Outlet
34. Sugar Creek
35. French Creek
36. East Sandy Creek
37. Sandy Creek

CLARION River (From McKean County to Confluence with Allegheny River)

38. Elk Creek
39. Little Toby Creek
40. Toms, Cather, Maxwell, Blyson and McCanna Runs

41. Piney Creek
42. Deer Creek
43. Licking Creek

ALLEGHENY River (From Clarion River to Kiskiminetas River)

44. Sandy Lick Creek
45. North Fork Redbank Creek
46. Little Sandy Creek
47. Redbank Creek
48. Stump Creek
49. East Branch Mahoning Creek
50. Big Run
51. Canoe Creek
52. Elk Run
53. Little Mahoning Creek
54. Mahoning Creek
55. Pine Creek
56. Cowanshannock Creek
57. Crooked Creek
58. Glade Run

KISKIMINETAS River (from Somerset County to Confluence with Allegheny River)

59. Quemahoning Creek
60. Shade Creek
61. Paint Creek
62. Bens Creek
63. Stony Creek
64. Little Conemaugh River
65. Two Lick Creek
66. Black Lick Creek
67. Aultmans/Stewart Runs
68. Loyalhanna Creek
69. Conemaugh River
70. Blacklegs Creek

ALLEGHENY River (From Kiskiminetas River to Confluence with Ohio River)

71. Buffalo Creek
72. Bull Creek
73. Pucketa Creek
74. Deer Creek
75. Plum Creek
76. Squaw Run
77. Pine Creek
78. Girty Run

YOUGHIOGHENY River (From Somerset County to Confluence with Monongahela River)

79. Buffalo Creek
80. Coxes Creek
81. Casselman River
82. Laurel Hill Creek
83. Indian Creek
84. Jacobs Creek
85. Sewickley Creek

MONONGAHELA River (From West Virginia State Line to Confluence with Ohio River)

86. Cheat River
87. Dunkard Creek
88. Georges Creek
89. Whitley Creek
90. Muddy Creek
91. Pumpkin Run
92. South Fork Ten Mile Creek
93. Ten Mile Creek
94. Dunlan Creek
95. Redstone Creek
96. Pike Run

- 97. Pigeon Creek
- 98. Peters Creek
- 99. Turtle Creek

BEAVER River (From Ohio State Line to Confluence with Ohio River)

- 100. Little Shenango River
- 101. Little Neshannock Creek
- 102. Neshannock Creek
- 103. Shenango River
- 104. Sullivan Run
- 105. Breakneck Creek
- 106. Wolf Creek
- 107. Slippery Rock Creek
- 108. Connoquenessing Creek
- 109. Brady Run

SUSQUEHANNA River BASIN

- 1. Susquehanna River*
- 2. West Branch Susquehanna River*

SUSQUEHANNA River (From Susquehanna County to Bradford County along New York State Line)

- 3. Starrucca/Cascade Creeks
- 4. Drinker Creek
- 5. Mitchell/Denton Creeks
- 6. Salt Lick Creek
- 7. DuBois Creek
- 8. Snake Creek
- 9. Choconut Creek
- 10. Apalachin Creek
- 11. Wappasening Creek

SUSQUEHANNA River (From Potter County to Confluence with Chemung River along New York State Line)

- 12. Crooked Creek
- 13. Cowanesque River
- 14. Tioga River
- 15. Chemung River

SUSQUEHANNA River (From Confluence with Chemung River to the Confluence with West Branch Susquehanna River)

- 16. Sugar Creek
- 17. Towanda Creek
- 18. Wysox Creek
- 19. Wyalusing Creek
- 20. East and Middle Branch Wyalusing Creek
- 21. North Branch Wyalusing Creek
- 22. Meshoppen Creek
- 23. Mehoopany Creek
- 24. Tunkhannock Creek upstream from Nine Partners Creek
- 25. Tunkhannock Creek upstream from Martins Creek
- 26. East Branch Tunkhannock Creek
- 27. Martins Creek
- 28. South Branch Tunkhannock Creek
- 29. Tunkhannock Creek
- 30. Bowman Creek
- 31. Lackawanna River
- 32. Abrahams Creek
- 33. Mill Creek
- 34. Toby Creek
- 35. Solomon Creek
- 36. Nanticoke/Newport Creeks
- 37. Harvey Creek
- 38. Hunlock Creek
- 39. L. Wapwallopen/Wapwallopen Creeks
- 40. Nescopeck Creek
- 41. Briar Creek
- 42. Huntingdon Creek

- 43. Little Fishing Creek
- 44. Fishing Creek
- 45. Catawissa Creek
- 46. Roaring Creek
- 47. Sechler Run
- 48. Mahoning Creek

WEST BRANCH SUSQUEHANNA River (From Cambria County to Confluence with Susquehanna River)

- 49. Chest Creek
- 50. Anderson Creek
- 51. Central Region West Branch Susquehanna River Clearfield County
- 52. Clearfield Creek
- 53. Moshannon Creek
- 54. Mosquito Creek
- 55. Sinnemahoning/Portage Creeks
- 56. West Creek
- 57. First Fork Sinnemahoning Creek
- 58. Sinnemahoning Creek
- 59. Kettle Creek
- 60. Young Womans Creek
- 61. Spring Creek
- 62. Beech Creek
- 63. Fishing Creek/Cedar Run
- 64. Bald Eagle Creek
- 65. Reeds Run
- 66. Chatham Run
- 67. Marsh Creek
- 68. West Branch Pine Creek
- 69. Pine Creek
- 70. Antes Creek
- 71. Larry's Creek
- 72. Lycoming Creek
- 73. Grafius/Millers/McClure Runs
- 74. Loyalsock Creek
- 75. Muncy Creek
- 76. White Deer Hole Creek
- 77. White Deer Creek
- 78. Limestone Run
- 79. Buffalo Creek
- 80. Bull Run
- 81. Chillisquaqua Creek

SUSQUEHANNA River (From Confluence with West Branch Susquehanna River to the Confluence with Juniata River)

- 82. Shamokin Creek
- 83. Penns Creek
- 84. Middle Creek
- 85. Mahanoy Creek
- 86. Mahantago Creek (West)
- 87. Mahantago Creek (East)
- 88. Wiconisco Creek

JUNIATA River (From Centre County to Confluence with Susquehanna River)

- 89. South Bald Eagle Creek
- 90. Spruce Creek
- 91. Little Juniata River
- 92. Frankstown Branch Juniata River
- 93. Beaverdam Branch Juniata River
- 94. Shaver Creek
- 95. Muddy Run
- 96. Crooked Creek
- 97. Standing Stone Creek
- 98. Shawnee Creek
- 99. Shobers Run
- 100. Bobs Creek

101. Dunning Creek
102. Cove Creek
103. Snakespring Valley Run
104. Clear Creek
105. Shaffer Creek
106. Brush Creek
107. Sandy/Sixmile Runs
108. Yellow Creek
109. Shoup Run
110. Great Trough Creek
111. Raystown Branch Juniata River
112. Mill Creek
113. Wooden Bridge Creek
114. Sideling Hill Creek
115. Three Spring Creek
116. Blacklog Creek
117. Aughwich Creek
118. Laurel Creek
119. Honey Creek
120. Kishacoquillas Creek
121. Jacks Creek
122. East Licking Creek
123. Tuscarora Creek
124. Little Buffalo/Buffalo Creeks
125. Juniata River

SUSQUEHANNA River (From Confluence with Juniata River to Maryland State Line)

126. Little Juniata Creek
127. Sherman Creek
128. Clark Creek
129. Stony Creek
130. Fishing Creek
131. Middle Spring Creek
132. Letort Spring Run
133. Hogestown/Trindle Spring Runs
134. Conodoguinet Creek
135. Paxton Creek
136. Spring Creek (West)
137. Mountain Creek
138. Cedar Run
139. Yellow Breeches Creek (Lower)
140. Yellow Breeches Creek (Upper)
141. Quittapahilla Creek
142. Spring Creek (East)
143. Bow/Beaver/Manada Creeks
144. Swatara Creek
145. Conewago Creek
146. Little Conewago Creek
147. Conewago Creek (West)
148. East Branch Codorus Creek
149. South Branch Codorus Creek
150. Codorus Creek
151. Donegal/Little Chickies Creeks
152. Chickies Creek
153. Kreutz Creek
154. Cocalico Creek
155. Mill Creek
156. Little Conestoga Creek
157. Conestoga River
158. Pequea Creek
159. Muddy Creek
160. Conowingo Creek
161. Octoraro Creek

DELAWARE River BASIN

1. Delaware River*
2. Lehigh River*
3. Schuylkill River*

DELAWARE River (From Wayne County to Confluence with Lehigh River along New York and New Jersey State Line)

4. Equinunk Creek
5. Wallenpaupack Creek
6. Lackawaxen River
7. Shohola Creek
8. Saw Kill Creek
9. Bushkill Creek
10. McMichaels Creek
11. Broadhead Creek
12. Cherry Creek
13. Martins/Jacoby Creeks
14. Bushkill Creek

LEHIGH River (From Pike County to Confluence with Delaware River)

15. Tobyhanna Creek
16. Mud Run
17. Black Creek
18. Nesquehoning Creek
19. Mauch Chunk Creek
20. Mahoning Creek
21. Pohopoco Creek
22. Lizard Creek
23. Aquashicola Creek
24. Trout/Bertsch Creeks
25. Hokendaugua Creek
26. Coplay Creek
27. Catasauqua Creek
28. Jordan Creek
29. Little Lehigh Creek
30. Monocacy Creek
31. Saucon Creek
32. Nancy Run

DELAWARE River (From Confluence with Lehigh River to Confluence with Schuylkill River along New Jersey State Line)

33. Tohicon Creek
34. Little Neshaminy Creek
35. Neshaminy Creek
36. Poquessing Creek
37. Pennypack Creek
38. Tacony Creek (Frankford)

SCHUYLKILL River (From Carbon County to Confluence with Delaware River)

39. Little Schuylkill River
40. Sacony Creek
41. Maiden Creek
42. Tulpehocken Creek
43. Manatawny Creek
44. Pigeon Creek
45. French Creek
46. Pickering/Valley Creeks
47. Swamp Creek
48. East Branch Perkiomen Creek
49. Skippack Creek
50. Perkiomen Creek
51. Valley Creek
52. Stony Creek (Sawmill Run)
53. Mill Creek/Rock Run/Gully Creek/Arrowmink Creek
54. Wissahickon Creek
55. Sandy Run

DELAWARE River (From Confluence with Schuylkill River to Delaware State along New Jersey State Line)

56. Cobbs Creek
57. Darby Creek

58. Crum Creek
59. Ridley Creek
60. Chester Creek
61. East Branch Brandywine Creek
62. West Branch Brandywine Creek
63. Sucker Run
64. White Clay Creek (Christina River)
65. Red Clay Creek
66. Brandywine Creek
67. Big Elk Creek (Chesapeake Bay)
68. Little Elk Creek
69. Northeast Creek

*DESIGNATED WATERSHEDS BY COUNTIES**ADAMS COUNTY*

1. Conewago Creek
2. Monocacy River
3. Conococheague Creek
4. Antietam Creek
5. Mountain Creek

ALLEGHENY COUNTY

1. Pine Creek
2. Chartiers Creek
3. Deer Creek
4. Bull Creek
5. Turtle Creek
6. Sawmill Run
7. Squaw Run
8. Ohio River
9. Robinson Run
10. Peters Creek
11. Montour Run
12. Lowries Run
13. Girty Run
14. Plum Creek
15. L. Sewickley Creek
16. Big Sewickley Creek
17. Flaugherty Run
18. Monongahela River
19. Youghiogheny River
20. Allegheny River
21. Raccoon Creek
22. Connoquenessing Creek
23. Pucketa Creek
24. Breakneck Creek

ARMSTRONG COUNTY

1. Cowanshannock Creek
2. Glade Run
3. Kickiminetas River
4. Allegheny River
5. Pine Creek
6. Crooked Creek
7. Mahoning Creek
8. Redbank Creek
9. Buffalo Creek
10. Blacklegs Creek
11. L. Sandy Creek

BEAVER COUNTY

1. Raccoon Creek
2. Service Creek
3. Traverse Creek
4. Connoquenessing Creek
5. Ohio River
6. Big Sewickley Creek
7. Beaver River
8. Brady Run

9. Little Beaver Creek
10. Slippery Rock Creek
11. Flaugherty Run

BEDFORD COUNTY

1. Dunning Creek
2. Yellow Creek
3. Bobs Creek
4. Shobers Run
5. Shoup Run
6. Raystown Br., Juniata River
7. Snakespring Valley Run
8. Little Wills Creek
9. Cove Creek
10. Clear Creek
11. Shaffer Creek
12. Potomac River
13. Wills Creek
14. Shawnee Creek
15. Brush Creek
16. Frankstown Br. Juniata River
17. Evitts Creek
18. Sandy/Sixmile Runs

BERKS COUNTY

1. Tulpehocken Creek
2. Schuylkill River
3. Maiden Creek
4. Sacony Creek
5. Manatawny Creek
6. Little Lehigh Creek
7. Perkiomen Creek
8. Swamp Creek
9. Conestoga River
10. Swatara Creek
11. French Creek
12. L. Schuylkill River

BLAIR COUNTY

1. Beaverdam Br. Juniata River
2. L. Juniata River
3. Frankstown Br. Juniata River
4. South Bald Eagle Creek
5. Yellow Creek
6. Bobs Creek
7. Moshannon Creek
8. Clearfield Creek

BRADFORD COUNTY

1. Sugar Creek
2. Towanda Creek
3. Wysox Creek
4. Susquehanna River
5. Chemung River
6. Wyalusing Creek
7. Loyalsock Creek
8. Tioga River
9. Mehoopany Creek
10. North Branch Wyalusing Creek
11. Wappasening Creek
12. Apalachin Creek

BUCKS COUNTY

1. Neshaminy Creek
2. L. Neshaminy Creek
3. Tohickon Creek
4. Perkiomen Creek
5. E. Br. Perkiomen Creek
6. Delaware River
7. Poquessing Creek
8. Pennypack Creek
9. Saucon Creek

BUTLER COUNTY

1. Connoquenessing Creek
2. Slippery Rock Creek
3. Wolf Creek
4. Allegheny River
5. Sullivan Run
6. Breakneck Creek
7. Bull Creek
8. Buffalo Creek
9. Deer Creek

CAMBRIA COUNTY

1. L. Conemaugh River
2. Conemaugh River
3. Stony Creek
4. Paint Creek
5. Blacklick Creek
6. Bens Creek
7. W. Br. Susquehanna River
8. Chest Creek
9. Clearfield Creek
10. Frankstown Br. Juniata River
11. L. Juniata River
12. Bobs Creek

CAMERON COUNTY

1. Sinnemahoning Portage Creek
2. West Creek
3. Sinnemahoning Creek
4. First Fork Sinnemahoning Creek
5. West Br. Susquehanna River
6. Potato Creek
7. Mosquito Creek

CARBON COUNTY

1. Lizard Creek
2. Mahoning Creek
3. Mauch Chunk Creek
4. Nesquehoning Creek
5. Black Creek
6. Tobyhanna Creek
7. Mud Run
8. Pohopoco Creek
9. Aquashicola Creeek
10. Lehigh River
11. Little Schuylkill River

CENTRE COUNTY

1. Spring Creek
2. Bald Eagle Creek (north)
3. Fishing Creek
4. Penns Creek
5. Cedar Run
6. Spruce Creek
7. Bald Eagle Creek (south)
8. Moshannon Creek
9. Beech Creek
10. W. Br. Susquehanna River
11. White Deer Creek
12. Buffalo Creek
13. Standing Stone Creek

CHESTER COUNTY

1. Brandywine Creek
2. E. Br. Brandywine Creek
3. Pigeon Creek
4. French Creek
5. Chester Creek
6. Ridley Creek

7. Crum Creek
8. Darby Creek
9. Schuylkill River
10. Pickering Creek
11. Big Elk Creek
12. Little Elk Creek
13. Northeast Creek
14. Octoraro Creek
15. Pequea Creek
16. W. Br. Brandywine
17. Valley Creek
18. White Clay Creek
19. Red Clay Creek
20. Sucker Run

CLARION COUNTY

1. Deer Creek
2. Toms, Cather, Maxwell, Blyson, McCanna Runs
3. Piney Creek
4. Licking Creek
5. Clarion River
6. Redbank Creek
7. Tionesta Creek
8. Allegheny River
9. East Sandy Creek

CLEARFIELD COUNTY

1. Clearfield Creek
2. W. Br. Susquehanna River
3. Anderson Creek
4. Sandy Lick Creek
5. Chest Creek
6. Moshannon Creek
7. Mosquito Creek
8. Stump Creek
9. E. Br. Mahoning Creek
10. Sinnemahoning Creek
11. L. Toby Creek
12. Central Region West Branch Susquehanna River
Clearfield County

CLINTON COUNTY

1. Fishing Creek/Cedar Run
2. Chatham Run
3. Reeds Run
4. Young Womans Creek
5. Kettle Creek
6. W. Br. Susquehanna River
7. Bald Eagle Creek
8. Beech Creek
9. Antes Creek
10. Pine Creek
11. Sinnemahoning Creek

COLUMBIA COUNTY

1. Fishing Creek
2. L. Fishing Creek
3. Huntington Creek
4. Briar Creek
5. Catawissa Creek
6. Roaring Creek
7. Susquehanna River
8. Nescopeck Creek
9. Shamokin Creek
10. Mahoning Creek
11. Mahonoy Creek
12. Chillisquaue Creek
13. Muncy Creek

CRAWFORD COUNTY

1. Conneaut Creek
2. Oil Creek

3. French Creek
4. Conneaut Outlet
5. Muddy Creek
6. Shenango River
7. Cussewago Creek
8. L. Shenango River
9. Sandy Creek
10. Sugar Creek
11. Brokenstraw Creek

CUMBERLAND COUNTY

1. Yellow Breeches Creek (Lower)
2. Yellow Breeches Creek (Upper)
3. Cedar Run
4. Hogestown/Trindle Spring Runs
5. Middle Spring Creek
6. Letort Spring Run
7. Conodoguinet Creek
8. Mountain Creek
9. Susquehanna River
10. Conewago Creek
11. Conococheague Creek

DAUPHIN COUNTY

1. Paxton Creek
2. Spring Creek (West)
3. Wiconisco Creek
4. Spring Creek (East)
5. Swatara Creek
6. Susquehanna River
7. Fishing Creek
8. Clark Creek
9. Stony Creek
10. Mahantango Creek
11. Conewago Creek
12. Bow/Beaver/Manada Creeks

DELAWARE COUNTY

1. Darby Creek
2. Chester Creek
3. Crum Creek
4. Ridley Creek
5. Brandywine Creek
6. Delaware River
7. Schuylkill River
8. Cobbs Creek

ELK COUNTY

1. Elk Creek
2. L. Toby Creek
3. Clarion River
4. Sinnemahoning Creek
5. Mosquito Creek
6. Tionesta Creek
7. West Creek

ERIE COUNTY

1. Lake Erie/Elk Creek
2. French Creek
3. Conneaut Creek
4. Cussewago Creek
5. Brokenstraw Creek
6. Oil Creek
7. Ashtabula River
8. Muddy Creek

FAYETTE COUNTY

1. Redstone Creek
2. Dunlap Creek

3. Georges Creek
4. Youghiogheny River
5. Monongahela River
6. Jacobs Creek
7. Indian Creek
8. Cheat River
9. Laurel Hill Creek

FOREST COUNTY

1. Tionesta Creek
2. Allegheny River
3. Clarion River

FRANKLIN COUNTY

1. Conococheague Creek
2. W. Br. Conococheague Creek
3. Antietam Creek
4. Middle Spring Creek
5. Back Creek
6. Conodoguinet Creek
7. Little Cover Creek
8. Tuscarora Creek
9. Licking Creek
10. Monocacy River
11. Sherman Creek

FULTON COUNTY

1. Cove Creek
2. Sideling Hill Creek
3. Wooden Bridge Creek
4. Aughwick Creek
5. Brush Creek
6. Licking Creek
7. Tonoloway Creek
8. Potomac River
9. Little Tonoloway Creek
10. Great Trough Creek

GREENE COUNTY

1. Wheeling Creek
2. South Fork Tenmile Creek
3. Pumpkin Run
4. Muddy Creek
5. Whitley Creek
6. Dunkard Creek
7. Fish Creek
8. Monongahela River
9. Ten Mile Creek

HUNTINGDON COUNTY

1. Aughwick Creek
2. Three Springs Creek
3. Blacklog Creek
4. Standing Stone Creek
5. Muddy Run
6. Shaver Creek
7. Shoup Run
8. Juniata River
9. Spruce Creek
10. Great Trough Creek
11. Raystown Br. Juniata River
12. Tuscarora Creek
13. Sideling Hill Creek
14. Mill Creek
15. Crooked Creek
16. L. Juniata River
17. Frankstown Br. Juniata River
18. Spring Creek

INDIANA COUNTY

1. Two Lick Creek
2. Cherry Run

3. Yellow Creek
3. Blacklick Creek
4. Crooked Creek
5. Conemaugh River
6. L. Mahoning Creek
7. Aultman/Stuart Runs
8. Canoe Creek
9. Blacklegs Creek
10. Plum Creek
11. W. Br. Susquehanna River
12. Mahoning Creek
13. Cowanshannock Creek

JEFFERSON COUNTY

1. Mahoning Creek
2. Sandy Lick Creek
3. Big Run
4. Elk Run
5. Stump Creek
6. Redbank Creek
7. Canoe Creek
8. Little Sandy Creek
9. L. Toby Creek
10. Clarion River
11. E. Br. Mahoning Creek
12. N. Fork Redbank Creek
13. W. Br. Susquehanna River
14. Toms, Cather, Maxwell, Blyson and McCanna Runs

JUNIATA COUNTY

1. Tuscarora Creek
2. Juniata River
3. E. Licking Creek
4. Mahantango Creek (West)
5. Susquehanna River
6. Blacklog Creek
7. Jacks Creek

LACKAWANNA COUNTY

1. Lackawanna River
2. S. Br. Tunkhannock Creek
3. Susquehanna River
4. Wallenpaupack Creek
5. E. Br. Tunkhannock Creek
6. Lehigh River
7. Lackawaxen River

LANCASTER COUNTY

1. Cocalico Creek
2. L. Conestoga Creek
3. Mill Creek
4. Conestoga River
5. Donegal/L. Chickies Creeks
6. Chickies Creek
7. Pequea Creek
8. Octoraro Creek
9. Conowingo Creek
10. Susquehanna River
11. Conewago Creek
12. West Branch Brandywine Creek

LAWRENCE COUNTY

1. Neshannock Creek
2. L. Neshannock Creek
3. Shenango River
4. Slippery Rock Creek
5. Connoquenessing Creek
6. Mahoning/Beaver Rivers
7. L. Beaver Creek

LEBANON COUNTY

1. Quittapahilla Creek
2. Tulpehocken Creek
3. Swatara Creek
4. Spring Creek
5. Cocalico Creek
6. Conewago Creek
7. Donegal/L. Chickies Creek
8. Stony Creek

LEHIGH COUNTY

1. Jordan Creek
2. L. Lehigh Creek
3. Coplay Creek
4. Lehigh River
5. Saucon Creek
6. Maiden Creek
7. Perkiomen Creek
8. Monocacy Creek
9. Catasauqua Creek
10. Delaware River
11. Trout Creek/Bertsch Creek
12. Sacony Creek

LUZERNE COUNTY

1. Abrahams Creek
2. Toby Creek
3. Harvey Creek
4. Mill Creek
5. Solomon Creek
6. Hunlock Creek
7. Nanticoke/Newport Creeks
8. Nescopeck Creek
9. Huntington Creek
10. L. Wapwallopen/Wapwallopen Creeks
11. Susquehanna River
12. Lehigh River
13. Catawissa Creek
14. Bowman Creek
15. Lackawanna River
16. Mehoopany Creek
17. Black Creek

LYCOMING COUNTY

1. Pine Creek
2. Lycoming Creek
3. Loyalsock Creek
4. Larrys Creek
5. Muncy Creek
6. Antes Creek
7. White Deer Hole Creek
8. W. Br. Susquehanna River
9. L. Fishing Creek
10. Young Womans Creek
11. Chatham Run
12. White Deer Creek
13. Towanda Creek
14. Grafius/Millers/McClure Runs

McKEAN COUNTY

1. Tunungwant Creek
2. Allegheny River (upper)
3. Potato Creek
4. Oswago Creek
5. Allegheny River (lower)
6. Clarion River
7. Tionesta Creek
8. Sinnemahoning Creek
9. Sinnemahoning Portage Creek

MERCER COUNTY

1. Shenango River
2. L. Shenango River
3. Sandy Creek
4. French Creek
5. Neshannock Creek
6. Wolf Creek
7. L. Neshannock Creek

MIFFLIN COUNTY

1. Kishacoquillas Creek
2. Laurel Creek
3. Honey Creek
4. Jacks Creek
5. Juniata River
6. Mill Creek
7. Penns Creek
8. East Licking Creek
9. Middle Creek

MONROE COUNTY

1. Brodhead Creek
2. McMichaels Creek
3. Tobyhanna Creek
4. Cherry Creek
5. Bush Kill Creek
6. Pohopoco Creek
7. Mud Run
8. Aquashicola Creek
9. Delaware River
10. Lehigh River
11. Wallenpaupack Creek

MONTGOMERY COUNTY

1. Perkiomen Creek
2. E. Branch Perkiomen Creek
3. Swamp Creek
4. Skippack Creek
5. Stony Creek/Sawmill Run
6. Wissahickon Creek
7. Schuylkill River
8. Neshaminy Creek
9. Pennypack Creek
10. Manatawny Creek
11. Tacony Creek
12. Cobbs Creek
13. Little Neshaminy Creek
14. Mill Creek/Rock Run/Gully Creek/Arrowmink Creek
15. Sandy Run

MONTOUR COUNTY

1. Mahoning Creek
2. Sechler Run
3. Chillisquaque Creek
4. Limestone Run
5. Susquehanna River
6. Roaring Creek
7. Muncy Creek

NORTHAMPTON COUNTY

1. Monocacy Creek
2. Nancy Run
3. Hokendaugua Creek
4. Martins/Jacoby Creeks
5. Saucon Creek
6. Catasauqua Creek
7. Bushkill Creek
8. Lehigh River

9. Delaware River
10. Trout Creek/Bertsch Creek

NORTHUMBERLAND COUNTY

1. Limestone Run
2. W. Br. Susquehanna River
3. Chillisquaque Creek
4. Shamokin Creek
5. Mahanoy Creek
6. Susquehanna River
7. Mahantango Creek
8. Roaring Creek

PERRY COUNTY

1. L. Juniata Creek
2. Sherman Creek
3. Buffalo/L. Buffalo Creeks
4. Susquehanna River
5. Juniata River
6. Tuscarora Creek
7. Conodoguinet Creek

PHILADELPHIA COUNTY

1. Darby Creek
2. Poquessing Creek
3. Tacony Creek (Frankford)
4. Pennypack Creek
5. Wissahickon Creek
6. Schuylkill River
7. Delaware River
8. Cobbs Creek

PIKE COUNTY

1. Shahola Creek
2. Bush Kill Creek
3. Wallenpaupack Creek
4. Lackawaxen River
5. Saw Kill Creek
6. Delaware River
7. Brodhead Creek

POTTER COUNTY

1. Upper Allegheny River
2. Pine Creek
3. Genessee River
4. W. Br. Pine Creek
5. Oswago Creek
6. Cowanesque River
7. Kettle Creek
8. First Fk. Sinnemahoning Creek
9. Young Womans Creek
10. Sinnemahoning Creek
11. Sinnemahoning Portage Creek

SCHUYLKILL COUNTY

1. Schuylkill River
2. L. Schuylkill River
3. Mahanoy Creek
4. Swatara Creek
5. Mahantango Creek
6. Wiconisco Creek
7. Catawissa Creek
8. Mahoning Creek
9. Lizard Creek
10. Nesquehoning Creek
11. Nescopeck Creek
12. Black Creek
13. Mauch Chunk Creek

SNYDER COUNTY

1. Middle Creek
2. Penns Creek
3. Mahantango Creek (West)
4. Susquehanna River
5. Jacks Creek
6. Honey Creek
7. Juniata River

SOMERSET COUNTY

1. Coxes Creek
2. Stony Creek
3. Quemahoning Creek
4. Bens Creek
5. Paint Creek
6. Shade Creek
7. Casselman River
8. Laurel Hill Creek
9. Wills Creek
10. Buffalo Creek
11. Raystown Br. Juniata River
12. Youghioghny River
13. Shawnee Creek
14. L. Conemaugh River
15. L. Wills Creek

SULLIVAN COUNTY

1. Loyalsock Creek
2. Muncy Creek
3. Fishing Creek
4. Mehoopany Creek
5. Lycoming Creek
6. Towanda Creek
7. Huntington Creek

SUSQUEHANNA COUNTY

1. Salt Lick Creek
2. DuBois Creek
3. Drinker Creek
4. Starrucca/Cascade Creeks
5. Martins Creek
6. Snake Creek
7. Mitchell/Denton Creeks
8. North Branch Wyalusing Creek
9. Tunkhannock Creek
10. E. Br. Tunkhannock Creek
11. Meshoppen Creek
12. Susquehanna River
13. Choconut Creek
14. Apalachin Creek
15. East and Middle Branch of Wyalusing Creek
16. Tunkhannock Creek upstream of Nine Partners Creek
17. Lackawanna River
18. Wappasening Creek
19. Tunkhannock Creek upstream of Martins Creek

TIOGA COUNTY

1. Pine Creek
2. Marsh Creek
3. Crooked Creek
4. Tioga River
5. Cowanesque River
6. Lycoming Creek
7. Chemung River
8. Towanda Creek
9. Kettle Creek
10. Sugar Creek

UNION COUNTY

1. Buffalo Creek
2. Bull Run
3. Penns Creek
4. W. Br. Susquehanna River
5. White Deer Creek
6. White Deer Hole Creek

VENANGO COUNTY

1. Oil Creek
2. Sugar Creek
3. E. Sandy Creek
4. French Creek
5. Allegheny River
6. Slippery Rock Creek
7. Sandy Creek
8. Wolf Creek

WARREN COUNTY

1. Conewango Creek
2. Brokenstraw Creek
3. Allegheny River
4. Oil Creek
5. Tionesta Creek

WASHINGTON COUNTY

1. Chartiers Creek
2. Tenmile Creek
3. Pigeon Creek
4. Pike Run
5. Peters Creek
6. Monongahela River
7. Raccoon Creek
8. Ohio River
9. Robinson Run
10. Cross Creek
11. Wheeling Creek

WAYNE COUNTY

1. Lackawaxen River
2. Equinunk Creek
3. Delaware River
4. Wallenpaupack Creek
5. Lackawanna River
6. Starrucca Creek
7. Lehigh River
8. Tobyhanna Creek

WESTMORELAND COUNTY

1. Sewickley Creek
2. Turtle Creek
3. Loyalhanna Creek
4. Jacobs Creek
5. Kiskiminetas River
6. Pucketa Creek
7. Conemaugh River
8. Youghioghny River
9. Monongahela River
10. Indian Creek
11. Allegheny River

WYOMING COUNTY

1. Bowman Creek
2. Tunkhannock Creek
3. Mehoopany Creek
4. Meshoppen Creek
5. S. Br. Tunkhannock Creek
6. Martin Creek
7. Susquehanna River
8. Harveys Creek

YORK COUNTY

1. Codorus Creek
2. S. Br. Codorus Creek
3. E. Br. Codorus Creek
4. L. Conewago Creek
5. Kreutz Creek
6. Conewago Creek
7. Yellow Breeches Creek(Lower)
8. Muddy Creek
9. Susquehanna River

* Direct discharges not included in other listed designations

[Pa.B. Doc. No. 97-2098. Filed for public inspection December 26, 1997, 9:00 a.m.]

HEALTH CARE COST CONTAINMENT COUNCIL

Request for Information Update

in the November 8, 1997 issue of the *Pennsylvania Bulletin*, Volume 27, Number 45, page 5840, The Health Care Cost Containment Council published a Request for Information (RFI). The purpose of which was "to obtain information on risk-adjustment/severity adjustment systems that would allow the Council to analyze performance, reliability, operational cost and financial viability of potential systems with regard to meeting the Council's risk adjustment/severity adjustment requirements."

The deadline for responses to the Request for Information was stated as December 15, 1997. This is to provide notice that the deadline for responses has been extended until 5 p.m., January 15, 1998.

DONALD L. ZIMMERMAN,
Executive Director

[Pa.B. Doc. No. 97-2099. Filed for public inspection December 26, 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, December 11, 1997, and took the following actions:

Regulations Approved:

Pennsylvania Liquor Control Board #54-52: 120 Day Rule (amends 40 Pa. Code Chapters 9 and 11)

Department of Labor and Industry #12-44: Retirement Pensions and Annuities (amends 34 Pa. Code §§ 65.101—65.105 and adds § 65.108)

Environmental Quality Board #7-303: Noncoal Regulations (amends 26 Pa. Code Chapter 77)

Environmental Quality Board #7-308: Small Operator Assistance Program (amends 25 Pa. Code Chapter 86, Subchapter C)

Environmental Quality Board # 7-311: Financial Assistance (amends 25 Pa. Code Chapter 103)

Regulations Deemed Approved Under Section 5(g) of the Regulatory Review Act—Effective December 9, 1997.

Insurance Department #11-144: Mass Merchandising of Property and Casualty Insurance (amends 31 Pa. Code by repealing §§ 113.51—113.62)

Department of Transportation #18-342: Licensing (amends 67 Pa. Code Chapters 71, 75 and 83)

Commissioners present: Robert J. Harbison, III, Vice Chairperson; Alvin C. Bush; Arthur Coccodrilli; John F. Mizner

Public Meeting held
December 11, 1997

Pennsylvania Liquor Control Board—120 Day Rule; Doc. No. 54-52

Order

On November 18, 1997, the Independent Regulatory Review Commission (Commission) received this regulation from the Pennsylvania Liquor Control Board (LCB). This rulemaking amends 40 Pa. Code Chapters 9 and 11. The authority for this regulation is contained in section 207(i) of the Pennsylvania Liquor Control Code (code) (47 P. S. § 2-207(i)). Notice of proposed rulemaking was omitted for this regulation; it will become effective upon publication in the *Pennsylvania Bulletin*.

The code prohibits a manufacturer, importing distributor and distributor of malt and brewed beverages from providing short term wholesale price discounts. Act 196 of 1992 (act) amended the code to provide that any wholesale price reduction must be maintained for 120 days and provided specific exemptions from the 120-day rule. In addition, the act created an investigative unit to be responsible for monitoring the malt and brewed beverage industry.

The regulation provides for how the LCB will implement the 120 day rule for price reductions. Specifically, the regulation outlines the reporting requirements for wholesale prices and the administrative procedures to be followed when a manufacturer or distributor wants to increase the price of a malt or brewed beverage earlier than 120 days from the date of the price reduction.

We have reviewed this regulation and find it to be in the public interest. The regulation is necessary to implement the provisions of Act 196 of 1996 and assure proper price controls for malt and brewed beverages.

Therefore, It Is Ordered That:

1. Regulation No. 54-52 from the Pennsylvania Liquor Control Board, as submitted to the Commission on November 18, 1997, is approved; and

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

Commissioners present: Robert J. Harbison, III, Vice Chairperson; Alvin C. Bush; Arthur Coccodrilli; John F. Mizner

Public Meeting held
December 11, 1997

Department of Labor and Industry—Retirement Pensions and Annuities; Doc. No. 12-44

Order

On August 27, 1996, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Labor and Industry (L&I). This rulemaking amends 34 Pa. Code §§ 65.101—65.105 and adds § 65.108. The authority for this regulation is sections 201(a) and 404(d) of the Commonwealth's Unemployment Compensation Law (Law) (43 P. S. §§ 761(a) and 804(d)). The proposed regulation was published in the September 7, 1996 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on November 13, 1997.

In part, this regulation is a response to directives from the U.S. Department of Labor (USDOL) to L&I. USDOL informed L&I that it must delete provisions of its existing regulations that conflict with Federal law. In response, this regulation deletes an existing exemption for workers permanently and involuntarily separated from employment before their retirement date. The exemption precluded the use of pension payments as an offset or deduction from unemployment compensation (UC) payments. Federal law requires that UC payments be reduced if the recipient is receiving periodic pension payments. Federal law does not require deductions or offsets for lump sum retirement payments.

The regulation also removes the existing "\$40 per week floor" on deductibility of pension payments which is no longer authorized by State or Federal law. In addition, the regulation provides for deductibility of Social Security retirement benefits in a manner that is consistent with Federal law.

Significant portions of this regulation are necessary to avoid sanctions by the Secretary of USDOL. If the Commonwealth's regulations do not conform with Federal law, USDOL could seek to withdraw certification from the State. This action would abrogate funding for both the UC system and Job Centers. In addition, employers within the State could lose the Federal tax credits to which they are entitled by payment of State UC taxes.

We have reviewed this regulation and find it to be in the public interest. The regulation will bring L&I's rules into greater consistency with Federal law. The final-form regulation includes a new exemption from the proposed offset requirement for lump sum payments. It applies when UC claimants transfer or "roll-over" lump sums to eligible retirement plans within 60 days of receipt. By providing an exemption from the deduction or offset requirement for "roll-overs" of lump sum retirement payments, it creates an incentive for workers to prepare for the future.

Therefore, It Is Ordered That:

1. Regulation No. 12-44 from the Department of Labor and Industry, as submitted to the Commission on November 13, 1997, is approved; and
2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

Commissioners present: Robert J. Harbison, III, Vice Chairperson; Alvin C. Bush; Arthur Coccodrilli; John F. Mizner

Public Meeting held
December 11, 1997

Environmental Quality Board—Noncoal Regulations; Doc. No. 7-303

Order

On February 4, 1997, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Quality Board (EQB). This rulemaking amends 25 Pa. Code Chapter 77. The authority for this regulation is 52 P. S. § 3311(a) and 35 P. S. § 691.5(b). The proposed regulation was published in the February 15, 1997 *Pennsylvania Bulletin* with a 60-day public comment period. The final-form regulation was submitted to the Commission on November 5, 1997.

The proposed amendments are the result of the Department of Environmental Protection's (DEP) Regulatory Basics Initiative. The EQB held two public hearings on the proposed amendments which include an increase in the small noncoal mining allowable yearly tonnage limit from 2,000 tons to 10,000 tons; a provision to allow DEP to require concurrent reclamation; and the use of general permits for noncoal surface mining activities that are similar in nature.

We have reviewed this regulation and find it to be in the public interest. The EQB projects a decrease in permit costs for the regulated community in the amount of \$110,000 per year. The EQB projects that DEP will save \$49,000 per year due to reduced review times for permits. The EQB explained that the proposed increase to a 10,000 tonnage limit for small noncoal operations will not have a significant environmental impact. The EQB adopted recommendations to modify provisions for general permits, impacts on wetlands, documentation of exploratory drilling and several minor clarity recommendations.

Therefore, It Is Ordered That:

1. Regulation No. 7-303 from the Environmental Quality Board, as submitted to the Commission on November 5, 1997, is approved; and
2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

Commissioners present: Robert J. Harbison, III, Vice Chairperson; Alvin C. Bush; Arthur Coccodrilli; John F. Mizner

Public Meeting held
December 11, 1997

Environmental Quality Board—Small Operator Assistance Program; Doc. No. 7-308

Order

On March 10, 1997, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Quality Board (EQB). This rulemaking amends 25 Pa. Code Chapter 86, Subchapter C. The authority for this regulation is found under sections 4.2, 4.3 and 18.7 of the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.4b, 1396.4c and 1396.18g), section 5 of The Clean Streams Law (35 P. S. § 691.5); and section 1920-A of The Administrative Code of 1929 (71 P. S. § 510-20). The proposed regulation was published in the March 22, 1997 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on November 5, 1997.

The EQB is proposing to restructure §§ 86.81—86.95 to improve clarity, eliminate redundant language and remove regulatory citations which the Federal Office of Surface Mining Reclamation and Enforcement has indi-

cated are beyond the scope of services authorized by the Small Operator Assistance Program.

We have reviewed this regulation and find it to be in the public interest. Several nonsubstantive changes have been made in the organization and format of the final rulemaking as a result of suggestions from the Commission which improve its clarity.

Therefore, It Is Ordered That:

1. Regulation No. 7-308 from the Environmental Quality Board, as submitted to the Commission on November 5, 1997, is approved; and
2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

Commissioners present: Robert J. Harbison, III, Vice Chairperson; Alvin C. Bush; Arthur Coccodrilli; John F. Mizner

Public Meeting held
December 11, 1997

Environmental Quality Board—Financial Assistance; Doc. No. 7-311

Order

On March 18, 1997, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Quality Board (EQB). This rulemaking would amend 25 Pa. Code Chapter 103 relating to certain administrative requirements a municipality must meet to qualify for financial assistance for the construction or upgrading of a sewage treatment facility. The authority for this regulation is found in The Clean Streams Law (35 P. S. §§ 691.1—691.1001), section 16(a)(2) of the Land and Water and Conservation and Reclamation Act (Conservation and Reclamation Act) (32 P. S. § 5116(a)(2)), and section 1920-A of the Administrative Code of 1929, as amended (71 P. S. § 510.20). The proposed regulation was published in the March 29, 1997 edition of the *Pennsylvania Bulletin*, with a 30-day public comment period. The final-form regulation was submitted to the Commission on November 5, 1997.

The financial assistance may be as low interest revolving fund loans or grants. These amendments were developed under the Regulatory Basics Initiative of the Department of Environmental Protection (DEP).

Subchapter A revisions delete references to the Federal Title II sewage treatment construction grants program, which has been phased out because all treatment facilities have either been constructed or are in the final stages of construction. Title II has been supplanted in Pennsylvania by the Federal Clean Water Act Title VI Loan Program (Title VI Program). The Title VI Program is jointly administered by the DEP and the Pennsylvania Infrastructure Investment Authority (PENNVEST). About 300 municipal sewage construction projects on the Title VI Program project priority list will benefit from affordable financial assistance through PENNVEST rather than having to borrow money at higher rates of interest in the open market.

Subchapter D amendments delete provisions for a State design grant program and a supplemental construction grant program because all eligible applicants have been awarded grants. They also authorize award of the currently remaining \$155,000 for one or several grant awards to economically depressed communities for the

construction of sewage facilities and to recover some of their sewage treatment facility related costs.

We have reviewed this regulation and find it to be in the public interest. This rulemaking provides necessary updates to Subchapters A and D. The final-form version also incorporates some changes the Commission suggested in its Comments on the proposed version, which improve the clarity and consistency of the regulation.

Therefore, It Is Ordered That:

1. Regulation No. 7-311 from the Environmental Quality Board, as submitted to the Commission on November 5, 1997, is approved; and
2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

Commissioners present: Robert J. Harbison, III, Vice Chairperson; Alvin C. Bush; Arthur Coccodrilli; John F. Mizner

Public Meeting held
December 11, 1997

Insurance Department—Mass Merchandising of Property and Casualty Insurance; Doc. No. 11-144

Order

On March 31, 1997, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Insurance Department (Department). This rulemaking amends 31 Pa. Code by repealing §§ 113.51—113.62. The authority for this regulation is found under The Unfair Insurance Practices Act (40 P. S. §§ 1171.1—1171.15); the Casualty and Surety Rate Regulatory Act (40 P. S. §§ 1181—1199); and the Fire, Marine and Inland Marine Rate Regulatory Act (40 P. S. §§ 1121—1238). 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 November 18, 1997.

The purpose of this rulemaking is to eliminate requirements that are burdensome or are duplicative of existing statutory requirements governing the filing of insurance rates and policy forms. In addition, the sections requiring the rendering of assistance to individuals in obtaining insurance is unduly burdensome and the report of statistics is no longer used by the Department.

The final-form regulation contains no changes from the proposed regulation. We did not file any comments on the proposed regulation. Furthermore, we did not receive any negative recommendations on the final-form regulation from the House Insurance Committee or the Senate Banking and Insurance Committee.

Therefore:

The Commission will notify the Legislative Reference Bureau that Regulation No. 11-144 from the Insurance Department, as submitted to the Commission on November 18, 1997, was deemed approved under section 5(g) of the Regulatory Review Act on December 9, 1997.

Commissioners present: Robert J. Harbison, III, Vice Chairperson; Alvin C. Bush; Arthur Coccodrilli; John F. Mizner

Public Meeting held
December 11, 1997

Department of Transportation—Licensing

Order

On August 20, 1997, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Transportation (PennDOT). This rulemaking amends 67 Pa. Code Chapters 71, 75 and 83. The authority for this regulation is contained in sections 1508, 1508.1, 1509 and 6103 of The Vehicle Code (75 Pa.C.S. §§ 1508, 1508.1, 1509 and 6103). The proposed regulation was published in the August 30, 1997 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on November 18, 1997.

This rulemaking would amend PennDOT's regulations to provide that certified registered nurse practitioners and physician assistants may conduct preliminary physical examinations required for the initial issuance of a driver's license and a school bus driver endorsement. Heretofore, only licensed physicians could conduct such examinations.

The final-form regulation contains no changes from the proposed regulation. We did not file any comments on the proposed regulation. Furthermore, we did not receive any negative recommendations on the final-form regulation from the House and Senate Transportation Committees.

Therefore:

The Commission will notify the Legislative Reference Bureau that Regulation No. 18-342 from the Department of Transportation, as submitted to the Commission on November 18, 1997, was deemed approved under section 5(g) of the Regulatory Review Act on December 9, 1997.

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 97-2100. Filed for public inspection December 26, 1997, 9:00 a.m.]

INSURANCE DEPARTMENT**Appeal of Elaine Cornman Under The Motor Vehicle Financial Responsibility Law Catastrophic Loss Benefits Continuation Fund; Doc. No. CF97-12-009**

A telephone prehearing conference initiated by this office shall be conducted on February 11, 1998 at 11 a.m. The parties shall have exchanged and filed prior to February 11, 1998 all exhibits intended for use at the hearing, a witness list identifying the names, addresses and telephone numbers for the proposed witnesses, the identity of all experts along with their curriculum vitae and proposed testimony, an estimate of time for the respective party's case-in-chief, a listing of all legal issues and the supportive citation for the respective party's position pertaining to the legal issues and all joint factual stipulations.

The hearing shall occur on February 25, 1998 at 11 a.m. in Room 200, Administrative Hearing Office, Capitol Associates Building, 901 North Seventh Street, Harrisburg, PA 17102.

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

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 97-2102. Filed for public inspection December 26, 1997, 9:00 a.m.]

Notice of Filing of Final-Form Rulemakings

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

| <i>Reg. No.</i> | <i>Agency/Title</i> | <i>Received</i> |
|-----------------|---|-----------------|
| 6-259 | Department of Education Special Education Services and Programs | 12/11/97 |
| 6-260 | State Board of Education Special Education Services and Programs | 12/11/97 |
| 10-148 | Department of Health Health Facility Licensure | 12/12/97 |

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 97-2101. Filed for public inspection December 26, 1997, 9:00 a.m.]

Daniel P. Wright; Doc. No. SC97-10-022

The hearing is scheduled for February 11, 1998 at 11 a.m., in the Administrative Hearing Office, Suite 200, 901 North Seventh Street, Harrisburg, PA 17102.

The proceedings in this matter will be governed by the Administrative Agency Law 2 Pa.C.S. §§ 501—508, 701—704 and the General Rules of Administrative Practice and Procedure, 1 Pa. Code § 31.1 et. seq.

Pending hearing, parties shall exchange proposed exhibits, the names of witnesses and provide an offer of proof with respect to each witness, and informally attempt to resolve undisputed facts by stipulation.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed in writing, with the Docket Clerk, Insurance Department, Suite 200, 901 North Seventh Street, Harrisburg, PA 17102 on or before January 21, 1998.

A prehearing conference initiated by the Administrative Hearing Office is scheduled for January 28, 1998 at 11 a.m.

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) 787-6469.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 97-2103. Filed for public inspection December 26, 1997, 9:00 a.m.]

The Employers' Fire Insurance Company; Private Passenger Automobile

On December 10, 1997, the Insurance Department received from The Employers' Fire Insurance Company a filing for a rate level and rules change for Private Passenger Automobile insurance.

The company requests an overall 4.5% increase amounting to \$440,000 increase annually, to be effective January 20, 1998.

Unless formal administrative action is taken prior to February 9, 1998, the subject filing may be deemed approved by operation of law.

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

All interested parties are invited to submit written comments, suggestions or objections to Nabila Audi, Insurance Department, Bureau of Regulation of Rates and Policies, Room 1311, Strawberry Square, Harrisburg, PA 17120, within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 97-2104. Filed for public inspection December 26, 1997, 9:00 a.m.]

Pennsylvania Compensation Rating Bureau; Workers' Compensation Loss Cost Filing

The Insurance Department has received from the Pennsylvania Compensation Rating Bureau a filing for a loss cost level change for workers' compensation insurance. This filing is made in accordance with section 705 of Act 44 which amended the Pennsylvania Workers' Compensation Act. The Bureau requests an overall 6.57% net decrease. The Bureau has calculated the loss based assessments to be 3.19%, compared to 2.78% last year. Updates to a variety of other rating values and Manual rules to reflect the most recent experience and terminology are also being submitted for approval.

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

Interested parties are invited to submit written comments, suggestions or objections to Nabila Audi, Insurance Department, Office of Rate and Policy Regulation, Bureau of Property and Casualty Insurance, Actuarial

Review Division, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 97-2105. Filed for public inspection December 26, 1997, 9:00 a.m.]

Review Procedure Hearings; Cancellation or Refusal of Insurance

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

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

Appeal of Grossi, John; file no. 97-280-35270; Pennsylvania General Insurance Company; doc. no. PH97-10-014; January 21, 1998, at 11 a.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.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 97-2106. Filed for public inspection December 26, 1997, 9:00 a.m.]

MILK MARKETING BOARD

Hearing for All Milk Marketing Areas To Consider Establishing and Pooling Class I Differentials

Under the Milk Marketing Law (31 P. S. § 700j-101 et seq.), the Milk Marketing Board (Board) will conduct a public hearing for all milk marketing areas on January 23, 1998, commencing at 9 a.m. in Room 202 of the Agriculture Building, 2301 North Cameron Street, Harrisburg, PA.

The purpose of the hearing is to receive evidence on pooling Class I differentials, as requested by petitioners Land O' Lakes, Inc., and Milk Marketing, Inc. Under its own motion, the Board will also receive evidence on establishing Class I differentials based on marketing conditions in Pennsylvania and on other issues directly related to the possible deregulation of Federal Class I differentials.

The petitioners, the staff of the Board and other persons on the Board's list of parties for the emergency hearing on pooling the differentials scheduled for December 16, 1997, are deemed to be parties to this hearing. Other persons who wish to present evidence may be added to the Board's list of parties by (1) having their attorney file with the Board on or before January 5, 1998, a notice of appearance substantially in the form prescribed by 1 Pa. Code § 31.25 or (2) if unrepresented by counsel, filing with the Board on or before January 5, 1998, notification of their desire to be included as a party.

A. Each party shall file with the Board seven copies and serve on all other parties one copy of the following on or before January 9, 1998:

(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. Parties who wish to present rebuttal witnesses or exhibits, or both, shall follow the filing and service procedures set out in paragraph A on or before January 14, 1998.

C. 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 January 7, 1998.

D. Parties shall have available in the hearing room at least 20 copies of the exhibits referenced in paragraphs A and B 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 and 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 20 copies shall be available for distribution to nonparties attending the hearing.

The Board may exclude witnesses or exhibits of a party that fails to comply with the foregoing requirements.

The Board has determined that the following evidence is essential to developing a complete hearing record. This list is not intended to be obligatory on all parties, to be inclusive or to discourage parties from presenting additional relevant evidence.

1. Evidence of marketing conditions, specific to Pennsylvania or to areas within Pennsylvania, that should determine the level of the Class I differentials—for example, supply and demand characteristics, cost of production, market stability, out-of-State influence.

2. Evidence identifying the qualifications of producers for inclusion in a pool, considering in particular whether sales transactions and utilization are in or outside Pennsylvania.

3. Evidence identifying the qualifications of dealers for inclusion in a pool, considering in particular whether:

a. Only dealers currently pooled under a Federal milk marketing order should qualify.

b. All dealers located in Pennsylvania should qualify.

c. All dealers purchasing Pennsylvania-produced milk should qualify as long as the producer-to-dealer sales transaction has taken place in Pennsylvania.

d. Requirements or restrictions should be established based on percentage and location (in-State/out-of-State) of Class I utilization.

4. Evidence bearing on the precise mechanics of operating a pool, addressing at a minimum:

a. Dealer reports, calculation of pool obligations and calculation of distributions.

b. Manner of distribution of pool funds by the Board—for example, through distribution to dealers for redistribution to producers or through direct distribution to producers.

c. Use of the resources of State agencies other than the Board or use of Federal agency resources for operation of the pool.

A prehearing conference for all parties will be held at 2 p.m. on January 15, 1998, in Room 110 of the Agriculture Building, 2301 North Cameron Street, Harrisburg. 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.

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. 97-2107. Filed for public inspection December 26, 1997, 9:00 a.m.]

OFFICE OF THE BUDGET

Statutory Cost of Living Increases for Salaries of State Officials and the Heads of Departments, Boards and Commissions

Section 3(e) of the Public Official Compensation Act, the act of September 30, 1983(P. L. 160, No. 39) as amended by section 2 of the act of October 19, 1995(P. L. 324, No. 51) mandates that the salaries of the Governor, Lieutenant Governor, State Treasurer, Auditor General, Attorney General and the heads of the departments and members of boards and commissions shall be increased by applying the percentage change in the Consumer Price Index for All Urban Consumers(CPI-U) for the Pennsylvania, New Jersey, Delaware and Maryland area for the most recent 12-month period for which figures have been officially

reported by the United States Department of Labor, Bureau of Labor Statistics(BLS) immediately prior to the date adjustment is due to take effect.

As required by section 3(e) of the Public Official Compensation Law, the Governor has determined, based on the change in the CPI-U(PA-DE-NJ-MD) over the past

12 months as reported by BLS on December 16, 1997, that the salaries covered by that law shall be increased by 1.3% effective January 1, 1998. The following chart sets out the agency head position, the salary prior to the adjustment, the percentage amount of the adjustment, and the new salary:

**COLA ADJUSTMENT FOR ELECTED AND APPOINTED OFFICIALS
RECEIVING SALARIES CONTAINED IN ACT 1995-51**

COLA ADJUSTMENT IS BASED ON THE PERCENT CHANGE IN THE CPI-U FOR PA-DE-NJ-MD, CMSA, FOR THE 12-MONTH PERIOD ENDING NOVEMBER 1997

| <i>Position</i> | <i>Salary Prior To 1/1/98</i> | <i>COLA Adjustment</i> | <i>Salary Effective 1/1/98</i> |
|---|-----------------------------------|----------------------------|------------------------------------|
| Governor | \$128,625 | 1.3% | \$130,297 |
| Lieutenant Governor | \$108,045 | 1.3% | \$109,450 |
| State Treasurer | \$107,016 | 1.3% | \$108,407 |
| Auditor General | \$107,016 | 1.3% | \$108,407 |
| Attorney General | \$107,016 | 1.3% | \$108,407 |
| Large Agency Head | \$102,900 | 1.3% | \$104,238 |
| Secretary of Education | | | |
| Secretary of Environmental Protection | | | |
| Secretary of Health | | | |
| Secretary of Labor and Industry | | | |
| Secretary of Public Welfare | | | |
| Secretary of Transportation | | | |
| Secretary of Corrections | | | |
| Medium Agency Head | \$97,755 | 1.3% | \$99,026 |
| Secretary of Aging | | | |
| Secretary of Commerce & Economic Development | | | |
| Secretary of General Services | | | |
| Secretary of Revenue | | | |
| State Police Commissioner | | | |
| Secretary of Conservation & Natural Resources | | | |
| Small Agency Head | \$92,610 | 1.3% | \$93,814 |
| Adjutant General | | | |
| Secretary of Agriculture | | | |
| Secretary of Banking | | | |
| Secretary of the Commonwealth | | | |
| Insurance Commissioner | | | |
| Liquor Control Board | | | |
| Chairman | \$52,273 | 1.3% | \$52,953 |
| Member | \$50,215 | 1.3% | \$50,868 |
| Civil Service Commission | | | |
| Chairman | \$41,803 | 1.3% | \$42,346 |
| Member | \$41,803 | 1.3% | \$42,346 |
| State Tax Equalization Board | | | |
| Chairman | \$18,008 | 1.3% | \$18,242 |
| Member | \$16,721 | 1.3% | \$16,938 |
| Milk Marketing Board | | | |
| Chairman | \$16,721 | 1.3% | \$16,938 |
| Member | \$16,078 | 1.3% | \$16,287 |
| Securities Commission | | | |
| Chairman | \$16,721 | 1.3% | \$16,938 |
| Member | \$15,435 | 1.3% | \$15,636 |
| Athletic Commission | | | |
| Chairman | \$13,506 | 1.3% | \$13,682 |
| Member | \$12,863 | 1.3% | \$13,030 |
| Board of Pardons | | | |
| Member | \$11,834 | 1.3% | \$11,988 |
| Board of Claims | | | |
| Chairman | \$87,259 | 1.3% | \$88,393 |
| Member | \$83,143 | 1.3% | \$84,224 |

| <i>Position</i> | <i>Salary Prior To 1/1/98</i> | <i>COLA Adjustment</i> | <i>Salary Effective 1/1/98</i> |
|--|-----------------------------------|----------------------------|------------------------------------|
| Public Utility Commission Chairman | \$100,328 | 1.3% | \$101,632 |
| Member | \$97,755 | 1.3% | \$99,026 |
| Environmental Hearing Board* Chairman | \$100,328 | 1.3% | \$101,632 |
| Member | \$97,755 | 1.3% | \$99,026 |

* The Environmental Hearing Board is not contained in Act 1995-51, but separate legislation requires that the Board's members receive the same compensation as the PUC.

ROBERT BITTENBENDER,
Secretary

[Pa.B. Doc. No. 97-2108. Filed for public inspection December 26, 1997, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Petition for Declaratory Order of TCG Delaware Valley, Inc. for Clarification of Section 5.7.2 of its Interconnection Agreement with Bell Atlantic—Pennsylvania, Inc.; P-00971256

Public Meeting held
December 4, 1997

Commissioners present: John M. Quain, Chairperson; Robert K. Bloom, Vice Chairperson; John Hanger; David W. Rolka, statement follows; Nora Mead Brownell

Opinion and Order

Before the Commission for consideration is the Petition for Declaratory Order of TCG Delaware Valley, Inc. (TCG or Petitioner) for Clarification of section 5.7.2 of its Interconnection Agreement with Bell Atlantic-Pennsylvania, Inc. (Bell). Teleport Communications Group, Inc., on behalf of its affiliates, TCG Delaware Valley, Inc. and TCG Pittsburgh, Inc., is hereby requesting that this Commission issue a Declaratory Order under the Commission's Rules of Administrative Practice at 52 Pa. Code § 5.42. Petitioner requests that, under section 5.42 the Commission has authority to issue a Declaratory Order. Petitioner avers that the Commission's rules permit a party to request a declaratory ruling "to terminate a controversy or remove uncertainty."

Here TCG seeks a Declaratory Ruling regarding the Commission's Order at Docket No. A-310258F0002, which approved the Interconnection Agreement between the former Eastern Telelogic Corporation (now TCG Delaware, Inc.) and Bell.

History of the Proceeding

On September 19, 1997, TCG filed its Petition, enforcing section 5.7.2 of the Bell Atlantic-Pennsylvania, Inc.—TCG Delaware Interconnection Agreement. On October 1, 1997, TCG Delaware, Inc. filed an Amended Petition for Declaratory Order enforcing section 5.7.2 of the Agreement.

On October 22, 1997, Bell filed an Answer to and Motion to Dismiss the Amended Petition of TCG. On November 7, 1997, TCG filed a Motion for Extension of Time to File Answer to Motion to Dismiss and an Answer to the Motion to Dismiss. On November 14, 1997, PECO Hyperion Telecommunications, Hyperion Telecommunica-

tions of Harrisburg, Inc., and Hyperion Telecommunications of Pennsylvania, Inc. (collectively, Hyperion) filed a Petition to Intervene in this proceeding.

Discussion

Under normal circumstances we would dispose of each pleading on the merits. However, in this instant proceeding, we conclude that it is in the interest of administrative economy to hold these pleadings in abeyance pending the publication in the *Pennsylvania Bulletin* and the receipt of and consideration of comments filed with respect to the issues delineated herein.

Section 5.7.2 of the above referenced Interconnection Agreement pertains to the definition of local traffic. Petitioner argues that the traffic from a Bell end user to an Internet Service Provider should be considered local traffic and, consequently, Bell should pay reciprocal compensation to TCG for the termination of this traffic. Bell argues that this traffic is jurisdictionally interstate and, therefore, need not be considered for reciprocal compensation payments. The Association for Local Telecommunications Services has recently raised this issue before the Federal Communications Commission (FCC) and has asked for a determination that the classification of Internet traffic be determined as local traffic.¹ FCC Public Notices, DA No. 97-1543, July 2, and July 23, 1997. This issue is ripe for consideration at the FCC level.

TCG argues, however, that this Commission need not await the FCC's resolution of the issue. Petitioner states that the question is a state specific issue to determine the appropriateness of the Interconnection Agreements and further argues that the Eighth Circuit Court has buttressed this finding by its holding that it is the state jurisdiction that has the responsibility to resolve issues in controversy in an Interconnection Agreement. *Iowa Utilities Board v. FCC* 120 F.3rd 753(8th Cir. 1997)

We have reviewed the entire record in this proceeding and find that the issue on whether Internet traffic should be classified as local traffic, subject to reciprocal compensation, is of grave importance to the public interest. Therefore, we shall publish this Opinion and Order in the *Pennsylvania Bulletin* for public comment. We shall solicit comments on the following questions:

1. Whether and why calls placed to a local number of an Internet service provider should be treated differently from local voice grade service to other numbers, generally?

2. What are the specific characteristics of Internet calling and the unique costs associated with originating and terminating such traffic?

Conclusion

We find that the Petition of TCG presents a question of broad public interest, the resolution of which will impact on the development of local exchange service competition. Because of the extreme growth of the usage of the Internet, we find that publication of this Order for further comment of all interested parties has been necessitated. The Staff upon review of the comments is directed to make a final recommendation on this issue to the Commission on or before the first Public Meeting in May, 1998.

Therefore; It Is Ordered That:

1. The Petition for Declaratory Order filed by TCG Delaware Valley, Inc., is held in abeyance pending review of and consideration of further comments on this matter.

2. All pleadings filed by the parties in relation to the above referenced pleading are also held in abeyance pending review of and consideration of further comments on this matter.

3. This Order shall be published in the *Pennsylvania Bulletin* for the purpose of collecting more public information through the solicitation of comments concerning the issue of the appropriate classification of Internet traffic.

4. The Secretary shall duly certify this order and deposit it with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

5. Within 20 days of this order's publication in the *Pennsylvania Bulletin*, an original and 10 copies of any comments concerning this Opinion and Order should be submitted to the Pennsylvania Public Utility Commission at Docket No. P-00971256. The contact person is Gary C. Wagner, Rate Case Review Specialist, Office of Special Assistants, at (717) 783-6175.

6. The Staff is directed to make a final recommendation to the Commission after review of the comments on or before the first Public Meeting in May, 1998.

7. The Commission shall make a final adjudication after review of the Staff's recommendations.

JAMES J. MCNULTY,
Secretary

Statement of Commissioner David W. Rolka

When we were developing appropriate guidance for resolution of mediation and arbitration of interconnection agreements, Bell Atlantic opposed pleas from potential competitors for "Bill and Keep" arrangements where each local provider keeps all the revenue on a local call rather than providing compensation for termination of the local call to the terminating local carrier.

The Petition for Declaratory Order seeks a determination of whether calls to Internet Service Providers (ISPs) are local calls. These calls are treated as local in separations reports, ARMIS reports, rate filings with the FCC, and interconnection/compensation agreements with neighboring incumbent telephone companies.

I therefore request that comments address what appears to be a potential for inconsistent treatment and/or arbitrage if these calls are not determined to be local.

¹ Letter from ALTS to Regina M. Keeney, June 20, 1997, filed in CC Docket No. 9698, at 1. The ALTS letter defines ISP traffic as traffic originated by end-users on a network that is destined for the Internet via ISPs connected to the other carrier's network.

[Pa.B. Doc. No. 97-2109. Filed for public inspection December 26, 1997, 9:00 a.m.]

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Publication of this notice shall be considered as sufficient notice to all carriers holding authority from this Commission. Applications will be considered without hearing in the absence of protests to the application. Protests to the applications published herein are due on or before January 20, 1998, as set forth at 52 Pa. Code § 3.381 (relating to applications for transportation of property and persons). The protest shall also indicate whether it applies to the temporary authority application or the permanent application or both.

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

A-00114508. Fancee Limousine Service, Inc. (3955 Drybrook Road, Falconer, Chautauqua County, New York 14733), a corporation of the state of New York—persons in limousine service, between points in the counties of Warren and Erie, and from points in said counties, to points in Pennsylvania, and return. *Attorney:* Doug Spoto, 112 Hotel Jamestown Building, Jamestown, New York 14701.

A-00114489. Leslie Stranger (120 Willow Street, Athens, Bradford County, PA 18810)—persons, in limousine service, between points in the county of Bradford, and from points in the said county, to points in Pennsylvania, and return.

A-00114488. Frank R. Gehard, t/d/b/a Black Diamond Limousine (203 South 12th Street, Altoona, Blair County, PA 16602)—persons, in limousine service, between points in the counties of Blair, Bedford, Cambria, Centre and Huntingdon, and from points in the said counties, to points in Pennsylvania, and return.

A-00114501. Robert C. Green, t/a Green's Taxi Service (2079 Smith Township State Road, Burgettstown, Washington County, PA 15021), persons upon call or demand in the boroughs of Burgettstown, McDonald, Midway and the townships of Mt. Pleasant, Hanover, Smith, Jefferson, Robinson, Independence and Cross Creek, all located in Washington County. *Attorney:* Paul J. Walsh, 63 Main Street, Burgettstown, PA 15021.

A-00114509. Elite Coach Limousine, Inc. (3797 Old William Penn Highway, Murrysville, Westmoreland County, PA 15668), a corporation of the Commonwealth of Pennsylvania—persons, in limousine service, between points in the counties of Westmoreland, Cambria, Indiana, and Washington, and from points in said counties, to points in Pennsylvania, and return. *Attorney:* Frank M. Moore, Jr., 220 Grant Street, Pittsburgh, PA 15219.

A-00114505. Bruce Voell, t/a Archway Limousine (10934 Modena Place, Philadelphia, Philadelphia County, PA 19154)—persons, in limousine service, between points

in the city and county of Philadelphia, and the counties of Bucks, Chester and Montgomery, and from points in said territory, to points in Pennsylvania, and return.

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

A-00114297, Folder 2. Jolanta Sedkowski (460 East Lincoln Highway, Langhorne, Bucks County, PA 19047)—persons in limousine service, between points in Bucks County, and from points in said county, to points in Pennsylvania, and return.

A-00106733, Folder 4. Johnson's Bus, Inc. (Box 245, Mount Joy, Lancaster County, PA 17552), a corporation of the Commonwealth of Pennsylvania—(1) persons, in limousine service, between points in Cumberland County, and from points in said county, to points in Pennsylvania, and return; and (2) between points in Franklin County; which is to be a transfer of all the rights authorized under the certificate issued at A-00111046, F. 1, and F. 1, Am-A to Beverly Hills Limousine Service, Inc., subject to the same limitations and conditions. *Attorney:* J. Bruce Walter, Dauphin Bank Building, 12th Floor, 1 South Market Square, P. O. Box 1146, Harrisburg, PA 17108-1146.

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

A-00110039, Folder 2, Am-A. M. J. Unis, Inc., t/a Deluxe Limo Service (2454 Mill Street, Aliquippa, Beaver County, PA 15001), a corporation of the Commonwealth of Pennsylvania—persons in limousine service from points in the county of Allegheny to other points in Pennsylvania; subject to the following conditions: (1) that no right, power or privilege is granted to provide service to points in Butler County; (2) that no right, power or privilege is granted to provide service for funeral homes or service to or from funeral homes for persons attending funerals; and (3) that no right, power or privilege is granted to provide service to points in Beaver County when the order for service is received from an individual or business located in Beaver County; *so as to permit* the transportation of persons, in limousine service, from points in the county of Beaver, to points in Pennsylvania, and return. *Attorney:* Roger W. Foley, Jr., Three Gateway Center, 15th Floor North Wing, Pittsburgh, PA 15222.

A-00098496, Folder 1, Am-A. Greater Johnstown Yellow Cab, Inc. (1301 Frankstown Road, Johnstown, Cambria County, PA 15902), to transport, as a common carrier, persons and their baggage upon call or demand in the city of Johnstown, Cambria County, and within an airline distance of 6 statute miles of the intersection of Main and Market Streets in said city: *so as to permit* the transportation of persons in call or demand service in the area of the counties of Cambria and Somerset as outlined: beginning at Route 422 at the Cambria County Line, thence east via Route 422 to the borough of Cresson, Cambria County, where Route 422 intersects with Route 53, thence southwestwardly via Route 53 to its intersection with Route 160 in the borough of Wilmore, Cambria County, thence southwardly via Route 160 to its intersection with Route 30, thence westwardly via Route 30 to the Somerset County Line, thence northwardly along the Somerset and Cambria County Lines to the point of beginning, at Route 422 in Cambria County.

A-00108982, F. 4, Am-D. Laidlaw Transit (DEL), Inc. (522 Chestnut Street, Emmaus, Lehigh County, PA 18049), a corporation of the State of Delaware—persons in group and party service, in conventional school bus type equipment, between points in the county of Lancaster, and from points in said county to points in Pennsylvania, and return; and between points in that part of the township of Derry, Dauphin County, which are beyond an airline distance of 10 statute miles of the limits of the city of Harrisburg, Dauphin County, and from points in said territory, to points in Pennsylvania, and return; subject to the following condition: that no right, power or privilege is granted to provide service for individually ticketed tour or sight-seeing service or special excursions: *so as to permit* the transportation of persons in group and party service, in conventional school bus type equipment, between points in the county of Dauphin, and from points in said county, to points in Pennsylvania, and return. *Attorney:* John A. Pillar, 1106 Frick Building, Pittsburgh, PA 15219.

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

A-00112589, Folder 5000. Milford Tri-State Taxi, Inc. (115 East Harford Street, Milford, Pike County, PA 18337), a corporation of the Commonwealth of Pennsylvania—for the approval of the transfer of all the issued 100 shares of stock from Beth Pearlstein Kollmer to Stuart Pearlstein. *Attorney:* David A. Gniewek, 115 East Harford Street, Milford, PA 18337-1020.

A-00110526, Folder 5000. U.S.A Limo Service, Inc. (10 Industrial Highway, Lester, Delaware County, PA 19113), a corporation of the Commonwealth of Pennsylvania—for the approval of the transfer of 50 shares of the issued 100 shares of stock from Vladimir Goldfarb to USA Express, Inc. *Attorney:* John J. Gallagher, Suite 100, 1760 Market Street, Philadelphia, PA 19103.

Motor Carrier Applications—Property, Excluding Household Goods In Use

The following applications for the authority to transport property, excluding household goods in use, between points in Pennsylvania, have been filed with the Pennsylvania Public Utility Commission. Public comment to these applications may be filed, in writing with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265 on or before January 13, 1998.

- A-00114514 Raymond Poreca, t/a Raymond Poreca Trucking R. R. 4, Box 398, Tamaqua, PA 18252
- A-00114513 Arthur R. Bauer R. D. 3, Box 230, Shippenville, PA 16254; Kent S. Pope, 10 Grant Street, Suite A, Clarion PA 16214
- A-00114511 Caraco, Inc. 243 Shuster Road, Gibsonia, PA 15044
- A-00114512 James H. Lyons, Jr., t/a M & J Excavating and Landscaping 3912 Admiral Peary Highway, Ebensburg, PA 15931; Kenneth Zielonis, Stevens & Lee, 208 North Third Street, Suite 310, Harrisburg, PA 17108-2090
- A-00114510 Nancy L. Kolva 303 E. Limekiln Road, New Cumberland, PA 17070
- A-00114504 Michael Arsenault, t/a Arsenault Trucking P. O. Box 74, Wyalusing, PA 18853

- A-00114503 Everett C. Gaines, t/a E.C. Gaines Transport CO. P. O. Box 217, York Springs, PA 17372
- A-00114500 John S. Graham, t/a John S. Graham Trucking 150 Klein Road, Freedom, PA 15042
- A-00112470 Harvey E. Givler, t/a H.E. Gilver Trucking F.2 4044 E. Harrisburg Pike, Middletown, PA 17057
- A-00114499 Donald Smith, t/a Don Smith Trucking R. R. 2, Box 379, Harveys Lake, PA 18618
- A-00114457 Arthur W. Frampton, t/a Frampton Trucking R. D. 3, Box 128-A, New Bethlehem, PA 16242
- A-00114522 Donald R. and Beverly A. Howsare t/a D & M Trucking R D 1, Box 12, Bedford, PA 15522
- A-00114521 Danis Transportation, Inc. 60 Industrial Drive, Cumberland, RI 02864: Partridge, Snow & Hahn, 180 South Main Street, Providence, RI 02903
- A-00114520 Gene Gehman 130 Fairview Road, Manheim, PA 17545
- A-00114519 Dorothy and Ernest J. Weber 3917 Nancy Lane, Collegville, PA 19426
- A-00114518 E M S Dispatch, Inc. 316 MT. Vernon Street, Lansdale, PA 19446: Gerald E. Glackin, P. O. Box 58, Lansdale, PA 19446-0058
- A-00114517 C N D Leasing, Inc. 7181 Logan Drive, New Tripoli, PA 18066
- A-00114516 JB Logistics, LLC 2039 Northampton Street, Easton, PA 18042: Kenneth A. Olson, 33 Philhower Road, Lebanon, NJ 08833-4537
- A-00114515 Scott J. Kershner, t/a Kershner Trucking 719 Noble Street, Kutztown, PA 19530
- JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 97-2110. Filed for public inspection December 26, 1997, 9:00 a.m.]

Solicitation of Public Comment on Commission Order on the Schools and Libraries Program: Late Fee Charges and the Schools and Libraries Education Rate (E-Rate) Program

PUC Doc. No. I-00940035: In Re: Formal Investigation to Examine and Establish Updated Principles and Policies for Telecommunications Services in the Commonwealth: Late Fee Charges and the Schools and Libraries E-Rate Program.

On January 1, 1998, the Schools and Libraries Universal Service Discount Program (commonly referred to as the Education Rate or E-Rate Program) is scheduled to begin. The E-Rate Program is funded by assessments on all providers of interstate telecommunications services. The \$2.25 billion is a Federally-administered program that will provide discounts on telecommunications services, Internet access and internal connections for schools and libraries. The discounts range from 20% to 90%,

depending on the percentage of students eligible for the national free or reduced lunch program, and whether the school or library is located in a rural or urban county.

Based on the rules prescribing the administration of the E-Rate Program, the Schools and Libraries Corporation must inform the Universal Service Administrative Company (USAC) of the amount of money to be paid to a service provider within 20 days of receipt of a bill for service. 47 C.F.R. 69.619(a)(7). USAC then has an additional 20 days to disburse the payment to the service provider within 20 days of receiving the authorization from Schools and Libraries Corporation. 47 C.F.R. 69.616(b). Consequently, there will be a 40-day billing lag for receipt of payments from the E-Rate Fund. This period of time will likely exceed the usual payment cycle for business customers, and could trigger the late payment provisions of the State's telecommunications carriers' tariffs.

The application of late payment charges in this context could add to the costs of service incurred by schools and libraries. That result may be contrary to the discount program and the goals of the E-Rate Program.

The Pennsylvania Public Utility Commission (Commission) seeks to coordinate implementation of the E-Rate program in this Commonwealth with minimal additional costs to the recipient schools and libraries. To that end, the Commission is soliciting public comments on the following topics:

1. Whether it is appropriate for local exchange carriers in this Commonwealth to waive the late payment charges that might otherwise apply under the Administrative Rules of the Schools and Libraries corporation;

2. What other approaches would be appropriate to resolving the potential for assessing late payment charges and other charges under the Administrative Rules of the Schools and Libraries corporation; and

3. Any other considerations or comments that would be useful to the Commission in addressing this issue.

Interested parties are hereby given 20 days from the publication of this notice in the *Pennsylvania Bulletin* to submit an original and 15 copies of any comments on this matter to the Commission.

The contact person at the Commission is Joseph K. Witmer, Assistant Counsel, Law Bureau, (717) 787-3663. Comments should be filed at Doc. No. I-00940035.

JAMES J. MCNULTY
Secretary

[Pa.B. Doc. No. 97-2111. Filed for public inspection December 26, 1997, 9:00 a.m.]

Telecommunications

A-310084 F0002. Bell Atlantic-Pennsylvania, Inc. and Capital Telecommunications, Inc. Joint Petition of Bell Atlantic-Pennsylvania, Inc. and Capital Telecommunications, Inc. for approval of a Resale Agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and Capital Telecommunications, Inc., by its counsel, filed on December 5, 1997, at the Pennsylvania Public Utility Commission (Commission), a Joint Petition for approval of a Resale Agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 20 days after the date of publication of this notice. Copies of the Bell Atlantic-Pennsylvania, Inc. and Capital Telecommunications, Inc. Joint Application are on file with the Commission and are available for public inspection. The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 97-2112. Filed for public inspection December 26, 1997, 9:00 a.m.]

STATE SYSTEM OF HIGHER EDUCATION

Design New Parking Facilities; Indiana University of Pennsylvania

Indiana University of the State System of Higher Education, will select a firm for the purpose of providing professional design services for the design of new parking facilities. Interested professionals should obtain a Request for Proposals (RFP) from Robert Marx, Director of Engineering and Construction, Robertshaw Building, Indiana University of Pennsylvania, Indiana, PA 15705, (412) 357-2289, fax (412) 357-6480, (www.iup.edu/phyfac). RFP's are due at 4 p.m. on Friday, January 23, 1998. The system encourages responses from small firms, minority firms, woman owned firms and firms which have not previously worked for the system, and will consider joint ventures which will enable these firms to participate in system professional services contracts.

Non-discrimination and equal opportunity are policies of the Commonwealth and the State System of Higher Education.

JAMES H. MCCORMICK,
Chancellor

[Pa.B. Doc. No. 97-2113. Filed for public inspection December 26, 1997, 9:00 a.m.]

Design for Renovations to John Sutton Hall, Phase I; Indiana University of Pennsylvania

Indiana University of the State System of Higher Education, will select a firm for the purpose of providing professional design services for the renovations to John Sutton Hall, Phase I. Interested professionals should obtain a Request for Proposals (RFP) from Robert Marx, Director of Engineering and Construction, Robertshaw Building, Indiana University of Pennsylvania, Indiana, PA 15705, (412) 357-2289, fax (412) 357-6480, (www.iup.edu/phyfac). RFP's are due at 4 p.m. on Friday, January 23, 1998. The system encourages responses from small firms, minority firms, woman owned firms and firms which have not previously worked for the system, and will consider joint ventures which will enable these firms to participate in system professional services contracts.

Non-discrimination and equal opportunity are policies of the Commonwealth and the State System of Higher Education.

JAMES H. MCCORMICK,
Chancellor

[Pa.B. Doc. No. 97-2114. Filed for public inspection December 26, 1997, 9:00 a.m.]

TREASURY DEPARTMENT

Request for Proposals

The Treasury Department of the Commonwealth of Pennsylvania will be accepting proposals to provide gemology services for the Bureau of Unclaimed Property. 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, February 2, 1998. Late proposals will not be considered.

BARBARA HAFER,
Treasurer

[Pa.B. Doc. No. 97-2115. Filed for public inspection December 26, 1997, 9:00 a.m.]

Request for Proposals

The Treasury Department of the Commonwealth of Pennsylvania will be accepting proposals to provide coin appraiser services for the Bureau of Unclaimed Property. 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, February 2, 1998. Late proposals will not be considered.

BARBARA HAFER,
State Treasurer

[Pa.B. Doc. No. 97-2116. Filed for public inspection December 26, 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 below for the following Contract:

Contract No. 86-010-RL42. Widening and Rehabilitation of the Schuylkill River Bridge and Replacement of the Diamond Run Viaduct in Montgomery Co., PA.

Bid Opening Date: February 4, 1998, 11 a.m.

Bid Surety: 5%

Plans, Specifications and Contract documents will be available and open for public inspection at the Administration Building. Copies of either a CD-ROM or paper copy of all the specifications, contract bid documents and plans may be purchased upon payment by check or P. O.

Money Order (no cash) payable to the Pennsylvania Turnpike Commission, Attention: Secretary-Treasurer's Office, P.O. Box 67676, Harrisburg, PA, 17106-7676. No refund for plans, specifications and contract documents will be made for any reason. Selection of the desired materials should be by the following designations with proper respective remittance (Do Not Add Sales Tax): A) CD-ROM containing the Specifications, Contract Bid Documents and Plans—\$20; B) Paper copy of the Specifications, Contract Bid Documents and Plans—\$210.

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.

A mandatory prebid meeting for the project under the direction of the Engineer is scheduled for 10 a.m. LT, January 15, 1998, at the Pennsylvania Turnpike's Eastern Regional Office.

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. 97-2117. Filed for public inspection December 26, 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. 98-006-RF50—Bituminous Overlay, ID-3, SRL-E and elimination of Bridge B-357, MP 144.12 from M.P. 148.09 on the Pennsylvania Turnpike System in Bedford, Fulton County, PA

Bid Opening Date—January 27, 1998, 11 a.m.

Bid Surety—5%

Plans, Specifications and Contract documents will be available and open for public inspection at the Administration Building. Copies may be purchased upon payment of \$55 per set by check or P. O. Money Order (No Cash) payable to the Pennsylvania Turnpike Commission, Attention: Secretary-Treasurer's Office, P. O. Box 67676, Harrisburg, PA, 17106-7676. No refund for plans, specifications and contract documents will be made for any reason.

A Prequalification Certification and Maximum Capacity Rating assigned by the Prequalification Committee of the Department of Transportation is a necessary prerequisite for bidding on this project.

Contact the Purchasing Manager for listing of other locations where plans and specs can be inspected.

JAMES F. MALONE, III,
Chairperson

[Pa.B. Doc. No. 97-2118. Filed for public inspection December 26, 1997, 9:00 a.m.]