

NOTICES

DEPARTMENT OF AGRICULTURE

Fertilizer Nutrient Values

The Secretary of Agriculture, under the authority of § 8 of the Pennsylvania Fertilizer, Soil Conditioner and Plant Growth Substance Law (3 P. S. §§ 68.1—68.9) hereby establishes the commercial values per pound of nitrogen, phosphoric acid and potash.

The values are established as follows:

nitrogen	\$0.22 per pound
phosphoric acid	\$0.26 per pound
potash	\$0.14 per pound

Further Information

Further information is available by contacting John W. Breitsman, Program Specialist, Division of Agronomic Services, Bureau of Plant Industry, Department of Agriculture, 2301 N. Cameron Street, Harrisburg, PA 17110-9408, telephone number: (717) 787-4843.

Effective Date

These commercial values are effective commencing July 1, 1998, and shall remain effective until further notice.

SAMUEL E. HAYES, Jr.,
Secretary

[Pa.B. Doc. No. 98-891. Filed for public inspection June 5, 1998, 9:00 a.m.]

DEPARTMENT OF BANKING

Action on Applications

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending May 26, 1998.

BANKING INSTITUTIONS

Holding Company Acquisitions

<i>Date</i>	<i>Name of Corporation</i>	<i>Location</i>	<i>Action</i>
5-19-98	Citizens Bancshares, Inc., Salineville, Ohio, to acquire up to 10.13% of the common stock of NSD Bankcorp, Inc., Pittsburgh, Pennsylvania	Salineville, OH	Filed

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
5-20-98	Jefferson Bank, Haverford, and Regent National Bank, Philadelphia Surviving Institution— Jefferson Bank, Haverford	Haverford	Filed

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
5-19-98	Fulton Bank Lancaster Lancaster County	Cumberland Business Park Upper Allen Township Cumberland County	Approved
5-19-98	Community Bank & Trust Company Forest City Susquehanna County	Corner of Main and Lackawanna Aves. Dickson City Lackawanna County	Approved
5-19-98	First Capitol Bank York York County	5 West High Street Red Lion York County	Filed
5-20-98	S & T Bank Indiana Indiana County	162 S. Second Avenue Clarion Clarion County	Approved

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
5-26-98	Summit Bank Bethlehem Northampton County	Genuardi's Family Market Roslyn Shopping Center Easton and Susquehanna Rds. Roslyn Montgomery County	Filed
5-26-98	Summit Bank Bethlehem Northampton County	Pathmark Supermarket 421 South 69th Blvd. Upper Darby Delaware County	Filed

Branch Relocations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
5-21-98	C & G Savings Bank Altoona Blair County	<i>To:</i> Shoemaker Street Nanty Glo Cambria County <i>From:</i> 920 Chestnut Street Nanty Glo Cambria County	Approved

SAVINGS ASSOCIATIONS

No activity.

CREDIT UNIONS

No activity.

RICHARD C. RISHEL,
Secretary

[Pa.B. Doc. No. 98-892. Filed for public inspection June 5, 1998, 9:00 a.m.]

DEPARTMENT OF EDUCATION

Application of Temple University of the Commonwealth System of Higher Education and Pennsylvania College of Podiatric Medicine for Approval of an Affiliation Agreement; Opportunity for Hearing and Invitation to Protest

Under 24 Pa.C.S. § 6504 (relating to Fundamental Changes), the Department of Education (Department) will consider the application of Temple University of the Commonwealth System of Higher Education and Pennsylvania College of Podiatric Medicine (PCPM) for a Certificate of Authority approving an affiliation Agreement between Temple University and the Pennsylvania College of Podiatric Medicine. PCPM will become part of Temple as a separate school within the University known as the Temple University School of Podiatric Medicine. PCPM will amend its articles of incorporation and bylaws to convert to a membership corporation with Temple as its sole member.

In accordance with 24 Pa.C.S. § 6503(e), the Department will act upon the application without hearing, unless within 30 days after the publication of this notice

in the *Pennsylvania Bulletin* a written request for public hearing is filed with the Department, along with a notice of intervention, a petition to intervene or protest in accordance with 1 Pa. Code § 35.23 and 35.24 (relating to protest) or 1 Pa. Code §§ 35.27—35.32 (relating to intervention).

All petitions to intervene, protest and request for hearing shall be filed with Dr. Warren D. Evans, Chartering/Governance/Accreditation Specialist, 333 Market Street, Harrisburg, PA 17126-0333, (717) 787-6576 on or before 4 p.m. on the due date prescribed by this notice. Persons wishing to review the application should phone or write to the aforementioned office to schedule a time for an in-office review. Duplicate copies of the application are not available.

Persons with a disability who wish to attend the hearing, if held, and require an auxiliary aid, service or other accommodation to participate, should contact Suzanne B. Markowicz at (717) 787-6576 to discuss how the Department of Education may best accommodate their needs.

EUGENE W. HICKOK,
Secretary

[Pa.B. Doc. No. 98-893. Filed for public inspection June 5, 1998, 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 his 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 Field Office 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 this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Field Office of the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held if the Field Office considers the public response significant.

Following the 30-day comment period, the Water Management Program Managers will make a final determination regarding the proposed permit. 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 Field 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 proceeding should contact the Secretary to the Board at (717) 787-3483. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984.

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

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

PA 0057452. Sewage, **Kenneth Beer**, P. O. Box 477, Perkasio, PA 18944. This application is for issuance of an NPDES permit to discharge treated sewage from small flow sewage treatment plant in Hilltown Township, **Bucks County**. This is a new discharge to Dry Swale to Pleasant Spring Creek.

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

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

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

The EPA waiver is in effect.

PA 0057495. Industrial waste, **Sun Company, Inc.**, 10 Penn Center, 20th Floor, 1801 Market Street, Philadelphia, PA 19103. This application is for issuance of an NPDES permit to discharge treated groundwater from a groundwater remediation system in Uwchlan Township, **Chester County**. This is a new discharge to Pine Creek.

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

The proposed effluent limits for Outfall 001, based on an average flow of 6 gpm are as follows:

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

Other Conditions:

The EPA waiver is in effect.

PA 0011681. Industrial waste, **PECO Electric Company**, West Conshohocken Gas Plant, 300 Front Street, Conshohocken, PA 19428. This application is for renewal of an NPDES permit to discharge untreated cooling water from the PECO West Conshohocken Gas Plant in West Conshohocken Borough, **Montgomery County**. This is existing discharge to Gulph Creek (outfall 001) and the Schuylkill River (outfall 002).

The receiving streams are 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 0.025 mgd are as follows:

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

The proposed effluent limits for Outfall 002, based on an average flow of 0.036 mgd are as follows:

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

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 0021580. Sewerage, **Borough of Catasauqua**, 118 Bridge Street, Catasauqua, PA 18032-2598. This proposed action is for renewal of an NPDES permit to discharge treated sewage into the Lehigh River in Catasauqua Borough, **Lehigh County**.

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

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

The proposed effluent limits for Outfall 001 based on a design flow of 2.25 mgd are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	40	50
Total Suspended Solids	30	45	60
NH ₃ -N			
(5-1 to 10-31)	8	12	16
(11-1 to 4-30)	20	30	40
Dissolved Oxygen	a minimum of 5.0 mg/l at all times		
Fecal Coliform			
(5-1 to 9-30)	200/100 ml as a geometric mean		
(10-1 to 4-30)	2,000/100 ml as a geometric mean		
pH	6.0—9.0 standard units at all times		
Total Residual Chlorine			
1st month—24th month	monitor and report		
25th month—expiration	0.50		1.20

The EPA waiver is not in effect.

PA 0028576. Sewerage, **Clarks Summit—South Abington Joint Sewer Authority**, P. O. Box 199, Chinchilla, PA 18410. This proposed action is for renewal of an NPDES permit to discharge treated sewage into Leggetts Creek in South Abington Township, **Lackawanna County**.

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

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing proposed downstream potable water supply (PWS) considered during the evaluation is Danville Water Supply on Susquehanna River at Latitude 40°36'12".

The proposed effluent limits for Outfall 001 based on a design flow of 2.5 mgd are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>7 Day Average</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	40	50
Total Suspended Solids	30	45	60
NH ₃ -N			
(5-1 to 10-31)	2		4
(11-1 to 4-30)	6		12
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		
Total Residual Chlorine			
(1st month—36th month)	monitor and report		
(37th month—expiration date)	.17		.39

The EPA waiver is not in effect.

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

PA 0004278. Industrial waste, SIC: 3295, **Lafarge Corporation**, 6715 Tippecanoe Road, Canfield, OH 44406. This application is for renewal of an NPDES permit to discharge treated process water from the Duquesne Plant in West Mifflin Borough, **Allegheny County**.

The following effluent limitations are proposed for discharge to the receiving waters, Thompson, classified as a warm 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 PA-American Water Company, located at 410 Cooke Lane, Pittsburgh, PA 15234, 10.1 miles below the discharge point.

Outfall 001: existing discharge, design flow of 0.2376 mgd.

<i>Parameter</i>	<i>Mass (lb/day)</i>		<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
Flow (mgd)	monitor and report				
Suspended Solids			35	70	
Aluminum			0.51		1.28
Iron			1.55		3.88
Manganese			1.03		2.58
pH	not less than 6.0 nor greater than 9.0				

The EPA waiver is in effect.

PA 0027570. Sewage, **Western Westmoreland Municipal Authority**, 12441 Route 993, North Huntingdon, PA 15642-0366. This application is for renewal of an NPDES permit to discharge treated sewage from Brush Creek STP in North Huntingdon Township, **Westmoreland County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Brush Creek, which are classified as a trout stock fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the PA American Water Company.

Outfall 001: existing discharge, design flow of 4.4 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅ Day	25	37.5		50
Suspended Solids	30	45		60
Gamma BHC (Lindane)	monitor and report			
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	1.0			3.3
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is not in effect.

PA 0090948, Amendment No. 1. Industrial waste, SIC: 4953, **CBF, Inc.**, R. D. 1, Box 266, McClellandtown, PA 15458. This application is for amendment of an NPDES permit to discharge treated leachate and stormwater from a municipal landfill in German Township, **Fayette County**.

The following effluent limitations are proposed for discharge to the receiving waters, tributary of Dunlap Creek, classified as a warm 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 the Brownsville Water Company, located on the Monongahela River, 19 miles below the discharge point.

Outfall 001: existing discharge, design flow of 0.014 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>
Total Suspended Solids	2.9	5.8	25	50	85

(The changes in the TSS limits are the only changes in this permit amendment.)

The EPA waiver is in effect.

PA 0217867. Sewage, **DeSimone Personal Care Home, Inc.**, 6383 Tuscarawas Road, Midland, PA 15059. This application is for issuance of an NPDES permit to discharge treated sewage from DeSimone Personal Care Home STP in Ohioville Borough, **Beaver County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as drainage swale tributary to unnamed tributary of Upper Dry Run, which are classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the City of East Liverpool, Ohio on the Ohio River.

Outfall 001: new discharge, design flow of 0.01 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅ Day	10			20
Suspended Solids	10			20
Ammonia Nitrogen				
(5-1 to 10-31)	2.0			4.0
(11-1 to 4-30)	5.0			10.0
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			
Total Residual Chlorine	0.10			0.24
Dissolved Oxygen	not less than 5.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA 0217875. Sewage, **Donald Thomas**, 377 Maple Springs Road, Hollsopple, PA 15935-7522. This application is for issuance of an NPDES permit to discharge treated sewage from the Donald Thomas Single Residence Sewage Treatment Plant in Jenner Township, **Somerset County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as an unnamed tributary of South Fork Bens Creek, which are classified as a high quality, cold water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the Saltsburg Municipal Waterworks on the Conemaugh River.

Outfall 001: new discharge, design flow of 0.0004 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅ Day	10			20
Suspended Solids	10			20
Ammonia Nitrogen				
(5-1 to 10-31)	3			6
(11-1 to 4-30)	9			18
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	monitor and report			

Parameter	Concentration (mg/l)			
	Average Monthly	Average Weekly	Maximum Daily	Instantaneous Maximum
Dissolved Oxygen	not less than 3.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

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

PA 0222518. Sewage, **Alex and Linda Lazar**, 10368 Dutch Road, Waterford, PA 16441. This application is for issuance of a sewage NPDES permit to discharge treated sewage from the Lazar Subdivision sewage treatment plant to an unnamed tributary of the East Branch of LeBoeuf Creek in Greene Township, **Erie County**. This is a new discharge.

The receiving water is classified for trout stocking, aquatic life, water supply and recreation. There are no potable water supplies affected by this discharge.

The proposed effluent limits for Outfall 001, based on average design flow of 0.0012 mgd, are:

Parameter	Effluent Concentration (mg/l)	
	Average Monthly	Instantaneous Maximum
CBOD ₅	10	20
Total Suspended Solids	20	40
Dissolved Oxygen	minimum of 3.0 mg/l at all times	
Total Residual Chlorine	1.5	3.5
Fecal Coliform	200/100 ml as a geometric average	
pH	6.0—9.0 standard units at all times	

The EPA waiver is in effect.

PA 0220965. Sewage. **Jeffrey P. Leri**, 21160 Phelps Road, Meadville, PA 16335. This application is for a renewal of an NPDES Permit, to discharge treated sewage to Unnamed Tributary to Tamarack Lake in West Mead Township, **Crawford County**. This is an existing discharge.

The receiving water is classified for the following uses: warm water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Franklin General Authority and French Creek located in Franklin, approximately 24 miles below point of discharge.

The proposed discharge limits, based on a design flow of 0.000500 mgd, are:

Outfall No. 001

Parameter	Average Monthly (mg/l)	Instantaneous Maximum (mg/l)
	CBOD ₅	10
TSS	20	40
Fecal Coliform	200/100 ml as a geometric average	
pH	6.0—9.0 at all times	

The EPA waiver is in effect.

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

Applications under the Pennsylvania Clean Streams Law

(Part II Permits)

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

Persons objecting on the grounds of public or private interest to the approval of an application or submitted plan may file a written protest with the Department of Environmental Protection (Department) at the address indicated above each permit application or plan. Each written protest should contain the name, address and telephone number of the protester, identification of the

plan or application to which the protest is addressed and a concise statement or protest 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 protester will be notified in writing of the time and place of any scheduled hearing or conference concerning the plan or action or application to which the protest relates. To insure consideration by the Department prior to final action on permit application 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.

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

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

A. 4598403. Sewerage. **S.I.D.E. Corporation**, P. O. Box 1050, Blakeslee, PA 18610. Application to construct and operate Sewers and Appurtenances and Pump Station to serve New Venture Park Phase II, located in Tobyhanna Township, **Monroe County**. Application received in the Regional Office May 4, 1998.

Southcentral Regional Office: Water Management Program Manager, 909 Elmerton Avenue, 2nd Floor, Harrisburg, PA 17110-8200, (717) 705-4707.

A. 0198403. Sewerage, submitted by **Gettysburg Municipal Authority**, 601 East Middle Street, P. O. Box 3307, Gettysburg, PA 17325-3307 in Cumberland Township, **Adams County** to construct and operate the National Park Service Sewer System was received in the Southcentral Region on May 20, 1998.

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

A. 0498401. Sewerage, **Big Beaver Municipal Authority**, 114 Forest Dr., Darlington, PA 16115. Application for the construction and operation of Sewer Extension and Pump Stations located in the Townships of Big Beaver and Homewood Borough, **Beaver County** to serve the Big Beaver Municipal Authority Sanitary Sewer System.

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

A. 3098403. Sewerage, **Mt. Morris Water & Sewage Authority**, P. O. Box 340, Mt. Morris, PA 15349. Application for the construction and operation of Sewer Extension and Pumping Station located in the Township of Perry, **Greene County** to serve the Meadow Ridge Business Park.

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

WQM Permit No. 1698403. Sewerage. **Schmader Lumbar Company Incorporated**, P. O. Box 24, Lucinda, PA 16235. This project is for the construction of a small flow sewage treatment facility to serve a new residence and an existing residence and a small office building in Knox Township, **Clarion County**.

WQM Permit No. 2098405. Sewerage, **Dwight R. and Yolanda E. Williams**, SRSTP, 17027 Townhouse Rd., Saegertown, PA 16433. This project is for the construction of a Single Residence Sewage Treatment Plant in Hayfield Township, **Crawford 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 pre-

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

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

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

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

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

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

Southcentral Regional Office, Regional Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 657-4707.

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

NPDES Permit PAS-10-H022. Stormwater. Dickinson Estates, 139 West High Street, Carlisle, PA 17013 has applied to discharge stormwater from a construction activity located in South Middleton Township, **Cumberland County**, to Yellow Breeches Creek.

Lancaster County Conservation District, District Manager, Lancaster County CD, 1383 Arcadia Rd., Room 6, Lancaster, PA 17601, (717) 299-5361.

NPDES Permit PAS-10-O-073. Stormwater. Solanco Little League has applied to discharge stormwater from a construction activity located in Colerain Township, **Lancaster County**, to West Branch of the Octoraro Creek.

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

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

NPDES Permit PAS10S068. Stormwater. **Water Gap Watch**, LTS Development, Inc., P. O. Box 160, Shawneeton-Delaware, PA 18356, has applied to discharge stormwater from a construction activity located in Smithfield Township, **Monroe County**, to unnamed tributaries to Marshalls Creek and Brodhead Creek.

SAFE DRINKING WATER

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

Southcentral Regional Office, Sanitarian Regional Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4708.

A. 3898501. Public water supply. **Cloister Spring Water Company**, Millcreek Township, **Lebanon County**. *Responsible Official:* David L. Nagle, General Manager, 1600 Cloister Drive, Lancaster, PA 17601. *Type of Facility:* The construction of an additional 10,000 gallon raw water storage tank and an increase in water withdrawal from 90,000 gpd to 300,000 gpd. *Consulting Engineer:* Gregory L. Shaffer, C. E. Consultants, Inc., 400 Penn Center Boulevard, Suite 600, Pittsburgh, PA 15235.

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

For further information concerning the content of a Notice of Intent to Remediate, contact the Department of Environmental Protection Regional Office under which the notice appears. If information concerning this acknowledgment is required in an alternative form, contact the community relations coordinator at the appropriate

regional office listed. TDD users may telephone the Department through the AT&T Relay Service at 1 (800) 654-5984.

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

Southcentral Regional Office, Environmental Cleanup Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4705.

Penn Fuel Gas, Inc., Shippensburg Borough, **Cumberland County**, 55 South Third Street, Oxford, PA 19363, has submitted a Notice of Intent to Remediate site soils, groundwater and surface water contaminated with lead, heavy metals, BTEX, PAHs, cyanide and phenolic compounds. The applicant proposes to remediate the site to meet a combination of the Statewide Health and site-specific standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *News Chronicle* on May 21, 1998.

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

Advanced Cast Products, Inc., P. O. Box 417, Mill Street, Meadville, PA 16335 has submitted a Notice of Intent to Remediate Soil. The site has been found to be contaminated with Heavy Metals. The applicant proposes to remediate the site to meet the Statewide Health Standard. The Notice of Intent to Remediate was reported to be published in the *Meadville Tribune* on April 24, 1998.

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

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

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

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

Van Waters & Rogers, Inc., City of Philadelphia, **Philadelphia County**. Anthony J. Pirelli, Van Waters & Rogers, Inc., W205 N6849 Woodward Court, Menomonee Falls, WI, 53051, has submitted a Notice of Intent to Remediate site soil and groundwater contaminated with solvents and BTEX. The applicant proposes to remediate the site to meet Statewide health and site-specific standards. A summary of the Notice of Intent to Remediate was reported to have been published in *The Philadelphia Inquirer* on May 11, 1998.

Southcentral Regional Office, Environmental Cleanup Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4705.

Conrad's Delicatessen, City of York, **York County**. York Hospital Federal Credit Union, 1001 South George Street, York, PA 17405 has submitted a Notice of Intent to Remediate site soils and groundwater contaminated with BTEX, PHCs 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 *York Daily Record* and *York Dispatch* on May 14, 1998.

Penn Fuel Gas, Inc., Shippensburg Borough, **Cumberland County**. Penn Fuel Gas, Inc., 55 South Third Street, Oxford, PA 19363, has submitted a Notice of Intent to Remediate site soils, groundwater and surface water contaminated with lead, heavy metals, BTEX, PAHs, cyanide and phenolic compounds. The applicant proposes to remediate the site to meet a combination of the Statewide Health and site-specific standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *News Chronicle* on May 21, 1998.

SOLID AND HAZARDOUS WASTE OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

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

A. 301267. Allegheny Power Company, 800 Cabin Hill Drive, Greensburg, PA 15601-1689. Armstrong Power Station, New Ash Disposal Site, P. O. Box 897, SR 4006, near Reesedale, PA, Kittanning, PA 16201. Application for a major modification for a phase I residual waste landfill in Washington Township, **Armstrong County**. Received in the Regional Office on May 14, 1998.

PREVIOUSLY UNPERMITTED CLASS OF SPECIAL HANDLING WASTE

INFECTIOUS OR CHEMOTHERAPEUTIC WASTE

Renewal applications received under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and the Infectious and Chemotherapeutic Waste Law (35 P. S. §§ 6019.1—6019.6) and regulations for license to transport infectious and chemotherapeutic waste.

Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, P. O. Box 8471, Harrisburg, PA 17105-8471.

A-1 Medical Waste Removal, Inc., 209 Latimer Avenue, Staten Island, NY 10314; Sabino Colucci; License No. **PA-HC 0173**; renewal application received on May 6, 1998.

Longview of Ocean County, Inc., 1301 Route 37 West, Toms River, NJ 08755; Eileen Ryan, Controller; License No. **PA-HC 0145**; renewal application received on April 29, 1998.

Regnier's Refrigerated Express, 648 Frenchtown Road, New Castle, PA 19720; Edward Regier, President; License No. **PA-HC 0050**; renewal application received on May 12, 1998.

AIR POLLUTION

Notice of Plan Approval and Operating Permit Applications

Non-major Sources and Modifications

The Department of Environmental Protection (Department) has developed an "integrated" plan approval, State operating permit and Title V operating permit program. This integrated approach is designed to make the permitting process more efficient for the Department, the regulated community and the public. This approach allows the owner or operator of a facility to complete and submit all the permitting documents relevant to its application one time, affords an opportunity for public input and provides for sequential issuance of the necessary permits.

Notice is hereby given that the Department has received applications for plan approvals and/or operating permits from the following facilities. Although the sources covered by these applications may be located at a major facility, the sources being installed or modified do not

trigger major new source review or prevention of significant deterioration requirements.

Copies of these applications, subsequently prepared draft permits, review summaries and other support materials are available for review in the Regional Offices identified in this notice. Persons interested in reviewing the application files should contact the appropriate regional office.

Persons wishing to file protests or comments on the proposed plan approval and/or operating permits must submit the protest or comment within 30 days from the date of this notice. Interested persons may also request that a hearing be held concerning the proposed plan approval and operating permit. Any comments or protests filed with the Department Regional Offices must include a concise statement of the objections to the issuance of the plan approval or operating permit and relevant facts which serve as the basis for the objections. If the Department schedules a hearing, a notice will be published in the *Pennsylvania Bulletin* at least 30 days prior to the date of the hearing.

Final plan approvals and operating permits will contain terms and conditions to ensure that the source is constructed and operating in compliance with applicable requirements in 25 Pa. Code Chapters 121-143, the Federal Clean Air Act and regulations adopted under the act.

OPERATING PERMITS

Applications received and intent to issue Operating Permits under the Air Pollution Control Act (35 P. S. §§ 4001-4015).

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

35-329-001B: Keystone Recovery Inc. (P. O. Box 249, Dunmore, PA 18512) for the operation of seven internal combustion engines to control landfill gas in Throop Borough, **Lackawanna County**.

39-301-079: Cedar Hill Memorial Park Inc. (1700 Airport Road, Allentown, PA 18103) for the operation of a crematory incinerator in Whitehall Township, **Lehigh County**.

40-310-032B: Barletta Materials and Construction Inc. (Route 924, P. O. Box 10, Hazleton, PA 18201) for the operation of a stone crushing plant in Hazle Township, **Luzerne County**.

48-399-038A: Filmtech Corp. (P. O. Box 2005, Easton, PA 18044) for the operation of a film extrusion process in Williams Township, **Northampton County**.

54-304-012: Goulds Pumps Inc. (500 East Center Street, Ashland, PA 17921) for the operation of a thermal sand reclamation process in Ashland Borough, **Schuylkill County**.

54-317-002A: Kay Tee Pet Foods Inc. (55 North Sillyman Street, Cressona, PA 17929) for the operation of a grain processing system in Branch Township, **Schuylkill County**.

Southcentral Regional Office, Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4702.

44-03004: Guardian Industries Corp. (One Belle Avenue, Bldg. 35, Lewistown, PA 17044-2434) for a mirror coating operation controlled by a regenerative thermal oxidizer in Granville Township, **Mifflin County**.

PLAN APPROVALS

Applications received and intent to issue Plan Approvals under the Air Pollution Control Act (35 P. S. §§ 4001-4015).

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

35-399-018A: General Dynamics Corp. (175 East Street, Eynon, PA 18403) for the modification of the descaling and peening operation in Archbald Borough, **Lackawanna County**.

39-301-068A: Greenwood Cemetery Assoc. (2010 Chew Street, Allentown, PA 18104) for the construction of a crematory incinerator in Allentown, **Lehigh County**.

39-399-047: Lutron Electronics Co., Inc. (8240 Spring Creek Road, Alburtis, PA 18011) for the construction of a stencil cleaning operation in Lower Macungie Township, **Lehigh County**.

48-313-070B: Praxair Distribution Inc. (145 Shimer Road, Bethlehem, PA 18015) for the modification of the gas system in Bethlehem, **Northampton County**.

Southcentral Regional Office, Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4702.

38-03010: Pennsy Supply, Inc. (P. O. Box 3331, Harrisburg, PA 17105) for the installation of a rock crushing plant controlled by wet suppression in South Lebanon Township, **Lebanon County**. The plant is subject to 40 CFR 60, Subpart OOO, Standards of Performance for New Stationary Sources.

38-05019: AES Ironwood, Inc. (1001 North 19th Street, Arlington, VA 22209) for the construction of a 700 MW electric generating facility in South Lebanon Township, **Lebanon County**. Under 40 CFR 60, Standards of Performance for New Stationary Sources, the two turbines are subject to Subpart GG and a No. 2 fuel oil storage tank is subject to Subpart Kb.

Northcentral Regional Office, Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (717) 327-3637.

18-399-013A: Champion Parts, Inc., Northeast Division (279 Industrial Park Road, Beech Creek, PA 16822) for the modification of 14 carburetor test stands in Beech Creek Township, **Clinton County**.

8-303-006A: Dalrymple Gravel and Contracting Company, Inc. (2105 South Broadway, Pine City, NY 14871) for the construction of a drum mix asphalt concrete plant and associated air cleaning device (a fabric collector) in Athens Township, **Bradford County**. This plant is subject to Subpart I of the Federal Standards of Performance for New Stationary Sources.

REASONABLY AVAILABLE CONTROL TECHNOLOGY

(RACT)

Public Hearing

Flexsys of America, L. P., Inc., Carroll Township, Washington County, Permit No. 63-000-015

Consolidated Coal Co., Robena Coal Prep. Plant, Monongahela Township, Greene County, Permit No. 30-000-063

As per 40 CFR 51.102(d) notice is hereby given that the Pennsylvania Department of Environmental Protection (Department) will hold a public hearing on July 7, 1998,

at 10 a.m. in the Allegheny Conference Room, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

The hearing is to take testimony concerning the Department's intent to issue the above noted RACT Operating Permits.

Those wishing to present testimony during the hearing should contact Community Relations Coordinator, Rita Zettelmayer, at (412) 442-4183 by July 6, 1998, to register.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodations to do so should contact Rita Zettelmayer or the Pennsylvania AT&T Relay Service at 1 (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

Those who are unable to attend the hearing, but wish to comment, should provide written comments to Thomas Joseph, Air Pollution Control Engineer, Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222. The comment period is open for 30 days after the appearance of this notice.

MINING

APPLICATIONS TO CONDUCT COAL AND NONCOAL ACTIVITIES

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

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

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

11950102. SMP Boundary Revision, Laurel Land Development, Inc. (P. O. Box 629, Carrolltown, PA 15722), the proposed 3.5 acre addition is located in Jackson Township, **Indiana County**, on the lands of James T. and Celia B. McFadden and is for support use/haulroad access to this existing surface mining permit. This proposed amended area will provide topographic drainage to a new receiving stream, an unnamed tributary to Laurel Run. However, the operator will continue to discharge treated water only to Hinckston Run and unnamed tributaries to Hinckston Run. No mineral extraction activities are to occur on this 3.5 acre added area. Total SMP acres goes from 80.0 to 83.5. Receiving streams for this operation will be Hinckston Run, unnamed tributaries to Hinckston Run, and unnamed tributary to Laurel Run. Application received May 15, 1998.

56703124. Permit Revision. Diamond T Coal Company (P. O. Box 260, Friedens, PA 15541), revision for a stream variance to relocate a portion of Lamberts Run beginning at a point approximately 7,900 feet upstream from the intersection of Lamberts Run and SR 1007 (south of Lambertsville) and continuing upstream approximately 800 feet to a point in Lamberts Run, in Stonycreek Township, **Somerset County**, affecting 562.1 acres, receiving stream to Lamberts Run, application received May 19, 1998.

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

33860109. Ed Hanslovan Coal Company, Inc. (R. D. 2, Box 230, Morrisdale, PA 16858) Renewal of an existing bituminous surface strip and auger operation in Washington Township, **Jefferson County** affecting 157.0 acres. Receiving streams: Unnamed tributaries to Rattlesnake Creek. Application received May 7, 1998.

16950101. Original Fuels, Inc. (P. O. Box 343, Punxsutawney, PA 15767) Transfer of an existing bituminous surface strip operation in Clarion and Limestone Townships, **Clarion County** affecting 43.3 acres. Receiving streams: Two unnamed tributaries to Piney Creek. Transfer from Fye's Dozer Service. Application received May 21, 1998.

16970103. Original Fuels, Inc. (P. O. Box 343, Punxsutawney, PA 15767) Transfer of an existing bituminous surface strip operation in Clarion Township, **Clarion County** affecting 104.2 acres. Receiving streams: Unnamed tributaries to Brush Run. Transfer from MAF Coal & Excavation, Inc. Application received May 21, 1998.

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

11981701. Eastern Associated Coal Corp. (P. O. Box 1233, Charleston, WV 25324), to operate the Colver IW in Blacklick Township, **Cambria County** to Elk Creek. Application received March 16, 1998.

17841301. Manor Mining & Contracting Corp. (P. O. Box 368, Bigler, PA 16825), to revise the permit for the Manor #44 in Girard Township, **Clearfield County**, revision to add surface area and discharge point 003 location, Bald Hill Run. Application received March 20, 1998.

16901601. W. Duane Kiser (101 South 3rd Ave., Clarion, PA 16214), to renew the permit for the Shippenville Tipple in Elk Township, **Clarion County**, no additional discharges. Application received April 13, 1998.

32851302. Helvetia Coal Co. (Box 729, Indiana, PA 15701), to revise the permit for the Lucerne No. 6 E in Blacklick Township, **Indiana County**, underground mine, subsidence control plan add (652Ac) delete (291 Ac), no additional discharges. Application received April 21, 1998.

30810703. Consol PA Coal Co. (P. O. Box 174, Graysville, PA 15337), to revise the permit for the Bailey Mine, Refuse Area No. 2 in Richhill Township, **Greene County**, modification to refuse area no. 2, no additional discharges. Application received April 21, 1998.

03841302. Canterbury Coal Co. (R. D. 1, Box 119, Avonmore, PA 15618), to renew the permit for the Dianne/David Mine in Kiskiminetas Township, **Armstrong County**, no additional discharges. Application received April 27, 1998.

30921601. Cyprus River Processing Corp. (145 Elm Dr., P. O. Box 1020, Waynesburg, PA 15370), to renew the permit for the Monongahela Resource Tipple in Jefferson Township, **Greene County**, no additional discharges. Application received May 7, 1998.

30921301. Cyprus River Processing Corp. (145 Elm Dr., P. O. Box 1020, Waynesburg, PA 15370), to renew the permit for the Monongahela Resource Mine in Jefferson Township, **Greene County**, no additional discharges. Application received May 7, 1998.

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). Section 401(a) of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)) requires the State to certify that the involved projects will not violate the applicable provisions of 33 U.S.C.A. §§ 1311—1313, 1316 and 1317, as well as relevant State requirements. Initial requests for 401 certification will be published concurrently with the permit application. Persons object-

ing to approval of a request for certification under Section 401 or to the issuance of a Dam Safety or Encroachment Permit or the approval of Environmental Assessments must submit any comments, suggestions or objections within 30 days of the date of this notice as well as any questions to the office noted above the application.

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

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

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

E40-496. Encroachment. Pennsylvania Department of Transportation, Engineering District 4-0, P. O. Box 111, Scranton, PA 18501. To remove the existing structure and to construct and maintain a single-span prestressed concrete box beam bridge having a clear span of 30.0 feet and an underclearance of approximately 9.0 feet across Sutton Creek (CWF). The project is located on S. R. 0092, Section 370, Segment 0130, Offset 2655, approximately 2.3 miles south of the Wyoming County/Luzerne County boundary (Ransom, PA Quadrangle N: 3.0 inches; W: 11.25 inches) in Exeter Township, **Luzerne County** (Baltimore District, U. S. Army Corps of Engineers).

E40-497. Encroachment. Leonard Kozick, 40 Dorchester Drive, Dallas, PA 18612. To place fill within the floodway along approximately 200 linear feet of the left (west) bank of Leonard Creek (HQ-CWF), for the purpose of preparing a site for future building construction. The project is located on the east side of S. R. 0309, approximately 1,000 feet south of the intersection of S. R. 0309 and S. R. 1026 (Centermoreland, PA Quadrangle N: 0.1 inch; W: 14.4 inches), in the Kunkle Section of Dallas Township, **Luzerne County** (Baltimore District, U. S. Army Corps of Engineers).

E40-498. Encroachment. Leeds Property Management/Allied Services, 506 Meadow Lane, Exton, PA 19341. To construct and maintain a stream enclosure of Coalbrook (CWF), consisting of approximately 245 linear feet of 11.4-foot by 7.25-foot corrugated aluminized steel pipe arch culvert, for the purpose of providing an access drive and parking for the Allied Services and Leeds properties. The project is located at 142 Mundy Street, approximately 300 feet east of the intersection of Mundy Street and Spring Street (Wilkes-Barre East, PA Quadrangle N: 22.0 inches; W: 14.5 inches), in Wilkes-Barre Township, **Luzerne County** (Baltimore District, U. S. Army Corps of Engineers).

E40-499. Encroachment. Greater Hazleton Community Area New Development Organization (CANDO), One South Church Street, Hazleton, PA 18201. To place fill in 1.30 acres of wetlands within the drainage basin of Tomhicken Creek (CWF) for the purpose of constructing a plastics manufacturing plant. The project is located on site 55A, along Oak Ridge Road in the Humboldt Industrial Park, approximately 2 miles west of the Interchange 40 of S. R. 0081 (Conyngham, PA Quadrangle N: 9.0

inches; W: 7.3 inches) in Hazle Township, **Luzerne County** (Baltimore District, U. S. Army Corps of Engineers).

E64-191. Encroachment. **Pennsylvania Power and Light, Inc.**, Mailstop N-4, Two North Ninth Street, Allentown, PA 18101-1179. To remove the existing structure and to construct and maintain a road crossing of a tributary to Carley Brook (HQ-CWF) and adjacent PEM/SS wetlands consisting of an 8.17-foot by 5.75-foot corrugated pipe arch culvert. The project includes 3 minor road crossings of streams and/or wetlands, to be authorized using the Department's general permit BDWM-GP-7. A total wetland impact for the project is 0.06 acre. The purpose of the project is to improve the access roadway for maintenance of an existing aerial electric line (the West Damascus Tap Line). The project site extends from T-560 (Spry Road), at a point approximately 1,300 feet south of the intersection of T-560 and S. R. 1003, southwesterly for approximately 1 mile (Galilee, PA Quadrangle N: 5.4 inches; W: 14.2 inches) in Oregon Township, **Wayne County** (Philadelphia District, U. S. Army Corps of Engineers).

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

E51-165. Encroachment. **CSX Intermodal**, 301 West Bay St., Ste. 2400, Jacksonville, FL 32202. To perform the following activities associated with the CSX Intermodal Greenwich Yard Project: 1) To relocate approximately 1,100 feet of an unnamed manmade tributary to the Delaware River (WWF, MF) and to construct and maintain 3,000 linear feet of trapezoidal open channel with a 12-foot bottom width. Approximately 350 feet of the existing channel tidal and approximately 1,600 feet of the proposed channel will be tidal; 2) To remove 30 linear feet of 18-inch CMP and 50 linear feet of 24-inch CMP in and along the existing channel and to install and maintain 84 linear feet of 8-foot by 6-foot reinforced concrete box culvert in and along the proposed channel; 3) To construct and maintain approximately 379 linear feet of 72-inch reinforced concrete pipe to serve as a stormwater management line across wetlands (PEW, POW). This activity will temporarily impact 0.28 acre of wetlands; 4) To regrade and maintain fill associated with the track relocation of various railroad lines and the installation of drainage facilities within the 100-year floodplain of the Delaware River. The project is situated south of Interstate 95, north and east of the former Philadelphia Naval Yard, and west of the Delaware River and Columbus Boulevard (a.k.a Delaware Avenue) (Philadelphia, PA-NJ USGS Quadrangle N: 4.5 inches; W: 4.0 inches) in the **City and County of Philadelphia**.

E46-803. Encroachment. **Abington Township**, 1176 Old York Rd., Abington, PA 19001. To remove the existing Johnston Avenue culvert known as Johnston Avenue Bridge which spans the 100-year floodway of Sandy Run (TSF) and to construct and maintain a 23.00 feet by 7.00 feet box culvert at this location to reduce the flooding problems near this location. This site is located approximately 50 feet north of the intersection of Brookdale Avenue and Johnston Avenue (Ambler, PA Quadrangle N: 0.6 inch; W: 2.00 inches) in Abington Township, **Montgomery County**.

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

E11-261. Encroachment. **East Carroll Township**, 3350 Brick Road, Carrolltown, PA 15722. To remove the

existing structure and to construct and maintain a twin 42-inch plastic pipes (invert depressed 6") in an unnamed tributary to Little Chest Creek (CWF) located on T-527 at a point approximately 1,200 feet upstream of the confluence of said stream with the Little Chest Creek. The project includes construction and maintenance of a stream bank protection for a length of 40 feet at the culvert approaches. (Hastings, PA Quadrangle N: 0.85 inches; W: 5.9 inches) in East Carroll Township, **Cambria County**.

E02-1231. Encroachment. **Atlantic Pipe Line Company**, Ten Penn Center, 26th Floor, 1801 Market Street, Philadelphia, PA 19103-1699. To remove the existing structures and to restore and maintain approximately 120 feet of a tributary to Quigley Creek (WWF). The project is located on the east side of Verona Road crossing of said stream (Braddock, PA Quadrangle N: 21.1 inches; W: 11.9 inches) in Penn Hills Township, **Allegheny County**.

E02-1229. Encroachment. **Allegheny County Commissioners**, Department of Public Works, 501 County Office Building, Pittsburgh, PA 15219-2951. To remove the existing Gabion wall and construct and maintain a new 127 feet long by 13 feet high concrete crib wall along the left bank of Lick Run (TSF). The project is located on the west side of Broughton-Cochran Mill Road approximately 900 feet northwest of its intersection with Wilson Road (Glassport, PA Quadrangle N: 12.5 inches; W: 14.8 inches) in Jefferson Borough, **Allegheny County**.

E26-244. Encroachment. **PA Department of Transportation**, Engineering District 12-0, P. O. Box 459, Uniontown, PA 15401. To remove the existing bridge and to construct and maintain a reinforced concrete rigid frame bridge having a normal span of 16.0 feet and an underclearance of 7.0 feet over an unnamed tributary to Jacobs Creek (CWF). Also during construction, to construct and maintain a temporary crossing downstream and temporary coffer dams in the unnamed tributary to Jacobs Creek. The project is located along S. R. 0031 in the Village of Laurelville (Mammoth, PA Quadrangle N: 3.3 inches; W: 15.1 inches) in Bullskin Township, **Fayette County**.

E02-1230. Encroachment. **Allegheny County Department of Aviation**, Pittsburgh International Airport, P. O. Box 12370, Pittsburgh, PA 15231-0370. To remove existing structures; to construct and maintain an 84-inch diameter RCP stream enclosure for a distance of 918 feet in a tributary to McClarens Run (TSF); to construct and maintain a 66-inch diameter RCP stream enclosure for a distance of 361 feet in a tributary to Montour Run (TSF) and to place and maintain fill in a 0.29 acre of wetlands (PEM) for the purpose of constructing the Cargo Interchange (SR 3160 Section A03). The project is located on the northern side of the Pittsburgh International Airport along the Beaver Valley Expressway/Airport Service Road (Business Route 0060) (project begins at Ambridge, PA Quadrangle N: 1.0 inch; W: 15.1 inches and ends at Aliquippa, PA Quadrangle N: 1.7 inches; W: 0.9 inch) in Moon and Findlay Townships, **Allegheny County**. Replacement wetlands have been constructed at the Mayview Wetland located along Chartiers Creek, South Fayette Township, Allegheny County.

E02-1234. Encroachment. **PA Turnpike Commission**, P. O. Box 67676, Harrisburg, PA 17106-7676. To place and maintain fill in 1.3 acres of wetland (PEM) and to construct and maintain a 48-inch outfall to Peters Creek (TSF). The work is being done in conjunction with the Mon/Fayette Expressway (SR 0043), construction section 52K consisting of a four lane limited access, divided toll

highway. This construction section starts at Gill Hill Road (SR 3017) and ends at SR 0051. (Project starts at Glassport, PA Quadrangle N: 5.0 inches; W: 10.5 inches and ends at Glassport, PA Quadrangle N: 7.5 inches; W: 5.5 inches) in Jefferson Borough, **Allegheny County**. The wetland replacement was approved under PA DEP Permit No. E02-1132.

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

E10-280. Encroachment. **Robinson Properties L. P.**, 6507 Wilkins Avenue, Pittsburgh, PA 15217-1305. To place fill in 0.308 acre of two separate wetlands as part of an industrial development of a Distribution/Warehouse Center. This project is located within the Thorn Hill Industrial Park on Keystone Drive approximately 3,000 feet south of the intersection of Freedom Road (S. R. 3020) and Commonwealth Drive. This project will also include creation of 0.58 acre of replacement wetlands adjacent to this project site and an existing wetland area (Mars, PA Quadrangle N: 9.3 inches; W: 15.4 inches) located in Cranberry Township, **Butler County**.

E25-569. Encroachment. **Municipal Authority of the Borough of Waterford**, 224 East Third Street, P. O. Box 49, Waterford, PA 16411. To construct and maintain a 48-foot-long by 32-foot-wide building to house water wells and control equipment within the 100-year floodplain of Trout Run on the East Side of Hazel Street between 5th and 6th Streets (Waterford, PA Quadrangle N: 12.5 inches; W: 15.2 inches) located in the Borough of Waterford, **Erie County**.

E37-120. Encroachment. **Engineering District 11-0**, 45 Thoms Run Road, Bridgeville, PA 15017. To remove the existing two span bridge and to construct and maintain a multi-plate super span arch with a 39-foot, 7-inch span and a 16-foot, 7-inch rise, a pipe arch culvert with 20-foot, 4-inch span and a 17-foot, 9-inch rise and associated fill on S. R. 3009 (Mount Air Road) across Hickory Run (TSF). The project is located on S. R. 3009 (Mount Air Road) approximately 2,000 feet south of the intersection of S. R. 3009 and S. R. 0108 in the Village of Mount Jackson. This project will also utilize a temporary construction of a stream crossing upstream of the bridge consisting of six 30-inch-diameter pipes and clean rock fill. (Bessemer, PA Quadrangle N: 14.8 inches; W: 8.2 inches) located in North Beaver Township, **Lawrence County**.

E42-258. Encroachment. **Crosby Dairy Products, Inc.**, 495 South Kendall Avenue, Bradford, PA 16701. To place fill in 0.19 acre of wetlands as part of a commercial development known as Crosby Mini Mart. This project is located on Owens Way approximately 800 feet east of the intersection of S. R. 0219, South Avenue (S. R. 4007) and T-330. This project will also include a contribution to the Wetland Replacement Fund to replace 0.19 acre of wetland impact (Bradford, PA-NY, PA Quadrangle N: 9.8 inches; W: 3.45 inches) located in Bradford Township, **McKean County**.

DAM SAFETY

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

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

D46-329. Dam. **Goldenberg Development Corporation** (350 Sentry Parkway, Building 630, Suite 300, Blue Bell, PA 19422-2316). To construct, operate and maintain a stormwater detention dam across Plymouth Creek (WWF) (Norristown, PA Quadrangle N: 18.3 inches; W: 6.8 inches) in Plymouth Township, **Montgomery County**. This facility is designed to control stormwater from the proposed Metroplex mixed-use development.

ACTIONS

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

[National Pollution Discharge Elimination System Program (NPDES)]

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

(Part I Permits)

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

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

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

Permits Issued

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

NPDES Permit No. PA-0062961. Industrial waste. **Laminations, Inc.**, 1008 S. Irving Avenue, Scranton, PA 18505 is authorized to discharge from a facility located in the City of Scranton, **Lackawanna County** to Stafford Meadow Brook.

NPDES Permit No. PA-0009971. Industrial waste. **Techneglas, Inc.**, Old Boston Road, Pittston, PA 18640-9605 is authorized to discharge from a facility located in Jenkins Township, **Luzerne County** to Lamp Black Creek and Gardner Creek.

NPDES Permit No. PA-0043044. Sewerage. **Ringtown Sewer Authority**, P. O. Box 202, Ringtown, PA 17967 is authorized to discharge from a facility located in Ringtown Borough, **Schuylkill County** to Dark Run.

NPDES Permit No. PA-0063053. Industrial waste. **Tamaqua Area Water Authority**, 320 East Broad Street, Tamaqua, PA 18252 is authorized to discharge from a facility located in Still Creek Water Treatment Plant) located in Rush Township, **Schuylkill County** to Little Schuylkill River.

NPDES Permit No. PA-0029017. Sewerage. **Schuylkill Haven Municipal Authority**, 12 West Main Street, Schuylkill Haven, PA 17972-1900 is authorized to discharge from a facility located in Schuylkill Haven Borough, **Schuylkill County** to the Schuylkill River.

Permit No. 4098401. Sewerage. **Hazle Township Municipal Authority**, P. O. Box 888, Hazleton, PA 18201. Permit to construct a Pump Station, and Sewers and Appurtenances to serve specific portions of Hazle Township, along the Airport Beltway, located in Hazle Township, **Luzerne County**.

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

NPDES Permit No. PA0027928, Amendment No. 1. Sewerage. **Catamount Petroleum Limited Partnership**, 151 Everett Avenue, Chelsea, MA 02150 is authorized to discharge from a facility located at Neville Island Terminal, Neville Township, **Allegheny County**.

NPDES Permit No. PA0032182. Sewerage, **William J. Felix**, 92 Little Mingo Road, Finleyville, PA 15332 is authorized to discharge from a facility located at Hills of Mingo Estates Sewage Treatment Plant, Nottingham Township, **Washington County** to Dry Swale to a Tributary of Mingo Creek.

NPDES Permit No. PA0098043. Sewerage, **Gilbert Development Corporation**, P. O. Drawer D, 8535 Mason Dixon Highway, Gilbert, WV 15621 is authorized to discharge from a facility located at Gnagey Restaurant STP, Elk Lick Township, **Somerset County** to Unnamed tributary of the Casselman River.

NPDES Permit No. PA0098493. Sewerage, **Rocco Boni**, 6 Erie Mine Road Extension, Burgettstown, PA 15021 is authorized to discharge from a facility located at

Rocco Boni Rentals Sewage Treatment Plant, Burgettstown Borough, **Washington County** to Burgetts Fork.

NPDES Permit No. PA0110477. Sewerage, **Cone-maugh Township Area Sewage Authority**, 113 South Main Street, P. O. Box 429, Davidsville, PA 15928 is authorized to discharge from a facility located at Riverside Grace Brethren Church STP, Cone-maugh Township, **Somerset County** to Tributary of Soap Hollow.

NPDES Permit No. PA0215988. Sewerage, **Sonnynick, Inc.**, R. R. 4, Box 240, Elizabeth, PA 15037 is authorized to discharge from a facility located at Sonnynick, Inc. Sewage Treatment Plant, Menallen Township, **Fayette County** to an Unnamed Tributary of Saltlick Run.

Permit No. 6598203. Industrial waste, **Allegheny Ludlum Corporation**, 100 River Road, Brackenridge, PA 15014. Construction of a specialty steel mill located in the Borough of West Leechburg, **Westmoreland County** to serve the Bagdad Wastewater Treatment Plant pH Adjustment System (Outfall 015).

Permit No. 5683409, Amendment No. 2. Sewerage, **Cone-maugh Township Area Sewer Authority**, 113 South Main St., P. O. Box 429, Davidsville, PA 15928. Revision of the flow equalization aeration system to air induction from a venturi intake assembly. Process aeration will be installed as the backup aeration system for the equalization unit located in the Township of Cone-maugh, **Somerset County** to serve the Riverside Grace Brethren Church Sewage Treatment Plant.

Permit No. 6397409. Sewerage, **New Eagle Borough Municipal Sewer Authority**, 157 Main Street, New Eagle, PA 15067. Construction of a treatment plant, pump stations and sewerage facility rehabilitation located in the Borough of New Eagle, **Washington County** to serve the New Eagle Borough Pennvest Project.

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

NPDES Permit No. PA0221571. Sewerage. **Loranger Manufacturing, Incorporated—Starbrick Facility**, 2715 Pennsylvania Avenue West, Warren, PA 16365 is authorized to discharge from a facility located in Cone-wango Township, **Warren County**.

INDIVIDUAL PERMITS

(PAS)

The following NPDES Individual Permits for Discharges of Stormwater from Construction Activities 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>
PAS10U084	Penn Quaker Development Corp. P. O. Box 343 Nazareth, PA 18064	Northampton Co. Bushkill Twp.	Bushkill Crk.

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10A060-S	Port Authority of Allegheny Co. 2235 Beaver Avenue Pittsburgh, PA 15233-1080	City of Pittsburgh Carnegie Borough Crafton Borough Ingram Borough Rosslyn Farms Borough	Monongahela River Ohio River Chartiers Creek Campbells Run Oakland Run Saw Mill Run
PAS10A106	Maraden, Inc. 894 Beaver Grade Road Moon Township, PA 15108	North Fayette Twp.	Tributary to North Fork of Robinson Run
PAS10X086	Pa. Dept. of Environmental Protection Bureau of Mining Reclamation P. O. Box 8476 Harrisburg, PA 17105-8476	Municipality of Murrysville	Tributary to Steels Run
PAS10X088	Pa. Dept. of Environmental Protection Bureau of Mining Reclamation P. O. Box 8476 Harrisburg, PA 17105-8476	Washington Twp. Municipality of Murrysville	Tributary to Steels Run

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10K009-1	Fairview School District 7460 McCray Road Fairview, PA 16415 and Eriez Construction Inc. 2218 East 30 Street Erie, PA 16510	Erie County Fairview Borough	Unnamed Tributary to Trout Run
PAS10K017-1	Millcreek Mall Corporation The Cafaro Company 2445 Belmont Avenue P. O. Box 2186 Youngstown, OH 44504	Erie County Millcreek Twp.	Walnut Creek
PAS102510	Blue Sky 362 N. Park Street Sykesville, PA 15865-1198	Elk County Horton Twp. Fox Twp.	Boggy Run
PAS103312	Flying J Travel Plaza 50 West 990 South Brigham City, UT 84302	Jefferson County Brookville Borough	Clement Run North Fork Creek
PAS107203	Conewango Township Municipal Authority 4 Firemans St. Warren, PA 16365	Warren County Conewango Twp.	Morse Run

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 arrangement 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
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>
Lower Allen Twp. Cumberland Co.	PAR-10-H163	Penn DOT 2140 Herr St. Harrisburg, PA 17103-1699	Cedar Run	Cumberland County CD 43 Brookwood Ave. Suite 4 Carlisle, PA 17013 (717) 240-7812
Hampden Twp. Cumberland Co.	PAR-10-H140	L. B. Smith Inc. 2001 State Rd. Camp Hill, PA 17011	Conodoguinet Crk.	Cumberland County CD 43 Brookwood Ave. Suite 4 Carlisle, PA 17013 (717) 240-7812
East Hanover Twp. Dauphin Co.	PAR-10-I147	Tulli-Hall, Inc. 2841 North Front St. Harrisburg, PA 17110	Bow Crk.	Dauphin County CD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
Guilford Twp. Franklin Co.	PAR-10-M151	Chambersburg Development Co. 1115 Sheller Ave. Chambersburg, PA 17201	Conococheague Crk.	Franklin County CD 550 Cleveland Ave. Chambersburg, PA 17201 (717) 264-17201

<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>
West Manheim Twp. York County	PAR-10-Y308	Gary Gregory 71 Pumping Station Rd. Hanover, PA 17331	Indian Run	York County CD 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Manchester Twp. York Co.	PAR-10-Y315	Christian L. Church of York 890 Taxville Rd. York, PA 17404	Willis Run	York County CD 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Carroll Twp. York Co.	PAR-10-Y312	Clyde R. Strayer Trust Mellon Bank Trust Dept. 10 South 2nd St. Harrisburg, PA 17108	UNT Yellow Breeches	York County CD 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
North Codorus Twp. York Co.	PAR-10-Y280	Lynnwood Phase 1 & 2 1 Spring Hill Farm Cour. Hunt Valley, MD 21030	UNT to Codorus Crk.	York County CD 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Newberry Twp. York Co.	PAR-10-Y304	Whispering Waters Randy Whitley 1320 Still House Rd. Etters, PA 17319	Fishing Crk.	York County CD 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
West Manchester Twp. York County	PAR-10-Y319	Indian Rock Dam Wetland Rest Fish & Wildlife Service 315 S. Allen Street Suite 322 State College, PA 16801-4850	West Branch Codorus Creek	York County CD 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
East Manchester Twp. York Co.	PAR-10-Y036-R1	Asbury Pointe Parcel 2 Asbury Pointe Ltd. 125 North George St. York, PA 17401	Codorus Crk. and Susquehanna River	York County CD 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Crawford Co. Greenwood Twp.	PAR102313	Meadville Area Industrial Commission 18257 Industrial Drive Meadville, PA 16335	UNT to Conneaut Outlet	Crawford Conservation District 1012 Water Street, Suite 18 Meadville, PA 16335 (814) 724-1793
Erie Co. Washington Twp.	PAR10K108	Joan Mary Rembielik P. O. Box 848 Saegertown, PA 16433	Cussewago Crk.	Erie Conservation District 12723 Route 19 P. O. Box 801 Waterford, PA 16441 (814) 796-4203
Lackawanna Co. Olyphant Boro.	PAR10N062	Robert Mericle 600 Baltimore Dr. Wilkes-Barre, PA 18702	Sterry Crk.	Lackawanna CD (717) 587-2607
Schuylkill Co. W. Brunswick Twp.	PAR105758	Hetran Inc. C. H. Klinger Inc. 1363 C Pinedale Ind. Park Orwigsburg, PA 17961	Pine Crk.	Schuylkill CD (717) 622-3742
Monroe Co. Smithfield Twp.	PAR10S021	Minisink Park Smithfield Twp. R. D. 5, Box 5229 E. Stroudsburg, PA 18301	Brodhead Crk.	Monroe CD (717) 629-3060
Monroe Co. Boro. of E. Stroudsburg	PAR10S019	Victoria Heights Prospect Hills Development 553 Main St. Stroudsburg, PA 18360	Brodhead Crk.	Monroe CD (717) 629-3060
Allegheny Co. City of Pittsburgh	PAR10A178-1	Warrior Hills Partners Crossroads Commons— Suite 301 3901 Washington Rd. McMurray, PA 15317	Saw Mill Run	Allegheny County CD (412) 241-7645

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Allegheny Co. Dravosburg Borough	PAR10A238	Robert McCormick and Ray Anthony 210 Washington Ave. Dravosburg, PA 15034-1108	Monongahela River	Allegheny County CD (412) 241-7645
Allegheny Co. Plum Borough	PAR10A267	Grasenger Homes, Inc. 8035 Saltsburg Rd. Pittsburgh, PA 15239	Plum Crk.	Allegheny County CD (412) 241-7645
Beaver Co. Brighton Twp.	PAR100242	Michael Boycura for Boycura—Brighton Proj. 445 State St. Beaver, PA 15009	Two Mile Run	Beaver County CD (724) 774-7090
Beaver Co. Harmony Twp.	PAR100245	Rhodes Holding Co., L. P. School Bus Depot c/o Robert Rhodes	Legionville Run	Beaver County CD (724) 774-7090
Cambria Co. Jackson Twp.	PAR101039	Leisure Village Mobile Home Park c/o Robert McKool	Hinkston Run	Cambria County CD (814) 472-2120
Cambria Co. Richland Twp.	PAR101046	Burley's Rink Supply, Inc. P. O. Box 250 115 School St. Salix, PA 15952-0250	UNT to Paint Run	Cambria County CD (814) 472-2120
Cambria Co. Cambria Twp.	PAR101047	Ebensburg Properties, L. P. Manor Complex, Suite 700 564 Forbes Ave. Pittsburgh, PA 15219-2903	UNT to Blacklick Crk.	Cambria County CD (814) 472-2120
Washington Co. Peters Twp.	PAR10W105	McCloskey Land Development, Inc. 120 Oakridge Rd. Venetia, PA 15367	Peters Crk.	Washington County CD (724) 228-6774
Westmoreland Co. New Stanton Borough	PAR10X053R	PA Turnpike Commission P. O. Box 67676 Harrisburg, PA 17106	Sewickley Crk.	Westmoreland County CD (724) 837-5271
Westmoreland Co. Rostraver Twp.	PAR10X056R	Spring Grove Development, Inc. Suite 2 R. D. 2, Golfland Bldg. Belle Vernon, PA 15012	Pollock Run	Westmoreland County CD (724) 837-5271
Westmoreland Co. Hempfield Twp.	PAR10X074R	West Homes Incorporated 222 Oxford Blvd. Allison Park, PA 15101	UNT to Jacks Run	Westmoreland County CD (724) 837-5271
Westmoreland Co. Allegheny Twp.	PAR10X080R	McCutcheon Enterprises, Inc. 250 Park Rd. Apollo, PA 15613-8730	UNT to Pine Run Crk.	Westmoreland County CD (724) 837-5271
Westmoreland Co. Bell Twp.	PAR10X083R	Pa. Dept. of Transportation P. O. Box 459 Uniontown, PA 15401	Wolford Run	Westmoreland County CD (724) 837-5271
Westmoreland Co. Unity Twp.	PAR10X091R	LosCabos Development— Louis Catalano Central Medical Arts Bldg. Greensburg, PA 15601	Slate Crk.	Westmoreland County CD (724) 837-5271
Westmoreland Co. Lower Burrell City	PAR10X092R	Overlook Partners 100E Boyce Park Center Pittsburgh, PA 15239	Chartiers Crk.	Westmoreland County CD (724) 837-5271
Westmoreland Co. Hempfield Twp.	PAR10X093R	Sandra Sheilds McNulty 718 South Seventh St. Youngwood, PA 15697	Belson Run	Westmoreland County CD (724) 837-5271
Westmoreland Co. Washington Twp.	PAR10X096R	Wellington Estates 772 Pine Valley Dr. Pittsburgh, PA 15239	UNT to Thorn Run	Westmoreland County CD (724) 837-5271

<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>
Westmoreland Co. Unity Twp.	PAS10X099R	Dept. of Environmental Protection Bureau of Abandoned Mine Reclamation P. O. Box 149 122 South Center St. Ebensburg, PA 15931-0149	Four Mile Run	Westmoreland County CD (724) 837-5271
Westmoreland Co. Allegheny Twp.	PAR10X105R	Moreland Manor, Inc. 5476 Route 8 and Cook Rd. Gibsonia, PA 15044	UNT to Pine Run	Westmoreland County CD (724) 837-5271
Westmoreland Co. South Huntingdon Twp.	PAR10X108R	Lou Yemc 350 Arona Rd. New Stanton, PA 15672	Hunters Run	Westmoreland County CD (724) 837-5271
Westmoreland Co. Municipality of Murrysville	PAR10X111R	Franklin Township Municipal Sanitary Authority 3001 Meadowbrook Rd. Murrysville, PA 15668-1698	UNT to Haymaker Run	Westmoreland County CD (724) 837-5271
Westmoreland Co. Mount Pleasant Twp.	PAR10X116R	CNG Producing Company 303 Airport Professional Center Indiana, PA 15701	Jacobs Crk.	Westmoreland County CD (724) 837-5271
Westmoreland County Unity Twp.	PAR10X118R	Pellis/Rugh Partnership 210 Culbertson Avenue Greensburg, PA 15601	UNT to Four Mile Run	Westmoreland County CD (724) 837-5271
Westmoreland Co. Salem Twp.	PAR10X120R	Links Development Co., Inc. 3650 Hills Church Rd. Export, PA 15632	Beaver Run	Westmoreland County CD (724) 837-5271
Westmoreland Co. Hempfield Twp.	PAR10X130R	Pa. Turnpike Commission P. O. Box 67676 Harrisburg, PA 17106-7676	Wilsons Run	Westmoreland County CD (724) 837-5271
Westmoreland Co. Rostraver Twp.	PAR10X132R	Phoenix Land and Leasing 500 National Pike West Brownsville, PA 15417	Pollock Run	Westmoreland County CD (724) 837-5271
Westmoreland Co. Hempfield Twp.	PAR10X136R	Crawford Realty Co. 4117 Old William Penn Highway Murrysville, PA 15668	UNT to Jacks Run	Westmoreland County CD (724) 837-5271
<i>General Permit Type—PAG 3</i>				
<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>
Montgomery Co. Pottstown Borough	PAR110043	DANA Corporation—Driveshaft Division 125 South Keim St. Pottstown, PA 19464	Sproegel's Run	DEP Southeast Region Water Management 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Delaware Co. City of Chester	PAR200035	Metro Machine of Pennsylvania P. O. Box 1860 Norfolk, VA 23501	Delaware River Ridley Crk.	DEP Southeast Region Water Management 555 North Lane Conshohocken, PA 19428 (610) 832-6130
City of Erie Erie Co.	PAR208327	United Brass Works, Inc. Keystone Foundry Dir. 714 South Main St. Randleman, NC 27317	Lake Erie	DEP Northwest Region Water Management 230 Chestnut St. Meadville, PA 16335-3481 (814) 332-6942

<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>
City of Hermitage Mercer Co.	PAR808302	G. D. Leasing of Indiana, Inc. P. O. Box 6105 Youngstown, OH 44501	Shenango River	DEP Northwest Region Water Management 230 Chestnut St. Meadville, PA 16335-3481 (814) 332-6942
<i>General Permit Type—PAG 04</i>				
<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>
York County North Hopewell Twp.	PAG043595	Jack and Doreen Bish 5744 Herbst Rd. Red Lion, PA 17356	UNT to Muddy Run	Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Washington Co. Peters Twp.	PAG046150	Frank and Cynthia Palombo 408 Hays Rd. Venetia, PA 15367	Tributary of Brush Run	Southwest Regional Office Water Management Program Manager 400 Waterfront Dr. Pittsburgh, PA 15222-4745 (412) 442-4000
Harborcreek Twp. Erie Co.	PAG048501	John J. Antalek 5844 Lunger Rd. Erie, PA 16510	Unnamed Tributary to Six Mile Crk.	DEP Northwest Region Water Management 230 Chestnut St. Meadville, PA 16335-3481 (814) 332-6942
Pine Grove Twp. Warren Co.	PAG048513	Kurt Martin R. R. 1, Box 1385 Egypt Rd. Russell, PA 16345	Unnamed Tributary to Widdlefield Run	DEP Northwest Region Water Management 230 Chestnut St. Meadville, PA 16335-3481 (814) 332-6942
Waterford Twp. Erie Co.	PAG048505	Carol Ann Engel-Henderson 12828 Hood Rd. Waterford, PA 16441-9660	Unnamed Tributary of LeBoeuf Crk.	DEP Northwest Region Water Management 230 Chestnut St. Meadville, PA 16335-3481 (814) 332-6942
Washington Twp. Erie Co.	PAG048506	Brian G. Waldo 12302 Hamilton Rd. Edinboro, PA 16412	Unnamed Tributary of Conneauttee Crk.	DEP Northwest Region Water Management 230 Chestnut St. Meadville, PA 16335-3481 (814) 332-6942
<i>General Permit Type—PAG 7</i>				
<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>
Montgomery Co. Upper Dublin Twp.	PAG070002	Nutrecon, Inc. South Main and Randolph Avenue Ambler, PA 19007	None	DEP Southeast Region Water Management 555 North Lane Conshohocken, PA 19428 (610) 832-6130

*General Permit Type—PAG 8**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>
Mongomery County Franconia Twp.	PAG080006	Telford Sewer Authority P. O. Box 209 Telford, PA 18969	None	DEP Southeast Region Water Management 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Chester Co. Schuylkill Twp.	PAG080009	Valley Forge Sewer Authority WWTP 333 Pawling Rd. Phoenixville, PA 19460	None	DEP Southeast Region Water Management 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Lehigh County City of Allentown	PAG08-2203	City of Allentown Wastewater Treatment Plant		Northeast Regional Office Water Management Program 2 Public Square Wilkes-Barre, PA 18711 (717) 826-2511

**SEWAGE FACILITIES ACT
PLAN APPROVAL**

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

Regional Office: Water Management Program Manager, Southcentral Region, 909 Elmerton Ave., Harrisburg, PA 17110-8200.

Location: Snyder Township, Blair County, R. D. 3, Box 119, Tyrone, PA 16686.

The approved plan provided for extension of public sewer service from the existing Northern Blair County Sewer Authority system into the Bald Eagle and Vail areas of Snyder Township. The collection system will include three pump stations, force mains and an interceptor. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

Location: Bedford Township, Bedford County, R. D. 1, Box 148, Bedford, PA 15522.

The plan is disapproved because Bedford Township failed to address the remaining nine plan deficiencies identified in the Department's letter dated May 13, 1989. As discussed in the Department's August 18, 1997 letter and again in a March 13, 1998 letter, failure to respond within specified time frames would result in plan disapproval. No response was received from Bedford Township. The plan deficiencies are listed as follows.

1. Section 9E of the Onlot Management Ordinance indicates that septic tanks could be put ahead of cesspools and that cesspools would otherwise be pumped. Cesspools are not adequate onlot sewage disposal systems and should be replaced with septic systems meeting Chapter 73 regulations. Issuance of a permit for a septic tank discharging to a cesspool is inconsistent with Chapter 73 regulations. It is suggested you inspect homes with cesspools and if malfunctioning, require that they be replaced with a septic system meeting Chapter 73 regulations. Also, the Department will not and cannot under current law issue permits for untreated or partially treated effluent to any waterway as per Section 10A of

the ordinance. It is suggested this be changed to no discharges to the waters of this Commonwealth will be permitted except under permit by the Department of Environmental Protection. Please properly modify these sections of the ordinances.

2. There is no set implementation date for the proposed Onlot Management Districts and the proposed capped sewer ordinance. Please indicate when these will take effect. Please provide dates when these ordinances will take effect.

3. The addendum of March 1989 was not adopted by the municipality, please adopt this document prior to its resubmission. Please provide a completed resolution of adoption.

4. The implementation schedule does not indicate how the projects will be funded and the sources of financing were not indicated. Please provide this information.

5. Table SSA shows a list of 13 need areas, alternatives and Estimated User Cost. Table TTA shows an implementation schedule for 5 need areas. What is proposed for the other 8 areas? Needs not cost must dictate priorities. Please address.

6. Needs documentation is not substantiated by the plan. There were no surveys of the existing onlot systems, there were no indication of where onlot repairs were permitted and whether these repairs meet Chapter 73 standards or utilized best technical guidance, where cesspools, seepage pits and other inadequate means of sewage disposal exists, and where complaints were received about sewage malfunctions. Please provide this documentation.

7. There is no analysis of the groundwater sampling received. Where problems now exist or in marginal areas of groundwater quality, what requirements will the municipality place on new land development? Please address.

8. How membership in the OLMD will be required is not clear. How will this be enforced? Please clarify.

9. The sewage agreements with Bedford Borough only covers the Turnpike/City Industrial Park Collection System. What about agreements for other areas of the Township? Please provide these agreements.

Plan revision approval granted May 19, 1998 under the Pennsylvania Sewage Facilities Act (35 P. S. §§ 750.1—750.20).

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

Location: Adamstown Borough, Lancaster County, 30 Willow Street, P. O. Box 546, Adamstown, PA 19501.

The proposed development is located on the south side of Lancaster Avenue (S. R. 0272), approximately 200 feet east of West Main Street, Adamstown Borough, Lancaster County.

The approved project consists of a 67 lot residential subdivision on 40.5 acres. An existing apartment dwelling will be removed from the site. No disturbance of wetlands is proposed for the sewer connection to the existing Adamstown Interceptor. The total sewage flows of 18,150 gallons per day (gpd) of wastewater will be treated by the Adamstown 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).

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

Permit No. 5297502. Public water supply. **Saw Creek Estates**, John Briggs, Director, PP&E, P. O. Box 447, Bushkill, PA. This proposal involves construction of water storage tanks, pump stations, transmission/distribution lines and a new supply well. It is located in Lehman Township, **Pike County**.

Permit to Operate: April 24, 1998.

Permit No. 4098502. Public water supply. **Bottling Facility**. Nature's Way Pure Water. This proposal involves the construction of a new bottling plant replacing an existing bottling facility. The new facility will utilize the Pennsylvania American Water Company Waters Treatment Facility as a source of supply serving the bottling works. The bottling facility will retain the existing bottle water label No. 2406411. It is located in Dupont, **Luzerne County**.

Permit to Operate: April 23, 1998.

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

The Department has received the following final report:

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

Rhoads Metals Fabrication & Maintenance Services, Inc., Lower Moreland Township, **Montgomery County**. Darryl D. Borrelli, Manko, Gold & Katcher, has submitted a Final Report concerning remediation of site soil contaminated with lead, heavy metals, solvents, BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons and groundwater contaminated with solvents and BTEX. The report is intended to document remediation of the site to meet Statewide health standards for soil and background standard for groundwater.

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

Pennsylvania Power & Light Company (PP&L) Distribution Pole #63603S46245, City of Allentown, **Lehigh County**. PP&L, Environmental Management Division, 2 North Ninth Street, Allentown, PA 18101 has submitted a Final Report concerning the remediation of site soils found to have been contaminated with PCBs (polychlorinated biphenyls). The report was submitted in order to document remediation of the site to meet the Statewide human health standard.

Pennsylvania Power & Light Company (PP&L) Distribution Pole #61478S47427, South Whitehall Township, **Lehigh County**. PP&L, Environmental Management Division, 2 North Ninth Street, Allentown, PA 18101 has submitted a Final Report concerning the remediation of site soils found to have been contaminated with PCBs (polychlorinated biphenyls). The report was submitted in order to document remediation of the site to meet the Statewide human health standard.

SOLID AND HAZARDOUS WASTE

LICENSE TO TRANSPORT HAZARDOUS WASTE

License issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations for license to transport hazardous waste.

Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, P. O. Box 8471, Harrisburg, PA 17105-8471.

EMC Environmental Services, Corp., 132 Rome Street, Farmingdale, NY 11735; License No. **PA-AH 0590**; license issued May 7, 1998.

Lewis Environmental, Inc., P. O. Box 639, Royersford, PA 19468; License No. **PA-AH 0591**; license issued May 7, 1998.

R&R Trucking, Incorporated, P. O. Box 545, Duenweg, MO 64841; License No. **PA-AH 0592**; license issued May 11, 1998.

Renewal licenses issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations for license to transport hazardous waste.

Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, P. O. Box 8471, Harrisburg, PA 17105-8471.

American Waste Oil Corporation, 44141 Yost Road, Belleville, MI 48111; License No. **PA-AH 0534** renewal license issued May 8, 1998.

Bechem Transport, Inc., 46 River Street, New Haven, CT 06513; License No. **PA-AH 0414**; renewal license issued April 28, 1998.

David J. Winning Company, 5610 Aiken Road, McKees Rocks, PA 15136; License No. **PA-AH OS100**; renewal license issued May 4, 1998.

Hub City Environmental, Inc., P. O. Box 817, Pearland, TX 77581; License No. **PA-AH 0530**; renewal license issued April 28, 1998.

Laidlaw Environmental Services (Quebec), 7305 Marie-Victorin Boulevard, Brossard Quebec, CANADA J4W 1A6; License No. **PA-AH 0403**; renewal license issued May 13, 1998.

Minnesota Mining and Manufacturing Co., 3M Center, Building 225-5N-07, St. Paul, MN 55144-1000; License No. **PA-AH 0296**; renewal license issued May 8, 1998.

Tonawanda Tank Transport Service Inc., 1140 Military Road, Buffalo, NY 14217; License No. **PA-AH 0429**; renewal license issued May 13, 1998.

License expired under the Solid Waste Management Act (35 P. S. §§ 6018.1001—6018.1003) and regulations for license to transport hazardous waste.

Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, P. O. Box 8471, Harrisburg, PA 17105-8471.

American Waste Haulers, Inc., P. O. Box 306, Maywood, IL 60153; License No. **PA-AH 0461**; license expired on April 30, 1998.

FeeCorp Corporation, 7995 Allen Road, Winchester, OH 43110; License No. **PA-AH 0515**; license expired on May 11, 1998.

Suttles Truck Leasing, Inc., P. O. Box 129, Demopolis, AL 36732; License No. **PA-AH 0332**; license expired on May 11, 1998.

PREVIOUSLY UNPERMITTED CLASS OF SPECIAL HANDLING WASTE

INFECTIOUS OR CHEMOTHERAPEUTIC WASTE

Licenses issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Infectious and Chemotherapeutic Waste Law (35 P. S. §§ 6019.1—6019.6) and regulations for license to transport infectious and chemotherapeutic waste.

Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, P. O. Box 8471, Harrisburg, PA 17105-8471.

ARL, dba American Road Line, 238 Mood Clinton Road, Moon Township, PA 15208; License No. **PA-HC 0205**; license issued May 13, 1998.

Renewal licenses issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Infectious and Chemotherapeutic Waste Law (35 P. S. §§ 6019.1—6019.6) and regulations for license to transport infectious and chemotherapeutic waste.

Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, P. O. Box 8471, Harrisburg, PA 17105-8471.

A-1 Medical Waste Removal, Inc., 209 Latimer Avenue, Staten Island, NY 10314; License No. **PA-HC 0173**; license issued May 13, 1998.

Longview of Ocean County, 1301 Route 37, West, Toms River, NJ 08755; License No. **PA-HC 0145**; license issued April 29, 1998.

Orchard Hill Memorial Park, Inc., Lafayette, NJ 07059; License No. **PA-HC 0163**; renewal license issued May 13, 1998.

AIR POLLUTION OPERATING PERMITS

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.

Southwest Regional Office, Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4174

04-309-038: Eastroc LCC (P. O. Box 158, Shippingport, PA 15077) issued May 15, 1998, for the operation of a MG-lime forced oxidation system at the Shippingport Plant in Shippingport Borough, **Beaver County**.

General Plan Approval and Operating Permit 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.

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

39-302-160GP: HAB Industries Inc. (15 South Albert Street, Allentown, PA 18103) for the construction and operation of a boiler (L82601) in Allentown, **Lehigh County**.

39-302-161GP: HAB Industries Inc. (15 South Albert Street, Allentown, PA 18103) for the construction and operation of a boiler (L88386) in Allentown, **Lehigh County**.

48-399-042GP: Equipto Co. (225 Main Street, Tatamy, PA 18085) for the construction and operation of a controlled pyrolysis furnace in Tatamy Borough, **Northampton County**.

**AIR QUALITY
OPERATING PERMITS**

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 below.

Interested persons may submit written comments, suggestions or objections concerning the proposed Title V permit to the regional office within 30 days of publication of this notice. Written comments submitted to the Department during the 30-day public comment period shall include the name, address and telephone number of the person(s) 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.

Southcentral Regional Office: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, Attn: Kanubhai L. Patel, (717) 705-4702

67-05029: Hanover Wire Cloth (East Middle Street, Hanover, PA 17331) located in Hanover, **York County**. The facility's major sources of emissions are five wire dip coating lines which primarily emit volatile organic compounds (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.

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

39-313-037A: Fluoro-Seal Inc. (16360 Park 10 Place #325, Houston, TX 77084) issued May 14, 1998, for the modification of a batch reactor in Hanover Township, **Lehigh County**.

40-310-032B: Barletta Materials and Construction Co. (Route 924, P. O. Box 10, Hazleton, PA 18201) issued May 1, 1998, for the modification of a stone crushing operation in Hazle Township, **Luzerne County**.

40-399-038A: Harris Semiconductor Inc. (125 Crestwood Road, Mountaintop, PA 18707) issued May 1, 1998, for the modification of the Fab 8 manufacturing line in Wright Township, **Luzerne County**.

54-318-008B: Air Products and Chemical Co. (P. O. Box 351, Tamaqua, PA 18252) issued May 14, 1998, for the modification of a paint spraying operation in Rush Township, **Schuylkill County**.

Southwest Regional Office, Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4174.

PA-65-884A: Construction Corp. (P. O. Box 290, Homer City, PA 15628) issued May 15, 1998, for the construction of a bituminous concrete plant at the Donegal Plant in Mt. Pleasant Township, **Westmoreland County**.

PA-04-044B: Zinc Corp. of America (300 Frankfort Road, Monaca, PA 15061) issued May 15, 1998, for the construction of a bulk material storage building at the Monaca Zinc Smelter in Potter Township, **Beaver County**.

PA-56-025A: Enterprise Stone & Lime Co., Inc. (P. O. Box 77, New Enterprise, PA 16664) issued May 15, 1998, for the installation of a jaw crusher at the Bakersville Crushing Plant in Jefferson Township, **Somerset County**.

Plan Approvals extensions 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.

Southwest Regional Office, Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4174.

32-000-129: CNG Transmission Corp. (625 Liberty Avenue, Pittsburgh, PA 15222) issued May 15, 1998, for the installation of 4 inger. rand SVG-8AS engines at the Rochester Mills Station in East Mahoning Township, **Indiana County**.

04-313-065A: Nova Chemicals, Inc. (400 Frankfort Road, Monaca, PA 15061) issued May 15, 1998, for the installation of a dylite unit at the Beaver Valley Plant in Potter Township, **Beaver County**.

PA-04-033A: Nova Chemicals, Inc. (400 Frankfort Road, Monaca, PA 15061) issued May 15, 1998, at this chemical facility for the operation of a D2 liquid lube dylite process at the Beaver Valley Plant in Potter Township, **Beaver County**.

PA-11-289A: OMG Americas (101 Bridge Street, Johnstown, PA 15902) issued May 15, 1998, for the operation of three high-speed grinding mills at the Johnstown Plant in Johnstown, **Cambria 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 such applications will also address the applicable permitting requirements of the following

statutes: the Air Quality Control Act (35 P. S. §§ 4401—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

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

16970103. MAF Coal & Excavation, Inc. (R. D. 1, Box 261A, Sligo, PA 16255) Commencement, operation and restoration of a bituminous strip operation in Clarion Township, **Clarion County** affecting 104.2 acres. Receiving streams: Unnamed tributaries to Brush Run. Application received: May 20, 1997. Permit Issued: May 6, 1998.

102892-16970103-E-1. MAF Coal & Excavation, Inc. (R. D. 1, Box 261A, Sligo, PA 16255) Application for a stream encroachment to conduct mining activities within 100 feet but no closer than 10 feet to unnamed tributary "F" to Brush Run for the purpose of support facility construction and maintenance in Clarion Township, **Clarion County**. No mineral extraction may be conducted closer than 100 feet to unnamed tributary "F" to Brush Run. Receiving streams: Unnamed tributaries to Brush Run. Application received: May 20, 1997. Permit Issued: May 6, 1998.

24880103. Energy Resources, Inc. (P. O. Box 259, Brockway, PA 15824) Renewal of an existing bituminous strip operation in Horton Township, **Elk County** affecting 541.0 acres. Receiving streams: Unnamed tributary to Mead Run; Unnamed tributary to Vineyard Run; Two unnamed tributaries to Laurel Run and two unnamed tributaries to West Branch Walburn Run. This renewal is issued for reclamation only. Application received: March 16, 1998. Permit Issued: May 13, 1998.

16930101. Aspen Minerals, Inc. (P. O. Box 269, Shippenville, PA 16254) Renewal of an existing bituminous strip and tippel refuse disposal operation in Redbank Township, **Clarion County** affecting 57.0 acres. This renewal is issued for reclamation only. Receiving streams: Leisure Run and three unnamed tributaries to Town Run. Application received: March 25, 1998. Permit Issued: May 13, 1998.

33970113. Falls Creek Energy Co., Inc. (R. D. 6, Box 231, Kittanning, PA 16201) Commencement, operation and restoration of a bituminous strip operation in Young Township, **Jefferson County** affecting 43.0 acres. Receiving streams: Elk Run. Application received: December 26, 1997. Permit Issued: May 18, 1998.

*McMurray District Office, 3913 Washington Road,
McMurray, PA 15317.*

03971301. DLR Mining, Inc., (R. D. 3, Box 115-A, Indiana, PA 15701), to operate the Ridge Mine in South Bend Township, **Armstrong County** to, new underground mine, unnamed tributary to Big Run and unnamed tributary to Whisky Run. Permit issued May 8, 1998.

14920701. Power Operating Company, Inc. (P. O. Box 25, Osceola Mills, PA 16666), to operate the Leslie Tipple Refuse Pile in Rush Township, **Centre County** to, new refuse pile, Moshannon Creek. Permit issued May 12, 1998.

30831303. Cyprus Cumberland Resources Corp. (145 Elm Drive, Waynesburg, PA 15370), to revise the permit for the Cumberland Mine in Whiteley Township, **Greene County** to, revision to add bleeder shaft and dewatering borehole, unnamed tributary to Whiteley Creek. Permit issued May 22, 1998.

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

16970307. Milestone Crushed, Inc. (R. D. 3, Box 132, Emlenton, PA 16373) Commencement, operation and restoration of a limestone operation in Beaver, Richland and Licking Townships, **Clarion County** affecting 111.3 acres. Receiving streams: Unnamed tributary to Turkey Run. Application received: December 16, 1997. Permit Issued: May 1, 1998.

25870302. James H. Glover (900 French Creek Road, Waterford, PA 16441) Renewal of NPDES permit #PA0107808, LeBoeuf Township, **Erie County** affecting 48.0 acres. Receiving streams: French Creek. Application received: March 16, 1998. Permit Issued: May 13, 1998.

3175SM3. A. Medure Sand & Gravel Co., Inc. (438 Rear Line Avenue, Ellwood City, PA 16117) Renewal of NPDES permit #PA0208103, in Plain Grove Township, **Lawrence County** affecting 153.0 acres. Receiving streams: Unnamed tributary to Jamison Run and Jamison Run. Application received: March 30, 1998. Permit Issued: May 13, 1998.

3075SM26. Neshannock Sand & Gravel, Inc. (R. D. 1, Box 72, New Castle, PA 16105) Transfer of an existing sand and gravel operation from Cooper Brothers, Inc. in Slippery Rock Township, **Butler County** affecting 92.0 acres. Receiving streams: Unnamed tributary of Wolf Creek. Application received: February 13, 1998. Permit Issued: May 18, 1998.

20970305. Meadville Redi-Mix Concrete, Inc. (P. O. Box 418, Meadville, PA 16335) Commencement, operation and restoration of a sand and gravel operation in Wayne Township, **Crawford County** affecting 140.0 acres. Receiving streams: None. Application received: December 29, 1997. Permit Issued: May 18, 1998.

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

54980301. Schuylkill Contracting Co., Inc., (R. R. 2, Box 2312, Pottsville, PA 17901), commencement, operation and restoration of a quarry operation in Foster Township, **Schuylkill County** affecting 375.0 acres, receiving stream—none. Permit issued May 21, 1998.

*Knox District Office, P. O. Box 669, Knox, PA 16232.
Small Noncoal Granted:*

16982801. Neiswonger Construction (R. D. 1, Box 223, Strattanville, PA 16258) Commencement, operation and restoration of a small noncoal sand and gravel operation in Clarion Township, **Clarion County** affecting 5.0 acres. Receiving streams: none. Application received: February 10, 1998. Permit Issued: May 6, 1998.

16980804. Gregory A. Love (R. R. 2, Box 48, Strattanville, PA 16258) Commencement, operation and restoration of a small noncoal shale operation in Clarion Township, **Clarion County** affecting 2.5 acres. Receiving streams: none. Application received: April 3, 1998. Permit Issued: May 6, 1998.

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

General Small Noncoal Authorizations Granted

40980801. Dotzel Trucking, (1898 Slocum Road, Mountaintop, PA 18707), commencement, operation and restoration of a small quarry operation in Slocum Township, **Luzerne County** affecting 9.0 acres, receiving stream—none. Authorization granted May 20, 1998.

58970861. Murlyn Blaisure, (R. R. 4, Box 251, Montrose, PA 18801), commencement, operation and restoration of a small bluestone quarry operation in Bridgewater Township, **Susquehanna County** affecting 1.0 acres, receiving stream—none. Authorization granted May 21, 1998.

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

Industrial Minerals NPDES Permit Renewal Applications Issued:

4273SM2. H. B. Mellott Estate, Inc. (Route 1, Box 25, Warfordsburg, PA 17267), renewal of NPDES Permit No. PA0212547, Thompson Township, **Fulton County**, receiving streams unnamed tributary to Tonoloway Creek. NPDES renewal application received March 25, 1998. Issued May 18, 1998.

ACTIONS TAKEN UNDER SECTION 401: FEDERAL WATER POLLUTION CONTROL ACT

ENCROACHMENTS

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

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

Actions on applications filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and sections 5 and 402 of The Clean Streams Law (35 P. S. §§ 691.5 and 691.402) and notice of final action for certification under Section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)). (Note: Permits issued for Small Projects do not include 401 Certification, unless specifically stated in the description.)

Permits Issued and Actions on 401 Certifications:

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

E09-757. Encroachment Permit. **Jeffery and Sandra Bahls**, P. O. Box 619, Quakertown, PA 18951. To construct and maintain a low flow stream crossing consisting of two-30 inch RCP culverts and place associated fill within an unnamed tributary to Cooks Creek (EV) and

approximately 0.02 acre of adjacent wetlands for the purpose of constructing a driveway access to a residential building lot. The work will necessitate a 15 linear foot relocation of a small drainage swale. The site is located approximately 2,000 feet north of the intersection of Chestnut Road with Pleasant View Road (Hellertown, PA Quadrangle, N: 4.3 inches; W: 9.4 inches) in Springfield Township, **Bucks County**.

E23-369. Encroachment Permit, **Carl A. Abbonizio**, Box 315, Sewell, NJ 08080. To place fill material in 0.05 acre of isolated wetland (PEM) and to install and maintain a 1,200 foot long, 36-inch C.P.P. storm sewer in and along an existing drainage channel which is an unnamed tributary to the Delaware River. This project is associated with the proposed addition to the existing parking facility used in conjunction with the Philadelphia International Airport. The project site is situated along the southern side of Tinicum Island Road, approximately 200 feet south of the intersection with Stevens Drive (Bridgeport, NJ-PA Quadrangle N: 21.0 inches; W: 2.9 inches) in Tinicum Township, **Delaware County**.

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

E39-339. Encroachment. **Pennsylvania Power and Light Company**, Mailstop N-4, Two North Ninth Street, Allentown, PA 18101-1179. To relocate approximately 290 linear feet of Hosensack Creek with the construction of approximately 190 linear feet of channel change with work consisting of the construction of a triangular channel, riprap bank stabilization and rock channel deflectors. The project is to protect an existing 138/69KV line support tower. The project is located on Hosensack Creek approximately 0.6 mile northeast of the intersection of T386 and T387 (East Greenville, PA Quadrangle N: 14.0 inches; W: 0.6 inch) in Lower Milford Township, **Lehigh County**.

E64-185. Encroachment. **William Anton and Paul Ludick**, R. R. 5, Box 447, Honesdale, PA 18431. To construct and maintain and channel change consisting of the relocation of approximately 350 linear feet of a Tributary to Carley Brook. The relocated section will consist of approximately 390 linear feet of rock-lined trapezoidal channel, having 2H:1V side slopes. The project includes an 8-inch intake pipe along the right bank of the relocated channel section. The project is located east of T-554, approximately 1 mile south of the intersection of T-554 and T-964 (Galilee, PA Quadrangle N: 1.8 inches; W: 16.2 inches), in Oregon Township, **Wayne County**.

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

E16-102. Encroachment. **Donald W. Deitz**, R. D. 1, Box 308, Clarion, PA 16214-9416. To remove the existing natural gas pipeline and to install and maintain a 2-inch diameter natural gas pipeline across the Clarion River approximately 250 feet downstream of S. R. 3007 (Knox, PA Quadrangle N: 6.8 inches; W: 5.2 inches) located in Beaver and Licking Townships, **Clarion County**.

E25-562. Encroachment. **The Carafio Company**, 2445 Belmont Avenue, Youngstown, OH 44504-0186. To place fill in a total of 4.69 acres of three separate wetland areas, including a total of 0.62 acre of fill placed without a permit, for the construction of Millcreek Pavilions commercial retail development adjacent to the Millcreek Mall east of I-79 immediately north of S. R. 4012 (Inter-

change Road) (Erie South, PA Quadrangle N: 12.4 inches; W: 14.1 inches) in Millcreek Township, **Erie County**. This project includes the creation of 5.31 acres of replacement wetlands at the "English Site" located within the Conneaut Creek watershed west of S. R. 215 approximately 1,200 feet south of Old Albion Road (East Springfield, PA Quadrangle N: 8.7 inches; W: 3.3 inches) in Springfield Township, **Erie County**.

E25-567. Encroachment. **PA Department of Transportation, District 1-0**, 1140 Liberty Street, Franklin, PA 16323. To place concrete streambed paving approximately 1-foot in depth and to maintain the twin cell concrete arch structure having two 28-foot-wide by 22-foot-high waterway openings in Elk Creek on S. R. 0005, Segment 0180, Offset 1644 (Fairview, PA Quadrangle N: 3.7 inches; W: 15.1 inches) in Lake City Borough, **Erie County**.

E43-264. Encroachment. **Willard E. Campbell Enterprises, Inc.**, 764 Plaza Unit #1, P. O. Box 1018, Duncansville, PA 16635. To fill 0.3 acre of a 2.0 acre wetland (PEM/PSS) for the construction of a Hoss's Steak and Sea House and Restaurant associated parking lot along the north side of S. R. 208 approximately 1,700 feet west of I-79 (Mercer, PA Quadrangle N: 3.3 inches; W: 5.0 inches) in Springfield Township, **Mercer County**. Project includes construction of 0.33 acre of replacement wetland on site.

ENVIRONMENTAL ASSESSMENT

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

Environmental Assessment Approvals and Actions on 401 Certifications

EA24-003NW. Environmental Assessment. **North Central Pennsylvania Planning and Development Commission**, 651 Mountmorenci Avenue, Ridgway, PA 15853. To remove an abandoned cooling unit and two abandoned buildings which are across/over tributaries to Elk Creek as part of the Stackpole Center Demolition Project. The project is located within the Stackpole Center in the City of St. Marys approximately 1,600 feet northwest of the intersection of Theresia Street (S. R. 1005) and S. R. 0120 (Saint Marys PA Quadrangle N: 10.4 inches; W: 7.1 inches) located in City of Saint Marys, **Elk County**.

EA33-003NW. Environmental Assessment. **Robert S. Hedin**, Hedin Environmental, 634 Washington Road, Suite 216, Pittsburgh, PA 15228. To place fill in a de minimis area of wetland (0.02 acre) as part of a project to redirect an acid mine discharge (203 gpm average flow) through a 4,000 ton anoxic limestone drain and through two separate constructed wetlands (0.95 acre and 1.3 acres) to provide passive treatment prior to discharge to Beaver Run (HQ-CWF). The project is located in a strip-mined area on the west side of Beaver Run approximately 600 feet southwest of the intersection of S. R. 3022 and Conifer Road in the Village of Conifer located in Beaver Township, **Jefferson County**.

[Pa.B. Doc. No. 98-894. Filed for public inspection June 5, 1998, 9:00 a.m.]

Proposed Monitoring Plan Revisions

The Department of Environmental Protection, Bureau of Air Quality, is proposing to revise its ambient air pollution monitoring system and is seeking comments on this proposal.

The Environmental Protection Agency (EPA) has established new standards for fine particles (under 2.5 microns in size). States will need to measure the amount of fine particles to which their citizens are exposed. The Department of Environmental Protection (Department) is proposing to install new PM_{2.5} monitors to fulfill this need. The Department has also taken this opportunity to review the Commonwealth's entire air quality monitoring program in order to propose necessary changes that will make the program more effective. The current monitoring program exceeds minimum EPA requirements, consistently measures levels for many pollutants well below Federal health based standards, and measures for total suspended particulate (TSP) for which a Federal standard no longer exists. The Department is proposing to restructure the program to measure the pollutants most likely to violate the National Ambient Air Quality Standards (NAAQS).

The proposal is available on the Department web site at <http://www.dep.state.pa.us> (choose Information by Subject/Air Quality/Pennsylvania's Clean Air Plans). To obtain a hard copy, call Vickie Walters at (717) 787-4310. Persons interested in submitting written comments should send the comments to J. Wick Havens, Chief, Division of Air Resource Management, P. O. Box 8468, Harrisburg, PA 17105-8468 by the close of business, July 1, 1998. Comments may also be submitted electronically to J. Wick Havens at havens.wick@a1.dep.state.pa.us.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 98-895. Filed for public inspection June 5, 1998, 9:00 a.m.]

DEPARTMENT OF HEALTH

Availability of Draft Abstinence Based Education and Related Services Grant Application for Federal Fiscal Year 1999

The Department of Health is making available copies of its Federal Fiscal Year 1999 draft application for Abstinence Education and Related Services funding. This application is the Commonwealth of Pennsylvania's draft request to the United States Department of Health and Human Services for funds to implement an abstinence education and related services plan and program as set out in 42 U.S.C.A. § 705(a)(5)(F) and § 710(c)(2).

This application describing proposed services, program goals and objectives, and activities can be obtained by contacting the Department of Health, Bureau of Family Health, Division of Maternal and Child Health, Room 725, Health & Welfare Building, P. O. Box 90, Harrisburg, PA 17108, telephone (717) 783-8451 [TDD: (717) 783-6514]. Persons with a disability who require an alternative format of the application (for example, large print,

audio tape, Braille) should notify the Division of Maternal and Child Health at the above address or number, or at TDD: (717) 783-6514.

Written comments will be accepted and should be sent to the above address, and must be received by no later than 4 p.m. Tuesday, June 30, 1998.

Persons with a disability who desire to comment in alternative format (for example, large print, audio tape, Braille) should notify the Division of Maternal and Child Health at the above-referenced address or telephone numbers.

DANIEL F. HOFFMANN,
Secretary

[Pa.B. Doc. No. 98-896. Filed for public inspection June 5, 1998, 9:00 a.m.]

Availability of Draft Maternal and Child Health Services Block Grant Application for Federal Fiscal Year 1999

The Department of Health is making copies available of the draft Maternal and Child Health Services Block Grant Application for FFY 1999, under 42 U.S.C.A. § 705(a)(5)(F). This application is the Commonwealth of Pennsylvania's draft request to the United States Department of Health and Human Services for block grant funding for Maternal and Child Health Services.

The Block Grant Application describing proposed services, program goals and objectives, and activities can be obtained by calling the Bureau of Family Health at (717) 787-7192. Persons with a disability who require an alternative format of the above mentioned application (for example, large print, audio tape, Braille) should also contact the Bureau of Family Health at (717) 787-7192 [TDD: (717) 783-6514].

Written comments will be accepted and should be sent to the Bureau of Family Health, Room 733, Health & Welfare Building, P. O. Box 90, Harrisburg, PA 17108, and should be received no later than 4 p.m., Tuesday, June 30, 1998.

Persons with a disability who desire to comment in alternative format (for example, large print, audio tape, Braille) should notify Susan Guy of the Bureau of Family Health at (717) 787-7192 [TDD: (717) 783-6514].

DANIEL F. HOFFMANN,
Secretary

[Pa.B. Doc. No. 98-897. Filed for public inspection June 5, 1998, 9:00 a.m.]

Health Policy Board; Meeting Notice

The Health Policy Board is scheduled to hold a meeting on June 18, 1998, at 4 p.m. in Room 403, Pittsburgh State Office Building, 300 Liberty Avenue, Pittsburgh, PA.

This meeting is subject to cancellation without notice.

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

DANIEL F. HOFFMANN,
Secretary

[Pa.B. Doc. No. 98-898. Filed for public inspection June 5, 1998, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Current Prevailing Wage Act Debarments

The contractors referenced as follows have 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 firm or person, or any firms, corporations or partnerships in which the firm or person 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>
Kazdal Construction Co., Inc., and Louis Kazdal	191 La Costa Drive P. O. Box 1482 Blackwood, NJ 08012	05/15/98

JOHNNY J. BUTLER,
Secretary

[Pa.B. Doc. No. 98-899. Filed for public inspection June 5, 1998, 9:00 a.m.]

Job Creation Assistance on Behalf of Persons With Severe Disabilities in Allegheny County; Amendment

The *Pennsylvania Bulletin* notice published at 28 Pa.B. 2180 (May 9, 1998) regarding the Pennsylvania Office of Vocational Rehabilitation Request for Proposal, RFP 98-1, Job Creation Assistance on Behalf of Persons With Severe Disabilities In Allegheny County is amended to include the following information omitted from the original notice:

Commitment to Enhance Socially/Economically Restricted Businesses (SERB)

The Commonwealth of Pennsylvania strongly encourages the submission of proposals by SERBs in response to this Request for Proposal.

To achieve the objective of enhancing SERB participation, the Commonwealth has established SERB utilization as a selection criterion in the evaluation process.

The Bureau of Contract Administration and Business Development (BCABD) in the Department of General Services will evaluate the aforementioned criterion and assign a point value to be considered within the overall RFP total point tabulation.

Proposals submitted by individuals claiming SERB status or proposals submitted by individuals reflecting joint venture and subcontracting opportunities with SERBs must submit documentation verifying their claims.

SERBs are businesses whose economic growth and development have been restricted based on social and economic bias. The businesses are BCABD-certified minority- and women-owned businesses and certain restricted businesses whose development has been impeded because their primary or headquarters facilities are physically located in areas designated by the Commonwealth as being in enterprise zones. A business will not be considered socially/economically restricted if one of the following conditions exists:

1. The business has gross revenues exceeding \$4 million annually.

2. The concentration of an industry is such that more than 50% of the market is controlled by the same type of SERB (Minority Business Enterprise [MBE] or Women Business Enterprise [WBE]).

Proposers not considered to be socially/economically restricted businesses seeking to identify such businesses for joint venture and subcontracting opportunities are encouraged to contact:

Department of General Services
Bureau of Contract Administration
and Business Development
Room 502, North Office Building
Harrisburg, PA 17125
(717) 787-7380
Fax: (717) 787-7052

Application Material

The complete application package containing a detailed Request for Proposal and Guidelines for application, including detailed information concerning SERB participation, is available by writing to the following address, or by calling Raymond L. Walker, Supervisor, Infrastructure Services Section at (717) 787-5735 (TDD: 783-8917).

Office of Vocational Rehabilitation
Infrastructure Services Section
Room 1320 Labor and Industry Building
Seventh and Forster Streets
Harrisburg, PA 17120

JOHNNY J. BUTLER,
Secretary

[Pa.B. Doc. No. 98-900. Filed for public inspection June 5, 1998, 9:00 a.m.]

DEPARTMENT OF REVENUE

Realty Transfer Tax; 1997 Common Level Ratio Real Estate Valuation Factors

The following real estate valuation factors are based on sales data compiled by the State Tax Equalization Board in 1997. These factors are the mathematical reciprocals of the actual common level ratio. For Pennsylvania Realty Transfer Tax purposes, these factors are applicable for documents accepted from July 1, 1998 to June 30, 1999, except as indicated. The date of acceptance of a document is rebuttably presumed to be its date of execution, that is, the date specified in the body of the document as the date of the instrument (61 Pa. Code § 91.102).

<i>County</i>	<i>Common Level Ratio Factor</i>	<i>County</i>	<i>Common Level Ratio Factor</i>	<i>County</i>	<i>Common Level Ratio Factor</i>
Adams	2.43	Crawford	2.21	Lehigh	1.98
Allegheny	4.93	Cumberland	14.71	Luzerne	13.33
Armstrong	1.97	Dauphin	1.78	***Lycoming	1.33
Beaver	2.58	Delaware	30.30	***McKean	4.00
Bedford	9.90	Elk	5.26	Mercer	8.77
Berks	1.02	Erie	11.24	Mifflin	8.33
Blair	8.48	Fayette	9.09	Monroe	4.18
Bradford	2.30	Forest	3.26	***Montgomery	1.00
Bucks	20.83	Franklin	13.51	Montour	9.17
Butler	7.52	Fulton	5.50	Northampton	1.87
Cambria	5.71	Greene	3.39	Northumberland	14.29
Cameron	2.61	Huntingdon	4.59	*Perry	6.67
Carbon	10.87	**Indiana	5.90	Philadelphia	3.46
Centre	2.15	Jefferson	4.88	Pike	3.19
***Chester	1.00	Juniata	6.33	Potter	7.52
**Clarion	4.12	Lackawanna	5.00	Schuylkill	2.16
Clearfield	4.48	Lancaster	1.03	Snyder	5.10
Clinton	2.80	Lawrence	6.37	***Somerset	2.00
Columbia	2.56	Lebanon	10.53	Sullivan	3.16

<i>County</i>	<i>Common Level Ratio Factor</i>	<i>County</i>	<i>Common Level Ratio Factor</i>	<i>County</i>	<i>Common Level Ratio Factor</i>
Susquehanna	1.97	Warren	2.31	Wyoming	3.36
Tioga	2.69	Washington	5.18	***York	1.00
Union	4.81	Wayne	10.53		
Venango	4.93	Westmoreland	3.75		

*Adjusted by the Department of Revenue to reflect assessment ratio change effective February 24, 1997

**Adjusted by the Department of Revenue to reflect assessment ratio change effective January 1, 1998.

***Adjusted by the Department of Revenue to reflect assessment base change effective January 1, 1998.

ROBERT A. JUDGE, Sr.,
Secretary

[Pa.B. Doc. No. 98-901. Filed for public inspection June 5, 1998, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Retention of Engineering Firms

Lehigh County Project Reference No. 08430AG2202

The Department of Transportation will retain a consulting firm to provide Right-of-Way Acquisition Services for the S. R. 0222, Section 002 (Trexlerstown) project in Lehigh County. The estimated construction cost of this project is \$68.6 million.

The consultant will furnish right-of-way acquisition services to the Department of Transportation for the State Route (S. R.) 0222, Section 002 project. The project is located in Lehigh County and will include land acquisition in both Upper Macungie Township and Lower Mucungie Township. This highway improvement will consist of the relocation of S. R. 0222 beginning just west of the interchange with Interstate 78, follow a course to the north of existing S. R. 0222, cross over State Route (S. R.) 100, and touch down on existing S. R. 0222 to the west of S. R. 100 near Grim Road. This project will also involve the widening and relocation of S. R. 100 between Schantz Spring Road and Spring Creek Road. The proposed project will include two (2) inchanges and significant local road adjustments. The total project length for the project is approximately seven (7) miles.

The required services for this project include, but are not limited to, relocation assistance; appraisal planning; negotiation; title services; property management and claim payment.

The assignment will involve approximately two hundred forty one (241) properties. The number of estimated total takes are eighty-six (86), with fifty-two (52) being residential, twenty-eight (28) commercial, and six (6) others. The estimated number of partial takes are one hundred fifty five (155), with ninety eight (98) being residential, forty-five (45) commercial, and twelve (12) others (community, etc.) Also, assume there will be approximately twenty-five (25) additional tenant claims (billboards, leasehold interest, etc.)

Within the numbers identified above, the project will affect approximately forty-one (41) residential relocations and twenty-three (23) commercial relocations.

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

a. Ability to package and present the Letter of Interest in accordance with the "General Requirements and Information" section of the *Pennsylvania Bulletin*.

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

c. Experience as a firm with personnel experienced and qualified in performing their assigned function.

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

The District will announce the shortlisted firms at an open public meeting to be held at Engineering District 5-0, 1713 Lehigh Street, Allentown, PA 18103. All candidates that submitted a Letter of Interest will be notified by the District Office for the date and time of the announcement. Therefore, please specify a contact person in the Letter of Interest submission.

The District's copy of the Letter of Interest and required forms (see general requirements and information section) shall be sent to: Mr. Walter E. Bortree, P.E., District Engineer, Engineering District 5-0, 1713 Lehigh Street, Allentown, PA 18103, Attention: Mr. Donald E. Lerch, P.E.

Any technical questions concerning the requirements for this project should be directed to: Mr. Donald E. Lerch, P.E., District 5-0, at (610) 791-6019, or Mr. Paul J. Goida, District 5-0, at (610) 791-6011.

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

Bedford, Blair, Cambria, Fulton, Huntingdon and Somerset Counties Project Reference No. 08430AG2203

The Department of Transportation will retain an engineering firm for an Open-End Contract to provide supplementary construction inspection staff under the Department's Inspector(s)-in-Charge to perform construction inspection services on various projects in Engineering

District 9-0, that is Bedford, Blair, Cambria, Fulton, Huntingdon and Somerset Counties. The Contract will include roadway and bridge construction and permit projects, and material plant inspection. The Contract will be for a period of sixty (60) months, with a maximum cost of six hundred fifty thousand (\$650,000) dollars.

It is anticipated that a maximum supplementary construction inspection staff of thirty (30) inspectors will be required for this assignment.

The Department will establish an order of ranking of a minimum of three (3) firms for the purpose of negotiating an Open-End Contract based on the Department's evaluation of the acceptable letters of interest received in response to this solicitation. The ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

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

- a. Ability to package and present the Letter of Interest in accordance with "General Requirements and Information" section.
- b. Number of available inspectors in each payroll classification.
- c. Number of NICET and NECEPT certified inspectors in each payroll classification.
- d. Review of inspectors' resumes with emphasis on construction inspection capabilities and specialized experience in the Maintenance and Protection of Traffic, soils, structures, concrete and asphalt paving, drainage, wetlands, CPM schedule monitoring, and plant inspection.
- e. Understanding of Department's requirements, policies, and specifications.
- f. Ability to provide CPM scheduling.
- g. Past Performance.
- h. Work Load.

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

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

<i>Classification</i>	<i>No. of Inspectors</i>
Transportation Construction Manager 1 (TCM-1) (NICET Highway Construction Level 4 or equivalent)	1 (1)
Transportation Construction Ins. Super. (TCIS) (NICET Highway Construction Level 3 or equivalent)	9 (6)
Transportation Construction Inspector—Materials (TCI-Materials) (NICET Highway Materials Level 2 or equivalent)	5 (3)
Transportation Construction Inspector (TCI) (NICET Highway Construction Level 2 or equivalent)	15 (9)

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

1. Be certified by the National Institute for Certification in Engineering Technologies (NICET) in the field of Transportation Engineering Technology, subfield of Highway Construction, or subfield of Highway Materials, at the Level required for the Inspection Classification.
2. Be registered as a Professional Engineer by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
3. Be certified as an Engineer-in-Training by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
4. Hold a Bachelor of Science Degree in Civil Engineering or a Bachelor of Science Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.
5. Hold an Associate Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.

The maximum reimbursement per hour of inspection for each Department Payroll Classification for calendar year of 1998:

<i>Payroll Classification</i>	<i>Maximum Straight Time Reimbursement Per Hour Of Inspection</i>
(TCM-1)	\$44.93
(TCIS)	\$39.36
(TCI-Materials)	\$35.51
(TCI)	\$34.43

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

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

The firm selected may be required to attend a preconstruction conference with the Department and the construction contractor for this project. Under the supervision and direction of the Department, the selected firm will be required to keep records and document the construction work; prepare current and final estimates for payment to the construction contractor; assist the Department in obtaining compliance with the labor standards, safety and accident prevention, and equal opportunity provisions of the contract item; provide inspection of work being performed under Highway Occupancy Permits, at material producing plants, and of utility construction and perform other duties as may be required. Firms applying must have qualified personnel capable of climbing structures during painting, rehabilitation, or construction.

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

<i>Classification</i>	<i>No. of Resumes</i>
TCM-1	2
TCIS	11
TCI-M	6
TCI	18

The second copy of the letter of interest and required forms, (see general requirements and information section shall be sent to: Mr. Earl L. Neiderhiser, P.E., District Engineer, District 9-0, 1620 North Juniata Street, Hollidaysburg, PA 16648.

Any technical questions concerning the requirements for this project should be directed to: Mr. Philip J. Rampulla, District 9-0, at (814) 696-7135.

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

**Monroe County
Project Reference No. 08430AG2204**

The Department of Transportation will retain a consulting firm to provide Right-of-Way Acquisition Services for the S. R. 0209, Section 007 (Marshalls Creek) project in Monroe County. The estimated construction cost of this project is \$50 million.

The consultant will furnish right-of-way acquisition services to the Department of Transportation for the State Route (S. R.) 0209, Section 007 project. The project is located in Monroe County and will include land acquisition in both Smithfield Township and Middle Smithfield Township for the widening and relocation of S. R. 0209, intersection improvements with S. R. 0402, and enhancement of local roads to the White Birch Ridge Development. This highway improvement will begin on existing alignment of S. R. 0209 near the intersection of County Bridge Road (T-569), continue for approximately one-half mile, then relocate to the east of existing S. R. 0209 and continue in a northerly direction crossing existing S. R. 0209, and terminating at its intersection with S. R. 0402. The total project length for the project is approximately ten (10) miles.

The work contemplated hereunder will be awarded as one contract, although the Department will provide a "Total Take" plan for early acquisition of displacement properties and a "Final Right Of Way" plan for the remainder of the parcels to be acquired for State Route 0209, Section 007.

The required services for this project include, but are not limited to: relocation assistance; appraisal planning; negotiation; title services; property management and claim payment.

The assignment will involve approximately one hundred thirty (130) properties. The estimated number of total takes are thirty-seven (37), with thirty (30) being residential, five (5) commercial, and two (2) others. The estimated number of partial takes are ninety-three (93), with sixty (60) being residential, thirty (30) commercial, and three (3) others (community, etc.). Also, assume there will be approximately twenty-five (25) additional tenant claims (billboards, leasehold interest, etc.).

Within the number identified above, the project will affect approximately twenty-five (25) residential relocations and three (3) commercial relocations.

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

a. Ability to package and present the Letter of Interest in accordance with the "General Requirements and Information" section of the *Pennsylvania Bulletin*.

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

c. Experience as a firm with personnel experienced and qualified in performing their assigned function.

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

The District will announce the short listed firms at an open public meeting to be held at Engineering District 5-0, 1713 Lehigh Street, Allentown, PA 18103. All candidates that submitted a Letter of Interest will be notified by the District Office for the date and time of the announcement. Therefore, please specify a contact person in the Letter of Interest submission.

The District's copy of the Letter of Interest and required forms (see general requirements and information section) shall be sent to: Mr. Walter E. Bortree, P.E., District Engineer, Engineering District 5-0, 1713 Lehigh Street, Allentown, PA 18103, Attention: Mr. Donald E. Lerch, P.E.

Any technical questions concerning the requirements for this project should be directed to: Mr. Donald E. Lerch, P.E., District 5-0, at (610) 791-6019, or Mr. Paul J. Goida, District 5-0, at (610) 791-6011.

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

**Centre County
Project Reference No. 08430AG2205**

The Department of Transportation will retain a firm to provide assistance in the acquisition of right-of-way to be used for the purpose of construction of S. R. 0220, Sections C10, C11 and C12 and S. R. 6026, Section C02. S. R. 0220, Sections C10, C11 and C12 contain approximately 106 claims (2 commercial, 15 agricultural, 16 residences and 82 land only) and 120 properties identified for mitigation activities resulting from impacts associated with the selected alternative. S. R. 6026, Section C02 contains approximately 27 claims (9 agricultural, 5 residential and 13 land only).

The Department will establish an order of ranking of a minimum of three (3) firms for the purpose of negotiating this Agreement based on the Department's evaluation of the acceptable letters of interest received in response to this solicitation. The ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

The selected firm will be required to provide professional acquisition of right-of-way services necessary to clear the right-of-way for these projects. Right-of-way services include developing a relocation assistance plan and problem identification; relocation assistance; title services; settlement and closing services; negotiations; appraisal related services (but not actual appraisals), and other services as required.

The selected firm will be required to coordinate all work through the Department's designated representative and to provide for the assistance in compliance with Federal and State regulations, including but not limited to the Pennsylvania Eminent Domain Code, the State Highway Law and Pennsylvania Real Estate Law and the Uniform Relocation Assistance and Real Property Acquisition Policies Act.

The majority of the work and services will be required within thirty (30) months from the notice to proceed.

On-site office space will be provided as a direct cost other than payroll thru our Agreement if the selected firm

uses a field overhead rate or the selected firm will be required to provide the on-site office space if an office overhead rate is used.

The District's copy of the Letter of Interest and required forms (see general requirements and information section) shall be sent to: Mr. George Khoury, P. E., District Engineer, Engineering District 2-0, 1924-30 Daisy Street, P. O. Box 342, Clearfield, PA 16830.

Any technical questions concerning the requirements for this project should be directed to: Mr. James Bathurst, P. E., District 2-0, at (814) 765-0437.

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

General Requirements and Information

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

The first copy of the Letter of Interest and required information must be submitted to: Mr. Charles W. Allwein, P. E., Chief, Consultant Selection Committee, 7th Floor, Forum Place, 555 Walnut Street, P. O. Box 3060, Harrisburg, Pennsylvania 17105-3060. Note: The Zip Code for express Mailing is 17101-1900.

The Letter of Interest and required information must be received within twenty (20) calendar days of this Notice. The Deadline for receipt of a Letter of Interest at the above address is 4:30 p.m. prevailing time of the twentieth day.

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

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

If a Joint Venture responds to a project advertisement, the Department of Transportation will not accept separate Letters of Interest from the Joint Venture constituents. A firm will not be permitted to submit on more than one (1) Joint Venture for the same Project Reference Number. Also a firm that responds to a project as a prime may not be included as a designated subcontractor to another firm that responds as a prime to the project. Multiple responses under any of the foregoing situations will cause the rejection of all responses of the firm or firms involved. The above does not preclude a firm from being set forth as a designated subcontractor to more than one (1) prime responding to the project advertisement.

If a goal for Disadvantaged Business Enterprise (DBE) participation is established for an advertised project, firms expressing interest in the project must agree to ensure that Disadvantaged Business Enterprise (DBE) firms as defined in the Intermodal Surface Transportation Efficiency Act of 1991 and currently certified by the Department of Transportation shall have the maximum opportunity to participate in any subcontracting or fur-

nishing supplies or services approved under Form 442, Section 1.10(a). The Act requires that firms owned and controlled by women (WBEs) be included, as a presumptive group, within the definition of Disadvantaged Business Enterprise (DBE). The goal for DBE participation shall be as stated in the individual project advertisement. Responding firms shall make good faith efforts to meet the DBE goal using DBEs (as they were defined prior to the act, WBEs or combinations thereof).

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

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

Each Letter of Interest must include the following information and the information must be packaged and presented in the following order:

1. Transmittal Letter (Maximum of two (2) 8 1/2" x 11" typed pages, one side)

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

2. Project Organization Chart (one page, one side, maximum size 11" x 17")

This Chart must show key staff from the prime and each subconsultant and their area of responsibility.

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

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

Under Item 4 of this form, Column A must specify only the number of subconsultant personnel and Column B must specify only the number of prime consultant personnel to be assigned to work on this project reference number. Do not include the total personnel for either the subconsultant or prime consultant under Item 4 unless the total personnel are necessary to provide the required work and services.

The prime and each subconsultant may include no more than one page each for Items 10 and 11.

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

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

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

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

These Forms must be assembled with the prime's form first, followed by the form for each subconsultant in the same order as the subconsultants appear in Item 6 of Form 255.

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

Separate Workload Projection Graphs for the prime and each subconsultant shown in Item 6 of the Form 255 must be included and must indicate the firm's current and anticipated workload compared to the anticipated capacity available for the next two-year time frame. The Workload Projection Graphs must be submitted for the office(s) where the work would be performed and must only include the personnel classifications required for providing the advertised services and work.

6. Authorization Letters (For Construction Inspections Services, if required)

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

7. Registration To Do Business

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

8. Overhead Rates (one page)

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

9. Additional Information

Additional information, not to exceed ten (10) one sided 8 1/2" x 11" pages or five (5) double sided 8 1/2" x 11" pages may be included at the discretion of the submitting firm.

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

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 98-902. Filed for public inspection June 5, 1998, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Filing of Final-Form Rulemakings

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

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>
#15-376	Department of Revenue Vehicle Rental Tax	5/21/98
	JOHN R. MCGINLEY, Jr., <i>Chairperson</i>	

[Pa.B. Doc. No. 98-903. Filed for public inspection June 5, 1998, 9:00 a.m.]

INSURANCE DEPARTMENT

Application for Acquisition of a Domestic Health Maintenance Organization

Health First and Highmark, Inc. have filed an application to purchase 100% of the issued and outstanding stock of Gateway Health Plan, Inc. from Gateway Health Plan, L.P. The filing was made under the requirements set forth under the Insurance Holding Company Act, 40 P. S. § 991.1402 *et. seq.* Persons wishing to comment on the acquisition are invited to submit a written statement to the Pennsylvania Insurance Department within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party, identification of the application to which the statement is addressed, and a concise statement with sufficient detail and relevant facts to inform the Pennsylvania Insurance Department of the exact basis of the statement. Written

statements should be directed to Carolyn Smith, Insurance Company Licensing Specialist, Pennsylvania Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120; FAX (717) 787-8557; email <http://www.csmith@ins.state.pa.us>.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 98-904. Filed for public inspection June 5, 1998, 9:00 a.m.]

JFC Temps, Inc.; Hearing

Appeal of JFC Temps, Inc.; Pennsylvania Compensation Rating Bureau; Doc. No. R98-04-012

Under section 654 of the Insurance Company Law of 1921 (40 P.S. § 814), notice is hereby given that the above-captioned insured has requested a hearing concerning their Workers' Compensation rating.

The hearing will be held as follows:

Location: Capitol Associates Building, 901 North Seventh Street, Second Floor Hearing Room, Harrisburg, PA 17102

Date: June 30, 1998

Time: 10 a.m.

Both parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The representative of the company must bring relevant claims files and any necessary evidence. The insured must bring all documents, photographs, drawings, witnesses, and the like, necessary to substantiate the case. The hearing will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law). Under 31 Pa. Code § 59.7(e), procedural matters will be in conformance with 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure), unless specific exemption is given.

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

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

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 98-905. Filed for public inspection June 5, 1998, 9:00 a.m.]

Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insurer 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 the termination of the insured's automobile policy.

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

Appeal of Progressive Northern Insurance Co.; file no. 98-121-02185; Michael and Esther Luizzi; doc. no. P98-05-011; June 24, 1998, at 1 p.m.

Both parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The representative of the company must bring relevant claims files, 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 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. 98-906. Filed for public inspection June 5, 1998, 9:00 a.m.]

Review Procedure Hearings under the Unfair Insurance Practices Act

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

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

Appeal of Ronald L. and Alice A. Osmun; file no. 98-121-02499; Prudential Property and Casualty Insurance Company; doc. no. P98-05-012; June 23, 1998, at 1 p.m.

Both parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The representative of the company must bring relevant claims files and other necessary evidence. The insured must bring all documents, photo-

graphs, drawings, witnesses and the like necessary to substantiate the case. The hearing will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law); section 8 of the Unfair Insurance Practices Act (40 P. S. § 1171.8) and the regulations set forth at 31 Pa. Code § 59.7(e) (relating to appeal procedure). Under 31 Pa. Code § 59.7(e)(5), procedural matters will be in conformance with 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) unless specific exemption is given.

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

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

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 98-907. Filed for public inspection June 5, 1998, 9:00 a.m.]

JOINT COMMITTEE ON DOCUMENTS

Resolution 1998-1

Whereas, the Joint Committee on Documents is mandated by the Commonwealth Documents Law, 45 Pa.C.S. § 501 et seq., to administer the statute “. . . with a view toward encouraging the widest possible dissemination of documents among the persons affected thereby which is consistent with the due administration of public affairs”; and

Whereas, the Joint Committee on Documents has determined that, in certain cases where regulations must be modified because of a court order or change in an applicable statute or in Federal regulation, notice of these modifications should be published in the *Pennsylvania Bulletin*; and

Whereas, the Joint Committee on Documents adopted Resolution 1988-1 as published at 18 Pa.B. 1392 on March 26, 1988, Resolution 1990-1 as published at 20 Pa.B. 1615 on March 17, 1990, Resolution 1992-1 as published at 22 Pa.B. 1816 on April 11, 1992, Resolution 1994-1 as published at 24 Pa.B. 2347 on April 30, 1994, and Resolution 1996-1 as published at 26 Pa.B. 2374 on May 18, 1996, which granted the Secretary of Public Welfare the authority to publish information about these mandatory changes; and

Whereas, the Joint Committee on Documents has determined that Resolutions 1988-1, 1990-1, 1992-1, 1994-1 and 1996-1 should be clarified and reauthorized.

Now, therefore, be it known by Resolution of the Joint Committee on Documents that:

1. The Secretary of Public Welfare is encouraged to provide predictability, access and accountability to the policies and practices of the Department.

2. Notice of any change, including amendment or suspension to any Department regulation which is required by Commonwealth or Federal statutes, regulation, court order or consent decree submitted by the Department to the Legislative Reference Bureau shall be published in the *Pennsylvania Bulletin*. This notice shall address the following information at a minimum:

a. The changes to the affected regulation with appropriate introductory language to indicate that the affected sections and standards will be included in Annex A to the final rulemaking.

b. A citation to any regulation which is affected by the change, and a citation to the relevant statute or statutory provision, regulation, court order or consent decree which requires the change.

c. A statement of the consequences resulting from failure to immediately comply with the statute, regulation, court order or consent decree, and a statement of any benefits to be gained by compliance.

d. A statement that the change shall be in effect for 365 days, during which time the Department will pursue the adoption of the change in a new regulation through the rulemaking process under either section 201 or 204 of the act of July 31, 1968 (P. L. 769, No. 240)(45 P. S. §§ 1201 or 1204) known as the Commonwealth Documents Law as the circumstances dictate.

e. A statement that the notice is published under this resolution.

3. Notice of the implementation of an additional component to a Department program which results in immediate access to the program or immediate additional benefit to beneficiaries of the program and which does not require repeal or suspension of any regulation may be published in the *Pennsylvania Bulletin*. The notice shall contain a description of the new program and shall state the procedure to be followed for participation in the program.

4. Notices submitted under this Resolution shall be subject to review by the Office of General Counsel and the Office of Attorney General.

5. The Secretary shall report to the JCD and Standing Committees the current status and Action Resolution Plan for any regulatory action exceeding 365 days from the respective NORC publication date.

6. Regulations securing actions issued under any or all prior JCD Resolutions must be submitted by the Secretary to the Office of General Counsel by December 31, 1998, or be deemed withdrawn.

7. DPW will submit a list of any withdrawn Notices of Rule Change to the Legislative Reference Bureau by December 31, 1998, for publication in the *Pennsylvania Bulletin*.

8. This resolution shall expire 2 years from the date of publication in the *Pennsylvania Bulletin*.

PAUL A. TUFANO,
Chairperson

[Pa.B. Doc. No. 98-908. Filed for public inspection June 5, 1998, 9:00 a.m.]

MILK MARKETING BOARD

Procedure for Requesting Inclusion on the Board's Interested Persons List

Section 801 of the Milk Marketing Law requires the Milk Marketing Board to notify "interested persons" of hearings that are scheduled for the purpose of "defining milk marketing areas or fixing prices to be charged or paid for milk." The law defines "interested persons" as "all persons who may be affected by an order of the board fixing prices, and who have signified to the board in writing their desire to be notified of such hearings concerning a particular milk marketing area or areas within the Commonwealth."

The Board has been mailing hearing notices to a comprehensive list of all licensees and all subscribers to Board publications. The list is badly in need of updating. Therefore, as of August 1, 1998, hearing notices will be sent only to persons who file with the Board a written request to receive them. Failure to file such a request does not, of course, preclude participation in hearings. Hearing notices are always published in the *Pennsylvania Bulletin* and include instructions on how to become a party to the hearing. Only those on the interested persons list, however, will receive personal notification of upcoming hearings after August 1.

Persons who wish to be placed on the Board's interested persons list may direct their request to Pennsylvania Milk Marketing Board, Attention: Debbie Stubljur, 2301 North Cameron Street, Harrisburg, PA 17110. Requests must include the following:

1. Name (businesses and other organizations must designate an individual to whose attention the hearing notices are to be sent)
2. Address
3. Telephone number (also fax number and e-mail address, if any)
4. Milk marketing area or areas in which the person is interested
5. Whether the person wishes also, *or only*, to be notified of hearings concerned solely with producer pricing (for example, hearings held to consider over-order premiums)

It is the responsibility of the interested person to notify the Board when the foregoing information changes.

BEVERLY R. MINOR,
Chairperson

[Pa.B. Doc. No. 98-909. Filed for public inspection June 5, 1998, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Railroad
With Hearing

I-00980072. Consolidated Rail Corporation. Investigation Upon The Commission's Own Motion. To determine the condition and disposition of the existing crossing structure carrying Cochran Street above-the-

grade of the track of Consolidated Rail Corporation's (Conrail) Shelocta Running Track in the Borough of Creekside, Indiana County (AAR 148 792 J).

An Initial Hearing on this matter will be held Wednesday, July 22, 1998 at 10 a.m. in the 11th floor hearing room, Pittsburgh State Office Building, 300 Liberty Avenue, Pittsburgh, PA, when and where all persons in interests may appear and be heard, if they so desire.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 98-910. Filed for public inspection June 5, 1998, 9:00 a.m.]

Solicitation of Public Comment on the Petition of The Pennsylvania Telephone Association for Waiver of the Pennsylvania Public Utility Commission's Regulation at 52 Pa. Code § 64.41

PUC Doc. No. P-00981357. Petition of The Pennsylvania Telephone Association for Waiver of the Pennsylvania Public Utility Commission's Regulation at 52 Pa. Code § 64.41.

On April 3, 1998, The Pennsylvania Telephone Association (PTA) filed a petition with the Pennsylvania Public Utility Commission seeking a waiver of the Commission's regulation which appears at 52 Pa. Code § 64.41. The regulation provides that interest payable by LECs on deposits shall be paid at 9% per annum annually. PTA now seeks PUC permission to utilize the standard set forth in 52 Pa. Code § 56.57, which is that the interest rate be determined by the average rate of 1-year Treasury Bills for the months of September, October and November of the previous year.

PTA states that the waiver is justified because of the increasingly competitive marketplace and the associated financial pressures that LECs now face. The Treasury Bills standard will, according to PTA, allow the calculation of interest on deposits which mirrors the present financial climate faced by LECs.

After reviewing the Petition, the Commission has determined that the solicitation of public comments is appropriate. Consequently, the Commission is providing this public notice with the deadline for comments in hand 20 days following the publication in the *Pennsylvania Bulletin*. The deadline for the filing of reply comments shall be 30 days following publication in the *Pennsylvania Bulletin*.

Any person or entity submitting comments must file an original and 15 copies of the comments or reply comments with the Secretary in PUC Docket No. P-00981357.

The contact person is Susan D. Colwell, Assistant Counsel, Law Bureau, (717) 783-3459. A copy of the Petition may be obtained from Lisa Higley at the Secretary's Office, (717) 787-1013.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 98-911. Filed for public inspection June 5, 1998, 9:00 a.m.]

Telecommunications

A-310059F0002. Bell Atlantic-Pennsylvania, Inc. and Conestoga Communications, Inc. Joint Petition of Bell Atlantic-Pennsylvania, Inc. and Conestoga Communications, Inc. for approval of a resale agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and Conestoga Communications, Inc., by its counsel, filed on May 19, 1998, at the Pennsylvania Public Utility 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. All comments are due on or before 20 days after the date of publication of this notice. Copies of the Bell Atlantic-Pennsylvania, Inc. and Conestoga Communications, Inc. Joint Petition are on file with the Pennsylvania Public Utility 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. 98-912. Filed for public inspection June 5, 1998, 9:00 a.m.]

Telecommunications

A-310593. Bell Atlantic-Pennsylvania, Inc. and Sterling International Funding, Inc. d/b/a Reconex. Joint Petition of Bell Atlantic-Pennsylvania, Inc. and Sterling International Funding, Inc. d/b/a Reconex for approval of a resale agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and Sterling International Funding, Inc. d/b/a Reconex, by its counsel, filed on May 14, 1998, at the Pennsylvania Public Utility 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. All comments are due on or before 20 days after the date of publication of this notice. Copies of the Bell Atlantic-Pennsylvania, Inc. and Sterling International Funding, Inc. d/b/a Reconex Joint Petition are on file with the Pennsylvania Public Utility 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. 98-913. Filed for public inspection June 5, 1998, 9:00 a.m.]

Updating and Revising Existing Filing Requirement Regulations at 52 Pa. Code §§ 53.52 and 53.53—Telecommunication Utilities; Doc. No. L-00940095

Public Meeting held
April 9, 1998

Commissioners Present: John M. Quain, Chairperson; Robert K. Bloom, Vice Chairperson; John Hanger; David W. Rolka, Concurring—Statement follows; Nora Mead Brownell

CORRECTED THIRD ADVANCE NOTICE OF PROPOSED RULEMAKING ORDER

By the Commission:

On October 18, 1994, this Commission entered an Order at the above-docketed number to initiate rulemaking proceedings for each utility industry to revise and streamline existing filing requirement regulations at 52 Pa. Code § 53.53 for general rate increases in excess of \$1 million. At the June 12, 1997 Public Meeting, we directed that the rulemaking in the above-captioned docket be re-focused and expanded to include the filing requirements at 52 Pa. Code § 53.52 for all other tariff changes that are proposed by local exchange telecommunications service providers. This docket's focus, therefore, was to review existing Commission rules and to formulate revisions to those rules that would lessen the regulatory burdens on all telecommunications providers, thereby promoting competition, to the extent consistent with the public interest and the doctrine of "regulatory parity."

In the intervening years since this docket was opened, many significant events have occurred to effectuate the deregulation of the telecommunications industry and the promotion of competition in its stead. The most significant of these events has been the enactment of the Federal Telecommunications Act of 1996 (TA-96), 47 U.S.C. §§ 251—276. Our review of the impact of these events, the actions of other state utility commissions around the country in opening up their telecommunications markets to competition, and the numerous comments filed in the instant proceeding have led this Commission to conclude that we cannot ignore the issue of "market power" as we strive to structure telecommunications regulation in a manner that achieves a transition to a fully competitive telecommunications market. To that end, while we seek "regulatory parity," that is, all providers should share the benefits and burdens of regulation equally, we understand that parity in all cases is not possible until the playing field is level for all market participants.

The Commission, therefore, is prepared to propose regulations to amend the filing requirements at 52 Pa. Code § 53.52 for local exchange telecommunications providers that will reflect the principle that "regulatory parity" with respect to rate regulation between ILECs and CLECs is not appropriate until the ILEC no longer possesses market power. In determining when regulatory parity should apply in the future, the Commission will propose utilizing the same criteria contained in 66 Pa.C.S. § 3005(a)(1) for determining whether or not a telecommunications service should be declared "competitive."

Specifically, the proposed rulemaking we contemplate adopting will reflect the principle that the services which have been classified as competitive for ILECs under Chapter 30 of the Public Utility Code, 66 Pa.C.S. §§ 3001—3009, can also be offered by CLECs as competi-

tive services without a prior competitive determination and classification by this Commission for each CLEC on a case-by-case basis. The offering of such services by the CLECs on a competitive basis will be limited to the areas the respective CLECs have been certified to serve, and to the exchanges of those ILECs that have obtained the competitive classification for these services under a Chapter 30 proceeding.

Moreover, in the interim until there is a formal finding by this Commission that a particular service is "competitive," the proposed regulation would be streamlined so that a CLEC will be relieved from any automatic obligation to provide cost support documentation whenever the rate is at or below the rate charged by the ILEC for the same service. Cost support documentation will generally not be necessary from a CLEC where its rates are the same or lower than the ILEC's, because it can be presumed that the CLEC's rates are "just and reasonable." Where the CLEC's rates are higher than the ILEC's rates, the regulation should oblige the CLEC to provide certain additional summary documentation for the affected services. Notwithstanding these streamlined filing requirements for CLECs, the Commission would retain the ability to continue to request, when it believes it is appropriate, relevant documentary support, including cost support documentation, from CLECs for their tariff filings and proposed rate changes.

In regard to the last three rulemaking issues raised in our August 1, 1997 Second Advance Notice of Proposed Rulemaking Order—local exchange carrier intraLATA toll rates, tariff filings for service packages and supporting documentation, and promotional offering tariff filings—we are prepared to propose that the principle of regulatory parity should guide the Commission with certain modifications.

Because the Commission believes that the tariff filing changes it is prepared to propose are critically important in promoting competition in the local exchange telecommunications industry, we have opened a related docket, L-00940095.F0002, to consider the proposed rulemaking changes as Interim Guidelines until the rulemaking process is completed. To accord interested parties all due process rights in that related proceeding, one or more on-the-record technical conferences will be held—the first one is scheduled for Friday, June 26, 1998. The parties will also be given the opportunity to submit written comments, including reply comments, before any such guidelines are adopted.

In the Commission's judgment, this Third Advance Notice of Proposed Rulemaking will provide an appropriate forum for all providers of local exchange telecommunications service—incumbents and new entrants—to address the contemplated proposed filing requirement changes that will streamline our existing regulations at 52 Pa. Code §§ 53.52 and 53.53; *Therefore,*

It Is Ordered:

1. That the Pennsylvania Public Utility Commission, through the Law Bureau, has drafted a proposed regulation pertaining to updating and revising existing tariff filing requirements for local exchange telecommunications providers. The proposed regulation, as drafted, would modify the existing regulation at 52 Pa. Code § 53.52.

2. That this Third Advance Notice of Proposed Rulemaking Order be published in the *Pennsylvania Bulletin*.

3. That a draft of the proposed regulation be made available to the public for review and comment. Anyone wishing to review the draft should contact Shirley Lem-

ing, Regulatory Coordinator, Law Bureau, Pennsylvania Public Utility Commission, North Office Building, P. O. Box 3265, Harrisburg, PA 17105-3265, (717) 772-4597. Any written comments must be received forty-five (45) days after the date the notice was published in the *Pennsylvania Bulletin*.

4. That an original and 15 copies of comments be served upon the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265.

5. That the contact persons for this rulemaking are C. Barney Glunz, Supervisor, Bureau of Fixed Utility Services, (717) 783-6163 (technical), and Carl S. Hisiro, Assistant Counsel, Law Bureau (717) 783-2812 (legal).

6. That a copy of this Order shall be served upon the Pennsylvania Telephone Association, all jurisdictional telecommunication utilities, the Office of Trial Staff, the Office of Consumer Advocate, and the Office of Small Business Advocate. A copy of the proposed regulation will be sent to the Office of Consumer Advocate and the Office of Small Business Advocate.

JAMES J. MCNULTY,
Secretary

Statement of Commissioner David W. Rolka

I concur in the proposed Motion of Commissioner Bloom. In my opinion the Commission has the authority to issue and implement interim guidelines pending the adoption of permanent regulations. Very few cases come to mind that are clearer on this point than the Commission's own ad hoc development of procedures and policies when it first considered Bell Atlantic-Pa's Petition to classify services as competitive prior to the adoption of regulations. Our authority there has only recently been affirmed by the Pennsylvania Supreme Court. The real issue here is a referendum on the issue of regulatory parity between ILECs and CLECs.

In my opinion, adherence to a policy of parity is a substantial contributing factor to the perception of this Commission as hostile to a competitive telecom industry. The market share of the CLEC industry, based on the information provided during the recent *en banc* hearing on the status of competition is less than the growth rate in the number of access lines served by Bell Atlantic-Pa. Regulatory parity in this circumstance would be an abuse of discretion by this Commission. I support the directive for an expedited process to update our interim guidelines and urge that they be reconsidered by the Commission in less than the proposed six months if possible.

[Pa.B. Doc. No. 98-914. Filed for public inspection June 5, 1998, 9:00 a.m.]

TURNPIKE COMMISSION

Request for Bids

The Turnpike Commission is requesting sealed bids for Loader-Mounted Snow Blowers.

Bid Open Date: 6-16-98 at 11:30 a.m.

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

JAMES F. MALONE, III,
Chairperson

[Pa.B. Doc. No. 98-915. Filed for public inspection June 5, 1998, 9:00 a.m.]