

# NOTICES

## DEPARTMENT OF BANKING

### Action on Applications

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

#### BANKING INSTITUTIONS

##### Holding Company Acquisitions

<i>Date</i>	<i>Name of Corporation</i>	<i>Location</i>	<i>Action</i>
6-19-98	Dauphin Bancorp, Inc., Harrisburg, To acquire up to 39.16% of the voting shares of The First National Bank of Liverpool, Liverpool	Harrisburg	Approved

##### Conversions

<i>Date</i>	<i>Name of Institution</i>	<i>Location</i>	<i>Action</i>
6-23-98	Bally Building and Loan Association  Bally Berks County <i>To:</i> Bally Savings Bank Bally Berks County	Bally	Filed

Application represents conversion from a State-chartered mutual savings association to a State-chartered mutual savings bank.

##### Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
6-19-98	Financial Trust Company Carlisle Cumberland County  Purchase of assets/assumption of liabilities of seven branch offices of the Pennsylvania National Bank and Trust Company, Pottsville, Located at:  5137 Jonestown Road Harrisburg Dauphin County  1002 N. Seventh Street Harrisburg Dauphin County  5074 Jonestown Road Harrisburg Dauphin County  1661 E. Chocolate Ave. Hershey Dauphin County	Carlisle      N. Front & Market Sts. Harrisburg Dauphin County  2151 Linglestown Road Harrisburg Dauphin County  4231 Trindle Road* Camp Hill Cumberland County  (*Note—This branch was consolidated into the bank's existing branch located at 3805 Trindle Rd., Camp Hill.	Effective

##### Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
6-19-98	PeoplesBank, a Codorus Valley Company Glen Rock York County	Stone Bridge Commerce Center R. D. 2, Wolfe Road Hopewell Township York County	Filed

**NOTICES**

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<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
6-22-98	Prime Bank Philadelphia Philadelphia County	1235 West Chester Pike Havertown Delaware County	Filed
6-29-98	Summit Bank Bethlehem Northampton County	Genuardi's Family Market Roslyn Shopping Center Easton & Susquehanna Rds. Roslyn Montgomery County	Approved
6-30-98	Summit Bank Bethlehem Northampton County	Pathmark Supermarket 140 N. McDade Blvd. Glenolden Delaware County	Filed
6-30-98	Summit Bank Bethlehem Northampton County	Genuardi's Family Market 1925 Norristown Road Maple Glen Montgomery County	Filed

**Branch Relocations**

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
6-30-98	Reeves Bank Beaver Falls Beaver County	<i>To:</i> 1700 Beaver Road Baden Beaver County  <i>From:</i> 280 Ohio River Blvd. Baden Beaver County	Filed

**Branch Discontinuances**

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
6-5-98	Summit Bank Bethlehem Northampton County	18 East Main St. Glen Lyon Luzerne County	Effective

**Articles of Amendment**

<i>Date</i>	<i>Name of Bank</i>	<i>Purpose</i>	<i>Action</i>
6-30-98	Suburban Community Bank Chalfont Bucks County	To increase the number of authorized shares of common stock from 2,000,000 shares to 4,000,000 shares	Approved Effective 7-1-98

**SAVINGS ASSOCIATIONS**

**Branch Discontinuances**

<i>Date</i>	<i>Name of Association</i>	<i>Location</i>	<i>Action</i>
6-19-98	American Eagle Savings Bank, PaSA Boothwyn Delaware County	2712 W. Third St. Chester Chester County	Effective

**CREDIT UNIONS**

**Consolidations, Mergers and Absorptions**

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
6-18-98	Diamond Credit Union, Pottstown, and Mrs. Smith's Pie Company Federal Credit Union, Pottstown Surviving Institution— Diamond Credit Union, Pottstown	Pottstown	Filed

<i>Date</i>	<i>Name of Credit Union</i>	<i>Location</i>	<i>Action</i>
6-19-98	Post Office Employees Credit Union, Pittsburgh, and Mochem Federal Credit Union, Pittsburgh Surviving Institution— Post Office Employees Credit Union, Pittsburgh	Pittsburgh	Filed
6-29-98	Belco Community Credit Union, Harrisburg, and Gettysburg Area Federal Credit Union, Gettysburg Surviving Institution— Belco Community Credit Union, Harrisburg	Harrisburg	Filed

RICHARD C. RISHEL,  
*Secretary*

[Pa.B. Doc. No. 98-1102. Filed for public inspection July 10, 1998, 9:00 a.m.]

## DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

### Conservation and Natural Resources Advisory Council Meeting

The Conservation and Natural Resources Advisory Council to the Department of Conservation and Natural Resources will meet on Tuesday, July 21, 1998. The meeting will be held at 9 a.m. at the Penn Wells Hotel, 62 Main Street, Wellsboro, PA.

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

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Glenda Miller directly at (717) 772-9087 or through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

RANDY COOLEY,  
*Chairperson*

[Pa.B. Doc. No. 98-1103. Filed for public inspection July 10, 1998, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Applications, Actions and Special Notices

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### APPLICATIONS

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

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

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

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

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

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceeding, should contact the Secretary to the Board at (717) 787-3483. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

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

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

**PA 0020460.** Sewage, **Pennridge Wastewater Treatment Authority**, 180 Maple Avenue, P. O. Box 31, Sellersville, PA 18960.

This application is for renewal of an NPDES Permit to discharge treated sewage from Pennridge Wastewater Treatment Plant in West Rockhill Township, **Bucks County**. This is an existing discharge to the East Branch Perkiomen Creek.

The receiving stream is classified for trout stocking fishery.

The proposed effluent limits for Outfall 001, based on an average flow of 4 mgd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>				
(5-1 to 10-31)	20	30		40
(11-1 to 4-30)	25	40		50
Suspended Solids	30	45		60
Ammonia (as N)				
(5-1 to 10-31)	3.5			7
(11-1 to 4-30)	10			20
Phosphorus (as P)				
(4-1 to 10-31)	2	3		4
Total Residual Chlorine				
(1st and 2nd year)	monitor			monitor
(3rd through 5th year)	0.15			0.5
Fecal Coliform	200 colonies/100 ml as a geometric average			
Dissolved Oxygen	minimum of 5 mg/l at all times			
pH	within limits of 6.0–9.0 standard units at all times			
Cadmium, Total	monitor		monitor	monitor
Chromium, Hexavalent	monitor		monitor	monitor
Copper, Total	monitor		monitor	monitor
Cyanide, Free	monitor		monitor	monitor
Chlorodibromomethane				
(1st and 2nd year)	monitor		monitor	monitor
Dichlorobromomethane				
(1st and 2nd year)	monitor		monitor	monitor
Mercury, Total	0.00003		0.00006	0.000075
Silver, Total	monitor		monitor	monitor
Zinc, Total	monitor		monitor	monitor
Chlorodibromomethane				
(3rd and 5th year)	0.0023		0.0046	0.0058
Dichlorobromomethane				
(3rd and 5th year)	0.0018		0.0036	0.0045

The EPA waiver is not in effect.

Future modifications for Copper, limits based on Water Effect Ratio.

Method Detection Level of 0.0002 mg/l for Mercury.

**PA 0012637.** Industrial waste, **Bayway Refining Company**, 4101 Post Road, Trainer, PA 19061.

This application is for renewal of an NPDES permit to discharge treated process wastewater, cooling water and stormwater from the Trainer oil refinery located in Trainer Borough, **Delaware County**. This is an existing discharge to Marcus Hook Creek, Stony Creek and Delaware Estuary Zone 4.

The receiving stream is classified for the following uses: warm water fishery.

The proposed effluent limits for Outfall 101, based on an average flow of 64.8 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>
Suspended Solids (Net)	30	60	75
Total Organic Carbon (Net)			5
Total Residual Chlorine (1st Year)	0.5		1.0
(2nd Year through 5th year)	0.16		0.50
Oil and Grease	15		30
Temperature			110°F
Heat Rejection Rate		3.6 x 10 <sup>9</sup> BTU/hr.	
pH	within limits of 6.0—9.0 standard units at all times		

The proposed effluent limits for Outfall 201 based on an average flow of 2.83 mgd without groundwater cleanup wastewater and 3.2 mgd with groundwater clean up wastewater are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>20</sub>	1,800 lb/day		
BOD <sub>5</sub>	52	107	130
BOD <sub>5</sub> % Removal	89.25%		
Suspended Solids	30	60	75
Total Dissolved Solids	1,000	2,000	2,500
Ammonia as N	35	58	87
Total Residual Chlorine (1 Year)	0.50		1.0
(2nd Year through 5th Year)	0.16		0.5
Oil and Grease	15	30	30
Chemical Oxygen Demand	747	1,440	1,867
Sulfide	0.55	1.27	1.37
Phenolic Compounds (4AAP)	0.47	1.44	1.44
Chromium-Hexavalent	0.04	0.1	0.1
Chromium, Total	0.55	1.57	1.57
Benzene	monitor	monitor	
Ethylbenzene	monitor	monitor	
Toluene	monitor	monitor	
Xylenes, Total	monitor	monitor	
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 42.2 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>
Suspended Solids (Net)	30	60	75
Total Organic Carbon (Net)			5
Total Residual Chlorine	0.17		0.58
Oil and Grease	15		30
Temperature			110°F
Heat Rejection Rate		1.8 X 10 <sup>9</sup> BTU/HR	
Chromium-Hexavalent	monitor	monitor	
pH	within limits of 6.0—9.0 standard units at all times		

The proposed effluent limits for Outfalls 003, 004, 005, 006, 007 and 008 for contaminated stormwater and steam trap condensate discharges are as follows:

<i>Parameter</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Organic Carbon	110
Oil and Grease	15

The proposed effluent limits for Outfalls 011 and 012 for stormwater associated with industrial activities are as follows:

<i>Parameter</i>	<i>Average Annual (mg/l)</i>
CBOD <sub>5</sub>	monitor
COD	monitor
Oil and Grease	monitor
pH	monitor
Suspended Solids	monitor
Total Kjeldahl Nitrogen	monitor
Total Phosphorus	monitor

<i>Parameter</i>	<i>Average Annual (mg/l)</i>
Iron, Dissolved	monitor

*Other Conditions:*

- The EPA Waiver is not in effect.
- Permit Modifications Based on Estuary Study
- Net Limits for TSS and TOC
- 89.25% reduction of BOD<sub>5</sub> per DRBC requirements
- Thermal Requirements
- Contaminated Stormwater Discharge Limitations
- Monitor Water Source for Temperature
- Approval to use Certain Chemical Additives
- Approval to Discharge Hydrostatic Test Water
- Stormwater Associated with Industrial Activities

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

**PA 0063819.** Industrial waste, SIC: 8221, **Lafayette College**, High Street, Easton, PA 18042-1768.

This proposed action is for issuance of an NPDES permit to discharge treated groundwater into Bushkill Creek in Easton City, **Northampton County**.

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

Effluent requirements were evaluated at the point of discharge.

The proposed effluent limits for Outfall 001 based on a design flow of .02 mgd are:

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

The EPA waiver is in effect.

**PA 0060712.** Sewerage, **Grace and Truth Evangelistic Association**, Rock Mountain Bible Camp, P. O. Box 66, South Gibson, PA 18842-0064.

This proposed action is for renewal of an NPDES permit to discharge treated sewage into unnamed tributary to Tunkhannock Creek in Gibson Township, **Susquehanna 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, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing proposed downstream potable water supply (PWS) considered during the evaluation is Nicholson Borough Authority on Tunkhannock Creek.

The proposed effluent limits for Outfall 001 based on a design flow of .0233 mgd are:

<i>Parameter</i>	<i>Monthly Average (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	25	50
Total Suspended Solids	30	60
NH <sub>3</sub> -N		
(5-1 to 10-31)	5.5	11
(11-1 to 4-30)	16.5	33
Phosphorous as "P"		
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 through 24th Month		monitor and report
25th Month through Expiration	1.2	2.8

The EPA waiver is in effect.

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

**PA 0037150.** Amendment No. 2. This application is for amendment of an NPDES permit for an existing discharge of treated sewage to Oil Creek, in **Penn Township**, York County.

The proposed changes to effluent limits for Outfall 001 are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Cadmium			Deleted	
Total Copper	0.028	XXX	XXX	0.056
Total Lead	0.007	XXX	XXX	0.014
Total Zinc	0.146	XXX	XXX	0.300

In addition, Part C—Special Conditions for toxics reduction evaluation and total residual chlorine are being deleted since these studies are completed.

The EPA waiver is not in effect.

**PA 0087777.** Industrial waste, SIC: 4951, **Wernersville State Hospital**, P. O. Box 300, Wernersville, PA 19565.

This application is for renewal of an NPDES permit for an existing discharge of treated industrial waste to Hospital Creek, in South Heidelberg Township, **Berks County**.

The receiving stream is classified for trout stock fishery, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was Western Berks WTP located below the Blue Marsh Lake. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.002 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow			
pH (S. U.)	monitor and report	monitor and report from 6.0—9.0 inclusive	
Total Suspended Solids	30	60	75
Total Iron	2	4	5
Total Aluminum	4	8	10
Total Manganese	1	2	2.5

The EPA waiver is in effect.

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

**PA 0091758.** Sewage, **Beaver Falls Holiday Inn**, Route 18 North, 7195 Eastwood Road, Beaver Falls, PA 15010.

This application is for renewal of an NPDES permit to discharge treated sewage from the Holiday Inn at Beaver Falls STP in Big Beaver Borough, **Beaver County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as an unnamed tributary of Clarks 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 Beaver Falls Municipal Authority.

*Outfall 001:* existing discharge, design flow of .03 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			<i>Instantaneous Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	
CBOD <sub>5</sub>	25			50
Suspended Solids	30			60
Ammonia Nitrogen (5-1 to 10-31)	5.0			10.0
(11-1 to 4-30)	15.0			30.0
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 1st month—36th month	monitor and report			
37th month—expiration	1.4			3.3
Dissolved Oxygen	not less than 3.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

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

**PA 0221015.** Sewage. **PA Turnpike Commission**, P. O. Box 67676, Harrisburg, PA 17106-7676.

This application is for renewal of an NPDES Permit to discharge treated sewage to unnamed tributary to Beaver River in North Beaver Township, **Lawrence County**. This is an existing discharge.

The receiving water is classified for the following uses: warm water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO<sub>2</sub>-NO<sub>3</sub>, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the Beaver Falls Municipal Authority—Eastvale Plant intake on the Beaver River located at Beaver Falls, approximately 15.5 miles below point of discharge.

The proposed discharge limits, based on a design flow of 0.0004 mgd, are:

*Outfall No. 001*

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD <sub>5</sub>	10	20
TSS	20	40
Fecal Coliform	200/100 ml as a geometric average	
Total Residual Chlorine	1.5	2.2
pH	6.0—9.0 at all times	

The EPA waiver is in effect.

**PA 0222841.** Sewage, **Dale E. Wellman**, 13621 Arneman Road, Edinboro, PA 16412.

This application is for a new NPDES permit to discharge treated sewage from a small flow treatment facility to an unnamed tributary of Conneauttee Creek in Washington Township, **Erie County**. This is an existing discharge.

The receiving water is classified for warm water fishery, aquatic life, water supply and recreation. There is no potable water supply affected by this discharge.

The proposed effluent limits for Outfall 001, based on average design flow of 0.0004 mgd, are:

<i>Parameter</i>	<i>Effluent Concentration (mg/l)</i>	
	<i>Average Monthly</i>	<i>Instantaneous Maximum</i>
CBOD <sub>5</sub>	10	20
Total Suspended Solids	20	40
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.

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

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

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

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

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

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



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

NPDES No.	Facility Name and Address	County and Municipality	Tributary Stream	New Permit Requirements
PA 0060356	Camp Wayne for Boys, Inc. 55 Channel Drive, Port Washington, NY 11050-1604	Wayne Buckingham Twp.	Lower Twin Lake	TRC

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

NPDES No.	Facility Name and Address	County and Municipality	Tributary Stream	New Permit Requirements
PA 0083186	SunCo, Inc. (R & M) Sideling Hill Service Plaza 10 Penn Center Philadelphia, PA 19103	Fulton Taylor Twp.	Dry Ditch of Lick Branch	
PA 0027952	SunCo, Inc. (R & M) Lawn Service Plaza 10 Penn Center Philadelphia, PA 19103	Lebanon S. Londonderry Twp.	UNT to Conewago Creek	
PA 0082805	Robert A. Droege 2524 Ironville Pike Columbia, PA 17512	Lancaster W. Hempfield Twp.	Shawnee Run	

### DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

#### Applications under the Pennsylvania Clean Streams Law

##### (Part II Permits)

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

Persons objecting on the grounds of public or private interest to the approval of an application or submitted plan may file a written protest with the Department at the address indicated above each permit application or plan. Each written protest should contain the 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 or 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. 6498401.** Sewerage, **Union Lake Hotel, Inc., t/a Camp Equinunk/Blue Ridge**, R. D. 1, Box 74,

Equinunk, PA 18417. Application to modify aeration system and add clarifier for activated sludge process at existing wastewater treatment plant, located in Manchester Township, **Wayne County**. Application received in the Regional Office—May 26, 1998.

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

**WQM Permit No. 1598414.** Sewerage. **East Vincent Municipal Authority**, 262 Ridge Road, Spring City, PA 19475, construction and operation of a sanitary sewer line to connect to an existing interceptor line located in East Vincent Township, **Chester County**.

**WQM Permit No. 4698424.** Sewerage. **Lower Merion Township**, 75 East Lancaster Avenue, Ardmore, PA 19003, applicant is requesting the approval for installation of a low pressure force main along Panorma Road in Lower Merion Township, **Montgomery County**.

**WQM Permit No. 4698422.** Sewerage. **Plymouth Township**, 700 Belvoir Road, Norristown, PA 19401, construction and operation to upgrade existing pump station to serve Chemical Road Pump Station located in Plymouth Township, **Montgomery County**.

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

**A. 2179410 (98-1).** Submitted by **Carlisle Suburban Authority**, 240 Clearwater Drive, Carlisle, PA 17013 in North Middleton Township, **Cumberland County** to construct the Longs Gap Road and Hilltop Manor Area Sewer Extension and Plant Rerating was received in the Southcentral Region on June 22, 1998.

**A. 3698403.** Submitted by **West Earl Sewer Authority**, 157 West Metzler Road, P. O. Box 787, Brownstown, PA 17508-0787 in West Earl Township, **Lancaster County** to construct a submersible pumping station to service the proposed Ephrata Diamond Spring Water new bottling plant to be built in Brownstown was received in the Southcentral Region on June 24, 1998.

**A. 0198404.** Submitted by **Artillery Ridge Camping Resort**, 610 Taneytown Road, Gettysburg, PA 17352 in Cumberland Township, **Adams County** to construct a new sewage treatment facility was received in the Southcentral Region on June 24, 1998.

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

**A. 2670401—Amendment No. 2.** Sewerage, **Bullskin Township Board of Supervisors**, R. R. 2, Box 234G, Connellsville, PA 15425. Application for the Expansion of a Sewage Treatment Plant located in the Township of Bullskin, **Fayette County** to serve the Merit Manor STP.

#### INDIVIDUAL PERMITS (PAS)

The following parties have applied for an NPDES permit to discharge stormwater from a proposed construction activity into the surface waters of this Commonwealth. Unless otherwise indicated, on the basis of preliminary review and application of lawful standards and regulations, the Department of Environmental Protection (Department) proposes to issue a permit to discharge, subject to certain effluent limitations set forth in the permit and special conditions. The proposed determinations are tentative. Limitations are provided in the permit as erosion and sedimentation control measures and facilities which restrict the rate and quantity of sediment discharged.

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

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

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

The application and related documents, including the erosion and sedimentation control plan for the construction activity, are on file and may be inspected at the office noted above the application.

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

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

**NPDES Permit PAS10-G011-R.** Stormwater. **The Hankin Group**, 717 Constitution Drive, P. O. Box 562,

Exton, PA 19341, has applied to discharge stormwater from a construction activity located in Uwchlan Township, **Chester County**, to Shamona Creek.

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

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

**NPDES Permit PAS10Q157.** Stormwater. **JDN Land Development Co.**, John D. Harris, Jr., 359 E. Paces Ferry Rd., NE Ste. 45, Atlanta, GA 30305, has applied to discharge stormwater from a construction activity located in Lower Macungie Township, **Lehigh County**, to Little Lehigh Creek.

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

**NPDES Permit PAS10W068.** Stormwater. **United Washington Associates, L. P.**, P. O. Box 1142, Washington, PA 15301 has applied to discharge from a construction activity located in North Franklin Township, **Washington County** to an unnamed tributary to Little Chartiers 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. 0798501.** Public water supply. **Altoona City Authority**, Logan Township, **Blair County**. *Responsible Official:* Lou Bonasso, Executive Director, Altoona City Authority, 20 Greenwood Road, Altoona, PA 16602. *Type of Facility:* Renovation of the existing Horseshoe Curve potable water filter plant. Renovations will include addition of ozonation and modification of rapid mix, flocculation, sedimentation, filtration, disinfection and sludge handling facilities. *Consulting Engineer:* Mark V. Glenn, P.E., Gwin, Dobson & Foreman, Inc., 2121 Fairway Dr., Suite B, Altoona, PA 16602.

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

**6593501-A1. Municipal Authority of Westmoreland County**, Box 730, Greensburg, PA 15601. Installation of Truxall pumps serving Bell Township, **Westmoreland County**.

### 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, please contact the Department Regional Office under which the notice appears. If information concerning this acknowledgment is required in an alternative form, contact the Community Relations Coordinator at the appropriate Regional Office listed. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department 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.*

**Mad Platter**, West Chester Borough, **Chester County**. Mark Fortna, DelVal Soil & Environmental Consultants, Inc., 4050 Skyron Drive, Suite A1, Doylestown, PA 18901, has submitted a Notice of Intent to Remediate site soil contaminated with polycyclic aromatic hydrocarbons. The applicant proposes to remediate the site to meet Statewide health standards.

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

**Ken Sabolovic Auto Service Station**, City of Pittsburgh, **Allegheny County**. Ken Sabolovic, 4608 Mt. Troy Road, Pittsburgh, PA 15214, Pittsburgh Parking Authority, 232 Boulevard of the Allies, Pittsburgh, PA 15222 and Patrick M. Neil, Solar Testing Labs, Inc., 3862 East Street, Pittsburgh, PA 15214 have submitted a Notice of Intent to Remediate soil contaminated with Lead and BTEX. The applicant proposes to remediate the site to meet the Statewide health standard.

## 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 Regional Office under which the notice appears. If information concerning this acknowledgment is required in an alternative form, contact the Community Relations Coordinator at the appropriate Regional Office listed. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

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

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

**Heintz Corporation Property (Former)**, City of Philadelphia, **Philadelphia County**. Ted Haldis, General Manager, HBR Heintz Associates, L. P., 826 E. Erie Ave., Philadelphia, PA 19134, has submitted a Notice of Intent to Remediate site soil contaminated with solvents, BTEX, petroleum hydrocarbons and polycyclic aromatic hydrocarbons; and groundwater contaminated with solvents, BTEX and petroleum hydrocarbons. The applicant proposes to remediate the site to meet site-specific standards. A summary of the Notice of Intent to Remediate was reported to have been published in *Philadelphia Daily News* on June 19, 1998.

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

**Crown American Logan Valley Mall**, Logan Township, **Blair County**. Crown American Properties, L. P., Pasquerilla Plaza, Johnstown, PA 15907 has resubmitted a Notice of Intent to Remediate site soils and groundwa-

ter contaminated with lead, BTEX, and PAHs. The applicant proposes to remediate the site to meet the site-specific standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Altoona Mirror* on June 26, 1998.

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

**Allegheny Bradford Corporation**, Lewis Run Borough, **McKean County**, 14 Egbert Lane, Lewis Run, PA has submitted a Notice of Intent to Remediate soil and groundwater contaminated with lead, heavy metals and solvents. The applicant proposes to remediate the site to meet the special industrial standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Bradford Era* on April 3, 1998.

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

**Electromelt Corporation Facility**. City of Pittsburgh, **Allegheny County**. Urban Redevelopment Authority of Pittsburgh, 200 Ross Street, 12th Floor, Pittsburgh, PA 15219 and Karen E. Souza, Civil and Environmental Consultants, Inc., 601 Holiday Drive, Foster Plaza III, Pittsburgh, PA 15220 has submitted a Notice of Intent to Remediate soil and groundwater contaminated with lead, heavy metals, solvents, PHCs and PAHs. The applicant proposes to remediate the site to meet a site specific standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Pittsburgh Post-Gazette* on June 19, 1998.

## AIR QUALITY

### Notice of Plan Approval and Operating Permit Applications

#### Nonmajor 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.*

**35-318-080. Scranton Army Ammunition Plant** (156 Cedar Avenue, Scranton, PA 18505) for the operation of a zinc phosphate lubrication system in Scranton, **Lackawanna County**.

**40-303-002B. American Asphalt and Paving Co.** (500 Chase Road, Shavertown, PA 18708) for the operation of a batch asphalt plant in Jackson Township, **Luzerne County**.

**48-309-100. Essroc Cement Corp.** (3251 Bath Pike, Nazareth, PA 18064) for the operation of cement packing operations 1 and 2 in Nazareth Borough, **Northampton County**.

**48-309-101. Essroc Cement Corp.** (3251 Bath Pike, Nazareth, PA 18064) for the operation of a cement direct transfer operation in Nazareth Borough, **Northampton County**.

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

**21-03006. Ralston Purina Co.** (6509 Brandy Lane, Mechanicsburg, PA 17055) for the operation of pet food production lines controlled by fabric collectors at the facility located in Hampden Township, **Cumberland County**.

**28-03007. Phil Oberholzer's Garage** (1857 Clay Hill Road, Greencastle, PA 17225) for the operation of an aluminum melting furnace at the facility located in Antrim Township, **Franklin County**.

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

**56-00249. Zubek, Inc.** (173 House Coal Road, Berlin, PA 15530) for operation of coal preparation plant at Stoneycreek Township Facility in Stoneycreek Township, **Somerset County**.

**63-00882. Reliance Electric Company** (320 Reliance Drive, Washington, PA 15301) for the operation of an armature rewinding shop at the Washington Service Center in Washington City, **Washington County**.

**56-00014. Croner, Inc.** (629 Main Street 6, Berlin, PA 15530) for the operation of a coal preparation plant at Goodtown Preparation Plant in Brothersvalley Township, **Somerset County**.

## 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 and G (relating to operating permit requirements; and 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 persons submitting the comments, along with the reference number of the proposed permit. The commentator should also include a concise statement of 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.

*Southeast Regional Office: Air Quality Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, Attn: Edward Brown, (610) 832-6242.*

**46-00070. Finnaren & Haley, Inc.** (901 Washington Avenue, Conshohocken, PA 19428) located in Whitemarsh Township, **Montgomery County**. The facility's major emission points include: boilers and paint/lacquer mixing operations which emit major levels of Volatile Organic Compounds (VOCs).

**46-00040. National Label Co.** (2025 Joshua Road, Lafayette Hill, PA 19444) located in Whitemarsh Township, **Montgomery County**. The facility's major emission points include: printing presses which emit major levels of Volatile Organic Compounds (VOCs).

**46-00091. Sun Company, Inc.** (R&M) (3290 Sunset Road, Willow Grove, PA 19090) located in Upper Moreland Township, **Montgomery County**. The facility's major emission points include: refined petroleum storage tanks which emit major levels of Volatile Organic Compounds (VOCs).

**15-00008. Mobil Oil Corp.** (8 South Malin Road, Frazier, PA 19355) located in East Whiteland Township, **Chester County**. The facility's major emission points include: Loading rack, petroleum storage tanks which emit major levels of Volatile Organic Compounds (VOCs) and Hazardous Air Pollutants (HAPs).

**23-00043. Sun Company, Inc.** (R&M) (Hog Island Road, Tincum, PA 19029) located in Tincum Township, **Delaware County**. The facility's major emission points include: blasting operations which emit major levels of Volatile Organic Compounds (VOCs).

**15-00024. Sonoco Products Company** (300 Brandywine Avenue, Downingtown, PA 19335) located in Downingtown Borough, **Chester County**. The facility's major emission points include: a coal-fired boiler and two oil-fired boilers for back-up which emit major levels of Nitrogen Oxides (NO<sub>x</sub>).

**15-00044. Sun Company, Inc.** (R&M) (601 East Lincoln Highway, Exton, PA 19341) located in West Whiteland Township, **Chester County**. The facility's major emission points include: storage tanks for gasoline and distillates with vapor recovery system which emit major levels of Volatile Organic Compounds (VOC) and Hazardous Air Pollutants (HAPs).

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

**36-05072. Mount Joy Wire Corp.** (1000 East Main Street, Mount Joy, PA 17552) located in Mount Joy Borough, **Lancaster County**. The facility's major operations include the cleaning, drawing, patenting, hardening, and plating of steel wire which primarily emit Hydrogen Chloride (HCL).

## PLAN APPROVALS

**Applications received and intent to issue plan approvals under the Air Pollution Control Act (35 P. S. §§ 4001—4015).**

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

**01-310-031A. ISP Materials, Inc.** (P. O. Box O, Blue Ridge Summit, PA 17214) for the installation of a fabric collector in Hamiltonban Township, **Adams County**.

**05-03009A. JLG Industries, Inc.** (1 JLG Drive, McConnellsburg, PA 17233) for the modification of the rotoblast dust collector at the Sunnyside Facility in Bedford Township, **Bedford County**.

**06-5066A. General Battery Corp.** (P. O. Box 14294, Reading, PA 19612-4294) for the installation of a lime slaker controlled by a fabric collector in Laureldale Borough, **Berks County**.

**07-305-001A. Tyrone Synfuels, L. P.** (160 Quality Center Road, Homer City, PA 15748) for the installation of a thermal dryer controlled by a fabric collector at the Tyrone Division facility in Snyder Township, **Blair County**.

**21-317-058A. The Quaker Oats Co.** (P. O. Box 3040, Shiremanstown, PA 17011) for the installation of two Life Cereal Processing Lines in Hampden Township, **Cumberland County**.

**21-320-010C. Fry Communications, Inc.** (800 West Church Road, Mechanicsburg, PA 17055) for the installation of a new heatset printing press controlled by an existing catalytic incinerator at their Building No. 3 facility in Silver Spring Township, **Cumberland County**.

**22-03014. Stewart-Amos Steel, Inc.** (4400 Paxton Street, Harrisburg, PA 17111) for the installation of a paint spraying operation in Swatara Township, **Dauphin County**.

**31-313-001B. Owens Corning** (1200 Susquehanna Avenue, Huntingdon, PA 16652) for the modification of existing Mat Lines 1, 2 and 3 at their facility in Huntingdon Borough, **Huntingdon County**.

**36-05067C. C&D Technologies, Inc.** (82 East Main Street, Leola, PA 17540) for the installation of three

battery grid casting machines and a carbon dioxide curing room in Upper Leacock Township, **Lancaster County**.

**36-313-030F. Warner Lambert Co.** (400 West Lincoln Avenue, Lititz, PA 17543) for modification of the existing labeler/imprinter at their Lititz facility in Lititz Borough, **Lancaster County**.

**67-03018A. Penn-Mar Castings** (500 Broadway, Hanover, PA 17331) for the installation of a new dust collector at Penn-Mar Castings Foundry in Hanover Borough, **York County**.

**67-03031. Pennex Aluminum Co.** (P. O. Box 100, Wellsville, PA 17365) for the installation of a new reverberatory furnace in Wellsville Borough, **York County**.

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

**65-370A. Winco Salvage** (P. O. Box 196, Connellsville, PA 15425) for the installation of an aluminum recycling furnace at Budd's Ferry Road site in Rostraver Township, **Westmoreland County**.

**63-624A. Eagle Construction Co., Inc.** (P. O. Box 157, Eighty Four, PA 15330) for the installation of a crusher and screening deck at the Eighty Four Plant in North Strabane Township, **Washington County**.

**04-006A. Brighton Electric Steel Casting Co.** (P. O. Box 206, Beaver Falls, PA 15010) for the installation of an air compressor engine at Division of J&L Structural in Beaver Falls, **Beaver County**.

*Northwest Regional Office, Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6940.*

**42-111A. Ethan Allen Mfg. Corp.,** Eldred Division (Route 1, Eldred, PA 16731) for construction of a wood furniture paint booth (15 wood furniture components/hr) with dry filter control in Eldred Township, **McKean County**.

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

### ENCROACHMENTS

The following Dam Safety and Encroachment permit applications, requests for Environmental Assessment approval, and requests for water quality certification have been received by the Department of Environmental Protection. Section 401(a) of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)) requires the State to certify that the involved projects will not violate the applicable provisions of 33 U.S.C.A. §§ 1311—1313, 1316 and 1317, as well as relevant State requirements. Initial requests for 401 certification will be published concurrently with the permit application. Persons objecting to approval of a request for certification under Section 401 or to the issuance of a Dam Safety or Encroachment Permit or the approval of Environmental Assessments must submit any comments, suggestions or objections within 30 days of the date of this notice as well as any questions to the office noted above the application.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings, please 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.*

**E45-358. Encroachment. Connaught Laboratories, Inc.,** P. O. Box 187, Swiftwater, PA 18370-0187. To expand the surface area of a spring fed pond by approximately 0.11 acre as part of a landscape enhancement project at Connaught Laboratories. The surface area of the pond will be approximately 0.25 acre after the proposed expansion project. The project is located on the south side of Swiftwater Creek (HQ-CWF), approximately 500 feet downstream of S. R. 0611 (Mount Pocono, PA Quadrangle N: 17.0 inches; W: 9.8 inches), in Pocono Township, **Monroe County** (Philadelphia District, U. S. Army Corps of Engineers).

**E64-193. Encroachment. Paul R. and Bonita M. Mancina,** 1485 Wyoming Avenue, Forty Fort, PA 18704. To construct and maintain a stream enclosure of a tributary to Wallenpaupack Creek (HQ-CWF), consisting of 166 linear feet of 48-inch RCP culvert followed by 26 linear feet of R-5 riprap apron. The enclosure will extend an existing culvert under S. R. 0590. The project is located on the north side of S. R. 0590, approximately 0.6 mile west of the intersection of S. R. 0590 and S. R. 0191/0196 (Lake Ariel, PA Quadrangle N: 5.4 inches; W: 4.9 inches), in Salem 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.*

**E15-578. Encroachment. 352 Associates,** 50 Exeter Avenue, Haverford, PA 19041. To perform the following activities associated with the proposed MKS shopping center:

1) To relocate 260 linear foot of an unnamed tributary of Valley Creek (EV) by installing and maintaining approximately 375 linear feet of stream enclosure which will be used to extend an existing enclosure which conveys flow under Lincoln Highway (SR0030). The proposed structure consists of attaching 18 LF of 30-inch CMP at the upstream terminus with manhole/cleanouts, and 308 l. f. of 36 inch HCAL pipe attached to downstream end of aforementioned enclosure. DW endwall and stone energy dissipater sill also to be installed. This site is associated with the construction of a proposed bank and parking facility.

2) The placement and maintenance of a stormwater outfall structure (EW # 1) adjacent to an unnamed tributary of Valley Creek (EV).

3) To place and maintain fill in 0.08 acre of wetland (PEM) for the construction of subterranean stormwater management and parking facility associated with the proposed food market.

The project is located immediately north of intersection of Sproul Road (SR 0352) and Lincoln Highway (SR 0030), (Malvern, PA Quadrangle, N: 6.9-inch; W: 8.40-inch) in East Whiteland Township, **Chester County**.

*Southcentral Regional Office, Water Management Program, Soils and Waterways Section, 909 Elmerton Avenue, 2nd Floor, Harrisburg, PA 17110, (717) 705-4707.*

**E07-294.** Encroachment. **PA Department of Transportation**, Engineering District 9-0, Robert Heim, 1620 N. Juniata Street, Hollidaysburg, PA 16648. To remove an existing bridge and to construct and maintain a single span prestressed concrete adjacent box beam bridge having a clear span of 77.29 feet and an underclearance of 11.1 feet across Sinking Run located on SR 1013, Section 009, Segment 0350, Offset 0000 about 0.3 mile west of the Blair and Huntingdon County line (Spruce Creek, PA Quadrangle N: 20.7 inches; W: 7.1 inches) in Tyrone Township, **Blair County**.

**E22-386.** Encroachment. **Dauphin County Commissioners**, Russell Sheaffer, P. O. Box 1295, Harrisburg, PA 17108. To remove an existing bridge and to construct and maintain a bridge having a clear span of 46.08 feet and an underclearance of 4.7 feet across the channel of Powell Creek at a point at Lebo Road (T-446) (Enders, PA Quadrangle N: 14.75 inches; W: 12.25 inches) in Wayne Township, **Dauphin County**.

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

**E03-375.** Encroachment. **PA Department of Transportation**, Engineering District 10-0, P. O. Box 429, Indiana, PA 15701. To remove the existing bridge and to construct and maintain a prestressed concrete adjacent box beam bridge having a single normal span of 68.5 feet and an underclearance of 5.0 feet over Glade Run (CWF) for the purpose of maintaining vehicular traffic. The project is located along SR 0128 approximately 1,000 feet northeast of Cadogan (Kittanning, PA Quadrangle N: 1.2 inches; W: 10.2 inches) in Cadogan Township, **Armstrong County**.

**E11-262.** Encroachment. **Jack Scansaroli**, Ebensburg, PA 15931. To place and maintain fill in 2.35 acres of wetlands (PEM) located in the headwater of an unnamed tributary to South Branch Blacklick Creek (CWF) between SR 22 and SR 3034. The applicant proposes to construct at least 2.35 acres of wetlands (PEM) at an offsite location (Nanty Glo, PA Quadrangle N: 17.5 inches; W: 0.7 inch) in Cambria Township, **Cambria County**.

**E32-392.** Encroachment. **PA Department of Transportation**, Engineering District 10-0, P. O. Box 429, Indiana, PA 15701. To remove the existing structure and to construct and maintain a bridge having a normal clear span of 127.38 feet with an underclearance of 12.3 feet across Two Lick Creek (TSF) located on SR 0954, Section 450, Segment 0100/offset 0000 (Indiana, PA Quadrangle N: 16.6 inches; W: 2.1 inches) in White Township, **Indiana County**.

**E32-393.** Encroachment. **North Mahoning Township**, R. D. 1, Rochester Mills, PA 15771. To remove the existing structure and to construct and maintain a culvert having a span of 72 inches and an underclearance of 44 inches in an unnamed tributary to Mudlick Run (HQ-CWF) located on T-652 at a point approximately 1.5 miles west of SR 119 (Marion Center, PA Quadrangle N: 19.5 inches; W: 7.4 inches) in North Mahoning Township, **Indiana County**.

**E65-699.** Encroachment. **PA Department of Transportation**, Engineering District 12-0, P. O. Box 459, Uniontown, PA 15401. To remove the existing structure and to construct and maintain a 6-span bridge having normal spans of 43.0 feet, 71.0 feet, 92.0 feet, 75.0 feet, 47.5 feet and 26.0 feet with an underclearance of 30.0 feet across Speers Run (WWF) and an unnamed tributary to Speers Run (WWF) located on SR 70, Section 18M,

Station 84 + 93 (Donora, PA Quadrangle N: 2.7 inches; W: 14.5 inches) in Rostraver Township, **Westmoreland County**.

**E65-700.** Encroachment. **PA Department of Transportation**, Engineering District 12-0, P. O. Box 459, Uniontown, PA 15401. To remove existing structures and to construct and maintain the following structures: 1) A 1.0-foot depressed, 138.5-foot long, 8.0-foot x 6.0-foot reinforced concrete box culvert in an unnamed tributary to Beaver Run (HQ-CWF) on SR 0022, Section B03, Station 13 + 55.41, Ramp A. 2) A 1.0-foot depressed, 394.0-foot long, 8.0-foot x 6.0-foot reinforced concrete box culvert in an unnamed tributary to Beaver Run (HQ-CWF) on SR 0022, Section B03, Station 390 + 00.00. 3) A 1.0-foot depressed, 176.5-foot long, 8.0-foot x 6.0-foot reinforced concrete box culvert in an unnamed tributary to Beaver Run (HQ-CWF) on SR 0022, Section B03, Station 21 + 64.02, Ramp D. 4) A 1.0-foot depressed, 484.1-foot long, 8.0 foot x 8.0 foot reinforced concrete box culvert in an unnamed tributary to Beaver Run (HQ-CWF) on SR 0022, Section B03, Station 379 + 99.05. 5) A 1.0-foot depressed, 179.0-foot long, 20.0-foot x 9.0-foot reinforced concrete box culvert in an unnamed tributary to Beaver Run (HQ-CWF) on SR 0022, Section B03, Station 392 + 66.56, SR 0066. This permit application also includes the operation and maintenance of a 1.0-foot depressed, 168.2-foot long, 20.0-foot x 9.0-foot reinforced concrete box culvert in an unnamed tributary to Beaver Run (HQ-CWF) on SR 0022, Section B03, the relocation and maintenance of a 605.0-foot length of an unnamed tributary to Beaver Run (HQ-CWF) on SR 0022, Section B03, Station 390 + 00.00 and the relocation and maintenance of a 670.0-foot length of an unnamed tributary to Beaver Run (HQ-CWF) on SR 0022, Section B03, Station 379 + 99.05. This work is part of the SR 0022, SR 0066 intersection replacement project for the purpose of improving transportation safety and roadway standards. To compensate for wetland impacts, the applicant proposes the replacement of 1.0 acre of PEM/PSS wetlands within the project area (Slickville, PA Quadrangle N: 4.4 inches; W: 10.1 inches) in Salem Township, **Westmoreland County**.

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

**E43-268.** Encroachment. **Mercer County Commissioners**, 503 Mercer County Courthouse, Mercer, PA 16137. To remove the existing structure and to place and maintain a prestressed adjacent plank box beam bridge on existing bridge abutments with a span of 21.89 feet, and an underclearance of 8 feet on a 66 degree skew on T-320 (South Barry Road) across Booth Run (WWF). The project is located on T-320 (South Barry Road) across Booth Run approximately 4,000 feet south of the intersection of T-320 (South Barry Road) and S. R. 0358 (Kinsman OH-PA Quadrangle N: 1.0 inch; W: 0.2 inch) located in West Salem Township, **Mercer County**.

**E43-269.** Encroachment. **Mercer County Commissioners**, 503 Mercer County Courthouse, Mercer, PA 16137. To remove the existing structure and to place and maintain a prestressed adjacent box beam bridge on existing bridge abutments with a span of 32.15 feet, and an underclearance of 6.33 feet on a skew of 54 degrees on T-888 (Tie Line Road) across a tributary to Wolf Creek (CWF, Trout stocked). The project is located on T-888 (Tie Line Road) across a tributary to Wolf Creek approximately 4,000 feet north of the intersection of T-888 (Tie Line Road) and S. R. 0208 (Grove City, PA Quadrangle N: 11.0 inches; W: 5.5 inches) located in Pine Township, **Mercer County**.



**E61-215.** Encroachment. **PA Electric Company**, 2800 Pottsville Pike, Reading, PA 19640. To modify and maintain an existing 34.5 kV aerial electric transmission line across the Allegheny River approximately 350 feet downstream of the Petroleum Street bridge (Oil City, PA Quadrangle N: 9.8 inches; W: 12.1 inches) located in City of Oil City, **Venango County**.

#### ENVIRONMENTAL ASSESSMENT

**Requests for Environmental Assessment approval under 25 Pa. Code § 105.15 and requests for certification under section 401 of the Federal Water Pollution Control Act.**

*Central Office: Bureau of Waterways Engineering, 400 Market Street, 3rd Floor, P. O. Box 8554, Harrisburg, PA 17105-8554, (717) 787-8568.*

**EA36-012C0.** Environmental Assessment. **Earl N. Martin** (540 Adamstown Road, Reinholds, PA 17569). To construct and maintain a nonjurisdictional dam across a tributary to Muddy Creek (TSF) for the purpose of recreation located off Maple Grove Road (S. R. 1046) approximately 1,000 feet southwest of the Lancaster-Berks County Line (Morgantown, PA Quadrangle N: 15.0 inches; W: 15.6 inches) in Brecknock Township, **Lancaster County**.

**D36-024EA.** Environmental Assessment. **F. Philip Hellburg** (423 West Farmersville Road, Leola, PA 17540). To breach and remove the Wenger Mill Dam across Conestoga Creek (WWF) for the purpose of restoring the stream to a free flowing condition. The dam is located approximately 1,000 feet northeast of the intersection S. R. 1010 and T. R. 779 (Turtle Hill Road) (Ephrata, PA Quadrangle N: 0.80 inch; W: 10.05 inches) in West Earl Township, **Lancaster County**.

#### WATER ALLOCATIONS

**Applications received under the act of June 24, 1939 (P. L. 842, No. 365) (35 P. S. §§ 631—641) relating to the acquisition of rights to divert waters of the Commonwealth.**

*Southeast Regional Office—Bureau of Water Supply Management, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.*

**WA 46-1001.** Water Allocation. **Evansburg Water Company**, Edward Mruskovic, 385 Bridge Street, Graterford, PA 19426. The applicant is requesting the right to purchase 62,000 GPD of water from Pennsylvania American Water Company in Lower Providence Township, **Montgomery County**.

#### ACTIONS

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

[National Pollution Discharge Elimination System Program (NPDES)]

#### DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

(Part I Permits)

The Department of Environmental Protection (Department) has taken the following actions on previously

received permit applications and requests for plan approval and has issued the following significant orders.

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

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

#### Industrial waste and sewerage actions under The Clean Streams Law (35 P. S. §§ 691.1—691.100).

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

**WQM Permit No. 4695425.** Sewerage. Amendment No. 1. **Limerick Township Municipal Authority**, 529 King Road, Royersford, PA 19468. This project is approved for the modifications and operation of a sewage pump station located in Limerick Township, **Montgomery County**.

**NPDES Permit No. PA0054402.** Industrial waste. **Brooks Instruments Inc.**, 407 West Vine Street, Hatfield, PA 19440 is authorized to discharge from a facility located in Hatfield Borough, **Montgomery County** into West Branch of Neshaminy Creek.

**NPDES Permit No. PA0052566.** Sewerage. **Owen J. Mooney**, 2015 Valley Road, Newtown Square, PA 19073 is authorized to discharge from a facility located in Edgmont Township, **Delaware County** into UNT to Ridley Creek.

**NPDES Permit No. PA0053058.** Industrial waste. **Avery Dennison Corporation**, 35 Penn Am Drive, Quakertown, PA 18951-3603 is authorized to discharge from a facility located in Richland Township, **Bucks County** into Tohickon Creek.

**NPDES Permit No. PA0051942.** Sewerage. **Stephen and Margaret Brower**, 40 Grays Lane, Elverson, PA 19520 is authorized to discharge from a facility located in Warwick Township, **Chester County** into UNT to French Creek.

**NPDES Permit No. PA0053139.** Sewerage. **Richard O'Leary**, 1409 Newman Road, Pennsburg, PA 18074 is authorized to discharge from a facility located in Upper Hanover Township, **Montgomery County** into tributary to Perkiomen Creek.

**NPDES Permit No. PA0057436.** Sewerage. **Stephen J. Castellan**, 112 Heather Hill Drive, Downingtown, PA



19335-1826 is authorized to discharge from a facility located in Upper Uwchlan Township, **Chester County** into UNT to Marsh Creek.

**NPDES Permit No. PA0035769.** Industrial waste. **Moyer Packing Company**, P. O. Box 395, Souderton, PA 18964-0395 is authorized to discharge from a facility located in Franconia Township, **Montgomery County** into Skippack Creek and UNT to Skippack Creek.

**NPDES Permit No. PA0057029. Amendment No. 1.** Industrial waste. **Hewlett-Packard Company**, 2850 Centerville Road, Wilmington, DE 19808 is authorized to discharge from a facility located in New Garden Township, **Chester County**, Dry Swale to Egypt Run and Bucktoe Creek.

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

**NPDES Permit No. PA0032077.** Sewerage. **Commonwealth of Pennsylvania, Tuscarora State Park**, R. R. 1, Box 1051, Barnesville, PA 18214-9715, is authorized to discharge from a facility located in Rush Township, **Schuylkill County**, to Locust Creek.

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

**NPDES Permit No. PA0095281.** Sewage, **Hoffbrau Haus, Inc.**, 200 Route 286 East, Indiana, PA 15701 is authorized to discharge from a facility located at Hoffbrau Haus Sewage Treatment Plant, White Township, **Indiana County** to Unnamed Tributary of Ramsey Run.

**NPDES Permit No. PA0095826.** Sewage, **Rostraver Sewage Corporation**, R. D. 3, Box 59, Monongahela, PA 15063 is authorized to discharge from a facility located at Budget Host Cheeper Sleeper STP, Rostraver Township, **Westmoreland County** to Cedar Creek.

**NPDES Permit No. PA0216852, Amendment No. 1.** Sewage, **Orin Bache**, Wen-Dell Mobile Home Park, R. D. 3, Box 58, Ruffsedale, PA 15679 located at Wen-Dell Mobile Home Park Sewage Treatment Plant, East Huntingdon Township, **Westmoreland County** is authorized to discharge.

**NPDES Permit No. PA0217859.** Sewage, **Country Care Development, Inc.**, R. D. 2, Box 335D, Fayette City, PA 15438 is authorized to discharge from a facility

located at Country Care Development Sewage Treatment Plant, Washington Township, **Fayette County** to Unnamed Tributary of Little Redstone Creek.

**Permit No. 3091402, Amendment No. 1.** Sewerage, **Greensboro—Monongahela Township Joint Sewer Authority**, P. O. Box 342, Greensboro, PA 15338. Construction of Sanitary Sewers and Pump Station located in the Township of Monongahela, **Greene County** to serve the Penn Pitt Area.

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

**NPDES Permit No. PA0210196.** Industrial waste. **Seneca Landfill, Inc.**, P. O. Box 1080, Mars, PA 16046 is authorized to discharge from a facility located in Jackson Township, **Butler County** to an unnamed tributary and to Connoquenessing Creek.

**NPDES Permit No. PA0103101.** Sewage. **Wesley Woods Christian Education Center**, R. R. 1, Box 155A, Grand Valley, PA 16420 is authorized to discharge from a facility located in Eldred Township, **Warren County** to an unnamed tributary to Caldwell Creek.

**NPDES Permit No. PA0044016.** Industrial waste. **PA Fish and Boat Commission, Linesville Fish Culture Station**, 1225 Shiloh Road, State College, PA 16801-8495 is authorized to discharge from a facility located in Pine Township, **Crawford County** to the Pymatuning Reservoir.

**WQM Permit No. 4298201.** Industrial waste. **Zippo Manufacturing Company**, 33 Barbour Street, Bradford, PA 16701. This project is for the modification of an existing Water Quality Management permit for treatment of industrial waste in Bradford Township, **McKean County**.

#### INDIVIDUAL PERMITS

(PAS)

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10-D105	Michael M. Kelly P. O. Box 550A Villanova, PA 19085	Buckingham Township Bucks County	Paunacussing Creek
PAS10-G191	JMCW, Inc. 1020 Broadrun Road Landenberg, PA 19350	Oxford Borough and East Nottingham Township Chester County	Unnamed Tributary to Little Elk Creek
PAS10-G201	Gambone Brothers Development 1030 West Germantown Pike Fairview Village, PA 19409	East Vincent Township Chester County	Stony Run Basin
PAS10-G202	William W. Hoffman 88 North Main Street Spring City, PA 19475	East Vincent Township Chester County	Stony Basin
PAS10-T094	STM, Inc. 1120 North Bethlehem Pike Spring House, PA 19477	Horsham Township Montgomery County	Little Neshaminy Creek

*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>
PAS106402	Chester Grover R. R. 2, Box 231 New Milford, PA 18834	Susquehanna County Great Bend Township	Salt Lick Creek
PAS10V020	PA Dept. of Transportation Engineering District 4-0 P. O. Box 111 Scranton, PA 18501	Pike County Milford Borough, Milford Township, Dingman Township, and Delaware Township	Vantine Brook, Sawkill Creek, Sloat Brook, Raymondskill Creek, Dwarfs Kill Creek, Dingmans Creek, and Adams Creek
PAS10S059	Mountain Manor Inn, Inc. P. O. Box 1067 Marshalls Creek, PA 18335	Monroe County Smithfield Township	Marshalls Creek
PAS10S061	Redeeming Love Christian Center 145 West Rt. 59 Nanuet, NY 10954-2200	Monroe County Stroud Township	Flagler Run, Wigwam Run, and Pocono Creek
PAS10S066	Shawnee Commons Corp. Inc. P. O. Box 93 Fort DePuy Shawnee-on-Delaware, PA 18356	Monroe County Smithfield Township	Marshalls Creek
PAS10S064	Fern Partners 257 Rimrock Rd. Stroudsburg, PA 18360	Monroe County Hamilton Township	Appenzell Creek

#### INDIVIDUAL PERMITS

##### (PAR)

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

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

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

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

PAG-1	General Permit For Discharges From Stripper Oil Well Facilities
PAG-2	General Permit For Discharges of Stormwater From Construction Activities
PAG-3	General Permit For Discharges of Stormwater From Industrial Activities
PAG-4	General Permit For Discharges From Single Residence Sewage Treatment Plant
PAG-5	General Permit For Discharges From Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit For Wet Weather Overflow Discharges From Combined Sewer Systems
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 Quality 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  
County and  
Municipality**Permit No.**Applicant's Name  
and Address**Receiving Stream  
or Body of Water**Contact Office and  
Telephone No.*

Nether Providence Township Delaware County	PAR10-J113	Wallingford-Swarthmore School District 200 South Providence Road Wallingford, PA 19086	Unnamed Tributary to Ridley Creek	Southeast Regional Office 555 North Lane, Suite 6010 Lee Park Conshohocken, PA 19428 (610) 832-6131
City of Philadelphia Philadelphia County	PAR10-5319	CSXI Corporation Southern Bell Towers 301 West Bay Street, Suite 2400 Jacksonville, FL 32202-4434	Delaware Estuary	Southeast Regional Office 555 North Lane, Suite 6010 Lee Park Conshohocken, PA 19428 (610) 832-6131
Lehigh County Upper Milford Township	PAR10Q008-1R	Little Lehigh Development Corp. Anthony Koneski 232 Main St. Emmaus, PA 18049	Hosensack Creek	Lehigh CD (610) 391-9583
Berwick Township Adams County	PAR-10-0066	F. Eugene and Sheila Latta 305 Aspen Court Hanover, PA 17331	S. Branch Conewago Creek	Adams County CD 57 N. Fifth St. Gettysburg, PA 17325 (717) 334-0636
Bedford Township Bedford County	PAR-10-0433	Smith Transport Inc. 331 E. Closson Road P. O. Box 201 Roaring Spring, PA 16673	Tributary to Dunning Creek	Bedford County CD 702 West Pitt Street Suite 4 Bedford, PA 15009 (814) 623-6706
South Heidelberg Township Berks County	PAR-10-C218	John Nyce/Sun Pipeline Company 10 Penn Center 1801 Market Street Philadelphia, PA 19103	Cacoosing Creek	Berks County CD P. O. Box 520 1238 County Welfare Rd. Leesport, PA 19533 (610) 372-4657
Lower Paxton Township Dauphin County	PAR-10-I140	Gateway Central Limited Part One Logan Square, Suite 1105 Philadelphia, PA 19103	Beaver Creek	Dauphin County CD 1451 Peters Mountain Rd. Dauphin, PA 17018 (717) 921-8100
East Lampeter Township Lancaster County	PAR-10-O-315	High Associates 1853 William Penn Way Box 1 Lancaster, PA 17605	Mill Creek	Lancaster County CD 1383 Arcadia Road, Room 6 Lancaster, PA 17601 (717) 299-5361
West Lampeter Township Lancaster County	PAR-10-0-316	Willow Valley Associates Inc. 100 Willow Valley Lakes Drive Willow Street, PA 17584	Big Spring Run	Lancaster County CD 1383 Arcadia Road, Room 6 Lancaster, PA 17601 (717) 299-5361
Erie County Boro of Edinboro	PAR10K111	University Park Plaza Corp. 212 West Hamilton Avenue State College, PA 16801	Edinboro Lake	Erie Conservation District 12723 Route 19 P. O. Box 801 Waterford, PA 16441 (814) 796-4203
Allegheny County Springdale Borough	PAR10A002R-1	The Lone Construction Co. 965 East Main St. Meriden, CT 06450	Allegheny River	Allegheny County CD (412) 241-7645

## NOTICES

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<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant's Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Allegheny County Pine Township	PAR10A245	Gigliotti Custom Homes 11279 Perry Highway Suite 509 Wexford, PA 15090	Pine Creek	Allegheny County CD (412) 241-7645
Allegheny County South Fayette Township	PAR10A253	Heidelberg Shop 'N Save Raceway Plaza 2100 Washington Road Carnegie, PA 15106	Coal Run	Allegheny County CD (412) 241-7645
Allegheny County Findlay Township	PAR10A255	ARE Holdings, L.L.C. 11101 Lakewood Blvd. Downey, CA 90241	UNT Flaugherty Run	Allegheny County CD (412) 241-7645
Allegheny County South Fayette Township	PAR10A261	Balanced Care Corporation 5021 Louise Drive Suite 200 Mechanicsburg, PA 17055	UNT Chartiers Creek	Allegheny County CD (412) 241-7645
Allegheny County Moon Township	PAR10A262	S. E. DiCicco Edgetown Commons 1009 Beaver Grade Road Coraopolis, PA 15108	Montour Run	Allegheny County CD (412) 241-7645
Allegheny County Ross Township	PAR10A270	Ross Township 5325 Perrysville Avenue Pittsburgh, PA 15229	Girty's Run	Allegheny County CD (412) 241-7645
Allegheny County South Fayette Township	PAR10A272	Foltz Development Corp. P. O. Box 401 Bridgeville, PA 15017	Chartiers Creek	Allegheny County CD (412) 241-7645
Armstrong County Cowanshannock Township	PAR10B022	Armstrong School District 410 Main Street Ford City, PA 16226	Cowanshannock Creek	Armstrong County CD (724) 548-3425
Armstrong County Cowanshannock Township	PAR10B023	Keystone Owners Group P. O. Box 68 682 Philadelphia St. Indiana, PA 15701	UNT Keystone Lake	Armstrong County CD (724) 548-3425
Beaver County Center Township	PAR100247	The Beaver Development, L. P. 955 Executive Parkway Suite 210 St. Louis, MO 63141	UNT Ohio River	Beaver County CD (724) 474-7090
Beaver County Center Township	PAR100249	Raymond & Joseph Hall 137 Hall Road Aliquippa, PA 15001	UNT Poorhouse Run	Armstrong County CD (724) 548-3425
Cambria County Elder Township	PAR101048	Miner's Hospital of Northern Cambria 2205 Crawford Avenue Spangler, PA 15775	Brubaker Run	Cambria County CD (814) 472-2120
Fayette County South Union Township	PAR10L037	Carl Carnicelli 610 Wood Street Pittsburgh, PA 15222	Jennings Run	SW Regional Office (412) 442-4315
Washington County Cecil Township	PAR10W095	Joseph Perri 660 Mercor Road Greenville, PA 16125	UNT Millers Run	Washington County CD (724) 228-6774
Washington County South Franklin Township	PAR10W104	Washington County Commissioners 100 W. Beau Street Suite 700 Washington, PA 15301	Chartiers Creek	Washington County CD (724) 228-6774
Washington County South Strabane Township	PAR10W106	Home Depot Washington Mall 301 Oak Springs Road Washington, PA 15301	UNT Chartiers Creek	Washington County CD (724) 228-6774

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant's Name and Address</i>	<i>Receiving Stream or Body of Water</i>	<i>Contact Office and Telephone No.</i>
Washington County Cecil Township	PAR10W108	Toscana Development Group, Inc. Box 616 Lawrence, PA 15055	Chartiers Creek	Washington County CD (724) 228-6774
Washington County California Borough	PAR10W109	Redevelopment Authority of the County of Washington Courthouse Square Suite 603 Washington, PA 15301	Lilly Run	Washington County CD (724) 228-6774
Washington County Cecil Township	PAR10W110	Redevelopment Authority of the County of Washington Courthouse Square Suite 603 Washington, PA 15301	Chartiers Creek	Washington County CD (724) 228-6774
Washington County Peters Township	PAR10W112	Peters Township School District 631 East McMurray Road McMurray, PA 15317	Peters Creek	Washington County CD (724) 228-6774
Washington County Union Township	PAR10W114	Columbia Gas Transmiss. 950 Manifold Road Washington, PA 15301	Peters Creek	Washington County CD (724) 228-6774
Washington County Union Township	PAR10W115	Kingsford Corporations 3523 Washington Avenue Finleyville, PA 15332	Peters Creek	Washington County CD (724) 228-6774
Washington County North Strabane Township Chartiers Township	PAR10W116	PA Department of Transportation District 12-0 P. O. Box 459 Uniontown, PA 15401	UNT to Chartiers Creek	Washington County CD (724) 228-6774
<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>
Dauphin County Middletown Borough	PAR213546	A. P. Green Refractories Inc. Green Boulevard Mexico, MO 65265 USA	Storm Sewer to Susquehanna River	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110-8200 (717) 705-4707
Allegheny County Neville Township	PAR606143	Heidelberg Metals, Inc. DBA Neville Metals 3100 Grand Avenue Pittsburgh, PA 15225	Ohio River	Southwest Regional Office Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Jackson Township Butler County	PAR208331	Harmony Castings, Inc. 251 Perry Highway P. O. Box 230 Harmony, PA 16037	Scholars Run	DEP—Northwest Region Water Management 230 Water St. Meadville, PA 16335-3481 (814) 332-6942
Grove City Borough Mercer County	PAR808306	General Electric Company Transportation Systems Industrial Dr. Grove City, PA 16127	Wolf Creek	DEP—Northwest Region Water Management 230 Water St. Meadville, PA 16335-3481 (814) 332-6942

*General Type—PAG 4**Facility Location  
County and  
Municipality*Allegheny County  
Richland TownshipPermit No.  
PAG046154*Applicant Name  
and Address*  
Brian R. Goetz  
5537 Lakeside Drive  
Gibsonia, PA 15044*Receiving Stream  
or Body of Water*  
Unnamed Tributary  
of Willow Run Creek*Contact Office and  
Telephone No.*  
Southwest Regional  
Office:  
Water Management  
Program Manager  
400 Waterfront Drive  
Pittsburgh, PA  
15222-4745  
(412) 442-4000*General Permit Type—PAG 5**Facility Location  
County and  
Municipality*Lebanon County  
Union TownshipPermit No.  
PAG053520*Applicant Name  
and Address*  
R. K. Tune Up, Inc.  
464 Jonestown Road  
Jonestown, PA 17030*Receiving Stream  
or Body of Water*  
None—Surface  
Injection*Contact Office and  
Telephone No.*  
DEP—Southcentral  
Region—WQ  
909 Elmerton Avenue  
Harrisburg, PA 17110North East Borough  
Erie CountyPermit No.  
PAG058317*Applicant Name  
and Address*  
Unocal AMG  
North East Service Plaza  
12214 East Main  
North East, PA 16428*Receiving Stream  
or Body of Water*  
Unnamed Tributary  
to Twenty-Mile  
Creek*Contact Office and  
Telephone No.*  
DEP  
Northwest Region  
Water Management  
230 Chestnut St.  
Meadville, PA 16335  
(814) 332-6942**SEWAGE FACILITIES ACT  
PLAN APPROVAL****Plan approval granted under the Pennsylvania  
Sewage Facilities Act (35 P. S. §§ 750.1—750.20).***Regional Office: Water Management Program Manager,  
Southcentral Region, 909 Elmerton Avenue, Harrisburg,  
PA 17110.*

**East Earl Township, Lancaster County,** 1241 Division Highway, East Earl, PA 17519. The approved plan provided for extension of public sewer collection and conveyance systems to provide service to the Rancks Church Road, Witwer Road and Sheep Hill Road areas of the Township. Treatment will be provided by Earl Township sewer system. Additionally, growth areas surrounding the Borough of Terre Hill are designated as future sewer service areas with connection required to the Terre Hill sewer system. 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.

**Londonderry Township, Bedford County,** P. O. Box 215, Hyndman, PA 15545. The municipal plan for Phase II was disapproved because the Township failed to address the remaining six plan deficiencies identified in the Department's letter dated September 7, 1994. As discussed in the Department's letters dated September 30, 1996, December 3, 1997 and specifically in the February 2, 1998 letter, failure to respond within 60 days from the date of that letter would result in plan disapproval. Limitations on the issuance of permits has been instituted in the Stringtown/Palo Alto area of the Township. The original plan deficiencies are listed.

1. Phase II proposed construction of numerous septic tank effluent technology systems with discharges to High

Quality watersheds. Consistency with the anti-degradation requirements of special protection waterways in accordance with Chapters 93, 95 and 102 has not been established. Refer to the Special Protection Waters Handbook for additional information concerning specific requirements that must be resolved prior to discharging to High Quality waters. (VI-A 5)

2. The Stringtown Hollow needs area has not been addressed. Exhibit XVIII indicated a report concerning this area would be submitted to the Department no later than June 1, 1994. To date, the Department has not received any information concerning the situation, possible alternatives or solutions to Stringtown Hollow area needs. (III-B)

3. Procedures proposed for controlling the use of Holding Tanks for "permanent use such as hunting camps" (page 106) are not supported by regulations. Refer to Chapter 71, Section 71.63 for regulatory requirements concerning use of Holding Tanks. (V-A 11)

4. Procedures to require a "Hydrogeologic study" for subdivisions of "less than 5 acres" located within 1/4 mile of well samples tested between 5 and 10 ppm nitrate nitrogen (page 91) are not supported by regulation. No provision for subdivision size exists in Chapter 71, Section 71.62. All subdivisions within the prescribed distance of high nitrate wells are required to complete a study. (Chapter 71, 71.62)

5. Exhibit I is missing from the January 1994 Act 537 plan.

6. Exhibit XI discusses subdivision and sewage facilities planning history within the Township. Even though it indicates that unplanned subdivisions exist the plan does not appear to contain reconstructive planning for these subdivisions or to propose procedures that will prevent a reoccurrence of the same planning failures paving the way for creating new unplanned subdivisions. (IV-A)

Due to the lack of an approved Official Plan as required by 25 Pa. Code § 71.11 and the failure to implement the onlot maintenance provisions of the approved 1994 Act 537 Plan, permit limitations specified in 25 Pa. Code § 72.23 are now in effect for the municipality.

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

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*Regional Office: Water Management Program Manager, Southcentral Region, 909 Elmerton Avenue, Harrisburg, PA 17110.*

**Earl Township, Lancaster County**, 517 North Railroad Avenue, New Holland, PA 17557. The proposed development is located on the northeast side of Ranck Road, approximately 3,000 feet south of S. R. 0023, Earl Township, Lancaster County.

The approved project consists of the subdivision of a 24 acre tract into 60 townhouse and duplex lots and one single family lot. A pump station and force main are proposed to convey sewage flows for 44 of the units. The remaining 16 EDU's will be conveyed by gravity lines. The total sewage flows of 24,400 gallons per day (gpd) of wastewater will be treated by the Earl Township Wastewater Treatment Plant.

Any required NPDES permits or WQM permits must be obtained in the name of the municipality or authority. Approval was granted June 23, 1998.

**West Earl Township, Lancaster County**, 157 West Metzler Road, Brownstown, PA 17508. The proposed development is located on the east side of S. R. 0772, approximately 2,000 feet north of S. R. 0272, West Earl Township, Lancaster County.

The approved project consists of the construction of an Ephrata Diamond Spring Water Company (EDSW) Facility on an existing 20.6 acre tract. The total sewage flows of 40,200 gallons per day (gpd) of wastewater will be pumped to a new gravity sewer starting at S. R. 0272 and discharged at the Church Street Pumping Station. The sewage will be treated by the West Earl Township Wastewater Treatment Plant.

Any required NPDES permits or WQM permits must be obtained in the name of the municipality or authority. Approval was granted June 12, 1998.

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

**Plum Borough, Allegheny County**, 4575 New Texas Road, Pittsburgh, PA 15239. The Borough of Plum's approved revision recommends providing additional capacity to portions of the Plum Creek Interceptor to address the existing hydraulic overload condition. In addition, Plum plans to construct its own interceptor from the Unity area of the Borough to the Plum Creek Sewage Treatment Plant. Plum also proposes to construct a retention facility to reduce the wet weather hydraulic overload of the Plum Creek sewerage system and purchase additional capacity from Penn Hills to address future growth.

## SAFE DRINKING WATER

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

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

**Permit No. 0498501.** Public water supply. **Municipal Authority of the Township of North Sewickley**, 590 Mercer Road, Beaver Falls, PA 15010. *Type of Facility:* Mercer Road Chlorination Station. *Permit to Construct Issued:* June 24, 1998.

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

**Permit No. 1098503.** Public water supply. **Adams Ridge, Inc.**, 20th and Sheffield Road, Aliquippa, PA 15001 has been issued a Construction Permit for the change from liquid to gas chlorination, the addition of four manganese greensand filters, the addition of a pump station and distribution lines for villages 11 and 12 in Adams Township, **Butler County**. *Type of Facility:* Community Water Supply. *Consulting Engineer:* Ronald E. Bolam, P. E., The Warnick Company, Inc., 226 Sunset Drive, Butler, PA 16001-1334. *Permit to Construct Issued:* June 23, 1998.

## HAZARDOUS SITES CLEANUP

### Under the Act of October 18, 1988

#### PROPOSED CONSENT ORDER AND AGREEMENT

##### Presque Isle Chemical Site Washington Township, Erie County

Under section 1113 of the Hazardous Sites Cleanup Act (35 P.S. § 6020.1113, notice is hereby provided that the Department of Environmental Protection (Department) has entered into a Consent Order and Agreement (CO&A) with the Edinboro Regional Community Services, Inc. (ERCS) concerning the lease of the Presque Isle Chemical Site (site) from the Commonwealth of Pennsylvania by ERCS.

In the past, hazardous substances were disposed at the site and these substances contaminated the environment at the site. The Department conducted response actions at the site to mitigate the threat to human health and the environment posed by the hazardous substances there. A groundwater collection and treatment unit continues to operate at the site. ERCS intends to manage the site for a regional multi-use research, education and recreation facility for the benefit of the public without profit to ERCS. Currently, ERCS does not plan to construct any buildings or other improvements at the site. ERCS will not interfere with the Department's operation of the groundwater treatment unit in operation at the site.

The Department will receive and consider comments relating to the CO&A for 60 days from the date of this public notice. The Department has the right to withdraw its consent to the CO&A if the comments concerning the CO&A disclose facts or considerations which indicate that the CO&A is inappropriate, improper or not in the public interest. After the public comment period, the Department's settlement with ERCS shall become final upon the filing of the Department's response to significant written comments to the CO&A.

Copies of the CO&A are available for inspection at the Department's office at 230 Chestnut Street, Meadville, PA. Comments may be submitted, in writing, to Hal

Beavers, Project Manager, Department of Environmental Protection, Hazardous Sites Cleanup, 230 Chestnut Street, Meadville, PA 16335. Further information may be obtained by contacting Hal Beavers at (814) 332-6648. TDD users may contact the Department through the Pennsylvania Relay Service at (800) 654-5984.

## 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 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 (800) 654-5984.

The Department has received the following final reports.

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

**Ken Sabolovic Auto Service Station**, City of Pittsburgh, **Allegheny County**. Ken Sabolovic, 4608 Mt. Troy Road, Pittsburgh, PA 15214 and Patrick M. Neil, Solar Testing Labs, Inc., 3862 East Street, Pittsburgh, PA 15214 has submitted a Final Report addressing soil contaminated with lead and BTEX. The report is intended to document remediation of the site to meet the Statewide health standard.

**Reliance Electric/Rockwell Automation**, City of Washington, **Washington County**. Reliance Electric/Rockwell Automation, 320 Reliance Drive, Washington, PA 15301 and Barry J. Trilling, Pepper Hamilton LLP, One Mellon Bank Center, 50th Floor, Pittsburgh, PA 15219 has submitted a Final Report addressing soil contaminated with lead and heavy metals. The report is intended to document remediation of the site to meet the Statewide 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.*

**Industrial Marine Service, Incorporated**, P. O. Box 1779, Norfolk, VA 23501; License No. **PA-AH 0593**; license issued June 12, 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.*

**Berner Trucking, Inc.**, P. O. Box 660, Dover, OH 44622-0660; License No. **PA-AH 0382**; renewal license issued May 28, 1998.

**Chem-Freight, Inc.**, 33 Industry Drive, Bedford, OH 44146; License No. **PA-AH 0074**; renewal license issued June 2, 1998.

**Guardian Express, Inc.**, 100 Keller Drive, Wapakoneta, OH 45895-0027; License No. **PA-AH 0535**; renewal license issued June 5, 1998.

**Jack Gray Transport, Inc.**, 4600 East 15th Avenue, Gary, IN 46403; License No. **PA-AH 0208**; renewal license issued May 28, 1998.

**Laidlaw Environmental Services Ltd.**, 4090 Telfer Side Road, Corunna, Ontario, Canada N0N 1G0; License No. **PA-AH 0523**; renewal license issued May 28, 1998.

**Liquid Cargo, Inc.**, 470 Schuyler Avenue, Kearny, NJ 07032; License No. **PA-AH 0388**; renewal license issued June 2, 1998.

**Maumee Express, Inc.**, P. O. Box 278, Somerville, NJ 08876; License No. **PA-AH 0420**; renewal license issued June 4, 1998.

**Marisol, Incorporated**, 213 West Union Avenue, Bound Brook, NJ 08805-1334; License No. **PA-AH 0164**; renewal license issued June 2, 1998.

**Mid-State Trading Co.**, 2525 Trenton Avenue, Williamsport, PA 17701; License No. **PA-AH 0148**; renewal license issued June 4, 1998.

**Radiac Research Corp.**, 261 Kent Avenue, Brooklyn, NY 11211; License No. **PA-AH S007**; renewal license issued June 15, 1998.

**Research Transportation Company**, 2777 Rockefeller Avenue, Cleveland, OH 44115; License No. **PA-AH 0527**; renewal license issued May 28, 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.*



**Environmental Waste Resources, Inc.**, 130 Freight Street, Waterbury, CT 06702; License No. **PA-AH 0528**; license expired on May 31, 1998.

**Pippin, Inc.**, P. O. Box 487, Freehold, NJ 07728; License No. **PA-AH 0419**; license expired on May 31, 1998.

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**OPERATE WASTE PROCESSING OR DISPOSAL  
AREA OR SITE**

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**Permits issued under the Solid Waste Management Act (35 P. S. §§ 6018.1001—6018.1003), and regulations to operate solid waste processing or disposal area or site.**

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

**Permit No. 101539. Dauphin Meadows Landfill, Dauphin Meadows, Inc.** (2 Park West Two, Suite 420, 2000 Cliff Mine Road, Pittsburgh, PA 15275). Application for major modification for addition of a leachate evaporator for a site in Washington and Upper Paxton Townships, **Dauphin County**. Permit issued in the Regional Office June 23, 1998.

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

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*Southcentral Regional Office, Regional Solid Waste Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4706.*

**Permit No. 603148. Kenneth Rexroth Farm I, Springittsbury Township** (3501 North Sherman Street, York, PA 17402-9719). This permit has been revoked at the applicants request for a site in Lower Windsor Township, **York County**. Permit revoked in the Regional Office June 18, 1998.

**Permit No. 603148. Kenneth Rexroth Farm III, Springittsbury Township** (3501 North Sherman Street, York, PA 17402-9719). This permit has been revoked at the applicants request for a site in Lower Windsor Township, **York County**. Permit revoked in the Regional Office June 18, 1998.

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**Permit modification (for Form S type waste) approved to accept municipal-like residual waste at municipal waste transfer facilities.**

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*Regional Office: Northeast Regional Office, Regional Solid Waste Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (717) 826-2516.*

**Permit I. D. No. 101537. Hinkle Hauling Service, Inc. Transfer Station**, Hinkle Hauling Service, Inc., 1725 Brookside Road, Macungie, PA 18062. A permit for a Major Permit Modification for the Acceptance of Form S Municipal-Like Residual Waste at this municipal waste transfer facility, located in Lower Macungie Township, **Lehigh County**. The permit was issued in the Regional Office on June 15, 1998.

**PREVIOUSLY UNPERMITTED CLASS OF SPECIAL  
HANDLING WASTE**

**INFECTIOUS OR CHEMOTHERAPEUTIC WASTE**

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**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.**

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

**Regnier's Refrigerated Express**, 648 Frenchtown Road, New Castle, DE 19720; License No. **PA-HC 0050**; license issued June 15, 1998.

**AIR QUALITY**

**OPERATING PERMITS**

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**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.**

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

**23-00039: Haverford State Hospital** (3500 Darby Road, Haverford, PA 19041) issued for the operation of a Facility Title V Operating Permit in Haverford Township, **Delaware County**.

**15-00005: West Chester University** (University Avenue, West Chester, PA 19383) issued for the operation of a Facility Title V Operating Permit in West Chester Borough, **Chester County**.

**23-0014A: Kimberly-Clark Tissue Co.** (Front and Avenue of the States, Chester, PA 19013) issued for the operation of a Facility VOC/NOx Ract in Chester Township, **Delaware County**.

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

**65-00467: Coal Loaders, Inc.** (P. O. Box 556, Ligonier, PA 15658) issued June 1, 1998, for operation of coal processing facility at Jubilee No. 1 in Derry Township, **Westmoreland County**.

**03-190A: Standard Products Co.** (1655 Orr Avenue, Kittanning, PA 16201) issued June 10, 1998, for operation of surface coating at Kittanning Division in Kittanning Borough, **Armstrong County**.

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**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.**

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

**56-00264: Svonavec, Inc.** (140 West Union Street, Somerset, PA 15501) issued June 4, 1998, for operation of stone crusher at Milford Mine in Milford Township, **Somerset County**.

*Northwest Regional Office, Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6940.*

**GP-10-323: Ben Hal Mining, Duffy I Mine** (Branchton Road, Slippery Rock, PA 16057) issued June 26, 1998, for a portable nonmetallic mineral processing plant in Cherry Township, **Butler County**.

#### 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.**

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

**09-0030: MSC Pre Finish Metals Inc.** (1295 New Ford Mill Road, Morrisville, PA 19067) issued June 23, 1998, for the operation of a Replacement Thermal Oxidizer in Falls Township, **Bucks County**.

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

**22-322-001A: Dauphin Meadows, Inc.** (Route 209, Millersburg, PA 17061) issued June 23, 1998, for construction of the landfill gas extraction system, vaporator and internal combustion engine controlled by an enclosed ground flare in Upper Paxton and Washington Townships, **Dauphin County**.

**36-317-070F: Tyson Foods, Inc.** (P. O. Box 1156, New Holland, PA 17557-0901) issued June 23, 1998, for modifications of the chicken processing operations in New Holland Borough, **Lancaster County**.

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

**03-210A: Amerikohl Mining, Inc.** (202 Sunset Drive, Butler, PA 16001) issued June 3, 1998, for operation of portable coal crushing plant at Cowanshannock Township, **Armstrong County**.

**04-601A: Tajon Warehouse Corp.** (2701 Route 68 West, Industry, PA 15052) issued June 4, 1998, for operation of screening plant—Lot #3 at Arrow Terminals Midland in Midland Borough, **Beaver County**.

**63-649C: Polycom Huntsman, Inc.** (55 Galiffa Drive, Donora, PA 15033) issued June 10, 1998, for installation of thermoplastic compounding at Donora Plant No. 1 in Donegal Township, **Washington 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.**

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

**09-313-084: AtoHaas North America, Inc.** (Old Route 13 & Route 413, Bristol, PA 19007) issued June 23, 1998, for the operation of a Acrylic Molding Resin Line 15 in Bristol Township, **Bucks County**.

**46-313-091A: Rhone-Poulenc Rorer Pharm., Inc.** (500 Arcola Road, Collegetown, PA 19426) issued June 23, 1998, for the operation of a Process Development Laboratory in Upper Providence Township, **Montgomery County**.

**46-313-115: SmithKline Beecham Pharmaceuticals** (709 Swedeland Road, King of Prussia, PA 19406) issued June 24, 1998, for the operation of a Centrifuge and Reactor Exhausts in Upper Merion Township, **Montgomery County**.

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

**36-02025A: Texas Eastern Transmission Corp.** (P. O. Box 1642, Houston, TX 77251-1642) issued June 16, 1998, to authorize the shake-down of natural gas fired turbine and emergency generator covered by this Plan Approval until October 13, 1998, at the Marietta Station in East Donegal Township, **Lancaster County**. These sources are subject to 40 CFR 60, Subpart GG, Standards of Performance for New Stationary Sources.

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

**63-307-027: American Iron Oxide Co.** (Foster Plaza, #7, 661 Andersen Drive, Pittsburgh, PA 15220) issued June 8, 1998, for the operation of iron oxide production at Allenport Plant in Allenport Borough, **Washington County**.

**63-641A: Regal Industrial Corp.** (P. O. Box 291, Donora, PA 15033) issued June 3, 1998, for the installation of abrasive blasting at the Donora Plant in Donora Borough, **Washington County**.

**04-307-073C: Koppel Steel Corp.** (P. O. Box 750, Beaver Falls, PA 15010) issued June 3, 1998, for the construction of a multi-lance manipulator at the Koppel Plant in Koppel Borough, **Beaver County**.

**03-206A: Rosebud Mining Co.** (R. D. 1, Box 379-A, Kittanning, PA 16201) issued June 3, 1998, for the construction of a coal preparation facility at Tracy Lynne Mine in Kiskiminetas Township, **Armstrong County**.

**56-307-001E: FirstMiss Steel, Inc.** (230 Box 509, Hollsopple, PA 15935) issued June 3, 1998, for the construction of an electric arc furnace at the Stony Creek Plant in Quemahoning Borough, **Somerset County**.

**26-310-017: Amerikohl Mining, Inc.** (P. O. Box 427, Acme, PA 15610) issued June 3, 1998, for the construction of a portable stone crusher at Jim Mountain Quarry in Springfield Township, **Fayette County**.

**63-101A: Maple Creek Mining, Inc.** (981 Route 917, Bentleyville, PA 15314) issued June 3, 1998, for installation of coal storage area at Maple Creek Preparation Plant in New Eagle Borough, **Washington County**.

**63-305-020A: Matt Canestrone Contracting, Inc.** (P. O. Box 234, Belle Vernon, PA 15012) issued June 10, 1998, for the construction of a pebble lime loading/unloading operation in Donora Borough, **Washington County**.

*Northwest Regional Office, Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6940.*

**10-042A: Keystone Aluminum, Inc.** (126 Myoma Road, Mars, PA 16046) issued May 31, 1998, for a scrap shredder in Adams Township, **Butler County**.

**10-303-007A: IA Construction Corp.** (131 Campground Road, Harrisville, PA 16038) issued June 28, 1998, for a batch asphalt plant in Mercer Township, **Butler County**.

**16-399-008: Peoples Natural Gas Co.** (Legislative Route 1612, Truittsburg, PA 16224) issued May 31, 1998, for three natural gas engines in Redbank Township, **Clarion County**.

**25-313-056: Engelhard Corp.** (1729 East Avenue, Erie, PA 16503) issued April 30, 1998, for a maleic plant blender in Erie, **Erie County**.

**37-309-046: Essroc Materials, Inc.** (2nd Street, Bessemer, PA 16112) issued December 31, 1997, for a tire derived fuel system in Bessemer Borough, **Lawrence County**.

**43-302-018A: Caparo Steel Co.** (15 Roemer Blvd, Farrell, PA 16121) issued June 30, 1998, for combustion units in Farrell, **Mercer County**.

**43-313-001B: Caparo Steel Co.** (15 Roemer Boulevard, Farrell, PA 16121) issued June 30, 1998, for an acid regeneration plant in Farrell, **Mercer County**.

## ACTIONS TAKEN UNDER SECTION 401: FEDERAL WATER POLLUTION CONTROL ACT

### ENCROACHMENTS

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

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

**Actions on applications filed under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and sections 5 and 402 of the 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).

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

**E40-487.** Encroachment. **Frederick R. and Dana L. Buckman**, 7 Bramblewood Drive, Shavertown, PA 18708. To construct and maintain a pile-supported dock/boathouse, having dimensions of 50 feet (lakeward) by 30 feet, in Harveys Lake. The project is located at Pole No.

169.5, Lakeside Drive (Harveys Lake, PA Quadrangle N: 21.5 inches; W: 7.5 inches), in Harveys Lake Borough, **Luzerne County**.

**E40-488.** Encroachment. **William B. and Mary Lynn Pizzolato**, 3 Bramblewood Drive, Shavertown, PA 18708. To construct and maintain a pile-supported dock/boathouse, having dimensions of 50 feet (lakeward) by 30 feet, in Harveys Lake. The project is located at Pole No. 170, Lakeside Drive (Harveys Lake, PA Quadrangle N: 21.5 inches; W: 7.5 inches), in Harveys Lake Borough, **Luzerne County**.

**E45-348.** Encroachment. **George R. and Jean Habeeb**, R. R. 2, Box 480, Henryville, PA 18332. To place fill in approximately 0.19 acre of wetlands for the purpose of constructing a road crossing having a length of approximately 160 feet to provide access to Wilson Woods Residential Subdivision. The project is located approximately 0.15 mile northwest of the intersection of Township Roads T535 and T568 (Mount Pocono, PA Quadrangle N: 11.7 inches; W: 7.3 inches) in Pocono Township, **Monroe County**.

**E52-153.** Encroachment. **Aldo and Ingeborg Gelso**, HC Box 8135, Hawley, PA 18428. To place fill in 0.19 acre of wetlands for the purpose of widening an existing road by approximately 15 feet. This project is located along Hatton (Gelso) Road, approximately 2,000 feet west of the intersection with Spring Road (Pecks Pond, PA Quadrangle N: 21 inches; W: 11.5 inches), in Blooming Grove Township, **Pike County**. The permittee is required to provide 0.23 acre of replacement wetlands.

**E54-245.** Encroachment. **Borough of Tremont**, 224 West Laurel Street, Tremont, PA 17981. To repair and maintain the Union Street Bridge, having a span of 21.5 feet and an underclearance of 12.3 feet, across Middle Creek. Repairs consist of welding steel plates to the webs of existing beams, repairing a collapsed area of the left abutment utilizing R-6 grouted riprap at the base of the abutment, and repointing and resurfacing other deteriorated areas of the abutments. This project is located along Union Street, 400 feet north of the intersection of Union Street and S.R. 0209 (Tremont, PA Quadrangle N: 0.6 inch; W: 1.5 inches), in the Borough of Tremont, **Schuylkill County**.

**E58-224.** Encroachment. **Chester Grover**, R. R. 2, Box 231, New Milford, PA 18834. To maintain fill which has been placed in 3.47 acres of wetlands within the drainage basin of Salt Lick Creek. The project is located approximately 200 feet west of S.R. 0011, north of the Great Bend Township/New Milford Township boundary (Great Bend, PA-NY Quadrangle N: 6.0 inches; W: 15.0 inches), in Great Bend Township, **Susquehanna County**. The permittee is required to provide 6.94 acres of replacement wetlands.

*Southcentral Regional Office, Water Management Program, Soils and Waterways Section, 909 Elmerton Avenue, 2nd Floor, Harrisburg, PA 17110, (717) 705-4707.*

**E05-260.** Encroachment. **Hyndman Borough**, Sharon Shaffer, P. O. Box 486, Hyndman, PA 15545. To remove the existing damage floodwalls and to construct and maintain concrete floodwalls for an overall total length of 369 feet along the right bank of Wills Creek located immediately upstream and downstream of Schellsburg Street Bridge (Hyndman, PA Quadrangle N: 13.6 inches; W: 13.8 inches) in Hyndman Borough, **Bedford County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E06-511.** Encroachment. **Longswamp Township**, P. O. Box 37, Mertztown, PA 19539. To remove an existing structure and reconstruct and maintain a 47-inch × 71-inch arch culvert in the channel of Sacony Creek at a point at Stone Road (Manatawny, PA Quadrangle N: 16.1 inches; W: 7.5 inches) in Longswamp Township, **Berks County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E36-650.** Encroachment. **PA Turnpike Commission**, Andrew Lutz, P. O. Box 67676, Harrisburg, PA 17106. To rehabilitate and maintain two mainline five-span Pennsylvania Turnpike bridges by widening and redecking the bridge steel I-beam superstructure, including widening the four concrete column piers and abutments at each bridge. A gabion slope wall protection is authorized to be placed under each bridge from the abutments to edge of stream for slope protection. This permit also authorizes the filling of a de minimis area of wetlands less than or equal to 0.4 acre impacted by extending the abutment wingwall and backfilling at Bridge EB-535. Bridge EB-533 spans the Cocalico Creek at Milepost 282.4 and Bridge EB-535 crosses the Little Cocalico Creek at Milepost 283.06 (Ephrata, PA Quadrangle N: 20.9 inches; W: 2.4 inches) in East and West Cocalico Townships, **Lancaster County**. This permit also includes 401 Water Quality Certification.

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

**E02-1221.** Encroachment. **Oak Park Associates, Inc.**, P. O. Box E, Irwin, PA 15642. To construct and maintain a bank stabilization project consisting of regrading the banks of Jacks Run and placing and maintaining rip-rap along the left bank of Jacks Run (HQ-TSF) for a distance of approximately 350 feet. The project is located on the south side of Jacks Run Road, just upstream from the intersection of Jacks Run Road, Lincoln Way, Long Run Road and White Oak Level Road (McKeesport, PA Quadrangle N: 15.9 inches; W: 7.9 inches) in White Oak Borough, **Allegheny County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E04-254.** Encroachment. **Mary Ann Jones**, 508 Harmony Road, New Brighton, PA 15066. To operate and maintain a single span bridge having a span of 32 feet and an underclearance of 8 feet across Blockhouse Run (WWF). The bridge is located on the south side of Harmony Road approximately 1,000 feet east of its intersection with Blockhouse Road (Beaver, PA Quadrangle N: 20.8 inches; W: 5.2 inches) in Daugherty Township, **Beaver County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E65-693.** Encroachment. **Allegheny Ludlum Corporation**, 100 River Road, Brackenridge, PA 15014-1597. To operate and maintain an existing 60-inch outfall pipe and to construct and maintain an 80-foot long × 10-foot wide concrete outfall channel below the outfall pipe along the left side of the Kiskiminetas River for the purpose of improving the water discharge flow below the outfall pipe. The project is located on the Allegheny Ludlum property (Leechburg, PA Quadrangle N: 3.25 inches; W: 15.8 inches) in West Leechburg Borough, **Westmoreland County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E02-1222.** Encroachment. **Plum Borough Municipal Authority**, 4575 New Texas Road, Pittsburgh, PA 15239.

To place and maintain fill in 0.3 acre of wetlands (PEM); to place and maintain fill in the floodway and to construct and maintain a 2.2 MG sewage detention facility in the floodway fringe of Plum Creek (WWF). The project is located on the northeast side of Leechburg Road at the confluence of Plum Creek and Little Plum Creek (Brad-dock, PA Quadrangle N: 21.7 inches; W: 4.8 inches) in Plum Borough, **Allegheny County**. The applicant has met the wetland replacement requirements by contributing to the Wetland Replacement Fund.

**E04-250.** Encroachment. **Horsehead Industries** (Zinc Corporation of America), 300 Frankfort Road, Monaca, PA 15061-2295. To operate and maintain a barge unloading facility and a noncontact cooling water intake and outlet in and along the left bank of the Ohio River (WWF) near River Mile 29.2 (Beaver, PA Quadrangle N: 7.7 inches; W: 13.5 inches) in Potter Township, **Beaver County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E26-243.** Encroachment. **North Union Township Supervisors**, 229 Brown Boulevard, Uniontown, PA 15401-1030. To remove the existing structure and to construct and maintain a 12.58-foot by 8.08-foot, 45 feet long elliptical concrete culvert (invert depressed 6 inches) in an unnamed tributary to Redstone Creek (WWF) located on T-557 (Gilchrist Road) at a point approximately 3,600 feet north of S. R. 119 interchange. This project includes construction and maintenance of bank protection at the culvert's approaches (Uniontown, PA Quadrangle N: 12.6 inches; W: 7.2 inches) in North Union Township, **Fayette County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

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

**E10-273.** Encroachment. **Seven Fields Development Company**, 2200 Garden Drive, Suite 200, Mars, PA 16046-7846. To conduct the following activities associated with Seven Fields Development, Northridge Estates Plan of Lots, Phase II extension of Northridge Drive located approximately 600 feet north of Old Mars Crider Road (T-721) 0.5 mile east of Franklin Road (Mars, PA Quadrangle N: 12.3 inches; W: 9.1 inches) located in Seven Fields Borough, **Butler County**.

1. Remove an existing 42-inch-diameter culvert and to construct and maintain a 75-foot-long, 12-foot-7-inch-wide by 5-foot-2-inch-high corrugated aluminum box culvert with concrete headwall and endwall in a tributary to Kaufman Run.

2. Relocate approximately 75 feet of the channel of a tributary to Kaufman Run associated with construction of the culvert.

3. Fill 0.28 acre of wetland adjacent to a tributary to Kaufman Run associated with culvert and roadway embankment construction.

Project includes the creation of at least 0.28 acre of replacement wetland.

**E20-455.** Encroachment. **PA Department of Transportation**, District 1-0, 1140 Liberty Street, Franklin, PA 16323. To construct and maintain a steel multi-girder bridge having two spans of 155 feet and a maximum underclearance of 52 feet across McMillen Hollow on S. R. 3013, Segment 0020, Offset 2135 approximately 0.25 mile south of S. R. 3006 at Atlantic (Conneaut Lake, PA

Quadrangle N: 0.1 inch; W: 12.0 inches) located in East Fallowfield Township, **Crawford County**.

**E20-456.** Encroachment. **PA Department of Transportation**, District 1-0, 1140 Liberty Street, Franklin, PA 16323. To remove the existing structure and to construct and maintain a prestressed concrete adjacent box beam bridge having a clear span of 32 feet and an average underclearance of 3.67 feet on a 60-degree skew across Dolly Run on S. R. 0089, Segment 0150, Offset 0000 approximately 0.25 mile north of T-699 at Cloverdale Corners (Titusville North, PA Quadrangle N: 15.3 inches; W: 5.4 inches) located in Rome Township, **Crawford County**. This project includes construction of a temporary ford crossing approximately 65 feet upstream of the bridge for agricultural equipment use by the property owner.

**E27-058.** Encroachment. **Tionesta Township**, P. O. Box 601, Tionesta, PA 16353. To remove the existing structure and to install and maintain a 40-foot-long, 55-inch-diameter CM pipe culvert in a tributary to North Branch Hemlock Creek on Stitzinger Road approximately 1,000 feet north of T-599 (Tionesta, PA Quadrangle N: 5.3 inches; W: 4.4 inches) located in Tionesta Township, **Forest County**.

**E37-118.** Encroachment. **PA Department of Transportation**, District 11-0, 45 Thoms Run Road, Bridgeville, PA 15057-2853. To remove the existing bridge and to construct and maintain a steel girder bridge having three clear, normal spans of 113.67 feet and a minimum underclearance of 17.4 feet across Mahoning River on S. R. 0108, Section L04 approximately 200 feet west of S. R. 0018 (Bessemer, PA Quadrangle N: 17.4 inches; W: 1.3 inches) located in City of New Castle, Taylor and North Beaver Townships, **Lawrence County**. Project includes installation and maintenance of a temporary construction causeway across the channel of the Mahoning River consisting of clean rock fill and twenty-four 96-inch-diameter pipes.

**E37-119.** Encroachment. **Lawrence County Commissioners**, Government Center, 430 Court Street, New Castle, PA 16101. To remove the existing Walker Mill Bridge and to construct and maintain a concrete adjacent box beam bridge having two clear, normal spans of 17 meters and an underclearance of 4.153 meters across Neshannock Creek on T-464 (Lakewood Road) southwest of S. R. 0965 (New Castle North, PA Quadrangle N: 14.9 inches; W: 7.8 inches) located in Wilmington Township, **Lawrence County**.

#### WATER QUALITY CERTIFICATION

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

*Certification Request Initiated By: Alexander R. Jansen, P. E., Deputy Executive Director, Pennsylvania Turnpike Commission, P. O. Box 67676, Harrisburg, PA 17106-7676.*

*Location: Findlay Township, Allegheny County, Robinson Township, Washington County.*

*Project Description: To construct approximately 6 miles of a new, four lane, limited access tolled highway connecting PA Route 60 at the Pittsburgh International Airport in Findlay Township, Allegheny County and U. S. Route 22 in Robinson Township, Washington County. The project will impact the following streams: Potato Garden Run (WWF), five unnamed tributaries to Potato Garden Run (WWF), North Fork of Montour Run (TSF), six unnamed*

*tributaries to Montour Run (TSF), two unnamed tributaries to Raredon Run (WWF), and seven unnamed tributaries to St. Patrick Run (WWF). In addition, a total of 8.0 acres of wetland are proposed to be impacted (6.3 acres PEM, 1.0 acre PSS, and 0.7 acre PFO). Stream and wetland mitigation will be required.*

*Final Action on Request: The certification granted, is subject to the following conditions: Water Obstruction and Encroachment Permits must be secured from the Department of Environmental Protection, Soils and Waterways Section, Water Management, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

The proposed activity must comply with Chapters 93, 95, 102 and 105 of the Department's Rules and Regulations and all other applicable State regulations and other State requirements.

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## SPECIAL NOTICES

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### Public Hearing

The Department of Environmental Protection (Department) has scheduled a public hearing to receive testimony and comments on the proposed 102 Individual NPDES permit for construction activities at the **Formula Motorsports Park** in New Morgan Borough, **Berks County**. Construction at the proposed race track would affect 325 acres of soils along an unnamed tributary to Hay Creek which is an exceptional value stream. The hearing will be held on Thursday, August 20, 1998, at the New Morgan Borough Office, 200 Bethlehem Drive in Morgantown, PA beginning at 7 p.m.

Any person intending to testify at the hearing should register by Thursday, August 13, 1998, by calling Susan Frank at (717) 705-4904. Persons unable to attend the hearing may submit written comments regarding this action to the Department before August 31, 1998, by mailing them to Dennis Stum at 909 Elmerton Avenue, Harrisburg, PA 17110.

All testimony should be to the point. Each individual will have up to 10 minutes for his/her presentation. To ensure that all speakers have a fair and equal opportunity to present their testimony, relinquishing of time will be prohibited. Further details relating to the procedures to be followed at the hearing will be outlined at the beginning of the proceedings.

An appointment may be scheduled to review the permit application at the Southcentral Regional Office in Harrisburg by contacting Mary DiSanto at (717) 705-4732 between the hours of 8 a.m and 4 p.m., Monday through Friday.

Persons with a disability who wish to attend the hearing but require an auxiliary aid, service or other accommodations to participate in the proceedings should contact the Department for assistance. TDD users may use the AT&T Relay Service at 1 (800) 654-5984.

### Public Hearing

The Department of Environmental Protection (Department) has scheduled a public hearing to receive testimony and comments on the proposed 102 Individual NPDES permit for construction activities at the **Letort Meadows Residential Development** in South Middleton Township, **Cumberland County**. Construction at the proposed housing development would affect 9.5 acres of soils along Letort Spring Run which is an exceptional value stream. The hearing will be held on Wednesday, August

26, 1998, at the South Middleton Fire Hall, 405 Forge Road in Boiling Springs, PA beginning at 7 p.m.

Any person intending to testify at the hearing should register by August 19, 1998, by calling Susan Frank at (717) 705-4904. Persons unable to attend the hearing may submit written comments regarding this action to the Department before September 8, 1998, by mailing them to Orlando Dizo at 909 Elmerton Avenue, Harrisburg, PA 17110.

All testimony should be to the point. Each individual will have up to 10 minutes for his/her presentation. To ensure that all speakers have a fair and equal opportunity to present their testimony, relinquishing of time will be prohibited. Further details relating to the procedures to be followed at the hearing will be outlined at the beginning of the proceedings.

An appointment may be scheduled to review the permit application at the Southcentral Regional Office in Harrisburg by contacting Mary DiSanto at (717) 705-4732 between the hours of 8 a.m and 3:30 p.m., Monday through Friday.

Persons with a disability who wish to attend the hearing but require an auxiliary aid, service or other accommodations to participate in the proceedings should contact the Department for assistance. TDD users may use the AT&T Relay Service at (800) 654-5984.

### **UNDERGROUND STORAGE TANK HEATING OIL CLEANUP PROGRAM**

**Under the Act of January 30, 1998**

#### **Announcement of reimbursement program under section 710(b.2) of the Storage Tank and Spill Prevention Act.**

The Department of Environmental Protection announces the establishment of a reimbursement program for tank owners who have underground storage tanks with a capacity of 3,000 gallons or less used for storing heating oil for consumption on the premises where stored, to assist with costs of taking corrective action in response to a release. The release must have occurred on or after January 30, 1998.

Typical eligible corrective action costs include excavating, emptying, cleaning, removing, transporting and disposing of a leaking storage tank; excavating contaminated soil; transporting and disposing of wastes; and restoring disturbed or contaminated areas by backfilling, grading and revegetating. Costs associated with the removal of non-leaking storage tanks and releases from storage tanks located in underground areas such as basements or cellars are not eligible for reimbursement.

The reimbursement is limited to the actual costs of corrective action or \$5,000, whichever is less. The amount allowed is subject to a \$1,000 deductible, which must be paid first by the tank owner. The reimbursement and deductible apply on a per tank basis. All reimbursements are funded through the Underground Storage Tank Indemnification Fund and up to \$500,000 per year may be available. The program expires on January 30, 2000.

For more information or to obtain a copy of the application, contact the Storage Tank Cleanup Section in Harrisburg at (717) 783-7816, contact the Environmental

Cleanup Program in the local DEP regional office, email [tankclnup@al.dep.state.pa.us](mailto:tankclnup@al.dep.state.pa.us) or visit our website at <http://www.dep.state.pa.us/dep/deputate/airwaste/wm/Tanks/tanks/htm>.

[Pa.B. Doc. No. 98-1104. Filed for public inspection July 10, 1998, 9:00 a.m.]

### **Availability of Technical Guidance**

Technical guidance documents are on DEP's World Wide Web site (<http://www.dep.state.pa.us>) at the Public Participation Center. The "January 1998 Inventory" heading is the Governor's List of Non-regulatory Documents. The "Search the Inventory of Technical Guidance Documents" heading is a database of the Inventory. The "Final Documents" heading is the link to a menu of the various DEP bureaus and from there to each bureau's final technical guidance documents. The "Draft Technical Guidance" heading is the link to DEP's draft technical guidance documents.

DEP will continue to revise its documents, as necessary, throughout 1998.

#### *Ordering Paper Copies of DEP Technical Guidance*

Persons can order a bound paper copy of the latest Inventory or an unbound paper copy of any of the final documents listed on the Inventory by calling DEP at (717) 783-8727.

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

#### *Changes to Technical Guidance Documents*

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

#### *Final Technical Guidance—New Guidance*

DEP ID: 012-2000-001 Title: Policy on Meeting the Requirements of the 1996 Amendments to Engineer, Land Surveyor and Geologist Registration Law Description: Establishes procedures for persons practicing geology on how to submit properly prepared documents for Departmental review. Effective Date: June 1, 1998 Page Length: 4 pages Location: Vol 01, Tab 09 Contact: Eric Conrad at (717) 787-5027

#### *Draft Technical Guidance—New Guidance*

DEP ID: 580-3300-001 Title: Underground Mine Accident and Production/Manhour Reporting Description: Guidance will assist the operators by providing an option to submit various reports according to the MSHA requirements. Deadline for Submittal of Comments: August 7, 1998 Contact: Richard E. Stickler at (724) 439-7469

#### *Notice of Intent to Develop Technical Guidance*

Title: DEP Approval Guide for Noncommunity Water Systems Description: This guide will summarize the

noncommunity water system approval process. Anticipated Effective Date: January 4, 1999 Anticipated Draft Development Date: October 1, 1998 Contact: Joseph Hoffman at (717) 787-5017

JAMES M. SEIF,  
*Secretary*

[Pa.B. Doc. No. 98-1105. Filed for public inspection July 10, 1998, 9:00 a.m.]

### Recycling Fund Advisory Committee; Meeting Change

The July 9, 1998 meeting of the Recycling Fund Advisory Committee (RFAC) has been rescheduled to September 10, 1998. The meeting will be held at King's Gap Environmental Education Center, about 45 minutes south of Harrisburg. The center's entrance is on Pine Road, 1 mile east of the Hunttsdale Fish Hatchery. From Interstate 81, take Exit 11. At the exit, travel south on Route 233 about 2.5 miles. Turn left onto Pine Road and continue 2.5 miles. The entrance to the center is on the right.

This meeting will be combined with the regularly scheduled Solid Waste Advisory Committee meeting on September 11.

Questions concerning this meeting can be directed to Diana Welker, Bureau of Land Recycling and Waste Management, at (717) 787-7382 or by e-mail at Welker.Diana@dep.state.pa.us. Questions concerning the agenda topics can be directed to Lawrence Holley at the same number or by e-mail at Holley.Lawrence@dep.state.pa.us. The agenda and meeting materials will be available through the Public Participation Center on DEP's World Wide Web site at <http://www.dep.state.pa.us> approximately 2 weeks prior to the meeting.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Diana Welker directly at (717) 787-7382 or through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

JAMES M. SEIF,  
*Secretary*

[Pa.B. Doc. No. 98-1106. Filed for public inspection July 10, 1998, 9:00 a.m.]

The Department has sent advance copies of the proposed State Plan to the LIHEAP Advisory Committee. In addition, copies have been sent to fuel associations, legal service agencies and Area Agencies on Aging for distribution to their members or constituents. Other persons who want copies can obtain them after July 31, 1998, either by contacting their local county assistance office or by calling Karen Kirk at (717) 772-7906.

The Department will hold three public hearings throughout the Commonwealth to allow testimony on the proposed State Plan and fulfill the Federal mandate for public input into the planning process. This mandate appears in Title XXVI (The Low-Income Home Energy Assistance Act of 1981) (Pub. L. 97-35, 42 U.S.C.A. §§ 8621 et. seq.) as amended by the Human Services Reauthorization Act of 1984 (Pub. L. 98-558), the Human Services Reauthorization Act of 1986 (Pub. L. 99-425), the Augustus F. Hawkins Human Services Reauthorization Act of 1990 (Pub. L. 101-501), the National Institutes of Health Revitalization Act of 1993 (Pub. L. 103-43), and the Low-Income Home Energy Assistance Amendments of 1994 (Pub. L. 103-252).

#### Public Hearing Schedule:

August 18, 1998, 10 a.m.—12 noon, County Courthouse, Gold Room, 436 Grant Street, Pittsburgh, PA.

August 20, 1998, 10 a.m.—1 p.m., Philadelphia State Office Building, Room 101-B, 1st Floor, 1400 Spring Garden Street, Philadelphia, PA.

August 24, 1998, 10 a.m.—12 noon, Room 812, Health and Welfare Building, Forster Street, Harrisburg, PA.

Persons who wish to testify on the proposed State Plan at a public hearing should arrange a time by telephoning (717) 772-7906 before August 7, 1998. Persons from outside the Harrisburg area should call toll-free (800) 692-7462 or send a written request, including their telephone number, to Esther Witmer, LIHEAP Department of Public Welfare, DPW Complex 2, Willow Oak Building, Room 224, Harrisburg, PA 17105.

Persons with a disability may use the AT&T Relay Service by calling (800) 654-5984 (TDD users) or (800) 654-5988 (Voice users).

FEATHER O. HOUSTOUN,  
*Secretary*

[Pa.B. Doc. No. 98-1107. Filed for public inspection July 10, 1998, 9:00 a.m.]

## DEPARTMENT OF PUBLIC WELFARE

### Availability of the Low-Income Home Energy Assistance Program; Proposed State Plan and Public Hearing Schedule

The Department of Public Welfare is making available for public review and comment the Fiscal Year (FY) 1998-99 Low-Income Home Energy Assistance Program (LIHEAP) proposed State Plan. Comments on this document and testimony received at public hearings scheduled for August will be used to formulate the Department's final State Plan for using Federal funds in the FY 1998-99 LIHEAP Program.

## DEPARTMENT OF REVENUE

### Pennsylvania \$25,000 Slots Instant Lottery Game

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314), and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania \$25,000 Slots.
2. *Price:* The price of a Pennsylvania \$25,000 Slots instant lottery game ticket is \$2.

3. *Play Symbols:* Each Pennsylvania \$25,000 Slots instant lottery game ticket will contain eight play areas known as "Game 1," "Game 2," "Game 3," "Game 4," "Game 5," "Game 6," "Game 7" and "Game 8." The play symbols and their captions located in the eight play areas are: WILD (WILD), Crown Symbol (CRWN), Bar Symbol (BAR), 7 Symbol (SVN), Banana Symbol (BANA), Horseshoe Symbol (SHOE), Watermelon Symbol (MELN), Star Symbol (STAR), Bell Symbol (BELL) and Cherry Symbol (CHRY).

4. *Prizes:* The prizes that can be won in this game are \$2, \$4, \$8, \$16, \$24, \$40, \$80, \$400 and \$25,000. The player can win up to eight times on each ticket.

5. *Approximate Number of Tickets Printed For the Game:* Approximately 6,000,000 tickets will be printed for the Pennsylvania \$25,000 Slots instant lottery game.

6. *Determination of Prize Winners:*

(a) Holders of tickets with three matching Bar Symbol (BAR) play symbols in the same game, on a single ticket, shall be entitled to a prize of \$25,000.

(b) Holders of tickets with three matching 7 Symbol (SVN) play symbols in the same game, on a single ticket, shall be entitled to a prize of \$400.

(c) Holders of tickets with three matching Crown Symbol (CRWN) play symbols or two matching Crown Symbol (CRWN) play symbols and a WILD (WILD) play symbol in the same game, on a single ticket, shall be entitled to a prize of \$80.

(d) Holders of tickets with three matching Banana Symbol (BANA) play symbols or two matching Banana Symbol (BANA) play symbols and a WILD (WILD) play

symbol in the same game, on a single ticket, shall be entitled to a prize of \$40.

(e) Holders of tickets with three matching Horseshoe Symbol (SHOE) play symbols or two matching Horseshoe Symbol (SHOE) play symbols and a WILD (WILD) play symbol in the same game, on a single ticket, shall be entitled to a prize of \$24.

(f) Holders of tickets with three matching Watermelon Symbol (MELN) play symbols or two matching Watermelon Symbol (MELN) play symbols and a WILD (WILD) play symbol in the same game, on a single ticket, shall be entitled to a prize of \$16.

(g) Holders of tickets with three matching Star Symbol (STAR) play symbols or two matching Star Symbol (STAR) play symbols and a WILD (WILD) play symbol in the same game, on a single ticket, shall be entitled to a prize of \$8.

(h) Holders of tickets with three matching Bell Symbol (BELL) play symbols or two matching Bell Symbol (BELL) play symbols and a WILD (WILD) play symbol in the same game, on a single ticket, shall be entitled to a prize of \$4.

(i) Holders of tickets with three matching Cherry Symbol (CHRY) play symbols or two matching Cherry Symbol (CHRY) play symbols and a WILD (WILD) play symbol in the same game, on a single ticket, shall be entitled to a prize of \$2.

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

*Get 3 Like Symbols or  
Get 2 Like Symbols and  
"Wild" With Prize(s) Of:*

	<i>Win</i>	<i>Approximate Odds</i>	<i>Approximate No. of Winners Per 6,000,000 Tickets</i>
3-Cherries	\$2	1:6.25	960,000
2-Cherries + WILD	\$2	1:32.61	184,000
3-Cherries x 2	\$4	1:65.22	92,000
2-Bells + WILD	\$4	1:44.12	136,000
3-Bells	\$4	1:53.57	112,000
2-Cherries + WILD + 3-Cherries	\$4	1:68.18	88,000
3-Cherries x 4	\$8	1:150	40,000
3-Cherries x 2 + 3-Bells	\$8	1:750	8,000
3-Stars	\$8	1:750	8,000
2-Stars + WILD	\$8	1:750	8,000
3-Cherries x 8	\$16	1:375	16,000
3-Bells x 4	\$16	1:750	8,000
3-Cherries x 4 + 3-Bells x 2	\$16	1:750	8,000
3-Watermelons	\$16	1:750	8,000
2-Watermelons + WILD	\$16	1:750	8,000
3-Stars x 3	\$24	1:750	8,000
3-Bells x 6	\$24	1:750	8,000
3-Cherries x 4 + 3-Bells x 4	\$24	1:750	8,000
3-Horseshoes	\$24	1:750	8,000
2-Horseshoes + WILD	\$24	1:750	8,000
3-Bananas	\$40	1:1,500	4,000
2-Bananas + WILD	\$40	1:1,714	3,500



Get 3 Like Symbols or  
Get 2 Like Symbols and  
"Wild" With Prize(s) Of:

	Win	Approximate Odds	Approximate No. of Winners Per 6,000,000 Tickets
3-Stars x 5	\$40	1:3,000	2,000
3-Bells x 6 + 3-Stars x 2	\$40	1:3,000	2,000
3-Watermelons + 3-Horseshoes	\$40	1:3,000	2,000
3-Crowns	\$80	1:8,571	700
2-Crowns + WILD	\$80	1:10,000	600
3-Watermelons + 3-Horseshoes + 3-Bananas	\$80	1:12,000	500
3-Bananas x 2	\$80	1:12,000	500
3-7s	\$400	1:60,000	100
3-Crowns x 5	\$400	1:60,000	100
3-Bars	\$25,000	1:600,000	10

WILD = Wild Symbol

8. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania \$25,000 Slots instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentives).

9. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania \$25,000 Slots, prize money from winning Pennsylvania \$25,000 Slots instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania \$25,000 Slots instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

10. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P. S. §§ 3761-101—3761-314), the regulations contained in 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

11. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania \$25,000 Slots or through normal communications methods.

ROBERT A. JUDGE, Sr.,  
Secretary

[Pa.B. Doc. No. 98-1108. Filed for public inspection July 10, 1998, 9:00 a.m.]

## DEPARTMENT OF TRANSPORTATION

### Contemplated Sale of Land No Longer Needed for Transportation Purposes

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

The following property is available for sale by the Department.

Parcel 95—Franklin Park Borough, Allegheny County. This parcel contains approximately 7.5 acres ± of unimproved, landlocked land situated northwest of the City of Pittsburgh, where McAleer Road passes under I-279.

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

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

BRADLEY L. MALLORY,  
Secretary

[Pa.B. Doc. No. 98-1109. Filed for public inspection July 10, 1998, 9:00 a.m.]

### Laurel Ridge Curve Safety Improvement Project; Public Meeting

(State Route 0271, Section 08M)  
Upper Yoder Township, Cambria County, PA  
and  
Conemaugh Township, Somerset County, PA

A public meeting will be held by the Pennsylvania Department of Transportation (PA DOT) on Wednesday July 15, 1998 to introduce proposed safety improvements for Laurel Ridge Curve located on State Route 0271 in Upper Yoder Township, Cambria County, PA and Conemaugh Township, Somerset County, PA. The meeting will be held from 4:00 pm to 7:00 pm at the Menoher Heights Volunteer Fire Department Building, 3255 Menoher Blvd., Johnstown, PA. The proposed safety improvement project will require the completion of a Level IV Categorical Exclusion Evaluation (CEE) and a Programmatic Section 4f Evaluation to address a land exchange between PA DOT and the Pennsylvania Department of Conservation and Natural Resources (PA DCNR) involving approximately 2.08 acres. Due to the project's involvement with Laurel Ridge State Park, the public will be given an opportunity to comment on the proposed project for 30 days following the public meeting. Persons interested in requesting information on the proposed project are invited to contact either Mr. J. Dain Davis, PA DOT, Engineering District 9-0 Environmental Manager at

(814) 696-7223 or Mr. Bob Huffman, Operations Manager, Laurel Hill Complex, PA DCNR at (814) 445-7725. Public participation is encouraged. Transportation representatives will be available during the meeting for questions and discussions.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 are requested to contact the Pennsylvania Department of Transportation at (814) 696-7100 to discuss how the Department may accommodate their needs.

BRADLEY L. MALLORY,  
*Secretary*

[Pa.B. Doc. No. 98-1110. Filed for public inspection July 10, 1998, 9:00 a.m.]

## ENVIRONMENTAL HEARING BOARD

**Zinc Corporation of America v. DEP; EHB Doc. No. 97-054-MG**

The Department of Environmental Protection (Department) and Zinc Corporation of America (ZCA) have agreed to a settlement of the above matter regarding its facility located in Palmerton Borough, Carbon County.

The Department issued an NPDES Permit to ZCA on February 1, 1996, and amended it on January 24, 1997 (1997 Permit), authorizing discharge to the Aquaschicola Creek and the Lehigh River in accordance with the effluent limitations, monitoring requirements and other conditions set forth in the Permit. ZCA filed a timely appeal challenging the effluent limitations for zinc on Outfall 025.

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

1. Within 30 days following entry of the Consent Adjudication and Order, the Department shall prepare and submit for publication a draft amendment to the 1997 Permit which provides a monitoring and reporting requirement for zinc on Outfall 025. Following publication and the public comment period, the Department shall take final action on the amendment.

2. All other terms and conditions of the 1997 Permit remain the same.

Copies of the full agreement are in the hands of:

Barbara L. Smith, Assistant Counsel, Office of Chief Counsel, Department of Environmental Protection, 2 Public Square, Wilkes-Barre, PA 18711-0790, (717) 826-2519;

John N. Moore, Esquire, Akin, Gump, Strauss, Hauer & Feld, L.L.P., 1333 New Hampshire Avenue, N.W., Suite 400, Washington, D.C. 20036, (202) 887-4000;

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

Any person aggrieved by the above settlement has a right to appeal to the Environmental Hearing Board, Rachel Carson Market Street State Office Building, 400 Market Street, 2nd Floor, P. O. Box 8457, Harrisburg, PA 17105-8457. Appeals shall be filed within 20 days of this publication.

If information concerning this notice is required in an alternative form, please contact the Secretary to the Board at (717) 783-3483. TDD users may telephone the Board through the AT&T Pennsylvania Relay Center at 1 (800) 654-5984.

GEORGE J. MILLER,  
*Chairperson*

[Pa.B. Doc. No. 98-1111. Filed for public inspection July 10, 1998, 9:00 a.m.]

## HEALTH CARE COST CONTAINMENT COUNCIL

### Mandated Benefits

Section 9 of Act 34 of 1993 requires that the Health Care Cost Containment Council review existing or proposed mandated health benefits on request of the executive and legislative branches of government. The Council has been requested by Senator F. Joseph Loeper, Majority Leader and Chairperson of the Senate Committee on Rules and Executive Nominations, to review Senate Bill 938, Printers Number 1952 (Lemmond), which would require health insurance policies to provide coverage for newborn hearing screening tests, including initial testing and any necessary follow-up testing.

The Council is requesting that anyone supporting or opposing these mandated insurance benefits provide six copies of the documentation to the Council no later than August 21, 1998. The documentation should be mailed to Flossie Wolf, Health Care Cost Containment Council, 225 Market Street, Suite 400, Harrisburg, PA 17101.

Documentation submitted should be in accordance with any or all of the following information categories described in section 9 of Act 34:

(i) The extent to which the proposed benefit and the services it would provide are needed by, available to and utilized by the population of the Commonwealth.

(ii) The extent to which insurance coverage for the proposed benefit already exists, or if no such coverage exists, the extent to which this lack of coverage results in inadequate health care or financial hardship for the population of the Commonwealth.

(iii) The demand for the proposed benefit from the public and the source and extent of opposition to mandating the benefit.

(iv) All relevant findings bearing on the social impact of the lack of the proposed benefit.

(v) Where the proposed benefit would mandate coverage of a particular therapy, the results of at least one professionally accepted, controlled trial comparing the medical consequences of the proposed therapy, alternative therapies and no therapy.

(vi) Where the proposed benefit would mandate coverage of an additional class of practitioners, the result of at least one professionally accepted, controlled trial comparing the medical results achieved by the additional class of practitioners and those practitioners already covered by benefits.

(vii) the results of any other relevant research.

(viii) Evidence of the financial impact of the proposed legislation, including at least:

(A) The extent to which the proposed benefit would increase or decrease cost for treatment or service.

(B) The extent to which similar mandated benefits in other states have affected charges, costs and payments for services.

(C) The extent to which the proposed benefit would increase the appropriate use of the treatment or service.

(D) The impact of the proposed benefit on administrative expenses of health care insurers.

(E) The impact of the proposed benefits on benefits costs of purchasers.

(F) The impact of the proposed benefits on the total cost of health care within the Commonwealth.

MARC P. VOLAVKA,  
*Executive Director*

[Pa.B. Doc. No. 98-1112. Filed for public inspection July 10, 1998, 9:00 a.m.]

### Mandated Benefits

Section 9 of Act 34 of 1993 requires that the Health Care Cost Containment Council review existing or proposed mandated health benefits on request of the executive and legislative branches of government. The Council has been requested by Senator F. Joseph Loeper, Majority Leader and Chairperson of the Senate Committee on Rules and Executive Nominations, to review House Bill 1873, Printers Number 3473 (Gruppo), which would require Hepatitis B immunization for attendance at school after August 1, 1999.

The Council is requesting that anyone supporting or opposing these mandated insurance benefits provide six copies of the documentation to the Council no later than August 21, 1998. The documentation should be mailed to Flossie Wolf, Health Care Cost Containment Council, 225 Market Street, Suite 400, Harrisburg, PA 17101.

Documentation submitted should be in accordance with any or all of the following information categories described in section 9 of Act 34:

(i) The extent to which the proposed benefit and the services it would provide are needed by, available to and utilized by the population of the Commonwealth.

(ii) The extent to which insurance coverage for the proposed benefit already exists, or if no such coverage exists, the extent to which this lack of coverage results in inadequate health care or financial hardship for the population of the Commonwealth.

(iii) The demand for the proposed benefit from the public and the source and extent of opposition to mandating the benefit.

(iv) All relevant findings bearing on the social impact of the lack of the proposed benefit.

(v) Where the proposed benefit would mandate coverage of a particular therapy, the results of at least one professionally accepted, controlled trial comparing the medical consequences of the proposed therapy, alternative therapies and no therapy.

(vi) Where the proposed benefit would mandate coverage of an additional class of practitioners, the result of at

least one professionally accepted, controlled trial comparing the medical results achieved by the additional class of practitioners and those practitioners already covered by benefits.

(vii) the results of any other relevant research.

(viii) Evidence of the financial impact of the proposed legislation, including at least:

(A) The extent to which the proposed benefit would increase or decrease cost for treatment or service.

(B) The extent to which similar mandated benefits in other states have affected charges, costs and payments for services.

(C) The extent to which the proposed benefit would increase the appropriate use of the treatment or service.

(D) The impact of the proposed benefit on administrative expenses of health care insurers.

(E) The impact of the proposed benefits on benefits costs of purchasers.

(F) The impact of the proposed benefits on the total cost of health care within the Commonwealth.

MARC P. VOLAVKA,  
*Executive Director*

[Pa.B. Doc. No. 98-1113. Filed for public inspection July 10, 1998, 9:00 a.m.]

## INDEPENDENT REGULATORY REVIEW COMMISSION

### Actions Taken by the Commission

The Independent Regulatory Review Commission met publicly at 11 a.m., Thursday, June 18, 1998, and took the following actions:

#### *Regulations Approved:*

Department of Revenue #15-376 Vehicle Rental Tax: (amends 61 Pa. Code Chapters 9 and 47)

State Board of Osteopathic Medicine #16A-538: Prescribing, Administering and Dispensing Controlled Sympathomimetic Amines (amends 49 Pa. Code § 25.211)

Pennsylvania Public Utility Commission #57-193: Reporting Requirements for Universal Service and Energy Conservation Programs (amends 52 Pa. Code Chapter 54)

Pennsylvania Public Utility Commission #57-170: Residential Telephone Service (amends 52 Pa. Code Chapters 63 and 64)

Pennsylvania Public Utility Commission #57-191: Licensing Requirements for Electric Generation Suppliers (amends 52 Pa. Code Chapters 3 and 54)

Pennsylvania Public Utility Commission #57-188: Adjustment of Electric Distribution Company Rates for Changes in State Tax Liability (adds sections 91 through 98 to 52 Pa. Code Chapter 54)

Pennsylvania Public Utility Commission #57-171: Standards and Billing Practices (amends 52 Pa. Code Chapter 56)

Pennsylvania Public Utility Commission #57-192: Reporting Requirements for Quality of Service Benchmarks and Standards (creates a new subchapter at 52 Pa. Code §§ 54.151—54.156)

Pennsylvania Public Utility Commission #57-187: Customer Information Disclosure for Electricity Providers (creates a new subchapter at 52 Pa. Code §§ 54.1—54.9)

Pennsylvania Public Utility Commission #57-185: Electric Service Reliability Standards (amends 52 Pa. Code Chapter 57)

*Regulations Disapproved:*

Pennsylvania Public Utility Commission #57-190: Advanced Meter Deployment for Electricity (Disapproval order has not been delivered to the agency per the agency's request.)

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

Public Meeting held  
June 18, 1998

*Department of Revenue—Vehicle Rental Tax; Regulation No. 15-376*

**Order**

On April 11, 1996, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Revenue (Department). This rulemaking amends 61 Pa. Code Chapters 9 and 47. The authority for this regulation is section 270 of the Tax Reform Code (72 P.S. § 7270). The proposed regulation was published in the April 27, 1996 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on May 21, 1998.

The regulation contains provisions for assessment and collection of the vehicle rental tax as required by 1994 and 1997 amendments to the Tax Reform Code. The proposal contains requirements for assessment and collection of a 2% rental tax on motor vehicles designed to transport 15 or fewer passengers or a truck, trailer, or semitrailer used in the transportation of property other than commercial freight.

We have reviewed this regulation and find it to be in the public interest. The regulation replaces a Statement of Policy issued by the Department in 1995 relating to the passenger car rental tax. The proposal makes the Department's regulations current with changes in statute relative to the vehicle rental tax.

*Therefore, It Is Ordered That:*

1. Regulation No. 15-376 from the Department of Revenue, as submitted to the Commission on May 21, 1998, is approved; and

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

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

Public Meeting held  
June 18, 1998

*State Board of Osteopathic Medicine—Prescribing, Administering and Dispensing Controlled Sympathomimetic Amines; Regulation No. 16A-538*

**Order**

On May 28, 1998, the Independent Regulatory Review Commission (Commission) received this regulation from the State Board of Osteopathic Medicine (Board). This rulemaking amends 49 Pa. Code § 25.211. The authority for this regulation is section 16 of the Osteopathic Medical Practice Act (63 P.S. § 271.16). Notice of proposed rulemaking was omitted for this regulation; it will become effective upon publication in the *Pennsylvania Bulletin*.

The Board is deleting section 25.211, which pertains to prescribing, administering and dispensing controlled sympathomimetic amines. This section expired under sunset provisions on January 17, 1992.

We have reviewed this regulation and find it to be in the public interest. The rulemaking removes an obsolete provision from the *Pennsylvania Code*.

*Therefore, It Is Ordered That:*

1. Regulation No. 16A-538 from the State Board of Osteopathic Medicine, as submitted to the Commission on May 28, 1998, is approved; and

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

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

Public Meeting held  
June 18, 1998

*Pennsylvania Public Utility Commission—Reporting Requirements for Universal Service and Energy Conservation Programs; Regulation No. 57-193*

**Order**

On January 16, 1998, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Public Utility Commission (PUC). This rulemaking amends 52 Pa. Code Chapter 54. The authority for this regulation is found in sections 2802(17), 2803 and 2804(8) and (9) of the Electricity Generation Customer Choice and Competition Act (Act) (66 Pa.C.S. §§ 2802(17), 2803 and 2804(8) and (9)). The proposed regulation was published in the January 31, 1998 *Pennsylvania Bulletin* with a 45-day public comment period. The final-form regulation was submitted to the Commission on May 18, 1998.

The Act requires the PUC to ensure that universal service and energy conservation policies, activities and services are properly funded and available in each electric distribution territory. The rulemaking requires the electric distribution companies to submit annual reports, triennial plans, and independent evaluations every 6 years.

The Senate Consumer Protection and Professional Licensure Committee met on June 8, 1998, and had no objections to the regulation.

We have reviewed this regulation and find it to be in the public interest. The rulemaking establishes standard reporting requirements for universal service and energy conservation programs which will allow the PUC to ensure that the utilities fulfill their responsibilities under the Act.

*Therefore, It Is Ordered That:*

1. Regulation No. 57-193 from the Pennsylvania Public Utility Commission, as submitted to the Commission on May 18, 1998, is approved; and
2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

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

Public Meeting held  
June 18, 1998

*Pennsylvania Public Utility Commission—Residential Telephone Service; Regulation No. 57-170*

#### Order

On May 30, 1996, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Public Utility Commission (PUC). This rulemaking amends 52 Pa. Code Chapters 63 and 64. The authority for this regulation is found in sections 501, 504—506, 1301, and 1501 of the Public Utility Code (66 Pa.C.S. §§ 501, 504—506, 1301 and 1501) and the Telecommunications Act of 1996 (47 U.S.C.A. § 251, et seq.). The proposed regulation was published in the June 15, 1996 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on May 18, 1998.

The regulation clarifies and streamlines existing regulations. It also updates existing regulations to reflect current telecommunications industry standards and Federal law, and to eliminate obsolete and excessive regulations.

We have reviewed this regulation and find it to be in the public interest. The regulation will clarify and simplify requirements for the telephone industry.

*Therefore, It Is Ordered That:*

1. Regulation No. 57-170 from the Pennsylvania Public Utility Commission, as submitted to the Commission on May 18, 1998, is approved; and
2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

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

Public Meeting held  
June 18, 1998

*Pennsylvania Public Utility Commission—Licensing Requirements for Electric Generation Suppliers; Regulation No. 57-191*

#### Order

On January 16, 1998, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Public Utility Commission (PUC). This rulemaking amends 52 Pa. Code Chap-

ters 3 and 54. The authority for this regulation is found in sections 2806(g)(3) and 2809 of the Electricity Generation Customer Choice and Competition Act (act) (66 Pa.C.S. §§ 2806(g)(3) and 2809). The proposed regulation was published in the January 31, 1998 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on May 18, 1998.

The act requires the PUC to license electric generation suppliers, including brokers, aggregators and marketers. In response to the mandates of the act, the PUC adopted interim licensing and application requirements in February 1997.

The Senate Consumer Protection and Professional Licensure Committee (Committee) met on June 8, 1998. The Committee had no objections to the regulation.

We have reviewed this regulation and find it to be in the public interest. The regulation codifies the PUC's interim requirements and fulfills the mandates of the act.

*Therefore, It Is Ordered That:*

1. Regulation No. 57-191 from the Pennsylvania Public Utility Commission, as submitted to the Commission on May 18, 1998, is approved; and
2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

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

Public Meeting held  
June 18, 1998

*Pennsylvania Public Utility Commission—Adjustment of Electric Distribution Company Rates for Changes in State Tax Liability; Regulation No. 57-188*

#### Order

On January 16, 1998, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Public Utility Commission. This rulemaking adds sections 91 through 98 to 52 Pa. Code Chapter 54. The authority for this regulation is 66 Pa.C.S. §§ 2801 to 2812. The proposed regulation was published in the January 31, 1998, *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on May 18, 1998.

Act 138 of 1996 (Act 138) capped electric distribution company (EDC) rates through June of 2001, with an exception for recovery of increases in State or Federal taxes. Act 138 also requires the restructuring of the electric industry to maintain revenue neutrality to the Commonwealth. The proposed amendments establish the filing process by which an EDC can seek recovery of changes in its State tax liability.

The Senate Consumer Protection and Professional Licensure Committee (Committee) met on June 8, 1998. The Committee had no objections to the regulation.

We have reviewed this regulation and find it to be in the public interest. It is consistent with the directives of Act 138.

*Therefore, It Is Ordered That:*

1. Regulation No. 57-188 from the Pennsylvania Public Utility Commission, as submitted to the Commission on May 18, 1998, is approved; and

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

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

Public Meeting held  
June 18, 1998

*Pennsylvania Public Utility Commission—Standards and Billing Practices; Regulation No. 57-171*

#### Order

On June 11, 1996, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Public Utility Commission (PUC). This rulemaking amends 52 Pa. Code Chapter 56. The authority for this regulation is 66 Pa.C.S. §§ 501, 504, 2412 and 2416. The proposed regulation was published in the June 22, 1996, *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on May 18, 1998.

The PUC is amending 52 Pa. Code Chapter 56, *Standards and Billing Practices for Residential Utility Service*, to rescind obsolete regulations, clarify regulations that are causing confusion, simplify overly burdensome requirements, and modify procedures to allow utilities a meaningful opportunity to address customer dissatisfaction. The proposed amendments affect electric, gas, steam heat, wastewater, and water utilities under PUC jurisdiction.

We have reviewed this regulation and find it to be in the public interest. The amendments allow greater flexibility to resolve complaints and should result in savings to both the utilities and PUC.

*Therefore, It Is Ordered That:*

1. Regulation No. 57-171 from the Pennsylvania Public Utility Commission, as submitted to the Commission on May 18, 1998, is approved; and

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

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

Public Meeting held  
June 18, 1998

*Pennsylvania Public Utility Commission—Reporting Requirements for Quality of Service Benchmarks and Standards; Regulation No. 57-192*

#### Order

On January 16, 1998, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Public Utility Commission (PUC). This rulemaking creates a new subchapter at 52 Pa. Code §§ 54.151—54.156. The authority for this regulation is sections 2802(12), 2804(1) and 2807(d) of the Public Utility Code (66 Pa.C.S. §§ 2802(12), 2804(1) and 2807(d)). The proposed regulation was published in the January 31, 1998 edition of the *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on May 18, 1998.

The PUC is proposing to establish uniform measures and reporting requirements to allow the PUC to monitor the electric distribution companies (EDCs) customer service performance. Once the PUC has collected and analyzed the data, it will develop quality of service benchmarks and standards for the EDCs. The establishment of benchmarks and standards will be the subject of a future rulemaking. The regulation is in response to the newly enacted Electricity Generation Customer Choice and Competition Act, which provides that the level of customer services shall remain the same as before electric competition.

We have reviewed this regulation and find it to be in the public interest. The regulation represents an initial step in the PUC's program to maintain the safety and reliability of the electric system under deregulation.

*Therefore, It Is Ordered That:*

1. Regulation No. 57-192 from the Pennsylvania Public Utility Commission, as submitted to the Commission on May 18, 1998, is approved; and

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

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

Public Meeting held  
June 18, 1998

*Pennsylvania Public Utility Commission—Customer Information Disclosure for Electricity Providers; Regulation No. 57-187*

#### Order

On January 16, 1998, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Public Utility Commission (PUC). This rulemaking creates a new subchapter at 52 Pa. Code §§ 54.1—54.9. The authority for this regulation is section 2807(d)(2) of the Public Utility Code (66 Pa.C.S. § 2807(d)). The proposed regulation was published in the January 31, 1998 edition of the *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on May 18, 1998.

This regulation establishes procedures, standards and requirements for electric distribution companies, electricity suppliers, marketers and brokers to provide adequate and accurate information to residential and small business customers. The regulation is designed to implement section 2807(d)(2) of the Electricity Generation Customer Choice and Competition Act (act) that requires electric utilities and generation suppliers to provide "adequate and accurate customer information." The PUC states that this regulation will increase costs for electric distribution companies, suppliers and the PUC itself. However, an estimate of these increased costs cannot be made at this time.

We have reviewed this regulation and find it to be in the public interest. The regulation will provide customers with a wide variety of information to use in making their decisions in an era of choice in electric generation supply. In addition, the PUC made several improvements in this regulation in response to comments submitted by the public and this Commission. Although we support the overall objectives of this regulation, there are a number of

areas in the rulemaking that are unclear and appear to be inconsistent with other regulatory provisions.

One example is section 54.8 which is entitled "Privacy of Customer Information." It requires that customers take action to restrict release of two types of information. Representative William R. Lloyd, Jr., Minority Chairperson of the House Consumer Affairs Committee, in a letter dated June 16, 1998, expressed the concern that many customers will not realize that they have the opportunity to restrict the release of this information. This concern is substantiated by subsection 54.43(d) of PUC's final-form regulation No. 57-191. This subsection requires that a licensee maintain confidentiality of a consumer's "name, address and telephone number, and historic payment information." Both Regulation #57-191 and this regulation are part of the PUC's regulatory package to implement the act. If the licensee who is the supplier must maintain confidentiality of four types of customer information, then the question arises as to why a customer can restrict release of only two types of this information. To maintain compliance with subsection 54.43(d), suppliers or other licensees need the customer's consent for release of all four types of information. We urge the PUC to amend this regulation through future rulemakings to address Representative Lloyd's concerns, bring this regulation into consistency with subsection 54.43(d), and clarify other provisions in this regulation. Greater clarity and precision in this regulation will allow the PUC to fully implement the statutory mandate that information be "adequate and accurate."

Therefore, It Is Ordered That:

1. Regulation No. 57-187 from the Pennsylvania Public Utility Commission, as submitted to the Commission on May 18, 1998, is approved; and
2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

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

Public Meeting held  
June 18, 1998

Pennsylvania Public Utility Commission—Electric Service Reliability Standards; Regulation No. 57-185

**Order**

On September 30, 1997, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Public Utility Commission (PUC). This rulemaking amends 52 Pa. Code Chapter 57. The authority for this regulation is 66 Pa.C.S. §§ 501, 524, 1102, 1103, 1501, 1504, 1505, 2802, 2804, 2807 and 2809. The proposed regulation was published in the October 11, 1997 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on May 18, 1998.

The proposal adds Subchapter N, Electric Reliability Standards, to Chapter 57. Electric distribution companies (EDC's) are responsible for transmission system reliability and are required to install and maintain transmission facilities in conformity with the provisions of Chapter 57, including annual reporting of performance of the transmission system. EDCs are also responsible for distribution system reliability and must take measures to meet the reliability standards in the proposal. Electric distribution suppliers are required to maintain appropriate reserve capacity.

We have reviewed this regulation and find it to be in the public interest. We note, however, that the Commission has identified clarity concerns in section 57.194(h)(1)—(4) of the final-form rulemaking, a subsection which outline the measures electric distribution companies must take to meet reliability performance standards. The PUC does state in the preamble that all parties will have an opportunity to comment prior to final adoption of Commission decisions. It further explains that a particular methodology or precise standard was not adopted in the rulemaking because of a lack of existing data. Therefore, we suggest the PUC work with the industry in developing a schedule for input and development of standards.

Therefore, It Is Ordered That:

1. Regulation No. 57-185 from the Pennsylvania Public Utility Commission, as submitted to the Commission on May 18, 1998, is approved; and
2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.

JOHN R. MCGINLEY, Jr.,  
Chairperson

[Pa.B. Doc. No. 98-1114. Filed for public inspection July 10, 1998, 9:00 a.m.]

**Notice of Filing of Final-Form Rulemakings**

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

Reg. No.	Agency/Title	Received
15-385	Department of Revenue Calculation of Title Insurance Company Gross Premiums	6/24/98
7-317	Environmental Quality Board Air Quality Amendments (RBI #2)	6/30/98
7-322	Environmental Quality Board Municipal Wasteload Management	6/30/98
7-306A	Environmental Quality Board Stream Redesignations; French Creek, et al	6/30/98

JOHN R. MCGINLEY, Jr.,  
Chairperson

[Pa.B. Doc. No. 98-1115. Filed for public inspection July 10, 1998, 9:00 a.m.]

**INSURANCE DEPARTMENT**

**Alleged Violation of Insurance Laws: Kenneth A. Moraski, Jr.; Doc. No. SC98-06-032**

Notice is hereby given of the Order to Show Cause issued on June 30, 1998 by the Deputy Insurance Commissioner of the Commonwealth of Pennsylvania in the above-referenced matter. Violation of the following is alleged: Sections 3(b), 6(1), 6(2), 6(6), 11(b) and 11(d) of

the Motor Vehicle Physical Damage Appraiser Act (63 P. S. §§ 853(b), 856(1), 856(2), 856(6), 861(b) and 861(d) and section 4 of the Unfair Insurance Practices Act (40 P. S. § 1171.4) and 31 Pa. Code §§ 62.2(e), 62.2(f), 62.3(a)(2), 62.3(g)(12)(ii) and 62.4.

Respondent shall file a written answer to the Order to Show Cause within 30 days of the date of issue. If Respondent files a timely answer, a formal administrative hearing shall be held in accordance with 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law) 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure); 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure) and other relevant procedural provisions of law.

Answers, motions preliminary to those at hearing, protests, petitions to intervene, or notices of intervention, if any, must be filed in writing with the Docket Clerk, Insurance Department, Administrative Hearings Office, 901 North 7th Street, Harrisburg, PA 17102.

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

M. DIANE KOKEN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 98-1116. Filed for public inspection July 10, 1998, 9:00 a.m.]

### Appeal of Michael P. Lynady; Order to Show Cause; Doc. No. SC98-01-011

A hearing shall occur on July 8, 1998 at 3 p.m. in Room 200, Administrative Hearing Office, Capitol Associates Building, 901 North Seventh Street, Harrisburg, PA 17102. The hearing will be held in accordance with the requirements 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law); 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure); 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure) and other relevant procedural provisions of law.

Motions preliminary to those at hearing, if any, must be filed with the Docket Clerk, PA Insurance Department, Capitol Associates Building, Room 200, 901 N. 7th Street, Harrisburg, PA 17102 on or before July 1, 1998.

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. 98-1117. Filed for public inspection July 10, 1998, 9:00 a.m.]

### Application for Approval to Redomesticate

The Colonial American Life Insurance Company, a Louisiana life insurance company, has submitted a Plan of Redomestication, whereby it proposes to redomesticate

from the State of Louisiana to the Commonwealth of Pennsylvania. The initial filing was made under requirements set forth under the Business Corporation Law of 1988, 15 Pa.C.S. § 1 *et seq.* Persons wishing to comment on the grounds of public or private interest to the issuance of the Insurance Department's (Department) order approving this redomestication are invited to submit a written statement to the Department within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include 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 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. 98-1118. Filed for public inspection July 10, 1998, 9:00 a.m.]

### Application for Consolidation of Two Domestic Mutual Fire Insurance Corporations

Millers Mutual Insurance Company and Paradise Mutual Insurance Company have filed an application for approval of an Agreement and Plan of Consolidation, which will result in the formation of a new mutual fire insurance corporation. The filing was incorrectly identified as an Agreement and Plan of Conversion in the June 13, 1998 *Pennsylvania Bulletin*. 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 Insurance Department (Department) within 30 days from June 13, 1998. 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 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. 98-1119. Filed for public inspection July 10, 1998, 9:00 a.m.]

### Timothy L. Dietrich; Doc. No. AG98-06-031

A prehearing conference shall be held on August 6, 1998 at 10 a.m. in Room 200, Administrative Hearings Office, Capitol Associates Building, 901 North Seventh Street, Harrisburg, PA 17102. Motions preliminary to those at hearing, protest petitions to intervene, or notices of intervention, if any, must be filed with the Docket Clerk on or before July 30, 1998.



The hearing shall occur on August 20, 1998 at 10 a.m. in Room 200, Administrative Hearing Office, Capitol Associates Building, 901 North Seventh Street, Harrisburg, PA 17102.

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

M. DIANE KOKEN,  
Insurance Commissioner

[Pa.B. Doc. No. 98-1120. Filed for public inspection July 10, 1998, 9:00 a.m.]

## LIQUOR CONTROL BOARD

### Expiration of Leases

The following Liquor Control Board lease will expire:

Allegheny County, Wine & Spirits Shoppe #0219, Duquesne Plaza, 31 Duquesne Boulevard, Duquesne, PA 15110-1001.

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 2,800 net useable square feet of new or existing retail commercial space in a shopping center environment serving the City of Duquesne and surrounding areas.

*Proposals due:* July 31, 1998 at 12 noon

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

Allegheny County, Wine & Spirits Shoppe #0277, 8050 McKnight Road, Pittsburgh, PA 15237-5750.

*Lease Expiration Date:* January 31, 1999

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 5,000 to 6,000 net useable square feet of new or existing retail commercial space in a shopping center environment near the intersection of McKnight and Peebles Roads.

*Proposals due:* July 31, 1998 at 12 noon

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

Allegheny County, Wine & Spirits Shoppe #0282, Route 30 Plaza, 1901 Lincoln Highway, North Versailles, PA 15137-2736.

*Lease Expiration Date:* May 31, 1999

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 3,000 net useable square feet of new or existing retail commercial space in a shopping center environment in North Versailles near the intersection of U.S. Route 30 and PA Route 48.

*Proposals due:* July 31, 1998 at 12 noon

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

Allegheny County, Wine & Spirits Shoppe #0298, Chartiers Valley Shopping Center, 1025 Washington Pike, Bridgeville, PA 15017-2702.

*Lease Expiration Date:* May 31, 2000

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 4,900 net useable square feet of new or existing retail commercial space in a shopping center environment serving Bridgeville and surrounding areas.

*Proposals due:* July 31, 1998 at 12 noon

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

Fayette County, Wine & Spirits Shoppe #2602, 127 Brownsville Avenue, Brownsville, PA 15417-1969;

Wine & Spirits Shoppe #2607, Main Street, Republic, PA 15475-0171.

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 1,800 net useable square feet of new or existing retail commercial space within a half mile of the intersection of U.S. Route 40 and PA Route 166.

*Proposals due:* July 31, 1998 at 12 noon

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

Fayette County, Wine & Spirits Shoppe #2608, 108 S. Liberty Street, Perryopolis, PA 15473-0349

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 1,300 net useable square feet of new or existing retail commercial space serving the Perryopolis area.

*Proposals due:* July 31, 1998 at 12 noon

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

Indiana County, Wine & Spirits Shoppe #3203, 78 Franklin Street, Clymer, PA 15728-1104.

*Lease Expiration Date:* July 31, 1999

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 1,500 net useable square feet of new or existing retail commercial space serving the Clymer area.

*Proposals due:* July 31, 1998 at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Real Estate Division, State Office Building, Room 408, 300 Liberty Avenue, Pittsburgh, PA 15222  
**Contact:** Tom Deal, (412) 565-5130

Somerset County, Wine & Spirits Shoppe #5603, 1607 Jefferson Avenue, Windber, PA 15963-1737.

*Lease Expiration Date:* January 31, 1999

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 2,500 net useable square feet of new or existing retail commercial space serving the Windber area.

*Proposals due:* July 31, 1998 at 12 noon

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

Westmoreland County, Wine & Spirits Shoppe #6513, 400 Indiana Avenue, Avonmore, PA 15618-0038

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 800 to 1,000 net useable square feet of new or existing retail commercial space serving the Avonmore area.

*Proposals due:* July 31, 1998 at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Real Estate Division, State Office Building, Room 408, 300 Liberty Avenue, Pittsburgh, PA 15222  
**Contact:** Joseph Molhoek, (412) 565-5130

Westmoreland County, Wine & Spirits Shoppe #6516, Harrison City

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 3,000 net useable square feet of new or existing retail commercial space located within a 1 mile radius of the Borough of Harrison City. The location should have off-street parking and good loading facilities.

*Proposals due:* July 31, 1998 at 12 noon

**Department:** Pennsylvania Liquor Control Board  
**Location:** Real Estate Division, State Office Building, Room 408, 300 Liberty Avenue, Pittsburgh, PA 15222  
**Contact:** Tom Deal, (412) 565-5130

JOHN E. JONES, III,  
*Chairperson*

[Pa.B. Doc. No. 98-1121. Filed for public inspection July 10, 1998, 9:00 a.m.]

## PENNSYLVANIA COMMISSION FOR WOMEN

### Meeting Notice

The Pennsylvania Commission for Women has scheduled the Commissioner's Meeting for the third quarter of

1998 to be held Monday, July 20, 1998 at 10 a.m. until 3 p.m. The Commissioner's Meeting will be held in the Green Room of the Forum Building at Walnut Street and Commonwealth Avenue, Harrisburg, PA 17120. The public is invited to attend. Persons who need accommodations due to a disability and want to attend should contact Christine Anderson, PA Commission for Women, 205 Finance Building, Harrisburg, PA 17120 at (717) 787-8128, at least 24 hours in advance so arrangements can be made.

LOIDA ESBRI,  
*Executive Director*

[Pa.B. Doc. No. 98-1122. Filed for public inspection July 10, 1998, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Railroad With Hearing

**C-00981165. Borough of Swissvale v. Consolidated Rail Corporation.** A complaint has been made to the Pennsylvania Public Utility Commission, under the provisions of Public Utility Code. The complainant states that the Pennsylvania Public Utility Commission issued an order at Docket Number I-00870028 establishing maintenance of rail-highway crossing (AAR 510 522F) carrying Braddock Avenue over and above-the-grade of Conrail tracks. Complainant states that a bridge inspection report indicates that overall condition of structure is poor. Complainant would like Conrail to conduct the repairs set forth in the bridge inspection or be assessed penalties or damages equal to cost of said repairs. Additional respondents: Pennsylvania Department of Transportation and Allegheny County.

An Initial Hearing on this matter will be held Wednesday, September 16, 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. 98-1123. Filed for public inspection July 10, 1998, 9:00 a.m.]

### Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Publication of this notice shall be considered as sufficient notice to all carriers holding authority from this Commission. Applications will be considered without hearing in the absence of protests to the application. Protests to the applications published herein are due on or before August 3, 1998, as set forth at 52 Pa. Code § 3.381 (relating to applications for transportation of property and persons). The protest shall also indicate whether it applies to the temporary authority application or the permanent application or both.

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

**A-00115093. Whilamena Hall** (5947 Windsor Avenue, city and county of Philadelphia, PA 19143)—persons in paratransit service from points in the city and county of Philadelphia, to State and Federal Correctional Institutions in Pennsylvania, and return.

**A-00115094. Community Ambulance Service, Inc.** (1010 Buffalo Street, Franklin, Venango County, PA 16323), a corporation of the Commonwealth of Pennsylvania—persons in paratransit service, in vehicles modified to handle wheelchairs by hydraulic lift, between points in the county of Venango, and from points in the said county, to points in Pennsylvania, and return; subject to the following conditions: (a) that service is limited to the transportation of persons who are either nonambulatory, or who, due to physical or mental disability, require assistance in entering or exiting the vehicle, or the use of medical appliances, equipment or a medical escort during transportation, and (b) that service is limited to the use of vehicles operated only by State certified emergency medical technicians. *Attorney:* John A. Pillar, 1106 Frick Building, Pittsburgh, PA 15219.

**Applications of the following for approval of the right and privilege to discontinue/abandon operating as common carriers by motor vehicle for the transportation in use as described under each application.**

**A-00106101, Folder 1, Am-A. Pocono Transportation, Inc.** (R. R. 1, Box 1347, Gouldsboro, Lackawanna County, PA 18424), a corporation of the Commonwealth of Pennsylvania—discontinuance of service—persons in group and party service: (1) for Notre Dame High School, from the borough of East Stroudsburg, Monroe County, to points in Pennsylvania; and (2) from points in the borough of Moscow and the township of Covington, Lackawanna County, to points in Pennsylvania; and between points in the borough of Mt. Pocono, Monroe County, and points in the counties of Wayne and Monroe within an airline distance of 20 statute miles of the said borough, and from points in the said territory to points in Pennsylvania; subject to the following conditions: (a) that no right, power or privilege is granted to provide service between points in the county of Monroe on and south of Interstate Route 80 to include the boroughs of Stroudsburg and East Stroudsburg (except for Notre Dame High School) and the townships of Stroud and Smithfield; and (b) that all service provided shall be in conventional school bus equipment.

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

**A-00104709, F. 1, Am-A. Unique Limousine Service, Inc.** (1301 North Cameron Street, Harrisburg, Dauphin County, PA 17106), a corporation of the Commonwealth of Pennsylvania—persons in luxury limousine service, in vehicles with a seating capacity of 10 passengers or less, excluding the driver, between points in the counties of Dauphin and Cumberland, and from points in said counties, to points in Pennsylvania, and vice versa: *So as to permit* the transportation of persons in limousine service, between points in the counties of Adams, Cumberland,

Dauphin, Franklin, Lancaster, Lebanon and York, and from points in said counties, to points in Pennsylvania, and return; which is to be a transfer of the right authorized Keystone Limousine, Inc., under the certificate issued at A-00110279, F. 2, subject to the same limitations and conditions. *Attorney:* Paige Macdonald-Matthes, P. O. Box 60457, Harrisburg, PA 17106-0457.

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

**A-00104709, F. 2. Unique Limousine Service, Inc.** (1301 North Cameron Street, Harrisburg, Dauphin County, PA 17106), a corporation of the Commonwealth of Pennsylvania—additional right—persons, in airport transfer service, from points in the counties of Lancaster and York, to the following airports: Philadelphia International Airport, in the city and county of Philadelphia and the township of Tinicum, Delaware County; Harrisburg International Airport, in the township of Lower Swatara, Dauphin County; Lancaster Municipal Airport, in the township of Manheim, Lancaster County; and the Reading Municipal Airport, in the township of Bern, Berks County; which is to be a transfer of the right authorized Keystone Limousine, Inc., under the certificate issued at A-00110279, F. 1, subject to the same limitations and conditions. *Attorney:* Paige Macdonald-Matthes, P. O. Box 60457, Harrisburg, PA 17106-0457.

**Motor Carrier Applications—Property, Excluding Household Goods in Use**

The following applications for the authority to transport property, excluding household goods in use, between points in Pennsylvania, have been filed with the Pennsylvania Public Utility Commission. Public comment to these applications may be filed, in writing with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265 on or before July 27, 1998.

- A-00114269 F.2 Kinsale Moving & Storage, Inc.  
37 Camelot Drive, Plymouth Meeting,  
PA 19462; William Heller, 4032  
LaFrance Road, Lafayette Hill, PA  
19444
- A-00114626 F. 2 Starke and Sons, Inc.  
5711 Hoffman Avenue, Philadelphia,  
PA 19143
- A-00115070 William E. Garbrick  
P. O. Box 14, Salona, PA 17767
- A-00115071 Eric O. Williams, t/a Kemo'Sabe  
Enterprise  
1018 East Congress Street,  
Allentown, PA 18103
- A-00115072 Mark Cromley, t/a Mark Cromley's  
Hauling  
R. R. 3, Box 555, Lewistown, PA  
17837
- A-00115073 Brian J. McKennas  
77 Shupp Hill Road, Tunkhannock,  
PA 18657
- A-00115074 Lawrence James Ogonosky  
22 Clark Street, Wyoming, PA 18644
- A-00115075 Dean S. Gurney  
P. O. Box 4301, Reading, PA 19606

- A-00115076 Dennis D. Yokum, Sr.  
R. R. 7, Box 513, Bedford, PA 15522
- A-00115077 Clarence R. Matz, t/a Matz Trucking  
R. D. 4, Box 203, Kutztown, PA 19530
- A-00115078 Melvin Fraker  
36 Clay Road, Carlisle, PA 17013:  
David H. Radcliff, 3905 North Front  
Street, Harrisburg, PA 17110
- A-00115079 Osborne-Davis Transportation Co., Inc.  
3939 Germantown Avenue,  
Philadelphia, PA 19140
- A-00115080 Schlusser Enterprise, Inc.  
11 Creek Road, Carlisle, PA 17013:  
David H. Radcliff, 3905 North Front  
Street, Harrisburg, PA 17110
- A-00115081 Carl E. Hoffman, t/a Hoffman Express  
6116 Memorial Road, Allentown, PA  
18104
- A-00115082 Michael C. Lichina, Trucking, Inc.  
P. O. Box 3, Wildwood, PA 15091
- A-00115083 David Graybill, t/a Graybill Farms  
R. R. 1, Box 7500, Grantville, PA  
17028; David H. Radcliff, 3905 North  
Front Street, Harrisburg, PA 17110
- A-00115084 New Millenium Entities, Inc.  
P. O. Box 170, Delmont, PA 15626
- A-00115085 Jeffrey L. Ukish  
c/o PSST P. O. Box 736, Smithton, PA  
15679
- A-00115086 Dennis M. Brown, t/a Brown Trucking  
R. R. 2, Box 232 A, Wyalusing, PA  
18853; Albert C. Ondrey, 14 Park  
Street, Towanda, PA 18848
- A-00115087 Paul E. Everts, t/a Evert's Trucking  
R. R. 1, Box 427 A, Troy, PA 16947
- A-00115089 Palmisano Delivery Service, Inc.  
5100 Harding Highway, Mays  
Landing, NJ 08330
- A-00115090 Stephen W. Lacefield, t/a Lacefield  
Transport  
R. D. 2, Box 49 F, Elliotsburg, PA  
17024
- A-00115091 Levine's Iron & Metal, Inc.  
R. D. 4, Box 328, Waynesburg, PA  
15370; John A. Pillar, 1106 Frick  
Building, Pittsburgh, PA 15219
- A-00115092 Copart of Connecticut, Inc., t/a Copart  
Salvage Auto Auctions  
P. O. Box 46, Pennsburg, PA 18073:  
Paul A. Styer, 5500 E. Second Street,  
2nd Floor, Benicia, CA 94510
- A-00113869 F. 2 Kathleen Ann Lawson, t/a Wels Cargo  
241 McConnell Road, Canonsburg, PA  
15317
- A-00115095 Walter E. Yearick, t/a W. E. Yearick  
Trucking  
150 North Pennsylvania Avenue,  
Centre Hall, PA 16828
- A-00115096 J. W. Marshall, Inc.  
109 Brownsville Road, Valencia, PA  
16059
- A-00115100 V-Force, Inc., t/a Christian Ride &  
Courier Service  
R. R. 1, Box 55, Warriors Mark, PA  
16877; David M. Axinn, 1904 J.  
Juniata Street, Hollidaysburg, PA  
16648
- A-00115099 Carl, Darlyne & Jesse Williams, t/a  
C.D.J. Williams Trucking  
18775 Drake Hill Road, Centerville,  
PA 16404
- A-00115098 Stephen W. Banas, Jr.  
369 Joseph Drive, Kingston, PA  
18704-5637
- A-00115097 Scott D. Marsteller, t/a Marstellar  
Trucking Company  
R. R. 2, Box 930, Port Royal, PA  
17082

*Pennsylvania Public Utility Commission, Bureau of  
Transportation and Safety v. Eleven 7 Corp.; Doc. No.  
A-00105996C98*

### Complaint

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Transportation and Safety and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Transportation and Safety Prosecutory Staff hereby represents as follows:

1. That Eleven 7 Corp., respondent, maintains its principal place of business at R. Helen and Mill Streets, Dunmore, PA 18512.

2. That respondent was issued a certificate of public convenience by this Commission at Docket No. A-00105996.

3. That respondent was sent, by certified mail, a 1994-95 Assessment in the amount of \$2,412.

4. That respondent was sent, by certified mail, a 1995-96 Assessment in the amount of \$2,617.

5. That respondent was sent, by certified mail, a 1996-97 Assessment in the amount of \$1,610.

6. That respondent was sent, by certified mail, a 1997-98 Assessment in the amount of \$1,415.

7. That, on or about December 19, 1997, a reminder notice was sent to respondent by first class mail notifying it of past due assessments.

8. That respondent has made no payments to date.

9. That respondent has an outstanding assessment of \$8,054.

10. That respondent failed to file objections to the assessment, pursuant to 66 Pa.C.S.A. § 510(c).

11. That respondent, by failing to pay the assessment, is in violation of the Public Utility Code at 66 Pa.C.S.A. § 510(c).

Wherefore, the Bureau of Transportation and Safety Prosecutory Staff hereby requests that the Commission cancel the certificate of public convenience issued to respondent, direct the Pennsylvania Department of Transportation to revoke the motor vehicle registration(s) issued to respondent, notify the Pennsylvania Department of Revenue that respondent's certificate of public convenience has been revoked and notify respondent's insurance carrier that respondent's certificate of public convenience has been revoked.

Respectfully submitted,

George T. Mahan, Director  
Bureau of Transportation and Safety  
P. O. Box 3265  
Harrisburg, PA 17105-3265

*Verification*

I, George T. Mahan, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: \_\_\_\_\_ George T. Mahan, Director

*Notice*

A. You must file an answer within twenty (20) days of the date of service of this complaint. The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this complaint and notice, 52 Pa. Code § 1.56(a). The answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this complaint. Your answer must be verified and the original and three (3) copies sent to:

James J. McNulty, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

B. If you fail to answer this complaint within twenty (20) days, the Bureau of Transportation and Safety will request that the Commission enter an order imposing the penalty set forth in the complaint.

C. You may elect not to contest this complaint by paying your outstanding assessment within twenty (20) days. Your certified check or money order, payable to the Commonwealth of Pennsylvania, should be forwarded to Pennsylvania Public Utility Commission, P. O. Box 400006-W, Pittsburgh, PA 15268-0006.

D. If you file an answer which either admits or fails to deny the allegations of the complaint, the Bureau of Transportation and Safety will request the Commission to enter an order imposing the penalty set forth in the complaint.

E. If you file an answer which contests the complaint, the matter will be assigned to an administrative law judge for hearing and decision. The judge is not bound by the penalty set forth in this complaint.

F. Alternative formats of this material are available, for persons with disabilities, by contacting the Assessment Section at (717) 787-5620.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 98-1124. Filed for public inspection July 10, 1998, 9:00 a.m.]

**Telecommunications**

**A-310701. Bell Atlantic-Pennsylvania, Inc. and CAT Communications International, Inc. d/b/a/C.C.I. Joint Petition of Bell Atlantic-Pennsylvania, Inc. and CAT Communications International, Inc., d/b/a C.C.I. for approval of a resale agreement under section 252(e) of the Telecommunications Act of 1996.**

Bell Atlantic-Pennsylvania, Inc. and CAT Communications International, Inc., d/b/a C.C.I., 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 CAT Communications International, Inc. d/b/a C.C.I. 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. 98-1125. Filed for public inspection July 10, 1998, 9:00 a.m.]

**Telecommunications**

**A-310630F0002. Bell Atlantic-Pennsylvania, Inc. and Focal Communications Corporation of Pennsylvania. Joint Petition of Bell Atlantic-Pennsylvania, Inc. and Focal Communications Corporation of Pennsylvania for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.**

Bell Atlantic-Pennsylvania, Inc. and Focal Communications Corporation of Pennsylvania, by its counsel, filed on June 24, 1998, at the Pennsylvania Public Utility Commission, a Joint Petition for approval of an interconnection 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 Focal Communications Corporation of Pennsylvania 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. 98-1126. Filed for public inspection July 10, 1998, 9:00 a.m.]

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

JAMES J. MCNULTY,  
*Secretary*

[Pa.B. Doc. No. 98-1128. Filed for public inspection July 10, 1998, 9:00 a.m.]

### Telecommunications

**A-310703. Bell Atlantic-Pennsylvania, Inc. and Frontier Local Services, Inc.** Joint Petition of Bell Atlantic-Pennsylvania, Inc. and Frontier Local Services, Inc. for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and Frontier Local Services, Inc., by its counsel, filed on May 19, 1998, at the Pennsylvania Public Utility Commission, a Joint Petition for approval of an interconnection 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 Frontier Local Services, 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. 98-1127. Filed for public inspection July 10, 1998, 9:00 a.m.]

### Telecommunications

**A-310705. Bell Atlantic-Pennsylvania, Inc. and InterActive Communications, Inc.** Joint Petition of Bell Atlantic-Pennsylvania, Inc. and InterActive Communications Inc. for approval of a resale agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and InterActive Communications Inc., by its counsel, filed on May 22, 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 InterActive Communications Inc. Joint Petition are on file with the Pennsylvania Public Utility Commission and are available for public inspection.

### Telecommunications

**A-310702. Bell Atlantic-Pennsylvania, Inc. and Jerry LaQuiere.** Joint Petition of Bell Atlantic-Pennsylvania, Inc. and Jerry LaQuiere, a Sole Proprietorship, for approval of a resale agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and Jerry LaQuiere, 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 Jerry LaQuiere 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. 98-1129. Filed for public inspection July 10, 1998, 9:00 a.m.]

### Telecommunications

**A-310699. Bell Atlantic-Pennsylvania, Inc. and NuStar Communications Corp.** Joint Petition of Bell Atlantic-Pennsylvania, Inc. and NuStar Communications Corp. for approval of a resale agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and NuStar Communications, Corp., 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 NuStar Communications, Corp. 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. 98-1130. Filed for public inspection July 10, 1998, 9:00 a.m.]

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### Telecommunications

**A-310074F0002. Bell Atlantic-Pennsylvania, Inc. and Penn Telecom, Inc.** Joint Petition of Bell Atlantic-Pennsylvania, Inc. and Penn Telecom, Inc. for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and Penn Telecom, Inc., by its counsel, filed on June 15, 1998, at the Pennsylvania Public Utility Commission, a Joint Petition for approval of an interconnection 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 Penn Telecom, 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. 98-1131. Filed for public inspection July 10, 1998, 9:00 a.m.]

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### Telecommunications

**A-310704. Bell Atlantic-Pennsylvania, Inc. and Talk Time Communications Ltd.** Joint Petition of Bell Atlantic-Pennsylvania, Inc. and Talk Time Communications Ltd. for approval of a resale agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and Talk Time Communications Ltd., by its counsel, filed on May 22, 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 Talk Time Communications Ltd. 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. 98-1132. Filed for public inspection July 10, 1998, 9:00 a.m.]

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### Telecommunications

**A-310654F0002. Bell Atlantic-Pennsylvania, Inc. and Teligent, Inc.** Joint Petition of Bell Atlantic-Pennsylvania, Inc. and Teligent, Inc. for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and Teligent, Inc., by its counsel, filed on June 15, 1998, at the Pennsylvania Public Utility Commission, a Joint Petition for approval of an interconnection 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 Teligent, 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. 98-1133. Filed for public inspection July 10, 1998, 9:00 a.m.]

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### Telecommunications

**A-310622. Bell Atlantic-Pennsylvania, Inc. and Tel-Link, L.L.C.** Joint Petition of Bell Atlantic-Pennsylvania, Inc. and Tel-Link, L.L.C. for approval of a resale agreement under section 252(e) of the Telecommunications Act of 1996.

Bell Atlantic-Pennsylvania, Inc. and Tel-Link, L.L.C., by its counsel, filed on May 22, 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 Tel-Link, L.L.C. 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. 98-1134. Filed for public inspection July 10, 1998, 9:00 a.m.]

## PHILADELPHIA REGIONAL PORT AUTHORITY

### Request for Proposals

The Philadelphia Regional Port Authority (PRPA) will accept proposals until 2 p.m. on Thursday, July 23, 1998 for Project #98-181-001 (Asphalt Materials). The Bid Document can be obtained from the Procurement Administrator, PRPA, 210 West Washington Square, 13th Floor, Philadelphia, PA 19106, (215) 928-9100 and will be available July 14, 1998. PRPA is an equal opportunity employer. Contractor will be required to comply with all applicable equal opportunity laws and regulations.

JAMES T. MCDERMOTT,  
*Executive Director*

[Pa.B. Doc. No. 98-1135. Filed for public inspection July 10, 1998, 9:00 a.m.]

## PUBLIC SCHOOL EMPLOYEES' RETIREMENT BOARD

### Hearings Scheduled

Hearings have been scheduled, as authorized by 24 Pa.C.S. Part IV (relating to Public School Employees' Retirement Code), in connection with the Public School Employees' Retirement System's denial of Claimants' requests concerning the indicated accounts.

The hearings will be held before a hearing examiner at the Public School Employees' Retirement System, 5 North Fifth Street, Harrisburg, PA 17101:

July 16, 1998	Daniel V. Paisley	9 a.m.
	Patricia M. Fincher	
	Phyllis M. Strawn	
	Gertrude Zebraski	
	Earl M. Stidard, Jr.	
	Francis M. Trakes	
	(Disability Eligibility)	

Persons with a disability who wish to attend the above-listed hearings and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact Arthur J. Granito, Assistant Executive Director, at (717) 783-5613 to discuss how the Public School Employees' Retirement System may best accommodate their needs.

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearings will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law). Under 22

Pa. Code § 201.1, (relating to applicability of general rules), procedural matters will be in conformance with 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure) unless specific exemption is granted.

JAMES A. PERRY,  
*Secretary*

[Pa.B. Doc. No. 98-1136. Filed for public inspection July 10, 1998, 9:00 a.m.]

## STATE SYSTEM OF HIGHER EDUCATION

### Request for Interest; SSHE-SH-01-98

The State System of Higher Education is seeking expressions of interest from qualified individuals or firms to provide on or off-campus student housing at 14 universities of the State System of Higher Education in Pennsylvania. Interested qualified individuals and firms may obtain a copy of the Request for Interest from Rebecca Novak, Construction Support Office, Dixon University Center, 2986 North Second Street, Harrisburg, PA 17110, fax at (717) 720-4013. Expressions of interest are due by July 30, 1998, at 4 p.m.

Nondiscrimination and equal opportunity are policies of the Commonwealth and the State System of Higher Education.

JAMES H. McCORMICK,  
*Chancellor*

[Pa.B. Doc. No. 98-1137. Filed for public inspection July 10, 1998, 9:00 a.m.]

## TURNPIKE COMMISSION

### Request for Proposals

Sealed Proposals will be received by Jeffrey L. Hess, Purchasing Manager, at the Administration Building, Harrisburg-East Interchange near Highspire, PA (Mailing Address: P. O. Box 67676, Harrisburg, PA 17106-7676) and publicly opened and read at the date and time indicated below for the following contract:

**Contract No. 98-039-RW22:** Highway Advisory Radio (HAR) and Variable Message Sign (VMS) Systems

*Bid Opening Date:* August 19, 1998, 11 a.m.

*Bid Surety:* 5%

Plans, Specifications and Contract Documents will be available and open for public inspection at the Administration Building. Copies may be purchased upon payment of \$30 per set by check or P. O. Money Order (no cash) payable to the Pennsylvania Turnpike Commission. Attention: Secretary-Treasurer's Office, P. O. Box 67676, Harrisburg, PA 17106-7676. No refund for any reason will be made for plans, specifications and contract documents.

A Prequalification Certification and Maximum Capacity Rating assigned by the Prequalification Committee of the Pennsylvania Department of Transportation is a necessary prerequisite for bidding on this project.



The Pennsylvania Turnpike Commission in accordance with Title VI of the U.S. Civil Rights Act of 1964 Parts 21 and 23 of 49 CFR notifies all bidders that it will affirmatively insure that DBE will be afforded full opportunity to submit bids in response to this invitation and that no person will be discriminated against on the grounds of race, color, sex or national origin in consideration for an award.

A prebid meeting for the project under the direction of the Engineer is scheduled for 1 p.m. on July 29, 1998, at the Pennsylvania Turnpike's Administration Building, adjacent to Exit 19, in the Commissioner's Dining Room located on the Ground Floor.

Contact the Purchasing Manager for listing of other locations where plans and specs can be inspected.

JAMES F. MALONE, III,  
*Chairperson*

[Pa.B. Doc. No. 98-1138. Filed for public inspection July 10, 1998, 9:00 a.m.]

### Request for Proposals

Sealed Proposals will be received by Jeffrey L. Hess, Purchasing Manager, at the Administration Building, Harrisburg-East Interchange near Highspire, PA (Mailing Address: P. O. Box 67676, Harrisburg, PA 17106-7676) and publicly opened and read at the date and time indicated below for the following contract:

**Contract No. 98-039-RW26:** Highway Advisory Radio (HAR), Variable Message Sign (VMS) and Closed Circuit Television (CCTV) Systems

*Bid Opening Date:* August 19, 1998, 11:30 a.m.

*Bid Surety:* 5%

Plans, Specifications and Contract Documents will be available and open for public inspection at the Administration Building. Copies may be purchased upon payment of \$30 per set by check or P. O. Money Order (no cash) payable to the Pennsylvania Turnpike Commission. Attention: Secretary-Treasurer's Office, P. O. Box 67676, Harrisburg, PA 17106-7676. No refund for any reason will be made for plans, specifications and contract documents.

A Prequalification Certification and Maximum Capacity Rating assigned by the Prequalification Committee of the Pennsylvania Department of Transportation is a necessary prerequisite for bidding on this project.

The Pennsylvania Turnpike Commission in accordance with Title VI of the U.S. Civil Rights Act of 1964 Parts 21 and 23 of 49 CFR notifies all bidders that it will affirmatively insure that DBE will be afforded full opportunity to submit bids in response to this invitation and that no person will be discriminated against on the grounds of race, color, sex or national origin in consideration for an award.

A prebid meeting for the project under the direction of the Engineer is scheduled for 1 p.m. on July 29, 1998, at the Pennsylvania Turnpike's Administration Building, adjacent to Exit 19, in the Commissioner's Dining Room located on the Ground Floor.

Contact the Purchasing Manager for listing of other locations where plans and specs can be inspected.

JAMES F. MALONE, III,  
*Chairperson*

[Pa.B. Doc. No. 98-1139. Filed for public inspection July 10, 1998, 9:00 a.m.]

### Retention of Engineering Firm

**Berks, Bucks, Carbon, Chester, Cumberland, Dauphin, Lackawanna, Lancaster, Lebanon, Lehigh, Luzerne, Montgomery and York Counties**  
**Reference No. 4-049**

The Turnpike Commission (Commission) will retain an engineering firm or construction management firm at a specific rate of compensation for an open end contract for construction inspection services on various projects in the East Region (Milepost 200.0 to Milepost 359.0 and the Northeast Extension) of the Pennsylvania Turnpike. The types of projects to be inspected under the contract may include, but are not limited to, bituminous overlays, bridge rehabilitations, and service plaza parking lot expansions, fuel tank replacements and building modifications.

The contract will have a completion date of December 31, 2000, with projects assigned on an as-needed basis. The contract will be for a maximum cost of \$500,000.

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

The selected firm may be required to provide onsite construction inspections, write project correspondence, review and approve construction computations such as temporary shoring, support forms and the like, approve materials, and inspect the manufacture of selected construction materials. In addition, the selected firm may be required to keep records, document the construction work, review current estimates, prepare final estimates for payment to the construction contractor, prepare change orders, conduct monthly job conferences, monitor the monthly progress, provide liaison with affected utilities and communities, conduct semi-final and final inspections, determine from project records the final quantities of each contract item, and perform other duties as may be required.

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

- (1) Be certified by the National Institute for Certification in Engineering Technologies (NICET) as a Transportation Engineering Technician—Construction, Level 2 or higher.
- (2) Be registered as a Professional Engineer by the Commonwealth of Pennsylvania with 1 year of highway experience acceptable to the Commission.
- (3) Be certified as an Engineer-in-Training by the Commonwealth of Pennsylvania with 2 years of highway experience acceptable to the Commission.
- (4) Hold a Bachelor of Science Degree in Civil Engineering with 2 years of highway experience acceptable to the Commission.

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

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

The remaining 20% assigned to each Commission construction project shall meet the following minimum education and experience requirements:

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

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

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

Direct inquires to Matthew J. Wagner at (717) 939-9551, Extension 5210.

#### **General Requirements and Information**

Firms interested in performing the above services are invited to submit Expanded Letter of Interest to Paul A. Edmunds, P.E., Assistant Chief Engineer - Construction, Administration Building located on Eisenhower Boulevard at the Harrisburg-East Interchange near Highspire, PA (Mailing Address: P. O. Box 67676, Harrisburg, PA 17106-7676).

The Expanded Letter of Interest must include in the heading the project reference number indicated in the advertisement. A Standard Form 254, "Architect-Engineer and Related Services Questionnaire," not more than 1 year old as of date of this advertisement, and Standard Form 255, "Architect-Engineer and Related Services Questionnaire for Specific Project," must accompany each expanded letter of interest. If the firm has multiple offices, the location of the office performing the work must be identified.

Standard Form 255 must be filled out in its entirety, including Item No. 6 listing the proposed subconsultants and the type of work or service they will perform on this project. DBEs must be presently certified by the Department and the name of the firms and the work to be performed must be indicated in Item 6.

Firms with out-of-State headquarters or corporations not incorporated in Pennsylvania must include with each expanded letter of interest a copy of their registration to do business in the Commonwealth as provided by the Department of State.

The Turnpike Commission currently limits its participa-

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

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

(A) Specialized experience and technical competence of firm.

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

(C) Expanded Letter of Interest should include an indication of the prime consultant's and subconsultant's current work load for all Pennsylvania Department of Transportation and Pennsylvania Turnpike Commission projects.

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

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

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

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

The Expanded Letter of Interest and required forms must be received by 12 Noon on Friday, July 31, 1998. Letters of interest received after this date and time will be time-stamped and returned.

Based on an evaluation of acceptable Expanded Letters of Interest in response to this advertisement, one firm will be selected for this project. The order of preference will be established for the purpose of negotiating an agreement with the highest ranked firm established by the Technical Review Committee and approved by the Selection Committee. Technical Proposals will not be request for final selection.

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

JAMES F. MALONE, III,  
*Chairperson*

[Pa.B. Doc. No. 98-1140. Filed for public inspection July 10, 1998, 9:00 a.m.]